

**State Medical Board of Ohio**  
**Formal Action Report – October 14, 2020**

Prepared by: Colin G. De Pew, Assistant Attorney

Date: 11/5/2020

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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 October 14, 2020.

**PRE-HEARING SUSPENSIONS**

**BOOMERSHINE, Duane, L.M.T., (#33.023641) - Greenville, Ohio**

Pursuant to Section 4731.22(I), Ohio Revised Code, license to practice massage therapy automatically suspended by operation of law based upon the finding of guilt in the Common Pleas Court, Darke County, Ohio, to Rape, a first degree felony. Order effective 10/14/2020. (See also: Citations/Proposed Denials below.)

**CITATIONS/PROPOSED DENIALS**

**BOOMERSHINE, Duane A., L.M.T., (#33.023641) - Greenville, Ohio**

Based on allegations that the massage therapist's finding of guilt in the Common Pleas Court, Drake County, Ohio, to Rape, a first degree felony, 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 10/15/2020.

**HUDSON, Fitzgerald, M.D., Applicant - Southfield, Michigan**

Based upon the doctor's submission of an application to practice medicine and surgery; and also based upon the doctor's conviction in the United States District Court, Western District of New York to Health Care Fraud; and also based upon a prior actions by the New York Department of Health, as well as, the Michigan Board of Medicine, both of which suspended the doctor's license based upon the conviction; also based upon the doctor's failure to update his application to inform the Board of a subsequent indictment filed in the United States District Court, Eastern District of Michigan, indicting the doctor for Conspiracy to Possess with Intent to Distribute Controlled Substances. All of which, as alleged, would individually and/or collectively constitute: a failure to have successfully passed an examination prescribed in rules adopted by the board to determine competency to practice medicine and surgery, to wit: an applicant shall have passed all steps of the USMLE or all levels of the COMLEX-USA with a ten-year period; failure to be engaged in the active practice of medicine and surgery for a period in excess of two years prior to submission of application for restoration; 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

also 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; and a failure to furnish satisfactory proof of good moral character. Notice of Opportunity for Hearing mailed 10/15/2020.

**JONES, Harold M., D.P.M., Applicant - Richmond Heights, Ohio**

Based upon the doctor's submission of an application to practice podiatric medicine and surgery; and also based upon the doctor's prior disciplinary history in which the doctor's license was revoked by the Board on 8/11/2010 arising from the doctor's conviction for Mail Fraud and Health Care Fraud, 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. Notice of Opportunity for Hearing mailed 10/15/2020.

**MALKOVITS, Vincent J., D.O, (#34.006675) - Youngstown, Ohio**

Based upon allegations with respect to the doctor's treatment of eleven identified patients, in which the doctor failed to appropriately: treat or document treatment pertaining to chronic or intractable pain; prescribe controlled substance medications, conduct or document patient examinations, refer patients to specialists; document reasoning for changes to medications or discuss with patients the risks of medications; consistently check OARRS; all of which would individually and/or collectively constitute: a failure to maintain minimal standards applicable to the selection or administration of drugs, or failure to employ acceptable scientific methods in the selection of drugs or other modalities for treatment of disease; and also 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; 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: Utilizing Prescription Drugs for the Treatment of Intractable Pain, Utilizing Prescription Drugs for the Treatment of Chronic Pain, Controlled Substances Utilization for Weight Reduction, Utilization of Short Term Anorexiant for Weight Reduction; and the selling, giving away, personally furnishing, prescribing, or administering drugs for other than legal and legitimate therapeutic purposes or a plea of guilty to, a judicial finding of guilt of, or a judicial finding of eligibility for intervention in lieu of conviction of, a violation of any federal or state law regulating the possession, distribution, or use of any drug. Notice of Opportunity for Hearing mailed 10/15/2020.

**OKECHUKU, Theodore, M.D., (#35.063052) - Farmington Hills, Michigan**

Based upon allegations that the doctor's conviction in the United States District Court, Northern District Texas, Dallas Division, to one count of Conspiracy to Unlawfully Distribute a Controlled Substance; one count of Using, Carrying, and Brandishing a Firearm During and in Relation to, and Possessing and Brandishing a Firearm in Furtherance of, a Drug Trafficking

Crime; and one count of Conspiracy to Use, Carry and Brandish a Firearm During and in Relation to a Drug Trafficking Crime, to which the doctor was sentenced to three hundred months imprisonment followed by three years of supervised release, all of 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. Notice of Opportunity for Hearing mailed 10/15/2020.

