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Of Counsel
ROBERT F. LAUFMAN

July 24, 2015

**Also admitted in
Minnesota*

***Also Admitted in
Kentucky and West
Virginia*

Richard Hodges, MPA
Director of Health
Ohio Department of Health
246 North High Street
Columbus, OH 43215

Re: Women's Med Center Dayton
Request for Variance to the Hospital Transfer Agreement Requirement

Dear Director Hodges:

This letter serves two purposes. One is a response to your letter to me dated June 24, 2015. The second is to request a variance for 2014 and 2015 license periods. If this letter or variance application raises additional concerns or questions, please let me know immediately so I can respond.

Response to Director's June 24, 2015 letter

On June 24, 2015 you denied Women's Med Group Professional Corporation ("WMCD")'s variance request for the 2012, 2013, and 2014 license periods. You raised several concerns with the 2014 variance which I would like to address.

First, in your view, two back-up physicians are not sufficient to provide 24/7 back-up coverage and uninterrupted continuity of care. WMCD has added a third back-up physician to address your concern. (Attachment 1). In addition, all three previous and all three current physicians are members of the same practice. Their back-up coverage if they were unavailable or out of town is their group practice, Wright State Physicians Obstetrics & Gynecology ("WSP Ob/Gyn"). If all three doctors are unavailable their group practice is their back-up. *Id.* Furthermore, WMCD has a separate contract with the group practice, Wright State Physicians Women's Health Care to provide back-up coverage and continuity of care in addition to the back-up doctors (see Attachment 1 to 2013 variance request; (Attachment 2 hereto)). Moreover, WMCD's policy (Attachment 3) allows the Medical Director to contact his physician contacts for back-up coverage. Finally, Mr. Shaker's September 5, 2014 letter to ODH states that "Miami Valley Hospital will continue to treat any and all patients presenting to our Emergency

Director Hodges

July 24, 2015

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Department.” For all of these reasons, WMCD’s variance applications are designed to provide back-up coverage and uninterrupted continuity of care.

Second, you stated you are very concerned that Mr. Shaker, the President, and CEO of Miami Valley Hospital (“MVH”) objected to the back-up physician’s agreement with WMCD. Mr. Shaker objected because the agreement uses the name Miami Valley Hospital. Frankly, I do not understand Mr. Shaker’s objection. WMCD and Miami Valley Hospital agree that WMCD has asked MVH for a written transfer agreement every year and each year it has declined. The back-up agreement does not purport to be a transfer agreement between the hospital and WMCD. Nor does the agreement make MVH an affiliate of WMCD or a supporting agency of WMCD. In addition, the physicians cannot contract with WMCD as its back-up physicians without stating the hospital where they have admitting privileges, notifying the hospital of their back-up status, verifying their admitting privileges and stating where they would admit the patient, as required by R.C. § 3702.304. For these reasons Mr. Shaker’s objection is not relevant to WMCD’s compliance with R.C. § 3702.304.

Renewed 2014 Variance Request and 2015 Variance Request

I am writing to request a variance for 2014 and 2105 of O.A.C. § 3701-83-19(E), which is the requirement that the ASF have a written transfer agreement (“WTA”) with a hospital. WMCD has requested a written transfer agreement with all the local hospitals but none have agreed to provide an agreement.

WMCD has contracted with Drs. Barhan, Duke, and Yaklic to provide backup physician services (Attachment 1). WMCD also has a contract with Wright State Physicians Women’s Health Care (“WSPWHC”) to provide back-up coverage. (Attachment 2). The three physicians have admitting privileges at Miami Valley Hospital and have agreed to exercise those privileges to provide for the continuity of care and the timely, unimpeded acceptance and admission of PPSWO’s emergency patients.

WMCD continues to have the same patient hospital transfer policy (Attachment 3) in order to ensure continuity of care for any patient who may need to be transferred to a hospital.

As is explained in more detail below, WMCD’s alternative to a written transfer agreement provides patients with the same level of safety and protection as a written transfer agreement would provide. For these reasons, WMCD requests a variance from the WTA requirement.

Drs. Barhan, Duke, and Yaklic are credentialed with admitting privileges in Obstetrics and Gynecology without restrictions at Miami Valley Hospital and will arrange patient admission and care for each patient needing medical services according to each patient's need. Drs. Barhan, Duke, and Yaklic have agreed to exercise those privileges to provide for the continuity of care and the timely, unimpeded acceptance and admission of WMCD’s patients.

WMCD's alternative to a written transfer agreement satisfies ODH's November 17, 2011 protocol and the provisions of HB 59 as follows:

- a. The attached contract complies with the requirements in ODH's protocol. WMCD has a written policy ensuring 24-hour per day, seven days per week coverage by the backup physicians who can admit patients to a hospital in the event that a patient experiences a surgical complication, an emergency, or other medical need. (Attachment 3). Drs. Barhan, Duke, and Yaklic's offices are located 5 minutes away from MVH by foot.
- b. Drs. Barhan, Duke, and Yaklic currently have active status with the Ohio Medical Board and possess a current medical license. (Attachment 4).
- c. Neither Drs. Barhan, Duke, nor Yaklic have had any actions taken against them by the Ohio State Medical Board for violations of R.C. § 4731.22 according to their agreement with the facility. Nor does any physician have a pending action or a complaint under review by the Ohio State Medical Board for violations of R.C. § 4731.22 according to their agreement with the facility. (Attachment 4).
- d. All backup physicians are credentialed with admitting privileges in Gynecology without restrictions at Miami Valley Hospital. This has been verified the physicians in the contract and in the attached credentials. (Attachment 5). Furthermore, the physicians have notified MVH that the group is consulting for WMCD and that it has agreed to provide backup services. (See Exhibit A to Attachment 1).
- e. Drs. Barhan, Duke, and Yaklic agreed in the contract to immediately inform WMCD of any circumstances that may impact their ability to provide for continuity of care and the timely, unimpeded acceptance and admission of the WMCD's emergency patients.
- f. Drs. Barhan, Duke, and Yaklic are familiar with WMCD and its operations and its policy. The contract verifies this.
- g. Drs. Barhan, Duke, and Yaklic have verified that there is practically no travel time from the WSPWHC office to the hospital. The travel time is 5 minutes by foot.
- h. The facility's written policy explains how the attending physician will use the back-up physicians to admit patients to a local hospital in an emergency, complication, or other medical need. The policy includes a plan which ensures that a substitute doctor is available to admit patients to local hospitals in the event the named backup physicians are temporarily unavailable and unable to admit patients to local hospitals.
- i. Drs. Barhan, Duke, and Yaklic agree they have access to and will use MVH's on-call consulting/referral physicians outside WSPWHC's area of specialty/expertise, if necessary.

