

State Medical Board of Ohio

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Activity Report

January 2005 - June 2006

Protecting the public through effective
medical regulation

Board Members during 2005 and 2006

Raymond J. Albert *

Anant R. Bhati, MD

R. Gregory Browning, PhD *

David S. Buchan, DPM

Patricia J. Davidson, MD

Carol L. Egner, MD

Anand G. Garg, MD

Deepak Kumar, MD

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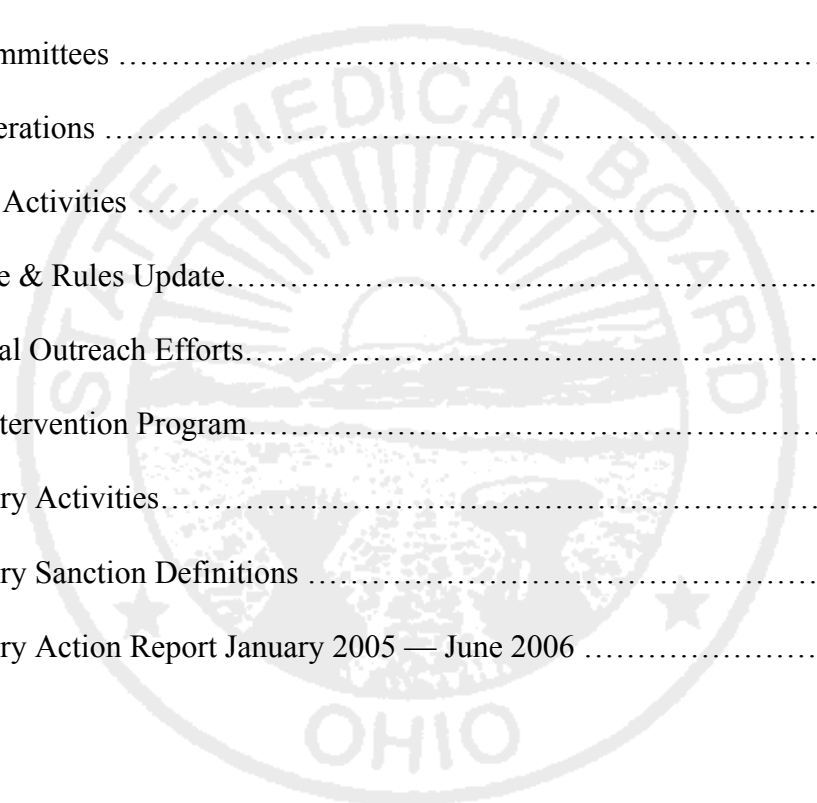
Nandlal Varyani, MD

* public member

Richard A. Whitehouse, Esq.
Executive Director

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Message from Executive Director

The past year has been one of challenge and change for the State Medical Board of Ohio. Like all government organizations, we strive to be worthy of the public trust and work every day to produce public value. These times particularly call for both introspection and innovation to do so. I am pleased to offer this annual report for FY06* that chronicles our efforts in that regard.

The mission of the State Medical Board of Ohio is to protect the public through effective medical regulation. One traditional measure of our success has been the Board's ranking against other state medical boards in terms of the number of serious disciplinary actions taken annually against MDs and DOs as measured by Public Citizen's Health Research Group. For 2005 and 2006, we were ranked #1 in terms of serious actions for boards with over 15,000 in-state licensees.

However, these numbers are only one way in which to measure what we do here at the Board. Certainly, it is one way others measure what we do. But, we must re-define ourselves in terms of the role a regulatory body must take in this century. We are called to do more than simply take action when licensees fail or commit serious medical errors. We must begin to define our success and hard work on behalf of the public in terms of efforts to be more pro-active in assessing licensee competency and improving the quality of services we provide licensees and the public.

One of the final official acts of the Board in 2005 was to adopt a five-year strategic plan establishing our vision for the future. This plan sets forth the concept of "quality of healthcare" regulation that involves an emphasis on culture, competency, & collaboration. The plan was the result of months of dialog between the Board members, agency staff, and stakeholders. That dialog led to the conclusion that we can indeed do more to protect the public than we have through the conventional thinking of the past.

Our organization goals speak to the Board's role in maintaining high standards of licensing, meting out discipline tempered with efforts to rehabilitate when possible, and ensuring the Board acts in the best interest of the public in the administration of its duties. So, what is *effective* medical regulation? We believe it must be that which results from a holistic view of how our work affects the quality of healthcare. Like the 1990's concept of "quality of life" policing in New York City, "quality of *healthcare*" regulation challenges us to re-think what we assume we know about our Board in terms of how we can do more to protect the public. We can do more investigations.

We can take more serious actions against licensees. But, more can also be done to address the problems that lead to investigations and sanctions.

Simply stated, "quality of healthcare" regulation is recognition of the fact that the work of state medical boards does not take place in a vacuum and affects – for good or ill – the very cost, quality, and availability of healthcare. This assertion is never more certain as when a Board must take serious disciplinary action against a licensee in order to protect the public. The corresponding loss of a trained practitioner with years of education and experience represents a failure in the system to identify the at-risk licensee earlier. This failure is exacerbated when the licensee practices in an underserved population or in an area of practice in high demand. Clearly, there are occasions where no other option is available but suspension or revocation. Nevertheless, medical boards can be more pro-active in order to avoid that prospect and the resulting adverse affect it has on the quality of healthcare.

Our strategic plan is a Rorschach test for reaching a new level of performance within our organization. This plan charges employees with identifying how they see their role in moving toward three key initiatives. It charges managers with relating these initiatives to projects and long-term goals. The key initiatives derived from this plan are based upon: 1) Improving our workplace culture, 2) addressing questions of licensee competency, and 3) collaborating with stakeholders.

We believe improved rehabilitative, remedial, and educative efforts can improve the cost, quality, and availability of healthcare in Ohio. These initiatives enhance our ability to do so. By pursuing this vision while continuing to address traditional regulatory principles of strict licensing standards and strong disciplinary action, the State Medical Board of Ohio will increase the public value it can offer Ohio citizens in 2006 and beyond.

Richard A. Whitehouse, Esq.
Executive Director

* Note: The coverage of this report has been changed from calendar year to fiscal year consistent with Ohio Revised Code §149.01 which requires this method of reporting of transactions and proceedings of the Board as well as a summary of its official acts. Due to this change, we will also include in this report such items that occurred in the last half of FY05.

Agency Mission & Goals

Under the authority of the Medical Practices Act and related law, the Medical Board licenses and oversees the practice of medicine and its branches within the state. The Board has jurisdiction over allopathic physicians (M.D.s), osteopathic physicians (D.O.s), podiatric physicians (D.P.M.s), physician assistants (P.A.s), anesthesiologist assistants (A.A.s), and acupuncturists (R.A.C.s), as well as for practitioners of the limited branches of medicine such as massage therapists (L.M.T.s) and cosmetic therapists (C.T.s). Additionally, the Medical Board continues to regulate mechanotherapists (D.M.s) and naprapaths licensed before March 1992.

The Medical Board's regulatory responsibilities include investigating complaints against applicants and licensees, and taking disciplinary action against those who violate the public health and safety standards set by the General Assembly and the Medical Board.

AGENCY MISSION

To protect and enhance the health and safety of the public through effective medical regulation.

AGENCY GOALS

- Ensure that persons practicing medicine meet sufficient standards of education, training, competence and ethics
- Define and advocate for standards of safe medical practice
- Rehabilitate, when possible, persons who are impaired or who practice medicine unethically or below minimal standards of care, and prohibit persons who have not been rehabilitated from practicing medicine
- Prohibit persons from practicing medicine whose violations are so egregious as to forfeit the privilege or who otherwise lack the legal authority
- Provide information about the licensees of the Medical Board, the Board's functions and operations, and the laws governing the practice of medicine
- Achieve and maintain the highest possible levels of organizational efficacy

Strategic Plan for 2011— Quality of Healthcare Regulation

The Strategic Plan for 2011, adopted by the Medical Board at its December 15, 2005 meeting, outlines three key strategies to further the agency’s mission of public protection through effective medical regulation. Those strategies include:

STRATEGY ONE

Culture – Create an Ethics Driven/High Performance Workplace

We must reshape our workforce and address underinvestment in our organizational capacity — specifically, staffing, training, and technology. We will exhibit greater professionalism and adopt a “customer service” approach to dealing with stakeholders and each other. Finally, we must periodically reevaluate systems and processes to challenge longtime assumptions that permit “satisfactory underperformance” focusing specifically on the interval between receipt and disposition of complaints. To do so, we will develop metrics, performance measures, and goals that promote accountability, increase efficiency, and establish our board as a model for others.

STRATEGY TWO

Competency – Develop a Holistic Approach to “Effective Medical Regulation” that Helps Maintain the Competency of Licensees & Prevents Adverse Outcomes

We will be pro-active in dealing with at-risk licensees in order to protect the public and preserve our stakeholder’s interests in maintaining or restoring a licensee’s ability to practice. Such efforts include revamping current quality intervention efforts, developing tools to deal more effectively with minimal standards cases, and analyzing the need for specific areas of remediation. We will ensure that consent agreements between the Board and licensees are clear, consistent, and creative; and that efforts to rehabilitate or remediate are effective as evidenced by performance measures. We will provide stakeholders with information that clearly reflects Board expectations regarding policies and rules involving professional conduct, minimal standards, best practices, and scope of practice.

STRATEGY THREE

Collaboration – Engage in Partnerships with Stakeholders and Others in Order to Leverage Available Resources and Improve Healthcare in Ohio

We can protect the public by “building a better licensee” through public and private sector partnerships with the legislature, professional schools, associations, media, state agencies, and other stakeholders. Our efforts will be designed to instill a unique sense of ethics and professionalism in licensees that puts them on notice regarding the Board’s expectations as a regulatory body. We can also develop, analyze, and share data documenting trends impacting the cost, quality, or availability of healthcare in Ohio with stakeholders through a communications plan designed to promote the Board’s mission of protecting the public.

Leadership

The Medical Board is comprised of twelve members: nine physicians and three non-physician public members. All of the Board members are appointed by the Governor and serve five-year terms. Appointees' terms are staggered to provide continuity. Board members may be reappointed. Two members serve as the Board's Secretary and Supervising Member who oversee the Board's investigatory process. The Secretary is a physician member and the Supervising Member may be any other member of the Board. A consumer member of the Board has served as Supervising Member since July 1993.

The Medical Board meets monthly in the Vern Riffe Center for Government and the Arts, 77 South High Street, Columbus, Ohio. Meeting agendas and minutes are available on the Board's website: www.med.ohio.gov.

2005 BOARD MEMBERS:

Patricia J. Davidson, MD, President
Andrew F. Robbins, Jr., MD, Vice President
Lance A. Talmage, MD, Secretary
Raymond J. Albert, Supervising Member
Anant R. Bhati, MD (term ended 3/05)
R. Gregory Browning, PhD
David S. Buchan, DPM
Carol L. Egner, MD
Anand G. Garg, MD (resigned in 3/05)
Deepak Kumar, MD
Kamala Saxena, MD (as of 4/05)
Anquenette Sloan
Anita M. Steinbergh, DO
Nandlal Varyani, MD (as of 4/05)

2006 BOARD MEMBERS:

Andrew F. Robbins, Jr., MD, President
Deepak Kumar, MD, Vice President
Lance A. Talmage, MD, Secretary
Raymond J. Albert, Supervising Member
R. Gregory Browning, PhD
David S. Buchan, DPM
Patricia J. Davidson, MD
Carol L. Egner, MD
Dalsukh Madia, MD (as of 5/06)
Kamala Saxena, MD (term ended 3/06)
Anquenette Sloan
Anita M. Steinbergh, DO
Nandlal Varyani, MD

APPOINTMENTS TO BOARD

In April 2005, Governor Taft appointed Nandlal Varyani, MD, an anesthesiologist from Middleburg Heights, replacing Dr. Anant Bhati whose term ended. Dr. Varyani's appointment continues until 3/18/2010. Kamala Saxena, MD, was appointed to the Board to fill the unexpired term of Anand Garg, MD, who resigned his position. A pediatrician from Columbus, Dr. Saxena's appointment continued until 3/18/2006.

In May 2006, Dalsukh Madia, MD, an anesthesiologist from the Smith Clinic in Marion, was appointed by Governor Taft to serve on the Medical Board until 3/18/2011. Dr. Madia replaced Dr. Saxena whose term ended.

Board Committees

The Medical Board addresses a vast array of policy issues through its standing committees. Committees formulate recommendations that are forwarded to the full Board for action.

The committee structure includes two committee groups composed of six board members each. The Executive Director and members of the Executive staff conduct research and provide support to the committees. Committee meetings are held prior to the monthly Board meetings. Agendas for committee meetings are posted on the Medical Board's website. Committee actions are included in the Board meeting minutes which may also be viewed on the website. The Standing Committees and their responsibilities include:

Executive Committee: The committee is composed of the President, Vice President, Secretary, Supervising Member and the Immediate Past President. The committee addresses agency budget preparation; long range planning; agency operations and personnel issues.

COMMITTEE GROUP 1 – 2005 and 2006

The following Board members served on the committees listed below as Committee Group 1:

Raymond J. Albert
R. Gregory Browning, PhD
Patricia A. Davidson, MD
Carol L. Egner, MD
Anand G. Garg, MD until March 2005
Andrew F. Robbins, Jr., MD
Nandlal Varyani, MD as of May 2005

Education, Public Relations & Risk Management Committee - focuses on oversight of newsletter and Board publications; Board member orientation; oversight of content of agency website; and coordination of educational initiatives.

Impairment Committee - reviews applications for approved treatment providers; reviews applicable statutes and rules; and interacts with the professional treatment community.

Legislative Liaison and Rules Committee - reviews state and federal legislation, administrative law and court decisions affecting the Board's operation and mission; reviews agency rules and recommends revisions as applicable.

Licensure Committee - reviews licensure application issues; related statutes and rules; licensure processing components and timeframes.

Prescribing & Pain Management Committee - reviews issues related to physician prescribing and dispensing practices; pain management; related statutes and rules; related physician and patient education.

Quality Assurance Committee - reviews the outcome of the Board's complaint management processes.

Board Committees

COMMITTEE GROUP 2 — 2005 and 2006

The following Board members served on the committees listed below as Committee Group 2:

Anant R. Bhati, MD until March 2005
David S. Buchan, DPM
Deepak Kumar, MD
Dalsukh Madia, MD as of May 2006

Kamala Saxena, MD until March 2006
Anquetette Sloan
Anita M. Steinbergh, DO
Lance A. Talmage, MD

Consent Agreement Committee - focuses on content of consent agreements and the development of standardized terms in consent agreements.

Disciplinary Policy & Guidelines Committee - focuses on review and revision of a comprehensive disciplinary policy and review and update of the disciplinary guidelines.

Limited Branch and Alternative Medicine Committee - oversees limited branches of medicine; approves limited branch schools; serves as liaison between the Board and the Massage Therapy Advisory Committee and the Cosmetic Therapy Advisory Committee; reviews alternative medicine issues.

Minimal Standards Committee - reviews practices by licensees that may present competency issues or which may fail to meet minimal standards of care; recommends methods of intervention to protect the public from practices below minimal standards.

Physician Assistant Committee - reviews PA licensure, training and supervision issues; reviews recommendations submitted by the Physician Assistant Policy Committee.

Scope of Practice Committee - reviews medical related practices of individuals who are not licensed by the Medical Board that may present issues concerning the unlicensed practice of medicine or the inappropriate delegation of medical tasks.

PHYSICIAN ASSISTANT POLICY COMMITTEE (PAPC)

The Physician Assistant Policy Committee (PAPC) is the only statutorily required committee of the Medical Board. In compliance with Section 4730.05, Ohio Revised Code, the PAPC meets at least four times per year to review education and licensure requirements for physician assistants; review existing and proposed rules pertaining to the practice of physician assistants; the supervisory relationship between physician assistants and supervising physicians; application forms and procedures; and physician-delegated prescriptive authority for physician assistants in accordance with Section 4370.38, Ohio Revised Code. Recommendations made by the PAPC are forwarded to the Board's Physician Assistant Committee for further review and recommendation to the full Board.

The Medical Board's website – www.med.ohio.gov – includes a link that enables users to quickly locate information about physician assistant licensure and the activities of the Physician Assistant Policy Committee.

Board Operations

NEW EXECUTIVE DIRECTOR NAMED

Richard A. Whitehouse, Esq., was named Executive Director as of May 1, 2005. Mr. Whitehouse is an attorney who came to the Board from the Office of the State Inspector General, where he served as Chief Legal Counsel and Deputy Inspector General. He has extensive experience in government, having worked with the Office of the Secretary of State and the Franklin County Prosecutor's Office in the Economic Crime Unit. His professional experience reflects his commitment to public service and good government, and the Board believes that his talents will greatly benefit the Board and the citizens we serve. Mr. Whitehouse succeeds Tom Dilling, who led the agency from March 2000 until May 2005.

The Executive Director oversees day-to-day operations. The agency supports 86 full time employees. Medical Board operations are funded exclusively through licensing-related fees that are non-general revenue fund sources.

FISCAL REPORT

The State Medical Board of Ohio has established a history of fiscal responsibility and is consistently recognized for its high level of performance. Medical Board operations are funded exclusively through licensure-related fees that are separate from the state's general revenue sources..