**SUNTALA**, Christopher R., M.D., (#35.050370) - Rocky River, Ohio

Based upon allegations with respect to the doctor's care and treatment of six identified patients, in which the doctor inappropriately treated and/or failed to appropriately treat or document treatment; appropriately prescribe controlled substances to patients exhibiting drug seeking behavior, failed to try alternate modes of pain management and to make appropriate referrals; and failed to access or document accessing the Ohio Automated Rx Reporting System; all of which would individually and/or collectively constitute: a failure to maintain minimal standards applicable to the selection or administration of drugs, or failure to employ acceptable scientific methods in the selection of drugs or other modalities for treatment of disease; and also 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; and also 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: Utilizing Prescription Drugs for the Treatment of Intractable Pain, Utilizing Prescription Drugs for the Treatment of Chronic Pain, Standards and Procedures for Review of "Ohio Automated Rx Reporting System." Notice of Opportunity for Hearing mailed 10/15/2020.

**WASHINGTON**, Sherman, M.D., (#35.123613) - Winnetka, California

Based on the prior action by the State of Washington, Washington Medical Commission, which issued a Stipulation to Informal Disposition against the doctor's license, 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 Hearing mailed 10/15/2020.

### **NON-DISCIPLINARY CITATIONS**

**BROWN**, Delorise, M.D., (#35.039059) – Shaker Heights, Ohio (Non-Disciplinary)

Based on the doctor's submission of an application for a certificate to recommend the medical use of marijuana, and based on the doctor's prior disciplinary history that was based in whole or in part on inappropriate prescribing, furnishing, dispensing, diverting, administering, supplying

or selling a controlled substance or other dangerous drug. Notice of Opportunity for Hearing mailed 10/15/2020.

**CLEMENCY, Karen A., M.D., (#35.053771) – Columbus, Ohio (Non-Disciplinary)**

Based on the doctor's submission of an application for a certificate to recommend the medical use of marijuana, and based on the doctor's prior disciplinary history that was based in whole or in part on inappropriate prescribing, furnishing, dispensing, diverting, administering, supplying or selling a controlled substance or other dangerous drug. Notice of Opportunity for Hearing mailed 10/15/2020.

**COLLINS, Jessica N., M.T., (#33.018170) - Toledo, Ohio (Non-Disciplinary)**

Based on the massage therapist's submission of an application for restoration of her license, and also based on the fact 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 10/23/2020.

**FRY, Kristie L., M.T., (#33.018871) - Hamilton, Ohio (Non-Disciplinary)**

Based on the massage therapist's submission of an application for restoration of her license, and also based on the fact 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 10/23/2020.

**HILTON, Breanna N., R.C.P. Applicant – Canonsburg, Pennsylvania (Non-Disciplinary)**

Based on the submission of an application to practice respiratory care, and also based on the applicant having not passed an examination approved by the Board. Notice of Opportunity for Hearing mailed 10/15/2020.

**JOSMA, Israelite R.C.P. Applicant – Fort Pierce, Florida (Non-Disciplinary)**

Based on the submission of an application to practice respiratory care, and also based on the applicant having not passed an examination approved by the Board. Notice of Opportunity for Hearing mailed 10/15/2020.

**LORT, Sopath, M.T., (#33.021608) - Cincinnati, Ohio (Non-Disciplinary)**

Based on the submission of an application for restoration of his license, and also based on the fact 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 10/23/2020.

**PAPARELLA, Margaret M., M.T., (#33.006524) - Worthington, Ohio (Non-Disciplinary)**

Based on the submission of an application for restoration of her license, and also based on the fact 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 10/23/2020.

**STUART, Holland J. R.C.P. Limited Permit Applicant - Vancouver, BC, Canada (Non-Disciplinary)**

Based on the submission of an application for a limited permit to practice respiratory care; and based on the applicant having failed to submit the application within one year of the date of graduation. Notice of Opportunity for Hearing mailed 10/15/2020.

**ZAVALA, Sylvia M., R.C.P. (#RCP.2653) – Henderson, Nevada (Non-Disciplinary)**

Based on the submission of an application for restoration of a license to practice respiratory therapy, and also based on not having taken and passed both portions of the registered respiratory therapist examination. Notice of Opportunity for Hearing mailed 10/15/2020.

