

North Carolina Medical Board

Quarterly Board Actions Report | May– July 2013

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. Recent Board actions are also available at www.ncmed-board.org. Go to “Professional Resources” to view current disciplinary data or to sign up to receive notification when new actions are posted via the RSS Feed subscription service.

Name/license#/location	Date of action	Cause of action	Board action
<u>ANNULMENTS</u>			
None			
<u>SUMMARY SUSPENSIONS</u>			
None			
<u>REVOCATIONS</u>			
None			
<u>SUSPENSIONS</u>			
BOGGALA, Vijaya Prakash, MD (RTL) Greensboro, NC	05/01/2013	MD was arrested and charged with soliciting a child by computer to engage in a sex act. In August 2012, MD entered into a deferred prosecution agreement that placed him on supervised probation for 12 months with the additional agreement that the criminal charge would be dismissed after only six months upon successful completion of a psychological evaluation. In February 2013, criminal charges against MD were dismissed.	Indefinite suspension
COYLE, Michael Patrick, MD (009500543) Winterville, NC	05/13/2013	History of alcohol dependence. MD has completed inpatient treatment and is in compliance with his NCPHP contract.	MD's non-practice agreement is dissolved; license is suspended for one year, immediately stayed; probation for two years.
GILLIS, Jacinta Irene, MD (200701587) Fort Myers, FL	07/09/2013	While practicing in Florida, MD improperly and excessively prescribed controlled substances. This led to criminal charges in Florida and also led the Florida Board to suspend MD's license.	Indefinite suspension
LE, Mark Tuan, MD (009700088) Huntersville, NC	05/29/2013	The Board reviewed five separate complaints on issues of substandard care, inappropriate prescribing of controlled substances, non-evidence based treatment of obesity with HCG, inappropriate self-referrals, fraudulent overuse of medical testing and fraudulent billing for medical services. MD denies any improper or fraudulent conduct.	MD's license is suspended for 12 months, stayed all but six months. In addition, MD shall pay a \$25,000 fine.
HOOVER, Michael Shane, MD	05/07/2013	History of alcohol abuse; MD was arrested and charged with DWI in 2013, and pled guilty to DWI and simple assault.	Indefinite suspension of NC medical license
<u>PROBATIONS</u>			
None			
<u>REPRIMANDS</u>			
FABER, Steven Mark, MD (000035892) Elizabeth City, NC	07/01/2013	MD did not appropriately document the need and timing of a patient's pre-surgical upper endoscopy biopsy and esophageal dilation. MD did not appropriately manage the post-surgical care of the patient, who suffered an esophageal perforation.	Reprimand
GIHWALA, Ramesh, MD (009300472) Gastonia, NC	06/20/2013	Aspects of MD's documentation of treatment and care of patients A-F failed to conform to accepted standards. MD was out of compliance with his NCPHP contract and also failed to timely and appropriately respond to Board inquiries.	Reprimand; \$1,000 fine. MD is placed on indefinite probation and is subject to conditions. Must obtain a practice monitor, who shall make quarterly assessment reports to the Board.

