

**NORTH CAROLINA MEDICAL BOARD**  
**Board Orders/Consent Orders/Other Board Actions**  
**March-April 2009**

**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.

**Public Letter of Concern:**

A letter in the public record expressing the Board's concern about a practitioner's behavior or performance. Concern has not risen to the point of requiring a formal proceeding but should be known by the public. If the practitioner requests a formal disciplinary hearing regarding the conduct leading to the letter of concern, the letter will be vacated and a formal complaint and hearing initiated.

**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

**REVOCATIONS**

**CAGGIANO, Christopher John, PA**

Location: Concord, NC (Cabarrus Co)  
License #: 000102355  
Cause: Mr. Caggiano was convicted of a felony in United States of America v. Christopher J. Caggiano, case number, 1: 08CR328-1.  
Action: 04/09/2009. Entry of revocation.

**SUSPENSIONS**

**FRIEDES, Larry Matthew, MD**

Location: St. Augustine, FL  
License #: 2001-01041 | Specialty: EM (as reported by physician)  
Cause: Dr. Friedes has been convicted of a felony and disciplined by another state licensing agency. Dr. Friedes pleaded guilty to the felony drug offenses of trafficking in hydrocodone (28 grams or more) and writing a prescription for monetary benefit in State of Florida v. Lawrence Friedes, case number 07-430CF. On October 16, 2008, the Florida Board of Medicine entered a final order wherein it accepted a settlement agreement with Dr. Friedes that indefinitely suspended his Florida medical license. He was also fined and reprimanded by the Florida Board.  
Action: 03/04/2009. Indefinite suspension of NC medical license.

*See Consent Orders:*

**ADELMAN, Richard D., MD**  
**HEADEN, Kenneth Jay, MD**  
**JAMIESON, Brian David, MD**  
**MATTHEWS, Karen R. Bissell, MD**  
**ODDONO, Ernest John, MD**  
**PRICE, Amy Denise Vann, MD**  
**SARMIENTO, Pete Matibag, MD**

*See Miscellaneous Actions:*

**MIRANDA, Conrado J.R., IV, MD**

**SUMMARY SUSPENSIONS**

**DRAGO, Paul Carl, MD**

Location: Charlotte, NC (Mecklenburg Co)  
License #: 009700531 | Specialty: PS/OTO (as reported by physician)  
Cause: The Board has received complaints from at least 10 patients of Dr. Drago's regarding cosmetic and plastic surgery procedures and pre- and post-operative care provided by Dr. Drago. At the time of this action, three cases had been reviewed by independent experts; all three cases were judged to be below accepted standards of care. During the Board's investigation, Dr. Drago told a Board investigator an MRI had revealed multiple lesions in Dr. Drago's brain. He indicated he had been experiencing numbness in his hands, ataxia, forgetfulness and some depression. Dr. Drago further admitted that he has self-prescribed and self-administered injectable testosterone and anastrozole. He also admitted he acquired testosterone and anastrozole by writing prescriptions in the names of his patients with the intention of diverting them for

personal use.  
Action: 03/06/2009. Summary suspension of NC medical license.

**NIEMEYER, Meindert Albert, MD**

Location: Elon, NC (Alamance Co)  
License #: 000030440 | Specialty: FP (as reported by physician)  
Cause: According to a Board investigation, Dr. Niemeyer prescribes narcotics to patients without an adequate physical exam, without adequately determining the etiology of patient complaints of pain, without adequately assessing the efficacy of the medications and without putting systems in place to ensure that patients are not abusing or diverting the narcotics.  
Action: 03/24/2009. Summary suspension of NC medical license.

