

NORTH CAROLINA MEDICAL BOARD

Board Orders/Consent Orders/Other Board Actions

July—August 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

REVOCATIONS

WOHLER, Johnathan Baumann, MD (aka: John Kalikiano Kuapa'a)

Location: Durham, NC (Durham Co); (Honolulu, Hawaii)
DOB: 8/28/1950
License #: 0098-00423
Specialty: GPM (as reported by physician)
Medical Ed: University of Oklahoma (1992)
Cause: In November 2005, the North Dakota Board ordered that Dr Wohler's North Dakota medical license be revoked based on the decision of an administrative law judge that Dr Wohler did not complete his postgraduate training at the UND School of Medicine Minot Center for Family Medicine, was terminated from his postgraduate training because of the habitual use of alcohol, and habitually used alcohol while licensed in North Dakota. In June 2006, the North Carolina Medical Board charged Dr Wohler based on North Dakota's action.
Action: 8/23/2006. Findings of Fact, Conclusions of Law, and Order of Discipline issued following a hearing on 8/16/2006: Dr Wohler's North Carolina medical license is revoked.

SUSPENSIONS

BASIL, Richard Louis, Jr, MD

Location: Tarboro, NC (Edgecombe Co)
DOB: 10/06/1967
License #: 0097-00464
Specialty: A (as reported by physician)
Medical Ed: East Carolina University School of Medicine (1993)
Cause: Dr Basili's conduct in filing harassing and abusive documents in various law courts, acting in a disruptive manner, and his diagnosis as suffering from psychosis and having delusional thought patterns constitutes his being unable to practice medicine with reasonable skill and safety. He has also failed to respond in a reasonable time to inquiries from the Board and to obtain evaluation by the NCPHP within the time specified by the Board.
Action: 7/14/2006. Findings of Fact, Conclusions of Law, and Order of Discipline issued following hearing on 6/16/2006: Dr Basili's North Carolina medical license is suspended indefinitely; he may not reapply until such time as he has sought evaluation by the NCPHP, complied with resulting recommendations, and obtained support for his reapplication from the NCPHP.

BRODERSON, Joe Thomas, MD

Location: Lexington, KY
DOB: 2/15/1947
License #: 0000-24137
Specialty: P (as reported by physician)
Medical Ed: University of Kentucky (1972)
Cause: In February 2006, the Kentucky Board issued an Order of Emergency Suspension of Dr Broderon's Kentucky license based on large quantities of a controlled substance to a few patients, allowing controlled substances to be diverted. Dr Broderon agreed to surrender his Kentucky license in lieu of revocation. Review of his records by Kentucky indicated a pattern of ignorance of the law related to controlled substances and guidelines related to treating chronic pain.
Action: 8/25/2006. Findings of Fact, Conclusions of Law, and Order of Discipline issued following hearing on 8/16/2006: Dr Broderon's North Carolina medical license is indefinitely suspended.

JEMSEK, Joseph Gregory, MD

Location: Huntersville, NC (Mecklenburg Co)
DOB: 4/16/1949
License #: 0000-23386

Specialty: ID/IM (as reported by physician)
Medical Ed: University of Illinois (1974)
Cause: Dr Jemsek diagnosed and treated several patients for Lyme Disease in a way that departed from acceptable and prevailing standards of medical practice. He also failed to educate and inform those patients about his approach to diagnosing and treating Lyme Disease in ways that were a departure from recognized standards. He testified he is alone among North Carolina physicians in how he diagnoses and treats Lyme Disease.
Action: 8/21/2006. Findings of Fact, Conclusions of Law, and Order of Discipline issued following hearings on 6/21-22/2006 and 7/20/2006: Dr Jemsek is suspended for 12 months, suspension stayed on terms and conditions; he shall develop an informed consent form approved by the Board's president; if a patient's diagnosis is not supported by current CDC criteria, the patient must have a consultation or second opinion by a North Carolina infectious disease physician approved by the Board's president; any treatment of Lyme Disease by antibiotics for more than a total of two months must be part of a formal research protocol with IRB supervision; complications of treatment must be addressed immediately.

LOCKE, Charles John, MD

Location: Luray, VA
DOB: 5/23/1946
License #: 0000-40045
Specialty: GS (as reported by physician)
Medical Ed: Jefferson Medical College (1972)
Cause: Dr Locke's New York medical license was surrendered in July 2005. New York had charged him with prescribing large amounts of controlled substances without justification. In March 2006, the North Carolina Medical Board charged Dr Locke based on New York's action.
Action: 8/23/2006. Findings of Fact, Conclusions of Law, and Order of Discipline issued following hearing on 8/16/2006: Dr Locke's North Carolina medical license is suspended indefinitely.

