



Arizona Medical Board

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

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FINAL MINUTES FOR SPECIAL TELECONFERENCE MEETING

Held on Wednesday, July 3, 2024

1740 W. Adams St., Board Room A • Phoenix, Arizona

Board Members

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

GENERAL BUSINESS

A. CALL TO ORDER

Chair Figge called the meeting to order at: 5:02 p.m.

B. ROLL CALL

The following Board members participated virtually: Dr. Figge, Dr. Bethancourt, Dr. Krahn, Dr. Artz, Dr. Beyer, Dr. Farmer, Dr. Gillard, Ms. Dorrell, Ms. Jones, and Dr. Moschonas.

The following Board Members were absent: Ms. Bain.

ALSO PRESENT

The following Board staff participated in the meeting: Patricia McSorley, Executive Director; Raquel Rivera, Interim Deputy Director; Claude Deschamps, M.D., Chief Medical Consultant; Nicole Samaradellis, Interim Investigations Manager; Amy Skaggs, SIRC Coordinator and Michelle Robles, Board Operations Manager. Carrie Smith, Assistant Attorney General ("AAG") also participated in the meeting.

C. PUBLIC STATEMENTS REGARDING MATTERS LISTED ON THE AGENDA

Individuals who addressed the Board during the Public Statements portion of the meeting appear beneath the case.

D. EXECUTIVE DIRECTOR'S REPORT

- Update on the Federation of State Medical Boards (FSMB) Symposium on the Creation of Pathways for Licensure for International Medical School Graduates

Ms. McSorley reported that the purpose of the meeting was to have the FSMB come up with some advisory recommendations regarding creating alternative pathways for licensure within the states. Ms. McSorley noted that Tennessee has created a pathway, however it has been two years and they have not established rules yet. Ms. McSorley noted that it was unclear if there is a physician shortage or a physician distribution issue. The outcome

of the meeting was that the FSMB was unable to provide any recommendations. The FSMB called for a second meeting with the Board of Directors due to a lot of the speakers not being in favor of the pathways that were introduced. Ms. McSorley noted that our Board has a statute that allows licenses to be granted a license based on the merits of the physician coming before the board including the individual's competency and capacity to practice. Ms. McSorley informed the Board that the next FSMB meeting would be in mid-July.

- Update on the AMB FY25 Budget

Ms. McSorley indicated that the most impactful result of the recent legislative meeting was the budget sweeps. As a result, they swept 9.3 million and the Board now has 3 million dollars left. Ms. McSorley informed the Board that a motion was made during that meeting that would reduce the amount of revenue the Board would be allowed to keep. It would be an 85/15 split with 85 percent going to the general fund. Ms. McSorley commented that even though she is unhappy with the legislation, she believes that the Board will still be able to operate under the new budgetary regulations. Ms. McSorley reminded the Board that money had been granted to hire two new investigators.

Dr. Figge noted that the 85% Ms. McSorley mentioned would be what the Board would keep and that the fines we collect go to the general fund.

Ms. McSorley informed the Board that they would not be allowed to raise fees for the next 2 years unless the Board becomes unable to carry out their duties under this budget.

- Announcement of Staff Member Participation in State Leadership Development Program, State of Arizona Connects (SALC)

Ms. McSorley congratulated Ms. Rivera on being selected to participate in the State Leadership Program.

- Petition for GRRC Review filed by Herbert Jalowsky, MD Pursuant to A.R.S. § 41-1033(G)

Ms. McSorley informed the Board that Dr. Jalowsky has filed a petition to appeal his denial of a pro bono license claiming he qualifies under the language that he holds an inactive license. When Dr. Jalowsky held an active license, he was placed under a practice limitation which he opines should be lifted. The Board will participate in a discussion with GRRC to address the appeal.

Dr. Figge noted that until the restriction is lifted whether the license is active or not, he will not be eligible for a pro bono license.

- Legislative Update

Ms. McSorley provided an update on the list of bills that the Board has been tracking.

E. CHAIR'S REPORT

No report provided.

F. LEGAL ADVISOR'S REPORT

No report provided.

G. DISCUSSION REGARDING DEBRIEFING ON BOARD PROCESSES

Dr. Farmer acknowledged Chair Figge and the efficiency of the meeting.

