



**Pennsylvania
DEPARTMENT OF STATE**

**STATE HEALTH LICENSING BOARDS
DISCIPLINARY ACTIONS
May 2007**

Secretary of the Commonwealth Pedro A. Cortés and Basil L. Merenda, Commissioner of the Department's Bureau of Professional and Occupational Affairs, announced 64 disciplinary actions taken by the following State Health Licensing Boards: Chiropractic; Dentistry; Medicine; Nursing Home Administrators; Occupational Therapy; Optometry; Osteopathic Medicine; Pharmacy; Physical Therapy; Podiatry; Psychology; Social Workers, Marriage and Family Therapists and Professional Counselors; Examiners in Speech-Language and Hearing; and Veterinary Medicine.

Actions were taken against individuals or firms in the following counties: Allegheny (5 actions); Bedford (1 action); Berks (1 action); Bradford (1 action); Bucks (3 actions); Cambria (1 action); Carbon (1 action); Cumberland (1 action); Delaware (5 actions); Lackawanna (3 actions); Lancaster (2 actions); Lebanon (1 action); Lehigh (2 actions); Luzerne (3 actions); Monroe (5 actions); Montgomery (7 actions); Northampton (1 action); Perry (1 action); and Philadelphia (5 actions). Sixteen actions involved Pennsylvania licenses with out-of-state addresses.

BOARD OF CHIROPRACTIC

Allegheny County

Brian K. Watkins, license no. DC006288L, of Pittsburgh, Allegheny County, was revoked based upon his federal criminal conviction. (03-26-07)

BOARD OF DENTISTRY

Allegheny County

Wayne J. DiBartola, Jr., license no. DS024638L of Bridgeville, Allegheny County, was assessed a \$1,000 civil penalty and ordered to complete 15 hours of continuing education in diagnosis and treatment planning and endodontic treatment. DiBartola engaged in unprofessional conduct by departing from, or failing to conform to, standards of acceptable and prevailing dental practice. (05-04-07)

Delaware County

Albert Turk, license no. DS024329L of Chadds Ford, Delaware County, was assessed a \$375 civil penalty, had a reprimand placed on his permanent board record and was required to submit proof of completion of five hours of continuing education credits within six months. Turk failed to complete and submit proof of completion of 30 hours of required continuing education courses. (05-04-07)

Lebanon County

Claudia M. Clark, license no. DH009864L of Fredericksburg, Lebanon County, was assessed a \$400 civil penalty and a reprimand was placed on Clark's board record. Clark failed to complete and submit proof of completion of at least 20 credit hours of continuing education in approved courses of which no more than 50 percent of the courses were obtained through individual study. (05-04-07)

Montgomery County

Gregory A. Barksdale, license no. DS024432L of Laverock, Montgomery County, was assessed a \$2,000 civil penalty, had a reprimand placed on his permanent board record and was required to submit proof of completion of 27 hours of continuing education credits within six months. Barksdale failed to complete and submit proof of completion of 30 hours of required continuing education courses. (05-04-07)

Philadelphia County

Homayoun Safavi, license no. DS018207L of Philadelphia, Philadelphia County, had his license indefinitely suspended for no less than three years, retroactive to July 3, 2006, immediately stayed in favor of three years of probation subject to terms and conditions. Safavi was unable to practice dentistry with reasonable skill and safety to patients by reason of illness or drunkenness. (05-04-07)

Out of State

June L. Ellison, license no. DS024266L of Voorhees, N.J., was assessed a \$1,687 civil penalty, had a reprimand placed on her permanent board record and was required to submit proof of completion of 22.5 credit hours of continuing education within six months. Ellison failed to complete and submit proof of completion of at least 30 credit hours of continuing education in approved courses. (05-04-07)

Richard A. Leeson, license no. DS016755L of Fort Myers, Fla., was assessed a \$1,000 civil penalty, and a reprimand was placed on his board record. Leeson failed to complete and submit proof of completion of at least 30 credit hours of continuing education in approved courses of which no more than 50 percent of the courses were obtained through individual study. (05-04-07)

Paul J. Marcucci, Jr., license no. DS020270L of Williamstown, N.J. was publicly reprimanded, and he was assessed a \$2,000 civil penalty because Marcucci practiced dentistry while his license was suspended, violating a board order previously entered in a disciplinary proceeding. (05-04-07)

BOARD OF MEDICINE

Allegheny County

Timothy K. Giel, license no. RT000127A of Pittsburgh, Allegheny County, had a public reprimand placed on his permanent board record and was assessed a \$1,000 civil penalty because he continued to practice as an athletic trainer while his certificate was expired from Jan. 1, 1999, to Dec. 16, 2004. (04-24-07)

