



Arizona Medical Board

9545 East Doubletree Ranch Road • Scottsdale, Arizona 85258

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

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

NOTICE & AGENDA FOR REGULAR SESSION MEETING Scheduled to begin at 8:00 a.m. on Wednesday, August 5, 2015 9535 E. Doubletree Ranch Road • Scottsdale, 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 9535 East Doubletree Ranch Road, Scottsdale, 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 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 Evangeline Webster 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

Richard T. Perry, M.D., Chair
James M. Gillard, M.S., M.D., F.A.C.E.P., F.A.A.E.M., Vice-Chair
Jodi A. Bain, Esq., Secretary
Marc D. Berg, M.D.
Donna S. Brister
R. Screven Farmer, M.D.
Gary R. Figge, M.D.
Robert E. Fromm, M.D., M.P.H.
Paul S. Gerding, Esq.
Lois E. Krahn, M.D.
Edward G. Paul, M.D.
Wanda J. Salter, RN

If you need to speak to a member of Board staff regarding agenda items,
please contact the Board Coordinator at (480) 551-2712.

GENERAL BUSINESS

A. CALL TO ORDER – 8:00 a.m.

Richard T. Perry, M.D., Chair

B. ROLL CALL

Jodi A. Bain, Esq., Secretary

C. CALL TO THE PUBLIC – 8:05 a.m.

Those wishing to address the Board need not request permission in advance; however, the Board may limit those persons speaking during the "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).

D. EXECUTIVE DIRECTOR'S REPORT

Patricia E. McSorley, Executive Director

- Review, Discussion and Possible Action on Approval of 2016 Meeting Dates
- Review, Discussion and Possible Action on Approval of FY 2014-2015 Annual Report
- Review, Discussion and Possible Action on Approval of FY 2016-2020 Strategic Plan
- Review, Discussion and Possible Action on Approval of FY 2017 Budget
- Review and Discussion on GACCP Look Back Project.
- Update on Progress of 5 Year Rule Review and Request for Relief from Rulemaking Moratorium
- Board Member Training Update
- Review and Discussion Regarding Proposed Offsite Meeting Agenda Items

E. CHAIR'S REPORT

Richard T. Perry, M.D., Chair

- Update Regarding Biannual Joint Arizona Medical Board (AMB) and Arizona Regulatory Board of Physicians Assistants (ARBoPA) Officers Meeting

F. LEGAL ADVISOR'S REPORT

Pursuant to A.R.S. § 38-431.03(A)(3), the Board may vote to go into executive session to discuss or consider legal advice.

Carrie Smith, Assistant Attorney General

- Use of Online Medical License Verification
- Medical Board Regulation of Expert Witness Testimony
- Update Regarding CV2014-054509, Rachel Remes, AAG.
- Update on Case 2:15-cv-01022-PHX-SPL, John Tellier, AAG

G. REVIEW AND POSSIBLE DISCUSSION REGARDING THE ADMINISTRATION SUBCOMMITTEE REPORT

Jodi A. Bain, Esq., Chair of the Administration Subcommittee

- Review, Discussion and Possible Action Regarding Recommendation for the Board to Establish a Standing Licensing Committee

H. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING REQUEST FOR INFORMATION FOR CREDENTIALING AND VERIFICATION PROCESS RELATING TO LICENSURE

Carrie Smith, AAG, and Patricia E. McSorley, Executive Director

I. DISCUSSION AND POSSIBLE ACTION REGARDING JOINT LEGISLATION AND RULES COMMITTEE (JLRC) REPORT

Jodi A. Bain, Esq., Chair of JLRC

J. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING DECORUM AND PARTICIPATION DURING BOARD MEETINGS – 8:03 a.m.

Pursuant to A.R.S. § 38-431.03(A)(3), the Board may vote to go into executive session to discuss or consider legal advice.

Richard T. Perry, M.D., Chair

K. APPROVAL OF MINUTES

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 pursuant to A.R.S. § 38-431.03(A)(2).

- May 21, 2015 Special Teleconference Meeting, Including Executive Session

LEGAL MATTERS

L. REVIEW, CONSIDERATION AND POSSIBLE ACTION ON PROPOSED BOARD ORDER ARISING FROM ADMINISTRATIVE LAW JUDGE'S RECOMMENDED DECISION (Scheduled to begin at 8:00 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-14-0396A, WENDY E. COHEN, M.D., LIC. #15096

M. FORMAL INTERVIEWS (Scheduled to begin at 10:15 a.m.)

1. MD-13-0787A, TONG LI, M.D., LIC. #27967
Staff: Ms. Rivera, Dr. Wolf
Presenting Board Member: R. Screven Farmer, M.D.
2. MD-14-0318A, DENNIS L. LITTLE, M.D., LIC. #13890
Staff: Ms. Rivera, Dr. Coffey
Presenting Board Member: Gary R. Figge, M.D.

