

State Medical Board of Ohio
Formal Action Report – October 12, 2022

Prepared by: Colin G. De Pew, Assistant Attorney

Date: 12/7/2022

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 October 12, 2022.

PRE-HEARING SUSPENSION

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

Pursuant to Section 4731.22(G), license to practice medicine and surgery summarily suspended based on Board's determination that there is clear and convincing evidence that the doctor is in violation of Section 4731.22(B)(26), Ohio Revised Code, and that continued practice presents a danger of immediate and serious harm to the public. Order effective 10/12/22. (See also: Citations/Proposed Denials below.)

MAUZY, Michael B., D.O., (#34.006811) –Vienna, West Virginia

Pursuant to Section 4731.22(G), license to practice medicine and surgery summarily suspended based on Board's determination that there is clear and convincing evidence that the 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 10/12/22. (See also: Citations/Proposed Denials below.)

CITATIONS/PROPOSED DENIALS

CIAMACCO, Felicia M., P.A., (#50.004241RX) – Columbus, Ohio

Based on allegations that the physician assistant's finding of guilt in the United States District Court, Southern District of Ohio, Eastern Division, to one count of Conspiracy to Distribute and Dispense a Controlled Substance, and one count of Healthcare Fraud to which the physician assistant was sentenced to thirty-six months of probation and ordered to pay two hundred sixty-four thousand two hundred and forty dollars and 53 cents (\$264,240.53) in restitution, those acts and/or omissions, as alleged, 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. Notice of Opportunity for Hearing mailed 10/13/22.

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

Based on the doctor's previous disciplinary history with the Board, and also on allegations that when the doctor relapsed and entered treatment with a Board approved treatment provider those acts and/or omissions, as alleged, individually and/or collectively, 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. Notice of Summary Suspension and Opportunity for Hearing mailed 10/13/22.

JOHNSON, Peter C., M.D., (#35.066160) – Oregon, Ohio

Based on the doctor's prior 9/9/15 Step I Consent Agreement, and the subsequent 11/8/17 Step II Consent Agreement, and on allegations with respect to the care and treatment of fifteen identified patients, the doctor inappropriately treated and/or failed to appropriately treat and/or document treatment of those patients, those acts and/or omissions, as alleged, individually and/or collectively, constitute: a violation of the conditions of limitation placed by the board upon a license or certificate to practice; and violating or attempting 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: Office-based treatment for opioid addiction. Notice of Opportunity for Hearing mailed 10/13/22.

MAUZY, Michael B., D.O., (#34.006811) –Vienna, West Virginia

Based on allegations that when the Board had not received information on results of an assessment, nor information that that the doctor has been determined to be capable of practicing in accordance with acceptable and prevailing standards of care, those acts and/or omissions, as alleged, individually and/or collectively, constitute: 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 Summary Suspension and Opportunity for Hearing mailed 10/13/22.

MYERS, Todd R., M.D., (#35.075798) – Marietta, Ohio

Based on allegations that when the doctor's clinical privileges had been summarily suspended, and on a prior action by the West Virginia Board of Medicine which issued a 7/27/22 Consent Order, those acts and/or omissions, as alleged, 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 Hearing mailed 10/13/22.

PATEL, Kanubhai C., M.D., (#35.039686) – Canton, Ohio

Based on allegations that the doctor's 5/13/22 plea of guilty in the Common Pleas Court, Franklin County, Ohio to one count of Workers Compensation Fraud, a fifth degree felony, alleging that the doctor used a billing code resulting in overpayments for treatment the doctor did not provide, those acts and/or omissions as alleged, individually and/or collectively, constitute: the obtaining of, or attempting to obtain, money or anything of value by fraudulent misrepresentations in the course of practice; and 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. Notice of Opportunity for Hearing mailed 10/13/22.

