

NORTH CAROLINA MEDICAL BOARD
Board Orders/Consent Orders/Other Board Actions
March-April 2006

DEFINITIONS:

Annulment:

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

Conditions:

A term used 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 authorization to practice, or the conditions placed on 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:

Decision denying an application for practice authorization or reconsideration of a 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.

Reentry Agreement

Arrangement between the Board and a practitioner in good standing who is "inactive" and has been out of clinical practice for two years or more. Permits the practitioner to resume active practice through a reentry program approved by the Board to assure the practitioner's competence.

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

Stay:

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

Summary Suspension:

Immediate withdrawal of 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 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 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

DIXON, Randall Keith, Physician Assistant

Location: Philipsburg, MT
DOB: 8/23/1951
License #: 0001-01595
PA Education: University of Kentucky (1987)
Cause: Mr Dixon was convicted of theft from a tribal organization, which is a felony, in the U.S. District Court, Great Falls Division, Montana District.
Action: 4/20/2006. Findings of Fact, Conclusions of Law, and Order of Discipline issued following hearing on 4/12/2006: Mr Dixon's North Carolina physician assistant license is revoked.

HAGESITH, Christian Ellis, MD

Location: Cherry Point, NC (Craven Co)
DOB: 2/23/1941
License #: 0000-16280
Specialty: NA
Medical Ed: University of Rochester (1967)
Cause: In June 2002, Dr Hagesith entered an agreement with the Colorado Board under which terms and conditions were placed on his practice based on his failure to meet accepted standards of care, on his engaging in a sexual act with a patient, and on a mental instability that required treatment. In March 2004, the North Carolina Board issued Charges against Dr Hagesith based on the Colorado action and, in November 2004, the North Carolina Board indefinitely suspended his license. In November 2005, the Colorado Board issued an Order under which Dr Hagesith surrendered his Colorado license, based on the finding he prescribed medication over the Internet.
Action: 4/24/2006. Findings of Fact, Conclusions of Law, and Order of Discipline issued following hearing on 4/12/2006: Dr Hagesith's North Carolina medical license is revoked.

KLUTTZ, Brenda Mills, MD

Location: St Louis, MO
DOB: 10/11/1955
License #: 0000-26450
Specialty: FP (as reported by physician)
Medical Ed: East Carolina University School of Medicine (1981)
Cause: Dr Kluttz was convicted of a felony in the U.S. District Court, Eastern District of Missouri. The Board received no request for a hearing on this matter from Dr Kluttz.
Action: 3/13/2006. Entry of Revocation issued: Dr Kluttz' North Carolina medical license is revoked by operation of law effective 3/07/2006.

SUSPENSIONS

BIZZELL, Aleecia Rich, Nurse Practitioner

Location: Winston-Salem, NC (Forsyth Co)
DOB: 2/23/1973
Approval #: 0002-01269
NP Education: Duke University (1999)
Cause: In November 2005, the Board was informed by an individual that Ms Bizzell was using cocaine. He said he was in a relationship with her and was trying to get her to stop using the drug. A Board investigator met with her on November 15 and she provided a saliva sample and a urine sample for drug testing. The saliva test proved positive for cocaine. Further testing showed the presence of the metabolized form of cocaine. The urine sample did not test positive for cocaine but gave evidence of having been adulterated. Ms Bizzell testified she knew about the coming drug screen and she and her fiance arranged to fake the saliva test, which she did. However, she said she did

not adulterate the urine sample. The Board did not find Ms Bizzell's testimony concerning the drug screen credible. It found she had used cocaine after November 11 and before November 15 as confirmed by the drug tests and that she has a mental and physical condition that renders her unsafe to practice.

Action: 3/17/2006. Findings of Fact, Conclusions of Law, and Order of Discipline issued following hearing on 2/15/2006: Ms Bizzell's approval as an NP is terminated and suspended indefinitely. Should she submit an application for reinstatement, she must submit herself to and successfully complete an appropriate substance abuse program with the NC Board of Nursing, and she must secure the advocacy of that program for her reinstatement before the Board will consider it. However, the Board reserves the right to deny any future application notwithstanding any position the program may take in regard to her reinstatement.

IACONO, Robert Paul, MD

Location: Madison, MS

DOB: 4/07/1952

License #: 0000-25602

Specialty: NS/APN (as reported by physician)

Medical Ed: University of Southern California, Los Angeles (1978)

Cause: In August 2004, the California Board charged Dr Iacono with dishonesty and false or fraudulent medical records for failing to report a suspension of his privileges at Loma Linda University Medical Center in 1999 when he applied for privileges at the Desert Regional Medical Center in 2001. He was also charged with general unprofessional conduct as a result of his becoming angry with staff members and his loudly stating, in the presence of others, that a nurse was responsible for a patient's brain death. In September 2005, the California Board accepted the surrender of his license.

Action: 4/27/2006. Findings of Fact, Conclusions of Law, and Order of Discipline issued following hearing on 4/12/2006: Dr Iacono's North Carolina medical license is suspended indefinitely.

