

State Medical Board of Ohio
Formal Action Report – May 2016-CORRECTED

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Date: May 25, 2016

Please find below a summary of actions taken or initiated by the State Medical Board of Ohio in May 2016 and an update of Board matters pending or decided in courts as of May 11, 2016.

PRE-HEARING SUSPENSIONS

FRYMAN, Ryan Steven, D.O. (#34.008473)—Galena, Ohio

Pursuant to Section 4731.22(G), medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor is in violation of Section 4731.22(B)(26), Ohio Revised Code, and that his continued practice presents a danger of immediate and serious harm to the public. Order effective 5/11/16. (*See also:* Citations/Proposed Denials *below.*)

MOORE, John Pease, III, M.D. (#35.069259)—Centerville, Ohio

Pursuant to Section 3719.121(C), Ohio Revised Code, medical license immediately suspended based upon plea of guilty to four felony counts of Trafficking in Drugs and one felony count of Permitting Drug Abuse by the Greene County Court of Common Pleas. Order effective 5/11/16. (*See also;* Citations/Proposed Denials *below.*)

CITATIONS/PROPOSED DENIALS

AGGARWAL, Arun, MD (#35.120049)—Dayton, Ohio

Based on allegations that doctor engaged in sexual misconduct with two specified patients, one of whom was a minor at the time of alleged misconduct. Notice of opportunity for hearing mailed 5/12/16.

BANSAL, Surinder K., MD (#35.036799)—Lima, Ohio

Based on conviction in the United States District Court for the Northern District of Ohio, Western Division of one count of Receipt and Delivery of Adulterated or Misbranded Drugs, a

misdemeanor committed in the course of practice. Notice of opportunity for hearing mailed 5/12/16.

DERAKHSHAN, Iraj, MD (#35.037499)--Charleston, West Virginia

Based on prior action by the West Virginia Board of Medicine which reprimanded the doctor's medical license and suspended the doctor's license for three years. Notice of opportunity for hearing mailed 5/12/16.

FRYMAN, Ryan Steven, D.O. (#34.008473)—Galena, Ohio

Based on allegations that doctor is impaired in his 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 5/12/16.

HEINEY, Jake Paul, M.D. (#35.090990)—Lambertville, Michigan

Based on conviction in the State of Michigan 1st Judicial District, 38th Judicial Circuit of two counts of criminal sexual conduct, which constitute misdemeanors committed in the course of practice. Notice of opportunity for hearing mailed 5/12/16.

HSU, Gerry Victor, PA (#50.003501RX)—Mason, Ohio

Based on conviction in Hamilton County Ohio Municipal Court of one count of Public Indecency, a misdemeanor involving moral turpitude. Notice of opportunity for hearing mailed 5/12/16.

LIETZKE, Christiana Marie, M.D. (applicant)—Rutledge, Tennessee

Based on conviction in the General Sessions Court, Jefferson County, Tennessee on one count of Evading Arrest, a misdemeanor of moral turpitude and based upon prior actions by the Michigan Department of Licensing and Regulatory Affairs, the Board of Medical and Osteopathic Examiners of the State of South Dakota, the Maryland State Board of Physicians, the Utah Department of Commerce, Division of Occupational and Professional Licensing, the North Carolina Medical Board, the Arizona Medical Board, and the Montana Board of Medical Examiners. Notice of opportunity for hearing mailed 5/12/16.

MITRIONE, Robert Thomas, M.D. (applicant)—Richmond, Indiana

Based on conviction in the United States District Court for the Central District of Illinois, Springfield Division on one felony count of Mail Fraud and one felony count of False Claims and based on prior actions by the Illinois Department of Financial and Professional Regulation, Division of Professional Regulation; the Pennsylvania Department of State, Bureau of Professional and Occupational Affairs; and the Medical Licensing Board of Indiana. Also based

on doctor's exclusion from all Federal health care programs. Notice of opportunity for hearing mailed 5/12/16.

MOORE, John Pease, III, M.D. (#35.069259)—Centerville, Ohio

Based on conviction in the Greene County Court of Common Pleas of four felony counts of Trafficking in Drugs, one felony count of Medicaid Fraud, one felony count of Theft, and one felony count of Permitting Drug Abuse. Notice of opportunity for hearing mailed 5/12/16.

RATNANI, M. Salim, M.D. (#35.066312)—Charleston, West Virginia

Based on prior action by the West Virginia Board of Medicine and the Kentucky Board of Medical Licensure. Notice of opportunity for hearing mailed 5/12/16.

SMITH, Dallas Aaron, M.D. (#35.074750)—Greensboro, North Carolina

Based on prior action by the Virginia Board of Medicine which reprimanded the doctor. Notice of opportunity for hearing mailed 5/12/16.

