



Arizona Medical Board

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FINAL MINUTES FOR TELECONFERENCE MEETING Held on Friday, October 9, 2020 1740 W. Adams St., Board Room A • Phoenix, Arizona

Board Members

R. Screven Farmer, M.D., Chair
James M. Gillard, M.D., M.S., F.A.C.E.P., F.A.A.E.M., Vice-Chair
Edward G. Paul, M.D., Secretary
Jodi A. Bain, M.A., J.D., LL.M.
Bruce A. Bethancourt, M.D., F.A.C.P.
David C. Beyer, M.D., F.A.C.R., F.A.S.T.R.O.
Laura Dorrell, M.S.N., R.N.
Gary R. Figge, M.D.
Pamela E. Jones
Lois E. Krahn, M.D.

GENERAL BUSINESS

A. CALL TO ORDER

Chairman Farmer called the Board's meeting to order at 8:04 a.m.

B. ROLL CALL

The following Board members participated in the teleconference: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

ALSO PRESENT

The following Board staff participated in the teleconference: Patricia McSorley, Executive Director; Raquel Rivera, Investigations Manager; Michelle Robles, Board Operations Manager; William Wolf, M.D., Chief Medical Consultant; Andrea Cisneros, Minutes Administrator; Carrie Smith, Assistant Attorney General ("AAG"); Roberto Pulver, AAG; and, Elizabeth Campbell, AAG, participated in the hearing cases to provide the Board with legal advice as stated herein.

C. PUBLIC STATEMENTS REGARDING MATTERS LISTED ON THE AGENDA

Individuals that addressed the Board during the Public Statements appear beneath the matter(s) referenced.

D. EXECUTIVE DIRECTOR'S REPORT

- Update on Board Processes and Staffing

Executive Director McSorley reported that Board staff continues to work remotely during the current state of emergency, with some staff presenting to the office for specific tasks that require in-person attention. She stated that staff teleworking have been equipped with the appropriate resources and business operations have been continuous. Executive Director McSorley stated that yesterday's proceedings held via Zoom were a success and that she was grateful for staff's hard work and efforts.

Chairman Farmer questioned the Executive Director regarding whether she found staff teleworking efficient for conducting agency business as opposed to working in-person in the office. Executive Director McSorley stated that some jobs do not translate to working from home due to the nature of the work. She stated that the majority of the staff is able to work from home without impacting the agency's efficiency. She added that the future of telework after termination of the state of emergency is currently being reviewed and developed by a committee that was established by the Governor's Office.

E. CHAIR'S REPORT

Chairman Farmer stated his appreciation to the Board's staff for facilitating the Board's proceedings via the Zoom platform on Thursday and today's teleconference. Chairman Farmer stated that the meetings ran very well and are a tribute to the Board's leadership and staff.

F. LEGAL ADVISOR'S REPORT

- Update regarding *Planned Parenthood of Arizona, Inc., et. al., v. Arizona Medical Board et. al.*

AAG Smith informed the Board that this matter continues to progress through the process, and that she was available for any questions.

G. DISCUSSION REGARDING DEBRIEFING ON BOARD PROCESSES

The Board discussed the processes used by the Board and Committees A and B over the course of the past two days to conduct its proceedings.

Ms. Jones commented that conducting the Formal Interviews via the Zoom platform was very helpful. Dr. Paul stated that it was nice to see everyone again, and that he found the process used for holding the Committee meetings was efficient. Dr. Paul stated that entering into and returning from Executive Session was seamless and thanked the Board's staff for their hard work and efforts. Chairman Farmer echoed Dr. Paul's comments and stated he had a similar experience as Chair of Committee A. Dr. Bethancourt recognized staff being very knowledgeable of the videoconference process. Dr. Beyer stated that the meeting process worked very well for yesterday's proceedings. He stated he was hopeful for the Board to return to in-person meetings, but stated that Zoom was a good solution for the current circumstances. Chairman Farmer recognized that staff had available alternative measures for participating in the meetings if internet issues were encountered by any Board member. He stated that he was impressed with the format used to facilitate the Committee meetings, and noted that the size of the Committee and number of cases for consideration allowed for more in-depth review and consideration.

Dr. Paul noted that one member was absent from Committee B, with a total of four members present for case adjudication. He questioned the mechanism available for the committees to pull members from one to the other if needed. The Board discussed having the committees meet on the same day, with one held in the morning and the second in the afternoon to allow for an adequate number of members to participate to avoid votes resulting in a tie, including matters wherein a member may need to recuse from a case. Ms. Jones pointed out that statute requires one public member to participate on the committees and noted that there are currently only three public members serving on the Board. Dr. Figge stated his concerns regarding holding the meetings back to back on the same day, as it would require one member to participate in both meetings. He suggested staff consider not assigning cases to the member that would be serving on both committees should that need arise.

