

State Medical Board of Ohio
Formal Action Report – January 9, 2019

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Please find below a summary of actions taken or initiated by the State Medical Board of Ohio and an update of Board matters pending or decided in courts as of January 9, 2019.

PRE-HEARING SUSPENSIONS

HUSEL, William Scott, D.O. (#34.010969) – Dublin, Ohio

Pursuant to Section 4731.22(G), osteopathic medical license summarily suspended based on the Board's determination that there is clear and convincing evidence that doctor is in violation of Sections 4731.22(B)(2), 4731.22(B)(6), and/or 4731.22(B)(34), Ohio Revised Code, and that his continued practice presents a danger of immediate and serious harm to the public. Order effective 1/25/2019. (See also: Citations/Proposed Denials below.)

CITATIONS/PROPOSED DENIALS

DALRYMPLE, Lorie Lee Dalrymple, M.T. (#33.010011) – Ashtabula, Ohio (Non-Disciplinary)

Based on the massage therapist's submission of an application for restoration of license to practice massage therapy, and on allegations that the massage therapist has not been engaged in the active practice of massage therapy for more than two years. Notice of opportunity for hearing mailed 1/10/2019.

DEMIO, Phillip Christopher, M.D., (#35.054874) - Seven Hills, Ohio

Based on allegations that the doctor's care and treatment of five patients fell below minimal standards of care when he failed to: document vital signs; update imaging and diagnostic testing to support treatment plans; appropriately refer or follow-up on referrals; inadequate documentation of dosages; complete appropriate toxicology screening to determine compliance with medications; consistently assess patient function status while prescribing opioid medications; consider or document non-opioid treatments; inappropriately prescribing benzodiazepines and opioids concurrently; appropriately evaluate or document appropriate evaluations with respect to possible adverse drug effectiveness; and failed to complete or document completion of appropriate OARRS checks. Also based on allegations that the doctor's care and treatment of eleven patients, fell below minimal standards of care when he failed to: appropriately identify or document chief complaints; complete, document, or appropriately review patient medical history; complete or document diagnostic testing; appropriately refer to

specialists; treatment and medical management was not appropriate for complaint or diagnosis; and the amount or type of medications prescribed were not supported by patient history, diagnosis, or other testing. Notice of opportunity for hearing mailed 1/10/2019.

HEIDTMAN, Jenifer L., M.T. (#33.018402) – Cincinnati, Ohio (Non- Disciplinary)

Based on the massage therapist's submission of an application for restoration of license to practice massage therapy, and on allegations that the massage therapist has not been engaged in the active practice of massage therapy for more than two years. Notice of opportunity for hearing mailed 1/10/2019.

HUSEL, William Scott, D.O. (#34.010969) – Dublin, Ohio

Based on allegations that during or about February 2015 through November 2018, the doctor undertook the care of twenty-seven critically ill patients, which subsequently resulted in the termination of his employment after an internal investigation by the employer determined the medical treatment provided was below the standard of care and jeopardized the safety of patients when the patient's received doses of controlled substances that significantly exceeded the acceptable dose range and were at fatal levels; also based on allegations that during January 2018, with respect to the care of one specified patient, the doctor ordered, administered or caused to be administered excessive doses of fentanyl and midazolam, resulting in the patient's death; also based on allegations that during October 2018, with respect to the care of one specified patient, the doctor ordered, administered or caused to be administered excessive doses of fentanyl and hydromorphone, resulting in the patient's death; and also based on the doctor's failure to cooperate during an investigative office conference. Notice of Summary Suspension and Opportunity for Hearing mailed 1/25/2019.

LARKY, Howard Chad, D.O. (#34.008280) – Columbus, Ohio (Non-Disciplinary)

Based on the doctor's submission of a 12/15/2018 application for a certificate to recommend medical use of marijuana, and on allegations that the doctor has previously been subject to disciplinary action by a licensing agency, that was based in whole or in part, on the doctor's inappropriate prescribing, personally furnishing, dispensing, diverting, administering, supplying or selling a controlled substance or other dangerous drug. Notice of Opportunity for Hearing mailed 1/22/2019.

