

**State Medical Board of Ohio**  
**Corrected Formal Action Report – August 2015**

Prepared by: Kimberly C. Anderson, Chief Legal Counsel

Date: September 23, 2015

Corrected: October 9, 2015

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Please find below a summary of actions taken or initiated by the State Medical Board of Ohio in August 2015 and an update of Board matters pending or decided in courts as of August 12, 2015.

**PRE-HEARING SUSPENSIONS**

**MIMA**, James Patrick, PA (#50.001830)--Deerfield, Ohio

Pursuant to Section 3719.121(C), Ohio Revised Code, physician assistant's license to practice is immediately suspended based upon intervention in lieu of conviction for one felony count of Theft of Drugs by the Court of Common Pleas of Summit County, Ohio. Order effective August 12, 2015. (*See also; Citations/Proposed Denials below.*)

**CITATIONS/PROPOSED DENIALS**

**BATRA**, Devender Kumar, MD (#35.067462)—St. Clairsville, Ohio

Based on allegations that doctor obtained or attempted to obtain money or anything of value by fraudulent misrepresentations in the course of practice as indicated by the April 19, 2014 Settlement Agreement with the United States Department of Justice and the Office of Inspector General of the United States Department of Health and Human Services. The settlement agreement was based upon allegations that the doctor entered into a compensation arrangement that resulted in the submission of false claims in violation of the Stark statute. Notice of opportunity for hearing mailed 8/13/15.

**CARDINAL**, Traci Lee, PA (#50.003064)—Springfield, Ohio

Based on allegations that from April 2010 to December 2012, the physician assistant practiced as a physician assistant but failed to have a Board-approved supervision agreement in place, and that she failed to keep records of quality assurance activities related to her practice as a physician assistant. Notice of opportunity for hearing mailed 8/13/15.

**LEIBOLD**, Jennifer Elaine, PA (#50.001562)—Springboro, Ohio

Based on allegations that from November 2009 to December 2012, the physician assistant practiced as a physician assistant but failed to have a Board-approved supervision agreement in

place, and that she failed to keep records of quality assurance activities related to her practice as a physician assistant. Notice of opportunity for hearing mailed 8/13/15.

**MIMA**, James Patrick, PA (#50.001830)—Deerfield, Ohio

Based on the finding by the Court of Common Pleas of Summit County, Ohio that physician assistant is eligible for intervention in lieu of conviction for one felony count of Theft of Drugs, a fourth degree felony. Notice of opportunity for hearing mailed August 13, 2015.

**NOTESTINE**, Bethany Joy, MT (Applicant)—Cincinnati, Ohio

Based on the massage therapy applicant's felony conviction for Possession of Heroin in the Court of Common Pleas of Hamilton County, Ohio and her felony conviction for Conspiracy to Distribute, Attempt to Distribute and Possess with Intent to Distribute in Excess of One Kilogram of Heroin and an Amount of Cocaine in the United States District Court, Southern District of Ohio, Western Division. Notice of opportunity for hearing mailed August 13, 2015.

**PEREZ**, Cara Elizabeth, MD (#35.081196)—Dayton, Ohio

Based on the doctor's failure to have Board-approved supervision agreements for two physician assistants under her supervision from November 2009 to December 2012. Also based on the doctor's failure to develop and have in place a quality assurance system to assess the physician assistants' performance. Notice of opportunity for hearing mailed August 13, 2015.

**SCHWARTZ**, Steven Barnet, MD (#35.093861)--Sinking Spring, PA

Based upon the doctor's plea of guilty in the Court of Common Pleas of Berks County, Pennsylvania to one count of Sexual Abuse of Children-Child Pornography. Notice of opportunity for hearing mailed August 13, 2015.

## **DISMISSALS**

**KARETI**, Mohan Y, M.D. (#35.076522)--Broadview Heights, Ohio

By Order and Entry dated 7/28/15, allegations contained in 4/8/15 Notice of Opportunity for Hearing dismissed without prejudice. Effective 7/28/15.

**GOLDSCHMIDT**, Matthew J., M.D. ((#35.083072)—Lakewood, Ohio

By Order and Entry dated 7/28/15, specific factual allegation in 10/9/13 Notice of Opportunity which stated "While representatives of the Board were questioning you about this issue, you walked out of the office conference and did not return." dismissed without prejudice. The remainder of the 10/9/13 Notice of Opportunity for Hearing remains in effect. Effective 7/28/15.

## **FINAL ORDERS**

**ALLEN**, Mark L., MD (#35.063078)—Poland, Ohio

Medical license suspended for at least one year with interim monitoring conditions and conditions for reinstatement or restoration of license established. Upon reinstatement or restoration of license, doctor's license to be subject to probationary terms, conditions and limitations for at least five years. Based on the doctor's admission that he consumed alcohol and his violation of the limitations placed on his license pursuant to the November 9, 2011 consent agreement due to his consumption of alcohol, failure to timely call in to a Board-approved drug testing facility and failure to submit to a scheduled urine screen. Order effective August 13, 2015.

