

**STATE MEDICAL BOARD OF OHIO
FORMAL ACTION REPORT – October 2006**

Prepared by: Sallie J. Debolt, Executive Staff Attorney

Date: November 8, 2006

Listed below is a summary of the actions taken or initiated by the State Medical Board of Ohio in October 2006 and an update of Board matters pending in courts as of the date of this document.

CITATIONS & PROPOSED DENIALS

CREPS, Philip L. (DO #34-005726) – Muncie, IN

Based on prior action by Missouri medical board, pursuant to settlement agreement, reprimanding doctor's Missouri license due in part to doctor's fraud, deception and misrepresentation in application for Missouri licensure. Notice of opportunity for hearing mailed 10/12/06.

McMAKEN, David Allen (MD #35-060233) – Columbus, OH

Based on doctor's alleged failure to comply with CME requirements for the April 2, 2004 through April 1, 2006 CME period. Notice of opportunity for hearing mailed 10/12/06.

MENON, Venu Gopal (MD #35-054426) – Dayton, OH

Notice of opportunity for hearing issued by the Board on 8/10/05, re-mailed to doctor on 10/23/06, pursuant to terms of Agreed Judgment Entry filed with the Franklin County Court of Common Pleas on 10/10/06. (See Court Action Update below)

MIKHLI, Aila (DPM #36-002690) – Cleveland Heights, OH

Based on doctor's being found guilty in U.S. District Court, Northern District of Ohio, of one count of Health Care Fraud. Notice of opportunity for hearing mailed 10/12/06.

SHONKWILER, Walter Stephen (DPM #36-002282) – Westerville, OH

Based on doctor's alleged false, fraudulent, deceptive, or misleading statements on doctor's licensure renewal application submitted to the Board and in information submitted to a surgical center to support doctor's application for privileges. Notice of opportunity for hearing mailed 10/12/06.

FINAL DISCIPLINARY ORDERS

DILDAY, James Curtis (MD training certificate #57-010949) – Cincinnati, OH

Training certificate permanently revoked. Based on prior action of Arkansas medical board revoking doctor's Arkansas medical license due to doctor's prescriptive practices and doctor's persistent and flagrant overcharging for medical services. Order effective 10/12/06. Order mailed 10/12/06.

PRADA, German Virgilio (MD #35-039814) – Dayton, OH

(1) Application for reinstatement of medical license denied and (2) permanent revocation of medical license stayed, with medical licensed suspended for at least one year; conditions for reinstatement established; and subsequent probationary terms, conditions, and limitations for practice for at least three years established. Based on doctor's violation of limitations imposed by Board Order issued 3/10/04 and effective 3/31/04, practice of medicine during license suspension, and failure to conform to minimal standards of care with respect to the treatment of one specified patient. Order supersedes the terms and conditions set forth in the Board Order issued 3/10/04 and effective 3/31/04. Order effective 11/7/06. Order mailed 11/7/06.

WAGMAN, Philip Gary (MD #35-074129) – New Castle, PA

Medical license permanently revoked. Based on doctor having been found guilty in Court of Common Pleas of Lawrence County, Pennsylvania, of 19 felony counts of violation of the Controlled Substance, Drug, Device and Cosmetic Act, one felony count of Conspiracy to Violate the Controlled Substance, Drug, Device, and Cosmetic Act, and one felony count of Flight to Avoid Apprehension, and on prior action by Pennsylvania's medical board to automatically suspend doctor's license due to the felony convictions. (Journal Entry - no hearing requested) Order effective 10/11/06. Order mailed 10/12/06.

CONSENT AGREEMENTS

BROWNLEE, John David (MD #35-074364) – East Cleveland, OH

Medical license suspended for at least 270 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted relapse on Percocet, for which doctor has sought treatment through a Board-approved provider, and of inability to practice according to acceptable and prevailing standards of care due to habitual and excessive use or abuse of drugs. Agreement effective 10/12/06.

DENNISON, Patrick Robert (DO #34-003779) – Cleveland, OH

Revocation of medical license stayed, with license suspended for at least one year; conditions for reinstatement established. Based on doctor's admission of making false, fraudulent, deceptive, or misleading statements to a Board investigator; engaging in sexual contact with two specified patients; departing from the minimal standards of care with respect to treatment rendered to two specified patients; and violating the American Osteopathic Association Code of Ethics. Agreement effective 10/12/06; agreement to remain in effect for at least one year prior to any request for termination.