MASELLY, Michael Joseph, MD

Location: Long Beach, CA
DOB: 11/02/1949
License #: 0000-31169
Specialty: GS (as reported by physician)
Medical Ed: University Autonoma Guadalajara (1978)
Cause: Dr Maselly's New York medical license was censured and reprimanded and he was placed on probation for three years in October 2005. New York charged his care of four patients had fallen below the standard of care. In June 2006, the North Carolina Medical Board charged Dr Maselly based on New York's action.
Action: 8/23/2006. Findings of Fact, Conclusions of Law, and Order of Suspension issued following hearing on 8/16/2006: Dr Maselly's North Carolina medical license is suspended for 30 days, suspension being stayed.

PETITT, John Charles, MD

Location: Durham, NC (Durham Co)
DOB: 4/05/1954
License #: 0000-27504
Specialty: FP (as reported by physician)
Medical Ed: University of California, San Diego (1982)
Cause: In 2005, Dr Petitt was reprimanded in a Stipulated Agreement and Disciplinary Order with the California Board.
Action: 8/29/2006. Findings of Fact, Conclusions of Law, and Order of Discipline issued following hearing on 8/16/2006: Dr Petitt's North Carolina medical license is suspended for 30 days, suspension being stayed.

RASALINGAM, Sittampalam, MD

Location: Lackawanna, NY

DOB: 10/17/1940
License #: 0000-23076
Specialty: IM/GER (as reported by physician)
Medical Ed: Royal College of P&S, Ireland (1969)
Cause: In 2005, the New York Board reprimanded Dr Rasalingam for negligence and failure to keep adequate records.
Action: 8/25/2006. Findings of Fact, Conclusions of Law, and Order of Discipline issued following hearing on 8/16/2006: Dr Rasalingam's North Carolina medical license is suspended for 30 days, suspension being stayed.

See Consent Orders:

BLAIR, James Seaborn, III, MD
BRAY, Anthony David, MD
CAGGIANO, Christopher John, Physician Assistant
COLLINS, Paul Dwayne, MD
COYNE, Mark Dennis, MD
DERBES, Linda Kaufman, MD
DRAKE, Miles Edward, Jr, MD
GRAVATT, Steven James, Physician Assistant
PRESNELL, Tammy Murrelle, Physician Assistant
SAPPINGTON, John Shannon, MD
STARR, Dorothy Elizabeth, Physician Assistant
WOGLOM, Peter B., Physician Assistant

SUMMARY SUSPENSIONS

BECK, Jeffrey R., DO

Location: Easton, MD
DOB: 10/21/1953
License #: 0098-00186
Specialty: EM/PD (as reported by physician)
Medical Ed: College of Osteopathic Medicine, Des Moines (1978)
Cause: Dr Beck may be unable to practice with reasonable skill and safety as set forth in documents of the California Board and the Notice of Charges and Allegations filed by the North Carolina Medical Board on 7/28/2006.
Action: 7/28/2006. Order of Summary Suspension of License issued: Dr Beck's North Carolina medical license is suspended.

CONSENT ORDERS

BARBER, Robert Anthony, DO

Location: Morehead City, NC (Carteret Co)
DOB: 9/30/1954
License #: 2003-00222
Specialty: FP (as reported by physician)
Medical Ed: University of Health Sciences College of Osteopathic Medicine (1989)
Cause: Dr Barber began prescribing controlled substances to a patient for pain. That patient was also receiving prescriptions for controlled substances from an out of state physician. The Board's investigators confronted him about this and he said he was unaware the patient was getting the other prescriptions and he would no longer prescribe for her. On 7/21/2005, he noted in the patient's chart he would no longer prescribe her controlled substances. Two days later, he did see the patient and did prescribe a controlled substance for her. Investigations showed he did not record the new prescription in the patient's chart. Dr Barber explained he felt the patient had done nothing wrong. He did not know that on 7/21/2005, the patient had gotten a prescription for a controlled substance from another physician, and that physician had noted in his chart that the

patient said Dr Barber had fired her as a patient. That physician also noted she seemed to be in withdrawal and referred her to a psychiatrist.

Action: 8/17/2006. Consent Order executed: Dr Barber is reprimanded; he shall attend a prescribing course within six months; he agrees to review of his charts by the Board in six months.

BARR, John Findley, MD

Location: Cleveland, NC (Rowan Co)

DOB: 7/07/1954

License #: 0000-26186

Specialty: FP (as reported by physician)

Medical Ed: Hahnemann Medical College (1980)

Cause: Dr Barr failed to discover that his PA, Mr Christopher J. Caggiano, ordered extensive laboratory and other testing for patients in a manner that departed from acceptable standards. This failure indicated Dr Barr's inadequate supervision of his PA.

