

**CONSENT AGREEMENT
BETWEEN
ETHAN N. SALES, M.D.
AND
THE STATE MEDICAL BOARD OF OHIO
CASE NO. 24-CRF-0110**

This Consent Agreement is entered into by and between Ethan N. Sales, M.D., [Dr. Sales], and the State Medical Board of Ohio [Board], a state agency charged with enforcing Chapter 4731., Ohio Revised Code.

Dr. Sales enters into this Consent Agreement being fully informed of his rights under Chapter 119., Ohio Revised Code, including the right to representation by counsel and the right to a formal adjudicative hearing on the issues considered herein.

BASIS FOR ACTION

This Consent Agreement is entered into on the basis of the following stipulations, admissions and understandings:

- A. The Board is empowered by Section 4731.22(B), Ohio Revised Code, to limit, revoke, suspend a certificate, refuse to register or reinstate an applicant, or reprimand or place on probation the holder of a certificate for violation of Section 4731.22(B)(22), Ohio Revised Code, for: "any of the following actions taken by an agency responsible for authorizing, certifying, or regulating an individual to practice a health care occupation or provide health care services in this state or another jurisdiction, for any reason other than the nonpayment of fees: the limitation, revocation, or suspension of an individual's license to practice; acceptance of an individual's license surrender; denial of a license; refusal to renew or reinstate a license; imposition of probation; or issuance of an order of censure or other reprimand," as that clause is used in Section 4731.22(B)(22), Ohio Revised Code.
- B. The Board enters into this Consent Agreement in lieu of further formal proceedings based upon the allegations set forth in the Notice of Opportunity for Hearing issued on June 12, 2024, attached hereto as Exhibit A, and incorporated herein by reference. The Board expressly reserves the right to institute additional formal proceedings based upon any other violations of Chapter 4731., Ohio Revised Code, whether occurring before or after the effective date of this Consent Agreement.
- C. Dr. Sales has applied for a license to practice medicine and surgery in the State of Ohio [Application], application number APP-0000710641. That Application remains pending.
- D. Dr. Sales states that he also is licensed to practice medicine and surgery in the state of Maryland and in Washington, D.C.
- E. Dr. Sales admits to the factual and legal allegations set forth in the aforementioned Notice of Opportunity for Hearing dated June 12, 2024.

AGREED CONDITIONS

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of any formal proceedings at this time, Dr. Sales' Application to practice medicine and surgery in the State of Ohio shall be GRANTED, provided he otherwise meets all statutory and regulatory requirements, and upon receipt of all necessary and appropriate documentation.

Furthermore, Dr. Sales knowingly and voluntarily agrees with the Board that he shall comply with the following probationary terms, conditions, and limitations:

REPRIMAND

1. Dr. Sales is hereby REPRIMANDED.

REQUIRED REPORTING BY LICENSEE

2. Within thirty days of the effective date of this Consent Agreement, Dr. Sales shall provide a copy of this Consent Agreement to all employers or entities with which he is under contract to provide health care services (including but not limited to third party payors) or is receiving training, and the Chief of Staff at each hospital where he has privileges or appointments. Further, Dr. Sales shall promptly provide a copy of this Consent Agreement to all employers or entities with which he contracts to provide health care services, or applies for or receives training, and the Chief of Staff at each hospital where he applies for or obtains privileges or appointments. In the event that Dr. Sales provides any health care services or health care direction or medical oversight to any emergency medical services organization or emergency medical services provider, within thirty days of the effective date of this Consent Agreement, Dr. Sales shall provide a copy of this Consent Agreement to the Ohio Department of Public Safety, Division of Emergency Medical Services. Further, within thirty days of the date of each such notification, Dr. Sales shall provide documentation acceptable to the Secretary and Supervising Member of the Board demonstrating that the required notification has occurred.
3. Within thirty days of the effective date of this Consent Agreement, Dr. Sales shall provide a copy of this Consent Agreement by certified mail to the proper licensing authority of any state or jurisdiction in which he currently holds any professional license, as well as any federal agency or entity, including but not limited to the Drug Enforcement Agency, through which he currently holds any license or certificate. Dr. Sales further agrees to provide a copy of this Consent Agreement by certified mail at time of application to the proper licensing authority of any state in which he applies for any professional license or for reinstatement of any professional license. Additionally, within thirty days of the effective date of this Consent Agreement, Dr. Sales shall provide a copy of this Consent Agreement to any specialty or subspecialty board of the American Board of Medical Specialties or the American Osteopathic Association Bureau of Osteopathic Specialists under which he currently holds or has previously held certification. Further, within thirty days of the date of each such notification, Dr. Sales shall provide documentation acceptable to the Secretary and Supervising Member of the Board demonstrating that the required notification has occurred.

