

**State Medical Board of Ohio**  
**Formal Action Report – September 12, 2018**

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Please find below a summary of actions taken or initiated by the State Medical Board of Ohio and an update of Board matters pending or decided in courts as of September 12, 2018.

**CITATIONS/PROPOSED DENIALS**

**BATES**, Elizabeth, M.D. (#35.126986) - Louisville, Kentucky

Based on the prior action of the Kentucky Board of Medical Licensure, which issued an Order of Indefinite Restriction that restricted and limited the doctor's license for an indefinite period of time, and also specified that the doctor shall not practice medicine in the context of hormone replacement and/or optimization therapy until the doctor completed a clinical skills assessment. Based in part on expert review of fifteen patient charts resulting in a finding of inappropriate prescribing and a general failure to perform adequate and appropriate physical examinations prior to testosterone and thyroid medication treatment. Notice of opportunity for hearing mailed 9/13/2018.

**EDWARDS**, Robert Harry, M.D. (#35.059180) - Weirton, West Virginia

Based on allegations that doctor failed to cooperate in an investigation conducted by the Board, when the doctor failed to respond to Board interrogatories on February 23, 2018, April 4, 2018, and June 4, 2018. Notice of opportunity for hearing mailed 9/13/2018.

**ERY**, Nicole, M.T. (APP-000162806) – Tecumseh, Michigan (NON-DISCIPLINARY)

Based on the massage therapist's submission of an application for a certificate to practice massage therapy in the state of Ohio; and that the massage therapist does not hold a diploma or certificate from a school, college, or institution in good standing as determined by the Board or hold a diploma or certificate, from a school, college, or institution in another state or jurisdiction that meets the Board's required course of instruction. Notice of opportunity for hearing mailed 9/19/2018.

**KAFUN**, Stefanie Marie, R.C.P. (#RCP.13066) - Fairlawn, Ohio

Based on the respiratory care therapist's plea of guilty in the Summit County, Ohio, Court of Common Pleas to possession of marijuana, a fifth degree felony, to which the therapist was sentenced to two years of community control. Notice of opportunity for hearing mailed 9/13/2018.

**MCNUTT**, Steven Scott, M.D. (#35.094053) - Shelby, Ohio

Based on allegations that the doctor violated the terms and conditions of limitation imposed on the doctor's license by an August 9, 2017 Consent Agreement, when the doctor failed to timely call-in to a Board-approved drug testing facility, and/or failed to present to the collection site; and failed to pay a fine in the amount of seven thousand five hundred dollars (\$7,500.00). Notice of opportunity for hearing mailed 9/13/2018.

**YOHANNES**, Demas Amaha, R.C.P. (#APP-000106654) - Columbus, Ohio

Based on allegations that respiratory care professional failed to cooperate in an investigation conducted by the Board, when the respiratory care professional failed to respond to Board interrogatories on February 8, 2018, March 19, 2018, April 23, 2018 and June 8, 2018. Notice of opportunity for hearing mailed 9/13/2018.

### **FINAL ORDERS**

**FELVER**, Michael Edward, M.D. (#35.064362) - Cleveland Heights, Ohio

License to practice medicine and surgery indefinite suspended for at least two hundred and seventy days, and subject to a four thousand dollar (\$4,000.00) fine and conditions for reinstatement. Based on: the doctor's failure to respond to Board investigators or Board requests for additional documentation; and the doctor's plea of guilty in the Parma Municipal Court, Cuyahoga County, Ohio, to Public Indecency, a misdemeanor; all of which individually or collectively constitute a plea of guilty to, a judicial finding of guilt, or a judicial finding of eligibility for intervention in lieu of conviction for, a misdemeanor involving moral turpitude; and failure to cooperate in an investigation conducted by the Board, including failure to comply with a subpoena or order issued by the board or failure to answer truthfully a question presented by the board in an investigative interview, office conference, deposition, or written interrogatories. Order effective 9/13/2018. (Journal Entry—No Hearing Requested).