PAUL, Sheila Salome, D.O., (#34.006622) - Bentleyville, Ohio (Non-Disciplinary)

Based on the doctor's submission of a 12/5/2018 application for a certificate to recommend medical use of marijuana, and on allegations that the doctor has previously been subject to disciplinary action by a licensing agency, that was based in whole or in part, on the doctor's inappropriate prescribing, personally furnishing, dispensing, diverting, administering, supplying or selling a controlled substance or other dangerous drug. Notice of Opportunity for Hearing mailed 1/22/2019.

PAYNE, Joshua, M.T., (#33.023003) - Westerville, Ohio

Based on allegations that in the course of practice while performing massage therapy, the massage therapist masturbated to the point of ejaculation in the patient's presence, which constitutes commission of a misdemeanor in course of practice, and a departure from, or the failure to conform to, minimal standards of care of similar practitioners under the same or similar circumstances, whether or not actual injury to a patient is established. Notice of opportunity for hearing mailed 1/10/2019.

PEYTON, Joseph S., D.O., (#34.004485) - Sylvania, Ohio

Based on allegations that the doctor's care and treatment of seven patients, the doctor failed to adequately assess, examine or treat these patients related to a constellation of medical conditions and failed to: develop or document appropriate treatment plans; conduct appropriate diagnostic assessments; assess prescribed medications for risk/benefits; consider alternative forms of treatment; justify basis for specific medications; assess effectiveness of medications; document the need for long term pain medications and administration of benzodiazepines; or justify the basis for prescribing medications in the same class; and failing to monitor patient compliance; respond to patient abuse of medications; or check the Ohio Automated Rx Reporting System [OARRS]. Notice of opportunity for hearing mailed 1/10/2019.

ROSS, John Allen, M.D. (#35.064459) -Fostoria, Ohio (Non-Disciplinary)

Based on the doctor's submission of a 12/19/2018 application for a certificate to recommend medical use of marijuana, and on allegations that the doctor has previously been subject to disciplinary action by a licensing agency, that was based in whole or in part, on the doctor's inappropriate prescribing, personally furnishing, dispensing, diverting, administering, supplying or selling a controlled substance or other dangerous drug. Notice of Opportunity for Hearing mailed 1/22/2019.

RUSSELL, Vanessa, M.D., (#35.123926) - Daphne, Alabama

Based on the prior action of the Medical Licensure Commission of Alabama, which issued an October 2018 Consent Order, that restricted the doctor's license for thirty-six months. Notice of opportunity for hearing mailed 1/10/2019.

SARTAIN, Madelyn Renee, D.O. (#34.003964) – Hilliard, Ohio (Non-Disciplinary)

Based on the doctor's submission of a 11/29/2018 application for a certificate to recommend medical use of marijuana, and on allegations that the doctor has previously been subject to disciplinary action by a licensing agency, that was based in whole or in part, on the doctor's inappropriate prescribing, personally furnishing, dispensing, diverting, administering, supplying or selling a controlled substance or other dangerous drug. Notice of Opportunity for Hearing mailed 1/22/2019.

FINAL ORDERS

ANIKEEV, Michael Herman, MD (#35.091515) - Canal Winchester, Ohio

License to practice medicine and surgery indefinitely suspended, and subject to interim monitoring, conditions for reinstatement or restoration, and probationary terms, conditions, and limitations for at least five years. Based on the finding that the doctor failed to submit to a Board ordered examination on 6/4/2018, and failed to notify the Board of any circumstances beyond the doctor's control preventing the doctor from submitting to said examination; also based on the legal presumption that doctor's failure to submit to a 72-hour inpatient examination as ordered by the Board constitutes an admission that he 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, all of which individually or collective constitute an 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; and a failure to submit to a mental or physical examination ordered by the Board constitutes an admission of the allegations against the individual unless the failure is due to circumstances beyond the individual's control. Order effective 2/8/2019.