### **FINAL ORDERS**

**AMIN, Shivangi, M.D., (#35.134353) - Marina Del Rey, California**

License to practice medicine and surgery reprimanded, fined three thousand five hundred dollars (\$3,500.00), and subject to probationary terms, conditions, and limitations for at least three years, and for a period not longer than years the doctor's license is limited and restricted as follows: doctor shall not prescribe, administer, dispense, or otherwise supply any Schedule 2 or 3 controlled substances. Based on the finding that the prior action by the Maryland State Board of Physicians, which issued an 8/5/2019 Consent Order 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 10/26/2020.

**BAEZA, Adrienne R. M.T. Applicant - Maineville, Ohio (Non-Disciplinary)**

Application for a license to practice massage therapy denied. Based on the submission of an application to practice massage therapy, and on the finding that the applicant has not completed the requisite number of course hours of instruction and does not hold a diploma or certificate from a school, college or institution that meets the Boards required course of instruction, nor holds an active, unrestrictive license in another state for the preceding five years. Order effective 10/15/2020. (Journal Entry-No Hearing Requested).

**BEDEL, Samantha M., M.T., (#33.018263) - Cincinnati, Ohio**

Application for restoration of a license to practice massage therapy granted, provided that the applicant takes and passes the massage and bodywork licensing examination within twelve months of the date of mailing of the Notice of Opportunity for a Hearing. Based on the applicant's submission of an application for restoration of a license to practice massage therapy,

and based on having not been engaged in the active practice of massage therapy for more than two years. Order effective 10/15/2020. (Journal Entry-No Hearing Requested). (Journal Entry-No Hearing Requested).

**BOGGS, Christopher D., RCP Limited Permit Applicant - Cincinnati, Ohio (Non-Disciplinary)**

Application for a limited permit to practice respiratory care denied. Based on the submission of an application for a limited permit to practice respiratory care; and based on the applicant having failed to submit the application within one year of the date of graduation. Order effective 10/15/2020. (Journal Entry-No Hearing Requested).

**BURRELL, Erin K., L.M.T., (#33.021635) - Middletown, Ohio (Non-Disciplinary)**

Application for restoration of a license to practice massage therapy granted, provided that the applicant takes and passes the massage and bodywork licensing examination within twelve months of the date of mailing of the Notice of Opportunity for a Hearing. Based on the applicant's submission of an application for restoration of a license to practice massage therapy, and based on having not been engaged in the active practice of massage therapy for more than two years. Order effective 10/15/2020. (Journal Entry-No Hearing Requested). (Journal Entry-No Hearing Requested).

**CARRINGTON, Hope E., R.C.P. Applicant - Cedar Hill, Texas (Non-Disciplinary)**

Application for a license to practice respiratory care approved, provided that the applicant takes and passes the Clinical Simulation Examination within twelve months. Based on the applicant's submission of an application for a license to practice respiratory care, and based on having not been engaged in the active practice of respiratory care for more than two years. Order effective 10/15/2020. (Journal Entry-No Hearing Requested).

**JONES, Andreia N., M.T. Applicant - Cincinnati, Ohio (Non-Disciplinary)**

Application for a license to practice massage therapy granted, provided that the applicant takes and passes the massage and bodywork licensing examination within twelve months of the date of mailing of the Notice of Opportunity for a Hearing. Based on the applicant's submission of an application for a license to practice massage therapy, and based on having not been engaged in the active practice of massage therapy for more than two years. Order effective 10/15/2020. (Journal Entry-No Hearing Requested).

**KAVLICH, John James, III M.D., (#35.057128) - Berea, Ohio**

License to practice medicine and surgery fined one thousand dollars (\$1,000.00), and all terms, conditions, restrictions, and limitations, including the suspension of the doctor's license set forth in the 10/10/2018 Step I Consent Agreement shall remain in full force and effective. Based on the finding that when the doctor failed to submit quarterly declarations; failed appear in person for scheduled interviews; and failed to submit qualifications of a treating psychiatrist per the terms a 10/10/2018 Step I Consent Agreement, those acts and/or omissions, individually and/or

collectively constitute a violation of the conditions of limitation placed by the board upon a license or certificate to practice. Order effective 10/15/2020.

**MASON, Hayley, M.T. Applicant - Warren, Ohio (Non-Disciplinary)**

Application for a license to practice massage therapy denied. Based on the submission of an application to practice massage therapy, and on the finding that the applicant has not completed the requisite number of course hours of instruction and does not hold a diploma or certificate from a school, college or institution that meets the Boards required course of instruction, nor holds an active, unrestrictive license in another state for the preceding five years. Order effective 10/15/2020. (Journal Entry-No Hearing Requested).