Payroll expenses account for 81% of the agency allotments. Operational expenses for office rent, computer services, medical expert contracts, equipment and other support services account for the remaining 19% of the agency budget. The biennial renewal of non-physician licenses in even-numbered years contributes to the fluctuation in FY05 and FY06 revenue.

Medical Board Fund 5C 6	FY 2005 July 1, 2004—June 30, 2005	FY 2006 July 1, 2005—June 30, 2006
Revenue	\$7,088,378	\$7,817,537
Expenditures	\$7,033,883	7,207,685
Net	\$54,495	\$609,852

Licensure Activities

The licensure responsibilities of the Medical Board ensure that those practicing medicine and its limited branches meet sufficient standards of education, training, competency and ethics. The training, education and other requirements for licensure established through Ohio law are available for quick reference on the Medical Board's website.

The following chart illustrates the number and types of licensees regulated by the Medical Board.

License Type	Total active licensees 12-30-05	Total active licensees 6-30-06
Cosmetic Therapist - CT	200	203
Massage Therapist - MT	8,475	8,967
Doctor Of Osteopathy - DO	4,509	4,572
Medical Doctor - MD	34,342	34,764
Doctor Of Podiatric Medicine - DPM	966	962
Mechanotherapist - DM	35	34
Naprapath - NAP	1	1
Physician Assistant - PA	1,672	1,607
Restricted Cosmetic Therapist - RCT	33	35
MD Training Certificate	3,908	4,314
DO Training Certificate	719	768
DPM Training Certificate	61	62
Acupuncturist - A	104	102
Anesthesiologist Assistant - AA	113	109
GRAND TOTAL:	55,138	56,500

The following table illustrates the number and types of initial medical and limited branch licenses and PA certificates to practice issued by the Medical Board:

Type of License	Number of new licenses issued in 2005	Number of new licenses issued Jan.—June 2006
MD	1,749	854
DO	274	104
DPM	28	10
Physician Assistants	134	55
Anesthesiologist Assistant	6	1
Massage Therapy	1,003	360
Cosmetic Therapy	10	2
Acupuncturist	23	9
TOTAL	3,227	1,340

Licensure Activities

TRAINING CERTIFICATES & OTHER SPECIAL LICENSES

Training Certificates: Section 4731.291, Ohio Revised Code, requires those participating in a medical residency or fellowship training program to obtain a training certificate or a full license. In 2005, 1,800 training certificates were issued to physicians in residency or fellowship training in this state, and 929 training certificates were issued through June 30, 2006.

Telemedicine Certificates: The “practice of telemedicine” means the practice of medicine in this state through the use of any communication, including oral, written, or electronic communication, by a physician located outside of this state.” In accordance with Section 4731.296, Ohio Revised Code, the Board issues Telemedicine Certificates to those practitioners who wish to practice telemedicine in Ohio. The Medical Board issued 29 telemedicine certificates in 2005 and 17 telemedicine certificates through June 30, 2006.

Special Activity Certificates: Per Section 4731.294, Ohio Revised Code, special activity certificates are available to those practitioners licensed in another state who will be practicing in this state in conjunction with a special activity, program or event taking place in Ohio. Special activity certificates are valid for 30 days or the duration of the event, whichever is shorter. The Medical Board issued 74 special activity certificates in 2005, and 62 special activity certificates were issued through June 30, 2006.

Visiting Faculty Certificates: Visiting faculty certificates may be issued to those with a license in another state who have accepted an academic appointment in Ohio. The faculty certificate is valid for one year or the duration of the appointment, whichever is shorter. Three visiting faculty certificates were issued in 2005, and one visiting faculty certificate was issued through June 30, 2006.

ONLINE LICENSE RENEWAL

Since November 1, 2004, the Medical Board offered online license renewal to physicians. Throughout calendar years 2005 and 2006, this service was expanded and offered to all of the Board’s licensees. The new program has been well received and approximately 90% of those due to renew their license have renewed online.

LICENSURE EXAMINATIONS

Licensure examinations for allopathic physicians (M.D.s), osteopathic physicians (D.O.s), and podiatric physicians (D.P.M.s) are administered by national examining boards and are offered throughout the year in a computerized format. Twice each year, the Medical Board administers examinations to candidates for licensure in Massage Therapy and Cosmetic Therapy. The Board administered 1709 Massage Therapy examinations and seven Cosmetic Therapy examinations in 2005. In June 2006, the Massage Therapy exam was administered to 904 candidates.

LIMITED BRANCH SCHOOLS APPROVED

The Medical Board granted Certificates of Good Standing to offer courses in massage therapy to 34 schools in 2005 and 27 schools through June 30, 2006, thus allowing their students to sit for the massage therapy licensing examination.

Legislative & Rules Update

LEGISLATIVE UPDATE

HB 66 – Budget Bill On June 30, 2005, Governor Taft signed HB 66, the state’s operating budget, into law. The bill included appropriation authority for the FY06-FY07 biennium. The bill exempted the Medical Board from the proposed plan to consolidate several health-related regulatory boards under the umbrella of the Department of Health. The Medical Board remains an autonomous agency.

HB 235 - Coroner’s Law Revisions The law, effective August 30, 2006, requires the Medical Board to adopt a rule including a coroner’s investigator among the individuals competent to recite the facts of a deceased person’s medical condition to a physician so the physician may pronounce a person dead without personal examination.

HB 530 - Capital Reappropriations FY07-08 This law included provisions requiring those physicians who perform abortions to complete and submit to the Ohio Department of Health an individual abortion report for each abortion performed. Under law retained by the act, the Medical Board is required to include a notice of this reporting obligation with the license renewal materials distributed to physicians. The law further authorizes the Medical Board to take disciplinary action against physicians who fail to comply with the reporting requirements. The abortion reporting provisions of the law went into effect on March 30, 2006.

Sub SB 154 – Physician Assistants The legislation, effective May 17, 2006, significantly impacts the practice of Physician Assistants (PAs) in Ohio. The legislation increases educational requirements for PA licensure; addresses scope of practice issues; and requires the Medical Board to adopt rules defining prescriptive authority for PAs. Under the law, the services a PA may provide are determined by two types of practice settings — within a health care facility health, or outside of a health care facility.

OHIO ADMINISTRATIVE CODE RULES

All Medical Board rules are found in Chapter 4731, Ohio Administrative Code (OAC). Links on the Medical Board’s website provide quick access to current rules as well as any proposed draft rules under consideration by the Board. The Medical Board adopted the following rules during 2005:

Rule 4731-2-01 Public Notice of Rules Procedures

No changes were made to the rule. The rule was reviewed by the Board in compliance with the statutory requirement for periodic review of agency rules.

Rule 4731-6-14 Eligibility for Licensure by Examination

This rule was amended to permit the Board to have discretion in considering applicants who can demonstrate good cause for why they were unable to pass the required licensure exam sequence within a seven year period. Such applicants must have completed the exam sequence within a ten year period.

Legislative & Rules Update

Rule 4731-7-01 Method of Notice of Meetings

The rule was amended to specify that notification of meetings may be given by publication on the Board’s website; that the media may obtain notice of any special meeting by submitting a written request to the board; and that the board must give at least 24 hours notice prior to holding a special meeting.

Rule 4731-8-01 Personal Information Systems

The rule was amended to change the title from “Administrator” to “Executive Director.”

Rule 4731-15-01 Licensee Reporting Requirement; Exceptions

No substantive changes; a grammatical error was corrected.

Rule 4731-19-05 Duty to Refrain from Certain Procedures

No substantive changes; an erroneous reference to another rule was corrected.

Educational Outreach Efforts

Your Report—The Medical Board’s Newsletter: Two issues of *Your Report* were published between January 2005 and June 2006. Updates regarding changes in laws and rules impacting Board licensees, along with summary reports of disciplinary action since the last publication are provided in each issue of the newsletter. The newsletter is posted on the Board’s website and is mailed to all Medical Board licensees, as well as other interested parties.

Speaking Engagements: The following table illustrates the number of presentations provided by Medical Board members and executive staff between January 2005 and June 30, 2006. Popular topics include the role of the Medical Board; defining professionalism in medical practice; understanding the medical licensure process; and legal aspects of controlled substance prescribing.

	Total Presentations	Given by Board Members	Given by Board Staff
2005	29	16	13
Through June 2006	32	10	22

The Medical Board’s website—www.med.ohio.gov: A strong educational tool for the agency, website content is frequently updated to provide the most current information to users about the Medical Board and its services. All license renewals may now be processed on-line through the website. A new feature was added in 2006 that allows users to verify the status of a Physician Assistant Supervision Agreement. Additionally, notice of Summary Suspensions and other pre-hearing disciplinary actions are posted as an ALERT on the website. A new design look for the website is planned for late 2006.

Quality Intervention Program

The Ohio Medical Board’s Quality Intervention Program (QIP) is designed to address quality of care complaints that do not warrant formal disciplinary action. An educational intervention may be all that is needed to correct the identified practice deficiency. With a successful intervention, the licensee benefits by improving his/her practice pattern and providing valued medical care to patients. Through the Quality Intervention Program, the Medical Board, in furtherance of its stated mission and goals, continues to protect the public without adversely impacting the availability of care.

A key component of the program is the use of Quality Intervention Panels, two groups comprised of physicians and consumer members who are responsible for assessing the practice of the licensee referred to the program and making recommendations to the Board’s Secretary and Supervising Member based upon their peer assessment. Their time and commitment to this model program is invaluable.

Courses related to improving medical record keeping practices and prescribing controlled substances were the most frequent referrals suggested by the QIP panels. Section 4731.22(O), Ohio Revised Code, requires licensees participating in an individual education program recommended by the QIP to pay any costs related to that educational program.

QIP ACTIVITY REPORT

The following table illustrates the recommendations made by the Quality Intervention Panels to the Board’s Secretary and Supervising Member :

2005 71 CASES	2006 UNTIL 6/06 49 CASES	DISPOSITION OF CASES FOLLOWING QIP PANEL REVIEW
31 cases	29 cases	Case closed. No quality of care concerns identified by QIP panel; no further action needed by Board.
15 cases	7 cases	Physician referred for remedial education. The panel identified remediable practice deficiencies; doctor is notified of outcome of panel review and directed to appropriate educational program.
5 cases	5 cases	Referred to the Medical Board’s Secretary & Supervising Member for further action. The panel found practice deficiencies that did not appear to be remediable through the Quality Intervention process.
20 cases	8 cases	Caution letter sent to licensee. Licensee advised of practice concerns but remedial education not applicable and no other action needed by the Board.

Disciplinary Activities

NATIONAL RECOGNITION FOR DISCIPLINARY ACTIVITY

Ohio maintained its place among the top physician licensing boards in the country for disciplinary activity. In April 2005 and April 2006 the *Annual Report of Medical Board Actions* published by the Federation of State Medical Boards listed the State Medical Board of Ohio among the top five boards with a minimum of 15,000 in-state physician licensees based upon disciplinary sanctions imposed the previous calendar year.

Public Citizen Health Research Group, a national consumer advocacy organization, compares medical licensing boards in terms of “serious” disciplinary actions — defined as revocations, suspensions, surrenders, and probations/restrictions — imposed. In April 2005 and in April 2006, Public Citizen listed Ohio first among the states responsible for regulating large physician populations. The State Medical Board of Ohio has ranked in Public Citizen’s top 10 since 1995.

DISCIPLINARY SANCTIONS IMPOSED

The following table illustrates the number and types of disciplinary sanctions imposed by the Medical Board:

	Calendar Year 2005	January through June 2006
Total Sanctions	178	87
Revocations	31	18
Indefinite Suspensions	56	20
Definite Suspensions	10	1
Probations	37	19
Reprimands	4	5
Limitations	4	1
Surrenders/Retirements	7	5
Licensure/Reinstatement Denials or Withdrawals	12	11
Summary Suspensions	12	3
Automatic Suspensions	2	1
Immediate Suspensions	1	2
No penalty imposed	2	0
Application conditionally approved	0	1

Disciplinary Sanction Definitions

PERMANENT REVOCATION

The permanent loss of a certificate to practice in Ohio and the inability, at any time, to reapply for or hold any certificate to practice in Ohio. An individual whose certificate has been permanently revoked shall forever thereafter be ineligible to hold any certificate to practice, and the board shall not accept from that individual an application for reinstatement or restoration of the certificate or for issuance of a new certificate. (Chapter 4731-13-36 (A), Ohio Administrative Code)

REVOCATION

The loss of a certificate to practice in Ohio. An individual whose certificate has been revoked shall be eligible to submit an application for a new certificate. All disciplinary action taken by the board against the revoked certificate shall be made a part of the board's records for any new certificate granted under this rule. (Chapter 4731-13-36 (B), Ohio Administrative Code)

SUSPENSION

The temporary loss of a certificate to practice in Ohio. A suspension shall be imposed for either a definite or an indefinite period of time. (Chapter 4731-13-36 (C), Ohio Administrative Code)

LIMITATION

Precludes the certificate holder from engaging in a particular conduct or activity, to impose conditions on the manner in which that conduct or activity may be performed, or to require the certificate holder to abide by specific conditions in order to continue practicing medicine. A limitation shall be either temporary or permanent. (Chapter 4731-13-36 (D), Ohio Administrative Code)

PROBATION

A situation whereby the certificate holder shall continue to practice only under conditions specified by the board. Failure of the certificate holder to comply with the conditions of probation may result in further disciplinary action being imposed by the board. The probation period shall be for either a definite or indefinite term. If probation is for an indefinite term, the board shall establish a minimum probation period and the board shall release the certificate holder from the conditions of probation upon completion of the minimum probation period and upon the board's determination that the purpose of probation has been fulfilled. (Chapter 4731-13-36 (E) Ohio Administrative Code)

PERMANENT DENIAL

The permanent denial of an application for a certificate to practice in Ohio. An individual whose application for a certificate has been permanently denied shall forever thereafter be ineligible to apply to the board for any certificate to practice, and the board shall not

accept from that individual an application for issuance of a certificate. (Chapter 4731-13-36 (J), Ohio Administrative Code)

DENIAL

The denial of an application for a certificate to practice in Ohio. An individual whose application for a certificate has been denied shall be eligible to submit a new application for a certificate. In determining whether to grant a new application, the board may consider any statutory violations that were committed by the individual before or after the denial of the individual's previous application, including those that formed the basis for the denial. (Chapter 4731-13-36 (K), Ohio Administrative Code)

REPRIMAND

The certificate holder is formally and publicly reprimanded in writing. (Chapter 4731-13-36 (F), Ohio Administrative Code)

CONSENT AGREEMENT

Conditions and limitations placed on licensee's practice by mutual agreement with the Medical Board.

VOLUNTARY SURRENDER

Practitioner surrenders license to practice in lieu of further disciplinary proceedings; may authorize the Board to revoke the practitioner's license without further legal proceedings.

DISMISSAL

The board finds that no violation has occurred. (Chapter 4731-13-36 (H), Ohio Administrative Code)

Pre-hearing Suspensions include:

SUMMARY SUSPENSION

License to practice is suspended prior to a hearing based on clear and convincing evidence that continued practice by the licensee poses a danger of immediate and serious harm to the public. (Section 4731.22 (G), Ohio Revised Code)

AUTOMATIC SUSPENSION

License to practice is suspended prior to a hearing when a licensee pleads guilty to, is found by a judge or jury to be guilty of, or is found eligible for treatment in lieu of conviction of specified crimes of violence. (Section 4731.22 (I), Ohio Revised Code)

IMMEDIATE SUSPENSION

License to practice is suspended prior to a hearing pursuant to Section 3719.121, Ohio Revised Code, when a licensee pleads guilty to, is found by a judge or jury to be guilty of, or is found eligible for intervention in lieu of conviction of a felony drug abuse offense.

Disciplinary Action Report

Disciplinary actions taken by the State Medical Board of Ohio between January 2005 and June 30, 2006 are listed below. Licensure status updates, including any court appeal actions related to Medical Board Orders are posted on the Board's website—www.med.ohio.gov— using the *Licensee Profile and Status* link.

2005 ACTIONS

ABDUL-NOOR, Farid M. aka NOOR, Farid M. (MD #35-058908) Toms River, NJ

Voluntary Surrender: Permanent revocation of medical license authorized by doctor in lieu of formal disciplinary proceedings based upon doctor having been convicted in New Jersey of one felony count of criminal sexual contact with a patient; and prior actions against doctor's licenses by New Jersey and New York medical boards. Effective 11/09/05.

ADKINS, Paula Clark (MD #35-072775) Huntington, WV

Consent Agreement: Medical license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admissions that she fraudulently issued prescriptions for Tussionex in the name of a neighbor and obtained such medication for self-use; that she pled guilty in North Carolina to misdemeanor common law forgery related to the aforementioned acts; that she surrendered her North Carolina medical license in relation to that misdemeanor conviction; that she has a history of recurrent depression and anxiety for which she has been under the care of a psychiatrist; and that a licensed therapist affiliated with a substance abuse treatment program in which doctor participated has opined that, although doctor has been diagnosed with Opioid Abuse, she does not meet the clinical criteria for a diagnosis of substance dependence. Agreement effective 6/8/05.