KHAN, Abdul Rahim, MD

Location: Hudson, FL

DOB: 3/24/1960

License #: 0096-00968

Specialty: CD/IM (as reported by physician)

Medical Ed: Khyber Medical School, Pakistan (1984)

Cause: In 2005, the Florida Board charged Dr Khan with failing to keep adequate medical records and failing to provide the Florida Board his current address. In a Final Order of 10/18/2005, the Florida Board imposed an \$8,000 fine on Dr Khan, issued a letter of concern and suspended his Florida license. Dr Khan was required to pay \$1,066 in costs.

Action: 4/27/2006. Findings of Fact, Conclusions of Law, and Order of Discipline issued following hearing on 4/12/2006: Dr Khan's North Carolina medical license is suspended indefinitely.

MATTHIAS, Weeza, MD

Location: Bangor, ME

DOB: 8/01/1951

License #: 0094-00919

Specialty: FP (as reported by physician)

Medical Ed: University of Vermont (1993)

Cause: In registering her North Carolina license in 2004, Dr Matthias noted her practice in Fort Drum, NY, has been restricted. In July and November 2004 and several times in 2005, the Board requested further information relative to the restriction of her practice. Dr Matthias never responded to the Board's repeated written and telephoned requests.

Action: 4/29/2006. Findings of Fact, Conclusions of Law, and Order of Discipline issued following hearing on 4/12/2006: Dr Matthias' North Carolina medical license is suspended indefinitely.

See Consent Orders:

CONNINE, Tad Robert, MD

DERBES, Linda Kaufman, MD
FITZGERALD, Dwight Melvin, MD
JOHNSON, David Wesley, MD
KUNZ, Kenneth Robert, MD
MOSKOWITZ, Edward James, MD

SUMMARY SUSPENSIONS

BASILI, Richard Louis, Jr, MD

Location: Tarboro, NC (Edgecomb Co)
DOB: 10/06/1967
License #: 0097-00464
Specialty: AN (as reported by the physician)
Medical Ed: East Carolina University School of Medicine (1993)
Cause: Dr Basili may possess a mental or physical condition that renders him unable to safely practice medicine, as shown by the Notice of Charges and Allegations dated 4/26/2006.
Action: 4/26/2006. Order of Summary Suspension issued: Dr Basili's North Carolina Medical license is suspended upon service of the Order.

CONSENT ORDERS

AHLAWAT, Ranvir, MD

Location: Toms River, NJ
DOB: 7/21/1964
License #: 2002-01548
Specialty: IM (as reported by physician)
Medical Ed: St George's University (1995)
Cause: In September and October 2003, Dr Ahlawat authorized prescriptions to numerous patients based solely on questionnaires submitted over the Internet. No physical examination was performed and no prior physician-patient relationship existed. Without admitting any liability or wrongdoing, Dr Ahlawat requested his North Carolina medical license be made inactive on 2/11/2004. He represents he does not intend to practice in North Carolina in future.
Action: 3/02/2006. Consent Order executed: Dr Ahlawat surrenders his North Carolina medical license; must comply with other conditions.

CONNINE, Tad Robert, MD

Location: Hawkinsville, GA
DOB: 1/19/1964
License #: 0099-00193
Specialty: RO (as reported by physician)
Medical Ed: University of South Florida (1992)
Cause: Dr Connine's Georgia medical license was suspended by the Georgia Board in July 2005.
Action: 4/03/2006. Consent Order executed: Dr Connine's North Carolina medical license is indefinitely suspended.

DERBES, Linda Kaufman, MD

Location: Raleigh, NC (Wake Co)
DOB: 1/29/1960
License #: 0095-00112
Specialty: P/CHP (as reported by physician)
Medical Ed: University of South Florida College of Medicine (1990)
Cause: In September and October 2005, Dr Derbes wrote prescriptions for controlled substances for Patient A, a family member, knowing the patient did not require the drugs to treat an illness. Dr Derbes obtained the drugs for her personal use.
Action: 3/13//2006. Consent Order executed: Dr Derbes license is suspended for six months, such suspension being stayed subject to probationary terms and conditions; she must comply with the

Board's position statement on "Self-Treatment. . ."; unless lawfully prescribed by someone else, she shall refrain from the use of mind-or mood-altering substances; must comply with other conditions.

EL-DROUBI, Hazem

Location: Rockingham, NC (Richmond Co)
DOB: 1/10/1945
License #: 0000-22392
Specialty: US (as reported by physician)
Medical Ed: University Ein Shams, Egypt (1969)
Cause: Dr El-Droubi began treating Patient B in late 1994. In early 1995, he diagnosed Patient B with prostate cancer. In January 1997, Dr El-Droubi performed an orchiectomy on Patient B. In April 2000, he examined Patient B for a follow up for his prostate cancer. In January 2001, during a visit by Patient B, Dr El-Droubi mistakenly scheduled him for an out-patient bilateral orchiectomy. The patient was prepped and placed under sedation. When examined by Dr El-Droubi, the patient was found to have no testes and surgery was canceled without harm to the patient from new surgery.
Action: 3/14/2006. Consent Order executed: Dr El-Droubi is formally reprimanded regarding his care of Patient B.