TEDROW, John W., P.A. (#50.000612)—Crooksville, Ohio

Based on allegations that the physician assistant is impaired in his 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 and allegations that the physician assistant violated conditions placed by the Board on his license to practice as a physician assistant. Notice of opportunity for hearing mailed 5/12/16.

DISMISSAL OF SUMMARY SUSPENSION/NOTICE OF OPPORTUNITY FOR HEARING

CELESTE, Ronald John, MD (#35.066648)—Mentor, Ohio

Notice of Opportunity for Hearing issued on 6/10/15 dismissed as moot and without prejudice. Dismissal effective May 11, 2016.

FINAL ORDERS

ADATO, Marc Nathan, MT (#33.013705)--Louisville, Kentucky

Certificate to practice massage therapy revoked. Based on the finding that the massage therapist failed to cooperate in an investigation conducted by the Board. (Journal Entry—No Hearing Requested). Order effective May 12, 2016.

BREWER, Nicole Michelle, M (#33.020022)—Akron, Ohio

Certificate to practice massage therapy permanently revoked. Based on the massage therapist's conviction in the Municipal Court of City of Stow, Ohio, on one count of theft, a misdemeanor of moral turpitude. (Journal Entry—No Hearing Requested). Order effective May 12, 2016.

NOTESTINE, Bethany Joy (MT applicant)—Cincinnati, Ohio

Certificate to practice massage therapy granted subject to probationary terms, conditions and limitations for at least three years. Based on the massage therapy applicant's felony conviction in the Court of Common Pleas of Hamilton County, Ohio for Possession of Heroin and her felony conviction in the United States District Court, Southern District of Ohio, Western Division for Conspiracy to Distribute, Attempt to Distribute and Possess with Intent to Distribute in Excess of One Kilogram of Heroin and an Amount of Cocaine. Order effective May 20, 2016.

RABI, Firas Atallah, MD (#35.098154)—Powell, Ohio

Medical license suspended for at least 90 days, subject to interim monitoring conditions, conditions for reinstatement and probationary terms for at least three years. Based on a prior action by the Iowa Board of Medicine which indefinitely suspended the doctor's license to practice as a physician and surgeon in the state of Iowa, with conditions for reinstatement and subsequent indefinite probation, Citation and Warning against future similar conduct and imposed a \$10,000 civil penalty; and violation of Principles II and IV of the American Medical Association's Principles of Medical Ethics. Order effective May 20, 2016. Suspension effective June 20, 2016.

SELLHEIM, Dawn Nicole, MT (#33.021510)—Gahanna, Ohio

Certificate to practice massage therapy suspended subject to interim monitoring conditions, conditions for reinstatement and probationary terms, conditions and limitations for at least five years. Based on the finding that massage therapist is impaired in her ability to practice massage therapy in accordance with acceptable and prevailing standards of care because of habitual or excessive use of abuse of drugs, alcohol, or other substances that impair ability to practice. Order effective May 12, 2016.

STEGAWSKI, Christopher A. MD (#35.044751)--Newport, Kentucky

Medical license permanently revoked. Based on the doctor's conviction in the United States District Court, Southern District of Ohio, Western Division, of one felony count of Conspiracy to Distribute Narcotics, two felony counts of Maintaining a Place for the Purpose of Distribution, and one felony count of Conspiracy to Launder Monetary Instruments; and the finding that doctor's acts, conduct and/or omissions constituted selling, giving away, personally furnishing, prescribing or administering drugs for other than legal and legitimate or therapeutic purposes or a conviction of or violation of any federal or state law regulating the possession, distribution or use of any drug. Order effective May 12, 2016.

VOLUNTARY SURRENDERS/RETIREMENTS/WITHDRAWALS

BENNETT, Nitza Martinez, MD (#35.033970)—Cincinnati, Ohio

Permanent revocation of certificate to practice medicine and surgery authorized by physician in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(20), Ohio Revised Code. Agreement effective 5/11/16. Permanent revocation effective 7/11/16.

DeSILVA, Bernard, MD (#35.034102)—Cincinnati, Ohio

Permanent revocation of certificate to practice medicine and surgery authorized by physician in lieu of further formal disciplinary proceedings pursuant to Sections 4731.22(B)(2), (B)(6), and (B)(20), Ohio Revised Code. Agreement effective 5/11/16. Permanent revocation effective 7/11/16.

DROSSMAN, Erika Christine, MT (#33.012418)—Huron, Ohio

Permanent revocation of certificate to practice massage therapy authorized by massage therapist in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(26), Ohio Revised Code. Effective 5/11/16.

