

# North Carolina Medical Board

## Quarterly Board Actions Report | November 2017 - January 2018

The Board actions listed below are published in an abbreviated format. The report does not include non-prejudicial actions such as reentry agreements and non-disciplinary consent orders. A complete listing of recent Board actions is available at [www.ncmedboard.org/BoardActions](http://www.ncmedboard.org/BoardActions).

Name/license #/location	Date of action	Cause of action	Board action
<b>ANNULMENTS</b>			
NONE			
<b>SUMMARY SUSPENSIONS</b>			
NONE			
<b>REVOICATIONS</b>			
<b>CAMPBELL</b> , James Stewart, MD (000020380) Clemmons, NC	12/04/2017	MD prescribed controlled substances excessively and failed to document the rationale of prescriptions and/or substantial increases in opiate prescriptions. MD wrote overlapping prescriptions and failed to practice appropriate pharmacovigilance to ensure patients were taking medications as directed. These cumulative practices may have contributed to the deaths of three patients.	Revocation of NC medical license
<b>DAVIS</b> , Dantre, PA-C (001006112) Greensboro, NC	01/23/2018	Board action based on felony conviction of PA in United States of America v. Dantre Davis, 1:17-CR-00136-1, for receipt of child pornography. Board served PA with a Notice of Revocation in November 2017 and having received no request for a hearing, the Board has revoked the PA's license.	Revocation of NC medical license
<b>OKIE</b> , Frederick T, MD (201200464) Woodstock, MD	11/08/2017	Action based on March 2016 action by the Board of Healing Arts for the State of Kansas, which revoked MD's license to practice medicine in Kansas due to substandard care of a pregnant patient. Specifically, MD; a) delayed involving other specialists to assist in patient's care; b) MD failed to acknowledge patient's proteinuria and high blood pressure; c) MD placed patient at an increased risk for placental abruption, seizures, renal damage, and stroke; and d) MD delayed patient's transfer to a facility that could care for her and her premature infant.	Revocation of NC medical license
<b>SMITH</b> , Michael Alson, MD (000033467) Charlotte, NC	12/15/2017	MD engaged in forced or coerced sexual acts, sexual contact, and/or vaginal intercourse with patients in an examination room at his practice.	Revocation of NC medical license
<b>SUSPENSIONS</b>			
<b>BLOCK</b> , Matthew, MD (200100308) Laurinburg, NC	11/01/2017	MD has a history of alcohol and drug abuse as well as prescribing controlled substances to himself, employees, and relatives, which is prohibited by Rule 21 NCAC 32B .1001. MD has history of inadequate record keeping.	Suspension of NC medical license for 24 months, immediately stayed. MD is prohibited from prescribing Schedule I, II/IIN, III/IIIN, and IV controlled substances. MD is to keep all medical records up to date. MD is to maintain his current contract with NCPHP and abide by its terms.
<b>DEHGAN</b> , Robert Bahman, MD (009600425) Ponte Vedra Beach, FL	01/23/2018	Action taken by another state medical board; In a Final Order dated November 22, 2016, the Florida Board suspended MD's license for a period of three years followed by five years of probation. Additionally, MD received a reprimand, was assessed a \$30,000.00 administrative fine, and was permanently restricted from treating any female patients. The Florida Board found that MD committed sexual misconduct with three patients.	Indefinite suspension of NC medical license.