FITZGERALD, Dwight Melvin, MD

Location: Claremont, NC (Catawba Co)
DOB: 11/06/1943
License #: 0000-20792
Specialty: GS/TS (as reported by physician)
Medical Ed: University of Illinois (1969)
Cause: In October 2005, Dr Fitzgerald reported to the Board that his privileges at Catawba Valley Medical Center had been suspended from 5/24/2005 to 6/14/2005 following repeated allegations he displayed unprofessional and disruptive behavior on duty. He and the Medical Center agreed that if he entered a contract with the NCPHP and took other steps to ensure he did not act in such a way in future, his privileges would be reinstated. He has entered an NCPHP contract and is compliant.
Action: 3/24/2005. Consent Order executed: Dr Fitzgerald's North Carolina medical license is suspended for two months; suspension is stayed on terms and condition; he shall maintain and abide by his NCPHP contract; must comply with other conditions.

GUNNOE, Bryan Andrew, MD

Location: Phoenix, AZ
DOB: 5/19/1958
License #: 0094-00814
Specialty: OSS/ORS (as reported by physician)
Medical Ed: Georgetown University (1989)
Cause: In June 2005, the Arizona Board found Dr Gunnoe had deviated from the standard of care, resulting in a patient requiring additional surgery. He was reprimanded by the Arizona Board.
Action: 3/07/2006. Consent Order executed: Dr Gunnoe is reprimanded.

JOHNSON, David Wesley, MD

Location: Wilmington, NC (New Hanover County)
DOB: 11/28/1956
License #: 0000-26547
Specialty: GP (as reported by physician)
Medical Ed: Medical College of Virginia (1981)
Cause: From 10/2003 to 2/2004, Dr Johnson engaged in an intimate personal relationship with Patient A and established a physician-patient relationship with Patient A, providing medical care and prescribing for her. From 8/2004 to 10/2004, he engaged in an intimate personal relationship with Patient B and established a physician-patient relationship with her, providing medical care and

prescribing for her. In spring 2004, he engaged in an intimate personal relationship with Patient C and established a physician-patient relationship with her, providing medical care and prescribing for her.

Action: 4/12/2006. Consent Order executed: Dr Johnson's North Carolina medical license is suspended for one year, suspension being stayed on probationary terms and conditions; within six months he must attend the Vanderbilt course on maintaining proper boundaries, he must comply with the Board's position statement on Self-Treatment and Treatment of Family Members and Others with Whom Significant Emotional Relationships Exist, and must comply with other requirements.

KAISER, Thom Chris, Physician Assistant

Location: Tampa, FL

DOB: 10/21/1947

License #: 0010-00452

PA Education: Emory University (1983)

Cause: On his application for a PA license, Mr Kaiser said he had never been charged with driving under the influence. Background investigation found that, in fact, he had been so charged on two occasions.

Action: 4/24/2006: Consent Order executed: Mr Kaiser is reprimanded and is granted a PA license; as a condition of this Consent Order, he has entered into a contract with the NCPHP; must comply with other conditions.

KELLY, Maureen Agatha, MD

Location: Scottsdale, AZ

DOB: 1/04/1955

License #: 0098-00589

Specialty: IM (as reported by physician)

Medical Ed: Albany Medical College (1996)

Cause: In June 2005, Dr Kelly entered into a Consent Agreement for Practice Limitation (non-disciplinary) with the Arizona Medical Board. She agreed not to practice in a busy ambulatory setting because of a medical condition. She recently asked that her North Carolina medical license be made inactive, which was done.

Action: 3/02/2006. Non-Disciplinary Consent Order executed: Dr Kelly's North Carolina medical license is placed on inactive status; should she request her North Carolina medical license be reactivated, she agrees to the same limitations as are imposed in Arizona at the time of her request.

KUNZ, Kenneth Robert, MD

Location: Franklin, NC (Macon Co)

DOB: 10/06/1956

License #: 2000-01190

Specialty: ON/IM (as reported by physician)

Medical Ed: University of Manitoba, Canada (1986)

Cause: Between March 2002 and November 2002, Dr Kunz diverted several controlled substances to his own or his wife's use. He did this by issuing prescriptions in Patient A's name and purchasing the medications from Patient A. Dr Kunz denies the Board's findings and allegations but agrees to this Consent Order because he perceives it to be in his best interest.

Action: 3/08/2006. Consent Order executed: Dr Kunz' North Carolina medical license is indefinitely suspended.

MARGOLIS, Jeffrey Alan, MD

Location: Richmond, VA

DOB: 10/07/1952

License #: 0000-23861

Specialty: IM (as reported by physician)

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

Cause: In October 2005, Dr Margolis was reprimanded by the Virginia Board and ordered to complete approved courses in medical record keeping, addiction medicine, and pain management.

Action: 3/16/2006. Consent Order executed: Dr Margolis is reprimanded.

MARTONE, Arlene Rae, MD

Location: Venice, FL

DOB: 6/7/1947

License #: 0000-18781

Specialty: GYN (as reported by physician)

Medical Ed: Loma Linda University (1972)

Cause: In February 2005, the Florida Board issued an Order of Emergency Suspension of Dr Martone's Florida medical license. That Order was lifted several days later and emergency restrictions were placed on her license. Specifically, she was not to use stabilized botulinum toxin Type A and was limited in her use of Botox® for wrinkle reduction. In a December 2005 Consent Order with Florida, she was reprimanded, fined in the amount of \$30,000, and ordered to complete the Laws and Rules Course and other courses offered by the Florida Medical Association, to perform 200 hours of community service, to attend CME on ethics and present lectures on ethics. Her Florida license will be suspended for one year following filing of the Florida Board's Final Order, with suspension stayed for 11 months and she will be on probation for three years.

