

**STATE MEDICAL BOARD OF OHIO
FORMAL ACTION REPORT – September 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 September 2007 and an update of Board matters pending in courts as of the date of this document.

CITATIONS & PROPOSED DENIALS

BURBACK, Kimberli Jo (LMT applicant) – Olmsted Township, Cuyahoga County, OH

Proposal to deny application for massage therapy license based on applicant having pled guilty in the Common Pleas Court of Cuyahoga County, Ohio to one felony count of Reckless Homicide. Notice of opportunity for hearing mailed 9/13/07.

BYAKIKA, Richard Luboga (MD Training Certificate #57-009327) – Canton, OH

Based on doctor's alleged fraud, misrepresentation, or deception in applying for or securing a training certificate; alleged making a false, fraudulent, deceptive, or misleading statement in securing or attempting to secure a training certificate-; and alleged failure to submit evidence of good moral character. Notice of opportunity for hearing mailed 9/13/07.

DUKE, Nancy Rose (LMT #33-008308) – Pahoia, HI

Massage therapist notified of right to request a hearing on the question of whether massage therapist's failure to submit to a mental or physical examination as ordered by the Board was due to circumstances beyond the massage therapist's control. Based on the legal presumption that massage therapist's failure to submit to a mental or physical examination as ordered by the Board constitutes admission of the legal and factual allegations demonstrating that massage therapist is impaired in the ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice. Notice of opportunity for hearing mailed 9/13/07.

GAUDETT, Russell Louis (LMT applicant) – Cincinnati, OH

Massage therapy applicant notified of right to request a hearing on the question of whether applicant's failure to submit to a mental or physical examination as ordered by the Board was due to circumstances beyond the applicant's control. Based on the legal presumption that applicant's failure to submit to a mental or physical examination as ordered by the Board constitutes admission of the legal and factual allegations demonstrating that applicant is impaired in the ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice. Notice of opportunity for hearing mailed 9/13/07.

JONNALAGADDA, Ravi Kumar (MD applicant) – Akron, OH

Based on applicant's alleged fraud, misrepresentation, or deception in applying for or securing a medical license; alleged making a false, fraudulent, deceptive, or misleading statement in

securing or attempting to secure a medical license; and alleged failing to furnish satisfactory proof of good moral character. Notice of opportunity for hearing mailed 9/13/07.

MOORE, Robert Martin (LMT #33-005588) – Alliance, OH

Massage therapist notified of right to request a hearing on the question of whether massage therapist's failure to submit to a mental or physical examination as ordered by the Board was due to circumstances beyond the massage therapist's control. Based on the legal presumption that massage therapist's failure to submit to a mental or physical examination as ordered by the Board constitutes admission of the legal and factual allegations demonstrating that massage therapist is impaired in the ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice. Notice of opportunity for hearing mailed 9/13/07.

PETRAS, David G. (LMT #33-0007840) – Steubenville, OH

Based on massage therapist having been determined, pursuant to a Board-ordered evaluation, to be impaired in the ability to practice according to acceptable and prevailing standards of care due to the use or abuse of drugs, alcohol, or other substances that impair ability to practice for which the massage therapist has not entered inpatient treatment. Notice of opportunity for hearing mailed 9/13/07.

RATCLIFF, Mary Ellen (MT applicant) – McArthur, OH

Massage therapy applicant notified of right to request a hearing on the question of whether applicant's failure to submit to a mental or physical examination as ordered by the Board was due to circumstances beyond the applicant's control. Based on the legal presumption that applicant's failure to submit to a mental or physical examination as ordered by the Board constitutes admission of the legal and factual allegations demonstrating that applicant is impaired in the ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice. Notice of opportunity for hearing mailed 9/13/07.

REDMON, Maria Immaculata (MD #35-073560) – Overland Park, KS

Doctor notified of right to request a hearing on the question of whether doctor's failure to submit to a mental or physical examination as ordered by the Board was due to circumstances beyond the doctor's control. Based on the legal presumption that doctor's failure to submit to a mental or physical examination as ordered by the Board constitutes admission of the legal and factual allegations demonstrating that doctor is impaired in the ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice. Notice of opportunity for hearing mailed 9/13/07.