Director Hodges

July 24, 2015

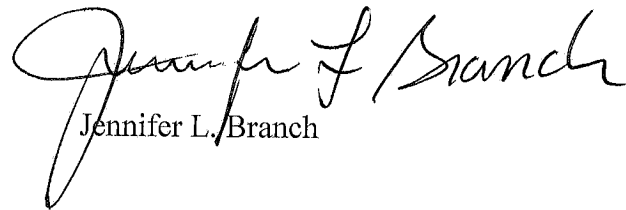
Page 4 of 4

- j. See i above.
- k. WMCD's written protocol ensures that a copy of the patient's medical record is transmitted contemporaneously with the patient to hospital.

This variance request is a good faith attempt to comply with ODH's November 17, 2011 protocol and HB 59. WMCD has not been informed by ODH of any additional rules or regulations that apply to a variance request. If ODH implements any additional rules, WMCD requests ODH to notify WMCD.

If you need any additional information or have any questions, please contact me at the address and phone number above, or by email to jbranch@gbfirm.com.

Sincerely,



Jennifer L. Branch

C: Lance Himes
Rebecca Maust

Encls. Attachment 1 Back-up physician agreement
Attachment 2 WSPWHC agreement
Attachment 3 WMCD Back-up Physician and Hospital Transfer protocol
Attachment 4 Verification of status of license with the Ohio Medical Board
Attachment 5 Miami Valley Hospital Privileges

BACK-UP PHYSICIAN SERVICES AGREEMENT

This Back-Up Physician Services Agreement ("Agreement") is effective as of July 24, 2015 ("Effective Date"), by and between Women's Med Professional Corporation, an Ohio professional corporation, ("WMPC") and Janice Duke, M.D., Sheela Barhan, M.D., and Dr. Jerome Yaklic, M.D. ("Physicians").

1. Dr. Janice Duke, Dr. Sheela Barhan, and Dr. Jerome Yaklic agree to be back-up physicians for WMPC. Physicians agree to provide 24/7 emergency back-up hospital admission for WMPC's patients in the event of surgical complication, emergency situations, or other medical needs that request a level of service beyond the capability of WMPC. In the event that any Physician is not on call at the time admission is needed he or she will insure that coverage is provided by the other physicians who provide coverage for them in their medical practice, Wright State Physicians Obstetrics & Gynecology ("WSP Ob/Gyn").
2. Wright State Physicians Obstetrics & Gynecology is the faculty practice plan for the department of Obstetrics and Gynecology responsible for overseeing the ACGME accredited education and training for resident physicians at the Miami Valley Hospital. As part of WSP Ob/Gyn's responsibility for the resident training program, it provides a supervising physician in the hospital 24 hours 365 days a year. All of the on-call physicians in WSP Ob/Gyn's group are board certified or board eligible in Obstetrics and Gynecology, have active Ohio medical licenses and have admitting privileges at Miami Valley Hospital as a requisite for membership in the department. The Physicians are members of Wright State Physicians, Inc. ("WSP"), the nonprofit corporation that oversees WSP Ob/Gyn.
3. Dr. Duke, Dr. Barhan, and Dr. Yaklic agree they each have admitting privileges at Miami Valley Hospital in Dayton, Ohio and will exercise those privileges to provide for the continuity of care and the timely, unimpeded acceptance and admission of WMPC's patients. Copies of Physicians admitting privilege credentials are attached as Exhibit A.
4. Dr. Duke attests that the following statements are true:
 - a. I am licensed to practice medicine in Ohio.
 - b. I am familiar with WMPC and its operations.
 - c. I agree to provide WMPC notice of any changes in my ability to provide back-up coverage.
 - d. The travel time from my main office to Miami Valley Hospital is approximately 5 minutes by foot.

5. Dr. Barhan attests that the following statements are true:
 - a. I am licensed to practice medicine in Ohio.
 - b. I am familiar with WMPC and its operations.
 - c. I agree to provide WMPC notice of any changes in my ability to provide back-up coverage.
 - d. The travel time from my main office to Miami Valley Hospital is approximately 5 minutes by foot.

6. Dr. Yaklic attests that the following statements are true:
 - a. I am licensed to practice medicine in Ohio.
 - b. I am familiar with WMPC and its operations.
 - c. I agree to provide WMPC notice of any changes in my ability to provide back-up coverage.
 - d. The travel time from my main office to Miami Valley Hospital is approximately 5 minutes by foot.

7. The Physicians verily that
 - a. Each has told WMPC that her/his specialty is Obstetrics and Gynecology.
 - b. WMPC may contact Physicians by calling Match MD, telephone number 866-200-1935, and asking for the *doctor on call*.
 - c. Each has informed Miami Valley Hospital that she/he is consulting for WMPC and has agreed to provide back-up coverage for the facility when medical care beyond the care the facility can provide is necessary. Copies of Physician's notice to the hospital are attached as Exhibit B.

8. The Physicians agree they are licensed to practice medicine in Ohio and will alert WMPC within 24 hours if their active status to practice medicine in Ohio changes.

9. The Physicians agree that no disciplinary actions have been taken against them and that no complaints are under review by the Ohio State Medical Board for violations of R.C. §4731.22. The Physicians agree to alert WMPC within 24 hours if an action is taken against any of them by the Ohio State Medical Board.