**JOHNSON**, John Harlem, M.D. (#35.122140) - Altoona, Pennsylvania

License to practice medicine and surgery permanently revoked. Based on the doctor's plea of guilty in the United States District, Court, Southern District of Florida to Conspiracy to Commit Mail and Wire Fraud, and Conspiracy to Defraud the United States, to which the doctor was sentenced to sixty months in prison, three years probation, and restitution in the amount of \$15,170,220.00, joint and several with all codefendants; and the doctor's plea of guilty in the United States District Court for the Western District of Pennsylvania to Failure to Account for and Pay over Employment Taxes, and Willful Failure to Remit Employment Taxes, to which the doctor was sentenced to sixty months in jail, three years probation, and restitution in the amount of \$722,476.55; and the doctor's conviction in the United States District Court for the Western District of Pennsylvania to Conspiracy, to which the doctor was sentenced to twenty-four months

in prison, three years probation, and restitution in the amount of \$2,300,000.00; which individually or collectively constitute a plea of guilty to, a judicial finding of guilt, or a judicial finding of eligibility for intervention in lieu of conviction for, a felony. Order effective 9/13/2018.

**SEMAN**, Christopher Robert, D.O. (#34.007229) - East Palestine, Ohio

License to practice osteopathic medicine and surgery indefinite suspended for at least one year; subject to conditions for reinstatement and upon restoration, probation for at least one year. Based on the finding that the doctor engaged in sexual misconduct with one specified patient, and that the doctor had written prescriptions for non-controlled substances without maintaining a patient record and without performing an examination, which individually or collectively violates the Board's rules on sexual misconduct with patients; and constitutes departure from or 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. Order effective 9/13/2018.

### **CONSENT AGREEMENTS**

**HANOVER**, Kenneth M., M.D. (#35.083567) - Lima, Ohio

License to practice medicine and surgery indefinitely suspended for at least ninety days, and subject to a four thousand dollar (\$4,000.00) fine, conditions for reinstatement, and general probationary terms. Based on the doctor's admission that he entered treatment for opiate dependence at a board-approved treatment provider; that his treatment was precipitated by the doctor's use of Ketamine or Fentanyl. Agreement effective 9/12/2018.

**HOWKINS**, Michael John, D.O. (#34.004364) - Cleveland, Ohio

License to practice osteopathic medicine and surgery reinstated, and subject to general probationary requirements for at least five years. Based on doctor having completed all requirements for reinstatement of license pursuant to the terms of a 5/9/18 consent agreement. Agreement effective 9/12/2018.

**JARRETT**, Craig Michael, M.D. (#57.246500)- University Heights, Ohio

Medical license reprimanded and subject to probationary terms, conditions and limitations for at least one year. Based on the doctor's admission that while in residency he was warned by his Program Director for moonlighting at another hospital, and that he had been dishonest on three separate occasions, and that further lies would result in dismissal from the residency program. The doctor further admits that while at a second residency at another hospital, he was advised of the residency's policy against moonlighting, and despite this prohibition, he resumed moonlighting. Furthermore, the doctor admits there was an instance that occurred while he was moonlighting at another hospital, he was needed at his residency program, and that he neglected to arrange for patient coverage, and that these events led to his termination from his second residency program. The doctor further admits that in May 2018, he entered into a Probation

Agreement and Consent Order with the Massachusetts Board of Registration in Medicine that placed the doctor under probation for five years. Agreement effective 9/12/2018.

**RANIERI**, Thomas Anthony, M.D. (#35.061039) - New Castle, Pennsylvania

License to practice medicine and surgery indefinitely suspended, and subject to conditions for reinstatement, and probationary terms and conditions. Based on a prior action by the State Board of Medicine of the Commonwealth of Pennsylvania which issued a February 2018 Temporary Suspension and Notice of Hearing that temporarily suspended the doctor's license based upon a Federal Grand Jury Indictment charging the doctor with violating twenty-four counts of Distribution of Scheduled II Controlled Substances outside the usual course of practice. The doctor further admits that based on the advice of counsel, and his Fifth Amended right against self-incrimination, he declines to provide the Board with certain factual information concerning the pending criminal matter. Agreement effective 9/12/2018.

### **VOLUNTARY PERMANENT SURRENDERS/ RETIREMENTS/WITHDRAWALS**

**AGGARWAL**, Madhu, M.D. (#35.066290) - Moon Township, Pennsylvania

Permanent revocation and surrender of license to practice medicine and surgery authorized by doctor in lieu of formal disciplinary proceedings pursuant Sections 4731.22 (B)(10), and 4731.22 (B)(34), Ohio Revised Code. Effective 9/12/2018.