**CONSENT ORDERS**

**ADELMAN, Richard D., MD**

Location: Raleigh, NC (Wake Co)  
License #: 000029996 | Specialty: FP (as reported by physician)  
Cause: Dr. Adelman failed to appropriately monitor a patient undergoing screening colonoscopy in Dr. Adelman's office. During the procedure, the patient suffered cardio-respiratory arrest and died; An autopsy determined the cause of death to be complications from sedation. In preparation for the procedure, the patient was administered Demerol and Versed, and approximately eight minutes later, the patient was administered additional Demerol and Versed. Dr. Adelman did not document the rationale for administering additional sedation.  
Action: 03/23/2009. Consent order executed. Dr. Adelman's license is suspended for one year, but the suspension is immediately stayed except for a period of 30 days to begin at the close of business on July 17, 2009, and ending prior to office hours on August 17, 2009. Dr. Adelman is placed on probation for the remainder of the suspension period.

**FERNZ, Miriam Minu, MD**

Location: Whiteville, NC (Columbus Co)  
License #: 009600530 | Specialty: IM (as reported by physician)  
Cause: Dr. Fernz failed to correctly use CPT codes when billing for her services. Documentation indicated in patient charts indicated that she should have billed for the office visits reviewed using different codes.  
Action: 04/09/2009. Consent order executed: Dr. Fernz is reprimanded.

**HARSHANY, Mark Lawrence, MD**

Location: Columbia, SC  
License #: 200900331 | Specialty: Diagnostic radiology (as reported by physician)  
Cause: Dr. Harshany failed to disclose a 1992 arrest for driving under the influence on his application for a NC medical license.  
Action: 03/17/2009. Consent order executed: Dr. Harshany is reprimanded.

**HEADEN, Kenneth Jay, MD**

Location: Burlington, NC (Alamance Co)  
License #: 009400266 | Specialty: P (as reported by physician)  
Cause: Beginning in 2005, the Board had concerns about Dr. Headen's treatment of patients suffering with pain. The Board observed that Dr. Headen prescribed narcotics to patients without much in the manner of documenting the patient's etiology of their pain, the rationale for the prescriptions, the use of other therapies for pain and monitoring the efficacy of the medications. Furthermore, it appeared Dr. Headen had become a source of controlled substances for drug-seeking patients. Dr. Headen informed the Board he would cease treating chronic pain and take a course in narcotics prescribing. He did complete a prescribing course in November 2006; however he never ceased treating chronic pain. The Board reviewed several of Dr. Headen's patient charts in December 2007 and found the treatment of several patients to be below accepted and prevailing standards. He treated some patients for pain without a physical examination and

without any collateral source of documentation or information regarding the patient's physical condition. Several patients violated their pain contracts yet Dr. Headen continued to prescribe. One patient, a young woman referred to Dr. Headen for mental health reasons, began treatment for chronic pain in August 2007. Dr. Headen prescribed methadone. On October 11, 2007, the patient presented for a refill of her methadone prescription. Dr. Headen authorized this refill without seeing the patient. The next day, the patient used the methadone prescribed to overdose.

Action: 03/20/2009. Consent order executed. Dr. Headen's license is suspended for two years. The suspension is immediately stayed except for a period of forty-five days beginning on May 16, 2009, during which Dr. Headen shall serve an active suspension. Dr. Headen's license to practice is limited from the date of this order so that he shall not prescribe Schedule II and Schedule III controlled substances and buprenorphine to any patient for any purpose. He may still prescribe Schedule IIN and Schedule IIIN controlled substances. Dr. Headen is placed on probation for two years from the date of this order and shall comply with additional terms and conditions.

**JAMIESON, Brian David, MD**

Location: Raleigh, NC (Wake Co)

License #: 200600975 | Specialty: AN (as reported by physician)

Cause: Dr. Jamieson suffers from opioid addiction. On April 14, 2008, and April 23, 2008, while under contract with the NC PHP, Dr. Jamieson provided urine samples for drug screening that tested positive for low levels of benzodiazepine metabolite. On June 4, 2008, the results of a hair sample test showed positive results for fentanyl. On June 5, 2008, Dr. Jamieson surrendered his NC medical license.

Action: 03/18/2009. Consent order executed: Dr. Jamieson's license is indefinitely suspended.