10. The Physicians agree they are credentialed with admitting privileges in Obstetrics and Gynecology without restrictions at Miami Valley Hospital in Dayton, Ohio. Any one Physician or their practice WSP Ob/Gyn will arrange patient admission and care for each patient needing medical services according to each patient's need.

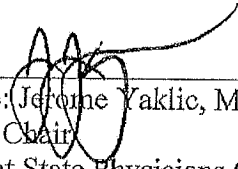
11. Physicians agree to immediately and without delay inform WMPC of any circumstances that may impact their ability to provide for continuity of care and the timely, unimpeded acceptance and admission of the WMPC's patients.

12. If Physicians experience any planned or unplanned absence from the locale for one business day *where coverage will not be available* through another member of their group, WSP Ob/Gyn, they agree to provide WMPC with notice before such date or as soon as practicable (if the absence is

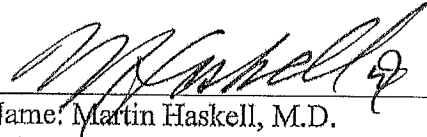
unplanned) or three business days before such date or as soon as practicable (if the absence is planned in advance).

13. The Physicians agree they have access to and will use Miami Valley Hospital's on-call consulting/referral physicians outside of their area of specialty/expertise, if necessary.
14. WMPC agrees to provide the Physicians with the patient's name, reason for referral, current medical condition and the means of transport to the hospital.
15. WMPC agrees to send to the hospital with the patient a copy of all patient records.
16. This agreement may only be modified in writing.
17. This agreement may be terminated without cause after thirty (30) days written notice is provided to the parties.

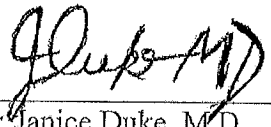
The parties have executed this Agreement by each or their authorized representatives.



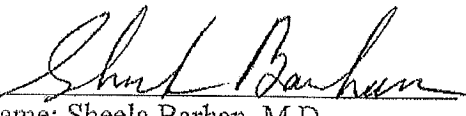
Name: Jerome Yaklic, M.D.
Title: Chair
Wright State Physicians Ob/Gyn



Name: Martin Haskell, M.D.
Title: Medical Director
Women's Med Professional Corporation



Name: Janice Duke, M.D.
Title: Physician
Wright State Physicians



Name: Sheela Barhan, M.D.
Title: Physician
Wright State Physicians

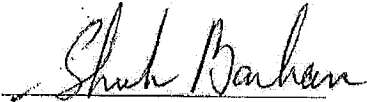
Mark Shaker
President and Chief Executive Officer
Miami Valley Hospital

7/24/2015

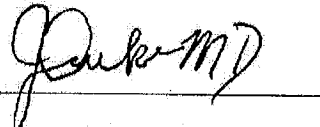
Re: Back-up Agreement with Women's Medical Center of Dayton

Dear Mr. Shaker,

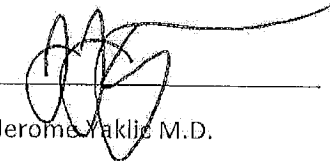
We are required to notify our hospital administration of a back-up agreement with the Women's Medical Center of Dayton. Sheela Barhan M.D., Janice Duke M.D., and Jerome Yaklic M.D. are serving as consulting physicians for Women's Medical Center of Dayton. We will be consulted when medical care is needed that is beyond the scope of that which the Women's Medical Center of Dayton can provide. Patients treated at the Women's Medical Center who require hospitalization will be admitted by us or a covering member of our practice for care.



Sheela Barhan M.D



Janice Duke M.D.



Jerome Yaklic M.D.

BACK-UP PHYSICIAN SERVICES AGREEMENT

11/1/2013
NOVEMBER 2013
This Back-Up Physician Services Agreement ("Agreement") is effective as of
November 2013 ("Effective Date"), by and between Women's Med Professional Corporation,
an Ohio professional corporation, ("WMPC") and Wright State Physicians Women's Health
Care ("WSPWHC").

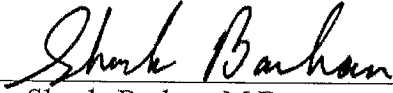
1. Wright State Physicians Women's Health Care is the faculty department of Obstetrics and Gynecology for the Wright State University Boonshoft School of Medicine overseeing the ACGME-accredited education and training for resident physicians at Miami Valley Hospital ("MVH") in Dayton, Ohio. Part of our responsibility for the resident training program is to provide a supervising physician in the hospital 24 hours 365 days a year. All of the physicians in our group are board certified or board eligible in Obstetrics and Gynecology, have active Ohio medical licenses and have admitting privileges at Miami Valley Hospital as a requisite for membership in our department.
2. WSPWHC agrees its physicians are credentialed with admitting privileges in Obstetrics and Gynecology without restrictions at MVH and will arrange patient admission and care for each patient needing medical services according to each patient's need.
3. WSPWHC agrees to provide 24/7 emergency hospital admission as the admitting physician for WMPC's patients in the event of surgical complications, emergency situations, or other medical needs that require a level of service beyond the capability of WMPC.
4. WSPWHC attests that the following statements are true:
 - a. its physicians are licensed to practice medicine in Ohio and will alert WMPC within 24 hours if any physicians' active status to practice medicine in Ohio changes;
 - b. its physicians are familiar with WMPC and its operations;
 - c. its physicians agree to provide WMPC notice of any changes in their ability to provide back-up coverage; and
 - d. the travel time from WSPWHC main offices to MVH is approximately 5 minutes by foot as we are located on the MVH Campus located in downtown Dayton. After the office is closed, physicians on call for the practice are within 30 minutes of Miami Valley Hospital and will respond within this time frame if needed.