H. THIS ITEM HAS BEEN PULLED FROM THE AGENDA.

LEGAL MATTERS

I. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING SUMMARY ACTION

1. MD-23-0863A, JOSEPH J. BABU, M.D., LIC. #59104
Dr. Babu participated virtually with counsel Flynn Carey.

Board staff summarized that this case was initiated to address Dr. Babu's timely report of a DUI charge. During the course of the investigation, Dr. Babu underwent a PHP Assessment during which he made some misleading statements. The Assessor recommended that he enroll in PHP Monitoring. As a result, Dr. Babu entered into an Interim Consent Agreement for PHP participation pending SIRC's review. SIRC reviewed the case and recommended an Advisory Letter for providing misleading information to the Board and a confidential Stipulated Rehabilitation Agreement (SRA). Before Board staff could offer the SRA to Dr. Babu, the Board received notification from Dr. Babu's PHP Monitor, that he tested positive for cocaine on two saliva tests and that he had shown red flag behaviors since he began monitoring. The PHP Monitor specified that this included his failure to timely complete Releases of Information (ROI) for his treating providers preventing them from confirming his compliance. Dr. Babu only provided the PHP Monitor with the names of his providers and did not provide the signed release forms until June 13, 2024, even though he signed up for private monitoring in November 2023 and signed his PHP Participation Agreement in March 2024. The PHP Monitor stated that Dr. Babu denied using cocaine and provided explanations for the positive tests which included use of someone else's Flonase, a vape, ChapStick and health supplements. The PHP Monitor did not find this information persuasive and recommended that Dr. Babu undergo a comprehensive evaluation as soon as possible to determine his safety to practice. As a result, Board staff offered Dr. Babu an Interim Consent Agreement for Practice Restriction (IPR) to protect the public pending his completion of the comprehensive evaluation. Dr. Babu declined to enter into the IPR. In his July 2, 2024, response, Mr. Carey argued that the timing of the testing invalidated the positive tests and presented supporting evidence from a forensic scientist used by police. However, the Medical Review Officer, disagreed and stated that ingested cocaine can be detected in oral fluids for up to two to three days. Board staff requested a clear photograph of the supplements that Dr. Babu claims could have caused a positive cocaine test so that this information could be further researched but this has not yet been received. Mr. Carey cited a few articles in his July 2, 2024 response that discuss illegal drugs in supplements. Board staff located and reviewed these articles and noted that there is no mention in any of the articles of cocaine specifically appearing in supplements. Board staff communicated with a contact at the DEA who also stated that they were not aware of cocaine being present in any health supplements. Board staff reviewed the FDA's online ingredient directory on supplements; cocaine was not listed as an ingredient found in supplements. Mr. Carey informed Board staff that Dr. Babu was in the process of scheduling the comprehensive evaluation but as of today's date, the evaluation has not been scheduled or completed. Mr. Carey stated that a possible date for the evaluation was August 5, 2024. Board staff noted that this is almost two months after the first positive test and a month after today's meeting.

Mr. Carey summarized that a practice restriction would long outlast any SRA and noted that Dr. Babu has no objection to a comprehensive evaluation. Mr. Carey stated that Dr. Babu has already been prescreened and will be starting intensive treatment beginning in early August. Mr. Carey requested that the Board look at the evidence that has been provided, and argued that this case should be moved along through the normal process to initiate an SRA and a comprehensive eval. Mr. Carey explained that Dr. Babu declined to sign the IPR because he wanted to be able to discuss this directly with the Board. Mr. Carey argued that the medical consultant took shortcuts in the analysis and explained that metabolized traces of the drug found would still show after a few days. Mr. Carey further noted that according to the results of the test for the drug concentration to be that high, it would indicate that at the time of testing the drug would've been active in Dr. Babu's system. This would indicate that Dr. Babu took the drugs just before taking the test. Mr. Carey stated that the idea that Dr. Babu knowingly waited until two hours prior to the tests

he was ordered to complete, and the retest was absurd. Mr. Carey stated that when the licensee went for his PHP evaluation the hair strand test that was conducted did not show any drug use in Dr. Babu system which shows that he has no history of illicit drug use. Mr. Carey opined that there is something clearly wrong with the evidence being provided and therefore it should be reviewed and dismissed. Mr. Carey inform the Board that Dr. Babu is willing to comply with any recommendations however, if the Board is considering summary action Dr. Babu has signed the ICA as a more appropriate resolution for this case.