ALLEN, David E. (MD #35-050640) New Albany, OH

Consent Agreement - Medical license suspended for at least one year; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admitted relapse and failure to comply with conditions of limitation imposed on his license by 2/12/03 consent agreement. Agreement effective 3/9/05.

ALLEN, Jamal (LMT applicant) Cleveland, OH

Board Order: Application for certificate to practice massage therapy permanently denied based on applicant having been convicted of felonies in six unrelated cases since 1990; and on his failure to provide complete and accurate information on his application regarding his criminal history. (Review and Journal Entry - no hearing requested). Order mailed 12/15/05; Order effective 12/15/05.

ALLEN, Mark L. (MD #35-063078) Parma, OH

Board Order: Upon reconsideration of Board's 1/14/04 Order pursuant to a 3/19/04 remand order from the Franklin County Court of Common Pleas, doctor's medical license indefinitely suspended; interim monitoring conditions, conditions for reinstatement and subsequent probationary terms, conditions and limitations for at least five years established. Based on Board's determination that, even after disregarding the hearing testimony of a specified witness, the Order adopted by the Board on 1/14/04 was appropriate. Order mailed 4/22/05; Order effective 4/22/05.

AMIEWALAN, Anthony O. (MD #35-061785) Sidney, OH

Voluntary Surrender: Permanent revocation of medical license authorized by doctor in lieu of formal disciplinary action based on denial of doctor's application for medical licensure by

Kansas' medical board, which was itself based upon doctor's failure to respond to the Kansas board's Response in Opposition to Application for Licensure and Proposed Default Order concerning the doctor's surrender of medical staff privileges at an Ohio hospital while under investigation for substandard or inadequate care and for filing false reports or falsifying records. Effective 12/14/05.

AMOILS, Steve (MD #35-059500) Cincinnati, OH

Consent Agreement: Medical license suspended for at least 180 days; conditions for reinstatement established. Based on the doctor's failure to conform to minimal standards of care and violation of a code of professional ethics by engaging in sexual contact with a specified patient despite their on-going physician-patient relationship. Agreement effective 11/09/05.

BAIRD, Jeffrey Downes Jr. (MD training certificate #57-008878) Columbus, OH

Consent Agreement: Medical training certificate suspended; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admissions that he is chemically dependent on cocaine, for which he has sought treatment through a Board-approved provider; and that he failed to properly advise the Board on his training certificate application of his illegal use of a controlled substance (cocaine). Agreement effective 6/8/05.

BANKS, Mark Andrew (MD #35-071099) Lancaster, OH

Consent Agreement - Medical license reinstated subject to probationary terms, conditions and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 2/9/05; agreement to remain in effect for at least five years prior to any request for termination. **Summary Suspension:** Pursuant to §4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor violated conditions of limitation imposed by 2/9/05 consent agreement and that his ability to practice is impaired; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Suspension effective 7/13/05; Notice mailed 7/14/05. **Consent Agreement:** Summary suspension issued on 7/13/05 terminated; medical license suspended for at least 150 days from 11/10/05; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's impairment of ability to practice according to acceptable and prevailing standards of care and violation of conditions of limitation imposed on his license by 2/9/05 consent agreement due to his use of drugs in a manner not in accordance with the terms of that agreement. Agreement effective 11/10/05.

BARSOUM, Wael Kamal (MD #35-072588) Westlake, OH

Consent Agreement: Doctor reprimanded and terms, conditions and limitations imposed based on prior action by Florida's medical board, which action was the result of doctor having operated on the wrong knee of a specified patient. Agreement effective 3/09/05.

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BOSACK, Douglas Paul (MD # 35-048959) Canton, OH
Summary Suspension: Pursuant to §4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor violated conditions of limitation imposed on his license by 12/8/99 Board Order due to chemical dependency relapse; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Suspension effective 5/18/05; Notice mailed 5/19/05. **Consent Agreement:** Summary suspension issued on May 18, 2005 terminated. Permanent revocation of medical license stayed; license suspended for at least three years; interim monitoring and conditions for reinstatement established including a requirement that the doctor enter into a subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor his practice. Based on doctor's impairment of ability to practice and violation of conditions of limitation imposed on his license by 12/8/99 Board Order due to chemical dependency relapse, his failure to report that relapse, and his submission of false, fraudulent, deceptive or misleading statements to the Board. Agreement effective 10/14/05.

BRANDT, Robert L. Jr., (MD #35-046724) Dayton, OH
Consent Agreement: Medical license indefinitely suspended; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on impairment of doctor's ability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of alcohol and drugs. Agreement effective 12/14/05.

BROADNAX, Walter George (MD #35-060685) Cincinnati, OH
Child Support Suspension: Pursuant to determination by Hamilton County Child Support Enforcement Agency that doctor is in default under a child support order, medical license immediately suspended until such time as Board receives notice from Hamilton County Child Support Enforcement Agency that doctor is no longer determined to be in default. Notice mailed 4/19/05; suspension effective 4/19/05. **Reinstatement:** License reinstated effective 4/21/05 pursuant to Notice to Reinstatement/Reissue Professional License from Hamilton County Child Support Enforcement Agency.

BROWN, Marvin Joseph, Jr. (MD #35-022452) Mayfield Heights, OH
Voluntary Surrender: Permanent revocation of medical license authorized by doctor in lieu of formal disciplinary proceedings based on his having pled to and been found guilty of one felony count of Conspiracy to Distribute and Dispense Controlled Substances. Effective 5/19/05.

BRUENING, Frank Raymond (MD #35-032119) Toledo, OH
Consent Agreement: Medical license reinstated subject to probationary terms, conditions and limitations based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring requirements are in place. Agreement effective 1/12/05; agreement to remain in effect for at least two years prior to any request for termination.

BRUMFIELD, Daniel Howard (MD #35-065317) Springfield, OH
Board Order : No further action taken, and doctor continued under the terms of his 1/16/04 consent agreement, based upon Board's finding that his submission of a urine specimen that tested positive for the presence of cocaine had not been the

result of intentional ingestion of cocaine. Order effective 1/24/05. **Summary Suspension:** Pursuant to §4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor violated conditions of limitation imposed by 1/16/04 consent agreement and that his ability to practice is impaired due to relapse; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Suspension effective 4/13/05; Notice mailed 4/14/05. **Board Order:** Medical license revoked based on doctor's violation of conditions of limitation imposed on his license by 1/16/04 consent agreement and impairment of his ability to practice according to acceptable and prevailing standards of care due to his relapse on cocaine. Order mailed 8/12/05; Order effective 8/12/05.

BUFFINGTON, Stephen Nelson (DO #34-002862) Dayton, OH
Voluntary Surrender: Doctor's permanent voluntary surrender of medical license accepted by Board in lieu of formal proceedings based on his having written prescriptions for a non-controlled medication in the name of a patient, for such patient to fill and return the medication to doctor for his own use. Doctor permanently ineligible for reinstatement or issuance of any other certificate issued by Board. Effective 5/19/05.

BURGHARDT, Michael Bruce (MD #35-064527) Newark, OH
Consent Agreement: Medical license suspended for at least 90 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admission that his ability to practice according to acceptable and prevailing standards of care is impaired due to alcohol relapse, for which he has sought treatment through a Board-approved provider. Agreement effective 3/9/05. **Consent Agreement:** Medical license reinstated subject to probationary terms, conditions and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 8/10/05; agreement to remain in effect for at least five years prior to any request for termination.

CAMPANO, Mark A. (MD #35-054088) Dover, OH
Summary Suspension: Pursuant to Ohio Revised Code §4731.22(G), medical license summarily suspended based on Board's determination that there is clear and convincing evidence that the doctor's ability to practice is impaired due to relapse on clonidine; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Suspension effective 11/09/05; Notice mailed 11/10/05.

CAMPBELL, Grady B. (MD #35-037334) Cincinnati, OH
Consent Agreement: Medical license suspended for 90 days; interim conditions and subsequent probationary terms, conditions and limitations established. Based on doctor's admission that he concealed information from a patient and intentionally mislabeled and altered dates on the patient's x-rays. Agreement effective 7/13/05; agreement to remain in effect for at least five years prior to any request for termination.

CARVER, Joseph Claude (MD #35-062026) Norwalk, OH
Consent Agreement: Revocation of medical license stayed; license suspended for at least one year; interim monitoring and conditions for reinstatement established, including a requirement that the doctor successfully complete the Center for Personalized Education for Physicians program and enter into a subsequent consent agreement incorporating probationary

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terms, conditions and limitations to monitor his practice. Based on doctor's admission that he failed to conform to minimal standards of care with respect to treatment rendered to two specified patients; and his admission to having engaged in a sexual relationship with a patient. Agreement effective 11/1/05.

CESTONE, Patrick B., Jr. (MD #35-070978)
Youngstown, OH

Consent Agreement: Doctor reprimanded; medical license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admissions that he was initially prescribed opiates for pain management; that he subsequently obtained opiates by forging the signature of one of his partners on prescriptions and/or by writing prescriptions in the name of a patient/friend and filling them himself; that he has been diagnosed as being opiate dependent; and that he has sought treatment through a Board-approved provider. Agreement effective 2/10/05. **Consent Agreement:** Medical license reinstated subject to probationary terms, conditions and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 9/14/05; agreement to remain in effect for at least five years prior to any request for termination.

CHECK, Lynne Ellen Zegiob (MD #35-033827)
Garfield Heights, OH

Board Order: Medical license indefinitely suspended; conditions for reinstatement established. Order entered due to doctor's failure to comply with Board-ordered examination, resulting in Board's finding, pursuant to Section 4731.22(B)(26), O.R.C., that doctor's ability to practice according to acceptable and prevailing standards of care is impaired because of habitual excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice. (Journal Entry) Order effective 1/13/05. **Summary Suspension:** Pursuant to §4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor violated conditions of limitation imposed on her license by 3/10/04 consent agreement; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Suspension effective 1/12/05. Notice mailed 1/13/05. **Court Action:** Notice of appeal of Board's 1/12/05 indefinite suspension Order filed by doctor with Franklin County Court of Common Pleas on or about 1/26/05. **Board Order:** Medical license revoked based on doctor's violation of conditions of limitation imposed on license by 3/04 consent agreement and her failure to comply with Board-ordered examination for possible inability to practice according to acceptable and prevailing standards of care due to chemical dependency. Order mailed 11/14/05; Order effective 11/14/05.

CHURCH, Jason Victor (MD #35-085844) Columbus, OH

Consent Agreement: Medical license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admissions that he sought and completed treatment through a Board-approved provider after a period of illegally prescribing and otherwise inappropriately obtaining drugs for his own use; that his diagnoses included chemical dependence

and depression; and that he failed to advise the Board during the licensure application process of his illegal use of controlled substances. Agreement effective 7/13/05.

CLAASSEN, Paul (DO #34-002889) Fairborn, OH

Consent Agreement: Medical license suspended for at least 90 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admission that his ability to practice according to acceptable and prevailing standards of care is impaired because of habitual or excessive use or abuse of alcohol; that he has sought treatment through a Board-approved provider; that he pled guilty to one misdemeanor count of Operating a Vehicle While Intoxicated in May 2003, and one felony count of Operating a Vehicle While Intoxicated in June 2005; and that he failed to report the misdemeanor conviction on his March 2005 application for renewal of his certificate to practice medicine or surgery. Agreement effective 11/9/05.

CLARK, Allan W. (MD # 35-057420) Pittsburgh, PA

Consent Agreement: Medical license reinstated subject to probationary terms, conditions and limitations to monitor practice. Based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain monitoring conditions are in place; and action taken against the doctor's Pennsylvania license by the Pennsylvania Board in June 2005. Agreement effective 10/12/05; agreement to remain in effect for at least five years prior to any request for termination.

COOPER, L. Jean (MD #35-069638) Cincinnati, OH

Consent Agreement: Doctor reprimanded; medical license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admission that she relapsed on alcohol, for which she has sought treatment through a Board-approved provider; and that she failed to provide complete and accurate information pertaining to her relapse on her licensure renewal application as required. Agreement effective 2/9/05.

DAY, Richard Graham (MD #35-061831) Zanesville, OH

Consent Agreement: Medical license suspended for at least 18 months; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on impairment of doctor's ability to practice according to acceptable and prevailing standards of care due to relapse; and doctor's failure to advise the Board of relapse on his application for license renewal. Agreement effective 7/13/05.

DENNISON, Patrick Robert (DO #34-003779)
Cleveland, OH

Consent Agreement: Medical license suspended for at least one year; reinstatement conditions and subsequent probationary terms, conditions and limitations for at least five years established. Based on doctor's admission that he engaged in sexual contact with a patient while he was treating her for conditions including depression. Agreement effective 3/10/05.

DESAI, Priyakant K. (MD #35-035954) Beavercreek, OH

Automatic Suspension: Pursuant to § 4731.221, O.R.C.,

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medical license automatically suspended effective on or about 4/27/05, upon doctor being adjudged by Greene County Probate Court to be mentally ill or mentally incompetent.

DOAN, Binh Quoc (MD #35-076728) Orange Park , FL
Board Order: Medical license suspended for 30 days with reporting requirements for two years following effective date of Board Order. Based on doctor's failure to provide complete and accurate information on licensure applications in Ohio and Florida pertaining to his having been criminally charged with DUI in West Virginia in 2002 and his having subsequently been found guilty of Reckless Driving, a misdemeanor. Order mailed 12/28/05; Order effective 12/28/05.

DORIOTT, Elizabeth A. (DO #34-006593) Springboro, OH
Board Order: Medical license indefinitely suspended; conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Order entered due to doctor's failure to comply with Board-ordered examination, resulting in Board's finding, pursuant to Section 4731.22(B)(26), O.R.C., that doctor's ability to practice according to acceptable and prevailing standards of care is impaired because of habitual or excessive use or abuse of drugs, alcohol or other substances that impair ability to practice. (Journal Entry—no hearing requested) Order effective 2/10/05. **Court Action:** Notice of appeal of Board's 2/9/05 indefinite suspension Order filed by doctor with Franklin County Court of Common Pleas on or about 2/23/05. By Entry filed 3/11/05, Common Pleas Court denied doctor's motion for a Temporary Restraining Order and Suspension of Board's Order.

DOUGHERTY, David Andrew (DO #34-006330) Cuyahoga Falls, OH
Summary Suspension: Pursuant to §4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor violated conditions of limitation imposed by 4/10/02 Board Order and that his ability to practice according to acceptable and prevailing standards of care is impaired; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Suspension effective 6/8/05; Notice mailed 6/9/05. **Board Order:** Medical license permanently revoked based on doctor's violation of conditions of limitation imposed on his practice by 4/10/02 Board Order, and impairment of ability to practice according to acceptable and prevailing standards of care. Order mailed 9/16/05; Order effective 9/16/05.

DRAKE, Miles Edward Jr. (MD #35-047457) Columbus, OH
Consent Agreement: Medical license indefinitely suspended; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admission that he is alcohol dependent and has sought treatment through a Board-approved provider. Agreement effective 2/9/05. **Consent Agreement:** Suspension of medical license imposed by 2/9/05 Consent Agreement terminated. Medical license suspended for at least five months; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admission that he issued a prescription for a psychotropic drug, Abilify, while his license was suspended pursuant to the 2/9/05 Consent Agreement. Agreement effective 10/12/05.

DUNCAN, Paul E. (MD #35-073208) Middletown, OH
Consent Agreement: Medical license suspended for at least 18 months; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based upon doctor's admission that he was diagnosed with acute cocaine psychosis and has sought treatment through a Board-approved provider; that he issued prescriptions for a controlled substance and accepted the return of a portion of the medication for his own use; that he wrote a prescription for a controlled substance in the name of an individual for whom the medication was not intended in order to obtain the drug for his own use; that he obtained Ultracet and Flexeril for his own use from his office sample supply; and that he failed to provide complete and accurate information pertaining to his chemical dependence on his licensure renewal application as required. Agreement effective 10/12/05.

ECK, Tania Renee (LMT #33-015109) Lancaster, OH
Consent Agreement: Application for registration as massage therapist granted, subject to probationary terms, conditions and limitations imposed to monitor practice. Based on her having been deemed capable of practicing massage therapy according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 12/14/05; agreement to remain in effect for at least forty-three months prior to any request for termination.

EKWULUGO, Emeka Obinna (MD #35-062617) Erie, PA
Board Order : Application for restoration of medical license permanently denied based on applicant's alleged failure to provide complete and accurate information on application pertaining to his participation in and actions taken against him in residency training programs. Order effective 2/10/05.

ERNST, David Carl (MD #35-060456) Sandusky, OH
Consent Agreement: Medical license reinstated subject to probationary terms, conditions and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 5/19/05; agreement to remain in effect for at least five years prior to any request for termination.

ESSA, Yazeed Mansi (MD #35-072322) Akron, OH
Summary Suspension: Pursuant to §4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor violated conditions of limitation imposed by 5/12/04 consent agreement and that his continued practice presents a danger of immediate and serious harm to the public. Suspension effective 4/13/05; Notice mailed 4/14/05. **Board Order:** Medical license revoked based on doctor's violation of conditions of limitation imposed on his license by 5/12/04 consent agreement due to failure to provide urine samples for screening and failure to appear for a quarterly, scheduled interview. (Review and Journal Entry - no hearing requested). Order mailed 12/15/05; Order effective 12/15/05.