BOARD ACTIONS REPORT

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LAHURD, Neil Joseph, DO (200700823) Camp Lejeune, NC	06/24/2013	DO entered into a consent order with the Virginia Board related to care of a patient who presented to the ER complaining of chest pain, numbness around the mouth and with blood pressure of 154/105. Patient was discharged with a prescription for Lopressor, blood pressure 199/144. EKG showed sinus tachycardia, possible left atrial enlargement and T-wave abnormality. DO did not order follow-up EKG, x-ray, additional cardiac tests, consult a cardiologist or admit the patient. The patient died, the cause of death to be acute coronary insufficiency due to hypertensive and atherosclerotic cardiovascular disease, with rheumatic mitral valve disease.	Reprimand
NKYESIGA, Peter Kankaka, PA (001003018) Charlotte, NC	05/13/2013	The Arizona Board reprimanded PA and placed him on probation for one year based on concerns about the quality of care PA provided to a patient.	Reprimand
SHIMKUS Jeanette Frances, DO (201301572) Chesapeake, VA	07/09/2013	NCMB denied DO's license application due to felony conviction of Conspiracy to File False Claims, Steal Property and Make or Use False Statements Relating to Health Care Matters. The conviction related to DO's involvement in a fraudulent marriage. NCMB reconsidered its denial after DO requested a hearing.	MD is issued a full and unrestricted NC medical license; MD is reprimanded and assessed a \$5,000 fine for her conduct leading to her felony conviction.
VOLPITTO, George David, MD (201000121) Evans, GA	05/16/2013	While practicing in Georgia, MD worked for an Internet service reviewing patient questionnaires, speaking with patients via telephone and approving the issuance of prescriptions, including prescriptions for controlled substances. This is not permitted in Georgia and led MD to enter into a consent order with the Georgia Board, reprimanding MD with conditions and a \$5,000 fine.	Reprimand
DENIALS OF LICENSE/APPROVAL			
FARRELL, Julie Ann, MD (NA) Augusta, KY	06/05/2013	MD's license application contained numerous errors and omissions. MD allowed an employee to complete her license application and submitted it without reviewing it to ensure accuracy and completeness. MD allowed an employee to communicate with Board staff during the application process and after MD's license interview as if she were the MD.	Application for NC medical license denied
HART, Darlington Ibifubara, MD (009800560) Charlotte, NC	05/30/2013	Prior disciplinary history with NCMB; prior disciplinary history with the South Carolina Board.	Application for reinstatement medical license denied
MESA, Gregory Robert, PA (000103090) Hendersonville, NC	06/12/2013	Prior disciplinary history with NCMB related to criminal conviction and substandard practice, and backdating prescriptions for controlled substances.	Application for reinstatement of PA license denied.
SURRENDERS			
KIRSCH, Eric David, PA (0001003668) Mooresville, NC	05/13/2013		Voluntary surrender of NC physician assistant license
DANFORTH, Wendell Calvin, MD (009801628) Grandforks, ND	05/24/2013		Voluntary surrender of NC medical license
PUBLIC LETTERS OF CONCERN			
BROWN, Howard Richard, MD (200101180) Martinsville, NC	06/26/2013	MD's supervision of two physician assistants who practice in NC was inadequate and failed to conform with applicable rules, guidelines and recommendations. MD, who practices in Virginia, has informed the Board that he has decided not to supervise midlevel practitioners in NC.	Public letter of concern
EANNI, Richard Francis, MD (200801718) Huntersville, NC	06/10/2013	MD self prescribed six controlled medications, a violation of 21 NCAC 32B .1001(c). Documentation of care of some patients prescribed controlled substances failed to conform to accepted standards.	Public letter of concern
FLECHAS, Jorge David, MD (000024245) Hendersonville, NC	05/22/2013	MD prescribed oxytocin to a patient while specifically restricted from prescribing oxytocin under the terms of a consent order with the Board.	Public letter of concern

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FLIPPO, Jack Lloyd, MD (000027792) Hendersonville, NC	07/16/2013	MD prescribed controlled substances to a family member and failed to maintain appropriate records, in conflict with the Board's position on treating self and/or family and with administrative rules that prohibit the prescribing of controlled substances to close family members.	Public letter of concern
JONES, Fielden Bertie, MD (000020925) Marshall, NC	07/22/2013	MD prescribed opioids to a patient for fibromyalgia. The patient frequently requested early refills. MD continued to prescribe opioids despite the lack of evidence of efficacy and the patient's diversionary behavior.	Public letter of concern; CME in prescribing controlled substances
LAMB, Douglas Lawrence, PA (000103678) Kenansville, NC	05/29/2013	PA prescribed medications, including a controlled substance, to a person with whom he had a significant emotional relationship. The Board is also concerned that PA made no record of the treatment provided.	Public letter of concern
GETTER, Michael Dennis, MD (000035126) Statesville, NC	07/10/2013	MD's care of a 15-year-old male who presented in the ER with a fractured radius and ulna may have been below accepted standards.	Public letter of concern
MARSIGLI, Eduardo Oscar, MD (000019514) Rocky Mount, NC	05/13/2013	MD's patient experienced postoperative infections and delayed healing following a right foot/ankle partial calcaneotomy with reattachment of the Achilles tendon. Before closing the surgical site, MD noticed that a small drill bit fragment had broken off, but did not inform the patient or record the fact in his operative note.	Public letter of concern
NELSON, Leonard Dorsey, Jr., MD (000038816) Raleigh, NC	06/06/2013	MD's care of a patient who developed an epidural hematoma following a L2-L4 lumbar decompression surgery may have failed to conform to accepted standards.	Public letter of concern
NELSON, Rendon Clive, MD (009401279) Durham, NC	07/15/2013	MD's care of a patient who presented to him for evaluation and management of a left renal angiomyolipoma may have failed to conform to accepted standards. MD agreed to a cryoablation procedure on the patient, although there was no medical indication to do so. It was determined that the patient's left renal cyst was incorrectly targeted during cryoablation and that a left proximal ureteral injury had occurred. The patient eventually required a left nephrectomy.	Public letter of concern
OSBORNE, Tommy Taylor, II, MD (201301105) Chesapeake, VA	06/10/2013	MD was convicted of Intoxication Manslaughter for which he was sentenced to 10 years of probation, 350 hours of community service, electronic monitoring house arrest and attending treatment for anger management and alcohol abuse. The accident that gave rise to the conviction occurred in 1996 during MD's residency. MD has completed therapy and counseling, since 1996, has had no other substance abuse issues.	MD is issued a license, with a public letter of concern
PATEL, Jitendra Keshavlal, MD (201001295) Mooresville, NC	06/27/2013	MD's care of a patient who presented in the ER with a diagnosis of chronic obstructive pulmonary disease exacerbation and pneumonia may have failed to conform to accepted standards.	Public letter of concern
STOECKEL, William Todd, MD (200701681) Cary, NC	07/19/2013	MD prescribed controlled substances to a person with whom he has a significant personal relationship. He also failed to maintain appropriate records for all prescriptions. It is the Board's position that licensees should not prescribe for those with whom they have a significant personal relationship.	Public letter of concern
TOMPKINS, Kenneth James, MD (009701625) Kitty Hawk, NC	05/02/2013	MD violated his Virginia Monitoring Program contract by working at more practice locations than allowed under said contract.	Public letter of concern