4. Dr. Sales shall notify the Board in writing of any change of principal practice address or residence address within thirty days of such change.

REQUIRED COURSE

5. Within nine months of the effective date of this Consent Agreement, or as otherwise approved by the Board, Dr. Sales shall provide acceptable documentation of successful completion of a course or courses dealing with professional ethics. The exact number of hours and the specific content of the course or courses shall be subject to the prior approval of the Board or its designee. Any course(s) taken in compliance with this provision shall be in addition to the Continuing Medical Education requirements for relicensure for the Continuing Medical Education period(s) in which they are completed. In addition, at the time Dr. Sales submits the documentation of successful completion of the course(s) dealing with professional ethics, he shall also submit to the Board a written report describing the course(s), setting forth what he learned from the course(s), and identifying with specificity how he will apply what he has learned to his practice in the future.

MONETARY FINE:

6. Within thirty days of the effective date of this Consent Agreement, Dr. Sales shall remit payment in full of a monetary fine of one thousand dollars (\$1,000.00). Such payment shall be made in full via credit card in the manner specified by the Board through its online portal, or by other manner as specified by the Board. Further, Dr. Sales acknowledges and agrees that his failure to timely remit full payment shall constitute a violation of this Agreement and agrees to pay all reasonable costs associated with the collection of any payment.

FAILURE TO COMPLY

If, in the discretion of the Secretary and Supervising Member of the Board, Dr. Sales appears to have violated or breached any term or condition of this Consent Agreement, the Board reserves the right to institute formal disciplinary proceedings for any and all possible violations or breaches, including, but not limited to, alleged violations of the laws of Ohio occurring before the effective date of this Consent Agreement.

If the Secretary and Supervising Member of the Board determine that there is clear and convincing evidence that Dr. Sales has violated any term, condition or limitation of this Consent Agreement, Dr. Sales agrees that the violation, as alleged, also constitutes clear and convincing evidence that his continued practice presents a danger of immediate and serious harm to the public for purposes of initiating a summary suspension pursuant to Section 4731.22(G), Ohio Revised Code.

DURATION/MODIFICATION OF TERMS

The Reprimand of Dr. Sales shall not terminate. Otherwise, the above-described terms, limitations and conditions may be amended or terminated in writing at any time upon the agreement of both parties.

In the event that the Board initiates future formal proceedings against Dr. Sales, including but not limited to issuance of a Notice of Opportunity for Hearing, this Consent Agreement shall continue in full force and effect until such time that it is superseded by ratification by the Board of a subsequent Consent Agreement or upon this Consent Agreement being superseded by a subsequent final Board Order taking effect.

In the event that any term, limitation, or condition contained in this Consent Agreement is determined to be invalid by a court of competent jurisdiction, Dr. Sales and the Board agree that all other terms, limitations, and conditions contained in this Consent Agreement shall be unaffected.

ACKNOWLEDGMENTS/LIABILITY RELEASE

By executing his signature on this Consent Agreement, Dr. Sales agrees that in the event the Board, in its discretion, does not ratify this Consent Agreement, this settlement offer is withdrawn and shall be of no evidentiary value and shall not be relied upon or introduced in any disciplinary action or appeal by either party. Dr. Sales and the Board further agree that if this Consent Agreement is not approved, it shall not constitute an admission against interest in this proceeding and shall not prejudice the ability of the Board to adjudicate this matter.

This Consent Agreement represents the sole and entire agreement of the parties hereto and supersedes all prior written or oral negotiations, agreements, or understandings between the parties. No party to this Agreement has been induced to enter into the Consent Agreement by any representations or inducements except those expressly set forth in this written Agreement. Further, all parties agree that to the extent any language in the Agreement will be interpreted in a subsequent dispute, no ambiguous language shall be construed against the party drafting this Consent Agreement.