FERGUSON, JoCinda Kay (LMT applicant) Middleport, OH
Board Order: Application to practice massage therapy denied. Order entered due to applicant's failure to comply with Board-ordered examination, resulting in Board's finding, pursuant to Section 4731.22(B)(26), O.R.C., that applicant's ability to practice according to acceptable and prevailing standards of care is impaired because of habitual or excessive use or abuse of drugs, alcohol or other substances that impair ability to prac-

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tice. (Review & Journal Entry—no hearing requested) Order effective 2/10/05.

FERTAL, Bruce Douglas (DPM #36-001582)

Canal Fulton, OH

Board Order: License to practice podiatric medicine revoked based on doctor's plea of guilty in federal court to one felony count of Health Care Fraud. (Journal Entry - no hearing requested) Order mailed 4/14/05; Order effective 4/14/05.

FIERRA, Jeffrey James (MD #35-031774) Cleveland, OH

Board Order: Permanent revocation of medical license stayed subject to indefinite suspension for at least six months; interim monitoring conditions, conditions for reinstatement, and subsequent probationary terms, conditions, and limitations for at least five years established. Based on doctor's plea of guilty to two misdemeanor counts of Workers Compensation Fraud and one misdemeanor count of Aggravated Theft. Order effective 2/4/05. **Court Action:** Notice of appeal of Board's 1/12/05 indefinite suspension Order filed by doctor with Franklin County Court of Common Pleas on or about 2/16/05. By Decision and Entry filed on 3/15/05, Franklin County Court of Common Pleas granted doctor's motion for a stay of Board's 1/12/05 indefinite suspension Order, conditioned on requirement that doctor not perform any services for which a bill would be submitted, either directly or indirectly, to the Ohio Bureau of Workers' Compensation. (NOTE: Prior to stay, license suspended from 2/4/05 until 3/15/05.)

FOSTER, Gregory Scott (DO applicant) Pittstown, NJ

Consent Agreement: Upon receipt and appropriateness of necessary documentation, medical license to be granted subject to probationary terms, conditions and limitations to monitor practice. Based on doctor's history of chemical dependency, relapse and treatment; action against his license by New Jersey's medical board relative to his impairment; and his ongoing, documented maintenance of sobriety since 10/01. Agreement effective 7/13/05; agreement to remain in effect for at least three years prior to any request for termination.

FRYMAN, Ryan S. (DO #34-008473) Columbus, OH

Consent Agreement: Medical license suspended for at least 90 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on impairment of doctor's ability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of alcohol. Agreement effective 12/14/05.

GAETANO, John Carl (DO #34-007359)

Mayfield Heights, OH

Board Order: Medical license indefinitely suspended; conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Order entered due to doctor's failure to comply with Board-ordered examination, resulting in Board's finding, pursuant to §4731.22 (B)(26), O.R.C., that doctor's ability to practice according to acceptable and prevailing standards of care is impaired because of habitual or excessive use or abuse of drugs, alcohol, other substances that impair ability to practice. (Journal Entry—no hearing requested) Notice mailed 9/15/05; Order effective 9/15/05.

GAYTON, Samuel E. (MD #35-060993) Westerville, OH

Voluntary Surrender: Permanent surrender of medical license authorized by doctor in lieu of formal disciplinary action based upon his having prescribed controlled substances with-

out maintaining medical records in compliance with Rule 4731-11-02(D), Ohio Administrative Code. Effective 12/14/05.

GINTZ, Aimee Jo (LMT applicant) Dover, OH

Application Withdrawn: Request to withdraw application for massage therapy certificate accepted by the Board in lieu of further investigation of possible violations of § 4731.22 (B)(19), and (B)(26), Ohio Revised Code. Based on applicant's having received medical treatment for mental illness and polysubstance dependence. Applicant shall not apply for massage therapy licensure any time sooner than five years from the effective date of the withdrawal of application. Effective 11/9/05.

GIORDANO, Stephen Robert (DO training certificate #58-001345) Westlake, OH

Consent Agreement: 10/13/04 summary suspension terminated; medical training certificate indefinitely suspended; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admissions that his ability to practice according to acceptable and prevailing standards of care is impaired due to chemical dependence and that he diverted intravenous Fentanyl for his personal use by using real and fictitious patient names to access a Pyxis drug dispensing machine. Agreement effective 4/15/05. **Consent Agreement:** Medical training certificate reinstated, subject to probationary terms, conditions and limitations imposed to monitor practice. Based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care, without the need for psychiatric treatment and without restrictions related to a psychiatric condition; and on his having been accepted into a residency training program in a specialty other than anesthesiology. Agreement effective 6/8/05; agreement to remain in effect for at least five years prior to any request for termination.

GOEL, Mahesh Chand (MD #35-082727) Cleveland, OH

Board Order: Medical license permanently revoked based on (1) doctor's failure to provide complete and accurate information on applications for licensure, training certificate renewal, hospital credentialing and prospective privileging, pertaining to the suspension of his hospital employment, on full pay, in the United Kingdom as a result of a series of events that led to the performance of wrong-site surgery; (2) doctor's failure to provide complete and accurate information on Ohio licensure applications and Department of Insurance Standardized Credentialing Form pertaining to his having been arrested and criminally charged in the United Kingdom with unlawfully killing a patient; and (3) prior action against doctor's medical registration by the General Medical Council of the United Kingdom following findings that he was guilty of serious professional misconduct. Order effective 3/1/05. **Court Action:** Notice of appeal of Board's 2/9/05 permanent revocation Order filed by doctor with Franklin County Court of Common Pleas on or about 3/16/05.

GOTTSCHALK, Todd Gilbert (DO #34-006902)

Las Vegas, NV

Consent Agreement: Doctor reprimanded; probationary terms, conditions and limitations imposed for at least two years from the date upon which the doctor reenters the U.S. following his current overseas military service. Based on doctor's admissions that he committed acts involving moral turpitude that would constitute misdemeanor offenses in Ohio by surreptitiously audiotaping or videotaping various erotic incidents involving adult females; and that assessment by the Center for Marital and Sexual Health determined that doctor had never

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crossed the boundaries of socialization with patients, that he has an adequate conscience to keep his conduct appropriate in the professional setting with patients, and that his mild, multi-faceted form of voyeurism and moderately severe social anxiety disorder are amendable to treatment. Agreement effective 4/13/05.

GREER, Steven Franklin (MD training certificate #57-007242) Cleveland, OH

Board Order : Permanent revocation of medical training certificate stayed subject to indefinite suspension for at least ninety days; interim monitoring conditions, conditions for reinstatement, and subsequent probationary terms, conditions, and limitations for at least five years established. Based on violation of conditions of limitation imposed on license by 4/04 consent agreement and impairment of ability to practice according to acceptable and prevailing standards of care due to relapse; and doctor having made false, fraudulent, deceptive or misleading statements by failing to reveal his history of cocaine abuse and dependence. Order effective 2/4/05.

HABERBERGER, Tammy Marie (DO training certificate #58-000626) Massillon, OH

Consent Agreement: Probationary terms, conditions and limitations imposed based on doctor's admissions that she was diagnosed, following a Board-ordered evaluation, with Attention Deficit Disorder, Mild, and Impulse Control Disorder, Mild, for which ongoing treatment with a psychiatrist and mental health counselor was recommended; that she was released from her residency training program related to her conduct of issuing an Ambien prescription intended for self-use in the name of a neighbor; and that she was convicted of Disorderly Conduct related to an incident during which she kicked a police officer in the torso after being advised that she was going to be taken into custody for her own safety in response to comments indicating that she might harm herself. Agreement effective 6/8/05. Agreement to remain in effect for at least two years; all subsequent training certificates and/or any other certificate granted by the Board shall be subject to the same probationary terms, conditions and limitations, unless otherwise determined by the Board, until at least 7/1/07.

HAIJ-HAMED, Ghassan (MD #35-069745) Cincinnati, OH

Board Order : Medical license permanently revoked based on doctor's violation of conditions of limitation imposed on license by 11/14/03 consent agreement. Order effective 2/4/05.
Court Action: Notice of appeal of Board's 1/12/05 permanent revocation Order filed by doctor with Franklin County Court of Common Pleas on or about 2/8/05.

HALL, Adam Patrick (DO #34-008707) Columbus, OH

Board Order: Application for medical licensure granted subject to suspension for 30 days; subsequent probationary terms, conditions, and limitations for a period of at least two years established. Based on applicant having made fraudulent statements to the Acting Director of Medical Education for his residency program pertaining to his failure to appear or respond to pages when he was on-call. Order mailed 12/16/05; Order effective 1/17/06.

HANYAK, John Paul (MD #35-053965) Westerville, OH

Board Order: Medical license revoked based on impairment of doctor's ability to practice according to acceptable and prevailing standards of care for the reason that a Board-ordered psychiatric evaluation indicated that he suffers from Cognitive Disorder Not Otherwise Specified due to the residual effects of a brain tumor. Order mailed 9/16/05; Order effective 9/16/05.

HASSINK, George V. (MD #35-045682) Van Buren, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions and limitations based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 11/10/05; agreement to remain in effect for at least five years prior to any request for termination.

HEYD, Timothy John (MD #35-063863) Kettering, OH

Board Order: Permanent revocation of medical license stayed subject to indefinite suspension for at least sixty days; subsequent probationary terms, conditions, and limitations for at least one year established. Based on doctor's failure to conform to minimal standards of care and violation of Code of Professional Ethics due to his having repeatedly engaged in sexual contact with a patient despite the existence of an ongoing physician-patient relationship. Order mailed 6/7/05; Order effective 7/8/05.

HOWARD, Kyle (MD #35-063354) Lebanon, OH

Board Order: Permanent revocation of medical license stayed, subject to suspension for at least one year; interim monitoring conditions, conditions for reinstatement, and subsequent probationary terms, conditions and limitations for at least three years established. Based on doctor's plea of guilty to Medicaid Fraud, a fourth degree felony, for which he was ordered to pay restitution of more than \$215,000 and forfeitures of \$400,000. Order mailed 8/30/05; Order effective 8/30/05.

HOWARD-MCGRADY, Felicia Kanaz (MD #35-078691) Forest Park, IL/Kennesaw, GA

Board Order: No further action ordered following determinations by Board that doctor's failure to pay Illinois state income tax, which had resulted in the suspension of her license in that state, was due to an oversight which she had worked diligently to correct, and that there was no evidence that doctor poses any threat to the public. Order effective 1/14/05.

HUGUNIN, Ralph Arden (MD #35-078316)

North Ridgeville, OH

Board Order: Medical license suspended for one year, all but 60 days stayed; subsequent probationary terms, conditions and limitations for at least three years established. Based on doctor's inappropriate prescribing of controlled substances in other names for intended use by a family member and failure to keep medical records related to such prescribing, in violation of Medical Board rules. Order effective 9/1/05; suspension effective 9/1/05 through 10/30/05.

HUTCHINSON, Roy Merle (MD applicant) Petersburg, MI

Board Order : Application for medical licensure permanently denied based on applicant's failure to provide complete and accurate information on licensure application and in response to interrogatories pertaining to his treatment of and sexual involvement with a specified patient, as well as to the status of his New York license. Order effective 3/11/05.

JAIN, Vikas Kumar (MD #35-076297) Granville, OH

Board Order: Medical license permanently revoked based on doctor's failure to conform to minimal standards of care in the course of his treatment of 22 specified patients. Order mailed 11/14/05; Order effective 11/14/05.

JELKOVAC, Sharon Jane (PA Applicant) Cleveland, OH

Consent Agreement: Application for registration to practice as a physician assistant granted following receipt of appropriate and necessary documentation. Once issued, indefinite suspension of the certificate is stayed, subject to probationary

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terms, limitations and conditions. Based upon the applicant's admissions that, in the course of her employment from approximately 4/97 to the present, applicant performed duties for which she was not properly registered. Agreement effective 11/14/05; agreement to remain in effect for at least three years.

JOSEY, Willie Leroy (MD #35-055467) South Shore, KY
Board Order : Medical license permanently revoked based on impairment of ability to practice according to acceptable and prevailing standards of care, and violation of conditions of limitation imposed on license by 3/02 Board Order due to positive urine screen. Order effective 2/10/05. **Court Action:** Notice of appeal of Board's 2/9/05 permanent revocation Order filed by doctor with Franklin County Court of Common Pleas on or about 2/18/05.

KEGLER, James L. (MD #35-039513) Cincinnati, OH
Board Order: Medical license permanently revoked based on doctor's failure to provide complete and accurate information on Kentucky licensure application pertaining to a past felony conviction in Ohio, and his failure to provide complete and accurate information on Ohio licensure renewal application pertaining to action taken by Kentucky's board against his license in that state. Order mailed 12/16/05; Order effective 12/16/05. **Court Action:** Notice of appeal of Board's 12/14/05 permanent revocation Order filed by doctor with Franklin County Court of Common Pleas on 12/29/05. By Entry filed on 2/8/06, Franklin County Court of Common Pleas granted doctor's motion for stay of the Board's 12/14/05 permanent revocation Order.

KHAN, Mohammad Ibrahim (MD #35-036857) Beverly Hills, CA
Board Order: Medical license revoked based on prior action against doctor's license by California's medical board following legal conclusions that included that doctor had engaged in gross negligence and repeated negligent acts. (Journal Entry - no hearing requested) Order mailed 5/19/05; Order effective 5/19/05.

KIRKLAND, Jeanne Marie (MD #35-045543) Dayton, OH
Consent Agreement: In resolution of doctor's appeal of Board's 10/13/04 suspension Order, and in recognition of doctor's compliance with terms of suspension and conditions for reinstatement established by that Order, medical license reinstated, subject to probationary terms, conditions and limitations for at least four years. Agreement effective 1/13/05. (NOTE: License was suspended from 10/19/04 through 11/2/04)

LAJOS, Paul Scott (MD applicant) Chicago, IL
Application Withdrawal: Request for permanent withdrawal of application for medical licensure accepted by Board in lieu of formal disciplinary proceedings based on applicant's failure to disclose on his Ohio licensure application that he had been on academic probation during his residencies at the University of Chicago and at the Graduate Hospital in Philadelphia, PA, and had formerly held a temporary license to practice medicine in Illinois. Effective 3/8/05.

LEVITT, Stephen Barry (MD #35-041936) Dayton, OH
Consent Agreement: Doctor reprimanded; probationary terms, conditions and limitations for at least three years established. Based on doctor's admissions that, although he was not a notary, he purported to notarize a financial worksheet submitted to a domestic relations court, which worksheet contained an incorrect statement that understated a party's monies available for child support; and that such conduct resulted in a misdemeanor conviction that has since been expunged. Agreement effective 6/8/05.

LEWIS, Carol Elaine (MD #35-061461) Cleveland, OH
Summary Suspension: Pursuant to §4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor violated conditions of limitation imposed by 7/9/03 consent agreement and that her ability to practice is impaired; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Suspension effective 9/14/05; Notice mailed 9/15/05. **Board Order:** Medical license revoked based on doctor's impairment of ability to practice according to acceptable and prevailing standards of care and violation of conditions of limitation imposed on her license by 7/9/03 consent agreement due to positive urine screen. (Review and Journal Entry - no hearing requested) Order mailed 12/15/05; Order effective 12/15/05. **Court Action:** Notice of Appeal of the Board's 12/15/05 revocation Order filed by doctor with Franklin County Court of Common Pleas on 12/29/05. Notice of dismissal of appeal filed by doctor with Franklin County Court of Common Pleas on April 14, 2006.

LONERGAN, John Michael (MD #35-041091) Parma, OH
Board Order: Medical license permanently revoked based on doctor having been found guilty of eight felony counts involving tax evasion, mail fraud and health care fraud. Order mailed 12/16/05; Order effective 12/16/05. **Court Action:** Notice of Appeal of the Board's 12/16/05 revocation Order filed by doctor with Franklin County Court of Common Pleas on 1/3/06.

LOOMIS, Kelly Renee (LMT #33-007796) Delta, OH
Board Order: License to practice massage therapy indefinitely suspended; conditions for reinstatement established, including requirement that massage therapist enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Order entered due to massage therapist's failure to submit to a Board-ordered examination, which by law constitutes an admission that she is unable to practice according to acceptable and prevailing standards of care by reason of mental or physical illness; and that her ability to practice according to acceptable and prevailing standards of care is impaired due to habitual or excessive use of or abuse of drugs, alcohol, or other substances that impair ability to practice. (Journal Entry - no hearing requested). Order mailed 4/14/05; Order effective 4/14/05.

MAHAJAN, Mahendra Kumar (MD #35-043538) Dayton, OH
Consent Agreement: Doctor reprimanded; probationary terms, conditions and limitations imposed based on doctor's admissions that, in and prior to 2003, and in accordance with the practice of the mental health clinics at which he was working, he signed otherwise blank prescriptions that were to be kept in a double-locked system and used only to obtain patient medications in specified situations, including patient emergencies. Agreement effective 9/14/05; agreement to remain in effect for at least three years prior to any request for termination.

MARSICO, Robert Edward, Jr. (MD #35-064913) Akron, OH
Consent Agreement: Medical license reinstated subject to probationary terms, conditions and limitations based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 1/12/05; agreement to remain in effect for at least a five years prior to any request for termination.

