



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 Friday, April 18, 2014 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 discuss or consider records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law or to obtain legal advice. A.R.S. § 38-431.03(A)(2) and (3). 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).

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 in 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

Gordi S. Khera, M.D., F.A.C.C., Chair

Richard T. Perry, M.D., Secretary

Jodi A. Bain, Esq.

Marc D. Berg, M.D.

Donna S. Brister

R. Screven Farmer, M.D.

Robert E. Fromm, M.D.

Paul S. Gerding, Esq.

James M. Gillard, M.S., M.D., F.A.C.E.P., F.A.A.E.M.

Ram R. Krishna, M.D.

Edward G. Paul, M.D.

Wanda J. Salter, R.N.

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

Friday, April 18, 2014

CALL TO ORDER – 8:00 a.m.

Gordi S. Khera, M.D., Chair

NEW BOARD MEMBER INTRODUCTIONS

Gordi S. Khera, M.D., Chair

ROLL CALL

Richard T. Perry, M.D., Secretary

FORMAL HEARING MATTERS (Scheduled to begin at 8:00 a.m.)

CONSIDERATION OF AND VOTE ON PROPOSED BOARD ORDER ARISING FROM ADMINISTRATIVE LAW JUDGE (ALJ) RECOMMENDED DECISION

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-10-1419A, MD-12-0543A, and MD-12-0824A, SHAKEEL A. KAHN, M.D., LIC. #37896

LEGAL MATTERS (Scheduled to begin at 8:00 a.m.)

RESCIND REFERRAL TO FORMAL HEARING AND ACCEPT PROPOSED CONSENT AGREEMENT

1. MD-13-0504A and MD-13-0617A, RICK J. GOMEZ, M.D., LIC. #33677

RESCIND REFERRAL TO FORMAL HEARING AND REQUEST FURTHER BOARD ACTION

1. MD-12-1238A, MARVIN L. GIBBS, M.D., LIC. #N/A

CALL TO THE PUBLIC – 8:05 a.m.

REVIEW OF DEFICIENCY NOTICE (Scheduled to begin at 9:30 a.m.)

1. KATHLEEN E. WILLARD, M.D.

Staff: Ms. C. Shepherd

2. MARSHALL G. KATZ, M.D.

Staff: Ms. C. Shepherd

FSMB MODEL POLICY FOR THE USE OF OPIOID ANALGESICS IN THE TREATMENT OF CHRONIC PAIN (Scheduled to begin at 9:45 a.m.)

Carol Peairs, M.D.

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

1. MD-13-0025A, YOON M. HONG, M.D., LIC. #41210

Staff: Ms. Downey, Dr. Caruso

Presenting Board Member: Richard T. Perry, M.D.

2. MD-13-1116A, MICHAEL J. FITZMAURICE, M.D., LIC. #36511

Staff: Ms. Rivera, Dr. Wolf

Presenting Board Member: Ram R. Krishna, M.D.

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

3. MD-13-0279A, JOSEPH J. FRANZETTI, M.D., LIC. #26738

Staff: Ms. A. Shepherd, Dr. Coffey

Presenting Board Member: Jodi A. Bain, Esq.

NON-TIME SPECIFIC ITEMS (The Board may choose to discuss these items at any time.)

Executive Director's Report

C. Lloyd Vest, II, Executive Director

- Licensing Progress
- Proposal of Rule Enactment

Deputy Director's Report

Patricia E. McSorley, Deputy Director

- Scope of Work

Pursuant to A.R.S. § 38-431.03(A)(2) and (3), the Board may vote to go into executive session, which will not be open to the public, to discuss or consider records exempt by law from public inspection or to obtain legal advice as it relates to the Deputy Director's report.

Chair's Report

Gordi S. Khera, M.D., Chair

- Offsite Meeting

Legal Advisor's Report

Marc Harris, Assistant Attorney General (AAG)

Joint Legislation and Rules Committee Update

Jodi A. Bain, Esq.