**RIVERA, Brianna Lee., M.T. Applicant - Coventry Township, Ohio (Non-Disciplinary)**

Application for a license to practice massage therapy denied. Based on the submission of an application to practice massage therapy, and on the finding that the applicant has not completed the requisite number of course hours of instruction and does not hold a diploma or certificate from a school, college or institution that meets the Boards required course of instruction, nor holds an active, unrestrictive license in another state for the preceding five years. Order effective 10/15/2020. (Journal Entry-No Hearing Requested).

**RUBENSTEIN, Brian G. M.T., (#33.017658) - Akron, Ohio (Non-Disciplinary)**

Application for restoration of a license to practice massage therapy granted, provided that the applicant takes and passes the massage and bodywork licensing examination within twelve months of the date of mailing of the Notice of Opportunity for a Hearing. Based on the applicant's submission of an application for restoration of a license to practice massage therapy, and based on having not been engaged in the active practice of massage therapy for more than two years. Order effective 10/15/2020. (Journal Entry-No Hearing Requested).

**RUSKIEWICZ-SOLTIS, Erin, L.M.T., (#33.016865) - Garrettsville, Ohio (Non-Disciplinary)**

Application for restoration of a license to practice massage therapy granted, provided that the applicant takes and passes the massage and bodywork licensing examination within twelve months of the date of mailing of the Notice of Opportunity for a Hearing. Based on the applicant's submission of an application for restoration of a license to practice massage therapy, and based on having not been engaged in the active practice of massage therapy for more than two years. Order effective 10/15/2020. (Journal Entry-No Hearing Requested).

**SIMONS, Mitchell E., M.D., (#35.050545) - Cincinnati, Ohio**

Commencing on the thirty-first day following the effective date of the order, the doctor's license to practice medicine and surgery is indefinitely suspended for at least one hundred and eighty days (180), fined four thousand five hundred dollars (\$4,500.00), and subject to conditions for reinstatement or restoration, and probationary terms, conditions and limitations for at least three years. Permanent limitation as established by the 7/12/2006 order to remain in full force and

effect. Based on the finding that with respect to identified Patients 1 – 7, 9 and 10 that when the doctor inappropriately treated and/or failed to appropriately treat, and/or failed to appropriately document his treatment, and/or departed from, or failed to conform to, minimal standards of care for similar practitioners under the same or similar circumstances; including: Inappropriate and/or excessive prescribing; inappropriate and/or inadequate monitoring of the patient’s medications, and inappropriate and/or inadequate management of the patient’s conditions; inadequate assessments for diversion or abuse, and inadequate referrals to specialists and/or consultants; and inadequate and/or incomplete documentation, those actions individually and/or collectively constitute a failure to maintain minimal standards applicable to the selection or administration of drugs, or failure to employ acceptable scientific methods in the selection of drugs or other modalities for treatment of disease; 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. With respect to Patients 1 and 3-10, the doctor’s actions 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: Utilizing prescription drugs for the treatment of chronic pain. With respect to Patients 1-10, the doctor’s actions 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: the Board’s general provisions on controlled substances. Order effective 10/26/2020.

**SPIRTOS, Gary N., M.D., (#35.057972) – Cleveland, Ohio**

License to practice medicine and surgery is indefinitely suspended, and subject to conditions for reinstatement or restoration. Based on the finding that the prior actions by the Arizona Medical Board, which issued a 11/6/2017 Interim Consent Agreement, and the Medical Board of California, which issued a 7/27/2018 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. Order effective 10/15/2020.

### **CONSENT AGREEMENTS**

**ANESHANSLEY, Hollie M., L.M.T., (#33.014761) - Lancaster, Ohio**

The August 2019 Step II Consent Agreement is terminated upon the instant Step I Consent Agreement becoming effective, and the license to practice massage therapy is immediately suspended for an indefinite period of time, but not less than ninety days, and subject to general probationary requirements, and conditions for reinstatement. Based on the massage therapist’s admission that when she violated the terms of her Step II Consent Agreement, those actions individually, and/or collective constitute a violation of the conditions of limitation placed by the board upon a license or certificate to practice. Agreement effective 10/14/2020.



**BAHNER**, Jennifer D., M.D., (#35.123019) – Novelty, Ohio

License to practice medicine and surgery indefinitely suspended for at least ninety days, and subject to general probationary requirements, and conditions for reinstatement. Agreement effective 10/14/2020.