MARTINEZ, Jose O. (MD #35-040795) Cincinnati, OH
Consent Agreement: Doctor reprimanded; required to successfully complete specified controlled substance management course within one year. Based on doctor's admission that he

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failed to comply with Medical Board rules relating to controlled substances by prescribing Adipex-P to an employee and that employee's sister for purposes of weight reduction without maintaining medical records or meeting face-to-face with the employee's sister every thirty days as required. Agreement effective 6/8/05.

MASIMORE, Gregory Scott (MD #35-066335) Toledo, OH
Consent Agreement : Medical license suspended for at least 90 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admission that his ability to practice according to acceptable and prevailing standards of care is impaired due to alcohol dependency relapse, for which he has sought treatment through a Board-approved provider. Agreement effective 3/10/05. **Consent Agreement:** Medical license reinstated subject to probationary, terms, conditions and limitations to monitor practice. Based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 10/12/05; agreement to remain in effect for at least five years prior to any request for termination.

MASTERS, William Edward (MD #35-023024) Warren, OH
Voluntary Surrender: Permanent revocation of medical license authorized by doctor in lieu of formal disciplinary proceedings for the reason that, due to physical illness and cognitive deficits, doctor is no longer able to practice medical and surgery according to acceptable and prevailing standards of care.; and in lieu of further investigation related to matters alleged in a criminal indictment filed against doctor in Trumbull County (Ohio) Court of Common Pleas on or about 3/11/04. Effective 5/19/05.

MCALLISTER, Mark Stephen (MD #35-072741) North Olmsted, OH
Consent Agreement: Medical license reinstated subject to probationary terms, conditions and limitations imposed to monitor practice. Based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care, subject to certain monitoring and conditions. Agreement effective 6/8/05; agreement to remain in effect for at least five years prior to any request for termination. **Consent Agreement:** Suspension of medical license imposed by 6/8/05 Consent Agreement terminated. Medical license suspended for 90 days from 11/9/05, interim monitoring conditions established; specified probationary terms, conditions and limitations to monitor practice effective upon reinstatement of his license. Based upon doctor's admission that he engaged in the practice of medicine and surgery while his license was suspended. Agreement effective 11/9/05; agreement to remain in effect for a minimum of five years prior to any request for termination.

MCKEE, Kevin D. (DO #34-006668) Centerville, OH
Consent Agreement: Revocation of medical license stayed. License suspended for 90 days; interim monitoring conditions established; specified probationary terms, conditions and limitations to monitor practice effective upon reinstatement of license. Based on doctor having been found guilty of Public Indecency; and his initial failure to advise the Board that the behavior underlying that conviction involved a pattern of exposing himself to unknowing individuals. Agreement effective 11/10/05; agreement to remain in effect for a minimum of five years prior to any request for termination.

MEJIA, Juan Carlos (MD #35-077484) Cincinnati, OH
Consent Agreement: Medical license subject to probationary terms, conditions and limitations to monitor practice. Action taken in resolution of allegations issued by Ohio Board on 3/12/03 and pursuant to terms of 6/11/03 consent agreement, following issuance of an Order by Kentucky's medical board in 3/05 that placed doctor's Kentucky medical license on probation until 2/7/08. Agreement effective 6/8/05; agreement to remain in effect until 2/7/08 or the date on which Kentucky's medical board restores doctor's Kentucky license to a full and unrestricted status, whichever is later.

MENON, Venu Gopal (MD #35-054426) Dayton, OH
Board Order: Medical license permanently revoked based on doctor's violation of conditions imposed on license by 5/14/03 Board Order; and action against doctor's license by Nebraska's medical board following doctor's admission to factual allegations enumerating substandard care and treatment practices. (Review and Journal Entry - no hearing requested) Order mailed 12/15/05; Order effective 12/15/05. **Court Action:** Notice of Appeal of the Board's 12/15/05 permanent revocation Order filed by doctor with Franklin County Court of Common Pleas on 1/10/06.

MERKIN, Bruce Jeffrey (MD #35-086596) Cleveland, OH
Consent Agreement: Medical license granted subject to probationary terms, conditions and limitations to monitor practice. Based on doctor's history of chemical dependency, relapse and treatment; action against his licenses by medical boards in West Virginia and Pennsylvania relative to his impairment; and his on-going, documented maintenance of sobriety and compliance with monitoring since 9/01. Agreement effective 7/13/05; agreement to remain in effect for at least five years prior to any request for termination.

MEYER, Jeffrey V. (MD training certificate # 57-010102) Columbus, OH
Consent Agreement: Medical training certificate suspended for at least 90 days. Interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admission that evaluators at a Board-approved treatment provider diagnosed him with Cannabis Abuse, determined that he was impaired in his ability to practice according to acceptable and prevailing standards of care, and concluded that he needed residential or inpatient treatment; and doctor's admission that he failed to provide complete and accurate information on his training certificate application form regarding his use of marijuana. Agreement effective 10/12/05.

MEYERS, Martin L. (MD #35-050601) Page, AZ
Voluntary Surrender: Permanent voluntary surrender of medical license accepted by Board in lieu of formal disciplinary proceedings based on prior action by Arizona's medical board. Effective 3/8/05.

MILLER, Gale W. (MD #35-029683) Cincinnati, OH
Child Support Suspension: Pursuant to determination by Hamilton County Child Support Enforcement Agency that doctor is in default under a child support order, medical license immediately suspended until such time as Board receives notice from Hamilton County Child Support Enforcement Agency that doctor is no longer determined to be in default. Notice mailed 8/15/05; suspension effective 8/15/05.

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**MURTAGH, William Owen, Jr. (MD #35-047907)
Maumee, OH**

Consent Agreement: Medical license reinstated subject to probationary terms, conditions and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 3/10/05; agreement to remain in effect for at least five years prior to any request for termination

MYERS, Carla Melinda (DO #34-003506) Beaver Creek, OH
Consent Agreement: Medical license suspended for at least 90 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admitted history of chemical dependency (alcohol) and relapse, for which she has sought treatment through a Board-approved provider. Agreement effective 9/14/05.

MYERS, Philip F. Jr. (MD #35-039262) Kent, OH
Board Order: Permanent revocation of medical license stayed subject to indefinite suspension for at least 180 days; conditions for reinstatement and subsequent probationary terms, conditions, and limitations for at least three years established. Based on doctor having prescribed controlled substances to a family member and failing to maintain medical records to document such prescribing, in violation of Board rules. Order mailed 10/11/05; Order effective 30 days from date of mailing.

**NGUYEN, Thomas Anh (MD #35-077860)
New Cumberland, PA**
Consent Agreement: Doctor reprimanded. Terms, conditions and limitations imposed by 9/03 Board Order remain in effect. Based upon his having pleaded guilty in the Circuit Court of St. Louis County, Missouri on or about 1/27/03 to three misdemeanor counts of attempt to fraudulently obtain a controlled substance; and prior actions taken against his medical license by the Arkansas medical board. Agreement effective 12/14/05.

NORTH, Phillip Thiele (MD #35-057152) Columbus, OH
Consent Agreement: Medical license suspended for at least 60 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admission that he was diagnosed, pursuant to a Board-ordered evaluation, with alcohol dependence and bipolar disorder, and that he has sought treatment through a Board-approved provider. Agreement effective 2/9/05. **Consent Agreement:** Medical license reinstated subject to probationary terms, conditions and limitations imposed to monitor practice. Based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring requirements are in place. Agreement effective 6/9/05; agreement to remain in effect for at least five years prior to any request for termination.

**OGDEN, John Russell (MD training certificate #57-004758)
Columbus, OH**
Consent Agreement: Medical training certificate suspended for 180 days; interim conditions and subsequent probationary terms, conditions and limitations established. Based on doctor's admissions that he prescribed controlled substances and other dangerous drugs to two persons who were not patients affiliated with his residency training program; that he failed to exam or evaluate those individuals or complete and maintain medical records reflecting the diagnosis and purpose for which

the controlled substances were being utilized; and that on approximately four occasions, he personally utilized some of the medication he had prescribed to treat severe headaches. Agreement effective 7/13/05; all subsequent training certificates or other certificates issued by Board to be subject to probationary terms, conditions and limitations of consent agreement until doctor has completed at least a two year probationary period.

OLSEN, Thomas George (MD #35-046058) Dayton, OH
Consent Agreement: Doctor reprimanded; probationary terms, conditions and limitations for at least three years established. Based on doctor's admissions that he submitted a false statement that understated his income to a domestic relations court, which conduct resulted in a misdemeanor conviction that has since been expunged; and that he failed to advise the Board on a license renewal application submitted in 10/03 that he had pled guilty to and been found guilty of Driving Under the Influence of Alcohol or Drugs. Agreement effective 6/8/05.

OSTING, Ralph George (DPM #36-002996) Elyria, OH
Consent Agreement: Doctor reprimanded and license to practice podiatric medicine suspended for thirty days; probationary terms, conditions and limitations for at least two years established. Based on doctor's admission that he was found guilty of Voyeurism, a third degree misdemeanor; and on doctor having been deemed capable of practicing podiatric medicine according to usual and prevailing standards of care following a Board-ordered assessment to determine whether he was impaired due to mental illness or chemical dependency. Agreement effective 1/12/05.

OTTNEY, James Brand Jr. (MD applicant) Sierra Vista, AZ
Board Order: Application for medical license denied. Order entered due to applicant's failure to comply with Board-ordered examination, resulting in Board's findings, pursuant to §4731.22(B)(19) and (B)(26), O.R.C., that applicant is unable to practice according to acceptable and prevailing standards of care by reason of mental or physical illness, and that his ability to practice is impaired because of habitual or excessive use or abuse of drugs, alcohol, other substances that impair ability to practice. (Journal Entry – no hearing requested) Notice mailed 9/15/05; Order effective 9/15/05.

**PANGALANGAN Augusto L. (MD #35-030512)
Westerville, OH**
Consent Agreement: Medical license permanently limited and restricted to review of files, charts, and medical records, with no actual patient contact; doctor permanently prohibited from prescribing, administering, personally furnishing, ordering, writing orders for, or giving verbal orders for any drugs, including controlled substances, prescription medications, and over-the-counter medications. Based on doctor's admission that, in three specific cases, while he was employed at the Ohio State University Student Health Center, he engaged in behavior involving patients under his care that constituted inappropriate boundary crossings and created ethical conflicts of interest. Agreement effective 4/13/05.

PHILLIPS, Charles David (LMT applicant) Covington, KY
Application Withdrawn: Request to permanently withdraw application for massage therapy certificate accepted by the Board in lieu of formal disciplinary proceedings based on applicant's having pled no contest to and been found guilty of one count of Public Indecency. Effective 10/12/05.

PICKETT, Thomas Richard (PA applicant) Columbus, OH
Board Order: Application for registration as a physician assistant granted, subject to indefinite suspension for at least 180

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days; interim monitoring conditions, conditions for reinstatement, and subsequent probationary terms, conditions, and limitations for at least five years established. Based on applicant's inability to practice according to acceptable and prevailing standards of care due to alcohol dependency. Order effective 1/14/05.

PIDHORODECKYJ, Nykolai Vasil (MD #35-079642)

Akron, OH

Consent Agreement - Medical license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admission that he is chemically dependent and has sought treatment through a Board-approved provider; and that he pled guilty to, and was found eligible for intervention in lieu of conviction of, one felony count of Possession of Cocaine. Agreement effective 1/12/05. **Consent Agreement:** Medical license reinstated subject to probationary terms, conditions and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 7/13/05; agreement to remain in effect for at least five years prior to any request for termination.

POLITI, Barry J. (MD applicant) Jackson, MS

Board Order: Application for medical licensure permanently denied based on applicant's failure to provide complete and accurate information pertaining to his having been placed on probation in his residency training program on an Ohio licensure application. Order mailed 11/23/05; Order effective 11/23/05. **Court Action:** Notice of Appeal of Board's 11/9/05 Order permanently denying licensure filed by doctor with Franklin County Court of Common Pleas on or about 12/7/05.

PORTER, Stephen Randall (MD #35-069802) Harrison, OH

Board Order: Medical license revoked based on impairment of ability to practice according to acceptable and prevailing standards of care and doctor's violation of conditions of limitation imposed on his license by 9/10/03 consent agreement due to relapse on alcohol. (Review and Journal Entry - no hearing requested by doctor) Order mailed 4/14/05; Order effective 4/14/05. **Court Action:** Notice of appeal of Board's 4/13/05 revocation Order filed by doctor with Franklin County Court of Common Pleas on 4/28/05. By Decision and Judgment Entry of the Franklin County Court of Common Pleas filed on 11/21/05, Appeal of the Board's 4/13/05 revocation Order dismissed and matter remanded to the Medical Board for further proceedings. Notice of Appeal of the 11/21/05 Decision and Judgment Entry of the Franklin County Court of Common Pleas filed with the 10th District Court of Appeals on or about 12/20/05. By Decision and Entry filed on 1/30/06, Franklin County Court of Common Pleas granted a stay of the doctor's Motion for Attorney's Fees, pending outcome of cross-appeals to the 10th District Court of Appeals.

POWELL, William E. II (MD #35-025499) Houston, TX

Voluntary Surrender: Permanent surrender of medical license authorized by doctor in lieu of formal disciplinary action based upon prior action taken against his license by the Texas medical board where he was found to have failed to meet the standard of care in the treatment of two patients in his practice of obstetrics and gynecology. Effective 12/14/05.

PRASAD, Kolli Mohan (MD #35- 041939) Boardman, OH

Board Order: Medical license suspended for thirty days; all terms and conditions of 2/98 Board Order shall remain in ef-

fect. Based on doctor's violation of conditions of limitation imposed on his medical license by the 2/98 Order. Order mailed 6/7/05; Order effective 6/7/05. Suspension effective from 6/7/05 through 7/7/05.

PRICE, Richard Daniel (MD #35-068829) Birmingham, AL

Board Order: Application for restoration of medical license permanently denied based on doctor's plea of guilty to a felony charge of Carrying a Weapon on an Aircraft; prior action against doctor's Alabama and Georgia medical licenses based on that conviction; and inability to practice according to acceptable and prevailing standards of care by reason of mental illness. Order mailed 12/16/05; Order effective 12/16/05.

PROCHOROFF, Andre (MD applicant) Cleveland, OH

Consent Agreement: Medical license granted and immediately suspended for three months, such time to be calculated from 7/1/05, the date immediately following the expiration of doctor's medical training certificate; upon reinstatement on 10/1/05, doctor subject to probationary terms, conditions and limitations for at least two years. Based on doctor's admission that he failed to provide complete and accurate information on application for full licensure pertaining to performance issues during his neurology residency at the Cleveland Clinic. Agreement effective 9/14/05; agreement to remain in effect for at least two years prior to any request for termination.

RATH, David A. (MD #35-057898) Westerville, OH

Summary Suspension: Pursuant to §4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor's ability to practice is impaired and that his continued practice presents a danger of immediate and serious harm to the public. Notice mailed 9/15/05; suspension effective 9/15/05.

RAUS, Russell James (DPM #36-001512)

Garfield Heights, OH

Board Order: Medical license suspended; conditions for reinstatement/restoration and subsequent probationary terms, conditions and limitations for ten years established. Based on doctor's inability to practice according to acceptable and prevailing standards of care due to vascular dementia. Order mailed 3/24/05; Order effective 3/24/05

RENZ, Mark Allan (MD training certificate #57-007902)

Columbus, OH

Consent Agreement: Medical training certificate suspended for at least one year; interim monitoring conditions and conditions for reinstatement/renewal established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admission that he sought treatment through a Board-approved provider for chemical dependency at the referral of his anesthesia residency training program. Agreement effective 1/12/05.

RICH, Craig Louis (MD #35-064127) Massillon, OH

Board Order: Medical license revoked based on impairment of ability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of drugs/alcohol, as evidenced by positive urine screens, and violation of conditions of limitation imposed on license by 10/99 consent agreement. Order mailed 12/16/05; Order effective 12/16/05.

RICHARDSON, Calvin T. (DO #34-000431)

Bellefontaine, OH

Voluntary Retirement: Doctor's voluntary retirement accepted by Board effective 11/9/05; doctor ineligible for licen-

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sure in the future. Retirement in lieu of further investigation by the Board related to controlled substance management.

RICKEY, Charles Christian (PA #50-002408) Haverhill, OH
Board Order: Application for registration to practice as a physician assistant granted subject to probationary terms, conditions, and limitations for a period of at least three years. Based on applicant having been convicted of Bank Fraud, a felony; and prior action against applicant's physician assistant certificate by Kentucky's medical board based on that conviction. Order mailed 12/28/05; Order effective 12/28/05.

RIDGEWAY, Joseph A. IV (MD #35-062021) Columbus, OH
Summary Suspension: Pursuant to Ohio Revised Code §4731.22(G), medical license summarily suspended based on Board's determination that there is clear and convincing evidence that the doctor's ability to practice is impaired because of habitual or excessive use or abuse of alcohol; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Suspension effective 11/09/05; Notice mailed 11/10/05.