**LEVINE, Melvin David, MD**

Location: Durham, NC (Durham Co)

License #: 000029321 | Specialty: PD (as reported by physician)

Cause: The Board was prepared to present evidence at a hearing that Dr. Levine performed genital examinations on Patients A through E, who Dr. Levine was treating for learning difficulties that were not medically indicated and were not documented in the medical records. Dr. Levine represents that, if a hearing were held, he is prepared to present testimony that all physical and neurological examinations of Patients A through E were medically indicated and were conducted consistent with standard medical practice in identifying physical abnormalities that might cause, contribute to or complicate the patients' developmental difficulties. Dr. Levine voluntarily transferred his license to inactive status on April 4, 2008.

Action: 03/20/2009. Consent order executed. Dr. Levine agrees to leave his NC license permanently on inactive status. He further agrees never to apply for reinstatement in NC and agrees that he will not practice medicine in other jurisdictions outside North Carolina.

**LEWIS, James Howard, MD**

Location: Macon, Ga.

License #: 200900469 | Specialty: UR (as reported by physician)

Cause: Dr. Lewis was reprimanded by the Georgia Board of Medical Examiners in April 2006 for falsely claiming on his 2003 license renewal that he had updated his physician profile and for his failure to actually update the profile. When he applied for a NC license in June 2008, Dr. Lewis answered "No" to a question that asked whether he was aware of any complaint or investigation, past or present, regarding himself that was received or conducted by another government agency or professional licensing board. He also incorrectly indicated that no other state licensing board had taken disciplinary action against him.

Action: 03/31/2009. Consent order executed: Dr. Lewis is issued a NC license, with a reprimand.

**LOCKLEAR, Leverne, PA**

Location: Raeford, NC (Hoke Co)

License #: 000101065

Cause: Mr. Locklear began performing medical acts under a new supervising physician in October 2007, before receiving acknowledgement of his intent to practice from the Board in March 2008, in violation of Board rules. Mr. Locklear has a prior history with the Board of beginning work under a supervising physician without receiving the Board's acknowledgment of intent to practice. A Board audit found additional violations of the rules governing PAs.

Action: 03/27/2009. Consent order executed: Mr. Locklear is reprimanded.

**MATTHEWS, Karen R. Bissell, MD**

Location: Mooresville, NC (Iredell Co)

License #: 000026314 | Specialty: IM (as reported by physician)

Cause: Dr. Matthews was charged in November 2003 with multiple counts of failure to file/pay income tax. All charges were misdemeanor charges and Dr. Matthews pled guilty to these charges in October 2004. She was fined \$14,106.00 and ordered to pay court costs and perform community service. Dr. Matthews reports that she has satisfied the Court's judgement. However, when Dr. Matthews completed the annual renewal of her license in September 2005, she answered "No" to a question that asked whether she had been convicted of or had pled guilty or nolo contendere to a crime. Dr. Matthews reports that her office staff prepared the renewal and that she signed it without carefully checking it. In 2008, Dr. Matthews was charged and convicted in Wake County of several misdemeanor counts of failure to file/pay income taxes. She was fined \$31,682.09 and ordered to pay court costs and perform community service.

Action: 03/20/2009. Consent order executed: Dr. Matthews' license is suspended for six months, but the suspension is immediately stayed provided she complies with terms and conditions.

**MCKINNON, Stuart James, MD**

Location: Durham, NC (Durham Co)

License #: 200501372 | Specialty: OPH (as reported by physician)

Cause: Dr. McKinnon wrote prescriptions for methadone to a family member and failed to maintain a medical record of his examination, treatment or prescribing to this family member. Upon investigation, it was discovered that the same family member forged several prescriptions for methadone and Vicodin on Dr. McKinnon's prescription pad without Dr. McKinnon's knowledge. Dr. McKinnon also wrote prescriptions for several non-controlled substances to himself, in conflict with Board expectations that licensees refrain from treating themselves or others with whom they have significant emotional relationships.

Action: 03/24/2009. Consent order executed: Dr. McKinnon is reprimanded and must comply with conditions, including completing CME in prescribing.