**DANG**, Thuan Duc, MD (57.025657 and applicant)—Beavercreek, Ohio

Medical license granted subject to permanent limitation/restriction that doctor shall not independently perform elective vascular surgery or perform elective vascular surgery as the primary responsible physician. Doctor's medical license is subject to probationary terms, conditions and limitations for at least five years. Based on prior action by the Maryland State Board of Physicians which permanently prohibited the doctor from performing carotid endarterectomy procedures, reprimanded him and placed his license on probation and prior voluntary permanent surrender of the doctor's license accepted by the Commonwealth of Pennsylvania, State Board of Medicine. Order effective August 13, 2015.

**HOBOWSKY**, Martin Richard, DO (#34.006544)—South Charleston, Ohio

Medical license suspended for 30 days and the probationary terms, conditions and limitations of the April 2010 Consent Agreement extended for at least one year. Based on doctor's violations of his April 2010 Consent Agreement due to his failure to submit quarterly declarations and his failure to cooperate in an investigation. Order effective August 26, 2015.

**REDDY**, Sheila Sandadi, MD (#57.020391)—Cleveland, Ohio

Commencing on January 1, 2016, medical training certificate suspended for 30 days and the probationary terms, conditions and limitations in the February 2013 Step II Consent Agreement shall remain in full force and effect. Based on doctor's violations of her February 2013 Step II Consent Agreement due to her failure to timely call in to a Board-approved drug testing facility and failure to appear for required urine screens. Order effective August 26, 2015.

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

**ABBOUSY**, Fadhil K., MD (#35.032086)--Hartville, Ohio

Permanent revocation of license to practice medicine and surgery authorized by doctor in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(12) and 4731.22(B)(19), Ohio Revised Code. Effective 8/12/15.

**SMITH, William O., MD (#35.037402)**—Springfield, Ohio

Permanent revocation of license to practice medicine and surgery authorized by doctor in lieu of formal disciplinary proceedings pursuant to Sections 4731.22(B)(24) and (B)(20), Ohio Revised Code. Effective 8/12/15.

### **CONSENT AGREEMENTS**

**CHU, Paul P., M.D. (35.053485)**—Springfield, Ohio

Medical license subject to probationary terms, conditions and limitations until at least August 30, 2017. Based on violation of the limitations placed on doctor's license pursuant to the February 2012 Step II consent agreement due to his failure to call in or to timely call in to a Board-approved drug testing facility. Agreement effective July 8, 2015.

**CROUSE, Micah Shawn, MD (#35.093481)**--Lexington, Ohio

Medical license suspended for 30 days commencing fifteen days after the effective date of the agreement. Based on the doctor's admission that he committed an act in the course of practice that constitutes a misdemeanor which was itself based upon the doctor's pre-signing of six blank prescriptions to be used for one patient to obtain methylphenidate, a Schedule II controlled substance. Agreement effective August 12, 2015.

**DERAKHSHAN, Iraj, M.D. (#35.037499)**--Charleston, WV

Medical license suspended for at least ninety days with conditions for reinstatement established, including requirement that doctor enter into a subsequent consent agreement incorporating probationary terms, conditions and limitations as determined by the Board. Medical license continues to be permanently limited and restricted pursuant to the 5/14/08 Consent Agreement. Based upon prior action of the West Virginia Board of Medicine which reprimanded the doctor for unprofessional conduct in obtaining a former patient's medical records from subsequent medical providers through the use of an altered release, and without obtaining the patient's consent. Agreement effective August 12, 2015.

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

Medical license reinstated subject to probationary terms, conditions and limitations for at least three years. Based on doctor having completed all requirements for reinstatement of license pursuant to the terms of a 5/13/15 Consent Agreement. Agreement effective August 12, 2015.

**KOTLIN, Holly Christine, MT (#33.007077)**—Aurora, Ohio

Application for restoration of license to practice massage therapy granted and license immediately suspended for a definite period of 180 days. Upon reinstatement, the license shall be subject to probationary terms, conditions and limitations for two years. Based on massage therapist's practice of massage therapy for more than four years after the expiration of license on October 1, 2010, which constitutes the commission of an act that constitutes a felony. Agreement effective August 12, 2015. Agreement effective August 12, 2015.

**LOMAS, Ben, MD (#3.044297)—Harrison, Ohio**

Medical license subject to probationary terms, conditions and limitations for at least three years based upon doctor's admission that he departed from or failed to conform to minimal standards of care of similar practitioners under the same or similar circumstances. Agreement effective August 12, 2015.