REIKOWSKI, Paul Daniel, Jr. (LMT #33-012157) – Brecksville, OH

Based on massage therapist having been determined, pursuant to a Board-ordered evaluation, to be impaired in the ability to practice according to acceptable and prevailing standards of care due to the use or abuse of drugs, alcohol, or other substances that impair ability to practice for which the massage therapist has not entered inpatient treatment, and on massage therapist's alleged making a false, fraudulent, deceptive, or misleading statement in securing or attempting to secure a massage therapy license. Notice of opportunity for hearing mailed 9/13/07.

SNOW, Blythe Harriet (DO applicant) – Attica, MI

Applicant for medical license notified of right to request a hearing on the question of whether applicant's failure to submit to a mental or physical examination as ordered by the Board was due to circumstances beyond the applicant's control. Based on the legal presumption that applicant's failure to submit to a mental or physical examination as ordered by the Board constitutes admission of the legal and factual allegations demonstrating that applicant is impaired in the ability to practice according to acceptable and prevailing standards of care because of habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice. Notice of opportunity for hearing mailed 9/13/07.

UHL, Gregory S. (MD #35-036415) – Valdosta, GA

Based on prior actions by New Mexico's medical board in first accepting doctor's voluntary surrender of licensure in that state, and then reinstating the medical license subject to certain conditions that include monitoring and the doctor's compliance with the 2004 order of Georgia's medical board. Notice of opportunity for hearing mailed 9/13/07.

INTERIM AGREEMENTS

D'SOUZA, Leo (MD #35-066032) – Cincinnati, OH

By Interim Agreement effective 9/27/07, doctor agreed to have a chaperone present during the examinations of minors in the examination or consultation room until the allegations in the 8/9/07 notice of opportunity for hearing have been fully resolved.

KNOX, Robert Alan (DPM #36-002382) – Columbiana, OH

By Interim Agreement effective 9/25/07, doctor agreed not to practice medicine and surgery in Ohio in any form or manner until the allegations in the 3/14/07 notice of opportunity for hearing have been fully resolved.

FINAL DISCIPLINARY ORDERS

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

Medical license permanently revoked based on doctor having pled guilty to one felony count of Distribution of a Controlled Substance, related to doctor's distribution of a Schedule III controlled substance outside the scope of professional practice and not for legitimate medical purposes. Order effective 9/12/07.

HUMPHREY, Stephen Henry (DPM #36-002754) – Bryan, OH

Podiatry license permanently revoked based on doctor having been found guilty of felony counts of Grand Theft, Vandalism, Theft and Receiving Stolen Property and on inability to practice according to acceptable and prevailing standards of care by reason of mental illness. Order effective 9/14/07.

MAI, David Chi (DPM Training Certificate #59-000197) – Lorain, OH

Doctor's application for examination permanently denied and doctor's podiatric training certificate permanently revoked based on doctor having been found guilty of a felony count of Theft of Currency and failure to establish proof of good moral character. Order effective 9/20/07.

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

Podiatry license permanently revoked based on doctor's false, fraudulent, deceptive, or misleading statement in relation to the practice of podiatric medicine; false, fraudulent, deceptive, or misleading statement in securing or attempting to secure a podiatry license; guilty plea to a misdemeanor involving moral turpitude; and guilty plea to a felony. Order effective 9/14/07.

CONSENT AGREEMENTS

DUMA, Gregory G. (MD #35-068722) – 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 9/12/07; agreement to remain in effect for at least five years prior to any request for termination.

GRECZANIK, Richard David (DO Training Certificate #58-001880) – Cuyahoga Falls, 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 history of alcohol, marijuana, and Ambien abuse, for which doctor has sought treatment through a Board-approved provider; admitted impairment in ability to practice according to acceptable and prevailing standards of care due to habitual and excessive use or abuse of alcohol and other substances that impair ability to practice; and admitted unauthorized prescribing of a Schedule III controlled substance without maintaining patient records. Agreement effective 9/12/07.

HOLLIFIELD, William Wayne (MD applicant) – Winston-Salem, NC

Application for medical licensure approved, with reprimand issued. Based on doctor's admitted history of diagnosed alcohol abuse and recurrent major depression; admitted denial of licensure by Georgia's medical board based on doctor's providing false information on licensure application; admitted diagnosis of chemical dependency, for which doctor has sought treatment through a Board-approved treatment provider; admitted diagnosis of Bipolar Disorder, for which doctor has sought treatment; and doctor having been deemed capable of practicing medicine according to acceptable and prevailing standards of care so long as certain treatment and monitoring requirements are in place. Agreement effective 9/12/07; agreement to remain in effect for at least five years prior to any request for termination.

