

State Medical Board of Ohio
Formal Action Report – June 2013

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Please find below a summary of actions taken or initiated by the State Medical Board of Ohio in June 2013 and an update of Board matters pending or decided in courts as of June 12, 2013.

CITATIONS/PROPOSED DENIALS

AGUOLU, Obianuju Genevieve, M.D. (M.D. Applicant) – Streetsboro, Ohio

Based on the doctor's alleged false, fraudulent, deceptive or misleading statements in her application for a license to practice medicine and surgery in Ohio and in response to further investigation by the Board regarding her residency training; the doctor's alleged departure from or failure to conform to minimal standards of care of similar practitioners under the same or similar circumstances based upon repeated concerns for patient care and safety during the doctor's training at two separate programs; and on the doctor not having practiced medicine and surgery or entered a training programs within the two years prior to her application for a license to practice medicine and surgery in Ohio. Notice of opportunity for hearing mailed 6/13/13.

AL-AWASHEZ, Abdulrahim Saeed, M.D. (M.D. Applicant) – Cleveland Heights, Ohio

Based on prior action by the College of Physicians & Surgeons of Nova Scotia, Canada, which reprimanded the doctor for having signed another physician's name to six prescriptions for Dilaudid, a schedule II controlled substance. Notice of opportunity for hearing mailed 6/13/13.

CARMAN, Toni Louise, M.D. (#35-051505) – Beachwood, Ohio

Based on doctor's execution of a Voluntary Surrender of Controlled Substances Privileges to the U.S. Department of Justice – Drug Enforcement Agency, the underlying basis being doctor's alleged failure to comply with federal requirements pertaining to controlled substances. Notice of opportunity for hearing mailed 6/13/13.

LUBITZ, Deborah S., M.D. (#35-059082) – Wantagh, New York

Based on the doctor's alleged inability to practice according to acceptable and prevailing standards of care by reason of mental illness. Notice of opportunity for hearing mailed 6/13/13.

NOLAND, Tony E. (M.T. Applicant) – Columbus, Ohio

Based on the applicant's alleged failure to cooperate in an investigation conducted by the Board in that he failed to respond to written interrogatories. Notice of opportunity for hearing mailed 6/13/13.

SAVAGE, Donald Ray, Jr., M.D. (#35-048034) – Port St. Lucie, Florida

Based on the doctor's alleged sexual misconduct with one patient, to whom he issued a prescription despite having not maintained a record of such prescribing and having failed to examine or document an examination of the patient, and which patient was the mother of and key third party to three pediatric patients and on the doctor's alleged sexual misconduct with a key third party of a fourth pediatric patient. Notice of opportunity for hearing mailed 6/13/13.

SHERBOURNE, Casey R. (M.T. Applicant) – Cardington, Ohio

Based on the applicant's guilty plea in the Court of Common Pleas of Marion County, Ohio, to four counts of Theft of Drugs, for which she received intervention in lieu of conviction; prior action against the applicant's license to practice nursing based on her admission that she had diverted Dilaudid from two hospitals in Ohio; and on the applicant's 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 that impair ability to practice. Notice of opportunity for hearing mailed 6/13/13.

FINAL ORDERS

BANKS, Brenda Louise, M.D. (#35-079787) – Columbus, Ohio

Medical license permanently revoked. Based on doctor's conviction in the United States District Court, Southern District of Ohio, Western Division, of one felony count of Acquiring or Possessing a Controlled Substance by Deception, the underlying conduct involved the doctor's participation in a scheme at an Ohio pain clinic to acquire controlled substances for the purpose of illegal resale to others by employees of the clinic by using false identities to order the controlled substances and misrepresenting the purpose of the orders to distributors. Order effective 6/13/13

STOREY, Anyse J., M.D. (#35-051590) – Toledo, Ohio

Case dismissed and license returned to active status. Based upon Board's finding that, following further evaluation of the doctor by addictionologists, doctor is not impaired in her ability to practice according to acceptable and prevailing standards of care. Order effective 6/13/13; License returned to active status on 6/13/13.

