

**State Medical Board of Ohio**  
**Formal Action Report – December 11, 2019**

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Date: 1/2/2020

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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 December 11, 2019.

**PRE-HEARING SUSPENSIONS**

**HARDING**, David Blaine, M.D., (#35.038251) - Silver Spring, Maryland

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)(22), Ohio Revised Code, and that his continued practice presents a danger of immediate and serious harm to the public. Order effective 12/11/19. (See also: Citations/Proposed Denials below.)

**CITATIONS/PROPOSED DENIALS**

**BIALKE**, Caroline Nicole, R.C.P., Applicant - Copley, Ohio

Applicant notified of right to request a hearing on the question of whether her failure to submit to a 72-hour inpatient examination as ordered by the Board was due to circumstances beyond her control. Based on the legal presumption that applicant's failure to submit to a 72-hour inpatient examination as ordered by the Board constitutes an 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. Notice of opportunity for a hearing mailed 12/12/2019.

**DANZER**, Enrico, M.D., Applicant - Menlo Park, California

Based on the doctor's submission of an application to practice medicine and surgery, in which the doctor admitted to having cheated during the American Board of Surgery in Training Examination in 2013; and based on a prior action by the Medical Board of California, which issued a 7/17/2017 Stipulation for a Probationary License, that granted the doctor's license, and placed the doctor on three years of probation, all of which would individually and or collectively constitute any of the following actions taken by an agency responsible for authorizing, certifying, or regulating an individual to practice a health care occupation or provide health care services in this state or another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of

probation; or issuance of an order of censure or other reprimand. Notice of opportunity for a hearing mailed 12/12/2019.

**HARDING, David Blaine, M.D., (#35.038251) - Silver Spring, Maryland**

Based on a prior action by the Maryland State Board of Physicians, which issued a 9/20/2019 Consent Order that reprimanded and permanently prohibited the doctor from prescribing and dispensing all controlled dangerous substances, which individually and or collectively, as alleged would constitute an of the following actions taken by an agency responsible for authorizing, certifying, or regulating an individual to practice a health care occupation or provide health care services in this state or another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand. Notice of Summary Suspension and Opportunity for Hearing mailed 12/12/2019

**HARRINGTON, Michael Dennis, M.D., (#35.069300) - Cleveland, Ohio**

Based on allegations with respect to the care and treatment of nine specified patients, the doctor failed to: appropriately complete or document patient history and physical exams or assessments including drug screens, conduct Ohio Automated Rx Reporting System [OARRS] checks; establish a diagnosis and treatment plans; establish individualized treatment plans; properly refer or follow-up on referrals to specialists; appropriately act when presented with possible signs of patient drug abuse; complete appropriate toxicology screening to determine compliance with medications or addiction issues; appropriately prescribe narcotics based on a rationale supported by history, diagnoses, exams, test results; and access or document accessing the OARRS at the times and frequency required. All of which, as alleged, would individually and or collectively constitute the following: a failure to maintain minimal standards applicable to the selection or administration of drugs, or failure to employ acceptable scientific methods in the selection of drugs or other modalities for treatment of disease; 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; 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: Utilizing Prescription Drugs for the Treatment of Intractable Pain, Utilizing prescription drugs for the treatment of chronic pain, General Provisions, and the Standards and Procedures for Review of "Ohio Automated Rx Reporting System;" 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. Notice of opportunity for a hearing mailed 12/12/2019.

**HOUSE, Stephen Terry, D.O., (#35.034342) - Miamensburg, Ohio**

Based on allegations with respect to the care and treatment of eight specified patients, the doctor failed to: appropriately treat or document patient treatment, appropriately prescribe controlled

substances despite inconsistent patient drug screens; review patient records, or first trying non-controlled medications prior to prescribing controlled substances and document patient response to prescribed medications; appropriately document rationale for changing controlled substance prescriptions or tests; appropriately identify drug abuse; and obtain appropriate consults. All of which as alleged, would individually and or collectively constitute: a failure to maintain minimal standards applicable to the selection or administration of drugs, or failure to employ acceptable scientific methods in the selection of drugs or other modalities for treatment of disease; 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: Utilizing Prescription Drugs for the Treatment of Intractable Pain, Utilizing Prescription Drugs for the Treatment of Chronic Pain, and the Standards and Procedures for Review of "Ohio Automated Rx Reporting System." Notice of opportunity for a hearing mailed 12/12/2019.