5. WSPWHC verifies that:
 - a. it has told WMPC that its physicians' specialty is Obstetrics and Gynecology;
 - b. WMPC may contact WSPWHC by calling the office telephone number 937.208.6810 during the hours of 8:30am and 4:30 pm and ask to speak to the *private office doctor on call* regarding any question related to or the transportation needs of a patient. During non-office hours, call the answering service, Match MD, telephone number 866.200.1935 and ask for the *private office doctor on call*; and
 - c. WSPWHC has informed MVH that its physicians are consulting for WMPC and have agreed to provide back-up coverage for the facility when medical or surgical complications arise for WMPC patients
6. WSPWHC agrees that no disciplinary actions have been taken against any of its physicians and that no complaints are under review by the Ohio State Medical Board for violations of R.C. § 4731.22. WSPWHC agrees to alert WMPC within 24 hours if an action is taken against any of its physicians by the Ohio State Medical Board.
7. WSPWHC agrees to immediately and without delay inform WMPC of any circumstances that may impact its physicians' ability to provide for continuity of care and the timely, unimpeded acceptance and admission of the WMPC's patients.
8. If all WSPWHC physicians experience any planned or unplanned absence from the locale for one business day, WSPWHC agrees to provide WMPC with notice before such date or as soon as practicable (if the absence is unplanned) or three business days before such date or as soon as practical (if the absence is planned in advance).
9. WSPWHC agrees it has access to and will use MVH's on-call consulting/referral physicians outside WSPWHC's area of specialty/expertise, if necessary.
10. WMPC agrees to provide WSPWHC with the patient's name, reason for referral, current medical condition and the means of transport to the hospital.
11. WMPC agrees to send to the hospital with the patient a copy of all patient records.
12. This agreement may only be modified in writing.
13. This agreement may be terminated without cause after thirty (30) days written notice is provided to the parties.

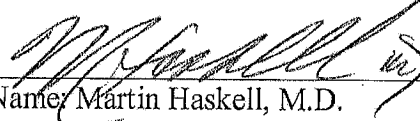
The parties have executed this Agreement by each of their authorized representatives.

Wright State Physicians Women's Health Care

Women's Med Professional Corporation



Name: Sheela Barhan, M.D.
Title: Physician



Name: Martin Haskell, M.D.
Title: Medical Director



Alan P. Marco, M.D.
Title: President and CEO
Wright State Physicians

E. Emergency Medical Protocol

1. Initial Response

Upon recognition of a suspected emergency, Nursing Staff summons the Head Nurse, the attending physician and immediately surrounding personnel using any means available (paging system, intercom, telling a nearby employee).

Nursing staffs' priorities are to

- a) protect the patient from further injury (make sure the patient will not fall),
- b) summon assistance
- c) assist the patient according to each staff member's capability
- d) assist licensed staff as they arrive

Physicians respond to requests for assistance immediately upon being notified that there is a possible emergency.

However, if a physician has started a surgery, he or she completes the surgery at hand before responding. The physician defers charting the completed surgery until the emergency is under control or has been triaged successfully.

2. Attending Physician

The attending physician is responsible for the patient outcome and has the authority and prerogative to direct the care of the patient including choice of physician and/or hospital to which the patient will be transferred. The attending physician has the prerogative to:

- a. choose to continue his or her care at another facility or hospital;
- b. refer the patient to a consultant of his or her choosing;
- c. refer the patient to one of the Center's backup physicians (list and contact information available on the company intranet).

In the event the attending physician wishes to use the Center's backup physicians and in the unlikely event that all the backup physicians are unavailable, the attending physician contacts the Medical Director for assistance in obtaining a receiving physician from the Medical Director's network of physician contacts.

The attending physician performs, directs and/or coordinates the following responses to a medical emergency in order of priority:

- a. Declares that a medical emergency or need for transfer exists and has the in charge nurse summoned to the patient care area.
- b. Provides immediate support to the emergency until adequate personnel are present and can step back.
- c. Directs the medical response and assures that the patient is receiving the appropriate medical care.
- d. Directs the in charge nurse to summon appropriate personnel and transport for the patient and assist in the medical response.
- e. Unless the attending physician will be continuing the care himself or herself, contacts the physician who will be assuming care of the patient by phone or other verbal means of communication and provides the necessary medical information and history for the receiving physician to appropriately assume care of the patient.
- f. Contacts the receiving Emergency Room physician and provides all necessary medical information and history for the physician to appropriately care for the patient until the treating physician arrives.
- g. Prepares a detailed note for the patient chart of the nature of the emergency, physical findings, the care given, order for transfer and the patient's condition at the time of transport.
- h. Directs that a complete copy of the patient's chart be made and given to the ambulance crew to transport to the emergency room

with the patient. The chart copy should be placed in an envelope labeled with the patient's name, the receiving hospital's name and receiving physician's name and the reason for the transfer.

- i. Provides instructions to the ambulance crew to appropriately care for the patient while in transit, or alternatively accompanies or directs a nurse to accompany the patient in the ambulance if the patient's condition is grave or requires ongoing medical care beyond the scope of the transport crew.
- j. Communicates the nature of the emergency and care plan with the family as soon as practical without endangering the patient's safety.

3. Charge Nurse

The in-charge nurse on duty manages and coordinates the center's response to the emergency, subject to the direction of the attending physician.

In conducting the center's response, the in charge nurse conducts herself in a calm and reassuring manner towards other staff, patients and visitors. When delegating tasks, she instructs each person to whom a task is assigned to act in a calm and professional manner.

The in charge nurse performs the following tasks in this order of priority:

- a. Provides immediate support to the emergency until adequate personnel are present that the nurse can step back.
- b. Directs personnel to assist in managing the patient's medical care and obtain appropriate equipment as conditions warrant.
- c. Upon direction of the attending physician, calls or directs someone to call 911 requesting an ambulance and describing the nature of the emergency.
- d. Calls or directs someone to call the in-charge person for the front desk/reception/waiting areas, notifying them of the existence of a medical emergency and that an ambulance has been called.
- e. Directs someone to greet the ambulance crew at the surgical area entrance and lead them to the site of the emergency.
- f. Directs someone to move patients and visitors in the surgical area into areas where they will not observe the ambulance crew entering or leaving (patient privacy), and to advise them in a calm, reassuring manner that we have an emergency and are expecting an ambulance.
- g. Directs such other response of personnel, equipment or resources that will serve the patient's best interest.
- h. Calls or directs someone to call the Medical Director if not present.
- i. Talks with the patient's family/visitors and explains the circumstances and plan to them; takes them to wait with the patient if circumstances warrant.
- j. Directs the ambulance crew to take the patient to the hospital designated by the attending physician. Insures that the crew has a copy of the patient's medical record with the receiving hospital's

name, receiving physician's name and reason for transfer prominently written on the outside of the envelope containing the medical record.