ROGERS, J. Tyler, M.D., (#35.075846) – New Albany, Ohio

Based on allegations that when the doctor's practice ceased operation he failed to provide at least thirty days notice and to provide medical care to patients for at least thirty days, prior to closing, those acts and/or omissions, as alleged, individually and/or collectively, constitute: violating or attempting 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: Notice of Termination of Physician Employment or Physician Leaving a Practice, Selling a Practice, or Retiring from the Practice of Medicine which also constitutes 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 10/13/22.

SHAH, Samirkumar J., M.D., (#35.095231) – Pittsburgh, Pennsylvania

Based on allegations that a prior action by the State of New York Department of Health, State Board for Professional Medical Conduct, which issued a 6/8/22 Determination and Order, that acts and/or omissions, as alleged, 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 Hearing mailed 10/13/22.

SHRADER, Gina M., M.T., (#33.021591) – Parma, Ohio

Based on the massage therapist's submission of an application for restoration of her license to practice massage therapy, and on allegations that when the massage therapist continued to practice massage therapy despite her license having expired, those acts and/or omissions, as alleged, individually and/or collectively, constitute: Commission of an act that constitutes a felony in this state, regardless of the jurisdiction in which the act was committed. Notice of Opportunity for Hearing mailed 10/13/22.

TRIONE, Jim, M.D., (#35.096114) – Colorado Springs, Colorado

Based on allegations that when the doctor failed to respond to multiple Board interrogatories, those acts and/or omissions, as alleged, individually and/or collectively, constitute: failure to cooperate in an investigation conducted by the board under division (F) of this section, including failure to comply with a subpoena or order issued by the board or failure to answer truthfully a question presented by the board in an investigative interview, an investigative office conference, at a deposition, or in written interrogatories, except that failure to cooperate with an investigation shall not constitute grounds for discipline under this section if a court of competent jurisdiction has issued an order that either quashes a subpoena or permits the individual to withhold the testimony or evidence in issue. Notice of Opportunity for Hearing mailed 10/13/22.

NON-DISCIPLINARY CITATIONS

HEROLD, Lindsey M., M.T., (#33.011979) – Beloit, Ohio (Non-Disciplinary)

Proposed conditional approval of application for restoration of license to practice massage therapy, conditioned upon the successful completion of the Massage Bodywork and Licensing examination within six months. Based upon the submission of an application for restoration of license, and on allegations that the massage therapist has not been engaged in the active practice of massage therapy for over two years. Notice of Opportunity for Hearing mailed 10/13/22.

HYMAN, Daniel, D.O. Applicant – Hudson, Ohio (Non-Disciplinary)

Proposed denial of application to practice osteopathic medicine and surgery, based on allegations that the doctor has not successfully completed twelve months of graduate medical education through the first-year level of graduate medical education or its equivalent as determined by the Board. Notice of Opportunity for Hearing mailed 10/13/22.

MCKISSIC, Maura A., M.T., (#33.014006) – South Euclid, Ohio (Non-Disciplinary)

Proposed conditional approval of application for restoration of license to practice massage therapy, conditioned upon the successful completion of the Massage Bodywork and Licensing examination within six months. Based upon the submission of an application for restoration of license, and on allegations that the massage therapist has not been engaged in the active practice of massage therapy for over two years. Notice of Opportunity for Hearing mailed 10/13/22.

NEIDICH, Kim, M.T. Applicant – Batavia, Ohio (Non-Disciplinary)

Proposed denial of application to practice massage therapy, based on allegations that the massage therapist has not taken and successfully passed an examination approved by the Board, to wit: the Massage & Bodywork Licensing Examination. Notice of Opportunity for Hearing mailed 10/13/22.

ROBERSON, Lindsey, R.C.P Applicant – West Chester, Ohio (Non-Disciplinary)

Proposed denial of application to practice as a respiratory care professional, based on allegations that the applicant has not successfully completed both portions of the registered respiratory therapist examination, administered by the National Board for Respiratory Care (NBRC), or its successor organization. Notice of Opportunity for Hearing mailed 10/13/22.

