



CANNON BUILDING
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BOARD OF MEDICAL LICENSURE AND DISCIPLINE

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PUBLIC MEETING MINUTES:	DELAWARE BOARD OF MEDICAL LICENSURE AND DISCIPLINE
MEETING DATE AND TIME:	Tuesday, September 19 2017, at 2:30 p.m.
PLACE:	861 Silver Lake Boulevard Second Floor Conference Room A Dover, Delaware
MINUTES TO BE APPROVED:	November 7, 2017

MEMBERS PRESENT

Georges A. Dahr, M.D., Professional Member, Vice-President, Presiding
Gregory Adams, M.D., Professional Member
Barry Bakst, D.O., Professional Member
Garrett H. Colmorgen, M.D., Professional Member
Stephen Cooper, M.D., Professional Member
Mary Lomax, Ed.D Public Member
Sharon Williams-Mayo, Public Member
Joseph Parise, D.O., Professional Member
Malvine Richard, Ed.D, Public Member
Mary Ryan, Public Member
Stephen Lawless, M.D., Professional Member
Janice Truitt, Public Member
N.C. Vasuki, Public Member, Secretary
Brian Villar, M.D., Professional Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

David Mangler, Division Director
Patty Davis, Deputy Attorney General
Devashree Brittingham, Executive Director

MEMBERS ABSENT

Karyl Rattay, M.D., Professional Member, President

ALSO PRESENT

Tony Tiparod
Jaseeb Bajwa
Andrew Wilson, Esquire
Jaime Mack, Division Public Health
Roger Roy, TELADOC
Robert Baratta, TELADOC
Zein Al-Alrache, PCOM
Rebecca King, Division of Public Health
Dr. Awele Maduka, Division of Public Health
Richard Kajim, Department of Health and Social Services

Thomas E. Finucan, Sr.

CALL TO ORDER

The Board took a 5 minute recess after exiting executive session. Dr. Dahr called the meeting to order at 3:18 p.m.

REVIEW AND APPROVAL OF MINUTES

The Board reviewed the June 6, 2017 executive session and regular meeting minutes for approval. Dr. Colmorgen moved, seconded by Dr. Parise, to approve both sets of minutes as written. By unanimous vote, the motion carried.

UNFINISHED BUSINESS

Results of Executive Session Discussion

The Board discussed the results of the executive session discussions that included the investigations recommended for closure, letters of concern, dismissals by Attorney General's office and the written and verbal exceptions presented to the Board.

After reviewing the results of the investigations, the Board determined in the exercise of its discretion, that the complaints not proceed further and that the following investigations be closed as noted without prosecution. Dr. Colmorgen moved, seconded by Dr. Parise. By unanimous vote, the motion carried.

Recommended for Dismissal

10-108-14

After reviewing the results of the investigations, the Board determined in the exercise of its discretion, that the complaints not proceed further and that the following investigations be closed as noted without prosecution. Dr. Colmorgen moved, seconded by Dr. Parise. By unanimous vote, the motion carried.

Recommended for Letter of Concern

10-01-17, 10-03-17, 10-35-17, 10-72-16, 10-82-16

After reviewing the results of the investigations, the Board determined in the exercise of its discretion, that the complaints not proceed further and that the following investigations be closed as noted without prosecution. Dr. Colmorgen moved, seconded by Dr. Parise. By unanimous vote, the motion carried.

Dr. Colmorgen made a motion, seconded by Dr. Parise to send a Letter of Concern to the Department of Risk Management and the Chief of Staff identified in complaint number 10-72-16 as a reminder to review their protocol and practices in order to prevent incidents described in complaint number 10-72-16 from occurring in the future.

Recommended for Closure without Questions

10-43-15; 10-60-16; 10-67-16; 10-69-16;10-70-16;10-74-16;10-75-16;10-78-16;10-80-16;10-81-16;
10-83-16;10-86-16;10-90-16;10-91-16;10-93-16;10-94-16;10-97-16;10-98-16;10-104-16; 10-18-17;
10-19-17; 10-41-17; 10-42-17; 10-55-17; 10-56-17

After reviewing the results of the investigations, the Board determined in the exercise of its discretion, that the complaints not proceed further and that the following investigations be closed as noted without prosecution. Dr. Colmorgen moved, seconded by Dr. Parise. By unanimous vote, the motion carried.

Consideration of Consent Agreement - Nadiv Shapira, M.D. (Cases 10-134-14)

The board considered the Consent Agreement for Nadiv Shapira, M.D. Dr. Colmorgen moved, seconded by Dr. Parise, to accept the Consent Agreement. Motion carried with Dr. Cooper recusing. An Order was circulated for board members' signatures.

Consideration of Consent Agreement - Rodolfo Rios, M.D. (Cases 10-17-16)

The board considered the Consent Agreement for Rodolfo Rios, M.D. Dr. Colmorgen moved, seconded by Dr. Parise, to reject the Consent Agreement. Motion carried with Dr. Cooper recusing. An Order was circulated for board members' signatures.