N. FORMAL INTERVIEWS (Scheduled to begin at 1:15 p.m.)

1. MD-14-0857A, BENJAMIN H. VENGER, M.D., LIC. #20605
Staff: Ms. Blaski, Dr. Peairs
Presenting Board Member: James M. Gillard, M.D.
2. MD-14-0914A, MANZOOR A. TARIQ, M.D., LIC. #23742
Staff: Ms. Rivera
Presenting Board Member: Robert E. Fromm, M.D.
3. MD-14-0911A, RAMIN ETEBAR, M.D., LIC. #42938
Staff: Ms. Rivera
Presenting Board Member: Edward G. Paul, M.D.

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. 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 O through T pursuant to A.R.S. § 38-431.03(A)(2).

O. CASES RECOMMENDED FOR DISMISSAL

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

1. MD-14-0621A, S. JAFFERY KAZI, M.D., LIC. #31610
Staff: Ms. Rivera, Dr. Coffey
2. MD-15-0682A, LISA N. KRANSDORF, M.D., LIC. #47273
Staff: Ms. Rivera

3. MD-14-1507A, PAUL W. LA PRADE, M.D., LIC. #13306
Staff: Ms. Fornaro, Dr. Mattalino
4. MD-15-0255A, RICHARD D. ROSSIN, M.D., LIC. #36207
Staff: Ms. Rivera
5. MD-15-0137A, JAMES J. COONEY, M.D., LIC. #37747
Staff: Ms. Rivera
6. MD-15-0295A, NANCY M. COVINGTON, M.D., LIC. #45337
Staff: Ms. Rivera
7. MD-15-0151A, KHUSHAL D. PATIL, M.D., LIC. #40340
Staff: Ms. Rivera
8. MD-15-0139A, MANISH SAHNI, M.D., LIC. #34926
Staff: Ms. Rivera
9. MD-15-0412A, JAMES T. COURTNEY, M.D., LIC. #44219
Staff: Ms. Blaski
10. MD-14-0391A, YOON M. HONG, M.D., LIC. #41210
Staff: Ms. Blaski, Dr. Coffey
11. MD-14-1566A, STEVEN P. HAUBEN, M.D., LIC. #25561
Staff: Ms. Rivera
12. MD-15-0683A, WADDAH K. HAJJA, M.D., LIC. #46306
Staff: Ms. Rivera
13. MD-14-1599A, RICHARD J. HARDING, M.D., LIC. #23337
Staff: Mr. Silva, Dr. Wolf
14. MD-14-1353A, MICHAEL L. RITCHEY, M.D., LIC. #34124
Staff: Ms. Downey, Dr. Wolf
15. MD-14-0686A, CHARLES A. RICHARDSON, M.D., LIC. #41822
Staff: Mr. Silva, Dr. Sosnowski

P. CASES RECOMMENDED FOR ADVISORY LETTERS

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

1. MD-14-0510A, BRUCE M. HECHT, M.D., LIC. #37652
Staff: Ms. Fornaro, Dr. Sosnowski
2. MD-14-1185A, JYOTSNA RAVI, M.D., LIC. #32757
Staff: Ms. Rivera, Dr. Coffey
3. MD-14-0895A, S. JAFFREY KAZI, M.D., LIC. #31610
Staff: Mr. Cimino, Dr. Wolf
4. MD-14-0710A, MARK E. ROGERS, M.D., LIC. #29456
Staff: Ms. Blaski
5. MD-14-0706A, MANUEL CHEE, M.D., LIC. #11024
Staff: Mr. Cimino, Dr. Wolf
6. MD-14-0621B, PIERRE C. GILLES, M.D., LIC. #11263
Staff: Ms. Rivera, Dr. Wolf
7. MD-14-1095A, MITCHELL T. GADOW, M.D., LIC. #40976
Staff: Ms. Rivera, Dr. Sosnowski
8. MD-14-1145A, BIREN G. PATEL, M.D., LIC. #26753
Staff: Ms. Rivera, Dr. Mattalino
9. MD-14-0397A, BRANDON K. SUEDEKUM, M.D., LIC. #35451
Staff: Ms. Blaski

