

**STATE MEDICAL BOARD OF OHIO
FORMAL ACTION REPORT – AUGUST 2009**

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Listed below is a summary of the disciplinary actions taken or initiated by the State Medical Board of Ohio in August 2009 and an update of Board matters pending in courts as of the date of this document.

PRE-HEARING SUSPENSION

**GILREATH, Marcellus Jajuan (MD #35-059795) – Portsmouth, OH
A.K.A. Stephen Wayne Gilreath**

Medical license immediately suspended, pursuant to Section 3719.12(C), O.R.C., based on doctor having pled guilty to one felony count of Drug Possession; suspension effective 8/12/09. (See *also*: Citations & Proposed Denials *below*)

CITATIONS & PROPOSED DENIALS

BLAZEY, Kristine Marie (LMT #33-016546) – Sylvania, OH

Based on massage therapist's alleged violation of conditions of limitation placed on massage therapy license by 8/8/07 Board Order by failing to submit documentation of completion of a personal ethics course and compliance with the Board Order and failing to attend required personal appearances before the Board. Notice of opportunity for hearing mailed 8/13/09.

FOWLER, Adam Lee (MT Applicant) – Cincinnati, OH

Proposal to deny massage therapy application based on applicant having been found guilty of one felony count of Unlawful Sexual Contact with a Minor. Notice of opportunity for hearing mailed 8/13/09.

**GILREATH, Marcellus Jajuan (MD #35-059795) – Portsmouth, OH
A.K.A. Stephen Wayne Gilreath**

Based on doctor having pled guilty to a violation of a state law regulating the possession, distribution, or use of any drug, the underlying basis being doctor having been found guilty of one fifth-degree felony count of Drug Possession. Notice of opportunity for hearing mailed 8/13/09. (See *also*: Pre-hearing Suspension *above*)

GUPTA, Narendra Kumar (MD #35-064334) – Lima, OH

Based on prior action by Georgia's medical board in summarily suspending doctor's medical license in that state, the Georgia action being based on doctor having been criminally charged with Sexual Assault involving a minor patient and with Aggravated Sexual Battery involving another patient, and on allegations that doctor sexually touched more than one patient during examinations. Notice of opportunity for hearing mailed 8/13/09.

HAQUE, Ehteshamul (MD #35-078962) – Norfolk, VA

Based on prior action by Pennsylvania's medical board in automatically suspending doctor's medical license in that state for at least 10 years, the underlying basis being doctor's felony drug conviction in Virginia. Notice of opportunity for hearing mailed 8/13/09.

HOBOWSKY, Martin Richard (DO #34-006544) – South Charleston, OH

Based on doctor's surrender of DEA Registration, the underlying bases including doctor's alleged failure to comply with Federal law pertaining to controlled substances. Notice of opportunity for hearing mailed 8/13/09.

JONES, Harold McNaughton (DPM #36-002812) – Cleveland Hts., OH

Based on doctor having been convicted in US District Court for the Northern District of Ohio of two felony counts of Mail Fraud and one felony count of Health Care Fraud; and on doctor's alleged failure to cooperate in an investigation conducted by the Board. Notice of opportunity for hearing mailed 8/13/09.

STRAUBING, Stephen Alan (MD #35-040988) – Cincinnati, OH

Based on doctor's alleged departure from the minimal standards of care and violation of the prohibition against sexual conduct with a patient by engaging in sexual conduct with two patients; alleged commission of an act constituting Deception to Obtain a Dangerous Drug, a felony, and alleged violation of prohibition against self-prescribing by doctor's prescribing of medications for own use by prescribing to self, in the name of a family member, or to any of five patients and asking that some of the medications be given to the doctor for doctor's own use; alleged violation of minimal standards applicable to the selection or administration of drugs and alleged departure from minimal standards of care by failing to maintain accurate medical records reflecting care rendered to patients, including accurate reflection of the utilization of controlled substances in patient treatment; alleged commission of an act constituting a third-degree misdemeanor by failing to issue proper prescriptions; and alleged commission of an act constituting a violation of Ohio law regarding selling, purchasing, distributing, or delivering prescription drugs, a first-degree misdemeanor. Notice of opportunity for hearing mailed 8/13/09.