Dr. Sales acknowledges that he has had an opportunity to ask questions concerning the terms of this Consent Agreement and that all questions asked have been answered in a satisfactory manner.

Any action initiated by the Board based on alleged violations of this Consent Agreement shall comply with the Administrative Procedure Act, Chapter 119., Ohio Revised Code.

Dr. Sales hereby releases the Board, its members, employees, agents, officers and representatives jointly and severally from any and all liability arising from the within matter.

This Consent Agreement shall be considered a public record as that term is used in Section 149.43, Ohio Revised Code. Further, this information may be reported to appropriate organizations, data banks and governmental bodies. Dr. Sales acknowledges that his social security number will be used if this information is so reported and agrees to provide his social security number to the Board for such purposes.

EFFECTIVE DATE

It is expressly understood that this Consent Agreement is subject to ratification by the Board prior to signature by the Secretary and Supervising Member and shall become effective upon the last date of signature below. Further, Dr. Sales specifically acknowledges that the electronic transmission of a scanned or photostatic copy of any executed signature to this Consent

Agreement, upon being received by the Board, shall be deemed to have the full legal force and effect as the original.

Ethan Sales
ETHAN N. SALES, M.D.

12/03/2024
DATE

George S. Coakley
GEORGE S. COAKLEY, ESQ.
Attorney for Dr. Sales

12/03/2024
DATE

Kim G. Rothermel MD
KIM G. ROTHERMEL
Secretary

12-11-24
DATE

Harish Kakarala
HARISH KAKARALA, M.D.
Supervising Member

12/11/24 12/11/24 Let Per authorized
DATE

William C. Greene
WILLIAM C. GREENE
Assistant Attorney General

12/04/2024
DATE



**State Medical
Board of Ohio**

30 E. Broad St., 3rd Floor
Columbus, Ohio 43215
(614) 466-3934
www.med.ohio.gov

June 12, 2024

Case number: 24-CRF-0110

Ethan Sales, M.D.
4209 Urn Street
Capitol Heights, Maryland 20743

ethansales@gmail.com

Dear Doctor Sales:

In accordance with Chapter 119., Ohio Revised Code, you are hereby notified that the State Medical Board of Ohio [Board] intends to determine whether or not to limit, revoke, permanently revoke or suspend your license or certificate, or refuse to grant or register or issue the license or certificate for which you have a pending application in accordance with Section 9.79 of the Ohio Revised Code, or refuse to renew or reinstate your license or certificate to practice medicine and surgery, or to reprimand you or place you on probation for one or more of the following reasons:

- (1) On or about April 11, 2023, you submitted a New License Application, which currently is pending.
 - (a) In the Application, to the question which asked "[h]ave you ever been investigated by, warned by, censured by, disciplined by, put on probation by, requested to resign or withdraw from, dismissed from, refused renewal of a contract by, or expelled from, a medical or podiatry school, clinical clerkship, externship, preceptorship, residency, postdoctoral training program, or graduate medical education program," you answered "no."
 - (b) In the Application, to the question which asked "[h]ave you ever been investigated, warned, censured, put on probation, terminated, or disciplined by any employer, hospital, group practice, nursing, home clinic, health maintenance organization, or other similar institution, for any reason," you answered "no."
- (2) However, during your residency with the Saint Elizabeths Psychiatry Residency Training Program [Residency] in the District of Columbia, you received several disciplinary actions.
 - (a) In or about July 2019, you were given a verbal warning by the Program Director after the program received a complaint from the Human Resources Department regarding your unprofessional conduct. On or about January 29, 2020, the Residency Training Program issued a written warning to you based upon a finding that your performance in the area of professionalism, patient care and interpersonal and communication skills during the Internal Medicine rotation at

George Wahington Hospital was unacceptable and your skills fell below the starting level of a PGY-1 postgraduate physician.