Chairman Farmer noted that staff monitors Board meeting attendance, and emphasized the importance of members updating staff regarding their availability for upcoming scheduled meetings. Ms. Robles stated that updating her of changes in Board member availability as far in advance as possible is very helpful for staff's ability to schedule meetings accordingly. She also pointed out that when Board members are sent notification that the meeting materials are available for review, she requests members to review the agenda and report any recusals so that staff can make the necessary adjustments/arrangements. Ms. Robles stated that constant communication with staff is key when preparing an agenda for a future Board meeting. Chairman

Farmer stated that staff will work to facilitate those instances and take into account the circumstances at that time. He pointed out that the committees had the ability to refer matters to the full Board for further review and consideration.

Ms. Dorrell commented that she found the Zoom platform went very well and that it was helpful to have the ability to see everyone. Dr. Figge commented that today's proceedings went very well, but that he would still prefer to meet in-person. Dr. Beyer stated that he would prefer to see Call to Public speakers, but noted that difficulties associated with holding a Call to Public via Zoom given the large number of speakers that are often in attendance. Ms. Jones stated that she was happy with the manner in which the meetings were held, and that she also finds it helpful to see the speakers. Chairman Farmer stated that the shorter meeting times are a testament to good meeting preparation beforehand.

H. APPROVAL OF MINUTES

- September 3, 2020 Special Teleconference, including Executive Session

MOTION: Ms. Jones moved for the Board to approve the September 3, 2020 Special Teleconference, including Executive Session.

SECOND: Dr. Bethancourt

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

LEGAL MATTERS

I. RESCIND REFERRAL TO FORMAL HEARING AND ACCEPT PROPOSED CONSENT AGREEMENT

1. MD-17-0374A, KAPIL H. THAKKAR, M.D., LIC. #51425

Dr. Thakkar did not participate in the teleconference during the Board's consideration of this matter. AAG Pulver participated on behalf of the State, and AAG Campbell participated to provide the Board with independent legal advice.

AAG Pulver reported that this case was scheduled for Formal Hearing in October of 2020, and that Dr. Thakkar has signed the proposed Consent Agreement for Surrender of Licensure in lieu of proceeding to Formal Hearing for license revocation. AAG Pulver stated that he concurred with Dr. Thakkar's decision to surrender his license and requested the Board accept the proposed Consent Agreement.

AAG Pulver summarized that Dr. Thakkar received an Arizona medical license in September of 2015. Dr. Thakkar misrepresented on his license application disciplinary action taken in Louisiana, and failed to disclose that a healthcare evaluation found him unfit to practice. After obtaining Arizona licensure by deceit, Dr. Thakkar proceeded to work at a hospital in Arizona knowing he was found unfit to practice, and resigned from his hospital position to avoid investigation into conduct where he was accused of sexually harassing a subordinate female physician. On April 7, 2017, the Board received a complaint alleging that Dr. Thakkar's position at the hospital was terminated due to allegations of sexual harassment of a female physician. The Board's investigation revealed that Dr. Thakkar's Louisiana medical license was suspended and that he failed to report felony charges that occurred in Louisiana, and failed to report that he resigned from the hospital in Arizona before being investigated for allegations of sexual misconduct. After initiation of the Board's investigation, Dr. Thakkar entered into an Interim Consent Agreement for Practice Restriction prohibiting him from engaging in the practice of medicine in the State of Arizona while the matter was pending resolution, and has not practiced medicine in Arizona since that time.

AAG Pulver clarified that the violations identified in this case included A.R.S. § 32-1401(27)(a), (f), (p), (r), and (dd). He stated that the proposed Consent Agreement is a practical and appropriate resolution of this matter.

MOTION: Dr. Gillard moved for the Board to rescind the referral to Formal Hearing and accept the proposed Consent Agreement for Surrender of Licensure.

SECOND: Dr. Krahn

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

J. REVIEW, CONSIDERATION AND POSSIBLE ACTION ON PROPOSED BOARD ORDER ARISING FROM ADMINISTRATIVE LAW JUDGE'S RECOMMENDED DECISION

1. MD-19-0926A, ABDELBASET A. YOUSSEF, M.D., LIC. #N/A

Dr. Youssef participated in the teleconference during the Board's consideration of this matter. AAG Smith participated on behalf of the State, and AAG Campbell participated to provide the Board with independent legal advice.

Board members indicated that they received and reviewed the administrative record of the Formal Hearing in this matter. Dr. Youssef stated that he disagreed with the ALJ's recommended decision and stated his concerns regarding the process he was provided in Michigan and that the ALJ in this matter did not take into account A.R.S. § 32-1422(A)(C) and (D).

AAG Smith summarized that this case stemmed from Dr. Youssef's application for Arizona licensure wherein he disclosed that his Michigan medical license had been suspended in November of 2015. The subsequent investigation demonstrated that Dr. Youssef's Michigan license was and is currently suspended and that requests for reinstatement were denied on two occasions. AAG Smith reported that the Formal Hearing was held in August of 2020 after the Board voted to deny Dr. Youssef's license application. After considering the evidence and hearing from the parties, the ALJ issued a recommended decision to deny the license application. AAG Smith stated that the evidence gathered in this case demonstrated that Dr. Youssef does not meet the requirements for Arizona licensure under A.R.S. § 32-1422(A)(4) or (6) and for these reasons, AAG Smith requested the Board adopt the ALJ's recommended decision in its entirety.

MOTION: Dr. Figge moved for the Board to adopt the ALJ's recommended Findings of Fact.