**ROSS, John Allen, M.D. (#35.064459)—Fostoria, Ohio**

Commencing on the 31<sup>st</sup> day after the effective date of the agreement, doctor's license indefinitely suspended for at least 60 days, subject to interim monitoring conditions and conditions for reinstatement established, including requirement that doctor enter into a subsequent consent agreement incorporating probationary terms, conditions and limitations as determined by the Board. Based on doctor's admission that he committed acts constituting a felony based on the doctor's providing office staff with pre-signed prescriptions to be completed at a later date by office staff and based on his admission that he committed acts constituting a felony and misdemeanors and failed to conform to minimal standards of care for allowing non-physician employees to use a light based medical device to perform i-Lipo laser treatments on 6 patients in 2012 and 2013. Agreement effective 8/12/15.

**VELLANKI, Suman Chandra, MD (#57.021525)—Barberton, 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 5/13/15 Consent Agreement. Agreement effective August 12, 2015.

### **PROBATIONARY REQUESTS AND MODIFICATIONS**

**BEDDELL, Gregory Michael, MD (#35.088522)-- New York, NY**

Doctor's request to continue under the terms of the August 11, 2010 Step II Consent Agreement while residing in New York and doctor's request for approval of monitoring physician granted by vote of the Board on August 12, 2015.

**DEMINT, Franklin Donald, DO (#34.005493)--Kingston, Ohio**

Doctor's request for approval of controlled substance prescribing course granted by vote of the Board on August 12, 2015.

**ERICKSON**, Mary Jo-Ellen, MD (#35.073493)—Dayton, Ohio

Doctor's request for approval of ethics course granted by vote of the Board on August 12, 2015.

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

Doctor's request for approval of medical record keeping course granted by vote of the Board on August 12, 2015.

**JOHNSON**, Gregory Gene, MD (#35.048254)—Uniontown, Ohio

Doctor's request for a reduction in psychotherapy sessions from every two months to every six months granted by vote of the Board on August 12, 2015.

**KANG**, Kavita A., DO (#34.010993)—Loveland, Ohio

Doctor's request for approval of psychotherapist granted by vote of the Board on August 12, 2015.

**KARAKASIS**, Christopher J., MD (#35.095844)--Durham, NC

Doctor's request for approval of the drug testing to be conducted by the North Carolina Physicians Health Program while doctor resides in North Carolina granted by vote of the Board on August 12, 2015.

**KAY**, Bruce Saul, MD (#35.049187)—Columbus, Ohio

Doctor's request for approval of practice plan granted by vote of the Board on August 12, 2015.

**MA**, Muyuan, MD (#57.025518)—Cleveland, Ohio

Doctor's request for approval of monitoring physician and treating psychiatrist granted by vote of the Board on August 12, 2015. Frequency and number of charts to be reviewed by monitor established.

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

Doctor's request for approval of treating psychiatrist granted by vote of the Board on August 12, 2015.

**O'CONNELL**, David, MD (#35.082498)—Cincinnati, Ohio

Doctor's request for approval of treating psychiatrist and treating psychotherapist granted by vote of the Board on August 12, 2015.

**PALMA**, Michael J., MD (#57.024151)--Topsham, ME

Doctor's request for approval of treating psychiatrist granted by vote of the Board on August 12, 2015.

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

Doctor's request for approval of treating psychiatrist granted by vote of the Board on August 12, 2015.

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

Doctor's request for approval of medical record keeping and office management courses granted by vote of the Board on August 12, 2015.

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

Doctor's request for approval of practice plan granted by vote of the Board on August 12, 2015.

**VARGO**, Bradley Joseph, DO (#34.004864)—Kirtland, Ohio

Doctor's request for approval of ethics course granted by vote of the Board on August 12, 2015.

**VERRILLA**, Ronald Gerard, DPM (#36.002664)—Columbus, Ohio

Doctor's request for approval of an extension of the ethics course completion to November 1, 2015 granted by vote of the Board on August 12, 2015.

### **PROBATION TERMINATED**

**BAUM**, Michael Raymond, MD (#35.043893)—Barnesville, Ohio

Doctor's request for release from the terms of the 8/12/10 Step II Consent Agreement granted by vote of the Board on 8/12/15. Effective immediately.

**BEDDELL**, Gregory Michael, MD (#35.088522)--New York, NY

Doctor's request for release from the terms of the 8/11/10 Step II Consent Agreement granted by vote of the Board on 8/12/15. Effective immediately.

**BROTT**, Edwin T. Strong, MD (#35.062695)—Cincinnati, Ohio

Doctor's request for release from the terms of the 8/14/13 Consent Agreement granted by vote of the Board on 8/12/15. Effective August 14, 2015.

