Arizona Medical Board

9545 East Doubletree Ranch Road • Scottsdale, Arizona 85258
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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.

Wednesday, August 5, 2015

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, Request for Relief from Rulemaking Moratorium and draft Revised Rules.
- 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. THIS ITEM HAS BEEN REMOVED FROM THE AGENDA

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. DISCUSSION AND POSSIBLE ACTION REGARDING COMMUNITY AND CONSTITUENT RELATIONS, TRAINING AND MEDIA ASSISTANCE

Patricia E. McSorley, Executive Director

L. 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

M. 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

N. 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. Coffer
   Presenting Board Member: Gary R. Figge, M.D.

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

P. 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. Coffer

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. Coffer
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

Q. 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. Coffer
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. Coffer
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. Coffer
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. Coffer
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

R. 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

S. 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. Coffer

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. Coffer

T. 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

U. 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. Coffer
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
21. MD-15-0893A, NISARG A. SHETH, M.D., LIC. #N/A
    Staff: Ms. Rossow
22. MD-15-0926A, WILLIAM P. ADAMS, M.D., LIC. #N/A
    Staff: Ms. Rossow, Dr. Wolf
23. MD-15-0795A, JOHN T. MANSFIELD, M.D., LIC. #N/A
    Staff: Ms. Rossow, Dr. Wolf

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, DEVYANI 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).

V. 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).

W. 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

X. 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