

State Medical Board of Ohio
Formal Action Report – July 2015

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Date: July 31, 2015

Please find below a summary of actions taken or initiated by the State Medical Board of Ohio in July 2015 and an update of Board matters pending or decided in courts as of July 8, 2015.

CITATIONS/PROPOSED DENIALS

ALAHAKOON, Alex Tharinda, MD (#35.084175)--Columbus, Ohio

Based on allegations that the doctor made false, fraudulent, deceptive or misleading statements in relation to the practice of medicine or surgery, that the doctor obtained or attempted to obtain money or anything of value by fraudulent misrepresentations in the course of practice and that the doctor committed an act that constitutes theft, a felony in this state. Notice of opportunity for hearing mailed July 9, 2015.

DAUGHERTY, Joseph Franklin, III, MD (#35.039319)--Paris Hills, Kentucky

Based on prior action by the Kentucky Medical Board which temporarily restricts the doctor's practice of medicine for an indefinite time until certain conditions are met, including the doctor's completion of a clinical skills assessment and entrance into an educational plan if so recommended and based upon the alleged violations of limitation placed on his license pursuant to the 12/12/12 consent agreement for failure to obey all federal, state and local laws and all rules governing the practice of medicine in Ohio. Notice of opportunity for hearing mailed July 9, 2015.

ENGLISH, James Carey, MD (#35.048622)--Westerville, Ohio

Based on allegations that in the care of two specified patients the doctor sold, gave away, personally furnished, prescribed or administered drugs for other than legal and legitimate therapeutic purposes, the doctor engaged in conduct that constitutes a felony in this state and engaged in conduct that constitutes commission of an act in the course of practice that constitutes a misdemeanor in this state. Notice of opportunity for hearing mailed July 9, 2015.

JOHNSON, Molly Marie, MT (applicant)—Bettsville, Ohio

Based on allegations that the massage therapy applicant 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. Notice of opportunity for hearing mailed July 9, 2015.

PADGITT, Amanda Lynn, MT (applicant)—Girard, Ohio

Based on prior action by the Ohio Nursing Board which imposed a stayed suspension and probationary terms on the massage therapy applicant's certificate to practice as a licensed practical nurse and allegations that the massage therapy applicant made false, fraudulent, deceptive or misleading statements in the solicitation of or advertising for patients, in relation to the practice of a limited branch of medicine or in securing or attempting to secure any certificate to practice issued by the Board, and allegations that the massage therapy applicant failed to cooperate in an investigation conducted by the Board. Notice of opportunity for hearing mailed July 9, 2015.

SEHBAI, Aasim Shaheen, MD (#35.089651)--Lewes, Delaware

Based on prior action by the Delaware Medical Board which was itself based upon the doctor's admission of having drafted and sent a fraudulent letter of recommendation and allegations that the doctor's conduct constitutes the violation of Principles II and VIII of the American Medical Association's Principles of Medical Ethics. Notice of Opportunity for Hearing mailed July 9, 2015.

SRESTHADATTA, Paul, DO (#34.007180)—Powell, Ohio

Based on the doctor's alleged violations of the limitations placed on his license pursuant to the 11/5/14 Board order due to the doctor's failure to submit a urine specimen for drug and/or alcohol testing on 5 specified dates in April and May 2015 and on the doctor's failure to timely call in to the drug testing facility on 3 specified dates in May 2015. Notice of opportunity for hearing mailed on July 9, 2015.

TAYLOR, Thomas Edward, PA (applicant)—Columbus, Ohio

Based on allegations that the physician assistant 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 on allegations that physician assistant applicant has failed to fulfill requisite conditions for eligibility to receive a certificate to practice as a physician assistant because he does not hold current certification by the national commission on certification of physician assistants and that he does not hold a master's degree or higher from an accredited program. Notice of opportunity for hearing mailed July 9, 2015.

FINAL ORDERS

AKHTAR-ZAIDI, Syed Jawed, MD--(#35.068528)—Solon, Ohio

Medical license revoked and doctor shall pay a fine of \$5000 no later than 30 days after the effective date of the order. Based on the Immediate Suspension of the doctor's Drug Enforcement Administration certificate of registration; the summary suspension of the doctor's terminal distributor's license by the Ohio State Board of Pharmacy; and the finding that the doctor failed to comply with the standards and procedures established for the operation of or the provision of care at a pain management clinic. Order effective July 28, 2015.