Action: 8/16/2006. Consent Order executed: Dr Barr is reprimanded.

BLAIR, James Seaborn, III, MD

Location: Avon, NC (Dare Co)

DOB: 8/19/1956

License #: 0000-32636

Specialty: FP (as reported by physician)

Medical Ed: East Carolina University School of Medicine (1987)

Cause: In May 2000, Dr Blair formally ended his physician-patient relationship with Patient A. He subsequently began and continues a romantic relationship with Patient A. In January 2003, he prescribed a controlled substance for Patient A. He began treating Patient B in 1997, prescribing Methadone as part of his treatment plan. In August 2005, Patient A presented to Dr Blair in pain. Dr Blair was on call and went to the home of Patient B to obtain several doses of Methadone from Patient B for Patient A, later administering it to Patient A. He contacted Patient A's pain management specialist about treating Patient A with Methadone. In December 2005, he prescribed Methadone to Patient A. In January 2006, he prescribed other controlled substances to Patient A. He accepts his responsibility for this unprofessional conduct and has cooperated with the Board. He has completed a 7-day residential treatment program and is under contract with the NCPHP. He is in compliance with his NCPHP contract.

Action: 8/16/2006. Consent Order executed: Dr Blair's license is suspended for 12 months, suspension being stayed after 60 days subject to terms and conditions; he shall be on probation for 12 months; his active suspension will begin on 10/16/2006; he shall not prescribe Methadone during his probation period; he shall take the Vanderbilt course on maintaining proper boundaries; he shall attend a course on prescribing; he shall adhere to the Board's statement on Self-Treatment and he shall not provide medical treatment or care to Patient A; must comply with other conditions.

BRAY, Anthony David, MD

Location: Burlington, NC (Alamance Co)

DOB: 11/15/1961

License #: 0094-00023

Specialty: FP (as reported by physician)

Medical Ed: University of North Carolina School of Medicine (1992)

Cause: Improperly accepted return of unused 40mg OxyContin® tablets from a patient and wrote the patient a new prescription for 20mg tablets. Though Dr Bray asserts he destroyed the returned tablets, there is no record of that. He surrendered his Schedule II prescribing privileges on 9/14/2005. In January 2006, he entered into an agreement with the DEA permitting him to prescribe Schedules 2N, 3, 3N, 4, and 5, and requiring him to submit monthly reports of his controlled substance prescribing for two years.

Action: 8/18/2006. Consent Order executed: Dr Bray's North Carolina medical license is suspended for 18 months, such suspension being stayed on probationary terms; he shall obey all state and federal laws, rules, and regulations, and abide by the January 2006 DEA agreement; must comply with other conditions.

CAGGIANO, Christopher John, Physician Assistant

Location: Kannapolis, NC (Cabarrus Co)
DOB: 10/26/1965
License #: 0001-02355
PA Education: University of Nebraska (1994)
Cause: Mr Caggiano's management of three patients, through his ordering of extensive laboratory and diagnostic testing involving significant costs without sufficient clinical indication documented in the patients' records, is unprofessional conduct and failure to conform to standards of acceptable medical practice.
Action: 7/21/2006. Consent Order executed: Mr Caggiano's PA license is suspended for two years beginning 9/01/2006; suspension will be stayed on 1/01/2007 and he will be placed on probation for the remainder of the suspension period based on certain conditions; he shall divest himself of majority ownership of Cannon Family Medicine and Urgent Care; he shall have his charts cosigned by his supervising physician(s) within seven days; must comply with other conditions.

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)
Cause: On 2/13/2006, Dr Collins tested positive for alcohol. This violated the Consent Order of 1/26/2005 that was required prior to his licensure due to his history of alcohol and drug abuse. On 3/13/2006, he surrendered his North Carolina license.
Action: 7/24/2006. Consent Order executed: Dr Collins' North Carolina medical license is indefinitely suspended.

COYNE, Mark Dennis, MD

Location: Stoney Creek, NC (Guilford Co)
DOB: 8/12/1949
License #: 0000-33493
Specialty: EM (as reported by physician)
Medical Ed: Chicago Medical School (1983)
Cause: Dr Coyne ordered musculoskeletal ultrasounds that were ultimately interpreted by physicians who did not possess active North Carolina medical licenses. This constituted unprofessional conduct. Dr Coyne contends he was not aware of the status of the physicians' licenses.
Action: 8/16/2006. Consent Order executed: Dr Coyne's license is suspended for 24 months as of 8/01/2006, suspension being stayed and Dr Coyne placed on probation for the duration of the suspension period on terms and conditions; he shall obey all laws and regulations related to medical practice; must comply with other conditions.

