Dr. Lynn Kloss unethical behavior:

Treating / medicating a direct family member and husband Dennis Kloss.

Obstructing, interfering, and delaying time critical procedures and treatment of family member Joann Powers through influencing her mentally unstable husband Dennis Kloss, who was medical power of attorney for Ms. Powers.

As seen below, the American Medical Association considers it unethical to treat and or diagnose members of their own families.

# The AMA Code of Medical Ethics' Opinion on Physicians Treating Family Members

### Opinion 8.19 - Self-Treatment or Treatment of Immediate Family Members

Physicians generally should not treat themselves or members of their immediate families. Professional objectivity may be compromised when an immediate family member or the physician is the patient; the physician's personal feelings may unduly influence his or her professional medical judgment, thereby interfering with the care being delivered. Physicians may fail to probe sensitive areas when taking the medical history or may fail to perform intimate parts of the physical examination. Similarly, patients may feel uncomfortable disclosing sensitive information or undergoing an intimate examination when the physician is an immediate family member. This discomfort is particularly the case when the patient is a minor child, and sensitive or intimate care should especially be avoided for such patients. When treating themselves or immediate family members, physicians may be inclined to treat problems that are beyond their expertise or training. If tensions develop in a physician's professional relationship with a family member, perhaps as a result of a negative medical outcome, such difficulties may be carried over into the family member's personal relationship with the physician.

Concerns regarding patient autonomy and informed consent are also relevant when physicians attempt to treat members of their immediate family. Family members may be reluctant to state their preference for another physician or decline a recommendation for fear of offending the physician. In particular, minor children will generally not feel free to refuse care from their parents. Likewise, physicians may feel obligated to provide care to immediate family members even if they feel uncomfortable providing care.

It would not always be inappropriate to undertake self-treatment or treatment of immediate family members. In emergency settings or isolated settings where there is no other qualified physician available, physicians should not hesitate to treat themselves or family members until another physician becomes available. In addition, while physicians should not serve as a primary or regular care provider for immediate family members, there are situations in which routine care is acceptable for short-term, minor problems. Except in emergencies, it is not appropriate for physicians to write prescriptions for controlled substances for themselves or immediate family members.

Issued June 1993.

Dr. Lynn Kloss' actions over a period commencing July of 2016 and likely to the present were, and are, in direct conflict with AMA Code of Medical Ethics.

1. Treating her own husband as evidenced by the following communications from her husband Dennis Kloss himself.

----- Original message -----

From: "Dennis P. Kloss" < dennis.kloss@comcast.net>

Date: Aug 12, 2016 7:41 AM

Subject: Update

To: "Powers, Marcie" < marcie.powers@gmail.com>

Cc:

We got Jo approved for The Stratford on Thursday afternoon. Our goal is to have her moved in on Monday. Hopefully the hospital will approve her stay there through the weekend. Lynn and I are looking into Barrows Neurological Hospital which is very close to The Stratford. They have a few GBM specialists there and we feel this place would give Jo the best of care. The Caner Centers of America seems a bit hoky to us Marcie. All they seem to be concerned with is if her insurance will pay and quite frankly gave us the willies.

Jo will have to stay in a respite room at The Stratford for a few days until her furniture can be moved in. A friend of Jo's is starting a GOfundMe account in an attempt to raise \$100,000 so Lynn and I don't go bankrupt. We are going to need all the financial support that we can get Marcie.

We are going out for at least five business days end of this month and will have lots of appointments lined up with attorneys, real estate agents and what not. I plan on selling the condo or at least start an Estate Sale sometime in a few months. I'll have Jo's friends get her personal stuff out and over to her new place and then have an Estate Sale Company inventory and hold an estate sale in an attempt to raise more money for Jo. I'm selling the cars and anything else worth anything in the house. If you want Tom's piano I'd like you to have it. Lynn and I will be searching for documents in Jo's condo when we get there as her full will is in her desk drawer. I bet see probably left the piano to you anyway, but I get a look at all the stuff when we are out there of course.

This is shocked the hell out of me Marcie. I'm completely numb. I have ADHD pretty bad now and this has caused it to go out of control. Lynn is trying to keep me balanced and the reason I need her to go with me out there. I'm not thinking too clearly right now at all Marcie. Working 14 hour days on behalf of Jo is taking it's toll on me.

Love,

Dennis

Subject: Re: update on Joann

From: "Dennis P. Kloss" <dennis.kloss@comcast.net>

Date: 8/8/2016 5:00 AM

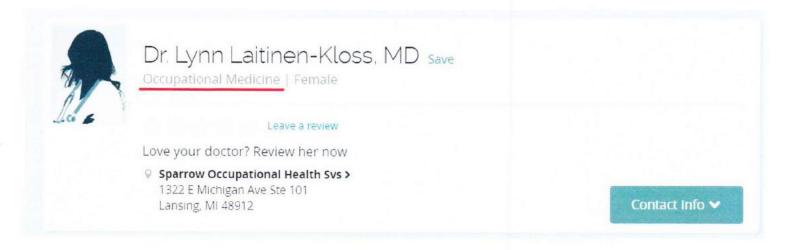
To: "Reuther, Ted" <treuther@san.rr.com>

Ted.

