

NORTH CAROLINA MEDICAL BOARD
Board Orders/Consent Orders/Other Board Actions
September—October 2004

DEFINITIONS:

Annulment:

Retrospective and prospective cancellation of the practitioner's authorization to practice.

Conditions:

A term used in this report to indicate restrictions, requirements, or limitations placed on the practitioner.

Consent Order:

An order of the Board stating an agreement between the Board and the practitioner regarding the annulment, revocation, suspension, or surrender of the authorization to practice, or the conditions placed on the authorization to practice, or other action taken by the Board relative to the practitioner. (A method for resolving a dispute without a formal hearing.)

Denial:

Final decision denying an application for practice authorization or a request for reconsideration/modification of a previous Board action.

Dismissal:

Board action dismissing a contested case.

Inactive Medical License:

To be "active," a medical license must be registered on or near the physician's birthday each year. By not registering his or her license, the physician allows the license to become "inactive." The holder of an inactive license may *not* practice medicine in North Carolina. Licensees will often elect this status when they retire or do not intend to practice in the state. (Not related to the "voluntary surrender" noted below.)

NA:

Information not available or not applicable.

NCPHP:

North Carolina Physicians Health Program.

RTL:

Resident Training License. (Issued to those in post-graduate medical training who have not yet qualified for a full medical license.)

Revocation:

Cancellation of the authorization to practice. Authorization may not be reissued for at least two years.

Stay:

The full or partial stopping or halting of a legal action, such as a suspension, on certain stipulated grounds.

Summary Suspension:

Immediate withdrawal of the authorization to practice prior to the initiation of further proceedings, which are to begin within a reasonable time. (Ordered when the Board finds the public health, safety, or welfare requires emergency action.)

Suspension:

Withdrawal of the authorization to practice for a stipulated period of time or indefinitely.

Temporary/Dated License:

License to practice for a specific period of time. Often accompanied by conditions contained in a Consent Order. May be issued as an element of a Board or Consent Order or subsequent to the expiration of a previously issued temporary license.

Voluntary Surrender:

The practitioner's relinquishing of the authorization to practice pending or during an investigation. Surrender does not preclude the Board bringing charges against the practitioner. (Not related to the "inactive" medical license noted above.)

ANNULMENTS

NONE

REVOICATIONS

HAYES, Joseph Steven, MD

Location: Johnson City, TN

DOB: 4/23/1945

License #: 0000-21963

Specialty: EM/FP (as reported by physician)

Medical Ed: Medical University of South Carolina (1972)

Cause: Dr Hayes' medical license was revoked by Tennessee in June 2001 based on findings he was convicted of three misdemeanor counts of assault by offensive touching. In August 2002, the South Carolina Board indefinitely suspended his license based on the Tennessee convictions. In May 2002, Virginia summarily suspended his license on the action of Tennessee and South Carolina.

Action: 9/10/2004. Findings of Fact, Conclusions of Law, and Order of Discipline issued following a hearing on 8/19/2004: Dr Hayes' license is revoked, effective immediately.

RODRIGUEZ, James Jay, MD

Location: Chattanooga, TN

DOB: 3/14/1948

License #: 0000-02235

Specialty: IM (as reported by physician)

Medical Ed: University of Texas, San Antonio (1974)

Cause: Dr Rodriguez was convicted of a felony in the U.S. District Court, Western District of Tennessee, in *United States of America v. James Jay Rodriguez*. The Board sent notice to his last address of record with the Board informing him that his license would be automatically revoked unless he requested a hearing on the matter within 60 days. No such request was received.

Action: 10/06/2004. Entry of Revocation issued: The Board revoked Dr Rodriguez North Carolina medical license by operation of law as of 9/28/2004.

JOHNSON, Willie Lee, MD

Location: Franklin, TN

DOB: 9/05/1962

License #: 0094-01229

Specialty: US (as reported by physician)

Medical Ed: Meharry Medical College (1990)

Cause: Conviction of a felony in California.

Action: 9/02/2004. Entry of Revocation issued: Revocation of North Carolina medical license by operation of law effective 8/29/2004.

McCONATHA, Buford Dotridge, Physician Assistant

Location: Wilmington, NC (New Hanover Co)

DOB: 3/10/1949

License #: 0001-00224

PA Education: Medical University of South Carolina (1976)

Cause: Mr McConatha provided false information to the Board on his annual registration; provided false information to Blue Cross Blue Shield to obtain insurance benefits; and provided medical treatment to a person with whom he had a significant emotional relationship. He also threatened on numerous occasions to kill an individual with whom he had a relationship.