**MONTAG, Thomas William, MD**

Location: Chesapeake, VA

License #: 009501706 | Specialty: GYN Oncology (as reported by physician)

Cause: Dr. Montag entered into a consent order with the Virginia Board of Medicine on June 3, 2008, in which the Virginia Board found that he prescribed several drugs to a friend outside of a bona fide physician/patient relationship. Dr. Montag wrote one prescription, for propranolol, to a friend that he then diverted for personal use. He also aided and abetted the unlicensed practice of medicine when he left patients in the care of three individuals working in his practice, including an unlicensed staff person, and instructed these individuals to perform duties that required the exercise of professional judgment. The Virginia Board reprimanded Dr. Montag and fined him \$2,000.

Action: 03/11/2009. Consent order executed: Dr. Montag is reprimanded.

**ODDONO, Ernest John, MD**

Location: Greensboro, NC (Guilford Co)

License #: 009400116 | Specialty: AN (as reported by physician)

Cause: Dr. Oddono authorized prescriptions for controlled substances for a co-worker that were not documented in any patient chart. In April 2008, Dr. Oddono authorized prescriptions to the co-worker for Seroquel and Zoloft, with further authorization for 12 refills. The co-worker provided the drugs that were prescribed to her to her husband. Dr. Oddono had reason to know or should have known that the drugs prescribed to the co-worker would eventually be given to the co-worker's spouse.

Action: 03/20/2009. Consent order executed: Dr Oddono's license is suspended for four months. The suspension is immediately stayed and Dr. Oddono is placed on probation for one year from the date of this consent order. He must comply with conditions, including completing a course in ethics and professionalism.

**PRICE, Amy Denise Vann, MD**

Location: Fremont, NC (Wayne Co)

License #: 000030455 | Specialty: FP (as reported by physician)  
Cause: Dr. Price prescribed medications to persons with whom she had significant emotional relationships with and had been out of practice because of a medical disability for four years. Dr. Price prescribed controlled substances to at least two former patients. At the time, she did not have a valid active registration with the U.S. Drug Enforcement Administration. She failed to disclose her medical disability to the Board during the annual registration of her medical license. In January 2008, Dr. Price notified the Board that she wished to voluntarily place her medical license on inactive status and did so on January 15, 2008.  
Action: 03/23/2009. Consent order executed: Dr. Price's license is indefinitely suspended.

**PUCILOWSKI, Olgierd Antoni, MD**

Location: Raleigh, NC (Wake Co)  
License #: 200000116 | Specialty: P (as reported by physician)  
Cause: Dr. Pucilowski failed to adequately supervise an off-site midlevel practitioner. During 2007, Dr. Pucilowski failed to meet with the midlevel practitioner even one time.  
Action: 03/20/2009. Consent order executed: Dr. Pucilowski is reprimanded.

**SARMIENTO, Pete Matibag, MD**

Location: High Point, NC (Guilford Co)  
License #: 009700136 | Specialty: IM (as reported by physician)  
Cause: Dr. Sarmiento engaged in improper physical relationships with six of his female patients as determined by the Board.  
Action: 04/07/2009. Consent order executed: Dr. Sarmiento's license is indefinitely suspended.

**SESSOMS, Rodney Kevin, MD**

Location: Clinton, NC (Sampson Co)  
License #: 000033927 | Specialty: IM (as reported by physician)  
Cause: The Board received a complaint regarding Dr. Sessoms' care of a patient. The Board ordered Dr. Sessoms to obtain an assessment at the Center for Personalized Education for Physicians (CPEP). The results of the assessment pointed out areas in which Dr. Sessoms demonstrated a need for improvement, including medical knowledge, clinical reasoning, documentation and communication skills. The CPEP report also recommended Dr. Sessoms undergo a neurological assessment. This assessment raised questions about Dr. Sessoms' neurological health. Dr. Sessoms entered into a consent order with the Board dated February 21, 2008 wherein Dr. Sessoms' license was indefinitely suspended. Dr. Sessoms underwent a subsequent neurological evaluation in September 2008 that showed he exhibited a significant improvement and was functioning essentially intact. His psychiatrist and neurologist support his return to the practice of medicine.  
Action: 04/16/2009. Consent order executed: Dr. Sessoms is issued a temporary medical license to expire on 11/30/2009. He must comply with conditions.