DOSS, Larry Lee, M.D. (#35.074064) - Lancaster, Ohio

License to practice medicine and surgery suspended for a definite period of thirty days, with suspension stayed, subject to a five hundred dollar (\$500.00) fine, and probationary terms, conditions and limitations for at least one year. Based on the finding that the doctor's act individually or collectively constitute a plea of guilty to, a judicial finding of guilt, or a judicial finding of eligibility for intervention in lieu of conviction for, a misdemeanor committed in the course of practice. Order effective 2/8/2019.

ERY, Nicole, M.T. (Applicant) - Tecumseh, Michigan (Non – Disciplinary)

Application for license to practice massage therapy denied. Based on the finding that the massage therapist does not meet the requisite number of hours of instruction in: anatomy, physiology with kinesiology, and pathology; ethics; and business and law; and does not meet the requirements of R.C. 4731.19 because she has not held a diploma or certificate from a school, college or institution in good standing as determined by the Board or hold a diploma or certificate from a school, college or institution in another state or jurisdiction that meets the Board's required course of instruction and has not held a current license, registration or certificate of good standing for massage therapy issued in another state for at least the preceding five years. Order effective 1/10/2019. (Journal Entry-No Hearing Requested).

GETTYS, Allan Edward, M.T. (#33.018213) - Grove City, Ohio (Non-disciplinary)

Application for restoration of license to practice massage therapy approved, provided that the massage therapist takes and passes the Massage and Bodywork Licensing Examination

[MBLEx] within six months of the mailing of the Notice of Opportunity for a Hearing. Order effective 1/10/2019. (Journal Entry-No Hearing Requested).

MOAYERI, Mohammad Ali, MD (#35.044515) - Pepper Pike, Ohio

License to practice medicine and surgery permanently revoked, and subject to an eighteen thousand dollar (\$18,000.00) fine. Based on the finding that the doctor's acts, individually or collectively, constitute a felony in this state, regardless of the jurisdiction in which the act was committed; and that he violated or attempted to violate, directly or indirectly or assisting in or abetting the violation of, or conspiring to violate, any provisions of this chapter or any rule promulgated by the board, to wit: utilizing Controlled Substances for Self and Family Members. Order effective 1/10/2019.

CONSENT AGREEMENTS

MATHUR, Pradeep, M.D. (#35.059651) - Poland, Ohio

License to practice medicine and surgery reprimanded, and subject to an eighteen thousand dollar (\$18,000.00) fine, and probationary terms, conditions and limitations until the doctor submits and the Board has accepted satisfactory documentation of successful completion of required education courses. Based on the doctor's admission that he supplemented a family member's prescription for a controlled substance by prescribing and filling prescriptions for the same medication in the names of other family members. Agreement effective 1/9/2019.

WALDRON, Cherilynn M., R.C.P.(#RCP.10081) - Cortland, Ohio

Certificate to practice respiratory care restored, and subject to general probationary terms, conditions and limitations for at least three years. Based on the respiratory care professional's admission that she has been diagnosed with alcohol use disorder; was convicted of two OVI's and sentenced to serve six years in prison; successfully completed a prison-based long-term residential treatment program; regularly attends Alcoholics Anonymous; and has been sober since October 2011. Agreement effective 1/9/2019.

VOLUNTARY PERMANENT SURRENDERS, RETIREMENTS, REVOCATIONS, WITHDRAWALS

ASHLEY, Leslie Loren, L.M.T, (#33.021176) - New Lexington, Ohio

Permanent revocation and surrender of license to practice massage therapy in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(26), Ohio Revised Code. Effective 1/9/2019.

GOVEIA, Crystal R., M.D., (#35.100102) - Perrysburg, Ohio

Permanent revocation and surrender of license to practice medicine and surgery in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(19), Ohio Revised Code. Effective 1/9/2019.

PROBATIONARY REQUESTS AND MODIFICATIONS

ALSAGER LEE, Christopher George, M.D., (#57.030281) - Marietta, Ohio

Doctor's request for approval of reduction in appearances from every three months to every six months; and discontinuance of the drug log requirement, including the audit & assay requirement, granted by vote of the Board on 1/9/2019.

