

**STATE MEDICAL BOARD OF OHIO
FORMAL ACTION REPORT – April 2007**

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Listed below is a summary of the disciplinary actions taken or initiated by the State Medical Board of Ohio in April 2007 and an update of Board matters pending in courts as of the date of this document.

CITATIONS & PROPOSED DENIALS

DEHAAS, Edward Douglas (MD #35-029217-EMER) – Canton, OH

Based on doctor having pled guilty in U.S. District Court, Northern District of Ohio, to one felony count of Distribution of a Controlled Substance, related to doctor's distribution of hydrocodone, a Schedule III controlled substance, outside the scope of professional practice and not for legitimate medical purposes. Notice of opportunity for hearing mailed 4/12/07.

GAINEY, Michael Shane (MD #35-048972) – Park Hills, KY

Based on prior action by Kentucky's board in issuing an emergency order suspending doctor's Kentucky medical license and subsequent agreed order suspending and restricting doctor's Kentucky medical license, the underlying conduct being doctor's voluntary surrender of hospital privileges while under investigation for falsification of medical records and narcotics violations, and for having prescribed controlled substances to multiple patients who were not registered and/or admitted as emergency room patients. Notice of opportunity for hearing mailed 4/12/07.

JOHNSON, Cynthia Joan (PA #50-001350) – Cleveland, OH

Based on physician assistant's alleged impairment of ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of alcohol and alleged violation of conditions placed on the physician assistant license, based on physician assistant's drug screen being positive for a metabolite of alcohol. Notice of opportunity for hearing mailed 4/12/07.

KHAN, Ali (MD #35-082837) – Perrysburg, OH

Based on doctor's having pled guilty to one misdemeanor count of Theft, the underlying facts being doctor's taking a nurse's credit card and using such card to purchase gasoline for doctor's automobile. Notice of opportunity for hearing mailed 4/12/07.

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

Based on doctor's alleged violation of conditions of limitation placed on medical license by 2/11/98 Board order due to doctor's alleged failure to submit to a required drug screen and alleged practice without an approved practice plan and without an approved monitor. Notice of opportunity for hearing mailed 4/12/07.

RAFIE, Ramin (MD applicant) – Columbus, OH

Proposal to deny application for medical license based on applicant's alleged failure to provide

complete and accurate information on application documents, failure to furnish satisfactory proof of good moral character, and failure to successfully complete an acceptable examination sequence. Notice of opportunity for hearing mailed April 12, 2007.

SEMCHYSHYN, Stefan (MD #35-041473) – Kingsport, TN

Based on doctor's alleged false, fraudulent, deceptive, or misleading statements on Ohio licensure renewal applications, and on prior actions by the Colorado, West Virginia, Washington, and Illinois medical boards denying doctor's licensure applications based, at least in part, on determinations that doctor engaged in unprofessional conduct, is not fit for registration as a physician, and/or misrepresented or concealed material facts in obtaining a license. Notice of opportunity for hearing mailed 4/12/07.

SHONKWILER, Walter Stephen (DPM #36-002282) – Westerville, OH

Based on doctor's having pled guilty to one misdemeanor count of Theft, the underlying circumstances being doctor's depositing of corporate checks into doctor's personal account, and to one felony count of Passing Bad Checks. Notice of opportunity for hearing mailed 4/12/07.

WANKEWYCZ, Kristopher Nicholas (LMT #33-013247) – Parma, OH

Based on massage therapist's alleged impairment of ability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of alcohol or other substances that impair ability to practice and alleged violation of conditions of limitation placed on massage therapy license by 6/9/04 Board Order, due to massage therapist's conviction for Operating a Vehicle while under the Influence of Alcohol or Drugs, failure to submit required documents, and failure to appear for required Board appearances. Notice of opportunity for hearing mailed 4/12/07.

FINAL DISCIPLINARY ORDERS

GOLDEN, Eileen Choi (MD #35-075052) – Akron, OH

Doctor reprimanded, based on prior action by New Hampshire's board in reprimanding doctor and requiring doctor's participation in an accredited review program. Order effective 5/7/07.

KELNER, Paul Evan (MD #35-061460) – Lexington, OH

Medical license permanently revoked. Based on doctor's failure to conform to minimal standards of care with respect to treatment of one specified patient. Order effective 4/12/07.

MIKHLI, Alla (DPM #36-002690) – Cleveland Hts, OH

Permanent revocation of podiatric medical license stayed, with license suspended for at least one year; conditions for reinstatement or restoration established; and subsequent probationary terms, conditions, and limitations for at least three years established. Based on doctor having been found guilty of one felony count of Health Care Fraud. Order effective 5/7/07.