**SMITH, Gregory Eugene, PA-C**

Location: Fayetteville, NC (Cumberland Co)  
License #: 000103971  
Cause: Mr. Smith made misrepresentations on an application for employment with Cape Fear Valley Health System. He answered "No" to a question on the employment application that asked whether he had ever been named as a defendant in a criminal proceeding; In fact, he was arrested in Cumberland County on Nov. 15, 2004, for assault on a female and communicating threats. Mr. Smith also indicated on his application for employment that he had obtained a Master's of Science in Business Administration from Trinity Southern University. This degree was a sham degree that was obtained by paying a fee and without completing any academic work. Finally, Mr. Smith indicated that he was employed at the Cleveland Clinic as a clinical assistant between the years of 1989 and 1994; however Mr. Smith did not receive a physician assistant license from the state of Ohio until July 20, 1995.  
Action: 03/20/2009. Consent order executed: Mr. Smith is reprimanded.

**SQUIRE, Edward Noonan, Jr., MD**

Location: West End, NC (Moore Co)  
License #: 009801509 | Specialty: Allergy and immunology (as reported by physician)

Cause: Dr. Squire voluntarily surrendered his NC license on January 31, 2007, due to improper prescribing of opiates and benzodiazepines, including the postdating of prescriptions and inadequate recordkeeping for patients with substance abuse issues. Dr. Squire has not practiced clinical medicine since retiring from practice and surrendering his license. Dr. Squire has indicated to the Board a desire to reenter the practice of medicine. He has complied with the Board's request that he obtain remedial education on the topic of prescribing controlled substances and on the topic of creation and management of medical records and he is in compliance with the Board's requirements for CME.

Action: 03/17/2009. Consent order executed: Dr. Squire is issued a NC medical license. He must shadow two colleagues and participate in other training as a condition of re-entry to the active practice of medicine.

**TROMBLEY, Richard Walter, PA**

Location: Winston-Salem, NC (Forsyth Co)

License #: 000101702

Cause: Mr. Trombley was arrested for driving while impaired on March 22, 2008. During an investigation conducted by the Board, court records showed that Mr. Trombley plead guilty to driving while impaired and accepted a prayer for judgement for a concealed weapon permit violation.

Action: 04/13/2009. Consent order executed: Mr. Trombley is reprimanded and required to comply with probationary terms and conditions, including refraining from use of all mind- or mood-altering substances and from the use of alcohol.

**MISCELLANEOUS ACTIONS**

**BLANKS, Richard Charles, MD**

Location: Washington, DC

License #: 200900243 | Specialty: P (as reported by physician)

Cause: Dr. Blanks has a history of alcohol dependence. He has sought treatment and reports a sobriety date of February 19, 2003, from which time he has been monitored for the presence of drugs and alcohol in his body.

Action: 02/27/2009. Non-disciplinary consent order executed: Dr. Blanks shall be issued a NC license to practice medicine. He must comply with conditions, including that he refrain from the use of alcohol and any mind- or mood-altering drugs.

**CHAO, Ronald Philip, MD**

Location: Beverly Hills, CA

License #: 200900329 | Specialty: PS (as reported by physician)

Cause: Dr. Chao seeks to work approximately one week per month over the next year training NC licensed physicians and other staff supervised by licensed physicians in hair restoration techniques. He has agreed to work in collaboration with Dr. Kent D. Carpenter, a physician in Huntersville who is licensed by this Board.

Action: 03/16/2009. Special permit agreement executed: Dr. Chao is issued a special permit to practice medicine and surgery in NC. The special permit shall expire at 5 p.m. on March 1, 2010, and Dr. Chao shall limit his practice to the training of physicians and staff and to treating patients at Legacy Hair Center in Charlotte, NC.