- k. If requested by the attending physician, accompanies or directs a nurse to accompany the patient to the hospital with the patient's belongings and a copy of the chart, and to relate to the hospital emergency room personnel the nature of the patient's emergency, circumstances surrounding the emergency and the care given.

4. Front Desk Charge Person

The person in charge of the front desk/waiting/reception areas, upon learning of a medical emergency, directs and coordinates the following responses in order of priority:

- a. Directs someone to wait at the building entrance for the ambulance crew and leads them to the surgical area.
- b. Directs someone to move visitors in the waiting reception areas so as to provide an unobstructed path for the ambulance crew; insofar as possible, visitors should be moved to a location out of the view of the entering and exiting ambulance crew; these activities should be conducted in a calm reassuring manner.
- c. Directs a Patient Educator or other individual to locate any visitors that accompanied the patient experiencing the emergency and take them to a private room; the Patient Educator explains to them that the patient is involved in an emergency and that a member of the medical/nursing staff will come down and explain the situation after the patient is cared for; the Patient Educator stays with the visitors providing support.
- d. Assists in accomplishing the above and directs any other response necessary as circumstances warrant.
- e. Assures that one of the patient's visitors accompanies the patient to the hospital.

5. Nursing Staff

After ensuring that any patient under their direct care has been appropriately transferred to the care of another staff member, nursing staff (other RNs, LPNs, Medical Assistants) respond to the site of the emergency and provide assistance as directed by the in charge nurse or physician.

6. Code Blue

Code Blue is the universal call for help for cardiac or respiratory arrest and is a call for all available medical personnel to respond to the site of the emergency.

After ensuring that any patient under their direct care has been appropriately transferred to the care of another staff member or discharged, nursing staff (other RNs, LPNs, Medical Assistants) respond to the site of the emergency and provide assistance as directed by the in charge nurse or physician and according to each member's capability.

The order of priority of roles and minimal qualification are as follows:

1. Call for help
2. Chest compressions—BLS Certified
3. Airway and breathing (may take 2 individuals)— BLS Certified
4. Obtain emergency cart and AED— BLS Certified
5. Operate AED—BLS Certified
6. Start IV—LPN with IV certification
7. Scribe—MA
8. Administer IV medications—RN or physician

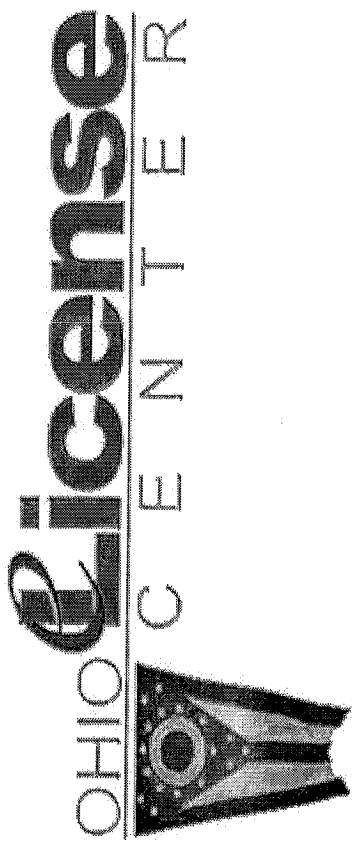
Upon entering the site of the emergency, each staff member assesses the scene, the roles being fulfilled, whether the most appropriate level staff member is fulfilling each role and decide where he or she can best help. For example:

- If someone is performing chest compressions but no one is breathing for the patient, the person entering should begin airway management/breathing.
- If chest compressions and breathing are managed but the emergency cart is not present, the entering staff member should obtain the emergency cart, notifying those present.
- If a nurse or physician is performing CPR and an MA enters the room, the MA should ask if she can relieve the nurse or physician from the CPR.
- If a nurse enters the room, and chest compressions and airway/breathing are under way but the AED is not engaged, the nurse should set up and start the AED.

Of course, if there is only respiratory arrest but not cardiac arrest, chest compressions and the AED are not warranted. The AED should remain available and staff should be vigilant for the onset of cardiac arrest following respiratory arrest.

Some roles may require two people, depending upon the skill level of the individuals. For instance, it may take one person holding the mask securely over the patient's nose and mouth with both hands while another squeezes the ambu bag. One person can easily tire doing chest compressions for more than 2 minutes. This person and the scribe may want to alternate roles every 2 minutes.

From the above examples, it is evident that the first goal is to be sure that the roles are being fulfilled in order of priority and second that the most appropriate person is fulfilling that role. Staff communicates with each other to coordinate their actions so that all know who is doing what. Ultimately, the nurse in charge or the physician will direct personnel into specific roles.