RISE, Leroy P. (MD training certificate #57-008684) Columbus, OH
Consent Agreement: Medical training certificate indefinitely suspended; interim monitoring conditions and conditions for reinstatement/issuance of any other certificate established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's failure to advise the Ohio Board on his 2004 training certificate application that he had engaged in the illegal use of marijuana within the two years prior to the date upon which he submitted such application; and on his admissions that he was diagnosed with and sought treatment for chemical dependency, that his drug of choice is marijuana, and that, in the past, he has engaged in the cultivation of marijuana exclusively for personal use. Agreement effective 4/13/05. **Consent Agreement:** Medical training certificate reinstated, subject to probationary terms, conditions and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 12/14/05; agreement to remain in effect for at least five years prior to any request for termination.

ROBINSON, Kent (MD #35-051764) Cincinnati, OH
Consent Agreement: Medical license reinstated subject to probationary terms, conditions and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 7/13/05; agreement to remain in effect for at least five years prior to any request for termination.

ROCKWOOD, John House (PA #50-001240) Westerville, OH
Consent Agreement: Certificate of registration to practice as a P.A. suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that P.A. enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on P.A.'s admissions that he has a history of alcohol dependence, relapse, and treatment; that, after receiving a prescription for Fioricet from a physician for back pain, he forged a prescription for himself in that physician's name, without his knowledge or consent; and that he subsequently sought treatment through a Board-approved provider. Agreement effective 8/10/05.

RUFFIN, Julia (DPM #36-002249) Cincinnati, OH
Consent Agreement: License to practice podiatric medicine reinstated subject to probationary terms, conditions and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 5/19/05; agreement to remain in effect for at least five years prior to any request for termination.

SCHNEIDER, Andrew (MD #35-053843) Powell, OH
Consent Agreement: Summary suspension imposed on 11/1/04 terminated, with agreement that parties will file a joint motion dismissing doctor's appeal of Board's 11/1/04 summary suspension Order; medical license suspended for at least 90 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admission that his ability to practice according to acceptable and prevailing standards of care is impaired due to chemical dependency relapse on opiates, for which he has sought treatment through a Board-approved provider. Agreement effective 1/12/05. **Consent Agreement:** Medical license reinstated subject to probationary terms, conditions and limitations to monitor practice. Based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place; and doctor's admission that, while his license was summarily suspended, he obtained samples of a medication that had been prescribed for him by his treating physician from his supervising physician's office supply for his own use, but that he has since been advised to obtain medications only from his treating physician. Agreement effective 8/10/05; agreement to remain in effect for at least five years prior to any request for termination.

SCHULTE, Gregory Todd (MD # 35-063923) Columbus, OH
Voluntary Surrender: Permanent revocation of medical license authorized by doctor in lieu of formal disciplinary proceedings based upon doctor having been found guilty of two felony counts of robbery; two felony counts of practicing medicine without a license; two felony counts of felonious assault; two felony counts of theft; and two felony counts of tampering with drugs. The criminal prosecution resulted from the doctor's withdrawing pain medications from the implanted pain pumps in former patients during the time his medical license was suspended pursuant to a Consent Agreement with the Board. Effective 10/12/05.

SCHWACHTER, Marc H. (MD #35-080114) Dayton, OH
Consent Agreement: Medical license reinstated subject to requirement that doctor limit his practice to obstetrics and gynecology, to exclude deliveries and major ob-gyn procedures, pending neurological reevaluation of his ulnar neuropathy; and subject to probationary terms, conditions and limitations imposed to monitor practice. Based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place, including that doctor continue medication management and psychotherapy. Agreement effective 5/19/05; agreement to remain in effect for at least five years prior to any request for termination. **Summary Suspension:** Pursuant to §4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor violated conditions of limitation imposed by 5/19/05 consent agreement and that his ability to practice is impaired due to relapse on cocaine and alcohol; and that doctor's continued practice pre-

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sents a danger of immediate and serious harm to the public. Suspension effective 7/13/05; Notice mailed 7/14/05.

SCHWARTZ, Bradley Allen (LMT applicant) Mansfield, OH
Application Withdrawn: Request to withdraw application for massage therapy certificate accepted by Board in lieu of formal disciplinary proceedings based on applicant's admissions (1) that he pled no contest to a charge of Theft for having taken Darvon and Xanax for his own use from the shelves of a pharmacy at which he was employed as a pharmacist; and (2) that his request for admission into the Richland County Drug Abuse Treatment Court constitutes independent proof of impairment. Applicant agrees not to apply for a massage therapy license or any other certificate issued by the Board for at least one year. Effective 4/14/05.

SEMKO, Daniel David (DPM #36-001978) Richmond, IN
Board Order: License to practice podiatric medicine permanently revoked based on (1) doctor having been found guilty of one felony count of Fraud; (2) action against doctor's license by Indiana's medical board following findings by that board that the aforementioned conviction was based on a scheme by doctor to defraud the U.S. Veterans Administration while he was employed at a VA medical center and simultaneously carrying on a private podiatric practice; and (3) subsequent action by Indiana's medical board following findings that doctor performed a surgical procedure on a specified patient in Indiana after his license in that state had been suspended. (Journal Entry - no hearing requested) Order mailed 6/9/05; Order effective 6/9/05.

SHAFFER, David James (MD #35-068595) Cadiz, OH
Consent Agreement: Medical license permanently limited and restricted such that, with the exception of minor surgery as specifically defined, doctor prohibited from engaging in the practice of surgery, including but not limited to performing or assisting in any vascular, general, or major surgical procedures; doctor's practice limited to employment as an emergency room physician at Harrison Community Hospital unless otherwise authorized by Board. Based on doctor's admissions that between 4/97 and 8/98 he performed surgical procedures on patients in West Virginia that subsequently resulted in at least six malpractice settlements against him; that his staff privileges at two hospitals in West Virginia were revoked; that he suffered a permanent hand injury that rendered him unable to practice his medical specialty, surgery, in accordance with acceptable and prevailing standards of care; and that his license has been limited by West Virginia's medical board such that he may not engage in solo practice or perform any general surgery. Agreement effective 4/13/05.

SHARP, Frank Ray (MD #35-078246) Sacramento, CA
Voluntary Agreement: Permanent revocation of medical license authorized by doctor in lieu of formal disciplinary proceedings based on his admission that he violated conditions of limitation imposed on his license by 7/14/00 consent agreement by committed acts that would constitute the felony offenses of Telecommunications Harassment and/or Pandering Obscenity. Effective 4/14/05.

SHAW, Christopher S. (MD training certificate #57-006421) Akron, OH
Consent Agreement: 10/15/04 consent agreement amended to extend minimum term of suspension to 120 days from 11/25/04, based on doctor's relapse and subsequent completion of 28 days of residential treatment for chemical dependence. Agreement effective 1/12/05. **Consent Agreement:** October 2004 Consent Agreement and the January 2005 Addendum terminated effective 12/14/05. Medical training certifi-

cate suspended for at least one year from the date of completion of residential treatment for chemical dependency. Based on violation of conditions of limitation imposed by the 10/04 consent agreement and impairment of the doctor's ability to practice according to acceptable and prevailing standards of care due to his relapse on cocaine. Agreement effective 12/14/05.

SHAW, John Wesley (MD #35-068596) Defiance, OH
Consent Agreement: Medical license suspended for at least one year; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admissions that he sought treatment for chemical dependency through a Board-approved provider after being confronted by representatives of the State Pharmacy Board and State Medical Board for issuing suspicious prescriptions for mood-altering drugs and controlled substances in the name of a family member; that he issued prescriptions for his own use in the names of other family members; and that his drugs of choice are hydrocodone, oxycodone, and tramadol. Agreement effective 5/19/05.

SHOR, Steven John (MD #35-060259) Amherst, OH
Board Order: Medical license revoked based on doctor's violation of conditions of limitation imposed on his license by 3/21/03 consent agreement due to his failure to comply. Order mailed 12/16/05; Order effective 12/16/05.

SNYDER, Matthew A. (LMT #33-014161) Luckey, OH
Consent Agreement: License to practice massage therapy indefinitely suspended; interim monitoring conditions and conditions for reinstatement established, including requirement that licensee enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on impairment of licensee's ability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of alcohol for which he sought treatment through a Board-approved treatment provider. Agreement effective 12/14/05.

SPEARS, David Paul (DO training certificate #58-001123) Marietta, OH
Consent Agreement: Medical training certificate reinstated subject to probationary terms, conditions and limitations based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 1/12/05; agreement to remain in effect until doctor has completed at least a five year probationary period prior to any request for termination.

STANG, Robert Martin (DO #34-006233) Flat Rock, MI
Board Order: Medical license permanently revoked based on doctor having been found guilty of two misdemeanor counts of Fourth Degree Criminal Sexual Conduct; and on prior actions against doctor's license by Michigan's osteopathic medical board based on that criminal offense and underlying acts. Order mailed 12/16/05; Order effective 12/16/05. **Court Action:** Complaint seeking reversal of Board's 12/14/05 permanent revocation Order filed by doctor in Franklin County Common Pleas Court on or about 3/29/06.

STEVENSON, William Cage (MD #35-046537) West Allis, WI
Consent Agreement: Medical license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that licensee

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enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on impairment of licensee's ability to practice according to acceptable and prevailing standards of care due to habitual or excessive use methylphenidate for which he sought treatment through a Board-approved treatment provider. Agreement effective 12/14/05.

STORROW, Alan B. (MD #35-060445) Cincinnati, OH
Consent Agreement: Medical license suspended for at least one year; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's violation of conditions of limitation imposed on his license by 12/10/03 consent agreement due to relapse, for which he has sought treatment through a Board-approved provider. Agreement effective 3/9/05.

STURMI, James E. (MD #35-060676) Mount Vernon, OH
Consent Agreement: Doctor reprimanded; probationary terms, conditions and limitations to monitor practice established. Based on doctor's failure to comply with specified conditions of limitation imposed on his license by the August 2002 consent agreement. Agreement effective 11/10/05; agreement to remain in effect until at least August 2008.

SULLIVAN, Michael William (MD #35-066178) Omaha, NE
Consent Agreement: Restoration of medical license granted subject to probationary terms, conditions and limitations based on doctor's history of drug dependence and treatment; and based on prior action against doctor's Nebraska license for reasons related to chemical dependency. Agreement effective 1/12/05; Agreement to remain in effect for a minimum of three years prior to any request for termination.

SWANINGER, Nancy (LMT #33-004723) Dayton, OH
Voluntary Surrender: Permanent revocation of license to practice massage therapy authorized by licensee in lieu of formal disciplinary action based upon her having pleaded guilty to theft of drugs, a felony, and that the criminal prosecution resulted from theft of Vicodin from a hospital's automated medical management system during the period from on or about October 2001 through May 2002, while working as a registered nurse pursuant to an Ohio nursing license. Effective 12/14/05.

SYKES, Evan Laythe (DO training certificate #58-001376) Marietta, OH/Pikeville, KY
Board Order : Application for medical licensure permanently denied and medical training certificate permanently revoked based on applicant's admission that he issued prescriptions for controlled substances to individuals who were not patients of the residency program in which he was participating; that he wrote prescriptions in the names of individuals for whom the medication was not intended; and that he failed to maintain proper documentation of such prescribing. Order effective 3/24/05.

TATE, Larry Raymont (MD #35-035815) Columbus, OH
Voluntary Surrender : Permanent voluntary surrender of medical license accepted by Board in lieu of further formal disciplinary proceedings based on doctor's admission to factual allegations set forth in Board's 10/13/04 Notice of Summary Suspension and Opportunity for Hearing. Effective 3/3/05.

TAYLOR, Deborah Lynn (MD #35-051038) Columbus, OH
Consent Agreement: Medical license reinstated subject to probationary terms, conditions and limitations based on doctor

having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring requirements are in place. Agreement effective 4/15/05; agreement to remain in effect for at least five years prior to any request for termination.

TRIPOULAS, John Alexander (MD applicant) Rocky River, OH

Board Order: Application for medical licensure permanently denied based on applicant's failure to provide complete and accurate information pertaining to his residency training on an Ohio licensure application, on a Federation Credentials Verification Service application, and to specified residency programs. Order effective 1/14/05.

TUCK, Kelle (PA #50-000673) Lima, OH
Voluntary Surrender: Non-permanent surrender of physician assistant's registration accepted by Board and conditions for reinstatement/restoration established in lieu of formal disciplinary proceedings. Action based on P.A.'s admission that on or about 11/11/04, she was arrested related to alleged drug-seeking behavior, and that such criminal charges remain pending at this time. Effective 2/23/05.

VAN KIRK, Robert J. Jr. (MD #35-086613) Euclid, OH
Consent Agreement: Medical license granted subject to probationary terms, conditions and limitations based on doctor's admissions that, on his applications for a medical training certificate and a for full medical license in Ohio, he failed to disclose that, in or about 1990, he had been convicted by special court martial while serving in the U.S. Navy and that his service had been terminated by Other Than Honorable Discharge Conditions; and that while serving in the U.S. Navy, he had taken an unauthorized absence and as a result had been placed in the brig for approximately 36 days. Agreement effective 7/13/05; agreement to remain in effect for at least two years prior to any request for termination.

VASQUEZ, Ernesto (MD #35-038924) Westerville, OH
Voluntary Surrender: Permanent revocation of medical license authorized by doctor in lieu of formal disciplinary proceedings based on his admission that he engaged in behaviors involving inappropriate boundary crossings or otherwise unethical conduct in violation of the AMA's Principles of Medical Ethics by engaging in a romantic relationship with a female patient of his psychiatric practice. Effective 5/19/05.

VJECHA, Michael J (MD #35-049553) Washington, DC
Summary Suspension: Pursuant to Ohio Revised Code §4731.22(G), medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor violated conditions of limitation imposed by 5/15/03 consent agreement and that his ability to practice is impaired; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Suspension effective 10/12/05; Notice mailed 10/13/05.

WALTZ, Gary W. (MD #35-044019) Chagrin Falls, OH
Consent Agreement: Medical license suspended for at least 90 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's history of chemical dependency and relapse, for which he has sought treatment through a Board-approved provider, and chronic depression. Agreement effective 7/13/05.

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WARREN, Michael Craig (DO #34-008173) Toledo, OH
Consent Agreement: Medical license reinstated subject to probationary terms, conditions and limitations based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 3/10/05; agreement to remain in effect for at least five years prior to any request for termination.

WEISS, Richard Alan (MD #35-074955) Beachwood, OH
Board Order: Medical license revoked based on action against doctor's license by California's medical board following doctor's admission by way of stipulation that he suffers from physical illnesses that have caused cognitive and mental problems and that substantially impair his ability to practice competently and safely. (Journal Entry - no hearing requested) Order mailed 7/14/05; Order effective 7/14/05.

WHITMER, Richard Lee (MD #35-022868) Dayton, OH
Consent Agreement: Medical license permanently restricted to prohibit doctor from prescribing, administering, personally furnishing, ordering, writing orders for, or giving verbal orders for any controlled substance as defined by state or federal law. Based on doctor's admissions that, in treatment of patients presenting with complaints of intractable pain, he utilized controlled substances on a protracted basis, and/or in amounts or combination that may not be appropriate when treating other medical conditions; and that he failed to comply with Board rules pertaining to prescribing for intractable pain. Agreement effective 4/13/05.

WILLOWS, Barbara Jean (DO #34-002857) Columbus, OH
Consent Agreement: Medical license suspended for at least 90 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's history of chemical dependency and relapse; and on her admission that she failed to advise the Board on a license renewal application submitted in 9/03 that she had been convicted of OMVI, a misdemeanor. Agreement effective 6/9/05.
Consent Agreement: Suspension of medical license imposed by 6/9/05 Consent Agreement terminated. Medical license suspended for at least one year from June 2005; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's history of chemical dependency and relapse; her admission that she failed to advise the Board on a license renewal application submitted in 9/03 that she had been convicted of OMVI, a misdemeanor; and her admission that she improperly prescribed and/or dispensed controlled substances to patients in violation of the Board's weight loss rules, intractable pain rules and/or rules regarding utilizing controlled substances for self and family members. Agreement effective 10/12/05.

WILSON, Lee Adam (LMT #33-009895) Centerville, OH
Voluntary Surrender: Permanent revocation of license to practice massage therapy authorized by licensee in lieu of formal disciplinary action based on his having been found guilty of Sexual Imposition based upon sexual contact with a client during a massage therapy session. Effective 12/14/05.

YANG, Paul Po-Tsang (MD #35-071034) Wilmington, OH
Board Order: Medical license suspended for thirty days; subsequent probationary terms, conditions and limitations for at least two years established. Based on doctor's failure to provide complete and accurate information on license restoration

application pertaining to actions taken against his privileges by the Colorado Permanente Medical Group, Westminster, CO. Order mailed 4/14/05; Order effective 5/15/05.

ZIMMERMAN, James F. (DPM #36-002579) Barberton, OH
Consent Agreement: License to practice podiatric medicine and surgery suspended for at least 270 days; interim monitoring conditions and conditions for reinstatement established, including requirement that licensee enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on impairment of licensee's ability to practice according to acceptable and prevailing standards of care due to drug and alcohol dependency and abuse for which he sought treatment through a Board-approved treatment provider. Agreement effective 12/15/05.

ZINNI, Gregory Stephen (MD #35-049784) Canfield, OH
Consent Agreement: Medical license reinstated subject to probationary terms, conditions and limitations based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care; and on his having plead guilty to and been found eligible for intervention in lieu of conviction of Illegal Processing of Drug Documents. Agreement effective 3/10/05; agreement to remain in effect for at least five years prior to any request for termination.