## BOARD ACTIONS

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<b>HOWER</b> , David Kemp, MD (201401610) Burlington, NC	01/03/2018	In August 2016, the Orange County Child Protective Services substantiated allegations that MD engaged in improper discipline of his fourteen-month-old child which resulted in significant injuries to the child. MD suffers from Major Depressive Disorder and Mild Alcohol Use Disorder. MD was presented to the NCPHP, which recommended a two-year monitoring contract which the MD has signed.	Suspension of NC medical license for 24 months, immediately stayed except for a period of 60 days. MD shall maintain a contract with NCPHP and abide by its terms.
<b>KHAN</b> , Farouk Yusaf, MD (200000488) Dothan, AL	11/27/2017	Action based on the action of another state medical board related to MD's prescribing practices; On April 14, 2017, the Alabama Board resolved this matter with MD through a Joint Stipulation and Consent Order that revoked his pain management registrations and his authority to order, manufacture, distribute, possess, dispense, administer, or prescribe Schedules II, III, IV, and V controlled substances under his Alabama Controlled Substances Certificate (ACSC) number. The AL Board agreed to suspend the revocation of MD's ACSC and placed him on probation for a minimum of 18 months, subject to conditions.	Indefinite suspension of NC medical license; Immediately stayed on the condition that MD complies with his April 2017 Joint Stipulation and Consent Order with the Alabama Board of Medical Examiners. Additionally, MD's April 2017 Interim Non-Practice Agreement with the NC Board is hereby immediately dissolved.
<b>LOWE</b> , James Richard, MD (200901841) Marion, NC	01/24/2018	In April 2011, MD was referred to the North Carolina Physicians Health Program by the Board after he was charged with Driving While Impaired. In June 2014, MD was again referred to NCPHP by the Board after he was charged with a second DWI. MD agreed to enter into a five-year monitoring contract with NCPHP which requires MD to abstain from consuming alcohol. MD consumed alcohol in violation of his monitoring contract in April 2017 and again in August 2017.	Indefinite suspension of NC medical license
<b>RAMPONA</b> , Douglas Mercer, MD (000018823) Virginia Beach, VA	01/08/2018	Board action based on June 2017 action taken by the Virginia Board of Medicine, in which the Virginia Board accepted MD's voluntary and permanent surrender of his license to practice medicine and surgery in the Commonwealth of Virginia. The Virginia Board had concerns regarding MD's substance use and his filing of fraudulent prescriptions.	Indefinite suspension of NC medical license (In February 2017, MD placed his license in retirement status, limiting him to only voluntarily practicing medicine in indigent clinics.)
<b>TAYLOR</b> , Latimer Anthony, MD (009801527) Charlotte, NC	12/06/2017	MD has a history of professional sexual misconduct. In May 2017, the Board received information that MD had been engaged in a personal relationship with a patient starting in 2015 that became intimate between August 2016 and March 2017, while a physician-patient relationship existed between them.	Indefinite suspension of NC medical license
<b>PROBATION/CONDITIONS</b>			
<b>MCGRATH</b> , Timothy John, MD (200200571) Mebane, NC	12/06/2017	MD has a history of substance use disorder and of relapses in his recovery. After his most recent relapse in May 2017, in which MD voluntarily surrendered his medical license, the Board decided to indefinitely suspend MD's license in August 2017. MD entered into substance abuse treatment, progressed in his recovery and the NCPHP advocates for his return to practice.	MD's license is reinstated; Prior to resuming practice, MD must notify the Board and obtain practice site approval from the Board's Office of Medical Director. MD to maintain his current contract with NCPHP and abide by its terms.
<b>SAPPINGTON</b> , John Shannon, MD (009400628) Casper, WY	01/03/2018	MD has a substance use disorder and has struggled with relapses in the past. He has been without his NC medical license since he surrendered it in August 2002. MD reports being clean and sober since 2012 and has submitted a reinstatement application to the Board. The NCPHP advocates for his safety to practice.	MD's license reinstated; MD to maintain his current contract with NCPHP and abide by its terms.