Action: 4/26/2006. Consent Order executed: Dr Martone is reprimanded; she shall not use unapproved stabilized botulinum neurotoxin Type A and may only use FDA approved wrinkle reduction treatments.

MATTHEWS, Charles Joseph, MD

Location: Raleigh, NC (Wake Co)

DOB: 2/31/1955

License #: 0000-27245

Specialty: N (as reported by physician)

Medical Ed: University of Virginia (1978)

Cause: To amend Dr Matthews Consent Order of April 14,2003.

Action: 4/24/2006. Consent Order executed: Reference to "inpatient treatment" is removed from the original language of Dr Matthews Consent Order; other requirements are retained.

MENACHEM, Allan Michael, MD

Location: Jackson, TN

DOB: 2/17/1946

License #: 0000-38138

Specialty: IM/GE (as reported by physician)

Medical Ed: University of Bologna, Italy (1972)

Cause: While Dr Menachem was practicing in Raleigh, a patient complained he inappropriately embraced her, sitting on her legs and hugging her. His former employer alleged he dismissed Dr Menachem based on the alleged incident and for his failure to report a similar complaint by a nurse in Columbus County, North Carolina. Dr Menachem denies these charges and says he always has a female nurse present when examining female patients. He claims he gave the patient a brief, reassuring hug because he thought her to be anxious and nervous, but he admits he did not explain his intentions to her. He contended a nurse was present and would support his statement. He said this was his first patient complaint in 30 years of practice. He regrets the patient was offended and felt uncomfortable and he apologizes to her.

Action: 3/17/2006. Consent Order executed: Dr Menachem agrees that if he returns to North Carolina to practice he will notify the Board and that he will always have a female nurse present when examining female patients; he and the nurse will document that fact in the patient's chart; should he return to North Carolina, he agrees to random chart reviews by the Board to determine his compliance.

MOSKOWITZ, Edward James, MD

Location: Marion, VA

DOB: 6/14/1949

License #: 0000-30075

Specialty: US (as reported by physician)
Medical Ed: Tulane University (1975)
Cause: In June 2003, the Virginia Board ordered that Dr Moskowitz be publicly censured on grounds that his medical care, treatment, documentation, and follow-up care of two patients were below the standard of care. He was also ordered to complete a course in medical record keeping.
Action: 4/12/2006. Consent Order executed: Dr Moskowitz is suspended for 30 days, suspension being stayed on condition he complete the medical record-keeping course required by Virginia.

NIEMEYER, Meindert Albert, MD

Location: Elon, NC (Alamance Co)
DOB: 6/16/1956
License #: 0000-30440
Specialty: FP (as reported by physician)
Medical Ed: Faculty of Medicine, National University of Utrecht (1981)
Cause: To amend the Consent Order of 11/19/2004 by which his license, which was suspended in May 2004 based on certain criminal convictions and his sale of goods from his office, was reissued on certain conditions. Those conditions included the requirement he enter a contract with the NCPHP, which he did. The NCPHP reports he has been compliant with the contract and that it will end in 7/2006. Therefore, the Board will release Dr Niemeyer from the requirement that he maintain a contract with the NCPHP.
Action: 4/12/2006. Consent Order executed: Dr Niemeyer is released from the NCPHP requirement in his Consent Order of 11/19/2004; the remainder of the terms in that Consent Order remain in place and unchanged.

O'MEARA, James Joseph, III, MD

Location: Gainesville, FL
DOB: 9/08/1961
License: 0000-38664
Specialty: IM (as reported by physician)
Medical Ed: University of Virginia (1988)
Cause: The Florida Board charged him with failing to have adequate supplies in an emergency crash cart and with failing to maintain adequate surgical logs. While neither admitting nor denying the allegations, he agreed to a Consent Order with the Florida Board in 7/2005 in which he was issued a letter of concern, agreed to a fine and to community service, and agreed to complete a Laws and Rules course.
Action: 4/17/2006. Consent Order executed: Dr O'Meara is reprimanded.

PATEL, Aneel Nathoobhai, MD

Location: Hampstead, NC (Pender Co)
DOB: 8/12/1935
License #: 0000-34701
Specialty: N/P (as reported by physician)
Medical Ed: Seth GS Medical College, India (1959)
Cause: Dr Patel's West Virginia medical license was suspended 8/15/2005, suspension being stayed pending his compliance with West Virginia CME requirements. On the same date, he presented documentation that satisfied the requirements and the stayed suspension was dissolved.
Action: 4/17/2006. Consent Order executed: Dr Patel is reprimanded; he must first make application with the Board to activate his North Carolina license, which became inactive in 2004, before resuming practice in North Carolina.

PRYZANT, Charles Zanwill, MD

Location: Dallas, TX
DOB: 5/29/1964
License #: 0093-00784
Specialty: CHP/P (as reported by physician)
Medical Ed: Baylor College of Medicine (1990)

Cause: In August 2005, the Texas Board entered into an Agreed Order with Dr Pryzant. It found a 15-year-old patient had complained that Dr Pryzant had viewed inappropriate material on his computer while assessing her and that, as a result, his employer recommended he be terminated. He resigned his employment in November 2004. The Texas Board ordered him to take 25 hours of ethics training approved by the Board and to pay a penalty of \$1,000.