ZINNI, Richard A (DO #34-003785) Richmond Heights, OH
Consent Agreement: Medical license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's admissions that he was diagnosed pursuant to a Board-ordered evaluation with chemical dependence, for which he has sought treatment through a Board-approved provider; that he diverted hydrocodone, which was obtained for use in his practice, for his own use; and that he failed to maintain complete records concerning his purchase and distribution of controlled substances as required by state and federal law. Agreement effective 3/9/05.
Consent Agreement: Medical license reinstated subject to probationary terms, conditions and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 12/14/05; agreement to remain in effect for at least five years prior to any request for termination.

2005 Continuing Education Actions:

BROWN, James Robert Jr. (MD #35-041920) Cleveland Heights, OH
Consent Agreement: Doctor reprimanded and \$5000 fine imposed; doctor must document compliance with continuing medical education requirements for the 2001-2003 and 2003-2005 CME periods, doctor required to document compliance for two additional CME acquisition periods thereafter. Based on doctor's admission that he certified on license renewal application for the 7/1/03-6/30/05 renewal period that he had completed the requisite hours of CME for the prior biennium when, in fact, he had not done so. Agreement effective 6/8/05.

DOMER, Carol A. (CT #53-005942) Louisville, OH
Consent Agreement: Cosmetic therapist reprimanded; certificate to practice cosmetic therapy indefinitely suspended; conditions for reinstatement established; thereafter, cosmetic therapist required to document compliance with CCTE require-

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ments for two additional CCE registration periods. Based on cosmetic therapist's failure to comply with Continuing Cosmetic Therapy Education requirements. Agreement effective 7/13/05.

GALLO, Ugo Ernesto (MD #35-055461) Akron, OH

Board Order: Doctor reprimanded; subject to mandatory continuing medical education (CME) audits for three biennial registration periods. Based on doctor's failure to timely submit documentation of compliance with CME requirements, although CME hours had, in fact, been timely completed. Order mailed 4/14/05; Order effective 5/15/05.

JANUARY through JUNE 2006 ACTIONS

AKHTAR, Jabir Kamal (MD applicant) Copley, OH

Board Order: Application for medical license granted, provided applicant meets all statutory and regulatory requirements, and subject to suspension for a definite term of ninety days; subsequent probationary terms, conditions, and limitations for at least two years established. Based on applicant's 2001 plea of guilty to a misdemeanor count of Conspiracy to Commit Theft of Public Money of over \$20,000, the acts underlying which involved his having forged the name of a school official on a student loan application in order to fraudulently obtain money. Order effective 3/09/06. Order mailed 3/09/06.

ALLEN, David E. (MD #35-050640) New Albany, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 3/09/06; agreement to remain in effect for at least five years prior to any request for termination.

APPLEGATE, Gerald Brian (MD #35-065717) Miami, FL

Board Order: Medical license suspended for one year; subsequent probationary terms, conditions and limitations for at least one year established. Based on doctor's failure to provide complete and accurate information on applications for issuance and renewal of Ohio medical license pertaining to involvement in a professional liability action and action taken against doctor's clinical privileges by a Pittsburgh, Pennsylvania hospital; prior action against doctor's medical license by Pennsylvania's medical board based on improper prescribing of controlled substances to doctor's spouse; and prior action against doctor's medical license by New York's medical board based on the Pennsylvania board's action. Order effective 6/16/06. Order mailed 6/16/06.

BAIRD, Jeffrey Downes Jr. (MD training certificate #57-008878) Columbus, OH

Board Order: Medical training certificate revoked based on doctor's failure to comply with conditions of limitation imposed on license by 6/8/05 consent agreement and impairment of ability to practice due to relapse on alcohol. (Review and Journal Entry - no hearing requested). Order effective 2/9/06. Order mailed 2/9/06.

BANKS, Mark Andrew (MD #35-071099) Lancaster, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 5/10/06; agreement to re-

main in effect for at least five years prior to any request for termination.

BELLUSO, Robert Louis (DO training certificate #58-001972) Akron, OH

Consent Agreement: Osteopathic training certificate subject to probationary terms, conditions and limitations to monitor practice. Based on doctor's admissions that a Board-ordered evaluation (1) determined the doctor to have a history of severe mood disorder, possibly Bipolar II Disorder, currently in full remission, but no psychiatric conditions that prevent him from being able to complete training and practice medicine within the confines of training; and (2) recommended that the doctor continue treatment with a psychologist for depression and anxiety. Agreement effective 6/14/06; agreement to remain in effect for at least two years prior to any request for termination.

BOLDEN, Tracie Lynne (MD training certificate #57-010437) Cincinnati, OH

Consent Agreement: Medical training certificate subject to probationary terms, conditions and limitations to monitor practice based on diagnoses, including Major Depression, and recommendation by physician at a Board-approved treatment program that doctor abstain from mood-altering substances. Agreement effective 4/12/06; agreement to remain in effect for at least two years prior to any request for termination.

BOWERS, Kevin Wayne (DO #34-007885) Columbus, OH

Consent Agreement: Medical license suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted chemical dependency and relapse, for which doctor has sought treatment through a Board-approved provider, and illegal possession of Dilaudid and Fentanyl. Agreement effective 5/10/06.

BRANDT, Robert L., Jr. (MD #35-046724) Dayton, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 5/10/06; agreement to remain in effect for at least five years prior to any request for termination.

Broner, Cynthia W. (MD #35-058575) Columbus, OH (A.K.A. Cynthia Wester-Broner and Cynthia Dianne Wester-Broner)

Board Order: Application for restoration of medical license denied. Based on doctor's inability to practice according to acceptable and prevailing standards of care by reason of mental illness or physical illness; and doctor's failure to fulfill the condition set forth in the Board's 2001 Finding, Order and Journal Entry requiring the doctor to submit two written reports indicating that based on psychiatric evaluation the doctor has been found capable of practicing medicine according to acceptable and prevailing standards of care. Order effective 6/16/06. Order mailed 6/16/06.

CAMPANO, Mark A. (MD #35-054088) Dover, OH

Board Order: Medical license permanently revoked based on the doctor's impairment of ability to practice according to acceptable and prevailing standards of care due to relapse on clonidine. Order effective 2/9/06. Order mailed 2/9/06.

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CARPENTER, James Daniel (DO #34-006772) Henderson, NV

Board Order: Medical license revoked based on prior action against doctor's license by the Nevada osteopathic medical board due to unethical and unprofessional conduct. (Review and Journal Entry – no hearing requested) Order effective 5/10/06. Order mailed 5/11/06.

CHAO, Amy Jane (MD #35-064676) Rocky River, OH

Board Order: Doctor reprimanded. Based on (1) doctor's misleading statements to the board, and (2) denial of doctor's application for licensure by West Virginia medical board following doctor's failure to pass the SPEX and for concern regarding the doctor's competence. Order effective 4/12/06. Order mailed 4/28/06.

CHURCH, Jason Victor (MD #35-085844) Columbus, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions and limitations based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 2/8/06; agreement to remain in effect for at least five years prior to any request for termination.

CLEARY, Kevin James (LMT applicant) Avon Lake, OH

Board Order: Application for massage therapy license permanently denied based on applicant's failure to meet licensure requirements, and on applicant having been convicted of sexual imposition, a third degree misdemeanor, for acts occurring with a minor while applicant was performing a massage. (Review and Journal Entry – no hearing requested) Order effective 5/10/06. Order mailed 5/11/06.

COATES, John T. (MD applicant) Stevens Point, WI

Board Order: Application for medical licensure denied based on prior action against doctor's license by the Wisconsin medical board due to his having had sexual contact with a patient. (Journal Entry - no hearing requested) Order effective 1/11/06. Order mailed 1/12/06.

COLEMAN, Robert Stanley Jr. (MD #35-075738) Chardon, OH

Board Order: Medical license suspended for at least 180 days; conditions for reinstatement, and subsequent probationary terms, conditions, and limitations for at least two years established. Based on doctor's failure to provide complete and accurate information (1) on his application for licensure in North Carolina pertaining to action taken against him by a medical school; and (2) on his application for renewal of his Ohio medical license pertaining to the denial of his application for licensure by North Carolina's medical board. Order effective 3/10/06. Order mailed 2/9/2006. **Court Action:** Notice of appeal of Board's 1/11/06 indefinite suspension Order filed by doctor with Franklin County Common Pleas Court on 2/13/06. By Entry filed 2/22/06, Franklin County Court of Common Pleas granted motion for stay of Board's 1/11/06 indefinite suspension Order.

COOPER, L. Jean (MD #35-069638) Cincinnati, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 6/14/06; agreement to remain in effect for at least five years prior to any request for termination.

CREPS, Philip L. (DO #34-005726) Muncie, IN

Board Order: Permanent revocation of medical license stayed, subject to indefinite suspension for at least two years; conditions for reinstatement, and subsequent probationary terms, conditions, and limitations for at least three years established. Based on doctor's failure to provide complete and accurate information on application for Ohio medical licensure and application for hospital medical staff membership and staff privileges pertaining to actions taken against him by two medical schools. Order effective 3/3/06. Order mailed 3/3/06.

DAHAN, Abdulkader (MD #35-034098) Harlan, KY

Board Order: Medical license revoked based on prior action against doctor's license by Kentucky's medical board regarding the doctor's behavior towards the nursing staff at a Kentucky hospital. (Journal Entry - no hearing requested) Order effective 1/11/06. Order mailed 1/12/06. **Court Action:** Notice of appeal of Board's 1/11/06 revocation Order filed by doctor with Franklin County Court of Common Pleas on or about 1/27/06.

DERAKHSHAN, Iraj (MD #35-037499) Charleston, WV

Board Order: Medical license revoked based on prior action against doctor's license by West Virginia's medical board requiring the doctor to complete courses on controlled substance management and record keeping; to cease advising patients to cut time-released medicines in half with a pill cutter; and to continue to reduce the daily number of patients examined or treated. (Journal Entry - no hearing requested) Order effective 1/11/06. Order mailed 1/12/06. **Court Action:** Notice of appeal of Board's 1/11/06 revocation Order filed by doctor with Franklin County Court of Common Pleas on or about 1/20/06.

DILSAVER, Steven C. (MD #35-056641) Merced, CA

Voluntary Surrender: Doctor's permanent surrender of medical license accepted by Board in lieu of further disciplinary proceedings based on doctor's admission of prior action by California's medical board to issue a probationary medical license based, in part, on doctor's past impairment of ability to practice medicine due to Bipolar Disorder. Effective 6/14/06.

DOOLEY, Dixie A. (DPM #36-001778) Centerville, OH

Consent Agreement: Podiatric medical license suspended for at least 90 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's diagnosis, pursuant to a Board-ordered evaluation, of chemical dependence with the drug of choice being marijuana, for which doctor has sought treatment through a Board-approved provider; and doctor's false statements to the Board. Agreement effective 4/12/06.

DOUGLAS, Janice Electa Green (MD #35-039559)

Bratenahl, OH (A.K.A. Janice Douglas Baltimore)

Consent Agreement: Medical license indefinitely suspended; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's history of chemical dependency; doctor's diagnosis, pursuant to a Board-ordered evaluation, of alcohol dependence, for which doctor has sought treatment through a Board-approved provider; and doctor's acknowledgement that the consent agreement does not dispose of the pending administrative matter concerning the allegations set forth in the Notice of Opportunity for Hearing issued by the Board on 7/13/05. Agreement effective 4/12/06.

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DRAKE, Miles Edward, Jr. (MD #35-047457) Columbus, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 6/14/06; agreement to remain in effect for at least five years prior to any request for termination.

DUMA, Gregory G. (MD #35-068722) Cincinnati, OH

Consent Agreement: License to practice medicine suspended for at least 180 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on impairment of doctor's ability to practice according to acceptable and prevailing standards of care due to substance abuse. Agreement effective 3/08/06.

ECKLUND, Dan Leonard (MD #35-069080) Irving, TX

Board Order: Medical license permanently revoked based on prior action against doctor's license by Alabama medical board due to doctor's admission that he had sexual relations with a patient; prescribed controlled substances to one patient with whom he was having sex; prescribed controlled substances to one patient he knew was a drug addict; paid for prescriptions for controlled substances for one patient with whom he was having sex, knowing that the patient was a drug addict; had past sexual experiences with young female children, including a family member, and animals; and that he had touched females without their consent in order to gain sexual gratification. (Review and Journal Entry – no hearing requested) Order effective 5/10/06. Order mailed 5/11/06.

FADEL, Jeffrey Nagy (MD #35-042885) Louisville, KY

Consent Agreement: Medical license suspended for at least one year; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admissions of diagnosis of opioid dependence; prior action by Kentucky's medical board indefinitely restricting doctor's Kentucky medical license; diagnosis of substance related mood disorder; and indictment in Jefferson County, Kentucky, for sixteen counts of Obtaining or Attempting to Obtain a Controlled Substance by Fraud or Deceit, the underlying acts being doctor's use of another physician's name and DEA number to issue prescriptions in the name of doctor's family members and friends, when the prescriptions were intended for the doctor's own use. Agreement effective 6/14/06.

FERRARO, Carl M. (MD #35-049581) Chicago, IL

Voluntary Surrender: Voluntary surrender of medical license accepted by the Board effective 2/8/06 in lieu of formal disciplinary proceedings pursuant to Ohio Revised Code § 4731.22 (B)(22), as set forth in the Notice of Opportunity for Hearing issued by the Board on or about 9/14/05.

FIERRA, Jeffrey James (MD #35-031774) Cleveland, OH

Board Order: Board's 2/4/05 Order suspending doctor's medical license for at least 6 months amended to add an additional 30 days of suspension. Order effective 4/14/06. Order mailed 4/14/06.

FOX, Dawn Elizabeth (LMT applicant) Bremen, OH

Board Order: Application for massage therapy license denied based on applicant having been convicted of one felony count of theft, and applicant having made false, fraudulent, or mis-

leading statements in the licensure application. (Review and Journal Entry – no hearing requested.) Order effective 6/15/06. Order mailed 6/15/06.

FRYMAN, Ryan Steven (DO #34-008473) Columbus, OH

Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 6/14/06; agreement to remain in effect for at least five years prior to any request for termination.

GANZHORN, Dann William (MD #35-048491) Cleveland, OH

Consent Agreement: Medical license suspended for at least 90 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's history of alcohol dependence; relapse on alcohol, for which doctor has sought treatment through a Board-approved provider; and diagnosis of depression. Agreement effective 4/12/06.

GARDNER, Alan M. (MD #35-066286) Defiance, OH

Voluntary Surrender: Voluntary surrender of medical license accepted by the Board effective 3/8/06 in lieu of formal disciplinary proceedings, based on doctor's admitted inability to practice according to acceptable and prevailing standards of care due to mental illness.

GOTTSCHLING, Carl Floyd (MD #35-068886)

Cleveland, OH

Board Order: Application for restoration of medical license denied based on doctor's failure to provide complete and accurate information on restoration application and failure to furnish satisfactory proof of good moral character. Order effective 5/12/06. Order mailed 5/12/06.

GREER, Steven Franklin (MD Training Certificate #57-007242) Cleveland, OH

Consent Agreement: Additional probationary terms imposed beyond those set forth in the January 2005 Board Order, including certain treatment requirements, based on doctor's psychiatric diagnosis and failure to comply with monitoring requirements of the January 2005 Board Order. Agreement effective 3/08/06; agreement to remain in effect for at least two years prior to any request for termination.

GRIFFIN, Matthew Richard (LMT applicant) Hilliard, OH

Application Withdrawal: Request for withdrawal of application for massage therapy licensure accepted by Board in lieu of formal disciplinary proceedings based on applicant's admission of impairment of current ability to practice massage therapy according to acceptable and prevailing standards of care due to chemical dependency. Conditions established for any future application. Withdrawal effective 5/10/06.

HETMAN, Ronald C. (DPM #36-001421) Centerville, OH

Consent Agreement: License to practice podiatric medicine suspended for at least 150 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on impairment of doctor's ability to practice according to acceptable and prevailing standards of care due to substance abuse for which he has sought treatment through a Board-approved provider. Agreement effective 2/8/06.

Disciplinary Action Report

HILL, Daniel Terrence (MD applicant) Omaha, NE

Application Withdrawal: Request for permanent withdrawal of application for medical licensure accepted by Board in lieu of further investigation related to Section 4731.22(B)(5), O.R.C., concerning doctor's application for Ohio licensure. Effective 6/14/06.

HOLZHAUSER, Ruth Ann (MD #35-045292) Columbus, OH

Board Order: Medical license permanently revoked based on doctor's violation of Medical Board rules requiring that doctor personally examine patients prior to prescribing controlled substances to them, and pertaining to treatment of patients for weight reduction with controlled substance anorectics. Order effective 2/10/06. Order mailed 2/10/06. **Court Action:** Notice of appeal of Board's 2/08/06 permanent revocation Order filed by doctor with Franklin County Court of Common Pleas on 2/24/06. By Entry filed on or about 4/05/06, Franklin County Court of Common Pleas granted doctor's motion for stay of Board's 2/08/06 permanent revocation Order.

HOPPE, William L. (MD #35-028452) Canton, OH

Consent Agreement: Medical license suspended for at least 90 days; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's admitted history of chemical dependency and relapse on alcohol, for which doctor has sought treatment through a Board-approved provider. Agreement effective 5/10/06.