Bedford County

Ella McElwee, of New Enterprise, Bedford County, was assessed a \$6,500 civil penalty because McElwee violated the Act by the unauthorized practice of medicine through the use of the title “doctor” and by diagnosing and treating patients. (04-24-07)

Cambria County

Michael R. Keri, license no. YM005617L of Johnstown, Cambria County, agreed to the immediate and permanent voluntary surrender of his respiratory care practitioner’s certificate because Keri committed unprofessional or immoral conduct. (05-22-07)

Carbon County

Floriel P. Diaz, license no. MD-027669-L of Lehighton, Carbon County, was assessed a \$1,000 civil penalty because Diaz failed to report to the board within 60 days of receipt of notice of a complaint in a medical professional liability action that was filed against her. (04-24-07)

Lackawanna County

Laura Gerhardt, license no. YM010658, of Clarks Summit, Lackawanna County, was suspended by the Lackawanna County Court of Common Pleas on April 17, 2007. The court issued the suspension, which was effective immediately, under section 4355 of the Domestic Relations Code. (04-25-07)

Monroe County

Harold Pascal, license no. MD038958L of East Stroudsburg, Monroe County, voluntarily surrendered his license while his criminal case is pending in the Monroe County Court of Common Pleas. Pascal has been charged with drug law violations relating to his practice of medicine. (04-24-07)

Montgomery County

Barry A. Janoff, license no. MD025751E of Wyncote, Montgomery County, was assessed a \$1,000 civil penalty because Janoff failed to maintain medical records for a patient for a period of at least seven years from the date of the last medical service. (04-24-07)

Northampton County

Mario Candal, license no. MD035292L, of Easton, Northampton County, was ordered to cease practicing obstetrics because Candal violated the Act at 63 P.S. §422.42(8) (unprofessional conduct) relating to his standard of care in an obstetrics case. (05-22-07)

Philadelphia County

Aziz Ur Rehma Chaudhry, license no. MD036094E, of Philadelphia, Philadelphia County, was ordered to voluntarily and permanently surrender his license because he has been charged with drug law violations relating to his practice of medicine. (05-22-07)

Out of State

Nicholas A. DiCarlo, of Mingo Junction, OH, was denied licensure to practice as a respiratory care practitioner based on disciplinary action taken by the proper licensing authority of another state. (03-20-07)

Caroline Margaret Apovian, license no. MD048445L of Boston, Mass., was assessed a \$1,000 civil penalty and had a public reprimand placed on her permanent board record. Apovian had disciplinary action taken against her medical license by the licensing authority of the Massachusetts board. (04-24-07)

Kazi Mahmudul Hassan, license no. MD048216L, of St. Petersburg, Fla., was assessed a \$5,000 civil penalty because his license was disciplined by the proper licensing authority of another state. (04-24-07)

Nimer Iskandarani, license no. MD035688L of Cedar Grove, N.J., was assessed a \$5,000 civil penalty and a public reprimand was placed on his license because Iskandarani had disciplinary action taken against his license to practice the profession by a proper licensing authority of another state. (04-24-07)

Mark R. Mouritsen, license no. MD072229L of Sierra Vista, Ariz., was placed on no less than five years probation because Mouritsen had disciplinary action taken against his license to practice medicine and surgery by the proper licensing authority of another state. (04-24-07)

Joseph V. Nicolosi, license no. MD042883L of Aledo, TX, was assessed a \$5,000 civil penalty because Nicolosi had disciplinary action imposed on his license to practice the profession by a proper licensing authority of another state. (04-24-07)

Jasmin Soucie, of Atlanta, Ga., was assessed a \$500 civil penalty because Soucie fraudulently misrepresented herself as a certified athletic trainer without being certified or licensed to be an athletic trainer. (04-24-07)

Kimberly M. Telmanik, license no. MA001369L of Elyria, OH, agreed to the permanent voluntary surrender of her license because Telmanik engaged in unprofessional conduct by departing from, or failing to conform to, an ethical or quality standard of the profession whereby actual injury to a patient need not be established. (04-24-07)

Dhvanit K. Vijapura, license no. MC043045L of Panama City, Fla., permanently and voluntarily surrendered his license because Vijapura had disciplinary action taken against his license by the proper licensing authority of another state. (04-24-07)

Janet Marie Basinger, license no. MD073427L of Alamosa, Colo., voluntarily and permanently surrendered her license to practice medicine and surgery in Pa. Basinger's license or other authorization to practice the profession was suspended and other disciplinary action was taken against her by the proper licensing authority of another state. (05-22-07)

BOARD OF NURSING HOME ADMINISTRATORS

No disciplinary actions taken.