ALLEN, Amanda Elizabeth, MT (#33.021483)--Bedford Heights, Ohio

Massage therapy license permanently revoked. Based on the massage therapist's alleged violations of the limitations placed on her license pursuant to the 2/12/14 consent agreement due to the massage therapist's failure to submit quarterly declarations of compliance to the Board, failure to appear before the Board or designee for an in-person interview, failure to submit to random urine drug screens for drugs and alcohol at least four times per month, failure to enter into necessary arrangements with the Board's approved drug testing facility or collection site and to provide those documents to the Board, failure to undertake and maintain participation in an alcohol and drug rehabilitation program at least 3 times per week and to submit acceptable documentary evidence of attendance, and failure to enter into an aftercare contract with a Board-approved treatment provider. (No hearing requested). Order effective July 28, 2015.

BEISTEL, Andrew John, DO (#34.009942)—Canfield, Ohio

Medical license suspended for ten days to take effect on the thirty-first day following the effective date of the order and probationary terms, conditions and limitations as set forth in the 8/12/2010 consent agreement extended for 180 days. Based on doctor's alleged violations of his 8/12/2010 Consent Agreement due to his failure to timely call in to the Board-approved drug testing facility, failure to appear for required urine screens and failure to submit documentation of attendance at alcohol and drug rehabilitation meetings. Order effective July 28, 2015.

BROWNING, Stranton, Jr. MT (applicant)—Union, Ohio

Application for massage therapy license permanently denied. Based on massage therapist applicant's felony convictions in the Montgomery County Court of Common Pleas on Corruption of a Minor and Failure to Verify. Order effective July 9, 2015.

RATLIFF, John Edward, DO (#34.002509)—Blacklick, Ohio

Osteopathic medical license suspended for at least 90 days with interim monitoring conditions and conditions for reinstatement or restoration of license established; suspension to take effect on the thirty-first day following the effective date of the order. Upon reinstatement or restoration of license, doctor's license to be subject to probationary terms, conditions and limitations for at least three years. Further, upon reinstatement or restoration of license, doctor is permanently limited and restricted from prescribing, administering, dispensing or otherwise providing any narcotic analgesics including but not limited to single entity or combination products containing oxycodone, hydrocodone, hydromorphone, oxymorphone or codeine. The limitation shall not apply to buprenorphine-containing products or any other products that are approved to treat drug

addiction, provided that they are prescribed, administered, dispensed or otherwise provided in accordance with FDA-approved labeling and other federal and state requirements. Based on the finding 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, with respect to 11 specified patients; the finding that the doctor departed from or failed to conform to, minimal standards of care; and the finding that the doctor violated the Board's rules relating to controlled substances and the treatment of intractable pain. Order effective July 28, 2015.

RIEL-GUZMAN, Florencia A., MD (#35.037120)—Cincinnati, Ohio

Medical license suspended for at least 60 days with interim monitoring conditions and conditions for reinstatement or restoration of license established; suspension to take effect on the thirty-first day following the effective date of the order. Upon reinstatement or restoration, doctor's license to be subject to probationary terms, conditions and limitations for at least three years. Based on findings that the doctor permitted unlicensed individuals and others not authorized by law to perform light-based medical treatments on patients, and that the doctor failed to initially perform or document performing a personal evaluation of the patients to determine whether the proposed application of a light based medical device was appropriate, which constitute felonies and a departure from or failure to conform to minimal standards of care. Order effective July 9, 2015.

SHUSHUNOV, Sergei, MD (#35.060839)--Buffalo Grove, Illinois

Medical license permanently revoked. Based on the doctor's conviction in the Circuit Court of Cook County, Illinois, on one felony count of Attempted Armed Robbery and one felony count of Aggravated Battery and on prior action by the Kansas State Board of Healing Arts which revoked the doctor's license. Order effective July 9, 2015.

LICENSE REINSTATED

MILLS, Kyle Finnian, MD (#35.065391)—Wapakoneta, Ohio

Doctor's request for reinstatement of license granted by vote of the Board on July 8, 2015, subject to the probationary terms and conditions as outlined in the November 5, 2014 Board Order for a minimum of five years. Effective immediately.

NGENGWE, Raphael, MD (#35.088468)--New York, NY

Doctor's request for the reinstatement of license granted by vote of the Board on July 8, 2015. Effective immediately.

VOLUNTARY SURRENDERS/RETIREMENTS/WITHDRAWALS

ANTHONY, James J., MD (#35.032632)--Cincinnati, Ohio

Permanent retirement of license to practice medicine and surgery authorized by doctor in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(19), Ohio Revised Code.
Effective July 8, 2015.

CONSENT AGREEMENTS

COLLEY, David Mark, II, MT (applicant)—Columbus, Ohio

Application to practice massage therapy granted and license immediately suspended for an indefinite period of time with interim monitoring conditions and conditions for reinstatement established, including requirement that massage therapist enter into a subsequent consent agreement incorporating probationary terms, conditions, and limitations as determined by the Board. Based on massage therapist'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 July 8, 2015.

