

North Carolina Medical Board

Adverse Actions Report | July 2019 - September 2019

The print edition of the *Forum* presents a three-month report of recent adverse actions. This report does not include non-adverse action such as reentry agreements. To view all public actions, visit www.ncmedboard.org/BoardActions. To view previous installments of the *Forum* Adverse Actions Report, go to www.ncmedboard.org/AdverseActions.

Name/license #/location	Date of action	Cause of action	Board action
ANNULMENTS			
NONE			
SUMMARY SUSPENSIONS			
NONE			
REVOCATIONS			
NONE			
SUSPENSIONS			
DE YOUNG , Barry Robert, MD (201300575) North Liberty, IA	09/19/2019	Concerns about quality of care in three cases brought to the Board's attention pertaining to MD's work in pathology. MD's license became inactive on April 13, 2018, and he has retired from the practice of medicine since then.	License suspended for one year, immediately stayed except for a period of thirty days. If licensee applies for reinstatement, MD must pass the Problem-based Ethics (ProBe) course.
WINN , Michael John, PA-C (001000472) Fayetteville, NC	07/29/2019	In August 2018, the Board received a complaint from a patient that PA made inappropriate comments towards her by electronic means after her initial appointment with him. In November 2018, PA signed a Non-Practice Agreement with the Board and was assessed by the North Carolina Professionals Health Program (NCPHP) and the Acumen Institute. PA signed a two-year monitoring contract with NCPHP and they have deemed him safe to practice as a physician assistant, as long as he remains compliant with his contract.	License suspended for one year, immediately stayed except for a period of sixty days. PA shall ensure that a chaperone is present any time he is in an examination room with a female patient.
LIMITATIONS/CONDITIONS			
BAHLEDA , Thomas Anthony, MD (201201782) Blowing Rock, NC	08/08/2019	MD has a history of alcohol abuse. An evaluation in January 2019 determined MD unsafe to practice medicine. MD attended an extended care program and his treatment team recommended that he receive ongoing monitoring by NCPHP, provide data concerning his emotional status, develop a continuing care plan, and an arrangement for his safe return to the practice of medicine.	Non-Disciplinary Consent Order; Conditions placed on medical license.
BAKER , David Charles, PA-C (000100738) Morganton, NC	08/13/2019	PA's North Carolina license became inactive in December 2010 and he has not practiced medicine since. PA applied for reinstatement in November 2018. He has been assessed for medical competence, and the Center for Personalized Education for Professionals has created a formal educational plan to enable him to safely reenter the practice of medicine. PA also has a monitoring agreement with the NCPHP for his diagnosis of alcohol dependence.	Limitations/Conditions; PA's license to be reinstated contingent on compliance with conditions.

BOARD ACTIONS

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CARUSO , John Frank, DO (201902248) New Bern, NC	09/03/2019	In July 2018, DO entered into a Consent Agreement and Order with the New York State Board for Professional Medical Conduct in which DO received a Censure and Reprimand, was issued a \$5000.00 fine, and was subjected to 60-months of impairment monitoring based on DO's conviction in May 2015 of misdemeanor operating a motor vehicle under the influence of drugs or alcohol and misdemeanor aggravated unlicensed operator of a motor vehicle. DO applied for a license to practice medicine in NC. DO has been assessed by the NCPHP and is currently under an out-of-state monitoring agreement with NCPHP, which advocates for DO to be issued a license to practice medicine in North Carolina.	NC medical license issued with conditions.
HAYES , John David, MD (200201473) Asheville, NC	07/19/2019	Quality of care; Board found that MD's failure to comply with the provisions in his 2015 Consent Order requiring: (1) referral of high risk pregnancy patients to a maternal fetal medicine specialist for a consultation; (2) a signed informed consent explaining risks and benefits of home delivery; and (3) documentation of deviations from the standard of care that would take place in a hospital setting, with regards to the care of two of his patients, constitutes unprofessional conduct.	License limited so that MD can no longer practice clinical medicine.
MONTAGUE , Elisabeth, MD (000034107) Wake Forest, NC	09/09/2019	Prior history of fraudulent prescribing for the purpose of diverting Schedule II controlled substances for her own use. MD applied for reinstatement of her license and has been assessed by the North Carolina Professionals Health Program (NCPHP) and the Center for Personalized Education for Professionals. MD has a monitoring contract with NCPHP, which advocates for her return to practice.	License reinstated with conditions.
SCOTT , Gregory Earl, MD (009400142) Salisbury, NC	08/13/2019	MD has a history of alcohol abuse. He voluntarily surrendered his license on January 5, 2018 and entered into a Consent Order with the Board in July 2018 that indefinitely suspended his license. On July 18, 2019, MD met with members of the Board to discuss his application for reinstatement of his license. NCPHP has attested to MD's compliance with his NCPHP contract.	License reinstated via consent order, with reentry agreement; MD must maintain NCPHP contract.
THOMAS , Vanessa, MD (201601881) Lagrange, GA	09/18/2019	Action taken by the Alabama State Board of Medical Examiners related to an investigation and administrative complaint regarding MD's controlled substance prescribing and pain management treatment.	Consent Order; Prescribing conditions placed on medical license.