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TOWNE, Sarah Patton, DO (201100570) Ocean Isle Beach, NC	05/30/2013	DO prescribed medications, including controlled substances, to three family members and to a person with whom she has a close personal relationship. The Board is also concerned that DO failed to maintain appropriate medical records for all of the prescriptions.	Public letter of concern
URMOS, Lajos, MD 000031083) Mount Airy, NC	07/24/2013	MD was arrested and charged with DWI. MD pled guilty to DWI and failed to appropriately disclose the misdemeanor DWI charge on his 2009 annual license renewal application.	Public letter of concern
WEIR, Shawnee Dee, MD (000026882) Raleigh, NC	06/24/2013	MD prescribed controlled substances and other medications to a family member. It is the Board's position that licensees should not treat or prescribe for family members except in the case of minor acute illnesses or emergencies.	Public letter of concern
MISCELLANEOUS ACTIONS			
None			
CONSENT ORDERS AMENDED			
None			
TEMPORARY/DATED LICENSES: ISSUED, EXTENDED, EXPIRED, OR REPLACED BY FULL LICENSES			
DERIDDER, Gustaaf Gregoire, MD (RTL) Durham, NC	07/24/2013	History of substance abuse; MD has successfully completed inpatient treatment	Temporary resident training license to expires 01/31/2014
GERANCHER, John Charles, MD (009500077) Winston-Salem, NC	7/18/2013		Temporary medical license; Expires 09/30/2014
GUARINO, Clinton Toms Andrew, MD (009900062) Hickory, NC	05/16/13	History of alcohol/substance abuse	Temporary medical license extended; expires 05/31/2014
HUMBLE, Scott David, MD (200700897) Salisbury, NC	07/29/2013	History of alcohol dependence; MD successfully completed residential treatment	Temporary medical license expires 1/31/2014; NCPHP contract
KAUD, Hany Aziz, MD (200901680) Winterville, NC	05/16/2013	History of diverting medications for personal use; history of substance abuse	Temporary medical license extended; expires May 31, 2014.
LONG, Scott David, PA (000103319) Burlington, NC	07/18/2013		Temporary PA license extended; Expires 7/31/2014
MOORE, Michael Christopher, DO (009701826) Raleigh, NC	07/18/2013		Undated license issued; must maintain contract with NCPHP.
COURT APPEALS/STAYS			
None			
DISMISSALS			
None			

FINES

The NCMB issues non-disciplinary administrative fines in certain cases where incorrect and/or incomplete information on a medical licensing application causes Board staff to spend an inordinate amount of time resolving the issue(s),

Date	Reason	Amount
5/3/2013	Error/omission on license application or annual renewal.	\$500
5/8/2013	Error/omission on license application or annual renewal.	\$1,000
5/20/2013	Error/omission on license application or annual renewal.	\$1,500
6/7/2013	Error/omission on license application or annual renewal.	\$500
6/20/2013	Error/omission on license application or annual renewal.	\$250
6/21/2013	Error/omission on license application or annual renewal.	\$1,000
7/8/2013	Error/omission on license application or annual renewal.	\$500
7/8/2013	Error/omission on license application or annual renewal.	\$500
7/16/2013	Error/omission on license application or annual renewal.	\$1,500
7/31/2013	Error/omission on license application or annual renewal.	\$1,000
7/26/2013	Error/omission on license application or annual renewal.	\$2,000