CIRINO, Rebecca Therese, D.O. (#34.007684) - Valley City, Ohio

Doctor's request for approval of controlled substance prescribing, and medical records courses, granted by vote of the Board on 1/9/2019

DHILLON, Jagprit Singh, M.D., (#35.070181) - Brecksville, Ohio

Doctor's request for approval of additional monitoring physician, granted by vote of the Board on 1/9/2019.

GOLDSCHMIDT, Matthew J., M.D. (#35.083072) - Independence, Ohio

Doctor's request for approval of release from the terms of the November 4, 2015 Consent Agreement, granted by vote of the Board on 1/9/2019.

GUPTA, Anshuli, M.D., (#35.126707) - Columbus, Ohio

Doctor's request for approval of monitoring physicians, granted by vote of the Board on 1/9/2019. Frequency and number of chart reviews established as ten charts per month to be divided between monitoring physicians.

HANOVER, Kenneth, M.D., (#35.083567) - Lima, Ohio

Doctor's request for approval of monitoring physician, granted by vote of the Board on 1/9/2019. Frequency and number of charts established as ten charts per month.

HORVATH, Kevin A., M.D. (#35.051737) - Vandalia, Ohio

Doctor's request for approval of release from the terms of the November 14, 2018 Consent Agreement, granted by vote of the Board on 1/9/2019. Effective immediately.

JOHNSON, Peter Carl, M.D. (#35.066160) - Oregon, Ohio

Doctor's request for approval of a reduction in psychiatric treatment sessions from weekly to twice per month, granted by vote of the Board on 1/9/2019.

KREBS, John Keith, M.D. (#35.066400) - Elyria, Ohio

Doctor's request for approval to reduce personal appearances from every three months to every six months; and approval to discontinue drug log requirement, granted by vote of the Board on 1/9/2019.

SWANSON, Shannon Lee, D.O. (#34.008887) - East Springfield, PA

Doctor's request for approval to discontinue the chart review requirement, granted by vote of the Board on 1/9/2019.

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

Doctor's request for approval of monitoring physician, granted by vote of the Board on 1/9/2019.

DENIAL OF PROBATIONARY REQUESTS AND MODIFICATIONS

JOHNSON, Wendy Marie, R.C.P. (#RCP.2997) - Hilliard, Ohio

Respiratory care professional's request for early release from the terms of the June 8, 2016 Adjudication Order, denied by vote of the Board on 1/9/2019.

NON-PROBATIONARY REQUESTS & TERMINATIONS

ORRA, Abdul -Ghani Mohamad, D.O. (#34.003811) - North Olmsted, Ohio

Doctor's request for acknowledgement of completion of the terms from the June 14, 2017 Consent Agreement, granted by vote of the Board on 1/9/2019.

OYAKAWA, Steven Mark, M.D. (#35.052950) - Akron, Ohio

Doctor's request for acknowledgement of completion of the terms from the June 14, 2017 Consent Agreement, granted by vote of the Board on 1/9/2019.

PROBATION TERMINATED

FRANKOWSKI, Deborah Lynne, M.D. (#35.071191) - Montgomery, Ohio

Doctor's request for release from the terms of her 9/12/2013 Consent Agreement, granted by vote of the Board on 1/9/2019. Release effective 1/11/2019.

REINSTATEMENT REQUESTS

RODEBAUGH, Justin M., M.D. (#35.135339) - Virginia Beach, Virginia

Doctor's request for reinstatement of license to practice medicine and surgery granted by vote of the Board on 1/9/2019, subject to the probationary terms and conditions as outlined in the 11/04/2015 Board Order.

COURT ACTIONS

DEMAS, Christopher L., M.D. (#35.042434) – Galena, Ohio

Notice of Appeal of the 11/20/2018 Decision and Judgement Entry, filed 12/21/2018 in the Court of Appeals, Tenth Appellate District of Franklin County, Ohio.

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 "Lookup a License." 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.