

State Medical Board of Ohio
Formal Action Report – April 11, 2018

Prepared by: Colin G. De Pew, Assistant Attorney

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Please find below a summary of actions taken or initiated by the State Medical Board of Ohio on April 11, 2018 and an update of Board matters pending or decided in courts as of April 11, 2018.

CITATIONS/PROPOSED DENIALS

AL-SHAHED, Abdallah, M.D. (#35.085379) — Westlake, Ohio

Based on allegations that when the doctor knowingly authorized a fraudulent prescription forged by non-patient coworker and instructed a pharmacist not to contact law enforcement, the doctor's acts, conduct, and or omissions individually or collectively, constitute: Permitting one's name or one's license or certificate to practice to be used by a person, group, or corporation when the individual concerned is not actually directing the treatment given; and the selling, giving away, personally furnishing, prescribing, or administering drugs for other than legal and legitimate therapeutic purposes or a plea of guilty to, a judicial finding of guilt of, or a judicial finding of eligibility for intervention in lieu of conviction of, a violation of any federal or state law regulating the possession, distribution, or use of any drug; and the commission of an act that constitutes a felony in this state, regardless of the jurisdiction in which the act was committed. Notice of Opportunity for Hearing mailed 4/12/2018.

ASEF, Atta, D.P.M. (#36.002887) — Willoughby Hills, Ohio

Based on allegations with respect to the treatment and care of one specified patient, the doctor inappropriately touched the patient's genital and buttocks area for other than appropriate healthcare purposes; and also based on the doctor having pre-signed blank prescriptions without subsequently verifying the prescriptions where completed in accordance with directions. The doctor's acts, conduct, and or omissions individually or collectively, constitute: a departure from, or the failure to conform 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 violating or attempting to violate, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provisions of this chapter or any rule promulgated by the board, to wit: Prohibitions 4731-26-02, Ohio Administrative Code; and a departure from, or the failure to conform 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 the commission of an act in the course of practice that constitutes a misdemeanor in this state, regardless of the jurisdiction in which the act was committed. Notice of Opportunity for Hearing mailed 4/12/2018.

HAMILTON, Denise Ann, M.D. (#35.120596) — Xenia, Ohio

Based on allegations that the doctor violated the terms of a 12/13/2017 Board Order, when she failed to enter into the necessary financial and/or contractual arrangements with a Board approved testing facility, and failed to submit random toxicology screenings; and that her acts, conduct, and or omissions individually or collectively, constitute a violation of the conditions of limitation placed by the Board upon a license or certificate to practice. Notice of Opportunity for Hearing mailed 4/12/2018.

KELSO, Lisa Marie, L.M.T. (#33.021533) — Reynoldsburg, Ohio (NON-DISCIPLINARY)

Based on the allegation that the massage therapist has not been engaged in the active practice of massage therapy for more than two years. Notice of opportunity for hearing mailed 4/17/18.

FINAL ORDERS

AUL, Christopher Francis, L.M.T., L.A.C., L.O.M. (#33.009932, #66.000038, #65.000122) — Columbus, Ohio

Licenses to practice massage therapy, acupuncture, and oriental medicine permanently revoked. Based on the licensee's conviction in the Fairfield Court of Common Pleas, Fairfield Ohio, to one count of Pandering Sexually Oriented Material Involving a Minor, a fourth degree felony, and one count of Possession of Criminal Tools, a fifth degree felony. Order effective 4/12/2018.

CAPURRO, John Robert, M.D. (#35.058936) — Cincinnati, Ohio

License to practice medicine and surgery suspended for fifteen days, with fifteen days stayed, and subject to probationary terms, conditions and limitations for a period of at least one year, a one thousand dollar (\$1,000.00) fine. Based on the finding that with respect to the care and treatment of two patients the doctor issued methadone prescriptions for pain when they were actually for the treatment of opiate addiction, the doctor's conduct, individually, and/or collectively, constitutes: selling, giving away, personally furnishing, prescribing, or administering drugs for other than legal and legitimate therapeutic purposes or a plea of guilty to, a judicial finding of guilt of, or a judicial finding of eligibility for intervention in lieu of conviction of, a violation of any federal or state law regulating the possession, distribution, or use of any drug; and the commission of an act that constitutes a felony in this state, regardless of the jurisdiction in which the act was committed; and the commission of an act in the course of practice that constitutes a misdemeanor in this state, regardless of the jurisdiction in which the act was committed. Order effective 4/26/2018.

FELDMAN, Lawrence Richard, M.D. (#35.125299) — Ocean Ridge, Florida

License to practice medicine and surgery permanently revoked. Based on the prior action of the Maryland State Board of Physicians, which reprimanded the doctor's license based on the determination that with respect to: the care of fifteen patients the doctor failed to disclose the relationship between the owners of the practice and the laboratory to which specimens were sent; and with respect to the care of nine patients, the doctor's treatment fell below the minimum standards of care by overutilizing dermatologic procedures. Order effective 4/12/2018. (Journal Entry-No Hearing Requested)

MISJA, Charles Michael, M.D. (#35.093960) — Oakwood, Ohio

License to practice medicine and surgery suspended indefinitely but not less than one year, commencing on the thirty-first day following the effective date of the Order. Subject to conditions for reinstatement; and upon reinstatement subject to probationary terms, conditions and limitations for at least three years. Based on the finding that with respect to one specified patient at an inpatient psychiatric facility: the doctor's use of clozapine departed from the standard of care; failed to appropriately evaluate the patient or consider other medications; and failed to fulfill collaboration requirements in a standard care arrangement. The doctor's acts, conduct, or omissions constitute a departure from or failure to conform to minimal standards of care of similar practitioners under the same or similar circumstances; and that 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 the doctor failed to enter into a standard care arrangement with a clinical nurse specialist, certified nurse-midwife, or certified nurse practitioner with whom the doctor is in collaboration, or failed to fulfill the responsibilities of collaboration after entering into a standard care arrangement. Order effective 4/12/2018.