**HANLON**, Michele, MT (#33.006842)—Cincinnati, Ohio

Massage therapist's request for release from the terms of the 6/12/13 Consent Agreement granted by vote of the Board on 8/12/15. Effective immediately.

**HASSAN**, Noor U., MD (#35.033418)—Cincinnati, Ohio

Doctor's request for release from the terms of the 8/13/14 Board Order granted by vote of the Board on 8/12/15. Effective August 15, 2015.

**MOUGINIS**, Tamyra Lee, MD (#35.058913)--Olmsted Twp., Ohio

Doctor's request for release from the terms of the 6/9/10 Board Order granted by vote of the Board on 8/12/15. Effective August 13, 2015.

**TOBLER**, Juliana J. (Oak), MD (#57.022106)—Cleveland, Ohio

Doctor's request for release from the terms of the 8/14/13 Consent Agreement granted by vote of the Board on 8/12/15. Effective August 15, 2015.

**WAISSBLUTH**, Alvaro Daniel, MD (#35.076104)--Middletown, Ohio

Doctor's request for release from the terms of the 8/14/13 Consent Agreement granted by vote of the Board on 8/12/15. Effective August 15, 2015.

**WHITAKER**, Emmett Edwin, III, MD (#35.121452)—Columbus, Ohio

Doctor's request for release from the terms of the 6/12/13 Consent Agreement granted by vote of the Board on 8/12/15. Effective August 13, 2015.

### **NON-DISCIPLINARY ORDERS**

**BOLTZ**, Patrick Francis, MT (#33.004330)—Dayton, Ohio

Massage therapist's application of his license to practice massage therapy granted, pending passage of the Massage and Bodywork Licensing Examination. Based on massage therapist having not practiced in at least two years prior to application for restoration of license. Order effective August 13, 2015. (Journal Entry-No hearing requested.)

**DERBYSHIRE**, Paula Denise, MT (#33.009064)—Canton, Ohio

Massage therapist's application of her license to practice massage therapy granted, pending passage of the Massage and Bodywork Licensing Examination. Based on massage therapist having not practiced in at least two years prior to application for restoration of license. Order effective August 13, 2015. (Journal Entry-No hearing requested.)

**LIMAS**, Catherine Elizabeth, MT (#33.006880)—Akron, Ohio

Massage therapist's application of her license to practice massage therapy granted, pending passage of the Massage and Bodywork Licensing Examination. Based on massage therapist having not practiced in at least two years prior to application for restoration of license. Order effective August 13, 2015. (Journal Entry-No hearing requested.)

**NELSON**, Amalia Ruth, MT (#33.010923)--Keysville, VA

Massage therapist's application of her license to practice massage therapy granted, pending passage of the Massage and Bodywork Licensing Examination. Based on massage therapist not having practiced in at least two years prior to application for restoration of license. Order effective August 13, 2015. (Journal Entry-No hearing requested.)

**SUBRAMANI**, Govindaraju, MD (#35.056404)--Urbana, IL

Permanent surrender of license to practice medicine and surgery authorized by doctor in lieu of continuing compliance with the terms of the 12/11/13 Consent Agreement. Effective 8/12/15.

**YOHO**, Annette Marie, MT (#33.008945)--Canton, Ohio

Massage therapist's application of her license to practice massage therapy granted, pending passage of the Massage and Bodywork Licensing Examination. Based on massage therapist not having practiced in at least two years prior to application for restoration of license. Order effective August 13, 2015. (Journal Entry-No hearing requested.)

## **COURT ACTIONS**

**EDMANDS**, Christopher J. D.O. (Applicant)—Parkersburg, WV

By Judgment Entry dated 7/20/15, Court of Appeals of Ohio, Tenth Appellate District reversed the 9/8/14 judgment of the Franklin County Court of Common Pleas and remanded the matter to that court for further proceedings.

**NALLURI**, Anil Choudary, M.D. (#35.040657)—Canfield, Ohio

By Entry dated 7/22/15, the Supreme Court of Ohio declined to accept jurisdiction the doctor's appeal.

**TEMPONERAS**, Margy, M.D. (#35.072571)—Portsmouth, Ohio

By Judgment Entry dated 7/30/15, the Court of Appeals of Ohio, Tenth Appellate District affirmed the 10/24/14 judgment of the Franklin County Court of Common Pleas.

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

By Decision and Entry dated 8/4/15, Franklin County Court of Common Pleas denied the doctor's Motion for Stay of Enforcement.

**SHUSHUNOV**, Sergei, M.D. (35.060839)—Buffalo Grove, IL

Notice of Appeal of the Board's July 8, 2015 order of permanent revocation filed with the Franklin County Court of Common Pleas on August 6, 2015.

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.