**MIRANDA, Conrado J.R., IV, MD**

Location: Glendale, CA

License #: 000019516 | Specialty: GS (as reported by physician)

Cause: In May 2007, while living in California, Dr. Miranda attempted to call in prescriptions for Patient A, a personal friend in NC, for controlled substances and a muscle relaxant. A pharmacist confirmed via telephone that Dr. Miranda was not actively treating Patient A and refused to fill the prescriptions. Dr. Miranda also prescribed controlled substances and other prescription medications to three other former patients and personal friends in NC, Patients B-D. Dr. Miranda did not conduct examinations before prescribing to these patients and he did not maintain patient records for Patients A-D. Dr. Miranda has a prior history of discipline with this Board. His NC license was revoked in October 1984 for improper

prescribing of controlled substances; the revocation was subsequently suspended and Dr. Miranda's license was placed on three years' probation.  
Action: 03/11/2009. Findings of Fact, Conclusions of Law, Order of Discipline issued: Dr. Miranda's license is indefinitely suspended.

#### **DENIALS OF RECONSIDERATION/MODIFICATION**

NONE

#### **DENIALS OF LICENSE/APPROVAL**

##### **BORZUTZSKY, Carlos A., MD**

Location: Pittsburgh, PA  
License #: N/A | Specialty: R (as reported by physician)  
Cause: Dr. Borzutzsky made false statements or withheld material information from the Board in connection with his application for a NC license. He failed to report two malpractice payments and did not disclose probation and limitation placed on him during postgraduate training.  
Action: 03/31/2009. Application for NC medical license denied.

##### **MORETZ, Timmy Louis, LP**

Location: Baltimore, MD  
License #: N/A  
Cause: Mr. Moretz was suspended from his work as a perfusionist with Duke University for a week based on allegations of sexual harassment. He was terminated by Duke after a technical error that had the potential to seriously injure a patient. He was also asked to resign from Union Memorial Hospital on June 6, 2007, after he accepted "moonlighting" positions at the University of Maryland Medical Center while on medical leave.  
Action: 04/07/2009. Application for NC perfusionist license denied.

##### **SHUMWAY, David Lucius, MD**

Location: Newport, TN  
License #: 000021310 | Specialty: EM (as reported by physician)  
Cause: In September 2000, Dr. Shumway surrendered his NC license because he reported to work intoxicated and in an impaired state because of alcohol and opiates. In February 2008, he was arrested for drunk driving.  
Action: 04/21/2009. Application for NC medical license denied.

##### **STEINER, Drew John, MD**

Location: Asheboro, NC (Randolph Co)  
License #: 009901479 | Specialty: FP (as reported by physician)  
Cause: Dr. Steiner entered into a consent order with the Board dated July 30, 2007. In that order, the Board found he was unable to practice with reasonable skill and safety due to reason of illness, drunkenness, excessive use of alcohol, drugs, chemicals, etc.  
Action: 04/03/2009. Application for reinstatement of NC medical license denied.

#### **SURRENDERS**

##### **CHRISTIANSEN, Sara Lynn, MD**

Location: Carolina Beach, NC (New Hanover Co)  
License #: 200201352 | Specialty: IM (as reported by physician)  
Action: 04/21/2009. Voluntary surrender of NC medical license

##### **EARLA, Janaki Ram Prasad, MD**

Location: Fayetteville, NC (Cumberland Co)



License #: 200701202 | Specialty: IM (as reported by physician)  
Action: 02/20/2009. Voluntary surrender of NC medical license

**SCHOEN, Martin William, MD**

Location: Jacksonville, NC (Onslow Co)  
License #: 200801382 | Specialty: GP (as reported by physician)  
Action: 04/24/2009. Voluntary surrender of NC medical license.

**PUBLIC LETTERS OF CONCERN**

**AFRIDI, Saifullah Khan, MD**

Location: Cary, NC (Wake Co)  
License #: 009500798 | Specialty: IM (as reported by physician)  
Cause: The Board is concerned that Dr. Afridi's treatment of a 33-day-old infant in August 2002 at Scotland Memorial Hospital may have been below accepted standards. The patient presented with fever and congestion. Appropriate laboratory work was ordered and a urine sample was collected by bag and Dr. Afridi noted in the record that discharge could be contemplated after receipt of those results. The patient was discharged before the results, which indicated a urinary tract infection, came back. The Board notes that the patient's mother may have left against medical advice. An expert opined that Dr. Afridi should have administered antibiotics prior to discharge and should have documented in the record that the patient's mother may have discharged her child against medical advice.  
Action: 04/24/2009. Public letter of concern issued.