DERBES, Linda Kaufman, MD

Location: Honolulu, HI
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: To amend and replace the Consent Order of 3/13/2006.
Action: 8/17/2006. Consent Order executed: Dr Derbes North Carolina medical license is suspended for six months, suspension being stayed subject to probationary terms; she shall comply with the Board's Position Statement on Self-Treatment and refrain from the use of all mind- or mood-altering substances unless lawfully prescribed by someone else; must comply with other conditions.

DRAKE, Miles Edward, Jr, MD

Location: Columbus, OH
DOB: 10/07/1952
License #: 0000-25266
Specialty: N (as reported by physician)
Medical Ed: Duke University School of Medicine (1977)
Cause: Dr Drake's Ohio license was suspended in 2005 through two Consent Agreements arising from his history of alcohol-related traffic incidents. In 2003, Ohio State University Hospitals terminated his clinical privileges and medical staff membership.
Action: 8/17/2006. Consent Order executed: Dr Drake's North Carolina medical license is suspended for five months, suspension to run retroactively and concurrently with the suspension ordered by the Ohio Board; he must comply with the terms of his Consent Agreements with the Ohio Board.

GEORGE, Pazhayldathe K., MD

Location: Zebulon, NC (Wake Co)
DOB: 5/16/1939
License #: 0000-27457
Specialty: IM/Gastro (as reported by physician)
Medical Ed: Trivandrum, India (1964)
Cause: To amend his Consent Order of 4/21/2004.
Action: 8/22/2006. Amended Consent Order executed: Dr George has obtained the 10 hours of CME regarding breast examinations required by his Consent Order of 4/21/2004 and the section of that Order requiring him to do so is amended to end that requirement, the rest of that Consent Order remains unchanged.

GOULD, James Douglas, MD

Location: Virginia Beach, VA
DOB: 3/21/1968
License #: 0096-01327
Specialty: AN (as reported by physician)
Medical Ed: State University of New York (1994)
Cause: In 2003, the Virginia Board placed terms and conditions on Dr Gould's medical license for diverting and self-administering controlled substances. He was required to comply with a treatment program of the DC Medical Society and have a recovery monitoring contract with the Virginia Intervention Program. He reports he is being closely monitored and is in compliance with the Virginia Board Order and the agreement with the Medical Society of DC. In March 2001, his North Carolina medical license went inactive when he did not reregister.
Action: 8/29/2006. Consent Order executed: Dr Gould must comply with the Virginia order and the DC agreement; should he reapply for a North Carolina medical license, he must demonstrate full compliance with the Virginia order and the DC agreement; however, the North Carolina Board is under no obligation to allow his application for reactivation.

GRAVATT, Steven James, Physician Assistant

Location: Chapel Hill, NC (Orange Co)
DOB: 8/27/1960
License #: 0001-01713
PA Education: Duke University (1993)
Cause: Mr Gravatt has a history of substance abuse. He and the Board entered into a Consent Order related to that abuse on 2/17/2005. In May 2006, in violation of his Consent Order, he tested positive for THC. He surrendered his PA license on 5/31/2006.
Action: 8/16/2006. Consent Order executed: Mr Gravatt's PA license is suspended indefinitely.

GREENBERG, Richard Paul, MD

Location: Shelby, NC (Cleveland Co)
DOB: 1/06/1944
License #: 0097-01758

Specialty: NS (as reported by physician)
Medical Ed: University of Bologna School of Medicine (1969)
Cause: Request to amend his Consent Order of 10/19/2005 to allow him to perform and supervise performance of laser hair removal.
Action: 8/17/2006. Amended Consent Order executed: Restrictions in Dr Greenberg's Consent Order of 10/19/2005 remain in effect, but he is permitted to perform and supervise performance of laser hair removal, though in the event any patient requires surgical intervention Dr Greenberg shall refer that patient to another surgeon.

HAMMER, Michael, MD

Location: Birmingham, AL
DOB: 12/02/1954
License #: 0000-36723
Specialty: AN/APM (as reported by physician)
Medical Ed: University Central Del Este, Dominican Republic (1980)
Cause: In March 2006, Alabama levied a \$15,000 administrative fine against Dr Hammer, reprimanded him, and prohibited him from entering a collaborative practice agreement with a nurse practitioner for two years. These actions resulted from his having a collaborative agreement with a nurse practitioner without approval for a remote site and no approved backup in Dr Hammer's absence. While he was out of the country for several days, the nurse practitioner wrote prescriptions, some for controlled substances. He also failed to maintain quality assurance tracking documentation.
Action: 7/25/2006. Consent Order executed: Dr Hammer is reprimanded.

