

State Medical Board of Ohio
Formal Action Report – January 10, 2018

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Date: 2/12/2018

Please find below a summary of actions taken or initiated by the State Medical Board of Ohio on January 10, 2018 and an update of Board matters pending or decided in courts as of January 10, 2018.

PRE-HEARING SUSPENSIONS

SUMMER, Mory, M.D. (#35.024974) — Dayton, Ohio

Pursuant to Section 4731.22(G), medical license summarily suspended based on Board's determination that there is clear and convincing evidence that doctor is in violation of Section 4731.22(B)(19), Ohio Revised Code, and that his continued practice presents a danger of immediate and serious harm to the public. Order effective 01/10/2018. (See also: Citations/Proposed Denials below.)

CITATIONS/PROPOSED DENIALS

BAULA, Marvin Mercado, M.D. (#35.099925) — Fairborn, Ohio

Based on allegations that in the care of ten specified patients, the doctor failed to maintain minimal standards applicable to the selection or administration of drugs, or failed to employ acceptable scientific methods in the selection of drugs or other modalities for treatment of disease; and that he departed from, or the failed to confirm to, minimal standards of care of similar practitioners under the same or similar circumstances, whether or not actual injury to a patient is established; and that he violated or attempted to violate, directly or indirectly, or assisted in or abetted the violation of, or conspired to violate, a rule promulgated by the board, to wit: General provisions, rule 4731-11-02, Ohio Administrative Code, and the Standards and Procedures for Review of Ohio Automated Rx Reporting System. Notice of opportunity for hearing mailed 1/11/2018.

BERING, Thomas Gerard, M.D. (#35.088008) — York, Pennsylvania

Based on allegations that the doctor is impaired in his 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 doctor relapsed during or following treatment, which itself constitutes independent proof of impairment; and that the doctor committed an act that constituted a felony in this state, regardless of the jurisdiction in which the act was committed. Notice of opportunity for hearing mailed 1/11/2018.

SUMMER, Mory, M.D. (#35.024974) — Dayton, Ohio

Based on allegations that when the doctor failed to submit to a Board ordered psychiatric examination, a legal presumption exists that the doctor is unable to practice according to acceptable and prevailing standards of care without appropriate treatment, monitoring or supervision by reason of mental or physical illness. Notice of opportunity for hearing mailed 1/11/2018.

FINAL ORDERS

GASPERINE, James Vincent, M.D. (#35.097446) — Zanesville, Ohio

No further action taken on license to practice medicine and surgery. Based on the doctor's conviction in the Zanesville Municipal Court, to one count of Failure to Report a Crime or Knowledge of a Death or Burn Injury, a second degree misdemeanor, to which the doctor was sentenced to sixty days of jail (suspended), twenty-four months of probation, fifty hours of community service and a \$750 fine; which individually or collectively constitutes a conviction to a misdemeanor committed in the course of practice. Order effective 1/30/2018.

RICE, Janet Lynn, M.D. (Applicant) — Akron, Ohio

Medical license granted, and immediately suspended for an indefinite period of time. Subject to interim monitoring, conditions for reinstatement including the passage of the Special Purpose Examination (SPEX), and probationary terms, conditions and limitations for at least five years. Based on the finding that the doctor failed to undergo a Board ordered psychiatric and chemical dependency examinations; and that the doctor's acts, conduct, or omissions, individually or collectively constitute an impairment in her ability to practice according to acceptable and prevailing standards of care by reason of mental illness or physical illness, including, but not limited to, physical deterioration that adversely affects cognitive, motor, or perceptive skills; and that the doctor is impaired in her 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. Order effective 1/30/2018.

ZIA, Amir, M.D. (#35.091198) — Bowling Green, Kentucky

Medical license revoked and subject to a fifteen thousand dollar (\$15,000.00) fine. Based on the prior action of the Kentucky Board of Medical Licensure which restricted the doctor's license to practice medicine and surgery for an indefinite period of time by prohibiting the doctor from performing epidural steroid injections, facet joint injections, and radiofrequency thermocoagulation, and requiring the doctor to have a chaperone during sensitive examinations or in the presence of female patients. Order effective 1/30/2018. (Journal Entry – No hearing requested.)

VOLUNTARY PERMANENT SURRENDERS/ RETIREMENTS/WITHDRAWALS

KRAWCHECK, Randall Ochs, D.O. (#34.007819) — Asheville, North Carolina

Voluntary permanent surrender of license to practice osteopathic medicine and surgery authorized by doctor in lieu of formal disciplinary proceedings regarding possible violations of Section 4731.22(B)(24), Ohio Revised Code. Effective 1/10/2018.

REEVES, Robert S., Jr., M.D. (#35.050586) — Norwalk, Ohio

Voluntary permanent surrender of license to practice medicine and surgery authorized by doctor in lieu of formal disciplinary proceedings regarding possible violations of Section 4731.22(B)(9), Ohio Revised Code. Effective 1/10/2018.

CONSENT AGREEMENTS

DUMA, Gregory G., M.D. (#35.068722) — Mason, Ohio

Medical license suspended for an indefinite period of time, but not less than ninety days. Subject to general probationary requirements, and conditions for reinstatement including the requirement that the doctor enter into a subsequent consent agreement incorporating probationary terms, conditions and limitations as determined by the Board. Based on the doctor's admission that he is impaired in his 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. Agreement effective 1/10/2018.