SECOND: Dr. Paul

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

MOTION: Dr. Figge moved for the Board to adopt the ALJ's recommended Conclusions of Law.

SECOND: Dr. Gillard

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

MOTION: Dr. Figge moved for the Board to adopt the ALJ's recommended Order to deny the license application.

SECOND: Ms. Jones

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

K. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING MOTION TO LIFT STAY AND APPROVE ADDITIONAL FACTUAL ALLEGATIONS AND ALLEGATIONS OF UNPROFESSIONAL CONDUCT

1. MD-15-0977A, SHAKEEL A. KAHN, M.D., LIC. #37896

Dr. Kahn did not participate in the teleconference during the Board's consideration of this matter. AAG Smith participated on behalf of the State and AAG Campbell participated to provide the Board with independent legal advice.

AAG Smith summarized that this matter arose in 2015 and involved allegations of inappropriate prescribing of controlled substances to four separate patients. In August of 2016, the Board summarily suspended Dr. Kahn's medical license. Dr. Kahn also held licensure in Wyoming. Once the Board's case proceeded to the Attorney General's Office, a number of additional factual issues came to light. Dr. Kahn was arrested and indicted in the Federal District Court in Wyoming based on several allegations, some of which overlapped with this Board's investigation. Following the indictment, Dr. Kahn's counsel filed a motion to stay the Arizona Board's case pending the outcome of the criminal matter. At the time, Dr. Kahn's counsel argued that the physician would be impaired in providing a defense based on his Fifth Amendment rights and although the State disagreed with counsel's analysis, it did not take a position on the request. The State agreed that a continuance would not prejudice the State's case, and noted that if the physician was convicted, the Board would have the ability to add additional potential patient-specific allegations.

In the Spring of 2019, Dr. Kahn's criminal trial occurred, and the Board's investigator testified regarding this case. Dr. Kahn was ultimately convicted of several felonies and has been sentenced to a significant period of incarceration. AAG Smith stated that the State is requesting the Board lift the stay of the Formal Hearing and approve the request to add additional factual allegations of unprofessional conduct to the complaint in this matter. AAG Smith reported that Dr. Kahn is currently appealing the decision in the criminal matter, a process that can take years to complete. AAG Smith explained that the proposed additional allegations reflect a number of additional facts that came to light after the Board's Order for summary suspension. Specifically, Dr. Kahn prescribed controlled substances to his wife, and Dr. Kahn's Wyoming license was summarily suspended. The Wyoming order noted that patients were receiving inappropriate prescriptions for controlled substances concurrently with additional controlled substances prescribed under the physician's Wyoming controlled substance prescribing authority. Additionally, the Board's investigator learned while participating in the criminal case that Dr. Kahn had falsified medical records provided to the Board with regard to one patient whose care was under investigation by this Board. AAG Smith stated that the additional allegations constitute acts of unprofessional conduct in violation of A.R.S. § 32-1401(27)(e), (d), (p), (u), and (kk) in addition to the (r) violation cited in the Board's Order for summary suspension.

MOTION: Dr. Figge moved for the Board to lift the stay and proceed to Formal Hearing, and to approve the State's request to amend the complaint to incorporate the additional factual allegations of unprofessional conduct identified in the State's motion.

SECOND: Dr. Krahn

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.
VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.
MOTION PASSED.

CONSENT AGENDA

L. CASES RECOMMENDED FOR DISMISSAL

MOTION: Dr. Paul moved for the Board to dismiss item numbers 2, 5, and 6.

SECOND: Dr. Bethancourt

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

1. MD-19-0195B, NIKHILKUMAR C PATEL, M.D., LIC. #55916

Attorney Adam Anderson addressed the Board during the public statements on behalf of Dr. Patel.

Dr. Beyer stated that he did not find issues with the care provided by Dr. Patel, but questioned the deviations identified in the SIRC report that pertained to the facility where the care was delivered. Dr. Beyer stated his concerns regarding the facility's lack of ability to retain patients overnight and on the weekends for continuous care of these very sick patients, and questioned the physician's responsibility under these circumstances. Dr. Krahn stated that she shared Dr. Beyer's concerns, and that she believed the physician has some responsibility in making sure that care is available after hours, and could either decline employment by the facility or advocate for change in such an environment.

Chairman Farmer stated that physicians bear significant responsibility to carefully consider both the risks and benefits of performing cases in the various settings. Dr. Beyer stated that while he did not believe that discipline was warranted, he found that the matter rises to the level of a non-disciplinary Advisory Letter.