GHAFFAR ADLY, Camran, MD (applicant)--Concord, California

Permanent withdrawal of certificate to practice medicine and surgery authorized by physician in lieu of formal disciplinary proceedings pursuant to Sections 4731.22(B)(22), (24) and (25), Ohio Revised Code. Effective 5/11/16.

SHETH, Rahul, D.O. (#34.011404)—Cleveland, Ohio

Permanent revocation of certificate to practice osteopathic medicine and surgery authorized by physician in lieu of further investigation of a possible violation pursuant to Section 4731.22(B)(5), Ohio Revised Code. Effective 5/11/16.

THEODORE, Gregory G., M.D. (#35.055847)—Carlisle, Pennsylvania

Permanent revocation of certificate to practice medicine and surgery authorized by physician in lieu of further investigation pursuant to Sections 4731.22(B)(22) and (B)(26), Ohio Revised Code. Effective 5/11/16.

CONSENT AGREEMENTS

BATRA, Devender Kumar, MD (#35.067462)--Wheeling, West Virginia

Medical license reprimanded and subject to terms including that the doctor complete educational courses in professional ethics and medical records. Agreement authorized by the doctor in lieu of further formal proceedings based on the alleged violation as set forth in the August 12, 2015 Notice of Opportunity for Hearing. Agreement effective 5/11/16.

ENGLISH, James Carey, MD (#35.048622)—Westerville, Ohio

Medical license reinstated subject to probationary terms, conditions and limitations for at least three years. Based on doctor having completed all requirements for reinstatement of license pursuant to the terms of a 2/10/16 consent agreement. Agreement effective 5/11/16.

EWALD, Jesse Michael, MD (#35.124055)—Westerville, Ohio

Medical license reinstated subject to probationary terms, conditions and limitations for at least five years. Based on doctor having completed all requirements for reinstatement of license pursuant to the terms of a 5/13/15 consent agreement. Agreement effective 5/11/16. Reinstatement effective 5/14/16.

HELLESEN, Emily Koch, MT (#33.019705)--Shaker Heights, Ohio

License to practice massage therapy restored and suspended for ninety days subject to interim monitoring terms and probationary monitoring terms for at least three years. Based on the massage therapist's admission that she practiced massage therapy for more than two years after her license expired, which constitutes a felony. Agreement effective 5/11/16.

LAMPHEAR, James George, MD (#35.083441)--Kailua, Hawaii

Medical license suspended for at least ninety days, subject to interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into a subsequent consent agreement incorporating probationary terms, conditions and limitations as determined by the Board. Based on doctor's admission that he is impaired in his ability to practice medicine and surgery in accordance with 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 5/11/16.

RICHARDSON, William Stanton, MD (#35.072474)--Avon Lake, Ohio

Medical license suspended for at least ninety days, subject to interim monitoring conditions and conditions for reinstatement established including requirement that doctor enter into a subsequent consent agreement incorporating probationary terms, conditions and limitations as determined by the Board. Based on doctor's admission that he is impaired in his ability to practice medicine and surgery in accordance with 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 5/11/16.

TATRO, Michael Todd, M.D. (#35.081291)—Lower Salem, Ohio

Medical license suspended for at least 180 days from 2/7/16, subject to interim monitoring conditions and conditions for reinstatement established including requirement that doctor enter into a subsequent consent agreement incorporating probationary terms, conditions and limitations as determined by the Board. Based on doctor's admission that he is impaired in his ability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice. Agreement effective 5/11/16.

WHITE, Christopher Robert, MD (#35.074150)—Aurora, Ohio

Medical license suspended, subject to interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into a subsequent consent agreement incorporating probationary terms, conditions and limitations as determined by the Board. Based on the doctor's admission that he is unable to practice medicine and surgery according to acceptable and prevailing standards of care by reason of mental illness or physical illness, including, but not limited to, physical deterioration that adversely affects cognitive, motor, or perceptive skills. Agreement effective 5/11/16.

PROBATIONARY REQUESTS AND MODIFICATIONS

BALDIE, Kevin Gordon, MD (#57.023701)--Cuyahoga Falls, Ohio

Doctor's request for approval of new treating psychiatrist granted by vote of the Board on 5/11/16.

BELCHER, Allan Warren, DO (#34.011655)--Shaker Heights, Ohio

Doctor's request to reduce monthly drug screens to two random screens per month and to reduce required attendance at drug and alcohol rehabilitation meetings to two per week with a minimum of ten per month granted by vote of the Board on 5/11/16.

DALLAS, Anthony Vernon., Jr., MD (#35.097060)--Hendersonville, Tennessee

Doctor's request for approval of controlled substance prescribing course granted by vote of the Board on 5/11/16.