CONSENT AGREEMENTS

BURLAS, Regis, D.O. (#34-002863) – Massillon, Ohio

Medical license suspended for at least three years; 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 violation of the terms and conditions of a 3/13/13 Consent Agreement and on doctor's relapse on alcohol. Agreement effective 6/12/13.

DUNCAN, Philicia Suanna, M.D. (#57-019888) – Cleveland, Ohio

Medical license suspended for at least 90 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 that she obtained Paxil and Ritalin by writing prescriptions under her prescriber name or that of another doctor who was neither aware nor consenting to the prescribing and upon her 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 that impair ability to practice. Agreement effective 6/12/13.

HANLON, Michele, M.T. (#33-006842) – Cincinnati, Ohio

Application for restoration of massage therapy license granted and license immediately suspended for sixty days, with subsequent probationary terms, conditions and limitations established for at least two years. Based on massage therapist's admission that she practiced massage therapy without a license from on or about October 2010 through May 2013 and her representations to employers and the public that she was actively licensed to practice. Agreement effective 6/12/13.

KEISER, Vincent James, M.D. (#35-077811) – Sylvania, Ohio

Medical license suspended for at least 90 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 that on six to eight occasions he took Ativan that had been prescribed for a family member and his 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 that impair ability to practice. Agreement effective 6/12/13.

KUMAR, I. Praveen, M.D. (#35-066270) – Hudson, Ohio

Medical license suspended for at least 180 days and conditions for reinstatement established. Based on doctor's admission that he failed to record all the controlled substances that he prescribed and that in those instances when he has recorded a prescription for a controlled substance, he often failed to record the strength and dosage of the controlled substance and the number of tablets or pills he prescribed. Agreement effective 6/12/13.

MILLIS, Wendy A., M.D. (#35-073484) – Clyde, Ohio

Medical license reinstated subject to probationary terms, conditions, and limitations based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as treatment and monitoring requirements are in place. Agreement effective 6/12/13; Agreement to remain in effect for at least two years prior to any request for termination.

POPOVICH, William Francis, M.D. (#35-089778) – Medina, Ohio

Medical license reinstated subject to probationary terms, conditions, and limitations based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as treatment and monitoring requirements are in place. Agreement effective 6/12/13; Agreement to remain in effect for at least five years prior to any request for termination.

VON DER EMBSE, Kendra N., D.O. (D.O. Training Certificate Applicant) – Sandusky, Ohio

Authority to participate in training program indefinitely suspended and application for training certificate withdrawn. 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 that she is chemically dependent and that her drug of choice is alcohol, that she has been convicted of disorderly conduct and has been charged with Operating Vehicle Under Influence of Alcohol [OVI], and that she has been found to be impaired in her ability to practice osteopathic medicine and surgery. Agreement effective 6/12/13.

WEISBROT, Albert Joseph, M.D. (#35-038648) – Cincinnati, Ohio

Doctor reprimanded and license placed on probation for at least three years. Based on doctor's admission that he prescribed controlled substances to a patient but failed to appropriately maintain an accurate patient record of all such prescribing and prescribed controlled substances to the spouse of the patient without conducting physical examinations or maintaining an accurate patient record. Agreement effective 6/12/13.

WHITAKER, Emmett Edwin, III, M.D. (M.D. Applicant) – Columbus, Ohio

Application for license to practice medicine and surgery in Ohio granted, subject to probationary terms, conditions and limitations for at least two years. Based on doctor's history of chemical dependency and depression and on his having been deemed capable of practicing according to acceptable and prevailing standards of care so long as treatment and monitoring requirements are in place. Agreement effective 6/12/13.

LICENSE REINSTATED

KAY, Bruce Saul, M.D. (#35-049187) – Dayton, Ohio

Doctor's request for reinstatement of license granted by vote of the Board on 6/12/13, subject to probationary terms and conditions established by 7/11/12 Board Order. Effective 6/12/13.

VOLUNTARY SURRENDERS/RETIREMENTS

GIRI, Yashwant B., M.D. (#35-072510) – Crown Point, Indiana

Permanent revocation of medical license authorized by doctor in lieu of formal disciplinary proceedings pursuant to Sections 4371.22(B)(9) and (B)(11), Ohio Revised Code. Effective 6/12/13.