KOCZAN, Katherine Anna (DO applicant) – Warrensville Hts., OH

Application for medical licensure approved, upon receipt of all necessary and appropriate documentation, and subject to probationary terms, conditions, and limitations. Based on doctor's admission of making a false, fraudulent, deceptive, or misleading statement in securing or attempting to secure a medical license by failing to notify the Board that answers to questions on the licensure application should be changed to reflect doctor being put on probation by residency program subsequent to the submission of the licensure application. Agreement effective 9/12/07; agreement to remain in effect for at least five years prior to any request for termination.

SCHLOTTERER, William L. (DO #34-003224) – Sandusky, 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 9/12/07; agreement to remain in effect for at least five years prior to any request for termination.

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

Medical license permanently revoked, with permanent revocation stayed and doctor's 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; 6/14/06 consent agreement terminated. Based on doctor's admitted relapse on Ultram, admitted violation of conditions of limitation imposed by the 6/14/06 consent agreement, and admitted false statement to the Board in a required report. Agreement effective 9/12/07.

SZOKOLOCZY-SYLLABA, Andreas Herbert (DO #34-007391) – Dayton, OH

Medical license 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 of manic-depressive disorder and admitted inability to practice medicine according to acceptable and prevailing standards of care due to doctor's present psychiatric condition. Agreement effective 9/12/07.

VOLUNTARY SURRENDERS

NOWICKI, Philip Theodore (MD #35-048915) – Pickerington, OH

Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of formal disciplinary proceedings based on doctor's alleged commission of an act that constitutes a felony in Ohio. Effective 9/12/07.

SMITH E INCAS, Jaime C. (MD #35-019855) – Columbus, OH

Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of further investigation related to doctor's alleged failure to conform to minimal standards of care and alleged inability to practice according to minimal standards of care by reasons of mental or physical illness. Effective 9/12/07.

PROBATION COMPLETED

GEORGE, Walter Lloyd, Jr. (MD #35-043159) – Medina, OH

Doctor's request for release from the terms of the 9/11/02 consent agreement granted by vote of the Board on 9/12/07. Release from probation effective 9/12/07.

PAAT, Erdulfo Paz (MD #35-034225) – Parma, OH

Doctor's request for release from the terms of the 3/10/04 Board Order granted by vote of the Board on 9/12/07. Release from probation effective 9/12/07.

PROBATION – MONITORING TERMS MODIFIED

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

Doctor's request to reduce required drug screens to two per month and elimination of required controlled substance log granted by Board vote on 9/12/07.

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

Doctor's request to eliminate required aftercare requirement granted by Board vote on 9/12/07.

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

Doctor's request to eliminate required psychiatric counseling granted by Board vote on 9/12/07.

PURYEAR, Aki Sefaro (MD #35-082438) – St. Louis, MO

Doctor's request to reduce required appearances to one per year granted by Board vote on 9/12/07.

REEVES, Robert S., Jr. (MD #35-050586) – Bellevue, OH

Doctor's request to reduce drug screens to two per month and reduce required psychiatric sessions to every three months granted by Board vote on 9/12/07.

COURT ACTION UPDATE

CONIGLIO, Gerald Anthony (MD #35-047981) – Mt. Morris, NY

By Entry filed on 9/29/07 and Opinion filed on 9/25/07, the 10th District Court of Appeals affirmed the 3/5/07 decision and 3/13/07 Entry of the Franklin County Court of Common Pleas.

GILL, Benjamin Lee (DO #34-001453) – Akron, OH

Notice of Appeal of Board's 8/8/07 Order filed by doctor with the Franklin County Court of Common Pleas on or about 9/4/07.

By Decision and Entry filed 9/14/07, the Franklin County Court of Common Pleas denied doctor's motion for stay of the Board's 8/8/07 Order.

Non-Disciplinary Administrative Actions

Withdrawal of Application

HANF, Charles David (MD applicant) – Cortlandt Manor, NY

Applicant's request to withdraw application for medical license accepted by Board, with doctor not to apply for any licensure from the Board for at least five years. Effective 9/12/07. **(Non-disciplinary)**

Denial of Application

FRANKE, Hubert Roman (MD applicant) – Short Hills, NJ

Application for medical licensure denied based on finding that applicant has not passed an acceptable exam sequence. Order effective on 9/14/07. **(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.