Identification Information		[back]
Name	Dr. SHEELA MADHAV BARHAN Birth Date: 4/1966 Birth Place: CANTON, OH Birth Country:	
Practice	Wright State University School of Medicine Dept. of OB/Gyn 128 E. Apple St., Suite 3800 CHE DAYTON, OH 45409 United States of America	
Residence	BEAVERCREEK, OH 45430 County: Greene	
Professional Education	School: 019030-Tulane University School of Medicine Graduated: 06/06/92	

License and Registration Information				
Credential	License Type	Initial Licensure Date	Expiration Date	Status
35.070345	Doctor of Medicine	05/08/1996	07/01/2017	ACTIVE
Supervises				

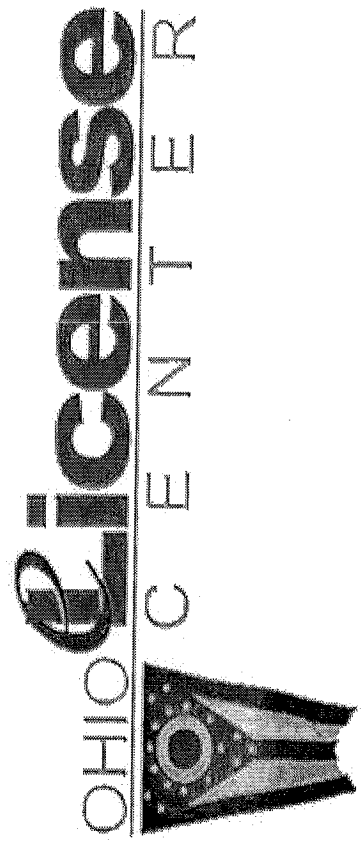
Name	Credential	Supervisor Agreement	Approved Date	Expiration Date	Status
Barhan, Sheela- Miami Valley Hospital	41. 15278 SA	SUPV	08/29/2012	01/31/2017	ACTIVE
Specialties					
OBSTETRICS & GYNECOLOGY					
<p><u>Specialty listings are voluntarily provided by the physician. They are not verified by the State Medical Board and do not confirm that the physician is Board certified by a professional specialty organization. To find out if a physician is certified by a specialty board, you should contact that board. Information and links to specialty boards can be found by clicking this green box.</u></p>					

Formal Action Information
 No formal action exists.

The above is an accurate representation of information currently maintained by the State Medical Board of Ohio as of 7/23/2015. The JCAHO and the NCQA have informed the Board that they consider this on-line license status information as fulfilling the primary source requirement for verification of licensure in compliance with their respective credentialing standards. This information is otherwise provided as a public service and no user may claim detrimental reliance thereon.

The State Medical Board utilizes the Federation Credentials Verification Service (FCVS) as an agent and partner in licensing physicians in Ohio. Physicians initially licensed in Ohio after February 1st, 1997 have had their medical education, post-graduate training and examination history primary source verified by FCVS. Therefore, the use of this website for documentation of primary source verification (PSV) of education and training meets current NCQA guidelines for those licensed after February 1, 1997. This statement, affirming that primary source verification of medical education and post-graduate training has been performed as part of the licensure process, should be printed out and retained in your files. Prior to February 1, 1997, the State Medical Board prime source verified

the post-graduate training and examination history.



Identification Information		[back]
Name	Dr. JANICE MOSNY DUKE Birth Date: 2/1944 Birth Place: ST CHARLES, IL Birth Country:	
Practice	UNIVERSITY WOMENS HEALTH CENTER One Wyoming Street Suite 4130 DAYTON, OH 45409 United States of America	
Residence	KETTERING, OH 45429 County: Montgomery	
Professional Education	School: 036070-Wright State University School of Medicine Graduated: 06/08/96	

License and Registration Information				
Credential	License Type	Initial Licensure Date	Expiration Date	Status
35.073011	Doctor of Medicine	09/02/1997	04/01/2017	ACTIVE
Specialties				
OBSTETRICS & GYNECOLOGY				

OBSTETRICS & GYNECOLOGY
OBSTETRICS & GYNECOLOGY

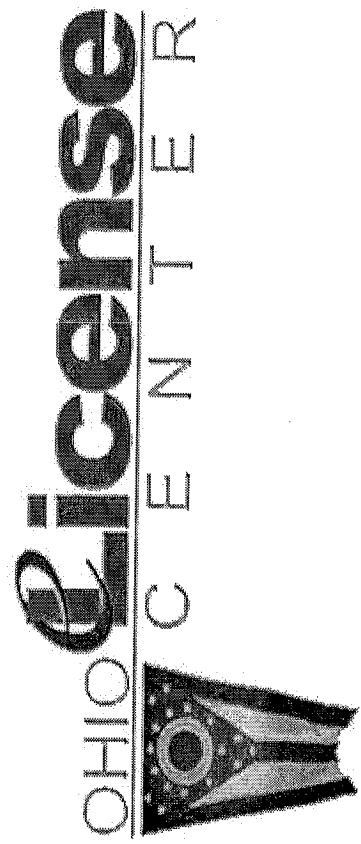
Specialty listings are voluntarily provided by the physician. They are not verified by the State Medical Board and do not confirm that the physician is Board certified by a professional specialty organization. To find out if a physician is certified by a specialty board, you should contact that board. Information and links to specialty boards can be found by clicking this green box.

Formal Action Information

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Identification Information		[back]
Name	Dr. Jerome Lumetta Yaklic Birth Date: 12/1965 Birth Place: GROSSE POINTE, MI Birth Country:	
Practice	Wright State Physicians Women's Health Care One Wyoming Street, Suite 4130 Dayton, OH 45409 United States of America	
Residence	Centerville, OH 45458 County: Montgomery	
Professional Education	School: 023040-Wayne State University School of Medicine Graduated: 06/02/92	

License and Registration Information				
Credential	License Type	Initial Licensure Date	Expiration Date	Status
35.075267	Doctor of Medicine	09/25/1998	10/01/2015	ACTIVE IN RENEWAL
Supervises				

Name	Credential	Supervisor Agreement	Approved Date	Expiration Date	Status
Yaklic, Jerome-Miami ValleyHospital	41. 14548 SA	SUPV	04/05/2012	01/31/2017	ACTIVE
Specialties					
OBSTETRICS & GYNECOLOGY					
Specialty listings are voluntarily provided by the physician. They are not verified by the State Medical Board and do not confirm that the physician is Board certified by a professional specialty organization. To find out if a physician is certified by a specialty board, you should contact that board. Information and links to specialty boards can be found by clicking this green box.					

Formal Action Information
No formal action exists.