MOTION: Dr. Beyer moved for the Board to issue an Advisory Letter for failure to arrange appropriate post-procedural care. While there is insufficient evidence to support disciplinary action, the Board believes that continuation of the activities that led to the investigation may result in further Board action against the license,
SECOND: Dr. Krahn

Dr. Beyer stated that he found the licensee provided care in a practice setting that was placing the patient at risk due to lack of available follow up care. The Board noted that the Medical Consultant ("MC") expressed concern regarding the lack of the facility's ability to retain patients overnight and on weekends. Dr. Figge commented that there is almost no peripheral vascular disease patient who does not have multiple comorbidities and are high risk. He stated that evaluations by whoever is performing the procedure must take this into account to ensure that patients are cared for in the appropriate setting and receive appropriate follow up care. He stated that the facility has a relationship with the hospital and that patients are sent to the hospital to be watched overnight if needed. Dr. Figge stated that in the current case, the patients should have been sent to the hospital to be watched over night if it was needed, and that the physician bears this responsibility. Dr. Figge stated that he agreed with issuing an Advisory Letter in this matter, and disagreed with including the facility in the language of the sanction. Dr. Bethancourt stated that he agreed with statements made by other members, and that it is the physician's responsibility to select the appropriate location to perform the procedure.

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

2. MD-20-0058A, TZE W. TAN, M.D., LIC. #52469

Dr. Tan addressed the Board during the Public Statements portion of the meeting.

RESOLUTION: Dismiss.

3. MD-19-0573A, EDWARD J. HA, M.D., LIC. #46688

Complainant DF and LF addressed the Board during the Public Statements portion of the meeting. Attorney Gary Fadell also addressed the Board during the Public Statements, on behalf of Dr. Ha.

Ms. Jones stated that she knows Dr. Ha and that it would not affect her ability to adjudicate the case.

Ms. Jones recalled that this matter was previously considered by the Board and returned for further investigation to obtain a new quality of care review by a second MC. She also recalled the comments made during the Public Statements. Ms. Jones stated her concerns regarding the medical records lacking mention of a history and physical having been performed on the patient by a cardiologist prior to proceeding to catheterization, the lack of a repeat troponin level to address the abnormal finding, and the lack of documentation indicating that Dr. Ha saw the patient the night of the catheterization as he had stated in his correspondence to the Board.

Dr. Gillard questioned whether the Board had the ability to review any resultant malpractice claim if the Board were to dismiss the case today. AAG Smith explained that in the event of a malpractice settlement, it would depend upon the facts and circumstances of the claim and whether there is any differentiation between what the Board received in this matter versus what is provided in the malpractice claim. Dr. Beyer stated that additional evidence will be entered into the record as part of the malpractice claim and may involve a different set of circumstances. Dr. Figge pointed out that this matter was returned previously and that the second cardiologist MC did not identify issues with the physician's care based on their review of the medical record. He stated that there was no bad outcome from the catheterization or harm to the patient other than discomfort and the risks associated with the procedure itself. Dr. Figge spoke in support of dismissing the cases in item numbers 3 and 4.

MOTION: Dr. Figge moved for dismissal.

SECOND: Dr. Paul

Ms. Jones requested that the matters be taken separately. She stated that she could not find in the chart where Dr. Ha documented that he saw the patient after catheterization, and she pointed out that the DHS investigation report confirmed that there was no history and physical documented in the chart by cardiology prior to catheterization.

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, and Dr. Krahn. The following Board member voted against the motion: Ms. Jones. The following Board member was absent: Ms. Bain.

VOTE: 8-yay, 1-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

4. MD-19-0573B, SOUNDOS K. MOUALLA, M.D., LIC. #48512

Complainant DF, LF, Dr. Moualla and Attorney Gary Fadell addressed the Board during the Public Statements portion of the meeting.

**MOTION: Dr. Figge moved for dismissal.
SECOND: Dr. Paul**

Dr. Gillard pointed out that the Board had the ability to review the case if new issues arise out of the malpractice claim. Dr. Krahn stated that she shared Ms. Jones' concerns in this case, and that there appeared to be some documents missing from the file. Dr. Krahn proposed returning this case for a new quality of care review by a third MC as she noted that the second MC's report was brief, and stated that she would appreciate another review of the sequence of events and the documented medical decision making.

Dr. Wolf commented that it appeared the crux of this matter involved a lab error. He stated that a physician should be allowed to rely on a lab item that they received. He stated that it is possible that certain items of documentation may be abbreviated in a situation like this with such urgency. Chairman Farmer recognized that the lab value reported to the physician caused the medical team to proceed expeditiously in this case. Chairman Farmer stated it was unclear whether an exam occurred prior to proceeding to catheterization, and that a quick preoperative encounter with the patient may not have decreased the sense of urgency or cause it to be questioned. Dr. Figge recognized that there are a number of conditions where time is imminently important, and noted that the patient had no symptoms associated with the high level troponin reported in the lab results.

Dr. Beyer stated that he did not fault the physician for his decision to act based on the lab value reported. He stated that there was an unfortunate error made, but found that the decision to proceed to catheterization was not unreasonable given the facts that were known at the time. He stated that Ms. Jones brought up an important point, and that there should be a document that shows an encounter between the physician performing the procedure and the patient prior to proceeding with the procedure. Ms. Jones noted that Dr. Moualla indicated in her July 2020 correspondence that she did perform an extensive history and physical of the patient in the holding area, and that the DHS investigation report concluded that the allegations were substantiated that the physician failed to document assessments in the electronic health record.