Dr. Babu stated that he has shown good faith by self-reporting his DUI, by taking accountability for his alcohol abuse and by being compliant during this whole investigation. Dr. Babu opined that the idea of him intentionally sabotaging his test and by default his career was absurd and completely out of character for him. Dr. Babu further informed the Board that he will be undergoing surgery soon and would then be out of practice for quite some time.

Ms. Smith informed the Board that the physician is already on an ICA for PHP participation. SIRC did recommend an SRA but since the physician should be attending an evaluation it is most likely that the terms of any recommended monitoring would be changed. Ms. Smith provided the Board with potential motion language.

MOTION: Dr. Gillard moved to take no action and ordered the Executive Director to issue an Interim Order for competency evaluation allowing four weeks to complete.

SECOND: Dr. Bethancourt.

Dr. Beyer spoke against the motion and opined that an ICA for practice restriction would be the best resolution with the added threat of suspension. Dr. Beyer expressed concern about the facts being presented. Dr. Krahn agreed that there were several other issues, including the licensee not disclosing his criminal history on the initial license application and knowingly making false statements to the Board. Ms. Jones agreed that Dr. Babu's actions this far have not been credible in any way. Dr. Farmer agreed with the comments made regarding Dr. Babu's credibility.

MOTION WITHDRAWN.

MOTION: Dr. Beyer moved to offer Dr. Babu an Interim Consent Agreement for Practice Restriction. If not signed by 5:00 p.m. July 5, 2024, summarily suspend Dr. Babu from practicing medicine in the State of Arizona pending the outcome of a Formal Hearing based on a finding that the public health, safety and welfare imperatively requires emergency action.

SECOND: Dr. Krahn.

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

VOTE: 10-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

CONSENT AGENDA

J. CASES RECOMMENDED FOR DISMISSAL

MOTION: Dr. Gillard moved to dismiss item numbers 1-10.

SECOND: Ms. Jones.

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

VOTE: 10-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED

1. MD-24-0428A, STEVEN I. ROSENFELD, M.D., LIC. #17493

RESOLUTION: Dismissed.

2. MD-24-0473A, SANTIAGO L. LARDIZABAL, M.D., LIC. #14445
RESOLUTION: Dismissed.
3. MD-24-0391A, MICHAEL E. MANNING, M.D., LIC. #17209
RESOLUTION: Dismissed.
4. MD-24-0344A, DAVID W. GANNON, M.D., LIC. #16284
RESOLUTION: Dismissed.
5. MD-24-0340A, CYNTHIA E. MILEY, M.D., LIC. #19248
RESOLUTION: Dismissed.
6. MD-24-0333A, DELWYN J. WORTHINGTON, M.D., LIC. #17690
RESOLUTION: Dismissed.
7. MD-24-0342A, GWYNN R. PATTERSON, M.D., LIC. #14904
RESOLUTION: Dismissed.
8. MD-24-0389A, JOSEPH M. ZABRAMSKI, M.D., LIC. #14488
RESOLUTION: Dismissed.
9. MD-24-0336A, ROBERT V. NEWMAN, M.D., LIC. #13732
RESOLUTION: Dismissed.
10. MD-24-0358A, AGNES T. LARDIZABAL, M.D., LIC. #15285
RESOLUTION: Dismissed.

Dr. Figge recommended adding the opioid CME requirement to the quarterly newsletter due to the high number of these types of cases on the agenda. Dr. Farmer inquired about the timeline of the next newsletter.

Ms. Rivera informed the Board that the next newsletter will be released around September. Ms. McSorley suggested that the Board could consider granting the Executive Director authority to address this CME requirement issue in lieu of it having to come before the Board, but that it may require a statute change.

Dr. Figge recommended adding this topic to the next agenda for further discussion. Dr. Krahn opined that there may be exceptions regarding this issue. Dr. Figge opined that this will become more well known given the DEA requirements.

K. CASES RECOMMENDED FOR ADVISORY LETTERS

MOTION: Dr. Beyer moved to issue an advisory letter for item numbers 1, 2 and 4-7.

SECOND: Dr. Bethancourt

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

VOTE: 10-yay, 0-nay, 0-abstain, 0(Dr. Figge recused from #7) -recuse, 1-absent.

MOTION PASSED.

1. MD-22-0886A, BABAK RASHIDI, M.D., LIC. #33980

RESOLUTION: Advisory Letter for inappropriately accessing and disclosing confidential medical records of an individual who was not a patient of the physician. 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.

