



Arizona Medical Board

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

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NOTICE & AGENDA FOR REGULAR SESSION MEETING Scheduled to begin at 8:00 a.m. on Wednesday, April 5, 2023 1740 W. Adams St., Board Room A • Phoenix, Arizona

Notice is hereby given to the general public and to the members of the Arizona Medical Board (Board), that the Board will hold a regular meeting open to the public at the Board's offices located at **1740 W. Adams St., Suite 4000, Phoenix, Arizona**. A.R.S. § 38-431.02. The Board, upon a majority vote of a quorum of the members, may hold an *Executive Session* on any of the listed agenda items to obtain legal advice. A.R.S. § 38-431.03(A)(3). The Board may vote to go into *Executive Session* to discuss and consider records exempt by law from public inspection, including the receipt and discussion of information or testimony that is confidential by State or Federal law on agenda items G through R pursuant to A.R.S. § 38-431.03(A)(2).

The Board reserves the right to change the order of items on the agenda, except for matters set for a specific time. The formal interviews are scheduled to be heard during specific time blocks. However, the Chairman of the Board reserves the right to call cases in random order. Please note that the recommendations listed on the agenda are merely suggested Board actions. These recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject or modify any recommendation listed on the agenda.

Americans with Disabilities Act: Person with disabilities may request reasonable accommodations by contacting Michelle Butler at (480) 551-2714. Requests should be made as early as possible to allow time to arrange the accommodation.

THE BOARD WILL CONSIDER, DISCUSS AND MAY TAKE ACTION ON ANY AGENDA ITEM

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

Katie S. Artz, M.D., M.S.

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

Constantine Moschonas, M.D., F.A.A.N.

Eileen M. Oswald

If you need to speak to a member of Board staff regarding agenda items,
please contact the Board Coordinator at (480) 551-2734.

GENERAL BUSINESS

A. CALL TO ORDER – 8:00 a.m.

R. Screven Farmer, M.D., Chair

B. ROLL CALL

Lois E. Krahn, M.D., Secretary

C. PUBLIC STATEMENTS REGARDING MATTERS LISTED ON THE AGENDA – 8:00 a.m.

This item will be limited to items on the agenda. Those wishing to address the Board need not request permission in advance; however, the Board may limit the number of speakers to three (3) per side on any one agenda item.

D. EXECUTIVE DIRECTOR'S REPORT

Patricia E. McSorley, Executive Director

- Update on Request for Additional Appropriation to Fund Increase in FTEs for Staff Investigators and Increase Compensation to Outside Medical Consultants for Review of Cases
- Legislative Update, Including but Not Limited to SB1285 (licensure; international medical school graduates), SB1457 (psychologists prescribing authority), HB2043 (physician assistants; supervision; collaboration)

E. CHAIR'S REPORT

R. Screven Farmer, M.D., Chair

F. LEGAL ADVISOR'S REPORT

Carrie Smith, Assistant Attorney General

G. APPROVAL OF MINUTES

- January 5, 2023 Special Teleconference; including Executive Session
- January 20, 2023 Summary Action Teleconference
- February 1, 2023 Regular Session

LEGAL MATTERS

H. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON THE ADMINISTRATIVE LAW JUDGE'S RECOMMENDED DECISION.

Possible action includes, but is not limited to, adopting Findings of Fact, Conclusions of Law and Order.

Pursuant to A.R.S. § 41- 1092.08(i), the Board may meet and confer for purposes of modifying the recommended decision, including the Findings Of Fact, Conclusions Of Law and Recommended Order set forth in the ALJ's recommended decision issued in case no. 22A-54596-MDX- involving Dr. Richard M. Roberts and in case no. 22A-27651-MDX involving Dr. Sheila R. Mane. **(Scheduled to begin at 8:30 a.m.)**

The Board may only consider the official record when adjudicating a Formal Hearing Matter; therefore, the Board cannot consider new testimony or evidence at this time.

1. MD-19-0014A, RICHARD M. ROBERTS, M.D., LIC. #54596
2. MD-18-0299A, SHEILA R. MANE, M.D., LIC. #27651

I. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON SETTLEMENT OFFER IN LIEU OF FORMAL HEARING (Scheduled to begin at 8:45 a.m.)

The Board may only consider the official record when adjudicating a Formal Hearing Matter; therefore, the Board cannot consider new testimony or evidence at this time.

1. MD-22-0078A, ROBERT J. LUEKEN, M.D., LIC. #56972
2. MD-20-0941A, MD-21-0256A, MICHAEL H. WRIGHT, M.D., LIC. #50466

J. FORMAL LICENSING INTERVIEWS (Scheduled to begin at 9:00 a.m.)

The Board will review, discuss and may vote to take action on the following cases pursuant to A.R.S. § 32-1451(l). The Board may also table for further investigation, postpone, and/or forward for administrative review.