**SHY, Stephen Craig, D.O., (#34.007026) - Huntington, West Virginia**

Based on notification from the Department of Health and Human Services, that the doctor was being excluded from participating in Medicare, Medicaid, and all Federal health care programs as a result of the doctor's conviction in the Franklin County Municipal Court, which would constitute the termination or suspension from participation in the medicare or medicaid programs by the department of health and human services or other responsible agency. Notice of opportunity for a hearing mailed 12/12/2019.

### **NON-DISCIPLINARY CITATIONS**

**WAGLER, Elizabeth Marie, M.T., (#33.016375) - Findlay, Ohio (Non-Disciplinary)**

Based on the massage therapist's submission of an application for restoration of license to practice massage therapy; and on the fact the massage therapist has not been engaged in the active practice of massage therapy for more than two years. Notice of opportunity for a hearing mailed 12/13/2019.

### **FINAL ORDERS**

**BARBOUR-WHITE, David Anthony, M.T., (#33.016983) - Pleasant City, Ohio (Non-Disciplinary)**

Application for restoration of license to practice massage therapy granted, provided that the massage therapist takes and passes the Massage and Bodywork Licensing Examination within six months of the date of mailing of the Notice of Opportunity for a Hearing. Based on the massage therapist's submission of an application for restoration of license to practice massage therapy; and on the finding that the massage therapist has not been engaged in the active practice of massage therapy for more than two years. Order effective 12/12/2019. (Journal Entry-No Hearing Requested).

**BRACCIA, Domenick, D.O., (#34.004990) - Maple Glen, PA**

License to practice osteopathic medicine and surgery revoked. Based on the finding that a prior action by the State Board of Medicine of the Commonwealth of Pennsylvania, which issued a 4/4/2019 Order of Temporary Suspension and Notice of Hearing individually, and or collectively, constitute any of the following actions taken by an agency responsible for authorizing, certifying, or regulating an individual to practice a health care occupation or provide health care services in this state or another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand. Order effective 12/12/2019. (Journal Entry-No Hearing Requested).

**HERMAN, Lisa Arlene, R.C.P., (#RCP.8524) - Uniontown, Ohio (Non-Disciplinary)**

Application for restoration of license to practice respiratory care approved, provided that the respiratory care professional takes and passes the Therapist Multiple Choice examination within six months of the date of mailing of the Notice of Opportunity for a Hearing. Based on the respiratory care professional's submission of a restoration application, and on the finding that respiratory care professional has not been actively engaged in the practice of respiratory care in excess of two years. Order effective 12/12/2019. (Journal Entry-No Hearing Requested).

**HERNANDEZ, Eric Omar, L.M.T., (#33.022761) - Rochester, New York**

License to practice massage therapy revoked. Based on the finding that the massage therapist's failure to submit to a chemical dependency examination as ordered by the Board was not due to circumstances beyond his control, and that he is unable to practice according to acceptable and prevailing standards of care by reason of his habitual or excessive use or abuse of drugs, alcohol, or other substances that impair ability to practice. Order effective 12/12/2019. (Journal Entry-No Hearing Requested).

**MALIA, Van Lee, D.O., (#34.009216) - Grovetown, Georgia**

License practice osteopathic medicine and surgery permanently revoked; and fined eight thousand dollars (\$8,000.00). Based on the finding that the prior action by the Georgia Composite Medical board, which issued a 4/11/2019 Public Consent Order reprimanding the doctor's license, constitutes any of the following actions taken by an agency responsible for authorizing, certifying, or regulating an individual to practice a health care occupation or provide health care services in this state or another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand. Order effective 12/12/2019. (Journal Entry-No Hearing Requested).

**ORDONEZ**, Miguel A., P.A. (#50.003928) - Cockesville, Maryland

License to practice as a physician assistant indefinitely suspended, fined one thousand dollars (\$1,000.00); and subject to conditions for reinstatement, and probationary terms, conditions and limitations for at least two years. Based on the finding that the prior action by the Kentucky Board of Medical Licensure, which issued a 6/4/2018 Order restricting the physician assistant's license, constitute any of the following actions taken by the state agency responsible for regulating the practice of physician assistants in another state, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand. Order effective 1/2/2020.