Action: 9/02/2004. Findings of Fact, Conclusions of Law, and Order of Discipline issued following a hearing on 8/18/2004: Mr McConatha's North Carolina physician assistant license is revoked; the previous Order of Summary Suspension against him shall remain in effect until the Order of Discipline of 9/02/2004 is served.

MEREDITH, George Minor, MD

Location: Baltimore, MD
DOB: 1/27/1940
License #: 0000-15732
Specialty: Not reported
Medical Ed: University of Virginia (1966)
Cause: In 2001, the Kansas Board of Healing Arts revoked Dr Meredith's medical license for willful disclosure of confidential patient information, falsified patient records, billing for services not performed, and practice below the standard of care.
Action: 9/10/2004. Findings of Fact, Conclusions of Law, and Order of Discipline issued following a hearing on 8/19/2004: Dr Meredith's North Carolina medical license is revoked.

REAU, John Malcolm, MD

Location: Baton Rouge, LA
DOB: 5/16/1948
License #: 0000-25740
Specialty: FSM/EM (as reported by physician)
Medical Ed: Louisiana State University, Shreveport (1973)
Cause: In June 2003, the Louisiana Board revoked Dr Reau's medical license for numerous instances of improper prescribing and unprofessional conduct.
Action: 10/22/2004. Findings of Fact, Conclusions of Law, and Order of Discipline issued following a hearing on 10/21/2004: Dr Reau's North Carolina medical license is revoked.

STETLER, Robert Howard, MD

Location: Galax, VA
DOB: 2/14/1954
License #: 0000-27742
Specialty: GS (as reported by physician)
Medical Ed: Bowman Gray School of Medicine (1979)
Cause: In October 2002, Virginia accepted Dr Stetler's surrender of his Virginia license in lieu of further administrative proceedings against him based on finding that he had received treatment for substance abuse.
Action: 9/23/2004. Findings of Fact, Conclusions of Law, and Order of Discipline issued following a hearing on 8/19/2004: Dr Stetler's North Carolina medical license is revoked.

VINSON, David, Jr, MD

Location: Bowling Green, OH
DOB: 3/30/1959
License #: 0095-00261
Specialty: GS (as reported by physician)
Medical Ed: Case Western Reserve University (1986)
Cause: In June 2003, the Ohio Board revoked Dr Vinson's Ohio medical license after concluding his treatment of eight patients did not meet minimal standards of medical practice.
Action: 10/21/2004. Findings of Fact, Conclusions of Law, and Order of Discipline issued following a hearing on 10/20/2004: Dr Vinson's North Carolina medical license is revoked

SUSPENSIONS

CLARK, Carl Victor, MD

Location: Danville, VA
DOB: 9/01/1949
License #: 0000-24367
Specialty: Not reported
Medical Ed: Medical College of Virginia (1977)
Cause: In October 2001, the Virginia Board placed Dr Clark's Virginia medical license on suspension. Suspension was stayed on conditions, which included a requirement he pass the SPEX. In March

2003, Virginia entered another order in which Dr Clark's Privilege to Renew his license was suspended, with suspension stayed on further conditions.
Action: 9/07/2004. Findings of Fact, Conclusions of Law, and Order of Discipline issued following a hearing on 8/19/2004: Dr Clark's North Carolina medical license is indefinitely suspended.

KNIGHT, Robert M., MD

Location: Fort Myers, FL
DOB: 3/11/1948
License #: 0000-34373
Specialty: OS (as reported by physician)
Medical Ed: State University of New York, Brooklyn (1979)
Cause: In June 2002, the Florida Department of Health suspended Dr Knight's medical license for one year for substandard care, inappropriate prescribing, and inadequate records.
Action: 9/10/2004. Findings of Fact, Conclusions of Law, and Order of Discipline issued following a hearing on 8/19/2004: Dr Knight's North Carolina medical license is indefinitely suspended effective immediately.

NATHAN, Paul Eli, MD

Location: New Orleans, LA
DOB: 12/22/1960
License #: 0000-35712
Specialty: C/IM (as reported by physician)
Medical Ed: St George's, Grenada (1987)
Cause: In May 2002, Dr Nathan entered a Consent Order with the Louisiana State Board of Medical Examiners regarding his substance abuse and addiction to opiates. His license was suspended for six months and he was placed on five-years probation.
Action: 10/28/2004. Findings of Fact, Conclusions of Law, and Order of Discipline issued following a hearing on 10/21/2004: Dr Nathan's North Carolina license is suspended for six months, that suspension being stayed.