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<b>REPRIMANDS</b>			
<b>AFLATOONI</b> , Saeed, MD (200501671) Greensboro, NC	12/08/2017	MD, a psychiatrist, treated a patient while also engaging in a social and business relationship with the patient. This is contrary with the ethics of the medical profession.	Reprimand
<b>DIMKPA</b> , Okechukwu, MD (200501338) Concord, NC	01/26/2018	Quality of care, substandard prescribing of controlled substances. MD failed to conduct a detailed history or verify an inherited patient's chronic back pain. MD did not have a basis to continue prescribing high doses of narcotic pain medications. Additionally, MD's medical records for patient's treatment were inadequate.	Reprimand; MD to complete CME in prescribing and medical record keeping within six months of the date of Consent Order.
<b>DENIALS OF LICENSE/APPROVAL</b>			
<b>CARLSON</b> , James Lennart, MD (200200010) Cerro Gordo, NC	12/07/2017	Board denied MD's application for reinstatement of his NC medical license based on MD's previous history of misconduct, alcohol and substance use. Additionally, MD has not actively practiced medicine for the eight-year period immediately preceding the filing of the reinstatement application.	Denial of application to reinstate NC medical license
<b>SHANTON</b> , Gregory Damon, PA (000101943) Newport, NC	01/26/2018	In September 2017, the Board received PA's request for a formal hearing on the Board's denial of his Physician Assistant Reinstatement Application from August 2017. After review of the PA's history of substance use and diversion, and the fact that PA had not actively practiced as a physician assistant for the two-year period immediately preceding the filing of the reinstatement application, the Board has decided to deny reinstatement of his license.	Application for reinstatement of NC PA license denied
<b>SURRENDERS</b>			
<b>BARNETT</b> , Kari Chappell, AA (100000265) Fayetteville, NC	01/26/2018		Voluntary surrender of NC Anesthesiologist Assistant license
<b>CHRISTENBURY</b> , Jonathan David, MD (000026210) Charlotte, NC	11/29/2017		Voluntary surrender of NC medical license
<b>SCOTT</b> , Gregory Earl, MD (009400142) Salisbury, NC	01/05/2018		Voluntary surrender of NC medical license
<b>WILEY</b> , Jerry William, MD (000021616) Raleigh, NC	11/14/2017		Voluntary surrender of NC medical license
<b>PUBLIC LETTERS OF CONCERN</b>			
<b>LOPEZ NEGRETE</b> , Hugo Manuel, MD (201702486) Flint, MI	11/21/2017	Quality of care; Board is concerned about a February 2012 incident that occurred during a frontoparietal craniotomy and craniectomy MD performed.	Public Letter of Concern; MD is issued a license to practice medicine in NC.
<b>PATEL</b> , Shil Kiritkumar, MD (201500970) New Bern, NC	11/16/2017	Board is concerned that during a surgery MD preformed, a small nasal macular intraretinal hemorrhage occurred for which intra-ocular diathermy was applied. The Board's reviewing expert noted that MD's decision to utilize intra-ocular diathermy deviates from the standard of care and expressed concern regarding the absence of documentation outlining the associated risk of bleeding, stating that, "the standard of care would require a clear discussion of risks, benefits, and alternatives to surgery to include a specific mention of bleeding risk associated with anti-coagulant therapy."  Board is also concerned that during the patient's postoperative course, the patient inadvertently received a copy of another patient's medical records. This constitutes a HIPAA violation.	Public Letter of Concern; MD required to complete six hours of Category 1 CME for intraoperative surgical risks of patients on anticoagulant intraocular surgery and a review of the indications and cautions in the use of diathermy for the management of intraocular hemorrhage and four hours of Category 1 CME for medical record documentation. MD to get advanced approval for the courses by Board's Office of the Medical Director and shall complete the CME within six months from the effective date of the public letter of concern.

