

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

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Listed below is a summary of the disciplinary actions taken or initiated by the State Medical Board of Ohio in August 2006.

CITATIONS & PROPOSED DENIALS

ANSAR, Azber Azher (MD #35-078745) – Minneapolis, MN

Based on doctor's guilty plea and conviction in Minnesota of Falsely Reporting a Crime, the underlying basis being that doctor stabbed self, placed the knife in spouse's car, and reported to police that spouse had stabbed doctor. Notice of Opportunity for Hearing mailed 8/10/06.

BOUTROS, George Jamil-Elias (MD #35-053576) – Paradise, CA

Based on doctor's alleged inability to practice according to acceptable and prevailing standards of care by reason of mental or physical illness due to diagnosis, following Board-ordered evaluation, of Bipolar I Disorder, in Full Remission, and recommendation from psychiatrist that certain restrictions and conditions be placed on doctor's practice. Notice of Opportunity for Hearing mailed 8/10/06.

FISCHKELTA, Joseph William (PA #50-001459) – Springfield, OH

Based on physician assistant's alleged impairment of ability to practice according to acceptable and prevailing standards of care and violation of conditions of limitations imposed on certificate registration by 2/11/04 Board Order due to submission of specimen that tested positive for alcohol metabolite. Notice of Opportunity for Hearing mailed 8/10/06.

GEMMER, Thomas Leon (PA #50-000511) – Port Clinton, OH

Based on prior action by Indiana's board revoking license to practice as physician assistant due, in part, to physician assistant's writing and signing more than 200 prescriptions using an invalid DEA number and writing and signing over 300 hundred prescriptions for controlled substances despite the lack of prescriptive authority for physician assistants under Indiana law. Notice of Opportunity for Hearing mailed 8/10/06.

GOTHAM, David, Jr. (DO #34-007559) – Sacramento, CA

Based on prior action by California's board granting doctor a license with a public reprimand due to doctor's admitted dishonesty in denying any prior criminal convictions when doctor had been convicted in Florida of driving under the influence, and for doctor's alleged false, fraudulent, deceptive, or misleading statements on Ohio licensure renewal application and in sworn statements provided to the Board. Notice of Opportunity for Hearing mailed 8/10/06.

GRIFFIN, Brian Frederic (MD #35-044328) – Columbus, OH

Based on doctor's alleged failure to conform to minimal standards of care with respect to treatment of 23 specified patients, and on doctor's alleged aiding and abetting of unlicensed medical practice. Notice of Opportunity for Hearing mailed 8/10/06.

HARRIS, Lawrence Jeffrey (DPM #36-002422) – Shaker Hts, OH

Based on doctor having been found guilty in US District Court of one felony count of Conspiracy to Defraud the U.S., nine felony counts of Health Care Fraud, and two felony county of False Statements. Notice of Opportunity for Hearing mailed 8/10/06.

HARRISON, Joy G. (MD #35-073650) – Oyster Bay, NY

Based on (1) prior action by Massachusetts' board imposing a reprimand and other discipline, the underlying basis being doctor's admission of issuing eight prescriptions for Vicodin to a hospital employee without performing a physical examination on the patient or making entries into the patient's medical record, and of failing to note on six of the prescriptions that refills were not permitted, by which the patient altered three prescriptions to indicate permissible refills; (2) prior action by North Carolina's board reprimanding doctor based on the prior Massachusetts action; and (3) prior action by New York's board imposing a censure, reprimand, and fine based on doctor's admission that the conduct resulting in the disciplinary order from the Massachusetts board would constitute misconduct under New York law. Notice of Opportunity for Hearing mailed 8/10/06.

HOOGENDOORN, Kyle Elliott (DPM #36-003064) – Grove City, OH

Based on podiatrist's alleged unlicensed practice of medicine due to medical care rendered to 19 specified patients. Notice of Opportunity for Hearing mailed 8/10/06.

KATA, Martin H. (MD #35-038796) – Augusta, GA

Based on doctor's guilty plea in Superior Court of Richmond County, Georgia, to one felony count of Possession of a Synthetic Narcotic with Intent to Distribute, one felony count of Possession of Cocaine, and one felony count of Possession of Oxycodone and on alleged failure to cooperate in a Board investigation. Notice of Opportunity for Hearing mailed 8/10/06.