PROBATIONARY REQUESTS AND MODIFICATIONS

BROWN, Cynthia Lynn, M.D. (#35-061375) – Avon, Ohio

Doctor's request for approval of treating psychiatrist granted by vote of the Board on 6/12/13.

CAIRNS, Jean Anne, M.D. (#35-079119) – Warren, Ohio

Doctor's request for approval of medical records keeping and controlled substance prescribing courses granted by vote of the Board on 6/12/13.

CHU, Paul P., M.D. (#35-053485) – Springfield, Ohio

Doctor's request to reduce required personal appearances to every six months and discontinue chart review requirement granted by vote of the Board on 6/12/13.

DILUCIANO, Mark Edward, M.D. (#35-062171) – Cambridge, Ohio

Doctor's request to discontinue comparative audit/Pyxis Medstation report requirement and discontinue drug log requirement granted by vote of the Board on 6/12/13.

HEACOCK, Allison Christine, M.D. (#35-093489) – Columbus, Ohio

Doctor's request to reduce psychiatric sessions to every six month, discontinue chart review requirement and discontinue drug log requirement granted by vote of the Board on 6/12/13.

HIGHBERGER, W. Andrew, M.D. (#35-056976) – Marysville, Ohio

Doctor's request to approve monitoring physician granted by vote of the Board on 6/12/13.

LOTTE, Elizabeth Butler, D.O. (#34-006444) – Columbus, Ohio

Doctor's request to reduce required personal appearances to every six months granted by vote of the Board on 6/12/13.

MAHAJAN, Mahendra Kumar, M.D. (#35-043538) – Beavercreek, Ohio

Doctor's request to discontinue work hour restriction granted by vote of the Board on 6/12/13.

MCGRIFF, Patrick Kelley, D.O. (#34-006573) – Columbus, Ohio

Doctor's request for approval of monitoring physician granted by vote of the Board on 6/12/13. Frequency and number of charts to be reviewed by monitoring physician established.

QUINTANA, Bud E., D.O. (#34-002673) – North Lawrence, Ohio

Doctor's request to discontinue required controlled substance log and chart review requirement granted by vote of the Board on 6/12/13.

REDDY, Sheila Sandadi, M.D. (#57-020391) – Cleveland, Ohio

Doctor's request for approval of monitoring physician granted by vote of the Board on 6/12/13. Frequency and number of charts to be reviewed by monitoring physician established.

RUFFA, Anthony Mark, D.O. (#34-010895) – Erie, Pennsylvania

Doctor's request for approval of treating psychiatrist, treating psychotherapist, and monitoring physician granted by vote of the Board on 6/12/13. Frequency and number of charts to be reviewed by monitoring physician established.

RYAN, Richard Joseph, M.D. (#35-062203) – Cincinnati, Ohio

Doctor's request to discontinue required controlled substance log granted by vote of the Board on 6/12/13.

SABINO, Alan Dale, M.D. (#35-084776) – Stockton, California

Doctor's request for approval of psychotherapist granted by vote of the Board on 6/12/13.

SHANK, Myron Lyle, M.D. (#35-057234) – Lima, Ohio

Doctor's request for approval of courses granted by vote of the Board on 6/12/13.

SIGNS, Denise J., M.D. (#35-049278) – Wooster, Ohio

Doctor's request to reduce required personal appearances to once every six months, reduce required drug and alcohol rehabilitation meetings to two per week with a minimum of ten per month, and discontinue chart review requirement granted by vote of the Board on 6/12/13.

SILVERBLATT, James H., M.D. (#35-052954) – Gates Mills, Ohio

Doctor's request for approval of medical ethics and controlled substance prescribing courses granted by vote of the Board on 6/12/13.

SIMONS, Mitchell Edward, M.D. (#35-050545) – Cincinnati, Ohio

Doctor's request for approval of modified list of chaperones granted by vote of the Board on 6/12/13.