KREBS, John Keith (MD #35-066400) – Sheffield Village, OH

Based on doctor's alleged impairment of ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs, alcohol, or other substances; alleged commission of an act constituting Deception to Obtain a Dangerous Drug, a felony, by obtaining tramadol for doctor's own use, including from the office supply; alleged commission of acts constituting Illegal Processing of Drug Documents, a felony, and Selling, Purchasing, Distributing, or Delivering Dangerous Drugs, a misdemeanor, by prescribing Zoloft in a family member's name when the drug was meant for self-use. Notice of opportunity for hearing mailed 8/13/09.

FINAL DISCIPLINARY ORDERS

BOUTROS, George Jamil-Elias (MD #35-053576) – Paradise, CA

Conditions for restoration of medical license established, subsequent probationary terms, conditions, and limitations established for at least 10 years following license restoration. Based on Board's determination that doctor is unable to practice medicine according to acceptable and

prevailing standards of care by reason of mental or physical illness due to diagnosis of Bipolar I Disorder, in Full Remission. Order effective 8/14/09.

HALPIN, John Albert (MD #35-037982) – Cincinnati, OH

Medical license revoked. Based on doctor's failure to pay the fine imposed and submit required CME documentation in compliance with 8/14/08 Board Order. (Journal Entry – no hearing requested) Order effective 8/12/09.

HARRIS, Matthew Reid (DO #34-008347 / DO Training Cert. #58-000823) – Beavercreek, OH

Medical license suspended for at least nine months from 5/13/09 Summary Suspension; interim monitoring conditions and conditions for reinstatement or restoration established; subsequent probationary terms, conditions, and limitations established for at least five years. Based on Board's determination that doctor is impaired in the practice of medicine by reason of relapse on alcohol and doctor made a false, fraudulent, or misleading statement on licensure renewal application. Order effective 8/14/09.

MADHUN, Zuhayr T. (MD #35-060483) – Beachwood, OH

Revocation of medical license stayed, license suspended for at least 180 days; conditions for reinstatement or restoration established; subsequent probationary terms, conditions, and limitations established for at least two years. Based on Board's determination that doctor engaged in sexual misconduct with a patient, which is a violation of the AMA Code of Ethics, and made a false, fraudulent, deceptive or misleading statement to a Board investigator. Order effective 8/14/09.

ROBINSON, Perry William (MD #35-047641) – Wellington, FL

Medical license suspended for an indefinite period of time; conditions for reinstatement established; subsequent probationary, terms, conditions, and limitations established for at least five years. Based on Board's determination that doctor is impaired in ability to practice in accordance with accepted and prevailing standards of care by reason of mental or physical illness. (Journal Entry – no hearing requested) Order effective 8/12/09.

CONSENT AGREEMENTS

BRONER, Cynthia W. (MD #35-058575) – Columbus, OH

Denial of restoration of medical license; terms established for Board's consideration of any future restoration request. Based on Board's determination that doctor failed to meet the restoration criteria established in the 4/11/01 Board Order. Agreement effective 8/12/09.

DEMINT, Franklin Donald (DO #34-005493) – Kingston, OH

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 impairment in ability to practice according to acceptable and prevailing standards of care due to dependence on and excessive and habitual use of marijuana, and on doctor's admission of having possessed and dispensed generic Tylenol #3 tablets to a family member under circumstances not constituting an emergency and without performing and documenting an examination and without maintaining patient records. Agreement effective 8/12/09.

HALSTEAD, Timothy Ross (PA #50-001298) – Sandusky, OH

Physician assistant license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on physician assistant 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 8/12/09; agreement to remain in effect for at least five years prior to any request for termination.

MENON, Aiyappan (MD #35-061918) – Solon, OH

Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on physician 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 8/12/09; agreement to remain in effect for at least five years prior to any request for termination.