**COGSWELL**, Jill Lynne, R.C.P. (#RCP.7453) - Chesterland, Ohio

Voluntary permanent retirement of license to practice Respiratory Care authorized by respiratory care therapist, in lieu of formal disciplinary proceedings pursuant to Section 4761.09(A)(14), Ohio Revised Code. Effective 9/12/2018.

**KIRKWOOD**, David Charles, M.D. (#35.050689) - Arcanum, Ohio

Permanent revocation and surrender of license to practice medicine and surgery authorized by doctor in lieu of formal disciplinary proceedings pursuant Section 4731.22 (B)(9), Ohio Revised Code. Effective 9/12/2018.

### **PROBATIONARY REQUESTS AND MODIFICATIONS**

**BANGERT**, Michael Theodore, M.D. (#35.123521) - Jacksonville, Florida

Doctor's request for approval of new treating psychiatrist granted by vote of the Board on 9/12/2018.

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

Doctor's request for approval of medical records courses, and controlled substance prescribing course, granted by vote of the Board on 9/12/2018.

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

Doctor's request for approval of physician-patient boundary course; and controlled substance prescribing course, granted by vote of the Board on 9/12/2018.

**DE BOURBON**, Ernest Bitela, III, M.D. (#35.073780) - Dublin, Ohio

Doctor's request for approval of amended practice plan, granted by vote of the Board on 9/12/2018.

**ENGEL**, Erin Beth, D.P.M. (#36.003424) - Tipp City, Ohio

Doctor's request for approval of professional ethics course; and controlled substance prescribing course, granted by vote of the Board on 9/12/2018.

**KRAUSE**, Julie Anne, M.D. (#35.076897) - Cincinnati, Ohio

Doctor's request for approval of professional ethics course, granted by vote of the Board on 9/12/2018.

**LEUNG**, Steve Mingfung, M.D. (#57.027338) - Bedford, Ohio

Doctor's request for approval of new monitoring physician, granted by vote of the Board on 9/12/2018. Frequency and number of charts to be reviewed by monitor established as ten charts per month.

**MASON**, Richard Ray, D.O. (#34.007364) - Powell, Ohio

Doctor's request for approval of reduction in personal appearances from every three months to every six months, granted by vote of the Board on 9/12/2018.

**SWART**, Leslie Renee, M.T. (#33.014178) - Cincinnati, Ohio

Massage therapist's request for approval of reduction in personal appearances from every six months to annually; and request for approval of ethics courses, granted by vote of the Board on 9/12/2018.

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

Doctor's request for approval of discontinuance of the requirement to keep drug logs, granted by vote of the Board on 9/12/2018.

## **REINSTATEMENT REQUESTS**

**SIDDIQI**, Munawar, M.D. (35.077460) - London, Kentucky

Doctor's request for reinstatement of license to practice medicine and surgery granted by vote of the Board on 9/12/2018. Subject to terms and conditions established by the 12/13/2017 Board Order.

## **PROBATION TERMINATED**

**FURIN**, Jennifer Joan, M.D. (#35.097990) - Strongsville, Ohio

Doctor's request for release from the terms of the 1/9/2013 Board Order, granted by vote of the Board on 9/12/2018. Release effective 9/17/2018.

**VON DER EMBSE**, Kendra Nicole, D.O. (#34.012508) - Beavercreek, Ohio

Doctor's request for release from the terms of the 9/12/2013 Consent Agreement, granted by vote of the Board on 9/12/2018. Release effective immediately.

**NELSON**, Jeffery Tait M.D. (#35.131571) - Cleveland Heights, Ohio

Doctor's request for release from the terms of the 2/13/2013 Consent Agreement, granted by vote of the Board on 9/12/2018. Release effective 9/13/18.

## **COURT ACTIONS**

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

By Decision and Entry of the Franklin County Court of Common Pleas dated 8/30/2018, the State Medical Board of Ohio's Order issued on 4/11/2018 is affirmed.

**LANDRY**, Kristen Gabrielle, M.D., (#35.131934) – Columbus, Ohio

Journal Entry of Dismissal, filed 9/5/2018, in the Court of Appeals of Franklin County, Ohio, Tenth Appellate District.

**MOORE**, John Pease, III, M.D. (#35.069259) – Dayton, Ohio

Notice of Appeal of the 7/26/2018 Decision and Judgement Entry, filed on 8/27/2018, in the Court of Appeals of Franklin County, Ohio, Tenth Appellate District.

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.