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REPRIMANDS			
BORISON , Daniel Isaac, MD (201701492) Mayfield Heights, OH	07/10/2019	Action based on the action of another state medical board. In February 2019, MD entered into a Consent Agreement with the State Medical Board of Ohio (Ohio Board) in which the Ohio Board reprimanded MD and placed him on a number of probationary terms. MD admitted to issuing approximately ten prescriptions for controlled substances to a colleague without documenting the prescriptions in a medical record. MD also admitted to failing to access and review the Ohio Automated Rx Reporting System as required by Ohio Board regulations prior to issuing the prescriptions.	Reprimand; MD shall abide by the terms and conditions of the Ohio Board Consent Agreement.
EDORO , Okosun Ehimare, MD (201502505) Nebo, NC	08/02/2019	Action taken by another medical board; In March 2018, MD reported on his annual renewal with the North Carolina Board that he was under investigation by the Rhode Island Department of Health, Board of Medical Licensure and Discipline (Rhode Island Board) regarding prescribing of the controlled substance drug testosterone. In March 2019, the Rhode Island Board concluded its investigation and MD entered into a Consent Order with the Rhode Island Board, which imposed a fine, reprimanded MD and required him to complete a medical records course.	Reprimand
SUH , Paul Boksuk, MD (000028441) Youngsville, NC	07/16/2019	Quality of care. The Board is concerned that upon record review of four of MD's patients who underwent spine surgery, an independent reviewing expert found that the care of three of the patients was below the applicable standard in that wrong-level fusion procedures were initially performed on the patients which were recognized intra-operatively in two of three patients.	Reprimand; Limitations placed on license with regards to the practice of spine surgery.
WEICKER , Michael Allen, MD (201600155) Gastonia, NC	08/14/2019	Action taken by another medical board; MD entered into a Consent Order with the Maine Board of Licensure in Medicine (Maine Board) in March of 2019 in which MD was reprimanded and required to take continuing medical education on medical record keeping. Additionally, the Maine Consent Order required MD to undergo a neurological examination prior to submitting an application to reinstate his Maine medical license.	Reprimand
DENIALS OF LICENSE/APPROVAL			
NONE			
SURRENDERS			
NONE			