Action: 3/17/2006. Consent Order executed: Dr Pryzant is reprimanded.

ROARK, Steven Forest, MD

Location: Gainesville, FL
DOB: 11/03/1952
License #: 0000-24941
Specialty: C/IM (as reported by physician)
Medical Ed: Duke University School of Medicine (1978)
Cause: The Florida Board charged him with failing to have adequate supplies in an emergency crash cart and with failing to maintain adequate surgical logs. While neither admitting nor denying the allegations, he agreed to a Consent Order with the Florida Board in 7/2005 in which he was issued a letter of concern, agreed to a fine and to community service, and agreed to complete a Laws and Rules course.

Action: 4/17/2006. Consent Order executed: Dr Roark is reprimanded.

ROSSI, Paul Christopher, DO

Location: Raleigh, NC (Wake Co)
DOB: 3/15/1953
License #: 2006-00123
Specialty: EM/OM (as reported by physician)
Medical Ed: Des Moines University College of Osteopathic Medicine (1978)
Cause: Dr Rossi appeared before the Board in January 2006 to discuss his plans to practice in North Carolina. His job responsibilities since 1999 have not included clinical practice and he does not intend to return to clinical practice at this time. He will practice only in an administrative setting.

Action: 3/17/2006. Non-Disciplinary Consent Order executed: Dr Rossi is granted a limited administrative license that requires he limit his practice to administrative medicine only; prior to resuming clinical practice in North Carolina, he must obtain approval from the president of the Board of a plan to update his medical skills and of his practice site.

RUFF, Ron Harry, MD

Location: Rancho Santa Fe, CA
DOB: 3/25/1957
License #: 0000-29386
Specialty: AN (as reported by physician)
Medical Ed: University of California- San Diego (1982)
Cause: Dr Ruff's North Carolina medical license expired in 1988. He maintained an Oregon license, and in July 2004 the Oregon Board reprimanded him for discrepancies with billing practices extending from January to September 2002.

Action: 4/03/2006. Consent Order executed: Dr Ruff is reprimanded.

TAUB, Harry Evan, MD

Location: Chapel Hill, NC (Orange Co)
DOB: 11/24/1970
License #: 2006-00491
Specialty: P/CHP (as reported by physician)
Medical Ed: Dartmouth Medical College (2001)
Cause: To amend Dr Taub's Consent Order of 1/22/2004 by moving from an RTL to a full and unrestricted license.

Action: 4/28/2006. Amended Consent Order executed: Dr Taub is issued a full and unrestricted license; all the terms and conditions contained in his previous Consent Order remain in effect.

THURMAN, Roger Zalon, MD

Location: Wilson, NC (Wilson Co)
DOB: 9/14/1939
License #: 0000-18151
Specialty: GS/VS (as reported by physician)
Medical Ed: Medical College of Virginia (1965)
Cause: In August 2005, the Board having information regarding Dr Thurman's practice that prompted a review of his practice, the Board contacted him concerning such a review. He responded that his surgical practice had conformed with the standards of practice and that he had retired as of August 2005, not renewing his license in September 2005.
Action: 3/17/2006. Non-Disciplinary Consent Order executed: Dr Thurman has retired and his license is placed on inactive status; should he seek re-activation of his license, he must first apply to the Board and it is understood the Board will reinstate its review of his practice before deciding on any future application; the Board makes no findings at this time with respect to Dr Thurman's practice.

TRIANA, Rudolph Joseph, Jr, MD

Location: Raleigh, NC (Wake Co)
DOB: 2/24/1962
License #: 0000-39704
Specialty: OTO/FPS (as reported by physician)
Medical Ed: University of North Carolina School of Medicine (1989)
Cause: The Florida Board issued a Notice of Intent to Approve Licensure with Conditions for Dr Triana. The Florida Board found that he failed to correctly answer two questions on his application for a license. It ordered his application be approved once he corrected those questions. According to the Notice, he failed to disclose he had taken a leave of absence from medical school and failed to disclose his privileges at Methodist Hospital were terminated.
Action: 3/03/2006. Consent Order executed: Dr Triana is reprimanded.

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 of previous Consent Orders. Dr Waddell's Consent Order of June 2004 limited him to 20 hours of practice per week. This was amended in October 2004 to raise the limit to 30 hours per week. He has requested increasing his work hours to 40 per week. He appears to be complying with his previous Consent Orders.
Action: 3/02/2006. Consent Order executed: Dr Waddell previous Consent Order is amended; he may practice up to 40 hours per week.

MISCELLANEOUS ACTIONS**BUFFONG, Eric Arnold, MD**

Location: Columbus, GA
DOB: 5/11/1951
License #: 0000-27894
Specialty: GYN/REN (as reported by physician)
Medical Ed: Howard University (1977)
Cause: Regarding further proceedings against Dr Buffong begun by Charges dated 11/29/2004. In 2004, Dr Buffong's Georgia license was summarily suspended on allegations of criminal or other misconduct involving patients under his care. On November 9, 2004, under a Consent Order between the Georgia Board and Dr Buffong, it was agreed that Dr Buffong's Georgia license was suspended. It was also agreed no other action would be taken until criminal matters pending against Dr Buffong were resolved or until further order from the Georgia Board. In November

2004, based on Georgia's action, the North Carolina Board summarily suspended Dr Buffong's North Carolina license and issued charges against him. Dr Buffong waives his right to a hearing on the North Carolina charges until completion of the Georgia Board's case against him. He shall be entitled to a hearing on the North Carolina Board's charges should the Board decide to conduct proceedings after the Georgia Board's final decision.