10. MD-15-0413A, RICHARD S. TOON, M.D., LIC. #28166
Staff: Ms. Blaski
11. MD-14-0647A, JIANWEN WU, M.D., LIC. #35127
Staff: Ms. Downey, Dr. Sosnowski
12. MD-14-0926A, RICHARD M. ERNST, M.D., LIC. #30818
Staff: Ms. Downey, Dr. Coffey
13. MD-14-0937A, WILSON N. OTERO, M.D., LIC. #44063
Staff: Ms. Blaski, Dr. Wolf
14. MD-14-1005A, BALBIR C. SHARMA, M.D., LIC. #14499
Staff: Mr. Cimino
15. THIS MATTER HAS BEEN REMOVED FROM THE AGENDA
16. MD-14-0560A, TERRENCE T. CROWDER, M.D., LIC. #41364
Staff: Ms. Downey, Dr. Coffey
17. MD-14-1013A, ERNESTO R. CRUZ, M.D., LIC. #26508
Staff: Ms. Blaski
18. MD-14-1291A, ALICIA K. GUICE, M.D., LIC. #28062
Staff: Ms. Blaski, Dr. Sosnowski
19. MD-14-1595A, JAMES C. MARSH, M.D., LIC. #43999
Staff: Ms. Blaski
20. MD-13-0968B, CARMELO A. ECHEVERRIA, M.D., LIC. #34090
Staff: Ms. Graham, Dr. Mattalino
21. MD-14-0587A, CECIL C. GRAHAM, M.D., LIC. #30345
Staff: Ms. Downey, Dr. Peairs
22. MD-14-1037A, HERNAN MEDINA, M.D., LIC. #30853
Staff: Ms. Blaski, Dr. Coffey
23. MD-14-1042A, JEFFREY R. GUNTER, M.D., LIC. #25962
Staff: Mr. Cimino
24. MD-14-1093A, FRANK E. LANE, M.D., LIC. #45915
Staff: Ms. Rivera, Dr. Peairs
25. MD-14-1542A, VIJAY GILL, M.D., LIC. #22590
Staff: Mr. Cimino
26. MD-14-0671B, GLENN C. HUNTER, M.D., LIC. #17199
Staff: Ms. Blaski, Dr. Wolf

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

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

1. MD-14-1049A, HELEN E. WATT, M.D., LIC. #22016
Staff: Ms. Downey

R. REVIEW OF EXECUTIVE DIRECTOR DISMISSALS

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

1. MD-14-1537A, TYLER C. COLLINS, M.D., LIC. #48053
Staff: Ms. Rivera, Dr. Mattalino
2. MD-14-1607A, ALAN M. BORNSTEIN, M.D., LIC. #26093
Staff: Ms. Fornaro, Dr. Coffey
3. MD-14-0705A, KEVIN A. FUCIARELLI, M.D., LIC. #29740
Staff: Ms. Rivera, Dr. Mattalino

4. MD-15-0223A, ANANYA DAS, M.D., LIC. #33355
Staff: Ms. Galindo
5. MD-14-1337A, THOMAS L. GILLESPIE, M.D., LIC. #29344
Staff: Ms. Blaski, Dr. Wolf
6. MD-13-1455A, RUSSELL G. COHEN, M.D., LIC. #25011
Staff: Ms. Graham, Dr. Mattalino
7. MD-14-1610B, JAMES W. BAIRD, M.D., LIC. #28720
Staff: Ms. Blaski, Dr. Coffey

S. PROPOSED CONSENT AGREEMENTS (Disciplinary)

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

1. MD-15-0145A, ROBERT F. GRAVES, M.D., LIC. #14303
Staff: Ms. Rivera
2. MD-14-1287A, ANTHONY V. DALLAS, M.D., LIC. #43953
Staff: Ms. Rivera
3. MD-14-0934A, CHARLES W. GERVAIS, M.D., LIC. #23334
Staff: Ms. Blaski
4. MD-14-0815A, NAVNEET N. SHARDA, M.D., LIC. #27157
Staff: Ms. Rivera

T. LICENSE APPLICATIONS

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

i. APPROVE OR DENY LICENSE APPLICATION

1. MD-15-0874A, LORNE P. SCHLECHT, M.D., LIC. #N/A
Staff: Ms. Rossow
2. MD-15-0703A, LAURIE A. DAWSON, M.D., LIC. #N/A
Staff: Ms. Rossow, Dr. Wolf
3. MD-15-0871A, KRISTEN R. WILLIAMS, M.D., LIC. #N/A
Staff: Ms. Rossow, Dr. Wolf
4. MD-15-0870A, TIMOTHY H. TRONE, M.D., LIC. #N/A
Staff: Ms. Rossow, Dr. Wolf
5. MD-15-0745A, ELIKA HOSS, M.D., LIC. #N/A
Staff: Ms. Rossow
6. MD-15-0796A, THOMAS J. KROLICK, M.D., LIC. #N/A
Staff: Ms. Rossow, Dr. Wolf
7. MD-15-0788A, RICK W. OBRAY, M.D., LIC. #N/A
Staff: Ms. Rossow, Dr. Wolf
8. MD-15-0873A, SHERRY D. DEKEYSER, M.D., LIC. #N/A
Staff: Ms. Rossow
9. MD-15-0895A, GABRIEL M. RICE, M.D., LIC. #N/A
Staff: Ms. Rossow
10. MD-15-0746A, MICHAEL G. WATERS, M.D., LIC. #N/A
Staff: Ms. Rossow
11. MD-15-0723A, NICHOLAS J. PEREZ, M.D., LIC. #N/A
Staff: Ms. Rossow
12. MD-15-0837A, SAURABH JAUHARI, M.D., LIC. #N/A
Staff: Ms. Rossow