SAPO, Mark, M.T., (#33.017780) – Lyndhurst, Ohio (Non-Disciplinary)

Proposed conditional approval of application for restoration of license to practice massage therapy, conditioned upon the successful completion of the Massage Bodywork and Licensing examination within six months. Based upon the submission of an application for restoration of license, and on allegations that the massage therapist has not been engaged in the active practice of massage therapy for over two years. Notice of Opportunity for Hearing mailed 10/13/22.

VALENTINE, Tiffany R., M.T., (#33.017704) – Pickerington, Ohio (Non-Disciplinary)

Proposed conditional approval of application for restoration of license to practice massage therapy, conditioned upon the successful completion of the Massage Bodywork and Licensing examination within six months. Based upon the submission of an application for restoration of license, and on allegations that the massage therapist has not been engaged in the active practice of massage therapy for over two years. Notice of Opportunity for Hearing mailed 10/13/22.

WILLIAMS, Hunter G., M.T., (#33.023132) – Copley, Ohio (Non-Disciplinary)

Proposed conditional approval of application for restoration of license to practice massage therapy, conditioned upon the successful completion of the Massage Bodywork and Licensing examination within six months. Based upon the submission of an application for restoration of license, and on allegations that the massage therapist has not been engaged in the active practice of massage therapy for over two years. Notice of Opportunity for Hearing mailed 10/13/22.

YANG, Yali, M.T. Applicant – Columbus, Ohio (Non-Disciplinary)

Proposed denial of application to practice massage therapy, based on allegations that the massage therapist has not taken and successfully passed an examination approved by the Board, to wit: the Massage & Bodywork Licensing Examination. Notice of Opportunity for Hearing mailed 10/13/22.

FINAL ORDERS

BELCHER, Joshua V., M.T., (#33.023111) - Meadville, Pennsylvania

License to practice massage therapy permanently revoked, and subject to a four thousand dollar (\$4,000.00) fine. Based on the finding that the massage therapist's plea of guilty in the Court of Common Pleas, Beaver County, Pennsylvania, to Theft by Deception, a first-degree

misdemeanor; and on a plea of guilty in the Franklin County Municipal Court, Franklin County Ohio, to Petty Theft, a first-degree misdemeanor; and on the massage therapist's submission of a renewal application wherein the massage therapist failed to disclose his prior criminal charges, those acts and/or omissions 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 misdemeanor involving moral turpitude. Order effective 10/13/22.

LAKE, Norma S., M.D., (#35.068277) - Miami, Florida

License to practice medicine and surgery permanently revoked. Based on the finding that a prior action by the Florida Board of Medicine which issued a 6/30/21 Final Order and adopted Settlement Agreement, that reprimanded and permanently restricted the doctor from owning, operating or practicing and pain management clinic, and/or prescribing, ordering, and/or delegating the prescribing or ordering Schedules I-IV controlled substance, those acts and/or omissions 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 10/13/22. (Journal Entry-No Hearing Requested).

CONSENT AGREEMENTS

HOLLERAN, Neal E., M.D., (#35.043325) – Celina, Ohio

License to practice medicine and surgery indefinitely suspended, and subject to general probationary requirements, and conditions for restoration. Based on the doctor's admission that due to a medical event on or about 8/31/22 he is currently incapable of practicing, those acts, individually and/or collectively constitute: an inability to practice 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 10/12/22.

JAMA, Samuel M., M.D., (#35.088098) – Lyndhurst, Ohio

License to practice medicine and surgery indefinitely suspended, but not less than ninety days, and subject to general probationary requirements, and conditions for restoration. Based on the doctor's admission that when he subsequently relapsed on alcohol after having previously successfully completed treatment, those acts, individually and/or collectively constitute: 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 10/12/22.

JADCHERLA, Yamini, M.D., (#35.136900) – Galena, Ohio

License to practice medicine and surgery reinstated subject to probationary terms, conditions and limitations for at least five years. Based on the doctor having completed all requirements for reinstatement of license pursuant to the terms of a 7/13/22 Consent Agreement. Agreement effective 10/12/22.