DOSS, Candice Julie, MT (#33.013816)—Miamisburg, Ohio

Massage therapy license suspended for an indefinite period of time with interim monitoring conditions and conditions for reinstatement established, including requirement that massage therapist enter into a subsequent consent agreement incorporating probationary terms, conditions and limitations as determined by the Board. Based upon massage therapist's admission that she 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. Agreement effective July 8, 2015.

INGRAM, Gregory Allen, MD (#35.098552)—Ravenna, Ohio

Medical license suspended for an indefinite period of time with interim monitoring conditions and conditions for reinstatement established. Based upon doctor's admission that he has failed to cooperate in an investigation conducted by the Board. Agreement effective July 8, 2015.

MEHRA, Maneesh Lal, MD (#35.094934)—Strongsville, Ohio

Medical license reinstated 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 a 1/14/15 consent agreement. Agreement effective July 8, 2015.

MUDD, Mary Elizabeth, MD (#35.051008)—Westerville, Ohio

Medical license reprimanded and subject to probationary terms, conditions and limitations for at least one year. Based on doctor's admission that in her care and treatment of 10 specified liposuction patients, the doctor violated Board rules governing office based surgery, which constitutes a departure from or failure to conform to minimal standards of care of similar practitioners under the same or similar circumstances. Agreement effective July 8, 2015.

PEACOCK, Kimberly Marie, DO (#58.005763)—Sandusky, Ohio

Osteopathic training certificate subject to probationary terms, conditions and limitations for least one year. Based on doctor's admission that she is unable to practice according to acceptable and prevailing standards of care because of physical or mental illness. Agreement effective July 8, 2015.

PROBATIONARY REQUESTS AND MODIFICATIONS

BIANCO, Valentino John, III, DO (#58.004448)--Pittsburgh, Pennsylvania

Doctor's request for approval that the drug testing and alcohol and drug rehabilitation meeting attendance monitoring be conducted by the Pennsylvania Board granted by vote of the Board on July 8, 2015.

DEMINT, Franklin Donald, DO (#34.005493)—Kingston, Ohio

Doctor's request for approval of medical record-keeping courses granted by vote of the Board on July 8, 2015. Doctor's request for approval of prescribing course denied by vote of the Board on July 8, 2015.

DICKSON, Bradley Earl, MD (#35.065323)--Grove City, Ohio

Doctor's request to reduce personal appearances to every six months granted by vote of the Board on July 8, 2015.

FISHMAN, David Jay, MD (#35.039578)--Willoughby Hills, Ohio

Doctor's request for approval of medical ethics course granted by vote of the Board on July 8, 2015.

FRANKOWSKI, Deborah Lynne, MD (#35.071191)—Montgomery, Ohio

Doctor's request to reduce required drug and alcohol rehabilitation meetings to two per week with a minimum of ten per month and to reduce required personal appearances to every six months granted by vote of the Board on July 8, 2015.

HARD, Wesley Frank, MD (#35.047888)—Columbus, Ohio

Doctor's request to reduce personal appearances to every six months granted by vote of the Board on July 8, 2015.

HARRIS, Matthew Reid, DO (#34.008347)—Columbus, Ohio

Doctor's request to reduce personal appearances to every six months granted by vote of the Board on July 8, 2015.

HAWLEY, Aimee Lynn, MD (#35.079024)—Findlay, Ohio

Doctor's request for approval of ethics courses granted by vote of the Board on July 8, 2015.

HEYDT, David Miller, MD (#35.126186)--Edgewater, Maryland

Doctor's request for approval of the Maryland Professional Rehabilitation Program to conduct the drug testing requirements while residing and practicing in Maryland granted by vote of the Board on July 8, 2015.

HUGHES, David Michael, DO (#34.005786)—Defiance, Ohio

Doctor's request for approval of prescribing course granted by vote of the Board on July 8, 2015.

IQBAL, Zafar, MD (#35.077054)--Prince George, BC, Canada

Doctor's request for release from the terms of the April 11, 2012 Consent Agreement granted by vote of the Board on July 8, 2015.

KAUFMAN, Andrew Russell, MD (#35.091406)--Fayetteville, New York

Doctor's request for release from the terms of the March 10, 2011 Consent Agreement granted by vote of the Board on July 8, 2015.

KUMAR, I. Praveen, MD (#35.066270)—Hudson, Ohio

Doctor's request for approval of a new monitoring physician granted by vote of the Board on July 8, 2015.