PROCTER, David H. (MD #35-041745) – South Shore, KY

a.k.a. David H. Proctor

Medical license permanently revoked. Based on doctor's being found guilty of one felony count of Conspiracy to Distribute and Possession with Intent to Distribute Schedule II, III, and IV Controlled Substances, two felony counts of Distribution of Schedule III and IV Controlled

Substances, and one felony count of Conspiracy to Commit Offense Against the U.S., and doctor's exclusion from federal health programs. Order effective 4/12/07.

CONSENT AGREEMENTS

AXELSON, David Brian (MD #35-064318) – Chillicothe, 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 4/11/07; agreement to remain in effect for at least five years prior to any request for termination.

CHEN, Jing Xuan (MD #35-081375) – Westerville, OH

Doctor reprimanded, fined \$5,000, and required to submit documentation of compliance with required CME for specified CME acquisition periods. Based on doctor's admission of having certified on license renewal application that requisite CME had been completed, when, in fact, it was not completed. Agreement effective 4/11/07.

ESCOBAR, Martin (MD #35-079291) – Lake Milton, OH

Doctor reprimanded, fined \$750, and required to submit documentation of compliance with required CME for specified CME acquisition periods. Based on doctor's admission of having certified on license renewal application that requisite CME had been completed, when, in fact, it was not completed. Agreement effective 4/11/07.

HAIMES, Jonathan L. (MD #35-066575) – Wilmington, OH

Permanent revocation of medical license stayed, subject to suspension of at least 21 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 admitted chemical dependency, for which doctor has sought treatment through a Board-approved provider; doctor's admission of inability to practice according to acceptable and prevailing standards of care due to habitual or excessive use or abuse of drugs; doctor's admission of inappropriately obtaining controlled substances (Fentanyl patches, oxycodone, and hydrocodone) for self use; and doctor's admitted prescribing of controlled substances to a family member for whom an accurate patient chart was not maintained. Agreement effective 4/11/07.

MANN, Donald C. (MD #35-071870) – Oak Park, IL

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 4/11/07; agreement to remain in effect for at least five years prior to any request for termination.

METZ, Joseph Michael (MD #35-082844) – Urbana, OH

Doctor reprimanded, fined \$3,000, and required to submit documentation of compliance with required CME for specified CME acquisition periods. Based on doctor's admission of having certified on license renewal application that requisite CME had been completed, when, in fact, it was not completed. Agreement effective 4/11/07.

STRICKLAND, Susan Kay (MD #35-065274) – Chagrin Falls, OH

Doctor reprimanded, fined \$500, and required to submit documentation of compliance with required CME for specified CME acquisition periods. Based on doctor's admission of having certified on license renewal application that requisite CME had been completed, when, in fact, it was not completed. Agreement effective 4/11/07.

THOMAS, Gregory Michael (MD #35-048215) – Toledo, OH (Revision)

Permanent revocation of medical license stayed, with medical license suspended for at least two years; conditions for reinstatement and subsequent probationary terms, conditions, and limitations for at least five years established. Based on doctor's admission of improper prescribing and failure to conform to minimal standards of care in the course of treatment of 16 specified patients. Consent agreement effective 4/28/07; agreement to remain in effect for at least five years following reinstatement or restoration of doctor's medical license, prior to any request for termination.

APPLICATION WITHDRAWN

CIMO, Jessica Lynne (LMT applicant) – Sharon, PA

Request for withdrawal of application for massage therapy licensure accepted by Board in lieu of further investigation and/or formal disciplinary action related to applicant's having been convicted of two misdemeanor drug-related offenses. Withdrawal effective 4/11/07.

VOLUNTARY RETIREMENT/SURRENDER

BRINDLE, Fred Andrew (MD #35-052438) – Sandusky, OH

Doctor's permanent voluntary retirement and permanent surrender of medical license accepted by Board in lieu of completion of formal disciplinary proceedings pending as a result of the 5/18/05 citation and on doctor's admission of violation of the conditions of limitation imposed on doctor's medical license by the 11/10/04 Board Order. Effective 4/11/07.

PROBATION COMPLETED

SALUKE, Julia Kathryn (MD #35-069357) – Grover, NC (Revised 6/1/07)

Probation terminated upon verification of doctor's compliance with terms for three biennial registration periods. Effective 4/24/07.

MCINTOSH, Michael Stephen (MD #35-049922) – Charleston, WV

Doctor's request for release from the terms of the 5/8/02 Consent Agreement granted by vote of the Board on 4/11/07. Release from probation effective 4/11/07.

ROTHSTEIN, Lawrence Brian (MD #35-057342) – Dayton, OH

Doctor's request for release from the terms of the 4/1/02 Consent Agreement granted by vote of the Board on 4/11/07. Release from probation effective 4/11/07.

WOODROW, Virginia Catherine (MD #35-047163) – Sidney, OH

Doctor's request for release from the terms of the 4/10/02 Consent Agreement granted by vote of the Board on 4/11/07. Release from probation effective 4/11/07.