**ANDERSON, Joseph Robert, MD**

Location: Asheville, NC (Buncombe Co)  
License #: 009500807 | Specialty: FP (as reported by physician)  
Cause: The Board is concerned that Dr. Anderson's treatment of a patient with anorexia and anxiety. An expert who reviewed the care was of the opinion that the length of time between patient visits was too long. The expert was also concerned that Dr. Anderson did not adequately document that he was monitoring the patient for side effects of Prozac or Effexor or that he had discussed with the patient the risks of taking higher than recommended doses of these medications.  
Action: 03/13/2009. Public letter of concern issued.

**BHATTI, Naeem Ahmad, MD**

Location: Winston-Salem, NC (Forsyth Co)  
License #: 200900519 | Specialty: AN (as reported by physician)  
Cause: The Board is concerned that Dr. Bhatti withheld information from his NC license application, though he did eventually provide it during the application process. Specifically, he failed to disclose that while in residency he did not meet academic requirements and was required to repeat several rotations of his residency at Case Western Reserve University.  
Action: 04/07/2009. Dr. Bhatti is issued a NC license to practice medicine, with a public letter of concern.

**GISH, David Lawrence, MD**

Location: Mooresville, NC (Iredell Co)  
License #: 009800872 | Specialty: GS (as reported by physician)  
Cause: The Board is concerned that Dr. Gish failed to provide appropriate follow-up care to a patient whose CT scan noted an abnormality in her paraspinal region. No further diagnostic studies were ordered when the patient returned with symptoms related to her right paraspinal mass.  
Action: 04/03/2009. Public letter of concern issued.

**LEE, Barry Russell, MD**

Location: Gastonia, NC (Gaston Co)  
License #: 000036758 | Specialty: UR surgery (as reported by physician)  
Cause: The Board is concerned that Dr. Lee made unwanted physical contact with an assistant when he placed his

hand on a nurse's back at the end of a procedure on a patient. Also, Dr. Lee sutured a superficial laceration for one of his family members, in conflict with the Board's position that licensees should not treat family members except for minor illnesses and emergencies. When care is provided in such circumstances, the physician should prepare and keep a proper written record of the treatment.

Action: 04/03/2009. Public letter of concern issued.

**MARSH, Stephen Saunders, MD**

Location: Raleigh, NC (Wake Co)

License #: 000031578 | Specialty: FP (as reported by physician)

Cause: The Board is concerned that Dr. Marsh failed to meet Board standards and expectations for providing adequate supervision of mid-level practitioners employed at Carolina Express Care.

Action: 04/24/2009. Public letter of concern issued.

**MILES, Christopher Alan, PA**

Location: Hickory, NC (Catawba Co)

License #: 000103309

Cause: The Board is concerned that Mr. Miles failed to appropriately treat a patient who presented to him with a history of punching her hand through a glass window. Specifically, Mr. Miles failed to order radiographic studies to determine whether any foreign bodies were retained in the patient.

Action: 03/06/2009. Public letter of concern issued.

**SHELTON, Timothy Lee, MD**

Location: Augusta, GA

License #: 200900589 | Specialty: Physical medicine/Rehab (as reported by physician)

Cause: The Board is concerned that Dr. Shelton did not provide a complete accounting of his academic history when he submitted his application for a NC medical license. He failed to provide information about his attendance at UNIBE School of Medicine in the Dominican Republic between April 1999 and September 1999. The Board is also concerned that, between September 1998 and March 1999, Dr. Shelton was arrested for crimes against a person, domestic violence and contempt of court. He is cautioned that repetition of similar behavior may lead to formal action being taken against his license.