OTTOLENGHI, Diane, L.M.T. (#33.004543) — Mansfield, Ohio

Certificate to practice massage therapy restored, and immediately suspended for a definite period of ninety days. Subject to a five-hundred dollar (\$500.00) fine, interim monitoring and probationary terms, conditions and limitations. Based on the massage therapist's admission that she committed an act that constitutes a felony in the state of Ohio, regardless of the jurisdiction in which the act was committed. Agreement effective 1/10/2018.

SALAMA, Sherif Aziz, M.D. (#35.071836) — Highland Heights, Ohio

Doctor's license to practice medicine and surgery reprimanded, and subject to a seven thousand five-hundred dollar (\$7,500.00) fine. Based on the doctor's admission that in the care of six specified patients, doctor violated the Medical Board's rules on the Standards and Procedures for Review of Ohio Automated Rx Reporting System; and failed to comply with statutory requirements to check the Ohio Automated Rx Reporting System. Agreement effective 1/10/2018.

PROBATIONARY REQUESTS AND MODIFICATIONS

ADIB, Malak S., M.D. (# 35.070170) — Kettering, Ohio

Doctor's request for approval of monitoring physician granted by vote of the Board on 1/10/2018. Frequency and number of charts to be reviewed established as 10 charts per week.

EWALD, Jesse Michael, M.D. (#35.124055) — Sunbury, Ohio

Doctor's request for approval of a reduction in appearances from every three months to every six months, and approval of discontinuance of chart review requirement, granted by vote of the Board on 1/10/2018.

FLYNN, Freeda J., M.D. (#35.066409) — St. Clairsville, Ohio

Doctor's request for approval of disruptive physician course, granted by vote of the Board on 1/10/2018.

FRANTZ, Nathan Buchanan, D.O. (#58.005803) — Cleveland Heights, Ohio

Doctor's request for a reduction in drug and alcohol rehabilitation meeting attendance from three meetings per week to two meetings per week with a minimum of ten meetings per month, granted by vote of the Board on 1/10/2018.

KHALILY, Cyma, M.D. (#35.060037) — Cincinnati, Ohio

Doctor's request for approval of controlled substance prescribing and medical records courses, granted by vote of the Board on 1/10/2018.

LENTINI, Ross Rosario, M.D. (#35.063449) — East Liverpool, Ohio

Doctor's request for approval to discontinue the Naltrexone requirement, granted by vote of the Board on 1/10/2018.

MA, Muyuan, M.D. (#35.130288) — Cleveland, Ohio

Doctor's request for approval of monitoring physician granted by vote of the Board on 1/10/2018.

PATEL, Dennis A., M.D. (#35.127412) — Lima, Ohio

Doctor's request for approval of discontinuance of chart review requirement, granted by vote of the Board on 1/10/2018.

ZEWAIL, Aly Mohamed Aly, M.D. (#35.088417) — Doylestown, Ohio

Doctor's request for approval of monitoring physician granted by vote of the Board on 1/10/2018.

REINSTATEMENTS

MCKINLEY, Christopher Mark, P.A. (#50.002432RX) — Cleveland, Ohio

Physician assistant's request for reinstatement of license granted by vote of the Board on 1/10/2018.

PROBATION TERMINATED

GRIFFIN, Brian Frederic, M.D. (#35.044328) — Powell, Ohio

Doctor's request for release from the terms of the 1/9/2013 Step II Consent Agreement, granted by vote of the Board on 1/10/2018. Release effective immediately.

MANDEL, David Ralph, M.D. (#35.042685) — Solon, Ohio

Doctor's request for release from the terms of the 12/9/2015 Consent Agreement, granted by vote of the Board on 1/10/2018. Release effective immediately.

URADU, Onyinyechi Rose, M.D. (#35.088677) — Russell, Kentucky

Doctor's request for release from the terms of the 9/14/2016 Board Order, granted by vote of the Board on 1/10/2018. Release effective immediately.

XIONG, Yi, D.O. (#58.007571) — Cincinnati, Ohio

Doctor's request for release from the terms of the 1/11/2017 Consent Agreement, granted by vote of the Board on 1/10/2018. Release effective 1/12/2018.

NON-DISCIPLINARY ACTIONS

WRIGHT, Sarah Ann, L.M.T. (#33.009899) — Kirtland, Ohio

Massage therapist's application for restoration of certificate to practice massage therapy granted, pending passage of the Massage and Bodywork Licensing Examination (MBLEX). Based on massage therapist having not practiced in at least two years prior to application for restoration of license. Order effective 1/11/2018. (Journal Entry – No hearing requested.)

COURT ACTIONS

GORDON, Scott David, D.O (#58.005769) — Harvard, Nebraska

Notice of Appeal of the 12/13/2017 Board Order filed with the Franklin County Court of Common Pleas on 12/26/2017.

MANSOUR, Waleed Nasr (#35.078230) — Youngstown, Ohio

Notice of Appeal of the 7/27/2017 Decision and Entry of the Court of Common Pleas of Franklin County, Ohio, filed with the Tenth District Court of Appeals on 8/25/2017.

SINGH, Giridhar (#35.072989) — Dublin, Ohio

Magistrate's Decision and Entry filed on 12/27/2017, in the Franklin County Court of Common Pleas, denying the doctor's motion for attorney's fees.

Please note that revocation and suspension Orders are not always effective immediately. If you have questions about effective dates or conditions governing a doctor'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 under "Lookup a License." If you have questions or need additional details about Citations, Board Orders, Consent Agreements, or Court Actions, please contact the Case Control Office. If you have questions regarding a probationary modification or a probationary request, please contact the Compliance Office. Our offices may be reached at (614) 466-3934.