

**STATE MEDICAL BOARD OF OHIO  
FORMAL ACTION REPORT – April 2008**

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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 2008 and an update of Board matters pending in courts as of the date of this document.

**PRE-HEARING SUSPENSION**

**CAPURRO, Nico (MD #35-023494) – Cincinnati, OH**

Pursuant to Section 3719.121(C), O.R.C., medical license immediately suspended based upon doctor having been found guilty in the U.S. District Court, Southern District of Ohio, of one felony count of Structuring Monetary Transactions. Suspension effective 4/9/08. (See also: Citations & Proposed Denials *below*)

**SCHWARTZ, Steven Edward (PA #50-000297) – Cambridge, OH**

Pursuant to Section 4730.25(G), O.R.C., physician assistant license summarily suspended based on the Board's determination that there is clear and convincing evidence that physician assistant is impaired in 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 and that the physician assistant's continued practice presents a danger of immediate and serious harm to the public. Suspension effective 4/9/08. (See also: Citations & Proposed Denials *below*)

**CITATIONS & PROPOSED DENIALS**

**BANKS, Brenda Louise (MD #35-079787) – Waverly, OH**

Based on prior action by the U.S. DEA in accepting doctor's voluntary surrender of controlled substance privileges, the underlying basis being doctor's alleged failure to comply with federal requirements pertaining to controlled substances. Notice of opportunity for hearing mailed 4/10/08.

**BOLAR, Randall Jay (MD #35-064861) – Clarksville, TN**

Based on doctor's alleged making a false, fraudulent, deceptive, or misleading statement in securing or attempting to secure an Ohio medical license. Notice of opportunity for hearing mailed 4/10/08.

**BOROVICH, Kathryn Amy (LMT #33-015153) – Milford, 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 4/10/08.

**CAPURRO, Nico (MD #35-023494) – Cincinnati, OH**

Based on doctor having been found guilty in U.S. District Court, Southern District of Ohio, of one felony count of Structuring Monetary Transactions. Notice of opportunity for hearing mailed 4/10/08. (See also: Pre-hearing Suspension)

**HALE, Patricia Ann (MT applicant) – Columbus, OH**

Based on applicant having pled guilty in Court of Common Pleas, Franklin County, OH, to one second-degree felony count of Robbery. Notice of opportunity for hearing mailed 4/10/08.

**HOLAN, Andrew John (MT applicant) – Toledo, OH**

Based on applicant's alleged impairment of 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 4/10/08.

**JOBALIA, Nilesh Bhupendra (MD #35-062727) – Hamilton, OH**

Based on doctor's alleged failure to conform to minimal standards of care with respect to treatment of three specified patients, the underlying basis being doctor's alleged sexual misconduct with the three patients; and doctor's alleged commission of an act in the course of practice that constitutes a misdemeanor and failure to maintain minimal standards applicable to selection or administration of drugs, or failure to employ acceptable scientific methods in selecting drugs, the underlying basis being doctor's alleged pre-signing of blank controlled substance prescriptions prior to their issuance. Notice of opportunity for hearing mailed 4/10/08.

**KNOX, Randall Lewis (MT applicant) – Beavercreek, OH**

Based on applicant having been found guilty of one felony count of Theft, one felony count of Vandalism, and one felony count of Operating a Vehicle Impaired; and on applicant's alleged impairment of ability to practice according to acceptable and prevailing standards of care because of chemical dependence. Notice of opportunity for hearing mailed 4/10/08.

**MUZZAMMEL, AI (MD #35-048619) – Vienna, VA**

Based on prior action by Virginia's board in placing doctor's license in that state on indefinite probation, the underlying basis being doctor's rendering of care to one specified patient. Notice of opportunity for hearing mailed 4/10/08.

**OLSON, David Paul (MD #35-079489) – Ouray, CO**

Based on prior action by Colorado's board in granting doctor a limited license in that state for the sole purpose of doctor's completion of education reassessment and on doctor's admission of having not practiced medicine since May 2002. Notice of opportunity for hearing mailed 4/10/08.

**PEERY, Dereck Aaron (DO #34-008869) – Ardmore, OK**

Based on doctor's alleged impairment of 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 4/10/08.

**SCHWARTZ, Steven Edward (PA #50-000297) – Cambridge, OH**

Physician assistant notified of right to request a hearing on the question of whether physician assistant's failure to submit to a mental or physical examination as ordered by the Board was due to circumstances beyond the physician assistant's control. Based on the legal presumption that physician assistant'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 physician assistant 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 4/10/08. (See also: Pre-hearing Suspension)

**WOODWARD, Erin Nicole (MT applicant) – Bellefontaine, OH**

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 4/10/08.