KHAYATA, Mazen H., MD

Location: Paradise Valley, AZ
DOB: 2/01/1960
License #: 2006-01233
Specialty: NS (as reported by physician)
Medical Ed: Cornell University Medical College (1984)
Cause: Dr Khayata has a 2004 Consent Order with Arizona accepting reprimand for doing a bilateral laminectomy at the wrong level. In 2001 and 2002, he was named in four lawsuits for which payments were made. He has a 2005 Consent Order with Illinois reciting the action by Arizona and issuing a reprimand.
Action: 8/01/2006. Non-Disciplinary Consent Order executed: Dr Khayata is issued a North Carolina medical license pursuant to terms of this Consent Order; he shall meet with the Board at any time requested.

KLEPACH, Garron Lewis, Jr, MD

Location: Farmington Hills, MI
DOB: 2/23/1941
License #: 0000-28994
Specialty: OPH (as reported by physician)
Medical Ed: Cornell University (1968)
Cause: In 2004, Virginia issued an Order reprimanding Dr Klepach and ordering him to pay a \$2,000 penalty should he ever decide to renew or seek reinstatement of his lapsed license. This action was based on his failure to submit information for his practitioner profile. He subsequently acted to become compliant with the Virginia law. In 2005, he signed a Consent Order with Michigan that contained a reprimand based on his failure to report the Virginia action to Michigan.
Action: 8/02/2006. Consent Order executed: Dr Klepach is reprimanded.

KPEGLO, Maurice Kobla, MD

Location: Greensboro, NC (Guilford Co)
DOB: 1/04/1949
License #: 0000-29314
Specialty: GP/PD (as reported by physician)
Medical Ed: University of North Carolina School of Medicine (1983)

Cause: On Dr Kpeglo's application for reissuance of his license. Dr Kpeglo has a history of substance abuse. [He surrendered his license in April 2005 and was suspended by the Board in August 2005.] He has signed a contract with the NCPHP and has been in compliance with that contract.

Action: 8/11/2006. Consent Order executed: Dr Kpeglo is issued a license to expire on the date shown on the license [1/30/2007]; unless lawfully prescribed by someone else, he shall refrain from the use of mind-or mood-altering substances, including alcohol, and he shall inform the Board within 10 days of such use, noting the prescriber and the pharmacy filling the prescription; at the Board's request, he shall supply bodily fluids or tissues to allow screening for use of such substances; he shall maintain and abide by a contract with the NCPHP; he shall regularly attend AA and Caduceus meetings; must comply with other conditions.

MATHEW, Roy Jacob, MD

Location: Durham, NC (Durham Co)

DOB: 7/02/1945

License #: 0000-29624

Specialty: P/ADDM (as reported by physician)

Medical Ed: Trivandrum, India (1969)

Cause: In 2000, having developed personal feelings for a patient, Dr Mathew terminated his professional relationship with the patient to pursue a personal relationship with her. After ending the professional relationship, Dr Mathew provided her with two doses of prescription medications for specific medical conditions. In February 2001, he advised the patient that he was terminating their personal relationship. She engaged an attorney and alleged negligence and unprofessional conduct on the part of Dr Mathew. After discussions with Duke University and the NCPHP, Dr Mathew voluntarily surrendered his North Carolina medical license in September 2001 and resigned his positions at Duke University and Umstead Hospital. At the suggestions of the Board and the NCPHP, he received counseling from Nicholas Stratas, MD, and voluntarily entered and obtained an assessment at the Behavioral Medicine Institute in Atlanta. After his surrender of his North Carolina license, Dr Mathew moved to Texas, where he had a medical license. After disclosing his situation to the Texas Board, he was allowed to practice in that state.

Action: 8/09/2006. Consent Order executed: Dr Mathew's North Carolina medical license is permanently surrendered.

NEUMANN, Peter Ronald, MD

Location: Great Neck, NY

DOB: 1/18/1949

License #: 2004-00390

Specialty: PS/GS (as reported by physician)

Medical Ed: State University of New York, Buffalo, School of Medicine (1975)

Cause: In October 2004, Dr Neumann signed a Consent Order with New York accepting a reprimand based on his failure to maintain adequate records for three patients. He was also placed on probation for three years.

Action: 8/22/2006. Consent Order executed: Dr Neumann is reprimanded based on the action by New York.

PIERSON, Mark Edward, MD

Location: Coral Springs, FL

DOB: 9/19/1950

License #: 2006-01429

Specialty: FP (as reported by physician)

Medical Ed: University of Kansas School of Medicine (1980)

Cause: Dr Pierson has not practiced clinical medicine since 1995 and does not intend to return to clinical practice. He plans to practice only in an administrative setting.