PROBATION – MONITORING TERMS MODIFIED

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

Monitoring physician approved and frequency and number of charts for review established, and doctor's request to reduce required personal appearances to every six months; reduce required alcohol and drug rehabilitation meetings to twice per week, with a minimum of 10 meetings per month; reduce required screens to 20 times per year; and reduce required counseling to every 12 weeks granted by vote of the Board on 4/12/07.

GROSS, Carey Kathleen (DO Training Certificate #58-002297) – Cincinnati, OH 45267

Monitoring physician approved and frequency and number of charts for review established by Board vote on 4/12/07.

HETMAN, Ronald Carl (DPM #36-001421) – Centerville, OH

Monitoring physician approved and frequency and number of charts for review established by Board vote on 4/12/07.

ROBINSON, Kent (MD #35-051764) – Cincinnati, OH

Modifications to doctor's practice plan allowing doctor to practice internal medicine in foreign lands, and doctor's request to reduce required screens to two per month and reduce required appearances to every six months approved by Board vote on 4/12/07.

WHALEN, John Kevin (MD #35-073148) – Covington, KY

Monitoring physician approved and frequency and number of charts for review established by Board vote on 4/12/07.

COURT ACTION UPDATE

CONIGLIO, Gerald Anthony (MD #35-0047981) – Mt. Morris, NY

Notice of Appeal of the 3/13/07 Entry and 3/05/07 Decision of the Franklin County Court of Common Pleas filed with the 10th District Court of Appeals on 4/11/07.

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

Notice of Appeal of the 3/9/07 Entry and Decision of the Franklin County Court of Common Pleas filed by doctor with the 10th District Court of Appeals on 4/2/07.

PORTER, Stephen Randall (MD #35-069802) – Harrison, OH *(Copied to CAVU already)*

By Amended Judgment Entry filed 4/16/07, the Franklin County Court of Common Pleas ordered the Board to vacate the 4/13/05 Order, which had revoked doctor's medical license. Accordingly, the terms, conditions, and limitations established in the 9/10/03 Consent Agreement remain in effect.

RIDGEWAY, Joseph Aloysius IV (MD #35-062021) – Columbus, OH

By Decision filed on 4/13/07 and Entry filed on 4/27/07, the Franklin County Court of Common Pleas affirmed Board's 2/8/06 Order.

Non-Disciplinary Administrative Actions

Denial of Application

TIRMAL, Vivek Vijay (MD applicant) – Princeton, NJ

Application for medical licensed denied. Based on fact that applicant did not pass all three steps of the USMLE exam within a seven year period. (Journal Entry – no hearing requested) Order effective 4/11/07. **(Non-disciplinary)**

Approval of Application

GENDLER, Irina Aleksandrovna (MD #35-089633) – Dayton, OH

Application for medical licensure approved. Based on Board's determination that the examination requirement is satisfied. Order mailed 4/27/07. **(Non-disciplinary)**

SAVEANU, Teri Pollock (MD applicant) – Columbus, OH

Application for medical licensure approved, provided applicant takes and passes the SPEX or a specialty board recertification examination within six months of 2/27/07. Based on applicant not having been engaged in the active practice of medicine for more than two years. (Journal Entry – no hearing requested) Order effective 4/11/07. **(Non-disciplinary)**

VARNER, Sonia Elizabeth (LMT #33-011263) – Canton, OH

Application for restoration of massage therapy licensure approved, provided applicant takes and passes the limited branch portion of the massage therapy examination within six months of 2/27/07. Based on applicant not having been engaged in the active practice of massage therapy for more than two years. (Journal Entry – no hearing requested) Order effective 4/11/07. **(Non-disciplinary)**

Consent Agreement

PFAFF-AMESSE, Teresa Jeanine (MD applicant) – Oakwood, OH

Medical licensure granted, provided applicant takes and passes the SPEX or a specialty board recertification examination within twelve months of 4/11/07. Based on applicant not having been engaged in the active practice of medicine for more than two years. Effective 4/11/07. **(Non-disciplinary)**

Please note that revocation and suspension Orders are not always effective immediately. If you have questions about effective dates or conditions governing a licensee's practice before a Board Order takes effect, please contact the office.

Ohio law permits appeal of a Board Order to the Franklin County Court of Common Pleas. Due to this possibility and the potential for a stay that might delay the imposition of a Board action, you may wish to contact us periodically to verify a given practitioner's licensure status.

Most current citation letters, Board Orders, consent agreements and voluntary surrenders or retirements are available on the Medical Board's website at <http://med.ohio.gov/> under "Licensee Profile and Status." If you have questions or need additional details about specific cases, please contact Annette Jones at (614) 728-3686.