Action: 4/28/2006. Tolling Agreement and Order: Dr Buffong shall not practice in North Carolina until the Board issues a final decision in the case against him on the charges of November 29, 2004; the Board shall not conduct further proceedings on this matter until the Georgia Board issues its final decision; should the Board decide to conduct further proceedings at that time, Dr Buffong will be entitled to a hearing.

DENIALS OF RECONSIDERATION/MODIFICATION

NONE

DENIALS OF LICENSE/APPROVAL

FINEBERG, David Aaron, MD

Location: Raleigh, NC (Wake Co)

DOB: 10/16/1962

License #: NA

Specialty: NA

Medical Ed: Sackler School of Medicine, Tel Aviv University (1988)

Cause: Dr Fineberg has not practiced since 1999, his license was suspended by New York for not less than six months in 1999, he surrendered his New York license in 2004, and he admitted multiple instances of unprofessional conduct between 1997 and 1999.

Action: 3/10/2006. Letter issued denying Dr Fineberg's application for a North Carolina medical license.

HAMBLETON, Scott Lewis, MD

Location: Atlanta, GA

DOB: 4/15/1963

License #: 2000-00444

Specialty: FP/EM (as reported by physician)

Medical Ed: University of Tennessee (1994)

Cause: Dr Hambleton failed to satisfy the Board of his qualifications in that he is unable to practice with reasonable skill and safety by reason of illness, excessive use of drugs, or mental abnormality. Action is also based on his previous acts of unprofessional conduct and substance abuse as noted in his 12/02/2002 and 6/02/2004 Consent Orders with the Board.

Action: 4/25/2006. Letter issued denying Dr Hambleton's application for reinstatement of his North Carolina medical license.

UEDA, Robert Kazuo, MD

Location: North Canton, OH

DOB: 12/26/1961

License #: NA

Specialty: DR (as reported by physician)

Medical Ed: Creighton University School of Medicine (1993)

Cause: Dr Ueda was found by the Florida Board to have failed to disclose on his application for a Florida license the fact he repeated medical school classes and was placed on probation while in postgraduate training. His application was ultimately granted by Florida, but he was ordered to pay a fine of \$1,000 and to submit a corrected, full application. He was also placed on probation in medical school and took the USMLE Step 3 multiple times before passing.

Action: 4/28/2006. Letter issued denying Dr Ueda's application for a North Carolina medical license.

WALTER, Steven Wayne, MD

Location: Cary, NC (Wake Co)

DOB: 12/19/1957

License #: NA
Specialty: IM (as reported by physician)
Medical Ed: Medical College of Ohio (1983)
Cause: Dr Walter requested a hearing on the Board's denial of his application for a license in November 2005. At hearing, it was stipulated that Dr Walter was convicted of driving under the influence in North Carolina and in Ohio in 1995, that he self-reported to the West Virginia Board that he was alcohol dependent and had been diagnosed with bipolar disorder, that he entered a voluntary agreement with the West Virginia Board in November 1996 related to his alcohol dependency, that he entered an agreement with the Ohio Board that provided probationary terms for three years related to his alcohol dependency, that he voluntarily surrendered his West Virginia medical license as a result of a relapse in November 1999, that he was placed on probation for three years by the West Virginia Board, that he was convicted on DUI in North Carolina in 2001, that he surrendered his West Virginia license in 2001, that he entered a Consent Order with West Virginia reinstating his license but placing a stayed revocation and a probation of three years on his license, that his West Virginia license became inactive in 2003, that reinstatement in West Virginia will require him to pass SPEX, that he has an active Virginia license, that he has practiced since January 2001 and that he has been sober since that time.
Action: 4/29/2006. Findings of Fact, Conclusions of Law, and Order of Discipline issued following hearing on 2/15/2006: Denial of Dr Walter's application for a North Carolina medical license was proper and shall remain in effect.

SURRENDERS

BEDINGTON, William David, Physician Assistant

Location: Hickory, NC (Catawba Co)
DOB: 11/14/1959
License #: 0001-02534
PA Education: Butler University (1998)
Action: 4/20/2006. Voluntary surrender of North Carolina medical license.

COLLINS, Paul Dwayne, MD

Location: Pembroke, NC (Robeson Co)
DOB: 2/08/1973
License #: 2005-00139
Specialty: FP (as reported by physician)
Medical Ed: Wake Forest University School of Medicine (2001)
Action: 3/13/2006. Voluntary surrender of North Carolina medical license.

LONG, Joseph Watson, Nurse Practitioner

Location: Concord, NC (Cabarrus Co)
DOB: 8/29/1961
Approval #: 0002-01774
NP Education: University of North Carolina, Charlotte (2002)
Action: 4/20/2006. Voluntary surrender of North Carolina NP approval.

SABATIER, Richard Edward, MD

Location: New Orleans, LA
DOB: 2/05/1949
License #: 0000-22819
Specialty: PS (as reported by physician)
Medical Ed: Tulane University (1973)
Action: 4/09/2006. Voluntary surrender of North Carolina medical license.