Action: Non-Disciplinary Consent Order executed: Dr Pierson is granted a limited administrative license; he may not engage in clinical practice; must comply with other conditions.

PITTMAN, John Carl, MD

Location: Raleigh, NC (Wake Co)
DOB: 1/15/1959
License #: 0000-31614
Specialty: GPM/NTR (as reported by physician)
Medical Ed: Mercer (1986)
Cause: To amend Dr Pittman's Consent Order of 9/07/2002 in order to lift all but one condition/restriction.
Action: 7/26/2006. Amended Consent Order executed: The Stayed Indefinite Suspension in of Dr Pittman's license is lifted; he will not use IV ozone or hydrogen peroxide therapy in his practice until the Board explicitly orders otherwise.

PRESNELL, Tammy Murrelle, Physician Assistant

Location: Reidsville, NC (Rockingham Co)
DOB: 7/18/1960
License #: 0001-03613
PA Education: East Carolina University (2002)
Cause: Ms Presnell surrendered her PA license on 2/15/2006. She has a history of substance abuse and was a anonymous participant in the NCPHP. On 7/26/2005, she tested positive for Ultram® and admitted to the NCPHP she had self-administered the drug for headache without first or later telling the NCPHP. On 8/12/2005, she again tested positive for a controlled substance that she said was prescribed by her dentist, but she again failed to tell the NCPHP. She further admitted treating herself for back pain using medication left over from the dental prescription. The Board has no evidence Ms Presnell was ever impaired while working as a PA. She was diagnosed with chronic fibromyalgia syndrome in June 2006
Action: 7/21/2006. Consent Order executed: Ms Presnell's PA license is indefinitely suspended effective 2/15/2006.

REYNOLDS, Craig Anthony, MD

Location: Lakewood, CO
DOB: 3/01/1950
License #: 0000-23423
Specialty: PS (as reported by physician)
Medical Ed: University of Kentucky (1977)
Cause: In a Consent Order between the Colorado Board and Dr Reynolds, he admits he performed five cosmetic procedures on an employee of his practice and, in November 2001, began what became a sexual relationship with her. He performed another cosmetic procedure on her while still involved in the sexual relationship. The Colorado Board's Consent Order constituted a letter of admonition and directed Dr Reynolds to meet with the Colorado Physician Health Program for evaluation. He was also ordered to comply with treatments determined by the CPHP. He was also to take a professional boundaries course and pay a fine of \$1,500.
Action: 8/17/2006. Consent Order executed: Dr Reynolds is reprimanded.

RUIZ, Estaban Alfonso, MD

Location: New Port Richey, FL
DOB: 1/25/1955
License #: 0000-28333
Specialty: IM (as reported by physician)
Medical Ed: National University of Mexico (1979)
Cause: In October 2005, the Florida Board issued a Final Order adopting a Consent Order fining Dr Ruiz \$10,000, issuing a reprimand, and requiring 50 hours of community service based on allegations he failed to practice medicine with a reasonable level of care and skill. Dr Ruiz did not admit to the truth of the allegations.
Action: 8/10/2006. Consent Order executed: Dr Ruiz is reprimanded.

SAPPINGTON, John Shannon, MD

Location: Linville, NC (Avery Co)
DOB: 1/30/1962
License #: 0094-00628
Specialty: P/CHP (as reported by physician)
Medical Ed: University of Texas, Houston (1989)
Cause: Dr Sappington has a history of substance abuse. He surrendered his North Carolina medical license in August 2002 and that license was suspended in December 2002.. In 2005, while working as a counselor at a physician's office, he improperly got blank prescriptions forms from the physician's office and filled out prescriptions in the physician's name, giving them to other persons who used them to obtain controlled substances.
Action: 8/16/2006. Consent Order executed: Dr Sappington's medical license continues to be suspended indefinitely and he may not petition for reinstatement for at least 24 months.

STARR, Dorothy Elizabeth, Physician Assistant

Location: Belmont, NC (Gaston Co)
DOB: 11/10/1967
License #: 0001-03481
PA Education: Nova SE University (1996)
Cause: On four occasions in 2005 and 2006, Ms Starr improperly obtained a controlled substance by calling a pharmacy and authorizing prescriptions using another PA's name. She surrendered her PA license on 5/10/2006.
Action: 7/26/2006. Consent Order executed: Ms Starr's PA license is suspended indefinitely; she may not petition for reinstatement for at least 90 days.