HUANG, David Ta-Wei (MD #35-074718) Miami, FL

Board Order: Doctor reprimanded based on prior action against the doctor's license by Florida's medical board which imposed a fine of \$10,000 and required the doctor to perform 100 hours of community service and to complete five hours of continuing medical education in risk management. Order effective 3/09/06. Order mailed 3/09/06.

HUMES, Katherine Alicia (MD #35-068502) Somerset, OH

Board Order: Medical license revoked based on doctor's violation of conditions of limitation imposed on medical license by 9/9/04 consent agreement, and impairment of ability to practice according to acceptable and prevailing standards of care. (Review and Journal Entry – no hearing requested) Order effective 5/10/06. Order mailed 5/11/06.

LEAK, Byron Christopher (MD #35-085467)

University Heights, OH

Consent Agreement: Medical license suspended for at least one year; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's history of chemical dependency; relapse on alcohol, Fentanyl, and marijuana; and failure to advise the Board on 2003 training certificate application of illegal use of marijuana and on 2004 medical license application of illegal use of marijuana and Fentanyl. Agreement effective 4/12/06.

LEU, Melanie L. (MD #35-073229) Twinsburg, OH

Consent Agreement: Probationary terms, conditions and limitations established to monitor practice based on determination, following a Board-ordered examination, that doctor has Dysthemia and Major Depressive Disorder, Recurrent, now in full remission, and that she is currently able to practice according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 2/8/06; agreement to remain in effect for

at least five years prior to request for termination.

LUTZ, Gary Ray (DO #34-003249) - Las Vegas, NV

Medical license permanently revoked based on (1) doctor's violation of conditions of limitation imposed on doctor's license by 4/14/04 Board Order and (2) prior action against doctor's license by Nevada medical board for care and treatment of specified patients that fell below the standard of care and continuing to prescribe medications during licensure suspension. Order effective 5/12/06. Order mailed 5/12/06.

MANN, Donald C. (MD #35-071870) Decatur, IL

Consent Agreement: License to practice medicine suspended for at least one year; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on impairment of doctor's ability to practice according to acceptable and prevailing standards of care due to substance abuse for which he has sought treatment at a Board-approved provider. Agreement effective 3/08/06.

MARRERO, Miguel Angel (MD #35-078103) Bridgeville, PA

Board Order: Permanent revocation of medical license stayed subject to indefinite suspension of at least one year; conditions for reinstatement and subsequent probationary terms, conditions and limitations for at least two years established. Based on action against doctor's license by Pennsylvania's medical board following that board's conclusions that doctor was guilty of immoral and unprofessional conduct in his relationships with two specified patients. Order effective 2/9/06. Order mailed 2/9/06. **Court Action:** Notice of appeal of Board's 1/11/06 indefinite suspension Order filed by doctor with Franklin County Court of Common Pleas on 2/14/06. By Agreed Order filed 3/28/06, Franklin County Court of Common Pleas, upon doctor's agreement not to seek reinstatement of license to practice medicine and surgery in Ohio during the pendency of appeal, granted doctor's motion for stay of the Board's 1/11/06 indefinite suspension Order.

MARTINEZ, Jorge Arturo (MD #35-050822) Akron, OH

Immediate Suspension: Pursuant to Ohio Revised Code § 3719.121(C), medical license immediately suspended based on licensee having been found guilty of eight felony counts of Distribution of a Controlled Substance. Suspension effective 2/9/06; Notice mailed 2/9/06.

MAUCH, James Carl (MD #35-076608) St. Petersburg, FL

Consent Agreement: Doctor reprimanded and required to submit documentation of compliance with 6/05 Florida Board Final Order. Based on doctor's admission of prior disciplinary action by Florida medical board. Agreement effective 5/10/06.

MCDERMOTT, Janet L. (MD #35-059934) Silver Lake, OH

Board Order: Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of further disciplinary proceedings pursuant to Section 4731.22(B)(26), Ohio Revised Code. Order effective 5/10/06.

MOMAH, Charles M. (MD #35-064306) Massena, NY

Automatic Suspension: Pursuant to Section 4731.22(I), O.R.C., medical license automatically suspended as of 11/16/05 based on doctor's having been found guilty in Washington of one felony count of Rape in the second degree and one felony count of Rape in the third degree, which are criminal offenses substantially equivalent to either Rape, Section 2907.02, O.R.C., or Sexual Battery, Section 2907.03, O.R.C. Notice mailed 5/11/06.

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MUKHERJEE, Mukunda Dev (MD #35-042887) Flint, MI
Voluntary Surrender: Doctor's voluntary permanent surrender of medical license accepted by the Board in lieu of further formal disciplinary proceedings, with doctor's admission that the Michigan medical board's prior actions summarily suspending, then imposing concurrent suspensions on the doctor's medical license constitute violations of Section 4731.22(B)(22), O.R.C. Surrender effective 5/10/06.

MULLIN, Vildan (MD #35-063869) Ann Arbor, MI
Board Order: Medical license revoked based on prior action against doctor's license by Florida medical board which included a reprimand, imposed a fine of \$15,000, required the doctor to perform 100 hours of community service, required five hours of continuing medical education in risk management and a medical records course, and required the doctor to present a one hour lecture/seminar on Wrong Site Surgeries. (Journal Entry) Order effective 4/12/06. Order mailed 4/13/06.

MYERS, Carla Melinda (DO #34-003506) Beaver Creek, OH
Consent Agreement: Medical license reinstated, subject to probationary terms, conditions and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 1/12/06; agreement to remain in effect for at least five years prior to any request for termination.

NUCKLOS, William W. (MD #35-058738) Columbus, OH
Immediate Suspension: Pursuant to Ohio Revised Code § 3719.121(C), medical license immediately suspended based on licensee having been found guilty of ten felony counts of Trafficking in Drugs and ten felony counts of Illegal Processing of Drug Documents. Suspension effective 3/09/06. Notice mailed 3/09/06.

PAYNE, John Bruce (DO applicant) Colleyville, TX
Board Order: Application for medical license permanently denied based upon (1) applicant's failure to conform to minimal standards of care with respect to treatment of two specified patients and due to failure to maintain adequate medical records; (2) his failure to provide complete and accurate information on applications for licensure and reappointment of staff privileges pertaining to investigations and actions against his staff privileges; and (3) prior action against applicant's licenses by medical boards in Texas, Pennsylvania and New Jersey. Order effective 2/10/06. Order mailed 2/10/06.

PENNEY, Nathan Thomas (DPM training certificate #59-000166) Columbus, OH
Consent Agreement: Podiatric training certificate suspended for an indefinite period of time; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into subsequent consent agreement incorporating probationary terms, conditions and limitations to monitor practice. Based on doctor's diagnosis, pursuant to a Board-ordered evaluation, of alcohol dependence, for which doctor has sought treatment through a Board-approved provider; and doctor's diagnosis of chemical depression. Agreement effective 6/14/06.

POWELL, John Clark (MD #35-087363) Owensboro, KY
Consent Agreement: Application for medical licensure granted, subject to probationary terms, conditions, and limitations to monitor practice. Based on his having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 1/12/06; agreement to remain in effect for at least three years prior to any

request for termination.

RATH, David A. (MD #35-057898) Westerville, OH
Board Order: Medical license suspended for at least 180 days; interim monitoring conditions, conditions for reinstatement, and subsequent probationary terms, conditions and limitations for at least five years established. Based on impairment of doctor's ability to practice according to acceptable and prevailing standards of care due to chemical dependency. Order effective 4/14/06. Order mailed 4/14/06.

REGAILA, Adel Hassan (MD #35-085274) Macclenny, FL
Board Order: Permanent revocation of doctor's license to practice medicine based on prior Florida order suspending doctor's license for repeated sexual conduct with a patient in the examination room. (Review and Journal Entry - no hearing requested). Order effective 3/09/06. Order mailed 3/09/06.

RENZ, Mark Allan (MD #35-087699) Columbus, OH
Consent Agreement: Medical license granted upon receipt and appropriateness of necessary documentation, with permanent limitation and restriction against doctor practicing anesthesiology; subject to probationary terms, conditions and limitations based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions and practice restrictions are in place. Agreement effective 4/12/06; agreement to remain in effect until doctor has completed at least a five year probationary prior to any request for termination.

RIDGEWAY, Joseph A. IV (MD #35-062021) Columbus, OH
Board Order: Medical license indefinitely suspended for at least ninety days; interim monitoring conditions, conditions for reinstatement, and subsequent probationary terms, conditions, and limitations for at least five years established. Based on the doctor's impairment of ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of alcohol. Order effective 3/3/06. Order mailed 3/3/06. **Court Action:** Notice of appeal of Board's 2/8/06 Order, which was mailed on 3/3/06, filed by doctor with Franklin County Court of Common Pleas on 3/20/06.

ROBERTS, Handel Jay (MD #35-076944) Windber, PA
Board Order: Medical license revoked based on doctor's violation of conditions of limitation imposed on license by 12/13/00 consent agreement due to non-compliance with interim monitoring conditions. Order effective 3/23/06. Order mailed 3/23/06.

ROCKWOOD, John House (PA #50-001240) Westerville, OH
Consent Agreement: Certificate of registration to practice as a Physician Assistant reinstated subject to probationary terms, conditions and limitations based on licensee having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 2/8/06; agreement to remain in effect for at least five years prior to any request for termination.

SAVAGE, Terri Lynne (MD #35-075415) Dayton, OH
Summary Suspension: Pursuant to Section 4731.22(G), O.R.C., medical license summarily suspended based on Board's determination that there is clear and convincing evidence that (1) doctor's ability to practice is impaired due to use and/or abuse of drugs, for which impairment doctor has not entered treatment; (2) doctor committed acts that constitute felonies, to wit: violations of Section 2925.22, O.R.C., Decep-

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tion to Obtain a Dangerous Drug, and/or Section 2925.23, O.R.C., Illegal Processing of Drug Documents; and (3) doctor's continued practice presents a danger of immediate and serious harm to the public. Suspension effective 5/24/06; Notice mailed 5/25/06.

SCHNEIDER, Andrew (MD #35-053843) Dublin, OH

Summary Suspension: Pursuant to §4731.22(G), O.R.C., medical license summarily suspended based on board's determination that there is clear and convincing evidence that (1) doctor violated conditions of limitation imposed on his license by 8/10/05 consent agreement and (2) doctor's ability to practice according to acceptable and prevailing standards of care is impaired, as evidenced by doctor's submission of two urine screens that tested positive for cocaine; and that doctor's continued practice presents a danger of immediate and serious harm to the public. Suspension effective 3/28/06. Notice mailed 3/29/06. **By Order and Entry** on behalf of Medical Board on 4/28/06, the 3/28/06 and 4/12/06 citations dismissed as moot due to doctor's demise.

SCHWACHTER, Marc H. (MD #35-080114) Dayton, OH

Board Order: Medical license permanently revoked based on doctor's impairment of ability to practice according to acceptable and prevailing standards of care and violation of conditions of limitation imposed on doctor's license by 5/19/05 consent agreement due to relapse on cocaine and alcohol. Order effective 3/09/06. Order mailed 3/09/06. **Court Action:** Notice of appeal of Board's 3/8/06 permanent revocation Order filed by doctor with Franklin County Court of Common Pleas on or about 3/16/06.

SHAH, Sonia Shetal (MD applicant) Broadview Hts., OH

Application Withdrawal: Doctor's request to withdraw application for licensure granted. Order effective June 20, 2006. Order mailed 6/20/06.

SHAW, John Wesley (MD #35-068596) Defiance, OH

Consent Agreement: Doctor reprimanded, with medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice. Based on doctor's admissions of failing to provide complete and accurate information to the Board prior to entering into 5/10/2005 consent agreement and diagnosis of opiate dependence, for which doctor sought treatment through a Board-approved provider; and on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 6/14/06; agreement to remain in effect for at least five years prior to any request for termination.

SHIRIF, Khalid Mahmoud (MD training certificate applicant) Buffalo, NY

Board Order: Medical training certificate granted, subject to conditions, and suspended for not less than one year; conditions for reinstatement or restoration, and subsequent probationary terms, conditions, and limitations for at least two years established. Based on doctor's failure to provide complete and accurate information on application for Ohio medical training certificate, applications and correspondence to residency training programs, and application to the Plastic Surgery Central Application Service. Order effective 7/6/06. Order mailed 7/6/06.

SHORT, Jody Lee Nelson (DO training certificate #58-001948) Dayton, OH

Consent Agreement: Training certificate suspended indefinitely; interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter

into subsequent consent agreement incorporating probationary terms, conditions, and limitations to monitor practice. Based on doctor's diagnosis, pursuant to a Board-ordered evaluation, of opiate dependence and alcohol abuse with probable alcohol dependence, for which doctor has sought treatment through a Board-approved provider. Agreement effective 5/10/06.

SKOBLAR, Richard S. (MD #35-038099) Akron, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 5/10/06; agreement to remain in effect for at least five years prior to any request for termination.

STEVENSON, William C. (MD #35-046537) West Allis, WI

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 6/15/06; agreement to remain in effect for at least five years prior to any request for termination.

STORROW, Alan B. (MD #35-060445) Nashville, TN

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 5/10/06; agreement to remain in effect for at least five years prior to any request for termination.

THAKER, Reuben Indravadan (MD training certificate #57-008318) Bratenahl, OH

Board Order: Board Order permanently revoking doctor's training certificate as authorized by doctor in lieu of further formal disciplinary proceedings, with doctor's admission of failure to provide to the Board and training programs full and accurate information concerning termination from an Arizona residency program, and of prior action by Arizona medical board denying licensure. Order effective 5/10/06.

TRIPATHY, Anil Kumar (Medical license applicant) Amherst, NY

Board Order: Application for medical license permanently denied based on doctor's failure to provide complete and accurate information on licensure, FCVS, and training program applications. (Review and Journal Entry – no hearing requested) Order effective 5/10/06. Order mailed 5/11/06.

VARMA, Devendra K. (MD #35-066392) Poplar Bluff, MO

Voluntary Surrender: Doctor's permanent surrender of medical license accepted by Board in lieu of hearing on the allegations in the Notice of Opportunity for Hearing issued on 10/12/05, based on doctor's admission that prior Missouri medical board action related to doctor's conduct that violated, or attempted to violate, Missouri drug laws, rules and regulations and constituted unprofessional conduct. Effective 4/12/06.

WAITE, Stephen David (MD #35-069323) Cleveland, OH

Board Order: Medical license revoked based on doctor's failure to conform to minimal standards of care with respect to treatment of eight specified patients. Order effective 6/7/06.

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WALTZ, Gary W. (MD #35-044019) Lyndhurst, OH

Consent Agreement: Medical license reinstated subject to probationary terms, conditions, and limitations imposed to monitor practice based on doctor having been deemed capable of practicing according to acceptable and prevailing standards of care so long as certain treatment and monitoring conditions are in place. Agreement effective 5/10/06; agreement to remain in effect for at least five years prior to any request for termination.

WILLOWS, Barbara Jean (DO #34-002857) Columbus, OH

Board Order: Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of formal disciplinary proceedings based on violation of conditions of limitations placed on doctor's license by 10/12/05 consent agreement and in lieu of continued monitoring under the terms, limitations, and conditions of the 10/12/05 consent agreement, which is terminated. Order effective 5/10/06.

YOUNG, Allen B. (MD #35-061738) Ft. Mitchell, KY

Immediate Suspension: Pursuant to Ohio Revised Code § 3719.121(C), medical license immediately suspended based upon conviction of one felony count of Possession of Controlled Substance in the First Degree. Suspension effective 1/12/06; Notice mailed 1/12/06. **Board Order:** Medical license permanently revoked based on (1) doctor's conviction of one felony count of Possession of Controlled Substance, one misdemeanor count of Possession of Marijuana, and one misdemeanor count of Possession of Drug Paraphernalia; and (2) prior action against doctor's license by Kentucky medical board prohibiting doctor from prescribing, dispensing or otherwise professionally utilizing controlled substances for himself or family members; and (3) Kentucky board's acceptance of doctor's surrender of Kentucky medical license. Order effective 4/12/06. Order mailed 4/13/06.

ZAGURSKY, Joyce Ann (Medical license applicant) Dayton, OH

Application Withdrawal: Request for permanent withdrawal of application for medical license accepted by the Board in lieu of formal disciplinary proceedings based on applicant's admission of prescribing medications, including controlled substances, and treating patients in Ohio without an Ohio medical license. Withdrawal effective 5/10/06.

Continuing Medical Education Actions January through June 2006

MURPHY, Richard Joseph (MD #35-040123) Portsmouth, OH

Consent Agreement: Doctor reprimanded, fined \$2,500, required to document compliance with required CME for 4/2/04-4/1/06 CME period, and required to document compliance for two additional CME acquisition periods thereafter. Based on doctor's admission of certifying on license renewal application that requisite CME had been completed, when, in fact, it was not completed. Agreement effective 5/10/06.

ROIG, Santiago L. (MD #35-057475) Steubenville, OH

Consent Agreement: Doctor reprimanded and \$3000 fine imposed; doctor required to document compliance with outstanding Continuing Medical Education obligation and to document compliance for two additional CME acquisition periods thereafter. Based on doctor's failure to comply with Continuing Medical Education requirements. Agreement effective 2/10/06.

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