BOARD ACTIONS

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PUBLIC LETTERS OF CONCERN			
BAGLEY , Cathy Lorraine, MD (201501036) Beaufort, SC	09/24/2019	The Board is concerned that MD was unsuccessful in establishing diagnoses due to her failure to provide adequate assessments, take complete histories, or conduct physical examinations of her patients. Additionally, the medical expert reviewing MD's patient records concluded that some of MD's treatment recommendations were not consistent with current accepted standards of care.	Public Letter of Concern
GRIMME , John David, MD (200400124) Springfield, VA	07/05/2019	Action based on the action of another state medical board. In February 2019, The Arizona Medical Board issued MD a letter of reprimand after it found that MD did not identify pulmonary emboli present on a CT scan he interpreted. The Arizona Board concluded that this constituted unprofessional conduct.	Public Letter of Concern
STAFFORD , Charles William, MD (000029676) Elizabethtown, NC	07/23/2019	Quality of care. The Board had MD's care of patient reviewed by an independent emergency medicine physician medical expert who felt, that considering the patient's known history of insulin-dependent diabetes and the presence of ketones in her urine, MD should have considered the possibility of diabetic ketoacidosis and ordered additional laboratory studies including a basic metabolic panel. Additionally, the medical expert felt that MD should have explained his medical decision making in more detail in the patient's medical record.	Public Letter of Concern; MD to complete CME course relating to the care of diabetes.
TAYLOR , William Farnham, MD (00039699) Charlotte, NC	08/26/2019	The Board is concerned that, from on or about December 2017 to May 2019, MD practiced medicine in connection with a sublease agreement he had with a management company owned by non-physicians. The Board is concerned that the management company may have exercised influence over MD's practice of medicine in a way that constituted the corporate practice of medicine. Additionally, the Board had five of MD's patient charts reviewed by an outside medical expert who had concerns related to the thoroughness of MD's medical record keeping for a patient suffering from insomnia, and the dosing of buprenorphine and pharmacovigilance with patients being treated for pain and/or dependency, some of whom displayed aberrant behavior.	Public Letter of Concern
WATTERSON , Patrick James, PA-C (000101888) High Point, NC	08/07/2019	The Board is concerned that PA was censured by the NCCPA in August 2018, for failing to comply with its Continuing Medical Education (CME) policy. During a random audit the NCCPA discovered that PA had entered CME hours for courses he had not completed during the 2016-2017 CME cycle	Public Letter of Concern

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MISCELLANEOUS ACTIONS			
PAULSON , Justin Eric, MD (201100770) Greenville, NC	07/15/2019	MD has a history of alcohol abuse. After his most recent relapse in November 2018, in which MD voluntarily placed his license on inactive status, MD submitted himself for residential treatment which was completed in January of 2019.	License Inactivated; MD to abide by monitoring contract with NCPHP.
RODRIGUEZ GALVIS , Claudia Yasmin, MD (201401930) Reston, VA	08/23/2019	Action taken by another state medical board; In May 2018, MD reported on her North Carolina annual license renewal that she was under investigation and that a complaint had been filed against her by the Florida Medical Board related to her treatment of a patient with the drug Seroquel. In February 2019, the Florida Board entered a Final Order approving and adopting a November 24, 2018, Settlement Agreement with MD, which issued a letter of concern, required continuing medical education and imposed costs and a fine.	Non-Disciplinary Consent Order; MD shall comply with the Florida Final Order and Settlement Agreement from February 27, 2019.
CONSENT ORDERS AMENDED			
NONE			
COURT APPEALS/STAYS			
NONE			
DISMISSALS			
CHRISTENBURY , Jonathan David, MD (000026210) Charlotte, NC	08/22/2019	MD is deceased.	Notice of Dismissal

Glossary of Terms

Conditions: Actions or requirements a licensee must complete and/or comply with as a condition of licensure.

Consent Order: An order of the Board that states the terms of a negotiated settlement to an enforcement case; A method for resolving a dispute without a formal hearing.

Denial: Decision denying an application for licensure, reinstatement, or reconsideration of a Board action.

Dismissal: Board action dismissing a contested case.

Inactive Medical License: Licenses must be renewed annually in NC. The Board may negotiate a provider’s agreement to go inactive as part of the resolution of a disciplinary case.

Public Letter of Concern (PubLOC): A public record expressing the Board’s concern about a practitioner’s behavior or performance. A public letter of concern is not considered disciplinary in nature; similar to a warning.

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

Summary Suspension: Immediate cancellation of authorization to practice; Ordered when the Board finds the public health, safety, or welfare requires emergency action.

Suspension: Withdrawal of authorization to practice, either indefinitely or for a stipulated period of time.

Temporary/Dated License: A License to practice for a specific period of time. Often accompanied by conditions contained in a Consent Order.

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.

Limitation: A restriction placed on a licensee’s practice. When practicing under a restriction, it is not lawful for the licensee to engage in the prohibited activity.