BOARD OF OCCUPATIONAL THERAPY

No disciplinary actions taken.

BOARD OF OPTOMETRY

No disciplinary actions taken.

BOARD OF OSTEOPATHIC MEDICINE

No disciplinary actions taken.

BOARD OF PHARMACY

Allegheny County

Sina S. Carlson, license no. RP043258L of Pittsburgh, Allegheny County, was assessed a \$200 civil penalty and ordered to complete 1.75 continuing education credits within six months of her order. Carlson procured a license through fraud, misrepresentation or deceit by falsely indicating that she had 30 continuing education credits and by failing to complete 30 hours of continuing education as required by the regulations. (04-17-07)

Montgomery County

Howard M. Dall, license no. RP026878L of Blue Bell, Montgomery County, agreed to the permanent voluntary surrender of his license because Dall pled guilty to two felonies. (04-17-07)

Philadelphia County

Sean P. Hennessy, license no. RP036643L of Philadelphia, Philadelphia County, was required to complete seven hours of continuing education within six months of the effective date of his order and assessed a \$350 civil penalty. Hennessy failed to complete 30 hours of continuing education and provide information to document certification of compliance with continuing education requirements. (04-17-07)

BOARD OF PHYSICAL THERAPY

No disciplinary actions taken.

BOARD OF PODIATRY

No disciplinary actions taken.

BOARD OF PSYCHOLOGY

Philadelphia County

Marcy Shayer, license no. PS005067L of Philadelphia, Philadelphia County, voluntarily and permanently surrendered her license because she violated the Act which prohibits a psychologist from engaging in a dual relationship with a patient and she engaged in immoral or unprofessional conduct. (04-24-07)

BOARD OF SOCIAL WORKERS, MARRIAGE AND FAMILY THERAPISTS AND PROFESSIONAL COUNSELORS

No disciplinary actions taken.

BOARD OF SPEECH, LANGUAGE AND HEARING

No disciplinary actions taken.

BOARD OF VETERINARY MEDICINE

Allegheny County

Carey S. McGowan, license no. BV009033L of Pittsburgh, Allegheny County, was assessed a \$250 civil penalty because McGowan placed or caused to be placed advertising for emergency veterinary services in the March 2006 Verizon Greater Pittsburgh Yellow Pages, but failed to list whether a veterinarian was on the premises or on call and to disclose specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

Berks County

Stephanie L. Sellers, license no. VT002686 of Oley, Berks County, was assessed a \$500 civil penalty and a public reprimand was placed on her permanent board record because she practiced as a veterinary technician through two biennial registration periods when she did not hold a valid license. (05-03-07)

Bradford County

Tina L. Oliver, license no. VT000714L, of Troy, Bradford County, was assessed a \$250 civil penalty and a public reprimand was placed on her permanent record because she practiced as a veterinary technician through one biennial registration period when she did not hold a valid license. (05-03-07)

Bucks County

Robert D. Cohen, license no. BV007869L of Doylestown, Bucks County, was assessed a \$250 civil penalty because Cohen placed or caused to be placed advertising for emergency veterinary services in the 2005 Verizon Eastern Montgomery County, Verizon Lower Bucks County, Verizon Doylestown and Verizon Philadelphia Yellow Pages, but failed to list whether a veterinarian was on the premises or on call and failed to disclose specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

Linda E. Keon, license no. BV006115L of Jamison, Bucks County, was assessed a \$250 civil penalty because Keon placed or caused to be placed advertising for emergency veterinary services in the June 2005 Verizon Eastern Montgomery County Yellow Pages but failed to list whether a veterinarian was on the premises or on call or to specify the hours during which emergency services were available. (05-03-07)

Deborah A. Mood, license no. BV006680L of Bensalem, Bucks County, was assessed a \$2,000 civil penalty and was suspended for one year because Mood practiced through two biennial registration periods when she did not hold a valid license and engaged in fraud, deception, misrepresentation, dishonest or illegal practices. (05-03-07)

Cumberland County

Curtis M. Barnett, license no. BV005282L of Carlisle, Cumberland County, was assessed a \$250 civil penalty because Barnett placed or caused to be placed advertising for emergency veterinary services in the Aug. 2006 Harrisburg Metropolitan Verizon Yellow Pages but failed to list whether a veterinarian was on the premises or on call, to specify the hours during which emergency services were available and to disclose specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