WILSON, Daniel Joseph, MD

Location: Rochester, MN
DOB: 3/20/1949
License #: 0000-23988
Specialty: NEP/IM (as reported by physician)
Medical Ed: Rush Medical College (1974)
Cause: In June 2003, pursuant to a Minnesota statute, the Minnesota Board suspended Dr Wilson's license for an outstanding state tax liability.
Action: 10/21/2004. Findings of Fact, Conclusions of Law, and Order of Discipline issued following a hearing on 10/20/2004: Dr Wilson's North Carolina medical license is indefinitely suspended.

WOODARD, Dean Harris, MD

Location: Staunton, VA
DOB: 12/03/1953
License #: 0000-38868
Specialty: EM (as reported by physician)
Medical Ed: Marshall University (1985)
Cause: In June 2003, Dr Woodard's Virginia license was indefinitely suspended through a Consent Order with the Virginia Board. He agreed not to petition for reinstatement for at least 15 months. The Virginia Board found he had engaged in inappropriate sexual contact with at least two patients.
Action: 10/22/2004. Findings of Fact, Conclusions of Law, and Order of Discipline issued following a hearing on 10/21/2004: Dr Woodard's North Carolina medical license is indefinitely suspended.

See Consent Orders:

BROWN, Michael Osbourne, MD
CHRISTENSEN, Tracy Lee, Physician Assistant

DEONARINE, Denis T., MD
LONG, James Randall, MD
LUCAS, Charles Clement, Jr, MD
MORTER, Gregory Alan, MD
NGUYEN, Tuong Dai, MD
SEBHAT, Berhan, MD
SHANTON, Gregory Damon, Physician Assistant
SMITH, David Lewis, Physician Assistant
STEPHENS, Kathryn Johnson, MD

SUMMARY SUSPENSIONS

NONE

CONSENT ORDERS

BELANGER, Marie Cerve Ilero, Nurse Practitioner

Location: Jacksonville, NC (Onslow Co)
DOB: 12/02/1957
Approval #: 0002-01425
NP Education: Not recorded
Cause: In August 2003, the North Carolina Board of Nursing reprimanded Ms Belanger for writing a prescription for methylphenidate for a minor patient outside the scope of her practice and without the knowledge of her supervising physician. In doing this, Ms Belanger performed a medical act not authorized by her written protocols and collaborative practice agreement.
Action: 9/28/2004. Consent Order executed: Ms Belanger is reprimanded for her conduct in this instance.

BROWN, Michael Osbourne, MD

Location: Kernersville, NC (Forsyth Co)
DOB: 8/09/1945
License #: 0000-29728
Specialty: OCC/FP (as reported by physician)
Medical Ed: Meharry Medical College School of Medicine (1980)
Cause: In Wake County District Court, Dr Brown pled guilty to five counts of attempting to evade or defeat income tax, which is a violation of North Carolina law and a felony. He was sentenced to three years of supervised probation. He has been compliant with the terms of his probation and the Board is satisfied he is competent to practice safely.
Action: 6/16/2004. Consent Order executed: Dr Brown's license is suspended for 12 months, which suspension is stayed subject to conditions; he agrees to abide by all federal, state, and local laws and all rules and regulations affecting the practice of medicine; he agrees to continue to successfully abide by his supervised probation; must comply with other conditions; the Consent Order shall continue in effect for 12 months from the date of execution.

CHRISTENSEN, Tracy Lee, Physician Assistant

Location: Erwin, NC (Harnett Co)
DOB: 6/25/1966
License #: 0001-03714
PA Education: Not recorded
Cause: Having ordered an injection of Bicillin for a patient with a strep throat and having waited to ensure there was no adverse reaction to the injection, Mr Christensen began to write a record of the patient encounter when he noticed the triage nurse had noted in the record that the patient was allergic to penicillin. He and the nurse who administered the injection discussed this with the patient and, given her lack of reaction to the injection, told her they did not feel she was allergic to penicillin. Mr Christensen then replaced the triage note with a new one indicating the patient had no known allergies. He then signed the triage nurse's name to the chart without her knowledge. This action constituted unprofessional conduct.

Action: 9/24/2004. Consent Order executed: Mr Christensen's license is suspended for six months beginning December 1, 2004. Beginning December 22, 2004, the remainder of the suspension is stayed on conditions. He shall obey all laws and regulations related to PA practice and must comply with other conditions.

CURTIN, Michael James, MD

Location: Southport, NC (Brunswick Co)

DOB: 12/19/1938

License #: 0099-00809

Specialty: AN/FP (as reported by physician)

Medical Ed: Stritch School of Medicine (1964)

Cause: Between 5/01/2003 and 5/13/2003, Dr Curtin wrote prescriptions for himself for several medications. The Board has taken into consideration that he prescribed those medications for legitimate health reasons after consultation with and under the supervision and direction of his primary treating physician.