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<b>SCHNYDER</b> , Drew David, MD (201200350) Black Mountain, NC	11/21/2017	In April 2017, MD experienced a health crisis that affected his behavior and impacted his ability to practice medicine. MDs behavior led to him being evaluated and hospitalized where he was diagnosed with a medical condition that, if left untreated, would render him unsafe to practice medicine. MD has voluntarily undergone treatment for his medical condition and is presently being monitored by the NCPHP who advocates for MD as safe to practice medicine.	MD is issued a Public letter of concern via a Non-Disciplinary Consent Order. MD shall adhere to all numbered conditions listed in order including: MD to maintain monitoring contract with the NCPHP; continue with outpatient treatment and medications; sign waivers and releases so that his healthcare providers can provide reports to the NCPHP and the Board; designate his practice manager to monitor his work hours. MD to work no more than 30 hours per week; MD shall designate his advanced practice providers, nurses, and other clinical staff to monitor his interactions with patients and file quarterly reports with the NCPHP. MD shall authorize the clinical staff and office staff to make immediate reports to the Board and the NCPHP regarding any aberrant behavior by him.
<b>SMITH</b> , Kathleen Jeanne, MD (200400601) Decatur, GA	01/22/2018	The Board is concerned that MD was convicted for felony Breach of Trust with Fraudulent Intent in South Carolina in May 2016 for fraudulently obtaining goods and/or money in excess of ten-thousand dollars (\$10,000) from Germain Dermatology for her own use.	Public Letter of Concern
<b>YAGGER</b> , Scott David, DO (200800677) Lakeland, FL	01/25/2018	Action taken by another state medical board; The NC Board is concerned that DO continues to fail to comply with administrative actions by the Florida Board of Osteopathic Medicine stemming from a 2013 Consent Agreement. DO was fined and placed on probation by the Florida DO Board for defaulting on his medical school student loan. In March 2017, DO received a Reprimand, a \$3,000 fine and a suspension of his Florida license for failing to pay the fine as stipulated in the 2013 Florida Consent Agreement.	Public Letter of Concern
<b>YING</b> , Kan, MD (200900156) Honolulu, HI	12/15/2017	Action taken by another state medical board; NCMB is concerned that in July 2017, MD entered into a Final Decision and Order for Remedial Education with the Wisconsin medical board based on concerns about the quality of care MD provided to a patient. In February 2014, a patient presented to the emergency department with sudden onset of dizziness and headache. MD ordered a brain CT and his preliminarily interpretation of the CT found no intracranial abnormality or bleeding and the patient was discharged. Another radiologist subsequently interpreted patient's CT as depicting decreased attenuation in the left cerebellar hemisphere and recommended a follow up CT. Based on this treatment, the MD was ordered by the Wisconsin Board to complete six hours of education on the topic of CT interpretation and/or abdominal imaging in the emergency room setting.	Public Letter of Concern
<b>MISCELLANEOUS ACTIONS</b>			
NONE			

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<b>CONSENT ORDERS AMENDED</b>			
<b>WARONSKY</b> , Roy George, PA-C (000102512) Charlotte, NC	12/05/2017	In June 2017, the Board and PA entered into a Consent Order wherein PA agreed not to prescribe controlled substances. In October 2017, PA and the Board entered into an Amended Consent Order allowing PA to prescribe Schedule IV and V controlled substances. Upon PA successfully completing certification training to obtain a DATA waiver to prescribe Suboxone® (buprenorphine and naloxone), a Schedule III controlled substance, the Board is allowing PA's request to prescribe Suboxone® for the purpose of treating opioid addiction.	Amended Consent Order; PA may prescribe Suboxone® for the purpose of treating opioid addiction. PA to provide the Board patient charts as requested for review of his care. All other terms and conditions of the June 2017 Consent Order and October 2017 Amended Consent Order remain in effect.
<b>TEMPORARY/DATED LICENSES: ISSUED, EXTENDED, EXPIRED, OR REPLACED BY FULL LICENSES</b>			
NONE			
<b>COURT APPEALS/STAYS</b>			
NONE			
<b>DISMISSALS</b>			
NONE			



## Glossary of Terms

**Annulment:** Retrospective and prospective cancellation of the practitioner’s authorization to practice.

**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.

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

**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. Example: Dr. Smith is restricted from prescribing Schedule II and III medications.