SAYEGH, Danny Joseph, M.D. (#35.129309) — Las Vegas, Nevada

The 72-hour examination of doctor, pursuant to Ohio Revised Code section 4731.22(B)(26), which was previously scheduled to take place in October, 2017, shall be rescheduled to take place within a reasonable period of time following the effective date of the Order. Based on the finding that the doctor's failure to submit to a Board-ordered outpatient examination for a chemical dependency examination was due to circumstances outside his control. Order effective 4/12/2018.

VOLUNTARY PERMANENT SURRENDERS/ RETIREMENTS/WITHDRAWALS

HUNTER, Theodore Marston, M.D. (# 35.043197) — Hamilton, Ohio

Permanent surrender / retirement of license to practice medicine and surgery authorized by doctor in lieu of further formal disciplinary proceedings pursuant to Sections 4731.22(B)(2), 4731.22(B)(6), 4731.22(B)(20), and 4731.22(B)(34), Ohio Revised Code. Effective 4/11/2018. Surrender / Retirement effective 5/11/2018.

PARDUE, Justin Carlos, L.M.T. (#33.023539) — Carlisle, Ohio

Permanent surrender of license to practice massage therapy authorized by massage therapist in lieu of further investigation pursuant to Sections 4731.22(B)(5), 4731.22(B)(20), Ohio Revised Code. Effective 4/11/2018.

STONE, Rodney Edmund, M.D. (#35.053035) — Dayton, Ohio (NON-DISCIPLINARY)

Permanent surrender of license to practice medicine and surgery authorized by doctor in lieu of continuing compliance with the terms of the May 2009 Consent Agreement. Effective 4/11/2018.

CONSENT AGREEMENTS

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

Medical license reinstated and subject to probationary terms, conditions and limitations for at least five years. Based on doctor having completed all requirements for reinstatement of license pursuant to the terms of the January 2018 Consent Agreement. Agreement effective 4/11/2018.

SWANSON, Shannon Lee, D.O. (#34.008887) — East Springfield, Pennsylvania

License to practice osteopathic medicine and surgery reprimanded and subject to a ten thousand dollar (\$10,000.00) fine, and probationary terms, conditions and limitations for at least three years. Based on the doctor's admission that she violated the terms, conditions, and prescribing limitations of her December 2016 consent agreement. Superseding Consent Agreement effective 4/11/2018.

PROBATIONARY REQUESTS AND MODIFICATIONS

BASEDOW, William K., D.O. (#34.005686) — Ironton, Ohio

Doctor's request for approval of a reduction in the number and frequency of chart reviews from ten charts per week to ten charts per month, granted by vote of the Board on 4/11/2018.

BELCHER, Allan Warren, D.O. (#34.011655) — Shaker Heights, Ohio

Doctor's request for approval to continue under the terms of the 1/14/2015 Board Order while residing in Utah, granted by vote of the Board on 4/11/2018.

DELA CRUZ, Renato Falgui, M.D. (#35.060832) — Belmont, Ohio

Doctor's request for approval of a controlled substance prescribing course, granted by vote of the Board on 4/11/2018.

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

Doctor's request for approval of drug testing to be conducted by the Kentucky Physician's Health Foundation, granted by vote of the Board on 4/11/2018.

KALIS, Perry Michael, M.D. (#35.038121) — South Zanesville, Ohio

Doctor's request for approval of a controlled substance prescribing course, granted by vote of the Board on 4/11/2018.

KERNS, John Raymond, D.O. (#34.004653) — Newark, Ohio

Doctor's request for early release from the terms of the 11/14/2012 Consent Agreement, denied by vote of the Board on 4/11/2018.

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

Massage therapist's request for approval of a professional ethics courses, granted by vote of the Board on 4/11/2018.

RICHARDSON, William Stanton, M.D. (#35.072474) — Westlake, Ohio

Doctor's request for approval of a reduction in personal appearances from once every three months to once every six months, granted by vote of the Board on 4/11/2018.

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

Doctor's request for approval to administer, personally furnish or possess controlled substances, granted by vote of the Board on 4/11/2018.

REINSTATEMENTS

None

PROBATION TERMINATED

BIERER, Craig Lindsey, D.O. (#34.008396) — Oxford, Ohio

Doctor's request for release from the terms of the 11/14/2012 Consent Agreement, granted by vote of the Board on 4/11/18. Release effective 4/14/2018.

BUTURLA, Sean Alexander Fryzell, M.D. (#35.122368) — Exeter, New Hampshire

Doctor's request for release from the terms of the 2/13/2013 Consent Agreement, granted by vote of the Board on 4/11/2018. Release effective 4/15/2018.

COURT ACTIONS

SIDDIQI, Munawar, M.D. (#35.077460) — London, Kentucky

Doctor's motion filed February 6, 2018 with the Franklin County Court of Common Pleas asking for suspension of the Board's order pending the doctor's appeal, denied on 4/10/2018.

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.