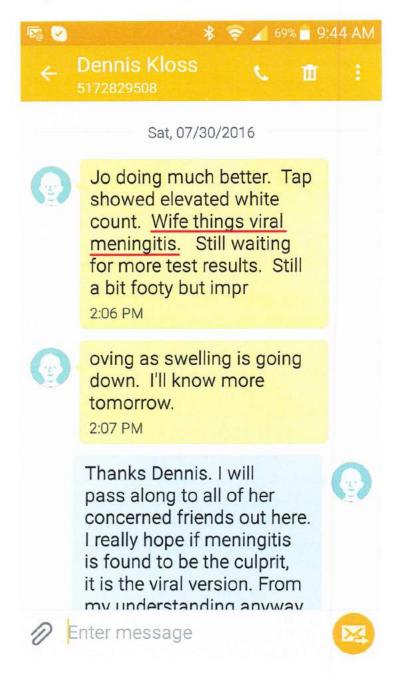
My wife said I might have to go on anti-anxiety meds as she's never seen me like I was on Sunday. I couldn't do anything. I'm shaking a lot. One of Jo's friends sent me a nasty email yesterday and it really hurt my feelings. It put me in a tailspin. She tried to make me feel that because I'm not out there right now that I'm basically not a very good brother. She has no reason why I can't be out there right now. If I go and the hospital gets wind that I'm there Jo will be released to me and we have nothing in place. I will be stuck and not be able to do much while taking care of Jo at the same time. My wife is going to email this friend back and explain some stuff and to tell her to back off of me right. I can't deal with any negativity right now.

dennis

2. Interfering with the SPECIALIZED care of her sister-in-law Joann Powers. Dr. Kloss resides in the state of Michigan. Joann Powers was hospitalized in her home state of Arizona. Dr, Kloss is NOT licensed to practice medicine in Arizona, nor is she trained as an internist, neurologist, or pathologist as seen below.



From a vantage point 2000 miles from the patient, Dr. Kloss advised all concerned that she felt that Joann Powers was suffering from viral meningitis.



When Ms. Powers MRI revealed she had a brain lesion, the specialists dealing with her case in Arizona were prevented from performing a much needed and recommended biopsy in a timely manner. As evidenced below, the reason for the delay was that Dr. Lynn Kloss (again residing 2000 miles away in Michigan) had to personally review Ms. Powers' MRI before allowing or approving this biopsy needed to identify what type of tumor was being dealt with. This is a clear cut case of Dr. Kloss operating well outside of her field specialty and training, the very issue that AMA Code Of Ethics (8.19) warns against when doctors treat or are involved in a family member's care.

Subject: Joann Update - August 1, 2016

Date: 8/1/2016 4:46 PM

To: dennis.kloss@Comcast.net CC: dennis.kloss@comcast.net

From out of state and 2000 miles away, Dr. Kloss, who is NOT trained in this field, and NOT licsensed to practice medicine in Arizona, does not view her actions of From: "Dennis P. Kloss" <dennis.kloss@comcast.net> "calling the shots" in terms of Ms. Powers' care, as beining unethical? Ms. Powers turned out to have glioblastoma which is EXTREMELY TIME CRITICAL and agressive. The delay caused by Dr. Kloss' insistence to be medically involved with all decisions is truly unconscionable.

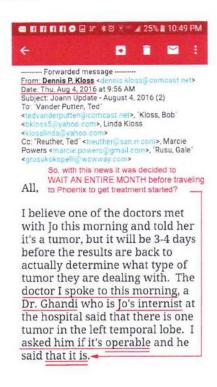
All,

Today Joann was transferred to Phoenix Baptist Hospital aka Abrazo Central Campus in Phoenix. The reason for this transfer was because the MRI machine at Abrazo Arrowhead was down and they need to do a second MRI on Jo to compare it to the first.

So, she has been at this new hospital for a few hours now. She should be getting the MRI soon. Tomorrow, she will meet the internist as well as the neurologist and neuro-surgeon to discuss the MRI's and decide on a course of action.

Lynn and I are thinking two possible courses of actions. 1. In Patient Cognitive Therapy 2. Brain Lesion Biopsy followed by Cognitive Therapy. Doing any type of brain biopsy has risks, but made sure she does have one of the top surgeons in his field, DN Marco Marsela. Lynn is going to review both MRI's prior to us giving any type of approval for the biopsy. As long as Marsela would be doing the surgery, if it needs to be done, we are most confident.

It must be borne in mind, and is evidenced below by Dennis Kloss' own text message of August 4<sup>th</sup>, when first discovered on August 1, 2016, Ms. Powers' tumor was deemed to be in an operable state by her own internist Dr, Ghandi.