1. MD-22-0650A, LAWRENCE ROTHENBERG, M.D., LIC. #N/A
Staff: Ms. Young
Presenting Board Member: Dr. Gillard

K. FORMAL LICENSING INTERVIEWS (Scheduled to begin at 9:30 a.m.)

The Board will review, discuss and may vote to take action on the following cases pursuant to A.R.S. § 32-1451(l). The Board may also table for further investigation, postpone, and/or forward for administrative review.

1. MD-22-0470A, DAVID J. HETZEL, M.D., LIC. #N/A
Staff: Ms. Young
Presenting Board Member: Dr. Farmer

CONSENT AGENDA

The Consent Agenda items may be considered for approval as a single action unless a Board member wishes to remove an item for discussion.

L. CASES RECOMMENDED FOR DISMISSAL

The Board will review and may vote to take action on the following case(s).

1. MD-21-0792A, SANDEEP K. MAYUR, M.D., LIC. #51712
Staff: Ms. Shepherd, Dr. Vandenheede
2. MD-22-0049A, HECTOR I. RODRIGUEZ-LUNA, M.D., LIC. #26827
Staff: Ms. Dittlof, Dr. Vandenheede

M. CASES RECOMMENDED FOR ADVISORY LETTERS

The Board will review and may vote to take action on the following case(s).

1. MD-22-0248A, FRANCISCO R. VALDIVIA, M.D., LIC. #8483
Staff: Ms. Rivera, Dr. Vandenheede
2. MD-22-0717A, JACK DIEP, M.D., LIC. #55528
Staff: Ms. Migdal, Dr. Vandenheede
3. MD-22-0053A, GEORGE L. SIBLEY, M.D., LIC. #9085
Staff: Ms. Rivera, Dr. Ashby
4. MD-22-0222A, SACHIN NARAIN, M.D., LIC. #51557
Staff: Ms. Dittlof, Dr. Ashby
5. MD-22-0367A, DEAN U. SHIPPEY, M.D., LIC. #47313
Staff: Ms. Dittlof, Dr. Ashby
6. MD-22-0398A, PINAKIN G. BHAKTA, M.D., LIC. #27723
Staff: Ms. Rivera, Dr. Ashby

N. CASES RECOMMENDED FOR ADVISORY LETTERS WITH NON-DISCIPLINARY CONTINUING MEDICAL EDUCATION ORDERS

The Board will review and may vote to take action on the following case(s).

1. MD-22-0239A, RICHARD A. CARDONE, M.D., LIC. #26223
Staff: Ms. Rivera, Dr. Vandenheede

O. REVIEW OF EXECUTIVE DIRECTOR DISMISSALS

The Board will review and may vote to take action on the following case(s).

1. MD-21-0433A, MICHAEL T. LAWTON, M.D., LIC. #23468
Staff: Ms. Rivera, Dr. Dr. Goldberg

P. PROPOSED CONSENT AGREEMENTS (Disciplinary)

The Board will review and may vote to take action on the following case(s).

1. MD-20-0679A, DAVID C. CHANG, M.D., LIC. #59452
Staff: Ms. Downey
2. MD-22-0138A, GEORGE D. KARALIS, M.D., LIC. #6654
Staff: Ms. Young
3. MD-19-1185A, JOHN A. LIEBERT, M.D., LIC. #24378
Staff: Ms. Rivera, Dr. Coffey

Q. LICENSE APPLICATIONS

The Board will review and may vote to take action on the following applications.

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

1. MD-23-0054A, RUSSELL H. HARRIS, M.D., LIC. #N/A
Staff: Ms. Young
2. MD-22-0972A, JASON R. BURKE, M.D., LIC. #N/A
Staff: Ms. Morey

ii. CONSIDERATION AND POSSIBLE ACTION TO APPROVE OR DENY LICENSE APPLICATION, OR TAKE OTHER ACTION WITH STAFF RECOMMENDATION

1. MD-22-0057A, BABAR A. KHERA, M.D., LIC. #N/A
Staff: Ms. Young

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

1. ABDULRAHMAN K. A. RAGEH, M.D., LIC. #N/A
Staff: Ms. Ahmetovic

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

OTHER BUSINESS

R. REQUEST FOR TERMINATION OF BOARD ORDER

The Board will review and may vote to take action on the following case(s).

1. MD-18-1110A, SHARRON A. JONES-DAGGETT, M.D., LIC. #47737
Staff: Ms. Fairbourn
2. MD-19-0444A, LAKSHMINARAYANA GUTTIKONDA, M.D., LIC. #58243
Staff: Ms. Fairbourn

S. GENERAL CALL TO THE PUBLIC

Those wishing to address the Board need not request permission in advance; however, the Board may limit those persons speaking during the "General Call to the Public" at three (3) per side on any one issue. A.R.S. § 38-431.01(H). The Board can only take action on matters listed on the agenda and other matters related thereto. A.R.S. § 38-431.02(H). If appropriate, actions on public comment matters that are not listed on the agenda will be limited to directing staff to study the matter or schedule the matter for further discussion at a later date. A.R.S. § 38-4301.01(H).

T. ADJOURNMENT



Patricia E. McSorley
Patricia E. McSorley, Executive Director