SHIVE, Robert MacGregor, MD

Location: Charlotte, NC (Mecklenburg Co)
DOB: 11/21/1933
License #: 0000-13226

Specialty: P (as reported by physician)
Medical Ed: University of North Carolina School of Medicine (1961)
Action: 3/21/2006. Voluntary surrender of North Carolina medical license.

TROGDON, James Clifford, NP

Location: Chapel Hill, NC (Orange Co)
DOB: 10/19/1957
Approval #: 0002-01033
NP Education: University of North Carolina (1997)
Action: 4/05/2006. Voluntary surrender of North Carolina nurse practitioner approval.

See Consent Orders:

AHLAWAT, Ranvir, MD

COURT APPEALS/STAYS

NONE

TEMPORARY/DATED LICENSES:

ISSUED, EXTENDED, EXPIRED, OR REPLACED BY FULL LICENSES

AARONS, Mark Gold, MD

Location: Southern Pines, NC (Moore Co)
DOB: 5/07/1958
License #: 0000-31233
Specialty: Neph/IM (as reported by physician)
Medical Ed: Baylor College of Medicine (1984)
Action: 3/16/2006. Temporary/dated license extended to expire 9/30/2006.

CRUMP, Carolyn Faydene, MD

Location: Lexington, NC (Davidson Co)
DOB: 1/27/1950
License #: 2005-01115
Specialty: GP (as reported by physician)
Medical Ed: George Washington University School of Medicine (1975)
Action: 3/16/2006. Temporary/dated license extended to expire 7/31/2006.

GOTTSCHALK, Bernard Joseph, MD

Location: Wilmington, NC (New Hanover Co)
DOB: 5/10/1955
License #: 0000-30162
Specialty: IM/ADDM (as reported by physician)
Medical Ed: University of Pittsburgh School of Medicine (1981)
Action: 3/16/2006. Full and unrestricted medical license issued.

HARDY, Stephen Carl, MD

Location: Waxhaw, NC (Union Co)
DOB: 7/11/1957
License #: 0000-35911
Specialty: Neuro (as reported by physician)
Medical Ed: University of Virginia (1985)
Action: 3/16/2006. Temporary/dated license extended to expire 9/30/2006.

NIEMEYER, Meindert Albert, MD

Location: Elon, NC (Alamance Co)
DOB: 6/16/1956
License #: 0000-30440

Specialty: FP (as reported by physician)
Medical Ed: Faculty of Medicine, Utrecht (1981)
Action: 3/16/2006. Temporary/dated license extended to expire 3/31/2007.

MORTER, Gregory Alan, MD

Location: Wilmington, NC (New Hanover Co)
DOB: 12/03/1959
License #: 0000-36401
Specialty: Ped (as reported by physician)
Medical Ed: University of Pittsburgh School of Medicine (1986)
Action: 3/16/2006. Temporary/dated license extended to expire 11/30/2006.

ROGERS, Bruce William, MD

Location: Clayton, NC (Johnston Co)
DOB: 8/11/1947
License #: 0000-32563
Specialty: FP/EM (as reported by physician)
Medical Ed: Medical College of Pennsylvania (1982)
Action: 3/16/2006. Temporary/dated license extended to expire 9/30/2006.

WHITE, Steven William, Physician Assistant

Location: Cameron, NC (Moore Co)
DOB: 12/19/1962
License #: 0001-02116
PA Education: Midwestern University (1996)
Action: 3/16/2006. Temporary/dated license extended to expire 7/31/2006.

WHITMER, Gilbert Gomer, Jr, MD

Location: Raleigh, NC (Wake Co)
DOB: 9/04/1961
License #: 0000-36854
Specialty: OS (as reported by physician)
Medical Ed: The Johns Hopkins University (1987)
Action: 3/16/2006. Temporary/dated license extended to expire 9/30/2006.

CONSENT ORDERS LIFTED

ANDRINGA, Richard Cornell, MD

Location: Greensboro, NC (Guilford Co)
DOB: 12/23/1946
License #: 0000-20463
Specialty: AN/PD (as reported by physician)
Medical Ed: University of Wisconsin (1974)
Action: 4/11/2006. Order issued lifting Consent Orders of 1/08/2001 and 1/31/2001.

GOTTSCHALK, Bernard Joseph, MD

Location: Wilmington, NC (New Hanover Co)
DOB: 5/10/1955
License #: 0000-30162
Specialty: IM/ADDM (as reported by physician)
Medical Ed: University of Pittsburgh School of Medicine (1981)
Action: 4/07/2006. Order issued lifting Consent Orders of 4/07/2000, 4/17/2003, and 4/28/2005.

LANGSTON, Bernard Leroy, MD

Location: Shallotte, NC (Brunswick Co)
DOB: 4/06/1945

License #: 0000-27938
Specialty: FP (as reported by physician)
Medical Ed: Medical University of South Carolina (1972)
Action: 4/26/2006. Order issued lifting Consent Order of 6/09/2003.

LAVINE, Gary Harold, MD

Location: New Bern, NC (Craven Co)
DOB: 11/04/1964
License #: 2001-00403
Specialty: EM (as reported by physician)
Medical Ed: University of South Alabama (1989)
Action: 3/09/2006. Order issued lifting Consent Order of 3/06/2003.