**DISMISSAL OF CITATION**

**GALLAGHER, Patrick Joseph (MD #35-044970) – Shaker Hts., OH**

Order and Entry issued dismissing the notice of opportunity for hearing issued on 12/12/07 based on 3/12/08 Board Order which permanently revoked doctor's medical license. Effective 4/8/08.

**FINAL DISCIPLINARY ORDERS**

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

Upon reconsideration of the Board's 1/11/06 Order pursuant to a 1/17/08 remand order from the Franklin County Court of Common Pleas, doctor reprimanded, with medical license suspended for at least 60 days; conditions for reinstatement, and subsequent probationary terms, conditions, and limitations for at least two years following reinstatement established. Order effective 4/16/08; suspension effective 5/17/08.

**DRURY, Timothy William II (MD applicant; MD Training Certificate #57-011050) – Cincinnati, OH**

Application for medical licensure denied, conditions placed upon any future application. Based on legal presumption 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. (Journal Entry – no hearing requested) Order effective 4/9/08.

**FRENCH-SOWARDS, Ami Regina (MT applicant) – Maumee, OH**

Application for massage therapy license denied based on applicant having been determined to be impaired in the ability to practice massage therapy according to acceptable and prevailing standards of care because of chemical dependency. (Journal Entry - no hearing requested) Order effective 4/10/08.

**LOURWOOD, Kevin Michael (LMT #33-013984) – Collinsville, IL**

Massage therapy license suspended for an indefinite period of time; conditions for reinstatement established; and probationary terms, conditions and limitations to monitor practice for at least five years following reinstatement established. (Journal Entry – no hearing requested) Order effective 4/9/08.

**PETRAS, David G. (LMT #33-007840) – Steubenville, OH**

Massage therapy license revoked based on massage therapist having been determined to be impaired in the ability to practice according to acceptable and prevailing standards of care because of chemical dependency. (Journal Entry – no hearing requested) Order effective 4/10/08.

**CONSENT AGREEMENTS**

**BRAHMS, Malcolm A. (MD #35-017008) – Beachwood, OH**

Medical license permanently limited and restricted to review of patient charts and testimony related to SSA disability and rehabilitation hearings; probationary terms and conditions established. Based on doctor's admission of having provided patient chart review and testimony for SSA hearings after 7/1/07 expiration of doctor's medical license and of having failed to provide complete and accurate information on licensure reinstatement application. Agreement effective 4/9/08; agreement to remain in effect for at least five years prior to any request for termination.

**EVENHOUSE, Matthew Henry (MD #35-082452) – Bay Village, 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 addiction to Percocet, for which doctor has sought treatment through a Board-approved provider. Agreement effective 4/9/08.

**SHAW, John Wesley (MD #35-068596) – Defiance, 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 4/9/08; agreement to remain in effect for at least five years prior to any request for termination.

**SWITCH, Jerome Robert (DO #34-009278) – Farmington Hills, MI**

Application for medical licensure granted, upon receipt of all necessary and appropriate documentation, subject to probationary terms, conditions, and limitations. Based on doctor's admitted history of chemical dependence, specifically cocaine dependence and alcohol dependence, in remission, for which doctor in 2004 completed treatment acceptable to Michigan's board and doctor's 2007 release from probationary monitoring by Michigan's board. Agreement effective 4/9/08; agreement to remain in effect for at least two years prior to any request for termination.

**APPLICATION WITHDRAWN**

**SCHWARTZ, Bradley Allen (MT applicant) – Mansfield, OH**

Request for withdrawal of application for massage therapy licensure accepted by Board in lieu of formal disciplinary proceedings based on allegations that applicant is impaired of ability to practice according to acceptable and prevailing standards of care because of chemical dependency. Effective 4/9/08.

**VOLUNTARY SURRENDERS**

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

Board Order permanently revoking doctor's training certificate as authorized by doctor in lieu of formal disciplinary proceedings based on doctor's impairment of ability to practice according to acceptable and prevailing standards of care because of chemical dependency, and doctor's violation of terms, conditions, and limitations of 6/13/07 Board Order. Effective 4/9/08.

**MEDOFF, Herbert Irwin (MD #35-023587) – Bedford Hts., OH**

Board Order permanently revoking doctor's medical license as authorized by doctor in lieu of formal disciplinary proceedings based on doctor's having been found guilty of felony counts of Trafficking and Corrupting another with drugs. Effective 4/9/08.

**MITCHELL, David Frederick (MD #35-043726) – Dayton, OH**

Doctor's permanent surrender of medical license accepted by Board in lieu of further investigation on allegations that doctor is impaired of ability to practice according to acceptable and prevailing standards of care because of chemical dependency. Effective 4/9/08.

**LICENSE REINSTATED**

**TOWARD, Brett Edward (MD #35-075173) – Mansfield, OH**

Doctor's request for reinstatement approved by 4/9/08 Board vote, subject to probationary terms and conditions established by 1/11/07 Consent Agreement. Reinstatement effective 4/9/08.