2. MD-22-1171A, RAMOUN D. JONES, M.D., LIC. #35474

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

RESOLUTION: Advisory Letter for failing to provide the patient with post-procedure discharge instructions, failing to transfer the patient to a higher level of care for persistent post-operative pain and new neurological compromise, 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-23-0982A, ERIN S. SCHLUETER, M.D., LIC. #50473

Dr. Gillard noted that the physician had no knowledge of the patient hitting her head in the office and was not informed of this until the husband called several hours later. The patient was then taken to the hospital where a physical exam was done and showed no major issues. Dr. Gillard further opined that these types of vasovagal syncope episodes are common and did not believe that there was any evidence of malpractice.

MOTION: Dr. Gillard moved to dismiss.

SECOND: Dr. Bethancourt.

Dr. Beyer spoke against the motion and stated that these patients need extra monitoring. Dr. Beyer opined that an advisory letter is appropriate.

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

VOTE: 6-yay, 3-nay, 1-abstain, 0-recuse, 1-absent.

MOTION PASSED.

4. MD-22-0491A, WLADISLAW G. FEDORIW, M.D., LIC. #35835

RESOLUTION: Advisory Letter for failing to adequately review prior treatment records resulting in unnecessary anesthesia exposure. 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. MD-23-0916A, FRANK J. RAIA, M.D., LIC. #36916

G.A. addressed the Board during the Public Statements portion of the meeting. Counsel Cody Hall addressed the Board during the Public Statements portion of the meeting on behalf of the physician.

RESOLUTION: Advisory Letter for failing to evaluate post-operative numbness and tingling. 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-23-0945A, SUSAN L. GIN-SHAW, M.D., LIC. #17053

Counsel Cody Hall and Dr. Gin-Shaw addressed the Board during the Public Statements portion of the meeting.

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.

7. MD-23-0559A, CAROL M. MARQUEZ, M.D., LIC. #19991
Dr. Figge recused from this case.

RESOLUTION: Advisory Letter for failing to diagnose a right forearm flexor carpi ulnaris tendon and partial ulnar nerve laceration 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.

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

MOTION: Dr. Krahn moved to issue an Advisory Letter with Non-Disciplinary CME Orders in item numbers 1 and 2.

SECOND: Dr. Bethancourt.

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

VOTE: 10-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

1. MD-22-0338A, SEKAR ANNAMALAI, M.D., LIC. #33055

RESOLUTION: Advisory Letter and Order for Non-Disciplinary CME for failing to comply with mandatory use requirements, for inappropriate controlled substance prescribing, and for inadequate 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. Within six months, complete no less than 10 hours of Board staff pre-approved Category I CME in an intensive, in-person (virtual) course regarding medical recordkeeping; and complete no less than 15 hours of Board staff pre-approved Category I CME in an intensive, in-person (virtual) course in controlled substance prescribing. The CME hours shall be in addition to the hours required for license renewal.

2. MD-23-0869A, NICHOLAS F. VASQUEZ, M.D., LIC. #33930

RESOLUTION: Advisory Letter and Order for Non-Disciplinary CME for failing to obtain a cardiology consultation for a patient with chest pain and new onset atrial fibrillation and 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. Within six months, complete no less than 10 hours of Board staff pre-approved Category I CME in the diagnosis and treatment of chest pain and atrial fibrillation; and complete no less than 5 hours of Board staff pre-approved Category I CME regarding medical recordkeeping. The CME hours shall be in addition to the hours required for license renewal.

3. MD-23-0262A, STEVEN L. MYERTHALL, M.D., LIC. #29962

Counsel Cody Hall and Dr. Myerthall addressed the Board during the Public Statements portion of the meeting.

Dr. Gillard stated that he was not against the advisory letter but opined that the physician would not benefit from CME in this situation.

MOTION: Dr. Gillard moved to issue an Advisory Letter for failing to evaluate lumbar pathology prior to performing a total hip arthroplasty. 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. Artz.

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

VOTE: 10-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

M. REVIEW OF EXECUTIVE DIRECTOR DISMISSALS

1. MD-22-0516A, SUMIT DEWANJEE, M.D., LIC. #32018

Dr. Gillard noted that even though the patient continued to have shoulder pain after the shoulder replacement the outside medical consultant did not find any evidence of malpractice. Due to the considerable number of patient problems Dr. Gillard recommended returning the case for SIRC to reevaluate.

MOTION: Dr. Gillard moved to return the case for further investigation by SIRC.

SECOND: Dr. Krahn.