Special Election of Board Officers

Gordi S. Khera, M.D., Chair

Request from Rachel Schacht, M.D. for Board support for her to take USMLE

C. Lloyd Vest, II, Executive Director

Approval of Minutes

February 5, 2014 Regular Session Meeting, Including Executive Session

February 5, 2014 Special Meeting

February 5, 2014 Special Meeting, Including Executive Session

February 26, 2014 Special Teleconference Meeting, Including Executive Session

ADVISORY LETTERS (Non-Disciplinary)

1. MD-13-1121A, GREGORY S. ALLEN, M.D., LIC. #36540
Staff: Ms. A. Shepherd
2. MD-13-1064A, PERMINDER D. VAID, M.D., LIC. #28603
Staff: Ms. Steger
3. MD-13-0927A, PAUL T. SUTERA, M.D., LIC. #21975
Staff: Ms. Rivera, Dr. Coffey
4. MD-13-0916A, LE ROI A. BAEZ, M.D., LIC. #30154
Staff: Ms. Young, Dr. Coffey
5. MD-13-1012A, CAROL L. HENRICKS, M.D., LIC. #25445
Staff: Ms. Young, Dr. Sosnowski
6. MD-13-0688A, CARLOS E. JUSTINIANO, M.D., LIC. #37846
Staff: Ms. Young, Dr. Caruso
7. MD-13-0593A, ASHFORD S. MCALLISTER, M.D., LIC. #35519
Staff: Ms. Downey, Dr. Haas
8. MD-13-0454A, RUSSELL W. WALKER, M.D., LIC. #21699
Staff: Ms. Downey, Dr. Coffey
9. MD-13-0826A, LESLEY A. MENG, M.D., LIC. #35043
Staff: Ms. Young, Dr. Sosnowski
10. MD-13-0698A, JOSEPH V. MISSETT, M.D., LIC. #37879
Staff: Ms. A. Shepherd, Dr. Sosnowski

ADVISORY LETTERS (Non-Disciplinary)

11. MD-13-0891A, GHASSAN S. BACHIR, M.D., LIC. #45379
Staff: Ms. A. Shepherd, Dr. Caruso
12. MD-13-0545A, BOBBY A. SHAH, M.D., LIC. #41793
Staff: Ms. Steger, Dr. Haas
13. MD-13-1067A, FRANK J. RAI, M.D., LIC. #36916
Staff: Ms. Young, Dr. Wolf
14. MD-13-0668A, THOMAS S. KANG, M.D., LIC. #33713
Staff: Ms. Downey, Dr. Caruso
15. MD-13-0482A, JEREMY S. CURRY, M.D., LIC. #32246
Staff: Ms. Downey, Dr. Coffey
16. MD-13-1169A, AASIM KAMAL, M.D., LIC. #30886
Staff: Ms. Rivera, Dr. Caruso
17. MD-13-0732A, KRISTINA A. BUTLER, M.D., LIC. #41953
Staff: Ms. Downey, Dr. Haas
18. MD-13-0847A, ROSELYNE VUTIEN, M.D., LIC. #40498
Staff: Ms. Young, Dr. Coffey
19. MD-13-0527A, ALAN M. LESSELROTH, M.D., LIC. #26233
Staff: Ms. Young, Dr. Caruso
20. MD-13-0461A, HAL B. WILSON, M.D., LIC. #22876
Staff: Ms. Young, Dr. Sosnowski
21. MD-13-1171A, DARYL R. PFISTER, M.D., LIC. #24384
Staff: Ms. A. Shepherd, Dr. Caruso
22. MD-13-1284A, PARAG R. PATEL, M.D., LIC. #37468
Staff: Ms. Rivera, Dr. Haas
23. MD-13-1297A, KURT A. KRUPNICK, M.D., LIC. #42104
Staff: Ms. Rivera, Dr. Coffey
24. MD-13-0186A, MOHAMED AHMED, M.D., LIC. #35805
Staff: Ms. Rivera, Dr. Coffey
25. MD-13-1364A, JULIE A. SCHOURUP, M.D., LIC. #41501
Staff: Ms. Rivera
26. MD-13-1095A, AJAY K. MATHUR, M.D., LIC. #36299
Staff: Ms. Rivera, Dr. Peairs