Once in receipt of this news, Dr. Lynn Kloss (now deeply but inappropriately) involved in the treatment decisions for her family member Joann Powers, evidently concluded that waiting until the END of the month to accompany her husband / <u>patient</u>, Dennis Kloss, to Arizona to begin a treatment plan was acceptable. Below once again, is the evidence indicating that she had to accompany her husband on the trip in order to keep him "balanced" or more accurately stated <u>MEDICATED</u>.

----- Original message -----

From: "Dennis P. Kloss" <dennis.kloss a comeast.net>

Date: Aug 12, 2016 7:41 AM

Subject: Updal

To: "Powers, Mareie" < marcie powers a gmail.com >

Ce:

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Love.

By his own words, his wife, Dr. Lyhn Kloss is treating her husband's condition.

## In summary:

Dr. Lynn Kloss operated outside of ethical guidelines by treating her own husband, especially given the fact that her area of training is occupational medicine, not personality disorders.

Dr. Lynn Kloss operated outside of ethical guidelines by becoming deeply involved in the treatment and medical decision making process involving her family member (sister-in-law) in an area that is far removed from her medical training and practice which is occupational medicine.

Dr. Lynn Kloss caused unnecessary delays not only in Joann Powers' undergoing a critically needed biopsy, but the treatment she badly needed to increase the odds of her very survival as well.

Once Dr. Kloss became aware of the glioblastoma diagnosis, she still felt that delaying her husband's travel to Arizona for an entire month would cause no harm. Ironically this attitude is in direct conflict with Hippocratic Oath that doctors are sworn to. The month long delay in travel and treatment arrangements being made allowed this very aggressive form of cancer to spread completely un-abated for that time period. This resulted in the tumor becoming IN-operable by the time she and her husband - (patient) arrived in Arizona to finally formulate some sort of treatment plan for Ms. Powers.

Furthermore, Dr. Kloss was very aware of her husband's mental condition and instability. She was also very aware that her husband held medical power of attorney for Ms. Powers. Dr. Kloss chose to conceal the fact that her husband was mentally unstable (by his very own words) treat his condition herself, and had no sense of urgency regarding Ms. Powers' medical needs.

Dr. Kloss was operating far outside of her training and expertise from a vantage point 2000 miles away from Ms. Powers who was residing in a state in which Dr. Kloss is not even licensed to practice medicine. Her actions bring a whole new meaning to the term unethical. Her actions were a direct contribution to reducing Ms. Powers' odds of survival. They also contributed to the premature death of Joann Powers which occurred four short months from the date of her diagnosis.

Dr. Kloss and her mentally unstable husband, who was inappropriately under her care, were very aware of Ms. Powers' own personal wishes to attempt surgical removal of the tumor as illustrated below in her August 12, 2016 message after she had conversed with her doctors.

#### Theodore Reuther

From: "Facebook" <notification-zj4oyjo\_cy4y@facebookmail.com>

Date: Friday, August 12, 2016 10:09 AM

To: "Ted Reuther" < treuther@san.rr.com>
Subject: New message from Joann Powers

#### Joann Powers

Still up on air on my diagnosis

Nothing has come back

On what we r going to do or what we can do

I have no short term memory

I am scared

Have u been in touch with my family?

Don't know the steps we can take or will take to hopefully remove the problem

if we can

And get me on a path of medical rehab

U r my bud

And so special to my heart and soul

Jo

Joann is in favor of surgical removal

9:39am Aug 12

Mr. Kloss IGNORED and overrode her wishes

#### View Conversation on Facebook

This message was sent to treuther@san.rr.com. If you don't want to receive these emails from Facebook in the future, please unsubscribe.

Dr. Kloss and her husband chose to completely ignore Ms. Powers' choice to fight for her own survival and the fact that Ms. Powers was in favor of surgery when the tumor was still in an operable state as had been determined by HER doctor, Dr. Ghandi. Instead of placing Ms. Powers medical needs at the forefront of their decision making process Dr. Kloss and her husband / patient focused their efforts on their personal concerns of becoming financially burdened by the situation and concentrated on liquidation of Ms. Powers' assets rather than her medical needs as evidenced by Dennis Kloss' communication below. All before even setting foot outside their own home to travel to Ms. Powers' location and attend to her badly needed medical care. Furthermore, the references used in this letter referring to Ms. Powers' property as an "estate" or commencing an "estate sale" is a clear indication that Dennis and Dr. Lynn Kloss were already inappropriately and unethically perceiving Ms. Powers as already being deceased. They clearly had no intent to act in a manner that would aid her in survival or prolong her life. From their very flawed viewpoint Ms. Powers had already passed away, and they saw no need to pursue medical efforts on her behalf.

----- Original message -----

From: "Dennis P. Kloss" < dennis.kloss a comcast.net > On the very day that Ms. Powers was messaging people that

Date: Aug 12, 2016 7:41 AM

Subject: Update

To: "Powers, Marcie" < marcie.powers a gmail.com>

Ce:

On the very day that Ms. Powers was messaging people that she was in favor of surgery, THIS is where Dennis and Dr. Lynn Kloss decided to focus their efforts.

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Love,

Dennis