**PATEL**, Ankitaben, R.C.P., Applicant - Cincinnati, Ohio (Non-Disciplinary)

Application for license to practice as a respiratory care professional denied. Based on the finding that the applicant has not passed an examination approved under rules adopted by the board, and has not held an active license issued by another state. Order effective 12/12/2019. (Journal Entry-No Hearing Requested).

**RILEY**, Michael Joseph, M.T., (#33.009770) – Urbana (Non-Disciplinary)

Application for restoration of license to practice massage therapy approved, provided that the massage therapist takes and passes the Massage and Bodywork Licensing Examination within six months of the date of mailing of the Notice of Opportunity for a Hearing. Based on the massage therapist's submission of an application for restoration of license to practice massage therapy; and on the finding that the massage therapist has not been engaged in the active practice of massage therapy for more than two years. Order effective 12/12/2019. (Journal Entry-No Hearing Requested).

**SECURO**, Anthony Todde, M.D., Applicant - Columbus, Georgia

Application for a license to practice medicine and surgery permanently denied. Based on the doctor's submission of an application to practice medicine and surgery; and on the finding that prior actions by: the Composite State Board of Medical Examiners of the state of Georgia, that issued a 5/6/2004 Public Consent Order, a 12/1/2005 Public Consent Order Lifting Suspension, a 4/13/2007 Public Consent Order Permitting Practice with Conditions, a 10/2/2008 Amendment to Public Consent Order, a 6/5/2009 Second Amendment to Consent Order; a 10/10/2013 Amended Public Consent Order; and a 10/25/2017 Consent Order by the West Virginia Board of Medicine, individually and collectively constitute any of the following actions taken by an agency responsible for authorizing, certifying, or regulating an individual to practice a health care occupation or provide health care services in this state or another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to

renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand. Order effective 12/12/2019. (Journal Entry-No Hearing Requested).

### **CONSENT AGREEMENTS**

**AIAD-TOSS**, Albert Schockry, M.D., (#35.070964) - Boardman, Ohio

License to practice medicine and surgery indefinitely suspended and subject to general probationary terms, and conditions for reinstatement. Based on the doctor's admission that when an indictment was filed against him in the United States District Court, Northern District of Ohio, charging him with four felony counts of Sex Trafficking of a Minor and one felony count of Production of Child Pornography, and based on advice of counsel and his Fifth Amendment right against self-incrimination he declined to provide the Board with certain factual information concerning the criminal matter sought by the Board in the course of its investigation, his actions individually and or collectively constitute a 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, an investigative office conference, at a deposition, or in written interrogatories, except that failure to cooperate with an investigation shall not constitute grounds for discipline under this section if a court of competent jurisdiction has issued an order that either quashes a subpoena or permits the individual to withhold the testimony or evidence in issue. Agreement effective 12/11/2019.

**ALDERSON**, Julie Mae, D.O., Applicant - Cleveland Heights, Ohio

License to practice osteopathic medicine and surgery granted, and immediately suspended for an indefinite period of time, and subject to general probationary requirements, and conditions for reinstatement. Based on the doctor's submission of an application to practice osteopathic medicine and surgery; and on the doctor's admission that the diagnoses contained within her psychiatric assessment individually and or collectively, constitute an inability 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 an impairment of 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 12/11/2019.

**COVA**, Jennifer Lynn, D.O., (#34.007858) - Centerville, Ohio

License to practice osteopathic medicine and surgery reprimanded, and fined one thousand five hundred dollars (\$1,500.00). Based on the doctor's admission that when she prescribed herself, a family member, and a colleague phentermine, a schedule IV drug, and failed to perform or document in the medical record appropriate physical exams prior to prescribing, treatment plans, and a thorough history of past weight loss attempts, those actions individually and or collectively constitute 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: Utilizing Controlled Substances for Self and Family Members, and Utilization of Short Term Anorexiant for Weight Reduction. Agreement effective 12/11/2019.