13. MD-15-0588A, DAVID J. JOSWICK, M.D., LIC. #N/A
Staff: Ms. Rivera
14. MD-15-0400A, LISA A. BAEZA, M.D., LIC. #N/A
Staff: Ms. Rivera, Dr. Coffey
15. MD-15-0924A, REBECCA PRATITI, M.D., LIC. #N/A
Staff: Ms. Rossow
16. MD-15-0906A, GARY J. CURCIO, M.D., LIC. #N/A
Staff: Ms. Rossow
17. MD-15-0908A, RANDAL J. LEWIS, M.D., LIC. #N/A
Staff: Ms. Rossow, Dr. Wolf
18. MD-15-0866A, ALISHA D. BOGUS, M.D., LIC. #N/A
Staff: Ms. Rossow
19. MD-15-0658A, LEONARD R. DUPREE, M.D., LIC. #N/A
Staff: Ms. Rossow, Dr. Wolf
20. MD-15-0802A, VALERIE MATTHEW, M.D., LIC. #N/A
Staff: Ms. Rossow

ii. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING RENEWAL APPLICATION AND CONSIDERATION OF RECOMMENDED DISMISSAL OF PENDING INVESTIGATION

1. MD-15-0184A, PETER J. MATTHEWS, M.D., LIC. #18945
Staff: Ms. Rivera
2. MD-15-0285A, FRANK L. PARKER, M.D., LIC. #14360
Staff: Ms. Rivera
3. MD-15-0692A, LINDA E. STILES, M.D., LIC. #47982
Staff: Ms. Blaski
4. MD-15-0722A, VIPUL V. PAREKH, M.D., LIC. #46671
Staff: Ms. Blaski

iii. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING RENEWAL APPLICATION AND CONSIDERATION OF RECOMMENDED ADVISORY LETTER

1. MD-15-0690A, ROBERT S. SMITH, M.D., LIC. #42775
Staff: Ms. Blaski

iv. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING RENEWAL APPLICATION AND REQUEST FOR BOARD DIRECTION

1. MD-15-0697A, FLORINELA G. OPRESCU, M.D., LIC. #32780
Staff: Ms. Rossow
2. MD-15-0662A, DENISE C. DITTEMORE, M.D., LIC. #22383
Staff: Ms. R. Shepherd
3. MD-15-0693A, INGRID E. HAAS, M.D., LIC. #13329
Staff: Ms. Rossow
4. MD-15-0664A, J. SPENCER THOMPSON, M.D., LIC. #21580
Staff: Ms. R. Shepherd
5. MD-15-0666A, DAVID W. CAMPBELL, M.D., LIC. #9422
Staff: Ms. R. Shepherd

6. MD-15-0685A, DIANE T. PAPKE, M.D., LIC. #32957
Staff: Ms. Rossow
7. MD-15-0317A, DOUGLAS A. ANDERSON, M.D., LIC. #16123
Staff: Ms. R. Shepherd
8. MD-15-0416A, SUDHIR RANJAN, M.D., LIC. #13308
Staff: Ms. Blaski
9. MD-15-0827A, GORDON G. WINGARD, M.D., LIC. #28441
Staff: Ms. Rossow
10. MD-15-0824A, LESLEY PETRICH, M.D., LIC. #16891
Staff: Ms. Rossow
11. MD-15-0414A, DEYYANI S. RAVAL, M.D., LIC. #19390
Staff: Ms. Blaski

v. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING APPLICANT'S REQUEST FOR WAIVER OF PRIMARY SOURCE REQUIREMENT

1. CHRISTOPHER A. JOHNER, M.D.
Staff: Ms. Stark

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

ACTION ON CASE(S)

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 pursuant to A.R.S. § 38-431.03(A)(2).

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

1. MD-14-0110A, ROB F. SCHUSTER, M.D., LIC. #35558
Legal Advisor: Carrie Smith, AAG
2. MD-14-0019A, MARK G. WEBB, M.D., LIC. #19868
Legal Advisor: Carrie Smith, AAG

OTHER BUSINESS

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 the following agenda items pursuant to A.R.S. § 38-431.03(A)(2).

V. REQUEST FOR MODIFICATION OF BOARD ORDER

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

1. MD-10-0395A and MD-10-0884A, TERESA L. JACKSON, M.D., LIC. #32627
Staff: Ms. Muller

W. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING BOARD ORDER

1. MD-14-0230A, MARK R. AUSTEIN, M.D., LIC. #14196
Staff: Ms. Muller




Patricia E. McSorley, Executive Director