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

The Immediate Suspension of the doctor's license to practice medicine and surgery is terminated. Doctor's license is reprimanded, and subject to a fine of nine thousand dollars (\$9,000.00), and subject to probationary terms for two years. Based on the finding that the doctor's plea of guilty in the United States District Court, Northern District of Ohio, to one felony count of Dispensing of a Controlled Substance, 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. Agreement effective 10/14/2020.

**HOUSE**, Stephen T., M.D., (#35.034342) - Miamisburg, Ohio

License to practice medicine and surgery indefinitely suspended for at least one year, commencing thirty days from the effective date of the agreement, fined ten thousand dollars (\$10,000.00), and subject to general probationary requirements, conditions for reinstatement, and a permanent limitation and restriction prohibiting prescribing, ordering, or administering any controlled substances under Schedule II or III, and benzodiazepines, opiates or narcotics. During the interim thirty day period prior to suspension, the doctor is prohibited from undertaking the care of any patient not already under his care. Based on the doctor's admission that with respect to the care and treatment of eight specified patients, when the doctor failed to appropriately treat or document patient treatment, appropriately prescribe controlled substances despite inconsistent patient drug screens; review patient records, or first trying non-controlled medications prior to prescribing controlled substances and document patient response to prescribed medications; appropriately document rationale for changing controlled substance prescriptions or tests; appropriately identify drug abuse; and obtain appropriate consults, those actions individually and or collectively constitute: a failure to maintain minimal standards applicable to the selection or administration of drugs, or failure to employ acceptable scientific methods in the selection of drugs or other modalities for treatment of disease; 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; 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: Utilizing Prescription Drugs for the Treatment of Intractable Pain, Utilizing Prescription Drugs for the Treatment of Chronic Pain, and the Standards and Procedures for Review of "Ohio Automated Rx Reporting System. Agreement effective 10/14/2020.

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

License to practice medicine and surgery is indefinitely suspended for at least one year, fined ten thousand dollars (\$10,000.00) and subject to general probationary requirements, and conditions for reinstatement. Based on the doctor's admission that when he was summarily suspended from his employer for to his charting and billing for procedures he did not perform and received compensation therefrom, those actions individually and/or collectively constitute 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; and the obtaining of, or attempting to obtain, money or anything of value by fraudulent misrepresentations in the course of practice. Agreement effective 10/14/2020.

**WILLIAMS, Julie C., P.A., (#50.002447RX) -Xenia, Ohio**

License to practice as a physician assistant reprimanded and fined two thousand five hundred dollars (\$2,500.00). Based on the physician assistant's admission that when she failed to timely maintain and renew her NCCPA certification, those actions individually and/or collectively constitute having certification by the national commission on certification of physician assistants or a successor organization expire, lapse, or be suspended or revoked. Agreement effective 10/14/2020.

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

**DALE, Roman M., M.D., (#35.068153) - Cleveland, Ohio**

Permanent surrender of license to practice medicine and surgery authorized by doctor in lieu of continuing compliance with the terms of the 7/10/2019 Consent Agreement. Agreement effective 10/14/2020. Surrender effective immediately.

**HEYD, Timothy John, M.D., (#35.063863) – Springboro, Ohio**

Permanent revocation of license to practice medicine and surgery authorized by doctor in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(20), Ohio Revised Code, to wit: the Board's rule pertaining to the prohibition against sexual misconduct with a patient, which was related to activities engaged in by the doctor over the course of a year while employed at an addiction treatment clinic. Agreement effective 10/14/2020. Revocation effective immediately.

**KOHL, Mitchell, M.D., (#35.135664CTR) - Ann Arbor, Michigan**

Permanent revocation of certificate to recommend the medical use of marijuana authorized by doctor in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(49), Ohio Revised Code. Agreement effective 10/14/2020. Revocation effective immediately.

**MATTAR, Samer, M.D., Applicant - Seattle, Washington**

Permanent withdrawal of application to practice medicine and surgery authorized by the doctor in lieu of further investigation regarding a possible violation of Section 4731.22(B)(22), Ohio Revised Code. Agreement effective 10/14/2020. Withdrawal effective immediately.

**MEGARGEL, James D., M.D., (#35.130017) - Los Angeles, California**

Permanent revocation of license to practice medicine and surgery authorized by doctor in lieu of formal disciplinary proceedings pursuant to Sections 4731.22(B)(26), and 4731.22(B)(15) Ohio Revised Code. Agreement effective 10/14/2020. Revocation effective immediately.

