

ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS

Complainant,

v.

JOHN T. RENICK, M.D.

Respondent.

)  
)  
) BEFORE THE MEDICAL LICENSURE  
) COMMISSION OF ALABAMA

) Case No. 92-007  
)  
)  
)  
)  
)


FINAL ORDER

This matter is before the Medical Licensure Commission of Alabama based upon the Administrative Complaint filed by the Alabama State Board of Medical Examiners against John T. Renick, M.D. A hearing was held on march 24, 1993. The Respondent, John T. Renick, M.D. was present with his attorney, Frederick G. Helmsing, Esq. The Alabama State Board of Medical Examiners was represented by Wendell R. Morgan, Esq. Wayne P. Turner, Esq. served as hearing officer. Evidence in the form of documents and sworn testimony, including testimony by the Respondent, was received by the Commission.

Based on all the evidence presented to the Commission and after full and complete consideration of the same, the Medical Licensure Commission finds that the facts as alleged in the Administrative Complaint filed by the Board of Medical Examiners are true and that the Respondent, John T. Renick, M.D., was convicted of a felony in the United States District Court for the Southern District of Alabama. Nevertheless, based on the totality of circumstances surrounding the conviction, and after full consideration of the same, the Medical Licensure Commission

concludes that the conviction does not affect the ability of the Respondent to practice medicine, and the Medical Licensure Commission elects to take no disciplinary action in this matter.

ENTERED this 8<sup>th</sup> day of May, 1993.

  
Jerry N. Garley, M.D.,  
Chairman Medical Licensure  
Commission of Alabama

ALABAMA STATE BOARD OF	)	
MEDICAL EXAMINERS,	)	
	)	
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	)	COMMISSION OF ALABAMA
v.	)	
	)	CASE NO. <u>92-007</u>
JOHN T. RENICK, M.D.	)	
	)	
Respondent.	)	

ADMINISTRATIVE COMPLAINT

Comes now the Alabama State Board of Medical Examiners and submits herein its sworn petition, pursuant to the authority of §34-24-361(e), Code of Alabama 1975, and respectfully represents unto the Medical Licensure Commission as follows:

1. That heretofore on January 18, 1978 the Respondent, John T. Renick, M.D. was duly licensed to practice medicine in the State of Alabama having been issued license certificate number 8170.

2. The Board of Medical Examiners has conducted an investigation into the medical practice of the Respondent, John T. Renick, M.D. and as a result of such an investigation has concluded that there is probable cause to conclude that the Respondent has committed the following violations of §34-24-360, Code of Alabama 1975:

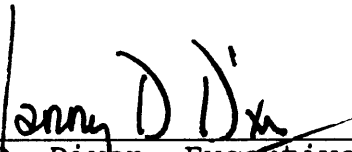
- a. Conviction in the United States District Court of the offenses of conspiracy and mail fraud, felonies under Title 18 United States Code, a violation of §34-24-360(4), Code of Alabama 1975.

- b. Conviction of a crime or offense which reflects the inability of the Respondent to practice medicine with due regard to the health or safety of his patients, a violation of §34-24-360(5), Code of Alabama 1975.
- c. Conviction of fraud in filing Medicare, Medicaid, third party payor claims, a violation of §34-24-360(14), Code of Alabama 1975.

3. In support of the allegation of the violation of §§ 34-24-360(4), (5), and (14), the Board specifically alleges that on or about May 19, 1992 the Respondent, John T. Renick, M.D. was convicted by a jury in the United States District Court for the Southern District of Alabama of violations of 18 U.S.C. 371, Conspiracy, and 18 U.S.C. 1341, Mail Fraud, in connection with the submission of claims for medical services. The offenses are felonies under Federal Law. As a result of the foregoing conviction the Respondent was sentenced to a term of supervised probation for five (5) years beginning July 24, 1992. A certified copy of the Record of Conviction is attached to this Administrative Complaint, marked as Exhibit A, and incorporated herein.

