

GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS LANSING

ORLENE HAWKS DIRECTOR

MICHIGAN BOARD OF MEDICINE MAY 15, 2019 MEETING APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, the Michigan Board of Medicine met on May 15, 2019 at the Ottawa Building, Conference Room 3, 611 West Ottawa Street, Lansing, Michigan 48933.

CALL TO ORDER

Mohammed Arsiwala, MD, Chairperson called the meeting to order at 10:03 a.m.

ROLL CALL

Members Present: Mohammed Arsiwala, MD, Chairperson

Louis Prues, PhD, Public Member, Vice Chairperson

Richard Bates, MD

Michael Chafty, MD (11:43 a.m. departure) Michael Chrissos, MD (10:10 a.m. arrival)

Renee Johnston, Public Member (11:43 departure)

John McGinnity, MS, PA-C

Venkat Rao, MD

James Rogers, MD (10:17 a.m. arrival)

Traci Ruiz, Public Member Eric Stocker, Public Member Dennis Szymanski, MD

Shereen Tabrizi, Public Member Terri Tahnoose, Public Member

Members Absent: Stacey Frankovich, Public Member

Cara Poland, MD

James Sondheimer, MD Paul Sophiea, Public Member Rosalie Tocco-Bradley, MD, PhD

Staff Present: Debra Wright Chambers, Analyst, Complaint Intake Section

Weston MacIntosh, Analyst, Boards and Committees Section Stephanie Rosenthal, Manager, Complaint Intake Section

Kiran Parag, Analyst, Compliance Section

LeAnn Payne, Board Support, Boards and Committees Section

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Michigan Board of Medicine Meeting Minutes May 15, 2019 Page 2 of 6

> Bridget Smith, Assistant Attorney General Michele Wagner-Gutkowski, Assistant Attorney General

APPROVAL OF AGENDA

MOTION by Rao, seconded by Tahnoose to approve the agenda, as presented.

A voice vote followed.

MOTION PREVAILED

APPROVAL OF MINUTES

MOTION by Szymanski, seconded by Chafty, to approve the March 20, 2019, meeting minutes, as presented.

A voice vote followed.

MOTION PREVAILED

Summary of CPEP Learning Summit

Bridget Smith, AAG introduced herself to the Board. Smith presented an overview and gave the Board a handout explaining the different programs that CPEP has to offer and the fees associated with them.

FSMB Presentation

Arsiwala introduced Mike Dugan, MBA Chief Information Officer and Senior Vice President for Operations from the Federation of State Medical Boards (FSMB) and together they gave the Board a presentation on the FSMB.

REGULATORY CONSIDERATIONS

Vincent James Keiser, MD – Proposal for Decision

MOTION by Chafty, seconded by McGinnity, to discuss.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Rao, seconded by McGinnity, to accept the Proposal for Decision and grant licensure.

A roll call vote was held: Yeas: Bates, Chafty, Chrissos, Johnston, McGinnity, Rao, Ruiz, Stocker, Szymanski, Tabrizi, Tahnoose,

Michigan Board of Medicine Meeting Minutes May 15, 2019 Page 3 of 6

> Prues, Arsiwala Nays: Rogers

MOTION PREVAILED

Richard Charles Mendel, MD - Proposal for Decision

MOTION by Chrissos, seconded by Chafty, to discuss.

A voice vote was taken.

MOTION PREVAILED

Discussion was held.

MOTION by Rogers, seconded by Johnston, to accept in part and reject in part the Proposal for Decision and table for the drafting of the Board's Findings of Fact and Conclusions of Law to deny reinstatement.

A roll call vote was held: Yeas: Bates, Chafty, Chrissos, Johnston, McGinnity, Rao,

Rogers, Ruiz, Stocker, Tabrizi, Tahnoose,

Prues, Arsiwala

Nays: None

Recuse: Szymanski

Johnston left at 11:22 a.m.

Peter R. Nwoke, MD – Proposal for Decision

MOTION by Chrissos, seconded by Rao, to discuss.

A voice vote was held.

MOTION PREVAILED

Discussion was taken.