DEMINT, Franklin Donald, DO (#34.005493)—Kingston, Ohio

Doctor's request for approval of practice plan granted by vote of the Board on 5/11/16.

ERICKSON, Mary Jo-Ellen, MD (#35.073493)--Washington Twp., Ohio

Doctor's request for approval of treating counselor to conduct monthly psychotherapy sessions granted by vote of the Board on 5/11/16.

HENRY, John S., MD (#35.077820)—Marietta, Ohio

Doctor's request to reduce required drug and alcohol rehabilitation meetings to two per week with a minimum of ten meetings per month granted by vote of the Board on 5/11/16.

HEYDT, David Miller, MD (#35.126186)--Edgewater, Maryland

Doctor's request to reduce required personal appearances to every six months granted by vote of the Board on 5/11/16.

HOSTETTLER, Mark Eugene., MD (#35.052184)—Alliance, Ohio

Doctor's request for approval of personal and professional ethics course and physician/patient boundaries course granted by vote of the Board on 5/11/16.

KANG, Kavita A.J., DO (#34.010993)—Loveland, Ohio

Doctor's request for approval of new treating psychiatrist granted by vote of the Board on 5/11/16.

MERKIN, Bruce Jeffrey, MD (#35.086596)—Copley, Ohio

Doctor's request to reduce required psychiatric treatment sessions from once per month to once every three months granted by vote of the Board on 5/11/16.

NEMETH, Kimberly Marie, DO (#34.009391)—Streetsboro, Ohio

Doctor's request for approval to discontinue the controlled substance log and chart review granted by vote of the Board on 5/11/16.

PALMA, Michael J., MD (#57.024151)--Portsmouth, New Hampshire

Doctor's request for approval to conduct personal appearance via an internet meeting source granted by vote of the Board on 5/11/16.

SIDDIQUI, Siraj Ahmed, MD (#35.065056)—Mansfield, Ohio

Doctor's request for approval of practice plan and monitoring physician granted by vote of the Board on 5/11/16. Frequency and number of charts to be reviewed by monitor established.

SIGNS, Denise J., MD (#35.049278)—Wooster, Ohio

Doctor's request for approval of new monitoring physician granted by vote of the Board on 5/11/16.

STEINER, Matthew Ray, MD (#35.073125)--Avon, Indiana

Doctor's request for approval of personal and professional ethics course granted by vote of the Board on 5/11/16.

SWANSON, Shannon Lee, DO (#34.008887)--East Springfield, Pennsylvania

Doctor's request for approval of practice plan and monitoring physician granted by vote of the Board on 5/11/16. Frequency and number of charts to be reviewed by monitor established.

WAITE, Jilian Althea., MD (#35.074883)—Centerville, Ohio

Doctor's request for approval of controlled substance prescribing course granted by vote of the Board on 5/11/16.

PROBATION TERMINATED

HERTLE, Richard William, MD (#35.052179)—Hudson, Ohio

Doctor's request for release from the terms of the December 9, 2010 Consent Agreement granted by vote of the Board on 5/11/16. Effective 5/28/16.

KUBICKI, Krzysztof J., MD (#35.070327)--Weirton, West Virginia

Doctor's request for release from the February 9, 2011 Step II Consent Agreement granted by vote of the Board on 5/11/16. Effective immediately.

PALAPARTY, Poornanand, MD (#35.042486)--North Olmsted, Ohio

Doctor's request for release from the terms of the May 13, 2015 Board Order granted by vote of the Board on 5/11/16. Effective 5/14/16.

REINSTATEMENTS

FORNEY, Erica Lynne, MT (#33.008524)—Youngstown, Ohio

Massage therapist's request for restoration of her license granted by the Board on 5/11/16 subject to the probationary terms, conditions and limitations of the September 12, 2013 Board Order for at least two years. Effective immediately.

NON-DISCIPLINARY ACTIONS

CRESPO, Jose Alberto, M.D. (applicant)—East Liverpool, Ohio

Medical license granted and limited to participation in additional training through a supervised proctorship program for at least one year and subject to demonstration to the Board that doctor is capable of independently practicing medicine and surgery according to acceptable and prevailing standards of care. Based on the doctor's admission that he has not been engaged in the practice of medicine and surgery for more than two years. Agreement effective 5/11/16.

COURT ACTIONS

CARDINAL, Traci Lee, PA (#50.003064RX)--Springfield, Ohio

Notice of Appeal of the 4/14/16 Board Order filed with the Franklin County Court of Common Pleas on April 29, 2016.

LEIBOLD, Jennifer Elaine, PA (#50.001562)--Springboro, Ohio

Notice of Appeal of the 4/14/16 Board Order filed with the Franklin County Court of Common Pleas on April 29, 2016.

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 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.