PALAZZO, Kurt J. (MD #35-067200) – Belpre, OH

Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on physician 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 8/12/09; agreement to remain in effect for at least five years prior to any request for termination.

PATTERSON, Steven Todd (DO #34-005118) – Springfield, OH

Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on physician 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 8/12/09; agreement to remain in effect for at least five years prior to any request for termination.

SARTAIN, Madelyn Renee (DO #34-003964) – Dublin, OH

Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on physician having fulfilled the conditions for reinstatement established in the 1/14/09 consent agreement. Agreement effective 8/12/09; agreement to remain in effect for at least five years prior to any request for termination.

SCROGGINS, Timothy Allen (MD #35-079345) – Spencer, OH

Probationary terms, conditions, and limitations established to monitor practice based upon physician's diagnosis of Major Depressive Disorder and ADHD, for which physician has been determined to be capable of practicing according to acceptable and prevailing standards of care so long as certain conditions are in place. Agreement effective 8/12/09; agreement to remain in effect for at least five years prior to any request for termination.

SITARIK, Joseph P. (DO #34-004441) – East Liverpool, OH

Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on physician 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 8/12/09; agreement to remain in effect for at least five years prior to any request for termination.

APPLICATION WITHDRAWN

SEILER, Darrell Lee (MT Applicant) – Kenton, OH

Applicant's permanent withdrawal of application for massage therapy license accepted by Board in lieu of formal proceedings based on applicant's admission of having pled guilty to misdemeanor counts involving moral turpitude, the underlying basis being applicant's guilty pleas to two first-degree misdemeanor counts of Contributing to the Unruliness of a Minor. Effective 8/12/09.

VOLUNTARY SURRENDERS/RETIREMENTS

HENDERSON, Malcolm Warren (MD Training Certificate #57-010175) – Youngstown, OH

Permanent surrender of training certificate, with ineligibility for any other license issued by the Medical Board, in lieu of continuing compliance with the terms of the 7/9/08 consent agreement. Effective 8/12/09.

MILLER, Jeffery David (MD #35-057322) – Gahanna, OH

Doctor's permanent voluntary retirement of medical license accepted by Board in lieu of further investigation of allegation that doctor's physical condition renders doctor incapable of practicing medicine and surgery. Effective 8/12/09.

NUTINI, Andrew John (MD #35-052780) – Cincinnati, OH

Doctor's permanent voluntary retirement of medical license accepted by Board in lieu of further investigation of allegation that doctor's physical condition renders doctor incapable of practicing medicine and surgery. Effective 8/12/09.

LICENSES REINSTATED

THOMAS, Gregory Michael (MD #35-048215) – Toledo, OH

Doctor's request for reinstatement approved by vote of the Board on 8/13/09, subject to probationary terms, conditions and limitations established by 3/14/07 consent agreement.

TURTON, Robert Lawrence (DO #34-000761) – Wilmington, NC

Doctor's request for reinstatement approved by vote of the Board on 8/13/09 subject to probationary terms, conditions and limitations established by 5/13/09 Board Order.

TERMINATION OF REQUIRED CME DOCUMENTATION

TILLER, Tracy (MD #35-052697) – Harrison, OH

Limitations concerning CME documentation terminated on 8/19/09 upon verification of doctor's compliance with terms of 12/11/02 consent agreement.

PROBATION COMPLETED

ALLEN, Steven Ray, Sr. (MD #35-086124) – Narberth, PA

Doctor's request for release from the terms of the 8/9/07 consent agreement granted by vote of the Board on 8/12/09. Release from probation effective 8/12/09.

HOPKINS, Jordan Eric (MD #35-084936; MD Training Certificate #57-005132) – Gainesville, FL

Doctor's request for release from the terms of the 8/11/04 consent agreement granted by vote of the Board on 8/12/09. Release from probation effective 8/12/09.

KOTNIK, Tracy Ann (MD #35-062187) – Massillon, OH

Doctor's request for release from the terms of the 2/13/08 consent agreement granted by vote of the Board on 8/12/09. Release from probation effective 8/12/09.