MAIER, Adam Christopher, DO (#34.011814)—Columbus, Ohio

Doctor's request for approval of monitoring physician and treating psychiatrist granted by vote of the Board on July 8, 2015. Frequency and number of charts to be reviewed established by the Board.

MERKIN, Bruce Jeffrey, MD (#35.086596)—Copley, Ohio

Doctor's request for approval of a new monitoring physician granted by vote of the Board on July 8, 2015.

MURTHY, Siva Rao, MD (#35.050136)—Westlake, Ohio

Doctor's request for discontinuance of the drug log requirement granted by vote of the Board on July 8, 2015.

PALAPARTY, Pooranand, MD (#35.042486)--North Olmsted, Ohio

Doctor's request for approval of ethics course granted by vote of the Board on July 8, 2015.

PALMA, Michael J., MD (#57.024151)—Topsham, Maine

Doctor's request for approval of new psychotherapist granted by vote of the Board on July 8, 2015.

SWANSON, Shannon Lee, DO (#34.008887)--East Springfield, Pennsylvania

Doctor's request for approval of controlled substance prescribing course granted by vote of the Board on July 8, 2015.

PROBATION TERMINATED

EATON, Lynne Antoinette, MD (#35.060149)—Delaware, Ohio

Doctor's request for release from the terms of the March 10, 2010 Step II Consent Agreement granted by vote of the Board 7/8/15. Effective 7/10/15.

KAISER, Joseph Brian, MT (#33.004473)—Glenmont, Ohio

Massage therapist's request for release from the terms of the May 8, 2013 Consent Agreement granted by vote of the Board 7/8/15. Effective 7/12/15.

MILLIS, Wendy A., MD (#35.073484)—Clyde, Ohio

Doctor's request for release from the terms of the June 12, 2013 Step II Consent Agreement granted by vote of the Board on 7/8/15. Effective 7/13/15.

NON-DISCIPLINARY ORDERS

GODFREY, Hilary Estella, MT (#33.005035)—Andover, Ohio

Massage therapist's application for restoration of license to practice massage therapy conditionally granted, pending passage of the Massage and Bodywork Licensing Examination within six months of May 21, 2015. (Journal Entry-No hearing requested.) Effective July 9, 2015.

MAY, Laura Rachel McGuinness, MT (#33.014557)--Brunswick Hills, Ohio

Massage therapist's application for restoration of license to practice massage therapy conditionally granted, pending passage of the Massage and Bodywork Licensing Examination within six months of May 21, 2015. (Journal Entry-No hearing requested.) Effective July 9, 2015.

COURT ACTIONS

BASEDOW, William K., DO (#34.005686)--Ironton, Ohio

Notice of appeal of the 6/23/15 Board Order suspending and permanently limiting the doctor's license to practice osteopathic medicine and surgery filed by the doctor with the Franklin County Court of Common Pleas on July 7, 2015.

DRAKE, Miles Edward, Jr., MD (applicant)—Columbus, Ohio

By Decision and Final Judgment on May 23, 2015, Franklin County Court of Common Pleas affirmed the 7/10/12 Board Order revoking the doctor's license to practice medicine and surgery.

By Decision and Judgment Entry on June 16, 2015, Franklin County Court of Common Pleas affirmed the 9/12/13 Board Order permanently denying the doctor's application for a certificate to practice medicine and surgery.

EDMANDS, Christopher James, DO (applicant)--Parkersburg, West Virginia

By Entry dated July 20, 2015 and Decision dated June 30, 2015, Court of Appeals of Ohio, Tenth Appellate District reversed the decision of the Franklin County Common Pleas Court affirming the 5/14/14 Board Order permanently denying the doctor's application for a certificate to practice medicine and surgery and remanded the matter to the Franklin County Court of Common Pleas.

FLYNN, Freeda J., MD (#35.066409)--St. Clairsville, Ohio

Decision and Entry of the Franklin County Court of Common Pleas on June 16, 2015, granted the doctor's motion for suspension of the 5/13/15 Board Order placing doctor's certificate to practice medicine and surgery under probationary terms.

GRIFFITH, Duane Lee, MD (#35087588)--Tyler, Texas

Magistrate's Decision vacating the 8/14/13 Board Order revoking the doctor's certificate to practice medicine and surgery was filed on June 23, 2015.

MANSOUR, Waleed Nasr, M.D. (#35.078230)--Youngstown, Ohio

By Judgment Entry dated July 8, 2015, the matter was remanded to the Board for further proceedings consistent with the 5/5/15 Decision of the Court of Appeals of 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 at <http://www.med.ohio.gov/> under "Licensee Profile and Status." 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.