KISTLER, Charles J., D.O., (#34.002242) – Columbus, Ohio

License to practice osteopathic medicine and surgery indefinitely suspended, and subject to general probationary requirements, and conditions for restoration. Based on the doctor's admission that a 4/28/22 Indictment filed in the United States District Court for the Southern District of Ohio, Eastern Division charging him with eight counts of Unlawful Distribution of Controlled Substances, and based on the advice of counsel and his Fifth Amendment right against self-incrimination, he declines to provide the Board with certain factual information pertaining to the criminal matter, those acts and/or omissions individually and/or collectively constitute a failure to cooperate in an investigation conducted by the board under division (F) of this section, including failure to comply with a subpoena or order issued by the board or failure to answer truthfully a question presented by the board in an investigative interview, an investigative office conference, at a deposition, or in written interrogatories, except that failure to cooperate with an investigation shall not constitute grounds for discipline under this section if a court of competent jurisdiction has issued an order that either quashes a subpoena or permits the individual to withhold the testimony or evidence in issue. Agreement effective 10/12/22.

LEID, Adam N., D.O. Applicant – Cinnaminson, New Jersey

Application for license to practice osteopathic medicine and surgery granted, and subject to general probationary requirements, and five years probation. Based on the doctor having completed all requirements for reinstatement of license pursuant to the terms of a 2/10/21 Consent Agreement. Agreement effective 10/12/22.

SMITH, Whitaker M., M.D., (#35.069231) – Seymour, Tennessee

License to practice medicine and surgery reprimanded, fined one thousand five hundred dollars (\$1,500.00), and required to successfully complete two educational courses comprising of a personal/professional ethics and controlled substance prescribing. Based on the doctor's admission that prior action by the State of Tennessee Board of Medical Examiners, which issued a 11/2/21 Consent Order, 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. Agreement effective 10/12/22.

**VOLUNTARY PERMANENT SURRENDERS, RETIREMENTS, REVOCATIONS,
WITHDRAWALS**

NASH, Franklin D., D.O., (#58.031749) – Canoga Park, California

Permanent surrender and revocation of license to practice osteopathic medicine and surgery, authorized by the doctor in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(20), Ohio Revised Code, violating or attempting 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: Ohio Administrative Code 4731-26-01(H)(1)(c) related to making comments that are not clinically relevant to a patient about creating an adult website. Agreement effective 10/12/22.

SCHWARTZ, Jakob E., M.T., (#33.024374) – Milford, Ohio

Permanent surrender and revocation of license to practice massage therapy, authorized by the massage therapist in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(20), Ohio Revised Code, violating or attempting 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: the Board's prohibition against engaging in sexual misconduct, which is also a departure from, or 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, related to sexual misconduct in the course of practice. Agreement effective 10/12/22.

PROBATIONARY RELEASE

BAILEY, Thomas A., M.D., (#35.080265) – Youngstown, Ohio

Doctor's request for release from the terms of the 10/14/20 Consent Agreement, granted by vote of the Board on 10/12/22. Release effective 10/14/22.

GUPTA, Anshuli, M.D., (#35.126707) – Reynoldsburg, Ohio

Doctor's request for release from the terms of the 10/11/17 Consent Agreement, granted by vote of the Board on 10/12/22. Release effective immediately.

MOORHEAD, Colin S., M.D., (#35.077486) – Akron, Ohio

Doctor's request for release from the terms of the 10/13/21 Consent Agreement, granted by vote of the Board on 10/12/22. Release effective 10/14/22.

PROBATIONARY REQUESTS AND MODIFICATIONS

PARVIN, Dara, M.D., (#35.135268) – Oakwood, Ohio

Doctor's request for approval of professional ethics course, granted by vote of the Board on 10/12/22.

SCHROER, Kurt, D.O., (#34.014046) – Marshall, Missouri

Doctors request for approval of medical ethics and boundaries course, granted by vote of the Board on 10/12/22.

COURT ACTIONS

MOK, Charles D., D.O, (#34.13215) – Shelby Township, Michigan

Notice of Appeal filed on 9/27/22, in the Court of Common Pleas, 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, 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.