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

VOTE: 10-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

2. MD-23-0300A, WILLIAM M. JACOBSEN, M.D., LIC. #21620

MOTION: Dr. Beyer moved to uphold the Executive Director dismissal.

SECOND: Dr. Artz.

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

VOTE: 10-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

N. LICENSE APPLICATIONS

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

MOTION: Dr. Gillard moved to grant the license in item numbers 1-4.

SECOND: Dr. Moschonas.

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

VOTE: 10-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

1. MD-23-1138A, DAVID M. BOREN, M.D., LIC. #N/A

Dr. Boren Addressed the Board during the public statements portion of the meeting.

RESOLUTION: License granted.

2. MD-23-1016A, TAICHI IMAMURA M.D., LIC. #N/A

RESOLUTION: License granted.

3. MD-23-1139A, SNEHA L. PATEL, M.D., LIC. #N/A

RESOLUTION: License granted.

4. MD-24-0271A, TRACY B. GAPIN, M.D., LIC. #N/A

RESOLUTION: License granted.

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

1. MD-24-0023A, THOMAS A. BOWHAY, M.D., LIC. #N/A

MOTION: Dr. Krahn moved to offer the applicant the opportunity to withdraw his license application in lieu of a formal license denial. If not withdrawn within 30 days, deny the license based on A.R.S. § 32-1422(A)(4) and (7).

SECOND: Dr. Farmer.

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

VOTE: 10-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

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

MOTION: Dr. Gillard moved to grant the request for waiver and grant the license in item numbers 1-3.

SECOND: Dr. Bethancourt.

Dr. Krahn noted that in one of the files the information was not formatted correctly and opined that this shows the difficulty sometimes satisfying the documentation requirements; however, it does not affect her vote.

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

VOTE: 10-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

1. JENNIFER S. GOPENG, M.D., LIC. #N/A

RESOLUTION: Request for waiver and the license granted.

2. BABER GHOURI, M.D., LIC. #N/A

RESOLUTION: Request for waiver and the license granted.

3. PATRICK D. BROWNING, M.D., LIC. #N/A

RESOLUTION: Request for waiver and the license granted.

iv. CONSIDERATION AND POSSIBLE ACTION TO APPROVE OR DENY LICENSE APPLICATION WITH DETERMINATION ON EQUIVALENCY

Dr. Gillard opined that the education, training and specialty fields of these two physicians meet the requirements for equivalency.

MOTION: Dr. Gillard Moved to grant the license in item numbers 1 and 2.

SECOND: Dr. Krahn

VOTE: The following Board members voted in favor of the motion: Dr. Figge, Dr. Bethancourt, Dr. Krahn, Dr. Artz, Dr. Beyer, Dr. Farmer, Dr. Gillard, Ms. Dorrell, Ms. Jones, and Dr. Moschonas

VOTE: 10-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

1. DANA HARB, M.D., LIC. #N/A

Dr. Price and Dr. Harb addressed the Board during the Public Statements portion of the meeting.

RESOLUTION: License granted.

2. MIGUEL SAEZ ALEGRE, M.D., LIC. #N/A

Dr. Saez Alegre addressed the Board during the Public Statements portion of the meeting.

RESOLUTION: License granted.

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

OTHER BUSINESS

O. REQUEST FOR TERMINATION OF BOARD ORDER

1. MD-22-0780A, SUNIL M. NARAYAN, M.D., LIC. #66468

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

Dr. Gillard noted that the Board has received two recommendations in favor of termination.

MOTION: Dr. Gillard moved to grant the request for termination of the Board Order.

SECOND: Dr. Bethancourt.

VOTE: The following Board members voted in favor of the motion: Dr. Figge, Dr. Bethancourt, Dr. Krahn, Dr. Artz, Dr. Beyer, Dr. Farmer, Dr. Gillard, Ms. Dorrell, Ms. Jones, and Dr. Moschonas

VOTE: 10-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

P. GENERAL CALL TO THE PUBLIC

M.E.J. and J.J. addressed the Board during the General Call to the Public regarding Case #MD-23-0585A.

Dr. Farmer stated for the record that the Board is unable to discuss items that have not been agendized.

Q. ADJOURNMENT

MOTION: Dr. Bethancourt moved for adjournment.

SECOND: Dr. Farmer

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

VOTE: 10-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

The meeting adjourned at 6:45 p.m.



Patricia C. McSoley

Patricia E. McSorley, Executive Director