

State Medical Board of Ohio
Formal Action Report – April 8, 2020

Prepared by: Colin G. De Pew, Assistant Attorney

Date: 5/1/2020

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 April 8, 2020.

PRE-HEARING SUSPENSIONS

DANKO, William R., M.D., (#35.063773) - Cincinnati, 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 4/8/2020. (See also: Citations/Proposed Denials below.)

CITATIONS/PROPOSED DENIALS

DANKO, William R., M.D., (#35.063773) - Cincinnati, Ohio

Based on allegations that the 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 Summary Suspension and Opportunity for Hearing mailed 4/8/2020.

KHAN, Mohammad Raza, M.D., (#35.072499) - Barrington, Illinois

Based on the doctor's plea of guilty and conviction in the United States District Court for the Northern District of Illinois to Conspiracy to Receive Health Care Bribes and Kickbacks; and on a prior action by the Illinois Department of Financial and Professional Regulation, which issued a 12/4/2018 Order indefinitely suspending the doctor's license, which would individually, and/or collectively constitute a plea of guilty to, a judicial finding of guilt of, or a judicial finding of eligibility for intervention in lieu of conviction for, a felony; and would constitute any of the following actions taken by an agency responsible for authorizing, certifying, or regulating an individual to practice a health care occupation or provide health care services in this state or another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of probation; or

issuance of an order of censure or other reprimand. Notice of Opportunity for a Hearing mailed 4/8/2020.

LOMBARDI, Vincent A., M.D., (35.087298) - Carmel, Indiana

Based on a prior action by the Medical Licensing Board of Indiana, which issued a 12/20/2019 Order, that reprimanded the doctor, and imposed completion of continuing education course, which would individually and/or collectively constitute any of the following actions taken by an agency responsible for authorizing, certifying, or regulating an individual to practice a health care occupation or provide health care services in this state or another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand. Notice of Opportunity for a Hearing mailed 4/8/2020.

MURPHY, James Thomas, M.D., Applicant - Egg Harbor, Wisconsin

Based on the doctor's submission of an application for a license to practice medicine and surgery; and a prior action by the New York State Board for Professional Medical Conduct, which issued a 1/10/2014 Order which prohibited the doctor from practicing medicine in the state of New York; and on a prior action by the Missouri State Board of Registration for the Healing Arts, which issued a 2/9/2015 Order that revoked the doctor's license for at least seven years; and on the prior action by the Texas Medical Board, which issued an 2/13/2015 Order wherein the doctor voluntarily surrendered his license; and on a prior action by the Medical Board of California, which issued a 1/27/2015 Order that revoked the doctor's license, all of which would individually and/or collectively constitute any of the following actions taken by an agency responsible for authorizing, certifying, or regulating an individual to practice a health care occupation or provide health care services in this state or another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand. Notice of Opportunity for a Hearing mailed 4/8/2020.

SHARMA, Anjmun, M.D., (#35.086983) - Colorado Springs, Colorado

Based on a prior action by the New Mexico Medical Board, which issued a 11/18/2019 Order, that reprimanded the doctor's license, and imposed a fine of three thousand dollars (\$3,000.00), which would constitute any of the following actions taken by an agency responsible for authorizing, certifying, or regulating an individual to practice a health care occupation or provide health care services in this state or another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand. Notice of Opportunity for a Hearing mailed 4/8/2020.

UCHE, John O., M.D., (#35.086388) - Maumee, Ohio

Based on allegations that when the doctor inappropriately instructed a medical assistant to phone in suboxone prescriptions to pharmacies in the name of a nurse practitioner whom neither had knowledge, nor given consent to the doctor, those acts would individually and/or collectively constitute a commission of an act that constitutes a felony in this state, regardless of the jurisdiction in which the act was committed, to wit: the Illegal Processing of Drug Documents. Notice of Opportunity for a Hearing mailed 4/8/2020.

NON-DISCIPLINARY CITATIONS

KRESS, Timothy Scott, M.D., CTR Applicant, - Spring Valley, Ohio

Proposed denial of application for a certificate to recommend medical use of marijuana in Ohio based on the applicant's prior disciplinary action that was based, in whole or in part, on inappropriate prescribing, personally furnishing, dispensing, diverting, administering, supplying or selling a controlled substance or other dangerous drug. Opportunity for a Hearing mailed 4/27/2020.

MASON, Hayley, Applicant – Warren, Ohio

Proposed denial based on the applicant not having provided evidence showing completion of a course of instruction that meets course requirements as determined by the Board. Notice of Opportunity for a Hearing mailed 4/27/2020.

RIVERA, Brianna Lee Maria, Applicant – Coventry Township, Ohio

Proposed denial based on the applicant not having provided evidence showing completion of a course of instruction that meets course requirements as determined by the Board. Notice of Opportunity for a Hearing mailed 4/27/2020

URADU, Onyinyechi Rose, Applicant – Russell, Kentucky

Proposed denial of application for a certificate to recommend medical use of marijuana in Ohio based on the applicant's prior disciplinary action that was based, in whole or in part, on inappropriate prescribing, personally furnishing, dispensing, diverting, administering, supplying or selling a controlled substance or other dangerous drug; and on having held a license issued by the drug enforcement administration or a state licensing administration in any jurisdiction, under which the person may prescribe, personally furnish, dispense, possess, administer, supply or sell a controlled substance, that has ever been restricted, based, in whole or in part, on the applicant's inappropriate prescribing, dispensing, administering, supplying, or selling a controlled substance or other dangerous drug. Notice of Opportunity for a Hearing mailed 4/27/2020

FINAL ORDERS

HURVITZ, James Sandor, M.D., (#35.040607) - West Wills, California.