Action: 10/19/2004. Non-Disciplinary Consent Order executed: The Notice of Charges and Allegations issued 9/19/2003 is resolved; Dr Curtin shall comply with the Board's Position Statements on Writing Prescriptions and on Self-Treatment and Treatment of Family Members. . . .

DEONARINE, Denis T., MD

Location: Jupiter, FL

DOB: 12/22/1944

License #: 0099-00815

Specialty: FP (as reported by physician)

Medical Ed: University of the West Indies, Jamaica (1973)

Cause: In July 2001, Florida issued an emergency suspension of Dr Deonarine's Florida medical license based on findings that he improperly prescribed controlled substances to three patients. In December 2001, New York suspended his New York license based on Florida's action. In May 2002, South Carolina followed suit, issuing a temporary suspension of his South Carolina license based on the Florida action.

Action: 9/24/2004. Consent Order executed: Dr Deonarine's North Carolina medical license is suspended indefinitely; he may reapply on completion of all disciplinary matters pending against him in Florida.

HOOPER, Jeffrey Curtis, MD

Location: Greensboro, NC (Guilford Co)

DOB: 9/21/1964

License #: 0097-00286

Specialty: FP (as reported by physician)

Medical Ed: Vanderbilt University School of Medicine (1995)

Cause: On application for restoration of the medical license. Dr Hooper has a history of alcohol abuse and he surrendered his license in March 2004. He has been a participant with the NCPHP and has been compliant with his NCPHP contract. He has also successfully completed a residential treatment program. In May 2004, he entered a Consent Order with the Board that indefinitely suspended his license.

Action: 10/18/2004. Consent Order executed: Dr Hooper's license is reissued to expire on the date shown on the license [2/28/2005]; he shall practice only in a setting approved by the Board's president and the NCPHP; unless lawfully prescribed by someone else, he shall refrain from the use of mind- or mood-altering substances, including alcohol, and he shall inform the Board within 10 days of such use, noting the prescriber and the pharmacy filling the prescription; at the Board's request, he shall supply bodily fluids or tissues to allow screening for use of such substances; he shall maintain and abide by a contract with the NCPHP; must comply with other conditions.

KEEHAN, Michael Francis, MD

Location: San Diego, CA

DOB: 3/17/1943

License #: 0000-30183
Specialty: GS (as reported by physician)
Medical Ed: University of Southern California, Los Angeles (1969)
Cause: In February 2002, the California Board entered a Stipulated Surrender of License and Order in which Dr Keehan's California license was surrendered. His license has been inactive in North Carolina since 1987, and he does not intend to practice in North Carolina or to reapply for a North Carolina license.
Action: 10/21/2004. Non-Disciplinary Consent Order executed: Dr Keehan surrenders his inactive North Carolina medical license; the Notice of Charges and Allegations of 5/10/2004 is resolved without further action.

LONG, James Randall, MD

Location: Lexington, NC (Davidson Co)
DOB: 2/05/1960
License #: 0000-33456
Specialty: IM (as reported by physician)
Medical Ed: University of North Carolina School of Medicine (1986)
Cause: Dr Long first met Patient A in 1990 when she was a nursing student at Lexington Memorial Hospital. He established a physician-patient relationship with Patient A in 1998. That relationship went on for several years, during which time he wrote numerous prescriptions for controlled substances for her. He failed to document the majority of those prescriptions in her file. While she was still under his care, a sexual relationship began between Dr Long and Patient A. In June 2003, Patient A, then a registered nurse, was terminated from employment at Lexington Memorial Hospital as a result of an inquiry that found she had diverted drugs for her personal use and had tested positive for opiates. Dr Long ended his physician-patient relationship with Patient A in 2003 but continues his personal relationship with her.
Action: 10/30/2004. Consent Order executed: Dr Long's license is suspended for one year, but that suspension is stayed for all but 30 days on terms and conditions; he shall maintain and abide by a contract with the NCPHP; he shall meet with the Board when requested; must comply with other conditions.

