

National Practitioner Data Bank  
P.O. Box 10632  
Chantilly, VA 20151

DCNR 550000005512261  
Issue Date: 04/30/98  
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Date of the Report: 04/30/98  
Report Type: CORRECTION OR ADDITION - AAR  
Type of Action Taken: CLINICAL PRIVILEGES (C)  
Action Classification: PRIVS SUSPENDED; INCOMPETENCE/MALPRACTICE/NEGLECT (63002)  
Date of the Action: 01/22/98  
Length of Action: INDEFINITE  
Effective Date: 01/22/98

**Reporter's  
Description  
of Action:**

ON JANUARY 22, 1998 THE PHYSICIAN'S PRIVILEGES AND MEMBERSHIP WERE SUMMARILY SUSPENDED WITH THE RECOMMENDATION FOR TERMINATION OF SAME. THE ACTION WAS BASED ON THREE PATIENT CASES BY WHICH THE DETERMINATION WAS MADE THAT THE QUALITY OF CARE RENDERED BY PHYSICIAN CAUSES A POTENTIAL OR IMMINENT DANGER OF HARM TO MEDICAL CENTER PATIENTS. THE PHYSICIAN HAS BEEN SEAVED NOTICE OF HIS MEDICAL STAFF HEARING RIGHTS. IN RESPONSE TO PHYSICIAN STATEMENT SUBMITTED TO THE NPSB ON 4-14-98, THE HOSPITAL DECLINES TO CHANGE ITS INITIAL REPORT. ANY FACTUAL ISSUES WILL BE RESOLVED DURING THE INTERNAL ADMINISTRATIVE HEARING WHICH HAS BEEN TIMELY SCHEDULED. THE REPORT WAS SUBMITTED IN ACCORDANCE WITH THE DATA BANKS' REPORTING REQUIREMENTS FOR SUMMARY SUSPENSIONS, WHERE THE PROCEDURAL RIGHTS OF A PRACTITIONER ARE PROVIDED FOLLOWING A SUMMARY SUSPENSION, RATHER THAN PRECEDING IT.

EXHIBIT B

10/10/2008 16:38 FAX  
Feb-28-2005 02:05pm From-Davis, Cowell & Bova  
T-441 P.010/012 F-257  
027/051

If the practitioner identified in Section B of this report has submitted a statement, the unedited statement appears in this section.

Date Submitted: 06/18/98

THE PRACTITIONER DISPUTES THE REPORT FILED BY CEDARS SINAI MEDICAL CENTER AND ADDS THE FOLLOWING STATEMENT: THE CHARGES AGAINST THIS PRACTITIONER WERE MOTIVATED BY PERSONAL AND ECONOMIC FACTORS AND WERE NOT SUBSTANTIALLY WARRANTED BY GENUINE CONCERN ABOUT QUALITY OF CARE. THIS PRACTITIONER WAS UNLAWFULLY SUSPENDED FROM PRACTICE IN THE HOSPITAL WITHOUT A HEARING AND WITHOUT SUFFICIENT CAUSE. THERE IS NO BASIS FOR ALLEGING THAT ANY PATIENT WAS EVER IN DANGER OF HARM BY THIS PHYSICIAN, NOR WAS THE OUSBARY SUSPENSION A REASONABLE OR NECESSARY ACTION FOR PROTECTING PATIENTS, STAFF OR THE INSTITUTION. THE PRACTITIONER REMAINS FULLY COMPETENT AND SKILLFUL IN THE PRACTICE OF GENERAL, OBSTETRIC, GYNECOLOGICAL, AND REPRODUCTIVE MEDICINE. NO ACTION HAS EVER BEEN TAKEN AGAINST THIS PRACTITIONER BY ANY OTHER INSTITUTION NOR BY ANY STATE MEDICAL BOARD. THERE HAS NEVER BEEN A HEARING TO DETERMINE WHETHER THE ALLEGATIONS AGAINST THIS PRACTITIONER HAVE ANY MERIT OR ARE SUBSTANTIALLY SUPPORTED BY ANY FACTS. FOR MORE INFORMATION, CONTACT PRACTITIONER DIRECTLY.