GANZHORN, Dann William (MD #35-048491) – Cleveland, OH

Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 10/12/06; agreement to remain in effect for at least five years prior to any request for termination.

HAMED, Husam Eddin (MD #35-079659) – Florence, KY

Medical license subject to probationary terms, conditions and limitations based on doctor's admission of prior action by Kentucky medical board that placed doctor's Kentucky license under probationary terms and conditions concerning doctor's ability to prescribe, dispense, or otherwise utilize controlled substances. Agreement effective 10/12/06; agreement to remain in effect for at least five years prior to any request for termination.

KARASIK, Gregory (MD #35-068821) – Bellevue, OH

Medical license suspended for at least 90 days; conditions for reinstatement established; and probationary terms, conditions and limitations established, effective upon reinstatement of license. Based on doctor's admission of failing to conform to minimal standards of care and violation of professional code of ethics due to having engaged in an inappropriate relationship with one patient. Agreement effective 10/12/06; agreement to remain in effect for at least one year prior to any request for termination.

NORTH, Phillip Thiele (MD #35-057152) – Columbus, OH

Medical license suspended for at least 60 days, commencing 11/1/06; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admission of failure to comply with conditions of limitation imposed by 6/9/05 Consent Agreement. Agreement effective 10/12/06.

PENNEY, Nathan Thomas (DPM training certificate #59-000166) – Columbus, OH

Podiatric medicine training certificate reinstated contingent upon doctor's compliance with conditions, including appointment to residency program, subject to probationary terms, conditions, and limitations imposed to monitor practice. Based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 10/12/06; agreement to remain in effect for at least five years prior to any request for termination.

RIDGEWAY, Joseph Aloysius IV (MD #35-062021) – Columbus, OH

Medical license suspended for at least one year; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admission of inability to practice according to acceptable and prevailing standards of care due to relapse on cocaine and of failure to comply with conditions of limitation imposed by 2/8/06 Board Order. Agreement effective 10/12/06.

STEIN, Sarah Ann (LMT #33-015532) – Upper Arlington, OH

Massage therapy license granted, then suspended for 90 days; interim terms and conditions established; probationary terms established, effective upon reinstatement of license. Based on massage therapist's admission of failing to provide full and accurate information to the Board on licensure application. Agreement effective 10/12/06; agreement to remain in effect for at least five years prior to any request for termination.

SWEDA, Susan Gail (MD #35-058466) – Margate, FL

Medical license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admission of addiction to alcohol and use of Fentanyl, Versed, and Benadryl, for which doctor has sought treatment through a Board-approved provider. Agreement effective 10/12/06.

ZIMMERMAN, James F. (DPM #36-002579) – Barberton, OH

Podiatric medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 10/12/06; agreement to remain in effect for at least five years prior to any request for termination.

VOLUNTARY SURRENDER/RETIREMENT

BACLAWSKI, Scott Joseph (LMT #33-011761) – North Royalton, OH

Permanent surrender of massage therapy license accepted by Board in lieu of formal investigation by the Board related to alleged violation of the code of ethics. Effective 10/12/06.

CHUGHTAI, Sajid Q. (MD #35-036689) – Canton, OH

Board Order permanently revoking doctor's medical license entered as authorized by doctor in lieu of formal disciplinary proceedings based on doctor's care rendered to two specified patients. Effective 10/11/06.

ZAK, John F. III (MD #35-073277) – Middleburg Heights, OH

Doctor's retirement from medical practice accepted by Board in lieu of doctor's continued compliance with the terms of the 9/1/04 Consent Agreement. Effective 10/12/06.

PROBATION COMPLETED

HANES, David Corey (DO #34-008237) – Oshkosh, WI

Doctor's request for release from the terms of the 10/1/01 consent agreement granted by Board vote on 10/11/06. Release from probation effective 10/11/06.

HATFIELD, Susan Merkel (PA #50-001572) – Cincinnati, OH

Physician assistant's request for release from the terms of the 12/13/00 consent agreement granted by Board vote on 10/12/06. Release from probation effective 10/12/06.

PROBATION – MONITORING TERMS MODIFIED

BLOCKER, David C. (MD #35-061188) – Centerville, OH

Doctor's proposed practice plan for locum tenens work and monitoring physician approved, frequency and number of charts for review established by Board vote on 10/12/06.

BURGHARDT, Michael Bruce (MD #35-064527) – Newark, OH

Doctor's request to reduce required urine screens to twice per month approved by Board vote on 10/12/06.

CLARK, Kevin Robert (MD #35-058506) – Brecksville, OH

Doctor's request to discontinue practice plan approved by Board vote on 10/12/06.