LUCAS, Charles Clement, Jr, MD

Location: Larchmont, NY
DOB: 8/30/1942
License #: 0000-16905
Specialty: FP/IM (as reported by physician)
Medical Ed: University of North Carolina School of Medicine (1969)
Cause: In 1998, the Board entered a Consent Order with Dr Lucas after learning the New York Board had suspended his New York license for three years on findings that he was an habitual user of alcohol or drugs. Under the Consent Order, his license was suspended in North Carolina, the suspension being stayed on conditions, including that he comply with his New York probation. In July 2001, New York imposed an additional five-year suspension on Dr Lucas after he tested positive for a proscribed substance. That suspension was stayed. In October 2001, his sanction was increased to include six months active suspension. Dr Lucas now practices in New York and expects his probationary period to end in January 2005.
Action: 9/03/2004. Consent Order executed: Dr Lucas' North Carolina medical license is suspended for the period of his probation in New York. Suspension is stayed on conditions; he agrees not to resume practice in North Carolina until his New York probation is complete and he is in good standing in New York; prior to resuming practice in North Carolina, he will submit to assessment by the NCPHP, which will be authorized to report to the Board, and will request practice site approval from the Board president.

McCLELLAND, Scott Richard, DO

Location: Wilmington, NC (New Hanover Co)
DOB: 7/19/1948

License #: 0000-29064
Specialty: P (as reported by physician)
Medical Ed: Kirksville College of Osteopathic Medicine (1980)
Cause: Amendment of Consent Order of 4/22/2003.
Action: 9/23/2004. Consent Order executed: Dr McClelland's Consent Order of 4/22/2003 is amended to allow him to practice at a site approved by the Board where he may examine female geriatric patients without a chaperone being present; all other terms and conditions of the 4/22/2003 Order remain in effect.

MORTER, Gregory Alan, MD

Location: Newport News, VA
DOB: 12/03/1959
License #: 0000-36401
Specialty: PD (as reported by physician)
Medical Ed: University of Pittsburgh (1986)
Cause: In December 2000, the Virginia Board entered a Consent Order with Dr Morter reprimanding him for abusing various controlled substances and related improper prescribing but allowing him to continue practicing subject to certain terms and conditions. In October 2001, Dr Morter surrendered his Virginia license because of a relapse in his substance abuse problem. In February 2003, he pled guilty in the U.S. District Court for the Eastern District of Virginia to one felony count of conspiracy to obtain a controlled substance. He has been a participant in the Virginia Health Practitioner's Intervention Program. the VHPIP reports he has been sober for three years and it believes he is safe to practice as long as he continues to comply with monitoring. Virginia reinstated Dr Morter's license in September 2003. His application for reactivation of his North Carolina license has been stayed pending resolution of the Board's Notice of Revocation to him arising from his plea of guilty to a felony.
Action: 10/21/2004. Consent Order executed: Dr Morter's North Carolina medical license is suspended indefinitely; his pending application for reactivation of his North Carolina license may now proceed and it is understood that the Board will decide that application on its merits unaffected by any provision of this Consent Order.

NGUYEN, Tuong Dai, MD

Location: Charlotte, NC (Mecklenburg Co)
DOB: 4/11/1967
License #: 2000-00566
Specialty: IM (as reported by physician)
Medical Ed: Temple University (1996)
Cause: During examination of Patient A in June 2003, Dr Nguyen engaged in inappropriate conduct of a sexual nature. Patient A complained to the local police and, as a result, on 8/06/2004 Dr Nguyen was charged with one count of misdemeanor simple assault. In January 2004, Dr Nguyen conducted an inappropriate physical examination of Patient B and, as a result, was arrested and charged with one count of misdemeanor sexual battery and one count of misdemeanor simple assault. In February 2004, Dr Nguyen surrendered his North Carolina medical license. In July 2004, he entered an agreement with the Mecklenburg County DA's Office to defer prosecution of the charge involving Patient A. If he complies with the agreement for 15 months, the pending charge would be dismissed. Any and all charges involving Patient B were voluntarily dismissed by the DA's Office in June 2004. From 3/22/2004 to 4/30/2004, Dr Nguyen attended and successfully completed treatment from the Professional Renewal Center's Professional Sexual Misconduct Treatment Team and he has obtained continuing cognitive-behavioral treatment and monitoring on an outpatient basis. In July 2004, he attended and successfully completed a three-day course called Maintaining Proper Boundaries sponsored by Vanderbilt University and Sante Center for Healing. He has also undergone assessment by the NCPHP and the NCPHP reports he is compliant, appears to be making progress, and will be safe to return to practice in the near future.

Action: 10/21/2004. Consent Order executed: Dr Nguyen's medical license is suspended indefinitely and he may not apply for reinstatement until 2/02/2005, one year from the date of the surrender of his license.

RHEUARK, Pamela Hardee, Physician Assistant

Location: Winston-Salem, NC (Forsyth Co)

DOB: 3/12/1951

License #: 0001-01012

PA Education: Bowman Gray (1987)

Cause: Following a change in practice location, Ms Rheuark practiced as a PA even though she had not submitted the required new Notice of Intent to Practice form. From September 1, 2001, to May 2004, she practiced without submitting such a form and without receiving the required acknowledgement of such a submission from the Board. In May 2004, she attempted to rectify her omission by submitting the required form. The Board did acknowledge that submission.