THOMAS, Gregory Michael, M.D. (#35-048215) – Toledo, Ohio

Doctor's request for approval of monitoring physician granted by vote of the Board on 6/12/13. Frequency and number of charts to be reviewed by monitoring physician established.

PROBATION TERMINATED

GRECZANIK, Richard David, D.O. (p. 323) (#34-009584) – Cuyahoga Falls, Ohio

Doctor's request for release from terms of 6/11/08 Consent Agreement granted by vote of the Board on 6/12/13, effective immediately

COURT ACTIONS

CALLOWAY, George Franklin, M.D. (#35-038419) – Westerville, Ohio

By Decision and Entry filed 5/24/13, the Tenth District Court of Appeals reversed the judgment of the Franklin County Court of Common Pleas and ordered the case remanded to the State Medical Board of Ohio to dismiss the proceedings against the doctor.

DEMAS, Christopher Lou, M.D. (#35-042434) – Westerville, Ohio

Notice of appeal of Board's 5/8/13 Order of indefinite suspension filed by doctor with the Franklin County Court of Common Pleas on 5/21/13.

DEMINT, Franklin Donald, D.O. (#34-005493) – Kingston, Ohio

By Order and Entry filed 5/9/13, Franklin County Court of Common Pleas granted doctor's motion for a stay of Board's 4/10/13 Order of indefinite suspension, subject to interim monitoring conditions during the pendency of the appeal.

DRAKE, Miles Edward, Jr., M.D. (#35-047457) – Canal Winchester, Ohio

By Decision and Final Judgment filed 5/23/13, Franklin County Court of Common Pleas upheld Board's 6/13/12 order of revocation.

MCRAE, Sharon Leilani, M.D. (#35-093580) – Brookline, Massachusetts

By Decision and Entry filed 5/21/13, Franklin County Court of Common Pleas upheld Board's 1/9/13 order of probation.

NON-DISCIPLINARY ORDERS

BARROWS, Jeffrey Johnson, D.O. (#34-002858) – Zanesfield, Ohio

Doctor's application for restoration of his license to practice osteopathic medicine and surgery in Ohio granted, pending passage of the Comprehensive Osteopathic Medical Variable-Purpose Examination (COMVEX) or the American Osteopathic Association (AOA) obstetrics and gynecology examination. Based on doctor having not practiced in at least two years prior to application for restoration of license. Order effective 6/13/13. (Journal Entry – No hearing requested.)

COOPER, Teresa Lorraine (M.T. Applicant) – Waynesville, North Carolina

Application for license to practice massage therapy denied. Based on applicant's failure to provide documentation of minimum educational requirements for license. Order effective 6/13/13. (Journal Entry – No hearing requested.)

DELASHMIT, Kara Lee, C.T. (#32-014275) – Evansville, Indiana

Cosmetic therapist's application for restoration of her license to practice cosmetic therapy granted, pending passage of the Cosmetic Therapy practical examination. Based on cosmetic therapist having not practiced in at least two years prior to application for restoration of license. Order effective 6/13/13. (Journal Entry – No hearing requested.)

ELLIS, Nicole Ann, M.T. (#33-011467) – Fostoria, Ohio

Massage therapist's application for restoration of her license to practice massage therapy granted, pending passage of the Massage and Bodywork Licensing Examination. Based on massage therapist having not practiced in at least two years prior to application for restoration of license. Order effective 6/13/13. (Journal Entry – No hearing requested.)

PRATT, Shannon Michelle (M.T. Applicant) – Sebring, Ohio

Application for license to practice massage therapy denied. Based on applicant's failure to provide documentation of minimum educational requirements for license. Order effective 6/13/13. (Journal Entry – No hearing requested.)

Please note that revocation and suspension Orders are not always effective immediately. If you have questions about effective dates or conditions governing a doctor'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://www.med.ohio.gov/> under "Licensee Profile and Status." If you have questions or need additional details about Citations, Board Orders, Consent Agreements, or Court Actions, please contact the Case Control Office. If you have questions regarding a probationary modification or a probationary request, please contact the Compliance Office. Our offices may be reached at (614) 466-3934.