**HERBERT**, Michael J., R.C.P., (#RCP.1911) - Delaware, Ohio

License to practice as a respiratory care professional reinstated, and subject to probationary terms, conditions and limitations. Based on the dismissal of the complaint filed in the Franklin County Municipal Court, Franklin County, Ohio, and all criminal charges against the licensee having been completely resolved as required by the 5/8/2019 Consent Agreement. Agreement effective 12/11/2019.

### **VOLUNTARY PERMANENT SURRENDERS, RETIREMENTS, REVOCATIONS, WITHDRAWALS**

**CURRY**, Gina Marie, M.D., (#35.124019) - Cincinnati, Ohio

Permanent revocation of license to practice medicine and surgery authorized by doctor in lieu of further investigation regarding a possible violation of Section 4731.22(B)(26), Ohio Revised Code. Agreement effective 12/11/2019.

**MILLER**, Michael Douglas, M.D., Applicant - Hilliard, Ohio

Permanent withdrawal of application to practice medicine and surgery, authorized by doctor in lieu of formal disciplinary proceedings pursuant to Section 4731.22(B)(22), Ohio Revised Code. Agreement effective 12/11/2019.

### **PROBATIONARY REQUESTS AND MODIFICATIONS**

**BORLAND**, Bryan D., D.O. (#34.013478) - Westerville, Ohio

Doctor's request for approval of monitoring physician, approved by vote of the Board on 12/11/19. Frequency and number of chart reviews established as ten charts per month.

**DOSS**, Larry L., M.D., (#35.074064) - Lancaster, Ohio

Doctor's request for approval of personal and professional ethics, and physician - patient boundary courses, approved by vote of the Board on 12/11/19.

**DUNCAN**, Philicia S., M.D., (#35.126932) - Columbus, Ohio

Doctor's request for approval of discontinuance of chart review requirement, approved by vote of the Board on 12/11/19.

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

Doctor's request for approval of a monitoring physician, approved by vote of the Board on 12/11/19.

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

Doctor's request for approval of a reduction in appearances from every three months to every six months, approved by vote of the Board on 12/11/19.

**JOHNSON, James C., D.O., (#34.007672) - Grove City, Ohio**

Doctor's request for approval of a monitoring physician, approved by vote of the Board on 12/11/19.

**KAMALU, Ifeoma N., M.D., (#35.131235) - Southfield, Michigan**

Doctor's request for approval of personal and professional ethics and controlled substance prescribing courses, approved by vote of the Board on 12/11/19.

**SMITH, Randy M., D.O., (#34.013221) - Miamisburg, Ohio**

Doctor's request for approval of a doctor to perform a return to work assessment, approved by vote of the Board on 12/11/19.

**TAK, James I., M.D., (#35.131951) - Cleveland, Ohio**

Doctor's request for approval of: a reduction in psychiatric sessions from monthly to once every three months; a reduction in monthly drug screens from four per month to a minimum of two per month; a reduction in recovery meeting attendance from three per week to two per week with a minimum of ten per month, approved by vote of the Board on 12/11/19.

**WEINER, Mark Aaron, D.O., (#34.005502) - Fostoria, Ohio**

Doctor's request for approval of monitoring physician and practice plan modification, approved by vote of the Board on 12/11/19.

### **PROBATION TERMINATED**

**THOMAS, Robert L., III, M.D., (#35.088785) - Lorain, Ohio**

Doctor's request for approval of release from the terms of the 12/13/2017 Consent Agreement. Release effective 12/14/2019, approved by vote of the Board on 12/11/19.

### **COURT ACTIONS**



**EDEL**, Thomas Bernard, M.D., (#35.058044) - Avon Lake, Ohio

Notice of Appeal filed November 19, 2019 in the Court of Common Pleas, Franklin County, Ohio.

**LETIZIO**, Anthony M., II, D.O., (#34.011032) – Erie, Pennsylvania

Notice of Appeal filed November 20, 2019 in the Court of Common Pleas, Franklin County, Ohio.

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, or Court Actions, please contact the Case Control Office. If you have questions regarding a Consent Agreements, probationary modification or a probationary request, please contact the Compliance Office. Our offices may be reached at (614) 466-3934.