MOTION by Rao, seconded by Prues, to accept the Proposal for Decision and grant Petitioner a limited license for one year. The terms of the limitation prohibit Petitioner from obtaining, possessing, prescribing, dispensing, or administrating any drug designed as a controlled substance. Petitioner is placed on probation for two years. During the probationary period, Petitioner shall request approval of a proposed physician reviewer from a Board-accepted monitoring organization who shall review 25 of Petitioner's patient charts quarterly and provide quarterly reports on Petitioner's professional practice and documentation. After receiving four successful quarterly reviews from the physician reviewer, Petitioner's license shall be automatically reclassified. Upon reclassification of

Michigan Board of Medicine Meeting Minutes May 15, 2019 Page 4 of 6

the Petitioner's license, the chart and practice review by the physician reviewer shall focus on Petitioner's controlled substance prescribing and documentation.

A roll call vote was held: Yeas: Bates, Chafty, Chrissos, Johnston, McGinnity, Rao,

Stocker, Szymanski, Tabrizi, Tahnoose,

Prues, Arsiwala

Nays: None

Abstain: Rogers, Ruiz

MOTION PREVAILED

OLD BUSINESS

None

NEW BUSINESS

Chafty and Johnston left at 11:43 a.m.

Continuing Education Waiver - Pablo Almuna, MD

MOTION by Szymanski, seconded by Rao, to discuss.

A voice vote was taken.

MOTION PREVAILED

Discussion was held.

MOTION by McGinnity, seconded by Rao, to deny the Continuing Education Waiver Request.

A roll call vote was held: Yeas: Bates, Chrissos, McGinnity, Rao, Rogers, Ruiz

Stocker, Szymanski, Tabrizi, Tahnoose,

Prues, Arsiwala

Nays: None

MOTION PREVAILED

Chairperson's Report

Conferee Assignment: 7

Quarterly Reports Approved: 2 CME/CPEP courses approved: 5 Face to Face Conferee Conference: 3

Settlement offers, and conferee conference issued: 16

Michigan Board of Medicine Meeting Minutes May 15, 2019 Page 5 of 6

Violation of consent orders and suspension issued: 0

Emergency Suspension issued: 4

File Review: 8

Physician Reviewer approved: 5

Dismissal 1

Department Update

MacIntosh announced that Adam Sandoval was named Deputy Director of the Department of Licensing and Regulatory Affairs.

MacIntosh announced that the Department will provide another board training July 31, 2019 and all members are welcome to attend.

COMMITTEE REPORTS

Investigations and Complaints

Rogers reported that the Board Review Panel Committee reviewed twenty-six (26) files in March. Nineteen (19) files were authorized for investigation and seven (7) files were closed.

The Investigation & Complaints Committee reviewed forty (40) files in April 2019. Twenty-eight (28) files were authorized for investigation and twelve (12) files were closed.

The Investigation & Complaints Committee reviewed ten (10) files in May 2019. Zero (0) files were authorized for investigation and ten (10) files were closed.

Rules Committee

MacIntosh informed the Board the Rules Work Group met on April 8, 2019 and will meet again on June 17th.

MacIntosh informed the Board the Genetic Rules Work Group met on May 7, 2019. He advised the Board that they need to vote to open the Genetic Counselor Rules.

MOTION by Prues, seconded by McGinnity to open the Genetic Counselor rules.

A roll call vote followed: Yeas: Bates, Chrissos, McGinnity, Rao, Rogers, Ruiz,

Stocker, Szymanski, Tabrizi, Tahnoose, Prues,

Arsiwala

Nays: None

MOTION PREVAILED

Disciplinary Subcommittee

Prues informed the Board that the DSC reviewed 31 cases.

Michigan Board of Medicine Meeting Minutes May 15, 2019 Page 6 of 6

PUBLIC COMMENT

None

ANNOUNCEMENTS

The next regularly scheduled meeting will be held July 17, 2019 at 10:00 a.m., at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

ADJOURNMENT

MOTION by Rao, seconder	d by Tabrizi	, to adjourn the	meeting at 11:58 a.m
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A voice vote followed.

MOTION PREVAILED

Minutes approved by the Board on: July 17, 2019

Prepared by:

LeAnn Payne May 21, 2019

Bureau of Professional Licensing