STRAYER, Michael Gregory (LMT #33-016533) – South Euclid, OH

Massage therapist's request for release from the terms of the 5/9/07 Board Order granted by vote of the Board on 8/12/09. Release from probation effective 8/12/09.

WHITTY, Heather Louise (LMT #33-016534) – Perrysburg, OH

Massage therapist's request for release from the terms of the 7/11/07 consent agreement granted by vote of the Board on 8/12/09. Release from probation effective 8/12/09.

PROBATION – MONITORING TERMS MODIFIED

BLAIR, Mark Erik (MD #35-081181) – Columbus, OH

Monitoring physician approved and frequency and number of charts for review established by 8/13/09 Board vote.

BRUMFIELD, Daniel Howard (MD #35-090980) – Beavercreek, OH

Doctor's request to reduce required drug screens to two screens per month granted by 8/13/09 Board vote.

HALL, Adam Patrick (DO #34-008707) – Ironton, OH

Doctor's request to eliminate restriction of doctor personally administering or furnishing controlled substances denied by 8/13/09 Board vote.

LENOX, Bobby Curtis, Jr. (DO #34-005466) – Ansonia, OH

Doctor's request to reduce required personal appearances to every six months granted by 8/13/09 Board vote.

MOSLEY, Francine Robinson (MD #35-085080) – Hamilton, OH

Doctor's request for approval of new practice plan granted by 8/13/09 Board vote.

RENZ, Mark Allan (MD #35-087699) – Columbus, OH

Doctor's request to modify the approved practice plan granted by 8/13/09 Board vote.

SPEARS, David Paul (DO #34-008838) – Marietta, OH

Doctor's request to modify practice plan to include having a collaboration agreement with a nurse practitioner granted by 8/13/09 Board vote.

SWITCH, Jerome Robert (DO #34-009278) – Taylor, MI

Doctor's request to waive next scheduled personal appearance, with final required personal appearance being in April 2010 granted by 8/13/09 Board vote.

SZOKOLOCZY-SYLLABA, Andreas Herbert (DO #34-007391) – Dayton, OH

Doctor's request for approval of increased work hours granted by 8/13/09 Board vote.

COURT ACTION UPDATE

BHAMA, Savitri (MD Applicant) – Clinton Twp., MI

By Entry filed 7/1/09, the Ohio Supreme Court declined jurisdiction to hear doctor's appeal.

BOUTROS, George Jamil-Elias (MD #35-053576) – Paradise, CA

By Decision and Agreed Entry filed 8/25/09, the Franklin County Court of Common Pleas stayed the 8/12/09 Board Order, upon condition that doctor does not apply for restoration of doctor's Ohio medical license until the Court renders a final decision on doctor's appeal.

Notice of Appeal of Board's 8/12/09 Order imposing conditions for restoration of doctor's Ohio medical license filed by doctor with the Franklin County Court of Common Pleas on 8/24/09.

GELESH, Gary Charles (DO #34-002731) – Akron, OH

Notice of Appeal of Board's 6/10/09 Order, which imposed no further action against doctor, filed by doctor with the Franklin County Court of Common Pleas on 7/21/09.

JAIN, Anamika (MD #35-076296) – Las Vegas, NV

Notice of Appeal of Board's 7/8/09 Order revoking doctor's Ohio medical license filed by doctor with the Franklin County Court of Common Pleas on 7/23/09.

SYLVESTER, John Fred, Jr. (MT Applicant) – Boardman, OH

By Decision and Entry filed 6/25/09, the Franklin County Court of Common Pleas affirmed the 1/14/09 Board Order, which permanently denied applicant a massage therapy license.

VOLKMAN, Paul H. (MD #35-070722) – Chillicothe, OH

Notice of Appeal to the 10th District Court of Appeals of the 7/22/09 Decision and Entry of the Franklin County Court of Common Pleas, which dismissed doctor's appeal of the Board's 12/10/08 Order permanently revoking doctor's medical license, filed on 8/21/09.

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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.