Delaware County

Deborah G. Brzezinski, license no. BV005311L of Media, Delaware County, was assessed a \$250 civil penalty because Brzezinski placed or caused to be placed advertising for emergency veterinary services in the Dec. 2004 Verizon Southern Delaware County Yellow Pages but failed to list whether a veterinarian was on the premises or on call and the specific hours during which emergency services were available. (05-03-07)

Kenneth R. Sanders, license no. BV004226L of Radnor, Delaware County, was assessed a \$250 civil penalty because Sanders placed or caused to be placed advertising for emergency veterinary services in the Dec. 2004 Verizon Eastern Main Line Yellow Pages but failed to list whether a veterinarian was on the premises or on call, and to disclose specific limitations such as exotics/large animal/small animal, etc. (05-03-07)

Stephen W. Syken, license no. BV006055L of Aston, Delaware County, was assessed a \$250 civil penalty because Syken placed, or caused to be placed, advertising for emergency veterinary services in the Dec. 2004 Verizon Southern Delaware County Yellow Pages but failed to list whether a veterinarian was on the premises or on call and to disclose specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

Lackawanna County

Mohamed F. Gad, license no. BV005916L of Old Forge, Lackawanna County, was assessed a \$250 civil penalty because Gad placed or caused to be placed advertising for emergency veterinary services that is untrue, fraudulent, misleading or deceptive by failing to state whether a veterinarian was on the premises or on call, specifying the hours during which emergency services were available and disclosing specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

Joseph G. Pannick, license no. BV06963L of Blakely, Lackawanna County, was assessed a \$250 civil penalty because Pannick placed or caused to be placed advertising for emergency veterinary services that is untrue, fraudulent, misleading or deceptive by failing to state whether a veterinarian was on the premises or on call, specifying the hours during which emergency services were available and disclosing specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

Lancaster County

Valerie L. Jordan, license no. BV007904L of Lancaster, Lancaster County, was assessed a \$1,000 civil penalty and a public reprimand was placed on her permanent board record because she practiced as a veterinarian through two biennial registration periods when she did not hold a valid license. (05-03-07)

Sandra J. Krick, license no. VT000020E of Reinholds, Lancaster County, was assessed a \$500 civil penalty and received a reprimand because Krick practiced as a veterinary technician on a lapsed certificate. (05-03-07)

Lehigh County

Richard E. Grgurich, license no. BV005364L of Emmaus, Lehigh County, was assessed a \$250 civil penalty because Grgurich placed or caused to be placed advertising for emergency veterinary services in the 2004-2005 Lehigh Valley Yellow Book but failed to list whether a veterinarian was on the premises or on call, to specify the hours during which emergency services were available and to disclose specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

Marie I. Weber, license no. BV005825L of Emmaus, Lehigh County, was assessed a \$250 civil penalty because Weber placed or caused to be placed advertising for emergency veterinary services in the 2004-2005 Lehigh Valley

Yellow Book but failed to list whether a veterinarian was on the premises or on call, to specify the hours during which emergency services were available and to disclose specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

Luzerne County

Douglas J. Ayers, license no. BV006807L of Trucksville, Luzerne County, was assessed a \$250 civil penalty because Ayers placed or caused to be placed advertising for emergency services in the Dec. 2005 Verizon Wyoming Valley Yellow Pages but failed to list whether a veterinarian was on the premises or on call and to specify the hours emergency services were available. (05-03-07)

Richard E. Kaufer, license no. BV004476L of Kingston, Luzerne County, was assessed a \$250 civil penalty because Kaufer placed or caused to be placed advertising for emergency veterinary services in the Dec. 2005 Verizon Wyoming Valley Yellow Pages but failed to list whether a veterinarian was on the premises or on call, to specify the hours during which emergency services were available and to disclose specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

Mark E. Stair, t/d/b/a Trucksville Dog & Cat Hospital, license no. BV004651L of Trucksville, Luzerne County, was assessed a \$250 civil penalty because Stair placed or caused to be placed advertising for emergency veterinary services that was untrue, fraudulent, misleading or deceptive by failing to state whether a veterinarian was on the premises or on call, and to disclose specific limitations such as exotics/large animal/small animal, etc. (05-03-07)

Monroe County

Mark B. Burch, license no. BV005268L of Stroudsburg, Monroe County, was assessed a \$250 civil penalty because he placed or caused to be placed advertising for emergency veterinary services in the 2005-2006 Pocono Mountains, Monroe and Pike County Yellow book but failed to list whether a veterinarian was on the premises or on call, to specify the hours during which emergency services were available and to disclose specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