VISCARDI, Jeffrey Joseph, MD

Location: Greenville, NC (Pitt Co)
DOB: 6/28/1959
License #: 0000-39344
Specialty: OPH (as reported by physician)
Medical Ed: State University of New York, Brooklyn (1985)
Cause: From 1996 to 2005, Dr Viscardi prescribed medications, some controlled, for various family members and himself without entering the prescriptions in a patient chart. He was not aware of the Board's position statement on the subject of self-prescribing and prescribing to family members and those with whom a significant emotional relationship exists.
Action: 8/17/2006. Non-Disciplinary Consent Order executed: No disciplinary action is taken; Dr Viscardi shall comply with the Board's position statements related to prescribing and shall attend a prescribing course within six months.

WHITAKER, Albert, Jr, MD

Location: Gastonia, NC (Gaston Co)
DOB: 7/30/1948
License #: 0000-23244
Specialty: FP (as reported by physician)
Medical Ed: Meharry Medical College (1977)
Cause: Dr Whitaker wrote prescriptions for controlled substances for a family member who had had knee-replacement surgery and whose treating physician was located out of town. He did not prepare and keep a chart for the family member, nor did he keep a record of five prescriptions. He did keep copies of four of the prescriptions.
Action: 8/16/2006. Non-Disciplinary Consent Order executed: Dr Whitaker shall comply with the Board's statements regarding treating family members and keeping accurate medical records; he shall abide by all rules, regulations, and laws regarding medical practice.

WOGLOM, Peter B., Physician Assistant

Location: Colerain, NC (Bertie Co)
DOB: 7/28/1955

License #: 0001-01652
PA Education: George Washington University (1983)
Cause: Mr Woglom issued medications in 2004 to several patients without noting full details on the patients' records as required by statute. Without the approval of his supervising physician, he prescribed controlled substances to several patients in a manner that violated his Delegation of Services Agreement with his supervising physician. In treating these patients for pain, he did not consistently use optimal pain management practices. He has now attended two pain management seminars and begun to implement improved practices. He will abide by laws and rules regarding prescribing and the Board's position statements.
Action: 8/21/2006. Consent Order executed: Mr Woglom's PA license is suspended for six months; after 30 days, suspension will be stayed on the terms of this probationary order; he shall meet weekly with his supervising physician and have all his patient charts reviewed and signed where controlled substances are prescribed; his supervising physician shall also review and sign a sample of all other patient charts; Mr Woglom shall improve his keeping of medical records and comply with the Board's related position statements; he shall keep a log of all controlled substances he prescribes and have it available for inspections by a Board investigator for one year following the date of this Consent Order; must comply with other conditions.

MISCELLANEOUS ACTIONS

NONE

DENIALS OF RECONSIDERATION/MODIFICATION

NONE

DENIALS OF LICENSE/APPROVAL

BODINE, Victoria Lee, Physician Assistant

Location: Wilmington, NC (New Hanover Co)
DOB: 2/12/1982
License #: NA
PA Education: Marywood University (2003)
Cause: Ms Bodine has not practiced clinically since her graduation from PA school. She also failed to respond to several Board inquiries about the possibility of her obtaining licensure by a Reentry Agreement.
Action: 8/04/2006. Letter issued denying Ms Bodine's application for a North Carolina PA license.

SURRENDERS

EATON, Hubert Arthur, Jr, MD

Location: Wilmington, NC (New Hanover Co)
DOB: 5/25/1943
License #: 0000-17858
Specialty: IM (as reported by physician)
Medical Ed: Meharry Medical College School of Medicine (1969)
Action: 7/21/2006. Voluntary surrender of NC medical license.

HENSLER, Rachel Hurst, Physician Assistant

Location: Wilmington, NC (New Hanover Co)
DOB: 4/1/1978
License #: 0010-00107
PA Education: Nova Southeastern University PA Program (2004)
Action: 8/25/2006. Voluntary surrender of NC physician assistant license.

RUSSELL, Anthony Otis, MD

Location: High Point, NC (Guilford Co)
DOB: 5/07/1961

License #: 0000-35491
Specialty: AN/APN (as reported by physician)
Medical Ed: New York University (1987)
Action: 7/05/2006. Voluntary surrender of NC medical license.

See Consent Orders:

MATHEW, Roy Jacob, MD

COURT APPEALS/STAYS

NONE

CONSENT ORDERS LIFTED

MASSENBURG, O'Laf Sorento, Physician Assistant

Location: Winston-Salem, NC (Forsyth Co)
DOB: 2/10/1960
License #: 0001-01117
PA Education: Bowman Gray (1988)
Action: 7/06/2006. Order issued lifting Consent Order of 8/01/2004.

MILES, Martha Cope, MD

Location: Cary, NC (Wake Co)
DOB: 8/12/1953
License #: 0000-35989
Specialty: N (as reported by physician)
Medical Ed: University of Oklahoma (1988)
Action: 7/13/2006. Order issued lifting Consent Order of 1/15/2004.