- (b) On or about August 5, 2020, you received a Reprimand from the Residency for unprofessional and otherwise unacceptable conduct and language while at work.
 - (c) On or about April 14, 2021, you received a three-workday suspension without pay from your position as Medical Officer with the Residency Program. This disciplinary action was based on an incident on or about October 21, 2020, when you used offensive, unprofessional, or otherwise unacceptable language; and created a disturbance or disruption.
 - (d) On or about October 25, 2022, you entered into a resolution agreement for a four-workday suspension without pay from your position as Medical Officer with the Residency Program. This disciplinary action was based on an incident on or about May 12, 2022, when you engaged conduct which was considered *Conduct Prejudicial to the District*, which included the use of abusive, offensive, unprofessional, distracting, or otherwise unacceptable language, gestures, or other conduct; quarreling; creating a disturbance or disruption; or inappropriate horseplay.
- (3) Further, you failed to report any of the disciplinary actions as outlined in paragraph (2) above to the Federation Credentials Verification Service [FCVS]. Additionally, you failed to report to the FCVS that while you were a medical student at Northeast Ohio Medical University in Rootstown, Ohio, from August 2013 to March 2019, you were placed on an academic leave of absence after experiencing academic difficulty in the second year and repeated the year. Further, despite the fact that you reported to the FCVS that you took a medical leave of absence from March 2018 to July 2018, you failed to report that you also experienced academic difficulty and experienced difficulty with professional conduct and had to repeat the fourth year.

Your acts, conduct, and/or omissions as alleged in paragraphs (1) through (3) above, individually and/or collectively, constitute "[m]aking a false, fraudulent, deceptive, or misleading statement in the solicitation of or advertising for patients; in relation to the practice of medicine and surgery, osteopathic medicine and surgery, podiatric medicine and surgery, or a limited branch of medicine; or in securing or attempting to secure any license or certificate to practice issued by the board," as that clause is used in Section 4731.22(B)(5), Ohio Revised Code.

Furthermore, for any violations that occurred on or after September 29, 2015, the Board may impose a civil penalty in an amount that shall not exceed twenty thousand dollars, pursuant to Section 4731.225, Ohio Revised Code. The civil penalty may be in addition to any other action the Board may take under section 4731.22, Ohio Revised Code.

Pursuant to Chapter 119., Ohio Revised Code, you are hereby advised that you are entitled to a hearing in this matter. If you wish to request such hearing, the request must be made in writing and must be received in the offices of the State Medical Board within thirty days of the time of service of this notice.

You are further advised that, if you timely request a hearing, you are entitled to appear at such hearing in person, or by your attorney, or by such other representative as is permitted to

practice before this agency, or you may present your position, arguments, or contentions in writing, and that at the hearing you may present evidence and examine witnesses appearing for or against you.

In the event that there is no request for such hearing received within thirty days of the time of service of this notice, the State Medical Board may, in your absence and upon consideration of this matter, determine whether or not to limit, revoke, permanently revoke or suspend your license or certificate, or refuse to grant or register or issue the license or certificate for which you have a pending application in accordance with Section 9.79 of the Ohio Revised Code, or refuse to renew or reinstate your license or certificate to practice medicine and surgery, or to reprimand you or place you on probation.

Please note that, whether or not you request a hearing, Section 4731.22(L), Ohio Revised Code, provides that "[w]hen the board refuses to grant or issue a license or certificate to practice to an applicant, revokes an individual's license or certificate to practice, refuses to renew an individual's license or certificate to practice, or refuses to reinstate an individual's license or certificate to practice, the board may specify that its action is permanent. An individual subject to a permanent action taken by the board is forever thereafter ineligible to hold a license or certificate to practice and the board shall not accept an application for reinstatement of the license or certificate or for issuance of a new license or certificate."

Copies of the applicable sections are enclosed for your information.

THE STATE MEDICAL BOARD OF OHIO



Kim G. Rothermel, M.D.
Secretary

KGR/MAP/lv
Enclosures



June 12, 2024

Case number: 24-CRF-0110

Ethan Sales, M.D.
4209 Urn Street
Capitol Heights, Maryland 20743

ethansales@gmail.com

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THE STATE MEDICAL BOARD OF OHIO



Kim G. Rothermel, M.D.

Secretary

KGR/MAP/lv
Enclosures