4. Wherefore the foregoing premises considered, the State Board of Medical Examiners respectfully request that the Medical Licensure Commission take jurisdiction of this Administrative Complaint, set a hearing thereon, and cause notice of such hearing and a copy of the Administrative Complaint to be served upon the Respondent, John T. Renick, M.D. requiring that he appear and answer the allegations of the Administrative Complaint. At the

conclusion of the hearing, the Board requests that the Medical Licensure Commission revoke or suspend the license to practice medicine of the Respondent, John T. Renick, M.D. for the protection of the public in the manner prescribed by law. The Board further requests that the Commission impose such other penalties as are authorized under §§ 34-24-361 and 34-24-381, Code of Alabama 1975.



Larry D. Dixon, Executive Director  
Alabama Board of Medical Examiners

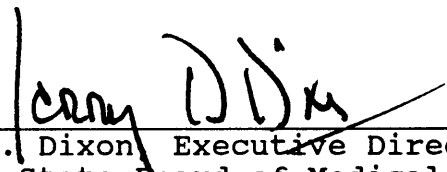


Wendell R. Morgan, Attorney for the  
Alabama Board of Medical Examiners  
848 Washington Avenue  
Post Office Box 946  
Montgomery, Alabama 36102-0946  
205/242-4739

STATE OF ALABAMA  
MONTGOMERY COUNTY

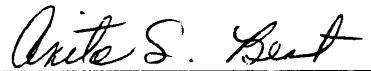
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Before me, the undersigned, personally appeared Larry D. Dixon, who, being by me first duly sworn, deposes and says that he, in his capacity as Executive Director of the Alabama State Board of Medical Examiners, has examined the contents of the foregoing complaint and petition and affirms that the contents thereof are true and correct to the best of his knowledge, information and belief.



Larry D. Dixon Executive Director  
Alabama State Board of Medical  
Examiners

SWORN TO AND SUBSCRIBED before me this 15<sup>th</sup> day of September, 1992.



Notary Public  
My Commission Expires: 5/15/93

STATE OF ALABAMA  
MONTGOMERY COUNTY

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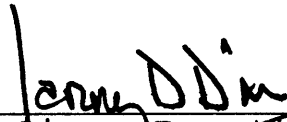
A F F I D A V I T

Before me, the undersigned, personally appeared Larry D. Dixon, Executive Director of the Alabama State Board of Medical Examiners, who, being by me first duly sworn, deposes and says as follows:

The Alabama State Board of Medical Examiners session on August 19, 1992, a quorum of the members of the Board being present, conducted an investigation into the medical practice of John T. Renick, M.D., and at the conclusion of the discussion, the Board adopted the following resolution:


JOHN T. RENICK, M.D. After consideration of a report of Dr. Renick's conspiracy and fraud federal conviction the Board voted an Administrative Complaint be filed with the MLC.

I further certify that the foregoing resolution was adopted by the Alabama State Board of Medical Examiners on the 19th day of August, 1992.



Larry D. Dixon, Executive Director  
Alabama State Board of Medical  
Examiners

SWORN TO AND SUBSCRIBED before me this 15<sup>th</sup> day of September, 1992.



Notary Public  
My Commission Expires: 5/15/89

# United States District Court

SOUTHERN District of ALABAMA

UNITED STATES OF AMERICA

V.

JOHN TERRY RENICK

(Name of Defendant)

## JUDGMENT IN A CRIMINAL CASE

~~For Offenses Committed Only After November 1, 1987~~

Case Number: CR. 92-00032

FREDERICK G. HELMSING

Defendant's Attorney

### THE DEFENDANT:

pleaded guilty to count(s) \_\_\_\_\_  
 was found guilty on count(s) 1, 2, 3, 4, 5, 6, 7, 8, 9 & 10 after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

<u>Title &amp; Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
18 USC 371	Conspiracy		1
18 USC 1341	Mail fraud		2 - 10, incl.