The above is an accurate representation of information currently maintained by the State Medical Board of Ohio as of 7/23/2015. The JCAHO and the NCQA have informed the Board that they consider this on-line license status information as fulfilling the primary source requirement for verification of licensure in compliance with their respective credentialing standards. This information is otherwise provided as a public service and no user may claim detrimental reliance thereon.

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Jennifer Branch

From: Beals, Pat <PRBeals@PremierHealth.com>
Sent: Thursday, July 23, 2015 1:58 PM
To: Jennifer Branch
Cc: 'sheela.barhan@wright.edu'
Subject: Admitting Privileges of Drs. Duke, and Barhan

MIAMI VALLEY HOSPITAL
Dayton, Ohio

MEMORANDUM

July 23, 2015

To: Jennifer Branch

FROM: Pat Beals
Medical Staff Coordinator

This email will confirm that Drs.
privileges at Miami Valley Hospital.

Sheela Barhan, and Jerome Yaklic have unrestricted admitting

Pat Beals
Medical Staff Coordinator
Miami Valley Hospital
One Wyoming Street
Dayton, Ohio 45409
(937) 208-2055 FAX: (937) 208-2890
prbeals@premierhealth.com

This document and any attachments are strictly intended for the use only by the named addressee(s). No other person is entitled or authorized to act upon them. If you believe you have received this message in error, please notify me by return mail.



July 21, 2014

To Whom It May Concern:

Due to the volume of verification requests we receive, the following information is available concerning the practitioner about whom you inquired.

-
- | | |
|----------------------|---------------------------|
| • Name | Sheela Barhan, MD |
| • Appointment Date | 11/26/1996 |
| • Reappointment Date | 3/31/2016 |
| • Staff Status | Active |
| • Specialty | Obstetrics and Gynecology |
-

Professional activity of all members of the Miami Valley Hospital medical staff is routinely assessed through our quality assurance/peer review mechanisms. This ongoing assessment did not result in any adverse actions being contemplated or taken against the above referenced practitioner at our hospital. To the best of my knowledge, there are no health problems that might interfere with this member's ability to perform in a competent manner and the member remains in good standing.

Sincerely,

A handwritten signature in black ink that reads "Marc Belcastro, DO".

Marc Belcastro, DO
Chief of Staff

pb



July 21, 2014

To Whom It May Concern:

Due to the volume of verification requests we receive, the following information is available concerning the practitioner about whom you inquired.

-
- Name Janice M Duke, MD
 - Appointment Date 10/11/2000
 - Reappointment Date 3/31/2016
 - Staff Status Active
 - Specialty Obstetrics and Gynecology
-

Professional activity of all members of the Miami Valley Hospital medical staff is routinely assessed through our quality assurance/peer review mechanisms. This ongoing assessment did not result in any adverse actions being contemplated or taken against the above referenced practitioner at our hospital. To the best of my knowledge, there are no health problems that might interfere with this member's ability to perform in a competent manner and the member remains in good standing.

Sincerely,

A handwritten signature in black ink that reads "Marc Belcastro, DO".

Marc Belcastro, DO
Chief of Staff

pb

Jennifer Branch

From: Beals, Pat <PRBeals@PremierHealth.com>
Sent: Friday, July 24, 2015 5:53 PM
To: Jennifer Branch
Cc: Barhan, Sheela M
Subject: FW: Admitting Privileges - corrected

MIAMI VALLEY HOSPITAL
Dayton, Ohio

MEMORANDUM

July 23, 2015

To: Jennifer Branch

FROM: Pat Beals
Medical Staff Coordinator

This email will confirm that Drs. Janice Duke, Sheela Barhan, and Jerome Yaklic have unrestricted admitting privileges at Miami Valley Hospital.

Pat Beals
Medical Staff Coordinator
Miami Valley Hospital
One Wyoming Street
Dayton, Ohio 45409
(937) 208-2055 FAX: (937) 208-2890

prbeals@premierhealth.com

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July 21, 2014

To Whom It May Concern:

Due to the volume of verification requests we receive, the following information is available concerning the practitioner about whom you inquired.

-
- Name Sheela Barhan, MD
 - Appointment Date 11/26/1996
 - Reappointment Date 3/31/2016
 - Staff Status Active
 - Specialty Obstetrics and Gynecology
-

Professional activity of all members of the Miami Valley Hospital medical staff is routinely assessed through our quality assurance/peer review mechanisms. This ongoing assessment did not result in any adverse actions being contemplated or taken against the above referenced practitioner at our hospital. To the best of my knowledge, there are no health problems that might interfere with this member's ability to perform in a competent manner and the member remains in good standing.

Sincerely,

A handwritten signature in black ink that reads "Marc Belcastro DO". The signature is written in a cursive style with a distinct "DO" at the end.

Marc Belcastro, DO
Chief of Staff

pb



July 21, 2014

To Whom It May Concern:

Due to the volume of verification requests we receive, the following information is available concerning the practitioner about whom you inquired.

-
- Name Janice M Duke, MD
 - Appointment Date 10/11/2000
 - Reappointment Date 3/31/2016
 - Staff Status Active
 - Specialty Obstetrics and Gynecology
-

Professional activity of all members of the Miami Valley Hospital medical staff is routinely assessed through our quality assurance/peer review mechanisms. This ongoing assessment did not result in any adverse actions being contemplated or taken against the above referenced practitioner at our hospital. To the best of my knowledge, there are no health problems that might interfere with this member's ability to perform in a competent manner and the member remains in good standing.

Sincerely,

A handwritten signature in black ink that reads "Marc Belcastro DO". The signature is written in a cursive style with a distinct "DO" at the end.