Action: 04/14/2009. Dr. Shelton is issued a NC license to practice medicine, with a public letter of concern.

**YAGER, Howard Sanford, MD**

Location: Atlanta, GA

License #: 009901493 | Specialty: FP (as reported by physician)

Cause: The Board is concerned that Dr Yager's treatment of a patient who presented with an abscess on her foot and a history of stepping on a toothpick may have been below accepted standards. An appropriate history and focused examination was either not done or not documented. The patient's infection persisted for at least two months. The Board believes Dr. Yager failed to adequately consider the possibility that the patient's abscess may have arisen from a retained foreign body. The failure of the abscess to improve over a two-month time span should have prompted further investigation to arrive at a proper diagnosis.

Action: 03/30/2009. Public letter of concern issued.

**COURT APPEALS/STAYS**

NONE

**CONSENT ORDERS LIFTED**

**REYNOLDS, Joel Crist, MD**

Location: Edenton, NC (Albemarle Co)

License #: 009900331 | Specialty: UR surgery (as reported by physician)

Action: 04/23/2009. Order terminating consent order dated February 16, 2006.

**ROSENBERG, Mark Robert, MD**

Location: Ellisville, MO  
License #: 000034447 | Specialty: P (as reported by physician)  
Action: 04/28/2009. Order terminating consent order dated February 20, 2008.

**TEMPORARY/DATED LICENSES:**

**ISSUED, EXTENDED, EXPIRED, OR REPLACED BY FULL LICENSES**

**MCMANUS, Shea Eamonn, MD**

Location: Oxford, NC (Granville Co)  
License #: 009701056 | Specialty: IM (as reported by physician)  
Action: 03/19/2009. Full medical license issued.

**WHITLOCK, Gary Thomas III, MD**

Location: New Bern, NC (Craven Co)  
License #: 000024331 | Specialty: EM (as reported by physician)  
Action: 03/19/2009. Dated medical license issued to expire 03/31/2010.

**WERTHEIMER, Thomas Albert, MD**

Location: Whiteville, NC (Columbus Co)  
License #: 009900386 | Specialty: IM (as reported by physician)  
Action: 03/19/2009. Full medical license issued.

*See Consent Orders:*

**SESSOMS, Rodney Kevin, MD**

**DISMISSALS**

**BREWBAKER, Stephen Lewis, MD**

Location: Wilmington, NC (New Hanover Co)  
License #: 000026202 | Specialty: GYN (as reported by physician)  
Action: 04/16/2009. Dismissal without prejudice; Notice of Charges & Allegations dated November 28, 2007.

**REENTRY AGREEMENTS**

**QUINN, Jane Ann, MD**

Location: Salisbury, NC (Rowan Co)  
License #: 000039322 | Specialty: IM (as reported by physician)  
Cause: Dr. Quinn has not practiced clinical medicine since December 2006. She was interviewed by the Board in July 2007, at which time she discussed her plan to resume active practice and the need for a program of re-entry to ensure her safe transition back into active practice.  
Action: 04/13/2009. Program of reentry executed: Dr. Quinn shall arrange to have Dr. Ramesh Patel observe her practice for the first six months following her resumption of practice. Dr. Patel shall provide monthly letters to the Board during this period describing in detail the nature of his observations and an opinion as to the level of clinical skill with which Dr. Quinn practiced.

**VOLK, Emily Caroline, PA-C**

Location: Cary, NC (Wake Co)

License #: 000102625  
Cause: Mrs. Volk has not actively practiced as a PA since February 2004 and acknowledges the need to complete a program of reentry to ensure her safe transition back into active clinical practice.  
Action: 04/27/2009. PA license issued and program of reentry executed: Mrs. Volk shall arrange to have a physician mentor approved by the Board mentor her for a period of nine-and-a-half months to 12 months. The physician mentor shall provide the Board with a series of letters describing his mentoring and make an assessment of Mrs. Volk's competence. Mrs. Volk may not practice as a PA outside the scope of this reentry agreement.

*See Consent Orders:*

**SQUIRE, Edward Noonan, Jr., MD**