Action: 10/21/2004. Consent Order executed: Ms Rheuark is reprimanded.

SEBHAT, Berhan, MD

Location: Durham, NC (Durham Co)

DOB: 10/22/1966

License #: 2001-01395

Specialty: IM (as reported by physician)

Medical Ed: Medical College of Ohio (1998)

Cause: In July 2002, Dr Sebhat was convicted of driving under the influence. That was his third conviction for that offense in 10 years. In September 2002, he went to an assessment center and was diagnosed with alcohol abuse and dependence. Residential treatment with follow-up with the NCPHP was recommended. Dr Sebhat declined to enter residential treatment and voluntarily surrendered his North Carolina medical license in October 2002. In late 2003, he underwent a three-month residential treatment program for his alcohol abuse and dependence. In January 2004, he entered a contract with the NCPHP and he has complied with its terms. He has been clean and sober since October 2003.

Action: 9/03/2004. Consent Order executed: Dr Sebhat is issued a license to expire on the date shown on the license [1/31/2005]; his license is suspended indefinitely as of 10/28/2002, but suspension is stayed on conditions; he shall refrain from use of alcohol and use or possession of controlled substances unless lawfully prescribed by someone other than himself and he shall notify the Board within 10 days of any such use; he shall attend AA, NA, and Caduceus meetings as recommended by the NCPHP; at the Board's request, he shall supply bodily fluid and tissue for screening ; he shall maintain and abide by his contract with the NCPHP; must comply with other conditions.

SHANTON, Gregory Damon, Physician Assistant

Location: Morehead City, NC (Carteret Co)

DOB: 2/17/1963

License #: 0001-01943

PA Education: Alderson-Broaddus (1992)

Cause: Between January 2003 and December 2003, Mr Shanton diverted numerous prescription medications to Patient C, a close family member. He did this by having a physician prescribe the medications to him. He then mailed those medications to Patient C in West Virginia. He also arranged to divert prescription medications to Patient E and Patient F, also close family members, by writing prescriptions himself for Patient D, who was unaware of what was being done, or asking a physician do so. Further, on two occasions, Mr Shanton asked an employee of the medical clinic where both worked to give him a teaspoon of hydrocodone, for which he did not have a prescription, while he was on duty.

Action: 10/21/2004. Consent Order executed: Mr Shanton's PA license is suspended for 12 months; all but 30 days of said suspension is stayed, with active suspension to begin 11/15/2004; the remaining period of suspension is stayed, requiring that within 12 months he reimburse Blue Cross/Blue Shield for that part of the cost of the medications furnished by it, that he strictly comply with the Board's position statement on Self-Treatment. . . , that within 12 months he

attend the Prescribing Controlled Substances course at Vanderbilt, and that he comply with other conditions.

SMITH, David Lewis, Physician Assistant

Location: Rocky Mount, NC (Nash Co)

DOB: 9/19/1951

License #: 0001-01503

PA Education: Alderson Broaddus College (1992)

Cause: Mr Smith has a long history of substance abuse, not limited to addiction to opiates. As a result, he previously participated in the NCPHP. In February 2003, he presented a prescription for Ultram® to a pharmacist in Rocky Mount, NC. That prescription bore a fictitious name. The pharmacist recognized him and refused to fill the prescription. Mr Smith admitted to his supervising physician that he wrote the prescription in question. On 2/12/2003, he self-referred back to the NCPHP and signed a five year contract. On 4/02/2003, Mr Smith surrendered his North Carolina PA license and, in May 2003, he was discharged from an inpatient substance abuse program after successfully completing a 12 week treatment. He had since been compliant with his NCPHP contract.

Action: 10/11/2004. Consent Order executed: Mr Smith is issued a temporary PA license to expire on the date shown on the license [2/28/2005]; that license is suspended indefinitely, but is stayed on conditions; he shall be subject to and shall comply with random drug screening tests by the Board and he shall maintain and abide by his contract with the NCPHP; he must comply with other conditions.