F. Thomas Miller, license no. BV005793L of Pocono Lake, Monroe County, was assessed a \$250 civil penalty because Miller placed or caused to be placed advertising for emergency veterinary services in the 2005-2006 Pocono Mts., Monroe County and Pike County Yellow Book, and in the July 2006 Pocono Mountains Verizon Yellow Pages, but failed to list whether a veterinarian was on the premises or on call; to specify the hours during which emergency services were available; and to disclose specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

Craig Seward Ott, license no. BV003888L of Stroudsburg, Monroe County, was assessed a \$250 civil penalty because he placed or caused to be placed advertising for emergency veterinary services in the 2005-2006 Pocono Mountains, Monroe and Pike County Yellow Book but failed to list whether a veterinarian was on premises or on call, to specify the hours during which emergency services were available and to disclose specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

Joseph M. Valese, license no. BV005474L of Mount Pocono, Monroe County, was assessed a \$250 civil penalty because Valese placed, or caused to be placed, advertising for emergency veterinary services in the 2005-2006 Pocono Mountains Yellow Book but failed to list whether a veterinarian was on the premises or on call and to specify the hours during which emergency services were available. (05-03-07)

Montgomery County

Nancy O. Brown, license no. BV003948L of Plymouth Meeting, Montgomery County, was assessed a \$250 civil penalty because Brown placed, or caused to be placed, advertising for emergency veterinary services in the Dec. 2004 Verizon Eastern Main Line Yellow Pages and the June 2005 Verizon Eastern Montgomery County Yellow Pages but failed to list whether a veterinarian was on the premises or on call and failed to disclose specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

Patrick G. Madden, license no. BV005509L of Ambler, Montgomery County, was assessed a \$250 civil penalty because Madden placed or caused to be placed advertising for emergency services in the June 2005 and 2006 Verizon Eastern Montgomery County Yellow Pages but failed to list whether a veterinarian was on the premises or on call, and to disclose specific limitations such as exotics/large animal/small animal, etc. (05-03-07)

Jonathan M. Rappaport, license no. BV007550L of Lafayette Hill, Montgomery County, was assessed a \$250 civil penalty because Rappaport placed or caused to be placed advertising for emergency veterinary services in the 2005 Verizon Eastern Montgomery County, Verizon Lower Bucks County, Verizon Doylestown and Verizon Philadelphia Yellow Pages, but failed to list whether a veterinarian was on the premises or on call and failed to disclose specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

Donald R. Shields, license no. BV003092L of Huntingdon Valley, Montgomery County, was assessed a \$250 civil penalty because Shields placed or caused to be placed advertising for emergency veterinary services that is untrue, fraudulent, misleading or deceptive by failing to state whether a veterinarian was on the premises or on call and disclosing specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

Perry County

Alan M. Schwartz, license no. BV005640L of Duncannon, Perry County, was assessed a \$250 civil penalty because Schwartz placed or caused to be placed advertising for emergency veterinary services in the May 2004 Perry County Sprint Yellow Pages and in the Aug. 2006 Verizon Harrisburg Metropolitan Yellow Pages but failed to list whether a veterinarian was on the premises or on call, failed to specify the hours during which emergency services were available and to disclose specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

Philadelphia County

Hung M. Chi, license no. BV003952L of Philadelphia, Philadelphia County, was assessed a \$250 civil penalty because Chi placed or caused to be placed advertising for emergency veterinary services that is untrue, fraudulent, misleading or deceptive by failing to state whether a veterinarian was on the premises or on call, specifying the hours during which emergency services were available and disclosing specific limitations such as exotics/avian/large animal/small animal, etc. (05-03-07)

Out of State

Bruce L. Hansen, license no. BV005724L of Springfield, Va., was assessed a \$500 civil penalty and his license was publicly reprimanded because Hansen had his license revoked, suspended or subjected to other disciplinary proceedings by another state on grounds which in this state allow disciplinary proceedings. (05-03-07)

Marc S. Katz, license no. BV004475L of Wheaton, Md., was ordered to voluntarily surrender his license, immediately cease and desist from practicing as a veterinarian and from representing himself as a board licensee in any manner whatsoever because he had his license to practice veterinary medicine revoked, suspended or subjected to other disciplinary action by another state on grounds which in this state allow disciplinary proceedings. (05-03-07)

Medical Management International, Inc., d/b/a Banfield, The Pet Hospital, of Portland, Ore., was assessed a \$2,000 civil penalty because it placed, or caused to be placed, advertising for emergency services on behalf of multiple veterinary hospitals in various telephone directories throughout Pennsylvania but failed to list whether a veterinarian was on the premises or on call, and to disclose specific limitations such as exotics/large animal/small animal, etc. (05-03-07)

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A complete list of sanctions is available online at

www.state.pa.us

Keyword: licensing disciplinary actions.

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