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)
Action: 3/02/2006. Order issued lifting Consent Order of 10/25/2004.

MATTHEWS, Charles Joseph, MD

Location: Raleigh, NC (Wake Co)
DOB: 2/31/1955
License #: 0000-27245
Specialty: N (as reported by physician)
Medical Ed: University of Virginia (1978)
Action: 4/28/2006. Order issued lifting Consent Orders of 4/14/2003 and 4/26/2006.

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)
Action: 3/02/2006. Order issued lifting Consent Orders of 4/22/2003 and 9/23/2004.

PATTERSON, Ronald Halford, MD

Location: Midlothian, VA
DOB: 7/27/1943
License #: 0000-20747
Specialty: ORS (as reported by physician)
Medical Ed: Medical College of Virginia (1971)
Action: 4/04/2006. Order issued lifting Consent Order of 4/04/1990.

DISMISSALS

MacGUFFIE, Martha Morgan, MD

Location: New York, NY
DOB: 1/22/1924
License #: 0000-21680
Specialty: PS/GS (as reported by physician)
Medical Ed: Columbia University (1949)
Action: 4/18/2006. Notice of Dismissal issued: the Notice of Charges and Allegations dated 2/27/2006 against Dr MacGuffie is dismissed with prejudice.

REENTRY AGREEMENTS

BERGER, Mitchell Zachary, MD

Location: Alpharetta, GA
DOB: 10/15/1957
License #: 2001-01312
Specialty: IM/HO (as reported by physician)
Medical Ed: University of Medicine and Dentistry of New Jersey
Cause: Dr Berger has only intermittently practiced medicine for several weeks since 1999. His CME is up to date.
Action: 3/24/2006. Reentry Agreement and Order executed: The Board shall issue Dr Berger a full and unrestricted license; he shall arrange to have a physician colleague observe his practice for the first three months following his resumption of practice; the physician observing him shall deliver to the Board a letter at the end of the observation period evaluating in detail Dr Berger's clinical skill; Dr Berger shall meet with the Board on request to discuss his transition back to practice.

ELLIS, Dale Edwin, Physician Assistant

Location: Denver, NC (Lincoln Co)
DOB: 3/31/1954
License #: 0001-00890
PA Education: Alderson-Broadus (1982)
Cause: Mr Ellis' North Carolina PA license has been inactive since September 2001.
Action: 4/21/2006: Reentry Agreement and Order executed: Mr Ellis is issued a PA license; he shall arrange to have his supervising physician observe his practice for the first six months and provide the Board a detailed letter concerning Mr Ellis' practice and skills no later than 30 days after the end of the six-month observation period; Mr Ellis shall obtain all required CME in a timely manner; must comply with other conditions.

FAULCON, Clarence Lee, MD

Location: Durham, NC (Durham Co)
DOB: 8/02/1951
License #: 0000-30334
Specialty: IM (as reported by physician)
Medical Ed: State University of New York, Downstate (1983)
Cause: Dr Faulcon has not practiced medicine since October 2000 and is not current with CME requirements.
Action: 3/10/2006. Reentry Agreement and Order executed: Dr Faulcon is issued a full and unrestricted license; he shall arrange to have a physician colleague observe his practice for the first year following his resumption of practice; that colleague shall report to the Board on Dr Faulcon's performance at the end of each quarter of the one-year observation period; Dr Faulcon shall meet with the Board on request to discuss his transition back to practice.

MONDEREWICZ, Kathleen Marie, MD

Location: Ashland, KY
DOB: 3/16/1955
License #: 2006-00340
Specialty: FP (as reported by physician)
Medical Ed: Temple University School of Medicine (1994)
Cause: Dr Monderewicz has not practiced clinical medicine since November 2001. She has practiced occupational medicine, traveling and performing medical examinations, since November 2003. Her CME is up to date.
Action: 4/10/2006. Reentry Agreement and Order executed: Dr Monderewicz is issued a full and unrestricted North Carolina license; she shall continue to limit her practice to occupational medicine; should she decide to change to a position involving treatment, rather than only diagnosis, she shall notify the Board in writing and not begin clinical practice until she has met

with the Board to discuss a plan for her safe resumption of practice under observation by a physician colleague.

PETERSEN, Ruth, MD

Location: Chapel Hill, NC (Orange Co)

DOB: 2/07/1961

License #: 2006-00485

Specialty: GPM (as reported by physician)

Medical Ed: University of North Carolina School of Medicine (1989)

Cause: Dr Petersen has not practiced medicine since 6/2000. Her CME is up to date.

Action: 4/12/2006. Reentry Agreement and Order executed: Dr Petersen is issued a full and unrestricted North Carolina license; she shall arrange to have a physician colleague observe her practice for two years after its resumption; the observing physician shall meet with Dr Petersen as required by the Consent Order and shall report to the Board on her performance and skills at the end of each quarter; Dr Petersen shall not begin practicing unless and until she has approval of her observer and her reentry plan by Dr Loomis, a member of the Board; must meet with the Board as requested; must pass the specialty board examination in preventive medicine by 3/31/2007; must not supervise midlevel practitioners for at least six months after resuming practice and only after approval by her physician observer.