Application for restoration of license to practice medicine and surgery denied. Based on the submission of an application for restoration of medical license; and on the finding that a prior action by the California Medical Board, which issued an October 2002 Board Order, constitutes any of the following actions taken by an agency responsible for authorizing, certifying, or regulating an individual to practice a health care occupation or provide health care services in this state or another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand. Order effective 4/27/2020.

RINGEL, David Neil, D.O., (#34.004802) - Fort Wayne, Indiana

License to practice osteopathic medicine and surgery revoked. Based on the finding that a prior action by the Kentucky Board of Medical Licensure, which issued a 4/3/2019 Agreed Order, that granted the doctor a license, and immediately restricted/limited said license for an indefinite period of time, individually and or collectively, constitute any of the following actions taken by an agency responsible for authorizing, certifying, or regulating an individual to practice a health care occupation or provide health care services in this state or another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand. Order effective 4/8/2020.

SIEFERT, W.L. Gregory, M.D., (#35.044005) - Dayton, Ohio

License to practice medicine and surgery subject to probationary terms, conditions and limitations for at least two years, and a three thousand five hundred dollar (\$3,500.00) fine. Based on the finding that a prior action by the Board of Medical Licensure of the Commonwealth of Kentucky, which issued a 5/3/2019 Agreed Order that restricted the doctor's license for an indefinite period of time, constitute any of the following actions taken by an agency responsible for authorizing, certifying, or regulating an individual to practice a health care occupation or provide health care services in this state or another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand. Order effective 4/8/2020.

DISMISSALS

PAULUS, Richard E., M.D., (#35.067513) – Ashland, Kentucky

The June 12, 2019 Notice of opportunity for Hearing previously issued to Dr. Paulus is hereby dismissed without prejudice, due to a March 5, 2020 decision by the United States District Court of Appeals for the Sixth Circuit vacating the doctor's convictions, and ordering a new trial. Dismissal effective 03/30/2020.

VOLUNTARY PERMANENT SURRENDERS, RETIREMENTS, REVOCATIONS, WITHDRAWALS

BRUNO, Andrew, R.C.P., Applicant - Pittsburgh, Pennsylvania

Permanent withdrawal of application for a license to practice respiratory care, authorized by applicant in lieu of further investigation pursuant to Section 4761.09(A)(18), Ohio Revised Code. Agreement effective 4/8/2020.

REINSTATEMENTS

ANIKEEV, Michael H., M.D., (#35.091515) - Canal Winchester, Ohio

Doctor's request for reinstatement of license to practice medicine and surgery under the terms of a 1/9/2019 Board Order, granted by vote of the Board on 4/8/2020.

PROBATIONARY REQUESTS AND MODIFICATIONS

SIMMONS, Luke, M.D., (#57.245466) - Columbus, Ohio

Doctor's request for approval of assessor to complete return to work assessment, granted by vote of the Board on 4/8/2020.

PROBATION TERMINATED

BELCHER, Allan, D.O., (#34.011655) - Salt Lake City, Utah

Doctor's request for release from the terms of the 1/14/2015 Board Order, granted by vote of the Board on 4/8/2020. Release effective immediately.

OTTOLENGHI, Diane, M.T., (#33.004543) - Mansfield, Ohio

Massage therapist's request for release from the terms of the 1/10/2018 Consent Agreement, granted by vote of the Board on 4/8/2020. Release effective 4/18/2020.

COURT ACTIONS

AHSAN, Muhammad K., M.D., (#35.083611) – Birmingham, Michigan

Entry filed on 3/16/2020, in the Court of Common Pleas, Franklin County, Ohio granting doctor's motion to stay adjudication order.

ASEF, Atta, D.P.M., (#36.002887) – Willoughby Hills, Ohio

Decision and Entry filed on 4/2/2020, in the Court of Common Pleas, Franklin County, Ohio, denying doctor's motion for suspension of the Board's order pending appeal.

DEMINT, Franklin D., D.O., (#34.005493) – Kingston, Ohio

Journal Entry of Dismissal filed on 3/31/2020, in the Court of Appeals of Ohio, Tenth Appellate District.

KELEMEN, John J. III, M.D., (#35.131526) – Hilton Head Island, South Carolina

Doctor's notice of voluntary dismissal filed on 3/13/2020, in the Court of Common Pleas, Franklin County, Ohio.

VALKO, Tim R., M.D., (#35.058758) – Toledo, Ohio

Notice of Appeal filed on 3/27/2020, in the Court of Common Pleas, Franklin County, Ohio.

VASHI, Christopher N., M.D., (#35.096249) – Cincinnati, Ohio

Decision and Judgment Entry filed on 3/20/2020, in the Court of Common Pleas, Franklin County, Ohio, affirming the Board's Order.

Notice of Appeal filed on 4/2/20, in the Court of Appeals of Ohio, Tenth Appellate District.

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, or Court Actions, please

contact the Case Control Office. If you have questions regarding a Consent Agreements, probationary modification or a probationary request, please contact the Compliance Office. Our offices may be reached at (614) 466-3934.