NON-DISCIPLINARY CONTINUING MEDICAL EDUCATION (CME) ORDER

1. MD-13-0854A, MICHAEL WADE, M.D., LIC. #15797
Staff: Ms. A. Shepherd, Dr. Sosnowski

ADVISORY LETTER WITH NON-DISCIPLINARY CME ORDER

1. MD-13-0852A, HARSIMRAN SINGH, M.D., LIC. #33819
Staff: Ms. A. Shepherd, Dr. Peairs

REVIEW OF EXECUTIVE DIRECTOR DISMISSALS

1. MD-13-0561A, ERIC J. CHURCH, M.D., LIC. #28649
Staff: Ms. Downey, Dr. Peairs
2. MD-13-1107A, GLENDA M. WEISMAN, M.D., LIC. #36289
Staff: Ms. Rivera, Dr. Coffey
3. MD-13-0884A, CAMERON G. JAVID, M.D., LIC. #27248
Staff: Ms. Steger, Dr. Wolf

REVIEW OF EXECUTIVE DIRECTOR DISMISSALS

4. MD-13-1269A, ROBERT B. OGESEN, M.D., LIC. #20679
Staff: Ms. Downey
5. MD-13-0905A, ALYSSA B. CHAPITAL, M.D., LIC. #35390
Staff: Ms. A. Shepherd, Dr. Caruso
6. MD-13-0906A, HOWARD K. CHEN, M.D., LIC. #35744
Staff: Ms. Downey, Dr. Coffey
7. MD-13-1263A, STEVEN E. WEISMAN, M.D., LIC. #27717
Staff: Ms. A. Shepherd, Dr. Coffey
8. MD-13-1218A, JOHN H. KWON, M.D., LIC. #28252
Staff: Ms. Rivera, Dr. Coffey

OTHER BUSINESS

PROPOSED CONSENT AGREEMENTS (Disciplinary)

1. MD-13-1123A, MARK I. FELDMAN, M.D., LIC. #5756
Staff: Ms. Downey, Dr. Coffey
2. MD-13-0804A, JASON R. JENSEN, M.D., LIC. #43504
Staff: Ms. Steger
3. MD-13-0789A, MATTHEW R. SAMPSON, M.D., LIC. #41760
Staff: Ms. Downey, Dr. Sosnowski

PROPOSED INTERIM CONSENT AGREEMENT

4. MD-13-1134A, PETER TSAI, M.D., LIC. #45470
Staff: Ms. A. Shepherd

REQUESTS FOR TERMINATION OF BOARD ORDER

Pursuant to A.R.S. § 38-431.03(A)(2) and (3), the Board may vote to go into executive session, which will not be open to the public, to discuss or consider records exempt by law from public inspection or to obtain legal advice as it relates to the following Requests for Termination of Board Order.

5. MD-11-0676A, RICHARD W. MORRISON, M.D., LIC. #12947
Staff: Ms. Muller
6. MD-11-1724A, CHRISTOPHER A. SULLIVAN, M.D., LIC. #45765
Staff: Ms. Muller

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

7. MD-12-1050A, KULBHUSHAN K. SHARMA, M.D., LIC. #22286
Legal Advisor: Marc Harris, AAG

REVIEW, DISCUSSION AND POSSIBLE ACTION ON LICENSE APPLICATION, INCLUDING, BUT NOT LIMITED TO, THE ISSUANCE OF AN ADVISORY LETTER

8. MD-14-0302A, JANET L. OTTO, M.D., PREVIOUS LIC. #46598
Staff: Ms. Young

REVIEW, DISCUSSION AND POSSIBLE ACTION SEEKING AN INJUNCTION FOR PRACTICING MEDICINE WITHOUT A LICENSE

9. MD-14-0205A, YVETTE ST. THOMAS
Legal Advisor: Marc Harris, AAG
Staff: Mr. Cimino

APPROVE, DENY OR TAKE OTHER ACTION REGARDING LICENSE APPLICATION

10. MD-13-0642A, JAYA K. CHADALAVADA, M.D., LIC. #N/A
Staff: Ms. Young, Dr. Coffey
11. MD-14-0023A, CYNTHIA M. RIPSIN, M.D., LIC. #N/A
Staff: Ms. Rivera, Dr. Coffey
12. MD-14-0431A, CLIFFORD H. LYONS, M.D., LIC. #N/A
13. MD-14-0427A, JEFF D. HARDIN, M.D., LIC. #N/A



C Lloyd Vest II

C. Lloyd Vest, II, Executive Director