Marc Belcastro, DO
Chief of Staff

pb

GERHARDSTEIN & BRANCH

A LEGAL PROFESSIONAL ASSOCIATION

432 WALNUT STREET, SUITE 400
CINCINNATI, OHIO 45202

TELEPHONE: (513) 621-9100

FACSIMILE: (513) 345-5543

*ALPHONSE A. GERHARDSTEIN

JENNIFER L. BRANCH

**JACKLYN GONZALES MARTIN

*ADAM G. GERHARDSTEIN

Of Counsel

ROBERT F. LAUFMAN

Richard Hodges, MPA
Director of Health
Ohio Department of Health
246 North High Street
Columbus, OH 43215

July 27, 2015

**Also admitted in
Minnesota*

***Also Admitted in
Kentucky and West
Virginia*


Re: Women's Med Center Dayton
Request for Variance to the Hospital Transfer Agreement Requirement

Dear Director Hodges:

I have attached Women's Med Center of Dayton's revised Hospital Transfer Protocol and Back-up Physician's protocol. They will be effective as of July 27, 2015.

If you need any additional information or have any questions, please contact me at the address and phone number above, or by email to jbranch@gbfirm.com.

Sincerely,



Jennifer L. Branch

C: Lance Himes
Rebecca Maust

Encls. Revised WMCD Back-up Physician and Hospital Transfer protocol

H. Back-up Physicians

In the absence of a hospital transfer agreement, the Medical Director maintains agreements and relationships with physicians with admitting privileges at local hospitals to care for patients that may need admission to a hospital for ongoing care.

These agreements must meet all the requirements for such agreements for the respective states in which the center is located.

The backup physicians provide the Medical Director with the following documents:

1. Written verification of their current state license to practice medicine
2. Written verification of their hospital admitting privileges

The Medical Director maintains copies of these documents and a copy of the back-up agreement in the Back-up subfolder of the respective Director's folder on the network.

G. Hospital Transfer Protocol

1. Overview

Transfer of a patient to a hospital for a successful outcome requires the actions of several staff members performing their duties in a coordinated and seamless fashion.

In summary:

Position	Duties
Attending Physician	Requests transport Communicates with receiving physician and ER physician Completes and prints detailed note in EMR of problem and care delivered Provides care instructions to transport crew Communicates with patient's visitors reason for transport
Charge Nurse	Calls 911 Notifies Reception Charge Person that an ambulance has been called Communicates with patient's visitors that an ambulance has been called Provides care instructions to transport crew Accompanies patient to hospital if requested by attending physician or ambulance crew
Reception Charge Person	Directs someone to greet ambulance and accompany them to surgery area Directs someone to move visitors from immediate area of entrance and path to surgery area Locates patient's visitors and moves them to a private room

1. Attending Physician

The attending physician is responsible for the patient outcome and has the authority and prerogative to direct the care of the patient including choice of physician and/or hospital to which the patient will be transferred if indicated. The attending physician has the prerogative to:

- a. choose to continue his or her care at another facility or hospital;
- b. refer the patient to a consultant of his or her choosing;
- c. refer the patient to one of the Center's backup physicians (list and contact information available on the company intranet).

The attending physician performs, directs and/or coordinates the following responses to transfer a patient:

- 1) Directs the in charge nurse to summon transport for the patient and assist in the medical response.
- 2) Unless the attending physician will be continuing the care himself or herself, contacts the physician who will be assuming care of the patient by phone or other verbal means of communication and provides the necessary medical information and history for the receiving physician to appropriately assume care of the patient.
- 3) In the event the attending physician wishes to use the Center's backup physicians and in the unlikely event that all the backup physicians are unavailable, the attending physician contacts the Medical Director for assistance in obtaining a receiving physician from the Medical Director's network of physician contacts.
- 4) Contacts the receiving Emergency Room physician and provides all necessary medical information and history for the physician to appropriately care for the patient until the receiving physician arrives.
- 5) Prepares a detailed note in the patient EMR of the nature of the emergency, physical findings, the care given, the order for transfer and the patient's condition at the time of transport.

- 6) Directs that a complete copy of the patient's Visit Note be printed and given to the ambulance crew to transport to the emergency room with the patient.
- 7) Provides instructions to the ambulance crew to appropriately care for the patient while in transit, or alternatively accompanies or directs a nurse to accompany the patient in the ambulance if the patient's condition is grave or requires ongoing medical care beyond the scope of the transport crew.
- 8) Communicates the nature of the emergency and care plan with the family as soon as practical without endangering the patient's safety.

2. Charge Nurse

The in charge nurse performs the following tasks in this order of priority:

- 1) Upon direction of the attending physician, calls 911 requesting an ambulance and describing the nature of the emergency.
- 2) Calls or directs someone to call the in-charge person for the front desk/reception/waiting areas, notifying them that an ambulance has been called.
- 3) Directs someone to move patients and visitors in the surgical area into areas where they will not observe the ambulance crew entering or leaving (patient privacy), and to advise them in a calm, reassuring manner that we have an emergency and are expecting an ambulance.
- 4) Talks with the patient's family/visitors and explains the circumstances and plan to them; takes them to wait with the patient if circumstances warrant.
- 5) Directs the ambulance crew to take the patient to the hospital designated by the attending physician.
- 6) Insures that the crew has a copy of the patient's medical record in an envelope with the receiving hospital's name, receiving physician's name and reason for transfer prominently written on the outside of the envelope containing the medical record.

- 7) If requested by the attending physician, accompanies or directs a nurse to accompany the patient to the hospital with the patient's belongings and a copy of the record, and to relate to the hospital emergency room personnel the nature of the patient's emergency, circumstances surrounding the emergency and the care given.

3. Front Desk Charge Person

The person in charge of the front desk/waiting/reception areas, upon learning of a medical emergency, directs and coordinates the following responses in order of priority:

- 1) Directs someone to wait at the building entrance for the ambulance crew and leads them to the surgical area.
- 2) Directs someone to move visitors in the waiting reception areas so as to provide an unobstructed path for the ambulance crew; insofar as possible, visitors should be moved to a location out of the view of the entering and exiting ambulance crew; these activities should be conducted in a calm reassuring manner.
- 3) Locates any visitors that accompanied the patient and takes them to a private room; explains that the patient is being transported to a hospital and that a member of the medical/nursing staff will come down and explain the situation when the patient's condition permits.