PRESSLY, Margaret Rose, MD

Location: Boone, NC (Watauga Co)
DOB: 5/05/1956
License #: 0000-34548
Specialty: FP (as reported by physician)
Medical Ed: University of North Carolina School of Medicine (1990)
Action: 8/04/2006. Order issued lifting Consent Orders of 10/11/1997 and 3/02/2000.

TEMPORARY/DATED LICENSES:

ISSUED, EXTENDED, EXPIRED, OR REPLACED BY FULL LICENSES

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 (1976)
Action: 7/20/2006. Temporary/dated license extended to expire 1/31/2007.

PRESSLY, Margaret Rose, MD

Location: Boone, NC (Watauga Co)
DOB: 5/05/1956
License #: 0000-34548
Specialty: FP (as reported by physician)
Medical Ed: University of North Carolina School of Medicine (1990)
Action: 7/20/2006. Full and unrestricted medical license issued.

SMITH, David Lewis, Physician Assistant

Location: Raleigh, NC (Wake Co)
DOB: 9/19/1951
License #: 0001-01503
PA Education: Alderson Broaddus College (1992)
Action: 7/20/2006. Temporary/dated license extended to expire 7/31/2007.

WHITE, Steven William, Physician Assistant

Location: Fayetteville, NC (Cumberland Co)
DOB: 12/19/1962
License #: 0001-02116
PA Education: Midwestern University (1996)
Action: 7/20/2006. Temporary/dated license extended to expire 1/31/2007.

See Consent Orders:

KPEGLO, Maurice Kobla, MD

DISMISSALS**ELBAOR, James Edward, MD**

Location: Arlington, TX
DOB: 5/08/1944
License #: 0000-21170
Specialty: OS/IM (as reported by physician)
Medical Ed: Loyola University, Stritch School of Medicine (1969)
Action: 8/21/2006. Notice of Dismissal With Prejudice of Charges and Allegations of 5/15/2006.

PERDIKIS, George C., MD

Location: Lancaster, PA
DOB: 11/20/1951
License #: 0095-00484
Specialty: Not Reported
Medical Ed: University of California, Irvine (1985)
Action: 7/17/2006. Notice of Dismissal Without Prejudice of Charges and Allegations of 8/30/2005.

WYBLE, Linda Gilbert, MD

Location: Tampa, FL
DOB: 1/01/1957
License #: 0000-38871
Specialty: AN (as reported by physician)
Medical Ed: University of Maryland (1982)
Action: 8/21/2006. Notice of Dismissal With Prejudice of Charges and Allegations of 5/15/2006.

REENTRY AGREEMENTS**LASSITER, Jennifer Whorley, MD**

Location: Matthews, NC (Mecklenburg Co)
DOB: 11/15/1969
License #: 2006-01450
Specialty: PD (as reported by physician)
Medical Ed: University of Alabama, Birmingham (1996)
Cause: Dr Lassiter has not practiced clinical medicine since 2004.
Action: 8/21/2006. Reentry Agreement executed: Dr Lassiter is issued a full and unrestricted license; she shall have a colleague observe her practice for six months; at the end of that time, the observing physician shall report to the Board on Dr Lassiter's performance; she shall meet with the Board on request.

RICHARDSON, Wendell Llywellyn, MD

Location: Charleston, SC
DOB: 7/23/1960
License #: 2006-01430
Specialty: FP (as reported by physician)
Medical Ed: Medical University of South Carolina (1999)
Cause: Dr Richardson has not practiced medicine since August 2002.
Action: 8/18/2006. Reentry Agreement executed: Dr Richardson is issued a full and unrestricted license to practice medicine; the physician supervising his mini-fellowship in South Carolina shall report to the Board on the quality of Dr Richardson's skills within 30 days of the end of that fellowship; he shall then be observed by a colleague during his first four months of practice and that colleague shall report on the quality of Dr Richardson's skills within 30 days following the observation period; he shall meet with the Board as requested.

WALSH, Alicia Ann, MD

Location: Morganton, NC (Burke Co)
DOB: 8/09/1969
License #: 2006-01237
Specialty: OB/GYN (as reported by physician)
Medical Ed: University of Medicine and Dentistry of New Jersey (1995)
Cause: Dr Walsh has not practiced clinical medicine since 2002.
Action: 8/11/2006. Reentry Agreement executed: Dr Walsh is issued a full and unrestricted license; she shall have a colleague observe her practice for six months; the observing physician shall discuss, review, and co-sign all of Dr Walsh's patient charts for the first three of the six months; after each three months of the observation period, the observing physician shall report on Dr Walsh's performance to the Board in writing; she shall meet with the Board on request.