Dr. Beyer referred the Board members to the cardiac catheterization report in the patient's file, which he found contained the necessary information to qualify as a history and physical, though it was not in a format that he recognized or would expect to see. Dr. Krahn thanked the Board members for their thoughtful input and stated that this discussion has been very helpful, and that her concerns have been alleviated. Dr. Bethancourt commented that he could not think of a physical exam finding that would cause the medical team to not proceed to catheterization in a patient with that level of troponin. Chairman Farmer also thanked the members for their careful consideration and stated that his hesitations have been satisfied in this matter. Ms. Jones reiterated that the DHS investigation that documentation of a history and physical did not exist. Dr. Beyer stated that those findings may be accurate in the technical sense that there was no single isolated document labeled History and Physical, but he did find that the situation was viewed as potentially emergent and was documented in an unusual format. Dr. Beyer stated he found that the care was reasonable. Chairman Farmer thanked the Board members for their very detailed and thoughtful analysis in this matter.

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, and Dr. Krahn. The following Board member voted against the motion: Ms. Jones. The following Board member was absent: Ms. Bain.

VOTE: 8-yay, 1-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

5. MD-19-0865A, TIFFANY A. H. BLACKMOND, M.D., LIC. #57136

Complainant BO, Dr. Blackmond and Attorney Libby Petersen addressed the Board during the Public Statements portion of the meeting.

RESOLUTION: Dismiss.

6. MD-19-1097A, SAMUEL T. CLARK, M.D., LIC. #27446

RESOLUTION: Dismiss.

M. CASES RECOMMENDED FOR ADVISORY LETTERS

MOTION: Ms. Jones moved for the Board to issue an Advisory Letter in item numbers 1, 2, 5, 6, 8, 11, 12, 13 and 14.

SECOND: Dr. Paul

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

1. MD-20-0018A, SAMUEL NANDIN, M.D., LIC. #15582

RESOLUTION: Issue an Advisory Letter for failure to maintain adequate medical records. There is insufficient evidence to support disciplinary action.

2. MD-19-0195A, SCOTT M. BRANNAN, M.D., LIC. #45866

Dr. Brannan and Attorney Adam Anderson addressed the Board during the Public Statements portion of the meeting.

RESOLUTION: Issue an Advisory Letter for failure to offer appropriate, established treatment alternatives to patients as their conditions worsened despite the performance of multiple endovascular procedures. While there is insufficient evidence to support disciplinary action, the Board believes that continuation of the activities that led to the investigation may result in further Board action against the licensee.

3. MD-19-0639A, HEMADEVI CHENTHILMURUGAN, M.D., LIC. #49314

Dr. Chenthilmurugan and Attorney Steve Myers addressed the Board during the Public Statements portion of the meeting. Complainant JF also addressed the Board during the Public Statements.

Dr. Beyer stated that this was a complicated case with a Medical Consultant ("MC") whose opinion was not compelling, and questioned whether the Board would benefit from having the case reviewed by a second MC for a new quality of care review. Dr. Gillard pointed out that an Advisory Letter is a non-disciplinary sanction that is often issued for tracking purposes. Dr. Beyer stated that it would be an injustice to issue an Advisory Letter when one was not warranted.

Dr. Figge noted that the patient elected to proceed without first undergoing the suggested preprocedural work as she had undergone the procedure previously with success. Dr. Figge noted that this was documented in the chart and that he believed the physician may have proceeded appropriately in this case. Dr. Paul stated that he agreed with Dr. Beyer's comments. Board staff pointed out that one rationale available for the Board to consider when issuing an Advisory Letter involved insufficient evidence to support discipline. Dr. Beyer stated that he found there was insufficient evidence in this case to warrant discipline, and that he was not sure it warranted dismissal. Dr. Figge commented that while an Advisory Letter is non-disciplinary, it is not without consequence.

Chairman Farmer instructed the Executive Director and staff to research possible alternatives to Advisory Letters, and to explore what other states have done. He also instructed agendaizing this topic for a broader discussion at a future meeting regarding the

pros and cons to the current structure and any possible modifications including potential legislative changes.

MOTION: Dr. Beyer moved for the Board to return the case for a new quality of care review by a second MC.

SECOND: Dr. Krahn

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Ms. Jones, and Dr. Krahn. The following Board member voted against the motion: Dr. Figge. The following Board member was absent: Ms. Bain.

VOTE: 8-yay, 1-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

4. MD-20-0120A, STEVEN R. REEDER, M.D., LIC. #14219

Dr. Reeder and Attorney Steve Myers addressed the Board during the Public Statements portion of the meeting.

Dr. Figge stated that the physician's examination and evaluation of this patient at initial presentation was appropriate, noting that the patient's presenting symptoms typically improve with conservative treatment. Dr. Figge stated that the unfortunate outcome in this case was not a result of the initial examination and evaluation of this patient, and he spoke in favor of dismissal.

MOTION: Dr. Figge moved for dismissal.

SECOND: Dr. Paul

Dr. Paul agreed with Dr. Figge's comments, and stated that he felt that Dr. Reeder's care met the standard of care in this case. Ms. Jones noted that the records were lacking, and recognized that Dr. Reeder complete CME in medical recordkeeping and has reported changes in his note taking. Dr. Krahn agreed that the care provided was adequate and stated she found that this matter did not rise to the level of an Advisory Letter. Chairman Farmer recognized the tragic outcome and stated that it was not contributed to by the physician.

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

5. MD-19-0488A, JEFFREY A. MARTIN, M.D., LIC. #22004

RS addressed the Board during the Public Statements portion of the meeting.

RESOLUTION: Issue an Advisory Letter for inadequate documentation in the office notes and operative dictations. While there is insufficient evidence to support disciplinary action, the Board believes that continuation of the activities that led to the investigation may result in further Board action against the licensee.

6. MD-19-0784A, ANN M. LANGER, M.D., LIC. #29323

KS addressed the Board during the Public Statements portion of the meeting.

RESOLUTION: Issue an Advisory Letter for inadequate supervision of a medical assistant resulting in failure to diagnose an ectopic pregnancy. While there is insufficient evidence to support disciplinary action, the Board believes that continuation of the activities that led to the investigation may result in further Board action against the licensee.

7. MD-19-0730A, HARVINDER S. BEDI, M.D., LIC. #46253

Attorney Paul Giancola addressed the Board during the Public Statements portion of the meeting on behalf of Dr. Bedi.

Dr. Beyer stated his concerns regarding the lack of attention by Dr. Bedi in the postoperative management of this patient, and questioned whether disciplinary action was warranted. Dr. Figge noted that the patient did not get sick until two days after the original surgery and was being treated by the hospital services. Dr. Figge spoke in support of the recommended Advisory Letter and stated that while there is room for improvement in the documentation, there were other providers involved in this patient's care and Dr. Bedi as the spine surgeon could not have taken care of the complications that occurred outside of the patient's post-surgical needs.

MOTION: Dr. Figge moved for the Board to issue an Advisory Letter for the delay in providing appropriate postoperative care and treatment. While there is insufficient evidence to support disciplinary action, the Board believes that continuation of the activities that led to the investigation may result in further Board action against the licensee.

SECOND: Dr. Paul

Dr. Beyer reiterated his concerns that the physician should have been more attentive to his patient. Chairman Farmer stated that the admitting physician does bear some responsibility here and that an Advisory Letter was warranted.

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member voted against the motion: Dr. Beyer. The following Board member was absent: Ms. Bain.

VOTE: 8-yay, 1-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

8. MD-20-0124A, TRACY J. ROBINSON, M.D., LIC. #50935

Dr. Robinson addressed the Board during the Public Statements portion of the meeting.

RESOLUTION: Issue an Advisory Letter for failure to report a misdemeanor charge to the Board in a timely manner. While there is insufficient evidence to support disciplinary action, the Board believes that continuation of the activities that led to the investigation may result in further Board action against the licensee.

9. MD-20-0108A, JOSE L. VEGA, M.D., LIC. #54496

Dr. Vega addressed the Board during the Public Statements portion of the meeting. Dr. Paul stated that he knows Dr. Vega, but it would not affect his ability to adjudicate the case.

Dr. Bethancourt stated that he did not find that the physician ignored the situation in this case and spoke in favor of dismissal.

MOTION: Dr. Bethancourt moved for dismissal.

SECOND: Dr. Figge

Dr. Paul stated that overall; the patient appeared to have a different agenda than his daughter, noting that the patient continues to happily be cared for by this physician. Dr. Paul also noted that the patient's daughter sought alternative care and did not follow the physician's medication recommendations. Dr. Paul spoke in support of the motion.

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

10. MD-20-0493A, LEON A. DRISS, M.D., LIC. #12761

AH addressed the Board during the Public Statements portion of the meeting.

Dr. Gillard stated that this was a case for the Coroner's Office and spoke in favor of dismissal. He suggested that Board staff question the Coroner's Office as to why this case was refused. Dr. Gillard stated that Dr. Driss was not required to sign the patient's death certificate.

MOTION: Dr. Gillard moved for dismissal.

SECOND: Ms. Jones

Ms. Jones agreed with Dr. Gillard's comments and spoke in favor of the motion to dismiss this case. Dr. Krahn stated her concerns regarding a potential trend with the Coroner's Office, noting that a similar matter was considered by the Board at its last meeting. She questioned how the Board could engage with the Coroner's Office to make better arrangements for physicians to receive the support that is expected by this Board. Dr. Figge agreed that this was a matter for the Coroner's Office and that the primary care physician was not responsible for signing this patient's death certificate.

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

Executive Director McSorley stated that will prepare a letter for the Medical Examiner's Office reflecting the Board's comments.

11. MD-20-0168A, KETAN C. DAVAE, M.D., LIC. #36726

RESOLUTION: Issue an Advisory Letter for misdiagnosing subdural collections as chronic on a CTA resulting in a delay of treatment. While there is insufficient evidence to support disciplinary action, the Board believes that continuation of the activities that led to the investigation may result in further Board action against the licensee.

12. MD-19-0011A, AKINBOLA A. AJAYI-OBE M.D., LIC. #55076

RESOLUTION: Issue an Advisory Letter for failing to timely update his address. There is insufficient evidence to support disciplinary action.

13. MD-20-0259A, BARBARA J. BLASKO, M.D., LIC. #50112

RESOLUTION: Issue an Advisory Letter for action taken by the West Virginia Board of Medicine. There is insufficient evidence to support disciplinary action.

14. MD-20-0192A, MIR J. A. JOFFREY, M.D., LIC. #50893

RESOLUTION: Issue an Advisory Letter for failing to be available for postoperative care and inadequate documentation of conversations with the oculoplastic surgeon. There is insufficient evidence to support disciplinary action.

N. CASES RECOMMENDED FOR ADVISORY LETTERS WITH NON-DISCIPLINARY CONTINUING MEDICAL EDUCATION ("CME") ORDERS

MOTION: Dr. Krahn moved for the Board to issue an Advisory Letter and Order for Non-Disciplinary CME in item numbers 1 and 2.

SECOND: Dr. Paul

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

1. MD-18-0392A, MD-18-0879A, MD-18-1026A, EMIL H. ANNABI, M.D., LIC. #37540

RESOLUTION: Issue an Advisory Letter and Order for Non-Disciplinary CME for imprecise billing, improper management of an opioid dependent patient, and inadequate medical recordkeeping. While there is insufficient evidence to support disciplinary action, the Board believes that continuation of the activities that led to the investigation may result in further Board action against the licensee. Within six months, complete no less than 10 hours of Board staff pre-approved Category I CME in an intensive, in-person course regarding medical recordkeeping. The CME hours shall be in addition to the hours required for license renewal.

2. MD-20-0270A, TREVOR R. THOMPSON, M.D., LIC. #43892

Attorney Ann Holmgren addressed the Board during the Public Statements portion of the meeting on behalf of Dr. Thompson.

RESOLUTION: Issue an Advisory Letter and Order for Non-Disciplinary CME for performing a dermatologic surgery on the wrong site and inadequate documentation. While the licensee has demonstrated substantial compliance through rehabilitation or remediation that has mitigated the need for disciplinary action, the Board believes that repetition of the activities that led to the investigation may result in further Board action against the licensee. Within six months, complete no less than 2 hours of Board staff pre-approved Category I CME regarding patient safety and dermatologic surgery. The CME hours shall be in addition to the hours required for license renewal.

3. MD-20-0131A, IRA S. WOLKE, M.D., LIC. #37694

Dr. Gillard spoke in favor of issuing an Advisory Letter in this matter, and questioned whether the recommended CME was warranted. He stated that this appeared to be an isolated incident and that the physician has learned from the experience of malpractice proceedings.

MOTION: Dr. Gillard moved for the Board to issue an Advisory Letter for failing to identify a right popliteal artery pseudoaneurysm with occlusion on a CTA. While there is insufficient evidence to support disciplinary action, the Board believes that continuation of the activities that led to the investigation may result in further Board action against the licensee.

SECOND: Dr. Beyer

Dr. Figge stated he found that the CME was not warranted in this case and spoke in favor of the motion.

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

O. REVIEW OF EXECUTIVE DIRECTOR DISMISSALS

1. MD-19-1104A, TERRENCE T. CROWDER, M.D., LIC. #41364

MOTION: Dr. Beyer moved for the Board to uphold the dismissal.

SECOND: Ms. Jones

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

P. PROPOSED CONSENT AGREEMENTS (Disciplinary)

MOTION: Dr. Gillard moved for the Board to accept the proposed Consent Agreement in item numbers 1 and 3.

SECOND: Dr. Bethancourt

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

1. MD-20-0041A, RAJEEV BILLING, M.D., LIC. #55813

RESOLUTION: Accept the proposed Consent Agreement for Surrender of Licensure.

2. THIS CASE WAS PULLED FROM THE AGENDA.

3. MD-18-0958A, MD-18-1013A, MD-19-0047A, MD-19-0238A, MURALI D. TALLURI, M.D., LIC. #19237

RESOLUTION: Accept the proposed Consent Agreement for Decree of Censure and 10 Year Probation with Practice Restriction. Dr. Talluri shall be prohibited from prescribing controlled substances until receiving permission from the Board after completing the CME as stated in the Board's Order, completed within six months of the date of request for termination is made; and, must be accompanied by proof of enrollment with a Board-approved monitoring company to perform periodic chart reviews of current patients' charts for care rendered after the date the physician returned to practice. Dr. Talluri shall not request release from the Practice Restriction for five years from the effective date of this Order. Within six months prior to the date of Dr. Talluri's request for termination of the Practice Restriction, he shall complete no less than 15 hours of Board staff pre-approved Category I CME in an intensive, in-person course regarding controlled substances prescribing. The CME hours shall be in addition to the hours required for license renewal. After three consecutive favorable chart reviews, the physician may petition the Board to request Probation termination. In the event that the physician petitions the Board for Probation termination and the Practice Restriction is in effect at the time, the Board may require any combination of examinations and/or evaluations in order to determine whether the licensee is safe to prescribe controlled substances.

Q. APPROVAL OF DRAFT FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

MOTION: Dr. Figge moved for the Board to approve the draft Findings of Fact, Conclusions of Law and Order in item numbers 1 and 2.

SECOND: Dr. Krahn

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

1. MD-19-0178A, MING-JAI LIU, M.D., LIC. #47701

RESOLUTION: Approve the draft Findings of Fact, Conclusions of Law and Order for a Decree of Censure.