LEAK, William David (MD #35-044978) – Columbus, OH

Based on doctor's alleged failure to conform to minimal standards of care with respect to treatment of 24 specified patients; alleged aiding and abetting of unlicensed medical practice; and alleged failure to provide written notice to patients of doctor's lack of malpractice insurance coverage. Notice of Opportunity for Hearing mailed 8/10/06.

ROHIRA, Lalsingh P (MD #35-042898) – Strongsville, OH

Based on doctor's plea in U.S. District Court of guilty to one felony count of Conspiracy, three felony counts of Aiding and Abetting Wire Fraud, and one felony count of Aiding and Abetting Health Care Fraud. Notice of Opportunity for Hearing mailed 8/10/06.

WAGMAN, Philip Gary (MD #35-074129) – New Castle, PA

Based on doctor being found guilty in Court of Common Pleas of Lawrence County, PA, of 19 felony counts of violation of the Controlled Substance, Drug, Device and Cosmetic Act, one felony count of Conspiracy to Violate the Controlled Substance, Drug, Device, and Cosmetic Act, and one felony count of Flight to Avoid Apprehension, and on prior action by Pennsylvania's board to automatically suspend your medical license due to the felony convictions. Notice of Opportunity for Hearing mailed 8/10/06.

FINAL DISCIPLINARY ORDERS

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

Medical license permanently revoked. Based on doctor's conviction in U.S. District Court of eight felony counts of distribution of a controlled substance, 10 felony counts of wire fraud, 15 felony counts of mail fraud, 23 felony counts of health care fraud, and two felony counts of health care fraud resulting in death. Order effective 8/11/06. Order mailed 8/11/06.

**OKORO, Chijioke Victor (MD #35-047675) - Houston, TX
A.K.A. Victor Okoro; A.K.A. Chiji V. Okoro**

Medical license permanently revoked. Based on doctor's conviction of 15 felony counts of mail fraud, three felony county of filing false income tax returns, and seven felony counts of health care fraud; prior action by the Texas medical board revoking doctor's Texas medical license due to felony convictions; and action by U.S. Department of Health & Human Services excluding doctor from participating in federal health care programs for at least 25 years based on doctor's obtaining money by fraudulent misrepresentation in the course of practice. Order effective 8/11/06. Order mailed 8/11/06.

QUINTANA, Jose Raul (MD applicant) – Lake City, FL

Application for medical license granted, with doctor reprimanded based on prior action by Florida's medical board imposing a fine and other discipline upon doctor's Florida medical license. Order effective 8/11/06. Order mailed 8/11/06.

CONSENT AGREEMENTS

ADAMS, Michael Todd (MD #35-088444) – Cleveland, OH

Medical license granted subject to probationary terms, conditions, and limitations imposed, including work hour 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 8/9/06; agreement to remain in effect for at least five years prior to any request for termination.

AXELSON, David Brian (MD #35-064318) – Chillicothe, OH

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 relapse on alcohol, for which doctor has sought treatment through a Board-approved provider. Agreement effective 8/9/06.

LAMET, Mark (MD #35-048422) – Hollywood, FL

Probationary terms, conditions, and limitations imposed on doctor's medical license in lieu of further formal proceedings based on doctor's admission of prior action by Florida's board imposing a \$10,000 fine and requiring completion of community service and certain coursework. Agreement effective 8/9/06.

MEYER, Jeffrey Vaughn (MD #35-088466) – Columbus, OH

Medical licensed granted 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 8/9/06; agreement to remain in effect for at least five years prior to any request for termination.

INTERIM AGREEMENTS

SAVAGE, Terri Lynne (MD #35-075415) Dayton, OH

By Interim Agreement effective 8/10/06, doctor agreed that doctor's medical license shall remain summarily suspended until the Board issues an Order in resolution of the charges contained in the 5/24/06 Notice of Summary Suspension and Opportunity for Hearing, and that doctor will not practice medicine and surgery in Ohio in any form during the pendency of the interim agreement.