The defendant is sentenced as provided in pages 2 through 4 of this judgment ~~These sentences are imposed pursuant to the Sentencing Reform Act of 1984~~

- The defendant has been found not guilty on count(s) \_\_\_\_\_ and is discharged as to such count(s).
- Count(s) \_\_\_\_\_ (is)(are) dismissed on the motion of the United States.
- It is ordered that the defendant shall pay a special assessment of \$ 500.00, for count(s) 1, 2, 3, 4, 5, 6, 7, 8, 9 & 10, which shall be due  immediately  as follows:

IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.: \_\_\_\_\_

Defendant's Date of Birth: \_\_\_\_\_

Defendant's Mailing Address: \_\_\_\_\_

6211 Little Dirt Road

Panama City, FL 32404

Defendant's Residence Address: \_\_\_\_\_

SAME

**CERTIFIED A TRUE COPY**  
JOHN V. O'BRIEN, CLERK

Date of Imposition of Sentence

*Charles R. Butler, Jr.*  
Deputy Clerk

Signature of Judicial Officer

CHARLES R. BUTLER, JR.

UNITED STATES DISTRICT JUDGE

Name & Title of Judicial Officer

JULY 24, 1992

Date



Defendant: JOHN TERRY RENICK  
 Case Number: CR. 92-00032

Judgment—Page 2 of 4

### PROBATION

IT IS ADJUDGED that the imposition of sentence upon the defendant is suspended and the defendant is hereby placed on probation for a period of

~~The defendant is hereby placed on probation for a term of~~  
 FIVE (5) YEARS to commence immediately. Terms and conditions of probation are on file in this court.

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

Special conditions of the defendant's probation are:

- 1.) That he make the restitution ordered.
- 2.) That he perform 750 hours of community service as directed by the Probation Office and according to a plan approved by the Court.

### STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
  - ) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

Defendant: JOHN TERRY RENICK  
Case Number: CR. 92-00032

**FINE**

The defendant shall pay a fine of \$ 10,000.00. The fine includes any costs of incarceration and/or supervision.

This amount is the total of the fines imposed on individual counts, as follows:

The court has determined that the defendant does not have the ability to pay interest. It is ordered that:

- The interest requirement is waived.
- The interest requirement is modified as follows:

This fine, ~~plus any interest required~~ shall be paid:

- in full immediately.
- in full not later than one (1) year from date of sentencing.
- in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.
- in installments according to the following schedule of payments:

**U.S. DISTRICT COURT**  
**SOU. DIST. ALA.**  
 FILED AND ENTERED THIS THE  
24<sup>th</sup> DAY OF July,  
 1992, JUDGMENT ENTRY  
 NO. 1551-E  
 JOHN V. O'BRIEN, CLERK  
 BY [Signature]  
 DEPUTY CLERK

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: JOHN TERRY RENICK  
 Case Number: CR. 92-00032

Judgment—Page 4 of 4

**RESTITUTION AND FORFEITURE**

**RESTITUTION**

The defendant shall make restitution to the following persons in the following amounts:  
 /separately & severally with co-defendant

<u>Name of Payee</u>	<u>Amount of Restitution</u>
Blue Cross Blue Shield Insurance Company	\$2,696.96
Mutual of Omaha Insurance Company	580.00
Traveler's Insurance Company	244.00
Prudential Insurance Company	513.00
Golden Rule Insurance Company	556.00

Payments of restitution are to be made to:

- the United States Attorney for transfer to the payee(s).  
 the payee(s).

Restitution shall be paid:

- in full immediately.  
 in full not later than \_\_\_\_\_.  
 in equal monthly installments over a period of \_\_\_\_\_ months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.  
 in installments according to the following schedule of payments:  
 as directed by the U. S. Probation Office.

Any payment shall be divided proportionately among the payees named unless otherwise specified here.

**FORFEITURE**

- The defendant is ordered to forfeit the following property to the United States: