



Arizona Medical Board

1740 W. Adams St., Suite 4000 • Phoenix, Arizona 85007

Home Page: <http://www.azmd.gov>

Telephone (480) 551-2700 • Fax (480) 551-2705 • In-State Toll Free (877) 255-2212

DRAFT MINUTES FOR REGULAR SESSION MEETING

Held on Thursday, March 3, 2022

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
Lois E. Krahn, 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
Eileen M. Oswald

GENERAL BUSINESS

A. CALL TO ORDER

Chairman Farmer called the Board's meeting to order at 5:04 p.m.

B. ROLL CALL

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

The following Board member was absent: Ms. Oswald.

ALSO PRESENT

The following Board staff participated in the teleconference: Patricia McSorley, Executive Director; Kristina Jensen, Deputy Director; Raquel Rivera, Investigations Manager; William Wolf, M.D., Chief Medical Consultant; Michelle Robles, Board Operations Manager. Carrie Smith, Assistant Attorney General ("AAG") also participated in the teleconference.

C. PUBLIC STATEMENTS REGARDING MATTERS LISTED ON THE AGENDA

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

D. EXECUTIVE DIRECTOR'S REPORT

- Discussion Regarding Licensing Process Related to the Inability to Obtain Primary Source Verification of Licensure in Another State

Ms. McSorley reported that sometimes it is difficult to obtain primary source verification from other states, but staff does have a mechanism to bring the application to the Board for approval.

- Discussion Regarding the Processing of Renewal Applications that Require Investigation

Ms. McSorley reported that when staff has a renewal application with a yes answer and needs to open an investigation the license cannot expire. The license status remains active on the profile page, but the expiration date does not change. This is creating confusion for those who rely on the physician's profile page. Ms. McSorley requested a change in policy to issue all licenses if they are administratively complete with a notification to the licensee that there is an open investigation that will be completed. Ms. McSorley noted that if discipline is warranted, the licensee will still be entitled to due process.

MOTION: Dr. Gillard moved to grant the executive director's request for policy change to direct Board staff to renew all applications once otherwise administratively complete, with a notification to the licensee that the investigation will continue until completed.

SECOND: Dr. Figge

Dr. Bethancourt commented that this does create confusion for credentialing agencies and spoke in favor of the motion. Dr. Beyer inquired if this would affect the licensee's appeal rights.

Ms. Smith opined that this would not affect the appeal rights as they are dependent on the Board's action.

Dr. Gillard opined that this will streamline the process and not hold up credentialing.

Ms. Smith clarified the Board's renewal statute.

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

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

MOTION PASSED.

- Attendance at the Federation of State Medical Board's Annual Meeting

Ms. McSorley instructed Board Members that if they wish to attend please inform Board staff and they will make arrangements.

- Discussion Regarding Board's Processes and Procedures

E. CHAIR'S REPORT

Dr. Farmer reported that due to physical constraints the Board room will not be ready until the fall. Staff is working on creating an in-person luncheon for day two of the June meeting for education purposes.

Dr. Figge inquired about the two open positions on the Board.

Dr. Farmer noted that this issue has been raised with the Governor's office.

Dr. Farmer explained that had a meeting with the FSMB to discuss ways to utilize their resources to compare other states regulation and board actions.

F. LEGAL ADVISOR'S REPORT

Carrie Smith, Assistant Attorney General

G. APPROVAL OF MINUTES

- October 26, 2021 Teleconference
- October 26, 2021 Special Teleconference
- December 22, 2021 Summary Action Teleconference

Board members noted corrections that need to be made to the October 26, 2021 Teleconference and October 26, 2021 Special Teleconference minutes.

Ms. Jones abstained from the October minutes.

MOTION: Dr. Figge moved to approve the October 26, 2021 Teleconference, the October 26, 2021 Special Teleconference with the corrections as noted.

SECOND: Dr. Gillard.

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

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

MOTION PASSED.

Board members noted corrections that need to be made to the December 22, 2021 Summary Action minutes. Dr. Figge noted that he was absent from this meeting.

MOTION: Dr. Gillard moved to approve the December 22, 2021 Summary Action Teleconference with the corrections as noted.

SECOND: Ms. Jones.

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

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

MOTION PASSED.

CONSENT AGENDA

H. CASES RECOMMENDED FOR DISMISSAL

MOTION: Dr. Gillard moved to dismiss item numbers 1-3.

SECOND: Dr. Bethancourt.

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

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

MOTION PASSED.

1. MD-21-0807A, HAROLYN C. GILLES, M.D., LIC. #11732

RESOLUTION: Dismiss.

2. MD-21-0184A, AMMAR ALSHEIKH, M.D., LIC. #34235

RESOLUTION: Dismiss.

3. MD-21-0499A, DAVID T. TZOU, M.D., LIC. #47601

Dr. Tzou and counsel GinaMarie Slattery addressed the Board during the Public Statements portion of the meeting.

RESOLUTION: Dismiss.

I. CASES RECOMMENDED FOR ADVISORY LETTERS

MOTION: Dr. Krahn moved to issue an advisory letter in item numbers 2, 3, 4, 6, 7, 9, 11, 13, 14 and 15.

SECOND: Dr. Gillard.

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

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

MOTION PASSED.

1. MD-21-0730A, ROBERT J. CAMPION, M.D., LIC. #54461

E.H. addressed the Board during the Public Statements portion of the meeting.

Dr. Bethancourt commented that the physician felt that there needed to be further evaluation and referred to the emergency room for further x-rays after a motor vehicle accident.

MOTION: Dr. Bethancourt moved to dismiss.

SECOND: Dr. Beyer.

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

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

MOTION PASSED.

2. MD-21-0314A, SUNILDAT D. MAHESHWARI, M.D., LIC. #43365

Dr. Maheshwari and counsel Doug Cullins addressed the Board during the Public Statements portion of the meeting.

RESOLUTION: Advisory Letter for inappropriate management of a patient's hypertension with acute exacerbation and inadequate documentation. 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-21-0777A, GWYNN R. PATTERSON, M.D., LIC. #14904

RESOLUTION: Advisory Letter for prescribing medication without an examination and failing to maintain medical records. 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.

4. MD-21-0316A, JOSHUA A. KOLB, M.D., LIC. #52890

RESOLUTION: Advisory Letter for inadequate neurologic evaluation and failure to obtain a wrist x-ray when a patient complained of pain after a fall. 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.

5. THIS CASE HAS BEEN PULLED FROM THE AGENDA.

6. MD-20-1033A, STEPHEN A. GEPHARDT, M.D., LIC. #46286

RESOLUTION: Advisory Letter for inadequate medical recordkeeping and failure to register with the Arizona controlled substance prescription monitoring program. 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-20-0647A, ISHA GUPTA, M.D., LIC. #49904

RESOLUTION: Advisory Letter for failing to appropriately examine a patient who vocalized repeated concerns regarding his feet. 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.

8. THIS CASE HAS BEEN PULLED FROM THE AGENDA.

9. MD-21-0351A, URVISH K. SHAH, M.D., LIC. #53159

RESOLUTION: Advisory Letter for having action taken by the Michigan Medical Board. 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.

10. MD-21-0423A, JOHN V. SCIALLI, M.D., LIC. #13779

A.H. and S.B. addressed the Board during the Public Statements portion of the meeting.

Dr. Farmer commented that the prescribing was unusual in this case. Dr. Krahn expressed concern that this patient was on an amphetamine with a well-documented history of mental illness that has been poorly controlled. Dr. Krahn spoke in favor of the advisory letter.

MOTION: Dr. Krahn moved to issue an Advisory Letter for prescribing Adderall to a patient with active psychosis. 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. Gillard.

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

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

MOTION PASSED.

11. MD-21-0826A, WAHEED JALALZAI, M.D., LIC. #32876

RESOLUTION: Advisory Letter for action taken by the Kentucky, Texas, and Wisconsin Boards. 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-21-0367A, JAVIER J. FIGUEROA, M.D., LIC. #55509

Counsel John Checkett addressed the Board during the Public Statements portion of the meeting.

Dr. Gillard explained that it is common in an emergency department for one physician to complete the workup, the exam and follow-up and ask a colleague to ensure the radiograph was okay. The patient was treated appropriately and this was a hand off to Dr. Figueroa to ensure the radiograph was okay.

MOTION: Dr. Gillard moved to dismiss.

SECOND: Dr. Figge.

Dr. Figge commented that when a physician is taking over care, they usually do a cursory exam but also trust that the previous examination was accurate. The records show that a full examination was done by the previous physician.

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

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

MOTION PASSED.

13. MD-21-0363A, KAREN E. APODACA, M.D., LIC. #19568

RESOLUTION: Advisory Letter for failing to review and address a CT scan with an identified pulmonary nodule causing a delay in diagnosis of adenocarcinoma. 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.

14. MD-21-0712A, HASAN T. OZGUR, M.D., LIC. #26387

RESOLUTION: Advisory Letter for action taken by the Washington Medical Commission. 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.

15. MD-21-0583A, GILBERT CORDERO, M.D., LIC. #30708

RESOLUTION: Advisory Letter for inadequate documentation. 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.

J. REVIEW OF EXECUTIVE DIRECTOR DISMISSALS

1. MD-19-0567A, RANDALL S. FRIESE, M.D., LIC. #40557

Dr. Figge noted that he knows Dr. Friese but it does not affect his ability to adjudicate this case.

Dr. Goldberg summarized that this was a case of a perforated appendix that went to the operative room for a laparoscopic appendectomy. Unfortunately, a known complication of this operation is a post-operative bleed. There could be a variety of reasons for the bleed to occur after the procedure. This risk is usually discussed in the informed consent.

MOTION: Dr. Gillard moved to uphold the ED Dismissal.

SECOND: Dr. Bethancourt.

Dr. Gillard commented that the important thing was the complication was quickly recognized and addressed.

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

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

MOTION PASSED.

2. MD-21-0731A, NEHA MAHESHWARI, M.D., LIC. #40562

P.L. addressed the Board during the Public Statements portion of the meeting.

Dr. Gillard inquired about the timeframe on when the complaint was filed with the Board.

Ms. Rivera clarified that the letter that was sent in 2016 was titled to the Task Force of Senior Abuse with the Office of the Attorney General. There was no indication that the Board was copied or sent this 2016 letter. Since the complaint was filed with the Board in 2021 which is past the Board's statute of limitations.

Ms. Smith clarified that the statute of limitations is four years and therefore the 2016 issue is outside the Board's preview.

Dr. Gillard noted that although the physician signed the death certificate there were no opiates prescribed in four years.

MOTION: Dr. Gillard moved to uphold the ED Dismissal.

SECOND: Dr. Bethancourt.

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

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

MOTION PASSED.

K. PROPOSED CONSENT AGREEMENTS (Disciplinary)

MOTION: Dr. Gillard moved to accept the consent agreement in item numbers 1-3

SECOND: Dr. Beyer.

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

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

MOTION PASSED.

1. MD-21-0308A, ANDRES ALVARADO, M.D., LIC. #26109

RESOLUTION: Letter of Reprimand and Two Year Probation. Within three months, complete no less than 10 hours of Board staff pre-approved Category I CME in an intensive, in-person course regarding medical recordkeeping and no less than 15 hours of Board staff pre-approved Category I CME in an intensive, in-person course regarding prescribing controlled substances. The CME hours shall be in addition to the hours required for license renewal. Within thirty days of completing the Board ordered CME, Dr. Alvarado shall enter into a contract with a Board approved monitoring company to perform periodic chart reviews, at the physician's expense. After two consecutive favorable chart reviews, Dr. Alvarado may petition the Board to terminate the Probation. The Probation shall not terminate except upon affirmative request of the physician and approval by the Board.

2. MD-21-0308B, IRFAN MIRZA, M.D., LIC. #28306

RESOLUTION: Letter of Reprimand and Two Year Probation. Within three months, complete no less than 15 hours of Board staff pre-approved Category I CME in an intensive, in-person course prescribing controlled substances, and complete CPEP's ProBE course for Ethics and Boundaries. The CME hours shall be in addition to the hours required for license renewal. Within thirty days of completing the Board ordered CME, Dr. Mirza shall enter into a contract with a Board approved monitoring company to perform periodic chart reviews, at the physician's expense. After three consecutive favorable chart reviews, Dr. Mirza may petition the Board to terminate the Probation. Dr. Mirza shall not request early termination of Probation without having completed the chart review process. The Probation shall

not terminate except upon affirmative request of the physician and approval by the Board.

3. MD-20-0950A, JAMES D. GORDON, M.D., LIC. #28386

RESOLUTION: License Reactivation, Letter of Reprimand and Five Year Probation to participate in PHP with terms consistent with the PHP Contractor's recommendations. Within six months, complete CPEP's ProBE course in ethics. The licensee shall obtain an unconditional or conditionally passing grade. The CME hours shall be in addition to the hours required for license renewal. The Probation shall not terminate except upon affirmative request of the physician and approval by the Board, and Dr. Gordon's request for termination shall be accompanied by a recommendation from his PHP Contractor stating that monitoring is no longer required. Respondent is not eligible to request early termination of this Order.

L. LICENSE APPLICATIONS

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

MOTION: Dr. Figge moved to grant the license in item numbers 1-3.

SECOND: Dr. Krahn.

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

VOTE: 8-yay, 0-nay, 0-abstain, 0-recuse, 2-absent.

MOTION PASSED.

1. MD-21-0745A, ANDREW D. MILLS, M.D., LIC. #N/A

RESOLUTION: License granted.

2. MD-21-0991A, EDWARD A. RUIZ, M.D., LIC. #N/A

RESOLUTION: License granted.

3. MD-21-0894A, LESLEY A. BARBOUR, M.D., LIC. #N/A

RESOLUTION: License granted.

ii. CONSIDERATION OF LICENSE APPLICATION WITH RECOMMENDATION FROM THE EXECUTIVE DIRECTOR

1. PEDRO A. R. DOS SANTOS, M.D., LIC. #N/A

MOTION: Dr. Bethancourt moved to grant the license in item numbers 1-3.

SECOND: Ms. Dorrell.

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

VOTE: 8-yay, 0-nay, 0-abstain, 0-recuse, 2-absent.

MOTION PASSED.

iii. **REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING LICENSURE BY ENDORSEMENT PURSUANT TO A.R.S. § 32-1426(B) AND R4-16-201(F), OR TAKE OTHER ACTION**

MOTION: Ms. Jones moved to grant licensure by endorsement in item numbers 1-3.

SECOND: Dr. Krahn.

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

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

MOTION PASSED.

1. CHEN I. HUANG, M.D., LIC. #N/A
Staff: Ms. Colafranceschi

RESOLUTION: License granted.

2. MICHAEL A. CENTENO, M.D., LIC. #N/A
Staff: Ms. Urias

RESOLUTION: License granted.

3. SANFORD SIEGEL, M.D., LIC. #N/A
Staff: Ms. Martinez, Ms. Dunavant

RESOLUTION: License granted.

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

1. BRADLEY S. WALKER, M.D., LIC. #N/A

MOTION: Dr. Beyer moved to grant the waiver.

SECOND: Dr. Bethancourt.

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

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

MOTION PASSED.

*****END OF CONSENT AGENDA*****

OTHER BUSINESS

M. REQUEST FOR TERMINATION OF BOARD ORDER

1. MD-18-0356A, LISA A. SPARKS, M.D., LIC. #13545

Dr. Gillard noted that the terms to request termination of Probation have been met.

MOTION: Dr. Gillard moved to grant the request for termination of the December 4, 2020 Board Order.

SECOND: Dr. Bethancourt.

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

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

MOTION PASSED.

2. MD-17-0660A, SERIGN M. A. MARONG, M.D., LIC. #54601

Dr. Gillard noted that the physician has been compliant with the order and other State orders.

MOTION: Dr. Gillard moved to grant the request for termination of the October 4, 2017 Board Order.

SECOND: Dr. Krahn.

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

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

MOTION PASSED.

3. MD-19-0985A, THANES J. VANIG, M.D., LIC. #24745

Counsel Cristy Chait addressed the Board during the Public Statements portion of the meeting.

Dr. Gillard commented that the physician has been in compliance with the Board Order by completing the CME and the PIP report showed "passing".

MOTION: Dr. Gillard moved to grant the request for termination of the February 11, 2021 Board Order.

SECOND: Dr. Bethancourt.

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

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

MOTION PASSED.

4. MD-18-0795A, MATTHEW E. VANASCO, M.D., LIC. #34180

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

Dr. Farmer stated that he knows the physician, but this would not affect his ability to adjudicate this case.

Dr. Gillard commented that there has been three years of sobriety with the Board Order and agrees with early termination.

MOTION: Dr. Gillard moved to grant the request for termination of the August 13, 2020 Board Order.

SECOND: Dr. Beyer.

Dr. Krahn expressed reservations given that the physician's monitor feels another year of monitoring would be beneficial. A hospital has bylaws that are not supportive of monitoring for physicians who need it. Dr. Krahn stated the she is not in support of early termination with these circumstances. Dr. Bethancourt and Dr. Gillard agreed that after 3 years of compliance one more year would not make a difference. Dr. Figge spoke in favor of the motion given the physician's public statement. Dr. Beyer commented that the physician has made the necessary changes.

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

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

MOTION PASSED.

5. MD-18-0427A, FRANC W. BRODAR, M.D., LIC. #24079

Dr. Gillard commented that the PHP monitor and an independent monitor state the physician is in compliance and are in support of early termination.

MOTION: Dr. Gillard moved to grant the request for termination of the August 23, 2018 Board Order.

SECOND: Dr. Figge.

Dr. Krahn commented that there is very strong support of this physician and spoke in favor of early termination

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

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

MOTION PASSED.

N. GENERAL CALL TO THE PUBLIC

Michael Bertrand and Virginia Bertrand addressed the Board during the General Call to the Public regarding Dr. Schialli.

O. ADJOURNMENT

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

SECOND: Dr. Bethancourt.

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

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

MOTION PASSED.

The Board's teleconference adjourned at 7:03 p.m.



Patricia E. McSorley, Executive Director