APPLICATION WITHDRAWN

LEN, Michael John (MD Training Certificate applicant) – Rochester Hills, MI

Request for withdrawal of application for training certificate accepted by Board in lieu of formal disciplinary proceedings based on doctor's stipulation to prior action by Michigan's board to summarily suspend applicant's Michigan medical license, then reinstate such license with probationary terms and conditions, the underlying basis being doctor's guilty plea to Unlawful Distribution of Hydrocodone. Effective 8/9/06.

VOLUNTARY SURRENDERS

YUNKER, Maria Lynn (LMT #33-012301) – Cincinnati, OH

Board Order permanently revoking massage therapy license as authorized by massage therapist in lieu of formal disciplinary proceedings based on determination of impairment following Board-ordered evaluation and history of pleading guilty to two drug-related misdemeanors. Effective 8/9/06.

KING, John Anderson, N.K.A. Christopher Wallace Martin (DO #34-004277) – Orlando, FL

Doctor's permanent surrender of medical license accepted by Board in lieu of further formal proceedings based on doctor's admission to failure to provide full and accurate information on application for licensure in Ohio and to prior disciplinary action by Alabama, Michigan, Virginia and Texas boards. Effective 8/9/06.

PROBATION – MONITORING TERMS MODIFIED

BURGHARDT, Michael Bruce (MD #35-064527) – Newark, OH

Monitoring physician approved and frequency and number of charts for review established by Board vote on 8/10/06.

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

Monitoring physician approved and frequency and number of charts for review established by Board vote on 8/10/06.

CLARK, Kevin Robert (MD #35-058506) – Brecksville, OH

Doctor's proposed practice plan for a group practice approved by Board vote on 8/10/06.

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

Monitoring physician approved and frequency and number of charts for review established by Board vote on 8/10/06.

MARSICO, Robert Edward, Jr. (MD #35-064913) – Akron, OH

Doctor's request for reduction in required alcohol and drug rehabilitation meetings to twice per week and to discontinue required chart review granted by Board vote on 8/10/06.

MCGINNIS, James Martin (DO #34-005660) – Wheelersburg, OH

Doctor's request to discontinue required psychiatric sessions granted by Board vote on 8/10/06.

O'BRIEN, Michael J. (DO #34-006651) – St. Clairsville, OH

Doctor's request to reduce required personal appearances to every six months granted by Board vote on 8/10/06.

PICKETT, Thomas Richard (PA #50-002283) – Wheelersburg, OH

Physician assistant's requests for reduction in required drug screens to twice per month and reduction in required personal appearances to every six months granted by Board vote on 8/10/06.

POWELL, John Clark (MD #35-087363) – Kettering, OH

Doctor's request for reduction in required psychiatric session to once a month granted by Board vote on 8/10/06.

RANGA, Puttagunta (MD #35-045040) – New Bremen, OH

Monitoring physician approved and frequency and number of charts for review established by Board vote on 8/10/06.

RENZ, Mark Allan (MD #35-087699) – Columbus, OH

Doctor's requests to begin family practice residency program and to increase work limitation granted by Board vote on 8/10/06.

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

Doctor's request to discontinue required chart review granted by Board vote on 8/10/06.

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

Doctor's proposed practice plan and monitoring physician approved by Board vote on 8/10/06.

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

Doctor's proposed practice plan approved by Board vote on 8/10/06.

COURT ACTION UPDATE

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

Notice of Appeal of Board's 6/14/06 Order suspending medical license for at least three years filed by doctor with the Franklin County Court of Common Pleas on 7/19/06.

MENON, Venu Gopal (MD #35-054426) – Dayton, OH

By Decision and Entry and Order of Remand filed 8/11/06, Franklin County Court of Common Pleas reversed the Board's 12/14/05 Order permanently revoking doctor's medical license and remanded the case to the Board for further proceedings consistent with the Court's finding that doctor did not receive notice advising of the right to request a hearing on the allegations in the 8/10/05 citation.

POLITI, Barry Joseph (MD applicant) – Jackson, MS

By Decision and Judgment Entry filed 8/15/06, Franklin County Court of Common Pleas affirmed the Board's 11/9/05 Order permanently denying doctor's application for medical license.

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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.