STEPHENS, Kathryn Johnson, MD

Location: Charlotte, NC (Mecklenburg Co)

DOB: 11/11/1952

License #: 0000-23993

Specialty: OBG (as reported by physician)

Medical Ed: University of North Carolina School of Medicine (1978)

Cause: Relative to Charges and Allegations preferred by the Board against Dr Stephens dated 9/02/2004. Following her performance of a C-section early in 2004, Dr Stephens placed a hemostat (surgical clamp) on the distal portion of each of the patient's fallopian tubes for 3 to 5 minutes without the patient's permission. There was no medical indication or justification for this action, and Dr Stephens' stated purpose was to slow down the rate at which the patient could become pregnant again, allowing her to consider sterilization. Her actions were discovered by Carolinas Medical Center medical staff and the hospital suspended her privileges for six months. During the hospital's review of the matter, it was found the patient's fallopian tubes were not damaged. In September 2004, Dr Stephens' hospital privileges in OB-GYN were restored, in part on representations by other physicians that she was competent to return to practice. All her hospital privileges were renewed for two years beginning October 1, 2004. The Board believes she is safe to practice.

Action: 10/29/2004. Consent Order executed: Dr Stephen's license is suspended indefinitely; that suspension is stayed for all but four months subject to terms and conditions; the four-month period of active suspension shall begin 11/01/2004; she shall abide by all laws, rules, and regulations; she shall provide quarterly reports to the Board from Theodore Boggs, MSW, LCSW; she shall provide semi-annual reports to the Board from her psychiatrist; she shall take 12 hours of CME on ethics for 2004 and 2005 (her completion of the Conflict and Conscience in Healthcare Bioethics Conference satisfies this requirement for 2004); must comply with other conditions.

WADDELL, Roger Dale, MD

Location: Aberdeen, NC (Moore Co)

DOB: 11/17/1954

License #: 0000-30105

Specialty: GP (as reported by physician)

Medical Ed: University of Colorado School of Medicine (1981)

Cause: Amendment to Dr Waddell's Consent Order of 6/23/2004 that related to his admission that without treatment for his alcoholism he is unable to practice with reasonable skill and safety. Dr Waddell is continuing to take steps to further his recovery and ensure he is able to practice safely. He requested the Consent Order's restriction on his hours of work be raised from 20 hours per week.

Action: 10/21/2004. Consent Order executed: Dr Waddell is issued a license to expire on the date shown on the license [1/31/2005]; unless lawfully prescribed by someone else, he shall refrain from the use of mind-or mood-altering substances, including alcohol; at the Board's request, he shall supply bodily fluids or tissues to allow screening for use of such substances; he shall maintain and abide by a contract with the NCPHP; he shall practice medicine no more than 30 hours per week; must comply with other conditions.

WOELFEL, James Thomas, MD

Location: Banner Elk, NC (Avery Co)
DOB: 9/12/1934
License #: 0000-19569
Specialty: ABS (as reported by physician)
Medical Ed: Marquette University (1959)
Cause: Dr Woelfel semi-retired from practice in 1995 but maintained his active medical license. He did not maintain an active practice, however, and did not have an office. From 1995 to 2004, he continued to offer consultation and advice to some 20 patients, occasionally prescribing medications for them. On several occasions in 2003, he prescribed controlled substances for patients without appropriate documentation. On 1/01/2004, Dr Woelfel retired and his license was made inactive-retired. The executive director of the Board wrote Dr Woelfel letters on 1/08/2004 and 1/28/2004 reminding him that he could no longer practice medicine, nor could he write prescriptions. In February 2004, Dr Woelfel authorized refills of prescription medications previously prescribed to himself and a family member by another physician. He now agrees he will not reapply for a medical license in North Carolina, and should he ever do so the Board may use his admissions in the Consent Order to deny his application.

Action: 10/21/2004. Consent Order executed: Dr Woelfel voluntarily surrenders his North Carolina medical license.

MISCELLANEOUS ACTIONS

NONE

DENIALS OF RECONSIDERATION/MODIFICATION

NONE

DENIALS OF LICENSE/APPROVAL

PARIKH, Prashant Pramod, MD

Location: Lansdale, PA
DOB: 4/19/1962
Specialty: FP (as reported by physician)
Medical Ed: Grant Medical College, University of Mumbai (1984)
Cause: Dr Parikh provided false information to the Board in relation to the license application.
Action: 10/29/2004. Denial of application for medical license in North Carolina. [Dr Parikh has requested a hearing on this matter.]

SURRENDERS

BARR-HAIRSTON, Deborah Winifred, DO

Location: Yanceyville, NC (Caswell Co)
DOB: 3/17/1966
License #: 2001-00639
Specialty: FP (as reported by physician)

Medical Ed: Tulsa Oklahoma School of Osteopathic Medicine (1993)
Action: 10/27/2004. Voluntary surrender of medical license.

CHEEK, John Christopher, MD

Location: Smithfield, NC (Johnston Co)
DOB: 3/03/1957
License #: 0097-01906
Specialty: GP/CN (as reported by physician)
Medical Ed: University of North Carolina School of Medicine (1984)
Action: 10/08/2004. Voluntary surrender of medical license.