DANIACHEW, Anthony Emmanuel (MD #35-083935) – Northfield Center, OH

Doctor's proposed practice plan for locum tenens work approved by Board vote on 10/12/06.

DOOLEY, Dixie A. (DPM #36-001778) – Centerville, OH

Monitoring physician approved and frequency and number of charts for review established by Board vote on 10/12/06.

GOTTSCHALK, Todd Gilbert (DO #34-006902) – Las Vegas, NV

Doctor's request to reduce required psychiatric sessions to two per month for six months, then one per month thereafter granted by Board vote on 10/12/06.

PADHIAR, Ashok Vishram (MD #35-052511) – Steubenville, OH

Doctor's request to discontinue controlled substances log and work-hour restrictions granted by Board vote on 10/12/06.

SPEARS, David Paul (DO #34-008838) – Chapmanville, WV

Doctor's request to practice outside of residency program, with total work not to exceed 80 hours per week, approved by Board vote on 10/12/06.

STEVENSON, William C. (MD #35-046537) – Mequon, WI

Monitoring physician approved and frequency and number of charts for review established by Board vote on 10/12/06.

COURT ACTION UPDATE

CONIGLIO, Gerald Anthony (MD #35-047981) – Mount Morris, NY

Notice of appeal of the Board's 9/12/06 Order, which permanently limited and restricted doctor's license, filed by doctor with the Franklin County Court of Common Pleas on 10/25/06.

HOLZHAUSER, Ruth Ann (MD #35-045292) – Columbus, OH

By Decision and Judgment Entry filed on 10/5/06, the Franklin County Court of Common Pleas affirmed the Board's 2/8/06 Order permanently revoking doctor's medical license.

KEGLER, James L. (MD #35-039513) – Cincinnati, OH

By Decision and Judgment Entry filed on 10/31/06, the Franklin County Court of Common Pleas affirmed the Board's 12/16/05 Order permanently revoking doctor's medical license.

MENON, Venu Gopal (MD #35-054426) – Dayton, OH

By Agreed Judgment Entry filed on 10/10/06, the Franklin County Court of Common Pleas vacated the 8/11/06 Decision and Entry reversing the Board's 12/15/05 Order, vacated the 12/15/05 Board Order, and remanded the matter to the Board to institute the process by which the doctor may request and obtain a hearing on the allegations contained in the 8/10/05 notice of opportunity for hearing. (See Citations & Proposed Denials, above)

PORTER, Stephen Randall (MD #35-069802) – Harrison, OH

By Opinion and Judgment Entry filed 10/10/06, the 10th District Court of Appeals affirmed the 11/21/05 judgment of the Franklin County Court of Common Pleas in so far as it found that certified mail notice to the doctor had not been achieved prior to the 4/13/05 Board Order, reversed the 11/21/05 judgment of the Court of Common Pleas on another issue, and instructed the Court of Common Pleas to enter judgment ordering the Board to vacate the 4/13/05 Order, which had revoked the doctor's medical license.

SIMONS, Mitchell Edward (MD #35-050545) – Cincinnati, OH

Notice of Appeal of the 9/18/06 Decision and Entry of the Franklin County Court of Common Pleas, which denied doctor's request for a stay of the Board's 7/12/06 Order permanently restricting and limiting doctor's medical license, filed with the 10th District Court of Appeals on or about 10/4/06.

NON-DISCIPLINARY ADMINISTRATIVE ACTIONS

WITHDRAWAL OF APPLICATION

DAOUD, Rimon (MD applicant) – Canton, OH

Applicant's request to withdraw application for medical licensure accepted by Board in lieu of formal proceedings based on allegation that doctor had not passed an acceptable exam sequence within a seven-year period. Effective 10/12/06. Doctor's current M.D. training certificate not at issue. **(Non-disciplinary)**

Please note that revocation and suspension Orders are not always effective immediately. If you have questions about effective dates or conditions governing a licensee's practice before a Board Order takes effect, please contact the office.

Ohio law permits appeal of a Board Order to the Franklin County Court of Common Pleas. Due to this possibility and the potential for a stay that might delay the imposition of a Board action, you may wish to contact us periodically to verify a given practitioner's licensure status.

Most current citation letters, Board Orders, consent agreements and voluntary surrenders or retirements are available on the Medical Board's website at <http://med.ohio.gov/> under "Licensee Profile and Status." If you have questions or need additional details about specific cases, please contact Annette Jones at (614) 728-3686.