

**STATE MEDICAL BOARD OF OHIO
FORMAL ACTION REPORT – June 2006**

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Date: Revised August 7, 2006

Listed below is a summary of the disciplinary actions taken or initiated by the State Medical Board of Ohio in June 2006. Also included are modifications to probation approved by the Board in April and additional probationary modifications approved in May 2006. Please note that beginning with April 2006, the probation modifications reported include the approval of a monitoring physician and determination of the frequency and number of charts for review, as applicable.

CITATIONS & PROPOSED DENIALS

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

Based on doctor's alleged false, fraudulent, deceptive, or misleading statements to a Board investigator; sexual contact with two specified patients; departure from minimal standards of care with respect to treatment rendered to two specified patients; and violation of the American Osteopathic Association Code of Ethics. Notice of opportunity for hearing mailed 6/15/06.

HUNNICUTT, Christopher Thomas (MD training certificate #57-008656) - Cincinnati, OH

Based on doctor's alleged impairment of ability to practice according to acceptable and prevailing standards of care due to alcoholism, in remission, and anabolic steroid abuse. Notice of opportunity for hearing mailed 6/15/06.

LEE, Kimberly Ann (LMT #33-006677) - Cleveland, OH

Based on massage therapist having been found guilty of one felony count of Bank Robbery. Notice of opportunity for hearing mailed 6/15/06.

LITTLE, Larry John (MD #35-047090) - New Albany, OH

Based on doctor's alleged failure to conform to minimal standards of care with respect to treatment rendered to 12 specified patients. Notice of opportunity for hearing mailed 6/15/06.

ONINKU, Seth A. (MD #35-060246) - Trotwood, OH

Based on doctor's having been found guilty of one felony count of Sale of Dangerous Drugs and one felony count of Possession for Sale of Dangerous Drugs. Notice of opportunity for hearing mailed 6/15/06.

PATTON, John E. (PA #50-000437) - W. Mansfield, OH

Based on physician assistant's alleged false, fraudulent, deceptive, or misleading statements on the 2002 and 2004 renewal applications concerning NCCPA certification status. Notice of opportunity for hearing mailed 6/15/06.

PAYNE, John Bruce (DO applicant) – Colleyville, TX

Board Order dismissing the November 9, 2005 Notice of Opportunity for Hearing as moot subsequent to doctor's failure to appeal the 2/8/06 Board Order permanently denying doctor's application for medical license. Board Order filed on June 28, 2006.

FINAL DISCIPLINARY ORDERS

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

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, PA, hospital; prior action against doctor's medical license by Pennsylvania's medical board based on doctor's prescribing controlled substances to doctor's spouse on eighty-six occasions without maintaining medical records; 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.

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

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.

**DOUGLAS, Janice Electa Green (MD #35-039559) - Bratenahl, OH
(A.K.A. Janice Douglas Baltimore)**

Permanent revocation of medical license stayed subject to suspension for at least three years; interim monitoring conditions, conditions for reinstatement, and subsequent probationary terms, conditions, and limitations for at least five years established. Based on doctor having pled guilty to and being found guilty of two felony counts of Mail Fraud. Order effective 7/6/06. Order mailed 7/6/06.

FOX, Dawn Elizabeth (LMT applicant) – Bremen, OH

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 misleading statements in the

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

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

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.

CONSENT AGREEMENT

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

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.

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

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

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

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.

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.

PENNEY, Nathan Thomas (DPM training certificate #59-000166) - Columbus, OH

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.

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

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.

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

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.

APPLICATION WITHDRAWN

HILL, Daniel Terrence (MD applicant) - Omaha, NE

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.

VOLUNTARY SURRENDER

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

Doctor's permanent surrender of medical license accepted by Board in lieu of further formal 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.

LICENSE REINSTATED

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

Doctor's request for reinstatement approved by Board vote on 6/15/06, subject to probationary terms, conditions and limitations established by 2/8/06 Board Order.

PROBATION COMPLETED

DAIBER, Robert Raymond (MD #35-064194) - Toledo, OH

Doctor's request for release from the terms of the 6/13/01 consent agreement granted by vote of the Board on 6/14/06. Release from probation effective 6/13/06.

PROBATION – MONITORING TERMS MODIFIED

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

Monitoring physician approved and frequency and number of charts for review established by Board vote on 4/13/06.

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

Monitoring physician approved and frequency and number of charts for review established by Board vote on 6/15/06.

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

Monitoring physician approved and frequency and number of charts for review established by Board vote on 6/15/06.

CLARK, Kevin Robert (MD #35-058506) – Brecksville, OH (Amended from May 2006 Formal Action Report)

Doctor's proposed practice plan as a primary care physician in a group practice setting in an underserved section of Cleveland, OH, monitoring physician approved, and frequency and number of charts for review established by Board vote on 5/10/06.

EATON, Lynne Antoinette (MD #35-060149) – Columbus, OH

Doctor's request to substitute one alcohol and drug rehabilitation meeting per week with one overeaters anonymous meeting per week granted by Board vote on 4/13/06.

GOVIER, Ann Verlene (MD #35-051156) – Newark, OH

Doctor's request to discontinue saliva testing and therapy sessions granted by Board vote on 4/13/06.

LEU, Melanie Lynne (MD #35-073229) – Twinsburg, OH

Monitoring physicians approved and frequency and number of charts for review established by Board vote on 4/13/06.

LEVY, David Joseph (MD #35-052773) – Erie, PA

Doctor's request to reduce psychiatric sessions to every six months granted by Board vote on 6/15/06.

MCKEE, Kevin Dale (DO #34-006668) – Centerville, OH

Monitoring physician approved and frequency and number of charts for review established by Board vote on 5/10/06.

MYERS, Carla Melinda (DO #34-003506) – Beavercreek, OH

Monitoring physician approved and frequency and number of charts for review established by Board vote on 4/13/06.

POJE, Joanne (MD #35-078117) – Ironton, OH

Doctor's request to discontinue chart review granted by Board vote on 6/15/06.

ROSSELIT, James M., Jr. (DO #34-005558) – Dayton, OH

Doctor's request to reduce personal appearances to every six months, reduce urine screens to two a month, and reduce alcohol screens to two a month, with the alcohol screens not to be performed on the same day as the urine screens, approved by Board vote on 6/15/06.

RUFFIN, Julia (DPM #36-002249) – Cincinnati, OH

Doctor's request to reduce personal appearances to every six months approved by Board vote on 6/15/06.

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

Monitoring physician approved and frequency and number of charts for review established by Board vote on 6/15/06.

WARREN, Michael Craig (DO #34-008173) – Perrysburg, OH

Doctor's request to discontinue psychiatric treatments and to reduce drug screens to twice per month approved by Board vote on 6/15/06.

WILSON, Paul Wesley (DO #34-002939) – Perrysburg, OH

Doctor's proposed practice plan in a family practice residency approved by Board vote on 4/13/06.

COURT ACTION UPDATE

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

By Order filed on 6/14/06, Franklin County Court of Common Pleas granted doctor's withdrawal of appeal.

Please note that revocation and suspension Orders are not always effective immediately. If you have questions about effective dates or conditions governing a 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.