2. MD-17-0973A, JOHN D. MARSHALL, M.D., LIC. #10961

Dr. Marshall addressed the Board during the Public Statements portion of the meeting.

RESOLUTION: Approve the draft Findings of Fact, Conclusions of Law and Order for a Letter of Reprimand.

R. LICENSE APPLICATIONS

i. CONSIDERATION AND POSSIBLE ACTION TO APPROVE OR DENY LICENSE APPLICATION, OR TAKE OTHER ACTION

MOTION: Dr. Krahn moved for the Board to grant licensure in item numbers 1, 2, 3, and 4.

SECOND: Dr. Gillard

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

1. MD-20-0464A, ELLENA L. BODDIE, M.D., LIC. # N/A

Dr. Boddie addressed the Board during the Public Statements portion of the meeting.

Dr. Krahn recognized the significant amount of remediation required by the other licensing body, and stated that she had no concerns regarding this physician having unresolved issues. Dr. Krahn noted the number of sanctions imposed on this physician in the past and that all requirements have since been satisfied.

RESOLUTION: Grant licensure.

2. MD-20-0593A, BENJAMIN UEBERROTH, M.D., LIC. # N/A

RESOLUTION: Grant licensure.

3. MD-20-0517A, LINDA M. PETROVICH, M.D., LIC. # N/A

Dr. Petrovich addressed the Board during the Public Statements portion of the meeting.

RESOLUTION: Grant licensure.

4. MD-20-0020A, DUY P. TRAN, M.D., LIC. # N/A

RESOLUTION: Grant the waiver request and grant licensure.

ii. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING APPLICANT'S REQUEST FOR WAIVER OF DOCUMENTATION REQUIREMENT

MOTION: Dr. Gillard moved for the Board to grant the request for waiver of documentation requirement and grant licensure in item numbers 1, 2, and 3.

SECOND: Dr. Beyer

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

1. ROOSHIN B. DALAL, M.D., LIC. #N/A

RESOLUTION: Grant request for waiver of documentation requirement.

2. BRUCE H. CAMILLERI, M.D., LIC. #N/A

RESOLUTION: Grant request for waiver of documentation requirement.

3. RATAN SHAH, M.D., LIC. #N/A

RESOLUTION: Grant request for waiver of documentation requirement.

OTHER BUSINESS

S. REQUEST FOR MODIFICATION OF BOARD ORDER

1. MD-19-0321A, MD-20-0477A, MANISH J. PATEL, M.D., LIC. #29685

Dr. Gillard observed that Dr. Patel signed the amended agreement, and that one change involved the physician abstaining from the use of hand sanitizer containing alcohol.

MOTION: Dr. Krahn moved for the Board to grant the request to modify the Board Order and accept the proposed Consent Agreement for Decree of Censure and Five Year Probation to participate in PHP. The Probation shall be retroactive to September 5, 2019. The Probation shall not terminate except upon affirmative request of the physician and approval by the Board.

SECOND: Dr. Gillard

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

T. REQUEST FOR TERMINATION OF BOARD ORDER

1. MD-14-1229A, NATHAN M. BROOKS, M.D., LIC. #34307

Dr. Brooks and Attorney Steve Myers addressed the Board during the Public Statements portion of the meeting.

Dr. Krahn stated that she was impressed by the physician's efforts to satisfy the terms and conditions of the Board's Order in this matter. Dr. Krahn spoke in favor of granting the request for termination. Dr. Gillard stated that he appreciated Dr. Krahn's comments, and also spoke in favor of granting the physician's termination request. Dr. Beyer stated that the physician appeared sincere in his presentation to the Board during the Public Statements and that he appropriately responded to the Board's Order. Dr. Bethancourt agreed with comments made by other members, and stated that the physician appeared remorseful and recognized that he has complied with all requirements. Ms. Jones stated that it was helpful hearing from the licensee during the Public Statements portion of the Board's meeting.

MOTION: Dr. Gillard moved for the Board to grant the request to terminate the March 1, 2016 Board Order.

SECOND: Dr. Krahn

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.

VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

U. GENERAL CALL TO THE PUBLIC

GW spoke during the General Call to the Public and requested the Board pursue future legislation for screening of medical personnel and their social media accounts, and for zero tolerance of practitioners mistreating or threatening patients who are of a specific belief system.

The Board confirmed that members received and reviewed the two written statements submitted under this agenda item.

V. ADJOURNMENT

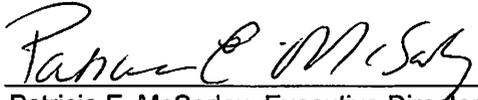
MOTION: Dr. Beyer moved for the Board to adjourn.

SECOND: Dr. Gillard

VOTE: The following Board members voted in favor of the motion: Dr. Farmer, Dr. Gillard, Dr. Paul, Dr. Bethancourt, Dr. Beyer, Ms. Dorrell, Dr. Figge, Ms. Jones, and Dr. Krahn. The following Board member was absent: Ms. Bain.
VOTE: 9-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.
MOTION PASSED.

The Board's meeting adjourned at 12:22 p.m.




Patricia E. McSorley, Executive Director