DiZOGGIO, Joseph David, MD

Location: Wilmington, NC (New Hanover Co)
DOB: 3/19/1938
License #: 2003-00773
Specialty: GN (as reported by physician)
Medical Ed: Tufts University School of Medicine (1963)
Action: 9/29/2004. Voluntary surrender of medical license.

JAWA, Gurpreet Singh, MD

Location: Raleigh, NC (Wake Co)
DOB: 5/03/1966
License #: 0097-00298
Specialty: P (as reported by physician)
Medical Ed: University of North Carolina School of Medicine (1992)
Action: 10/01/2004. Voluntary surrender of medical license.

SELLERS, Marc Timothy, Physician Assistant

Location: Andrews, NC (Cherokee Co)
DOB: 6/15/1963
License #: 0001-01580
Specialty: FP (as reported by physician)
PA Education: Bowman Gray (1992)
Action: 9/10/2004. Voluntary surrender of medical license.

SHAFTNER, Kimberly K., MD

Location: Princeton, NC (Johnston Co)
DOB: 12/09/1954
License #: 0000-25426
Specialty: FP/ABS (as reported by physician)
Medical Ed: Ohio State University (1980)
Action: 10/01/2004. Voluntary surrender of medical license.

WILLIAMS, Warren Herbert, MD

Location: Charlotte, NC (Mecklenburg Co)
DOB: 1/03/1951
License #: 0000-30111
Specialty: P (as reported by physician)
Medical Ed: Universidad Autonoma Guadalajara, Mexico (1980)
Action: 10/08/2004. Voluntary surrender of medical license.

See Consent Orders:

KEEHAN, Michael Francis, MD
WOELFEL, James Thomas, MD

COURT APPEALS/STAYS

NONE

CONSENT ORDERS LIFTED

BRYSON, Gary Keith, MD

Location: Bowling Green, KY
DOB: 11/12/1951
License #: 0000-25482
Specialty: OBG (as reported by physician)
Medical Ed: Bowman Gray School of Medicine (1979)
Action: 5/07/2004. Order issued lifting Consent Order of 3/17/1999.

ZHANG, Howard Hao, MD

Location: Chapel Hill, NC (Orange Co)
DOB: 2/10/1970
License #: 2002-01208
Specialty: IM/GE (as reported by physician)
Medical Ed: Case Western Reserve University (2000)
Action: 9/14/2004. Order issued lifting Consent Order of 6/25/2003.

TEMPORARY/DATED LICENSES:

ISSUED, EXTENDED, EXPIRED, OR REPLACED BY FULL LICENSES

EURE, Luther Haywood, Jr, MD

Location: Reidsville, NC (Rockingham Co)
DOB: 9/11/1963
License #: 0093-00102
Specialty: OBG (as reported by physician)
Medical Ed: Bowman Gray School of Medicine (1989)
Action: 9/23/2004. Full and unrestricted medical license issued.

MOIR, Ronald Jeffrey, MD

Location: Morganton, NC (Burke Co)
DOB: 12/30/1956
License #: 0000-31176
Specialty: AN (as reported by physician)
Medical Ed: East Carolina School of Medicine (1984)
Action: 9/23/2004. Temporary/dated license extended to expire 3/31/2005.

VAUGHAN, Howell Anderson, Physician Assistant

Location: Knightdale, NC (Wake Co)
DOB: 3/31/1958
License #: 0001-01513
PA Education: Wake Forest University (1992)
Action: 9/23/2004. Temporary/dated license allowed to expire on 9/30/2004.

WADDELL, Roger Dale, MD

Location: Aberdeen, NC (Moore Co)
DOB: 11/17/1954
License #: 0000-30105
Specialty: GP (as reported by physician)
Medical Ed: University of Colorado School of Medicine (1981)
Action: 9/23/2004. Temporary/dated license extended to expire 1/31/2005.

See Consent Orders:

HOOPER, Jeffrey Curtis, MD

SEBHAT, Berhan, MD
SMITH, David Lewis, Physician Assistant

DISMISSALS

TYLER, Brent Joseph, MD

Location: Durham, NC (Durham Co)

DOB: 10/01/1975

License #: RTL

Specialty: AN (as reported by physician)

Medical Ed: University of Illinois College of Medicine (2003)

Cause: Following a hearing on 10/21/2004, the Board determined there was good cause to grant a motion to dismiss the Notice of Charges and Allegations of 5/11/2004.

Action: 10/21/2004. Order issued: Notice of Charges and Allegations of 5/11/2004 dismissed without prejudice.