**PROBATION COMPLETED**

**BERKMAN, Robert Allen (MD #35-044695) – Columbus, OH**

Doctor's request for release from the terms of the 7/14/04 Board Order granted by 4/9/08 vote of the Board. Release from probation effective 4/14/08.

**BOLDEN, Tracie Lynne (MD Training Certificate #57-010437) – Cincinnati, OH**

Doctor's request for release from the terms of the 4/12/06 Consent Agreement granted by 4/9/08 vote of the Board. Release from probation effective 4/12/08.

**KALENCKI, Wanda Beth (DO #34-004465) – Kohler, WI**

Doctor's request for release from the terms of the 12/13/06 Consent Agreement granted by 4/9/08 vote of the Board. Release from probation effective 4/9/08.

**MORRIS, Louise Delyte (PA #50-000354) – Springfield, OH**

Physician Assistant's request for release from the terms of the 4/2/03 Consent Agreement granted by 4/9/08 vote of the Board. Release from probation effective 4/2/08.

**PROBATION – MONITORING TERMS MODIFIED**

**DANIACHEW, Amanuel Ambaye (MD #35-083935) – Northfield Center, OH**

Doctor's proposed practice plan as a gastrointestinal pathologist approved by Board vote on 4/9/08.

**GLEICH, Lyon Lance (MD #35-066287) – Cincinnati, OH**

Doctor's request to waive required personal appearances until the required final appearance before the full Board granted by 4/9/08 Board vote.

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

Doctor's request to reduce required drug and rehabilitation meetings to two per week, with a total of ten meetings per month; reduce required drug screens to twice per month; and reduce required personal appearances to every six months granted by 4/9/08 Board vote.

**HALL, Adam Patrick (DO #34-008707) – Greenwood, MO**

Doctor's request to reduce required personal appearances to every six months, eliminate required chart review, and reduce required drug screens to twice per month granted by 4/9/08 Board vote.

**KARASIK, Gregory (MD #35-068821) – Bellevue, OH**

Doctor's request to reduce required personal appearances to an annual basis granted by 4/9/08 Board vote.

**MEJIA, Juan Carlos (MD #35-077484) – Cincinnati, OH**

Doctor's request to waive required personal appearances until the required final appearance before the full Board granted by 4/9/08 Board vote.

**MURTAGH, William Owen, Jr. (MD #35-047907) – Naples, FL**

Doctor's request to reduce required drug screens to once per month granted by 4/9/08 Board vote.

**NGUYEN, Thomas Anh (MD #35-077860) – Cincinnati, OH**

Doctor's request to eliminate required advocacy contract with a physician health program granted by 4/9/08 Board vote.

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

Doctor's request for approval of a modified practice plan granted by 4/9/08 Board vote.

**WERNER, Joseph Gregory (MD Training Certificate #57-008700) - Columbus, OH**

Doctor's request to reduce required personal appearances to every six months and reduce required drug screens to twice per month granted by 4/9/08 Board vote.

**COURT ACTION UPDATE**

**GROSS, Robert (DO #34-005966) – Sterling Heights, MI**

By Decision and Entry filed on 4/29/08, the Franklin County Court of Common Pleas affirmed Board's 7/11/07 Order, which had placed temporary restrictions and limitations of doctor's medical license.

**SANDHU, Gurpal Singh (MD #35-086710) – Oakland, CA**

Notice of Appeal of Board's 5/9/07 Order revoking doctor's medical license filed by doctor with the Franklin County Court of Common Pleas on 12/24/07.

Non-Disciplinary Administrative Actions

Denial of Application

**KURZ, Andrea Maria (MD applicant) – Moreland Hills, OH**

Application for medical licensure denied based on applicant not having passed an acceptable exam sequence, not having completed two years of graduate medical education, and not holding certification from the ECFMG. (Journal Entry – no hearing requested) Order effective 4/9/08. **(Non-disciplinary)**

Approval of Application

**DUSTMAN, Margaret Ollie (LMT #33-010487) – Youngstown, OH**

Application for restoration of certificate to practice massage therapy granted, provided applicant takes and passes the limited branch portion of the massage therapy exam within six months of 2/27/08. Based on applicant not have been engaged in the active practice of massage therapy for more than two years. (Journal Entry – no hearing requested) Order effective 4/9/08. **(Non-disciplinary)**

**JANOCH, Lynn Christine (LMT #33-008853) – Chagrin Falls, OH**

Application for restoration of certificate to practice massage therapy granted, provided applicant takes and passes the limited branch portion of the massage therapy exam within six months of 2/27/08. Based on applicant not have been engaged in the active practice of massage therapy for more than two years. (Journal Entry – no hearing requested) Order effective 4/9/08. **(Non-disciplinary)**

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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.