**SCHOEN, Matthew S., M.D., (#35.132531) - Louisville, Kentucky**

Permanent surrender of license to practice medicine and surgery authorized by doctor in lieu of continuing compliance with the terms of the 2/13/2019 Consent Agreement. Agreement effective 10/14/2020. Surrender effective immediately.

**SHY, Stephen C., D.O., (#34.007026) - Huntington, West Virginia**

Permanent revocation of license to practice osteopathic medicine and surgery authorized by doctor in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(25), Ohio Revised Code. Agreement effective 10/14/2020. Revocation effective immediately.

### **PROBATIONARY REQUESTS AND MODIFICATIONS**

**ALI, Asad S., M.D., (#35.077032) - Hamilton, Ohio**

Doctor's request for approval of controlled substance prescribing course, granted by vote of the Board on 10/14/2020.

**BENDER, Thomas S., A.A., (#67.000178) - Orrville, Ohio**

Anesthesiologist assistant's request for approval of attending a recovery meeting group as meeting part of the required weekly 12-step recovery meeting attendance requirement, granted by vote of the Board on 10/14/2020. Attendance of group limited to one meeting per week toward two meeting per week requirement.

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

Doctor's request for approval of a doctor to complete psychiatric assessment, granted by vote of the Board on 10/14/2020.

**GERRITSEN, Ryan L., M.D., (#35.138042) - Chardon, Ohio**

Doctor's request for approval of individual and group counseling to complete the aftercare requirement, granted by vote of the Board on 10/14/2020.

**HSU, Gerry V., P.A., (#50.005962) - Cincinnati, Ohio**

Physician assistant's request for approval of new treating psychiatrist, granted by vote of the Board on 10/14/2020.

**JENKS, Brenden, M.D., (#57.248438) - Cleveland Heights, Ohio**

Doctor's request for approval of a reduction of recovery meeting attendance to two per week; and a reduction in personal appearances to every six months, granted by vote of the Board on 10/14/2020.

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

Doctor's request for approval of controlled substance prescribing course, granted by vote of the Board on 10/14/2020.

**MORLEY, Timothy J., D.O., (#34.007119) - Greenwich, CT**

Doctor's request for approval of monitoring physician, granted by vote of the Board on 10/14/2020. Frequency of chart review established as ten charts per week.

**PROCTOR, Vernon E., M.D., (#35.130575) - Baldwin, Michigan**

Doctor's request for approval of controlled substance prescribing course, granted by vote of the Board on 10/14/2020.

**SILK, Jon B., Jr., M.D., (#35.098705) - Troy, Ohio**

Doctor's request for approval of treating psychiatrist, granted by vote of the Board on 10/14/2020.

**VERCHIO, Melissa L., M.D., (#35.124228) - Ontario, Ohio**

Doctor's request for a reduction in personal appearances from every three months to every six months; and discontinuance of the chart review requirement, granted by vote of the Board on 10/14/2020.

**WILLIAMS, Rodney J., M.D. (#35.138800) - Zanesville, Ohio**

Doctor's request for approval of controlled substance prescribing course, granted by vote of the Board on 10/14/2020.

**STONE, Brittney, D.P.M., (#36.003985) - Cleveland, Ohio**

Doctor's request for approval of professional ethics course, granted by vote of the Board on 10/14/2020.

### **PROBATION TERMINATED**

**ALEXANDER**, Michael, D.O. (##34.013093) - Kilmarnock, Virginia

Doctor's request for release from the terms of the 4/10/2019 Consent Agreement, granted by vote of the Board on 10/14/2020. Release effective immediately.

**MEHRA**, Maneesh L., M.D., (#35.094934) - Avon Lake, Ohio

Doctor's request for release from the terms of the 5/13/2020 Addendum to the 7/8/2015 Step II Consent Agreement, granted by vote of the Board on 10/14/2020. Release effective 10/15/2020.

**PESA**, Nicholas L., M.D., (#35.095374) - Chagrin Falls, Ohio

Doctor's request for release from the terms of the 4/9/2014 Board Order, granted by vote of the Board. Release effective 10/15/2020.

### **COURT ACTIONS**

**MENKES**, Alan L., D.O., (#34.001775) - Murrieta, California

Judgment Entry filed on 9/10/2020 in the Court of Appeals, Tenth District of Ohio, affirming in part the judgment of the Franklin County Court of Common pleas. Case remanded to lower court for further proceedings.

**SEMAN**, Christopher, D.O., (#34.007229) – East Palestine, Ohio

Entry filed on 10/13/2020 in the Supreme Court of Ohio, declining to accept jurisdiction of appeal.

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.