Consideration of Consent Agreement - Paul Bolger, M.D. (Cases 10-25-16)

The board considered the Consent Agreement for Paul Bolger, M.D. Dr. Colmorgen moved, seconded by Mr. Vasuki to accept the Consent Agreement. Motion carried with Dr. Parise recusing. An Order was circulated for board members' signatures.

Consideration of Consent Agreement Regarding Kevin T.C. Geffee, D.O. (Cases 10-86-15)

The board considered the Consent Agreement regarding Kevin T.C. Geffee, D.O. Dr. Colmorgen moved, seconded by Dr. Bakst, to accept the Consent Agreement. Motion carried with Dr. Parise recusing. An Order was circulated for board members' signatures.

Written Public Comment for BOMLD Telemedicine

The Board tabled this agenda item to allow Ms. Davis to meet with legislative representatives to discuss the proposed regulation and make changes if necessary. This item will be placed on the Board's November agenda.

Dilipkumar Joshi, M.D. – Review and Approval of Independent Auditor

At the Board's June 6, 2017 meeting the Board reviewed and discussed the documentation submitted by Dr. Joshi for approval of an independent auditor as described in Dr. Joshi's board order. Following the June meeting the Board requested additional information on the background and expertise of the auditor Dr. Joshi was submitted for approval. Ms. Brittingham drafted a letter informing Dr. Joshi's attorney of the Board's request.

Dr. Joshi's attorney supplied the Board with documents to consider at their September 19, 2017 meeting that described the auditor's background with emphasis on coding and billing. After consideration of the additional documentation submitted by Dr. Joshi's attorney, the Board decided to reject the proposed independent auditor submitted by Dr. Joshi as they did not show the auditor met the standard of understanding Delaware law on opioid prescribing and monitoring the prescribing of opioid prescriptions.

Ms. Truitt made a motion, seconded by Dr. Lawless to reject Dr. Joshi's proposed independent auditor. Ms. Brittingham will communicate the rejection to Dr. Joshi's attorney and suggest monitoring resources that could potentially focus on chart review in the areas of substance abuse, pain management, and mental health.

Review and Consider Rules and Regulations from Physician Assistants Regulatory Council

This matter is tabled until a representative from the Physician Assistants Regulatory Council can address the Board.

NEW BUSINESS

Approve Applications for Registration and Licensure

M.D.'s for Licensure

Dr. Parise moved, seconded by Dr. Bakst, to approve the following medical doctors for a certificate to practice medicine, as all applicants had met the licensure requirements as set forth by statute. By unanimous vote, the motion carried.

Michael Cortes	Jeremy Cristol	Katrina Foo	Prativa Rajbhandari
Ahmed Abdelsalam	Alfred Quezada	Debra Ravert	Vinay Gundlapalli
Gul Dadlani	Beth Parrish	Ziva Stauber	Amy Stewart
Ralph Zinner	Theodore Braiman	Kathryn El-Amraou	Naveed Shah
John Zimmerman	Christina Brus	Maritza Harper	Srikrishna Malayala
Robert Rabiea	Muhammad Anwar	Ray Armand	Stephen Dawkins
Steven Fishberger	Mary Jones	Muhammad Saifullah	Barry Altenberg
Andrew Boyle	Charles Kim	Stephanie Tanner	Brian Walcott
Elysha Pifko	Julian Arce	Sara Banerjee	Avnish Bhatia
Lynn Cooke	Rajan Gupta	Jolomi Ikomi	Gina Kim
Edris Meda	Erica Rushing	Ajay Shalwala	Scott Shalini
Verma Maurice	YoskinFolaranmi	David Rose	Ahsan Siddiqui
James Barclay	Atul Ramesh	Bharati Turakhia	Janice Johnston
Stephen Ladwig	RodneyMusselman	Luis Urrutia	Hillary Gordon
Lauren Schwartz	Gorgun Akpek	Eric DeVeaux	Jean Hoffman-Censits
Chijioke Ikomi	Amy MacKenzie	KyleMills	Shailesh Pinto
Julia Webb	Mahdis Sarrafi	Thomas Anderson	Rita Axelrod
Amanda Castro	Angelle Harper	Rupesh Harji	Kalthia
Vrunda Patel	Alejandro Soler	Frank Welte	XiaoYang
AtenaDitina Ghetia	Md. Ashik Bin Ansar	David Kim	Khadar Baig
Barath Krishnan	Allison Aguado	Charles Bramlett, Jr.	John Nwankwo
Srilatha Rachan	Krittika Joshi	Lilian Msambichaka	Quentin Novinger
Christopher Parks	Jack Castro	Danielle Gibson	Maleha Husain
Tracey Petrides	Navin Vij	Aaron Yee	Maysa Abu-Khalaf
Ekta Agarwal	Sameh Gaballa	Nicole Aaronson	Lewis Rose
Belinda Chandra	Zulfiqar Mohammad	Michael Moussouttas	Mohamad Iyad Al-Massalkhi
Lois Arend	Brandon Metcalf	Jonathan Simon	Magdalena Kazmierczak
David Williams	James Elder	Jim Omatseye, Jr.	James Posey
Satyananta Velidi	Alfred Quezada	Debra Michele	
Ravert Dadlani	Aja Miller		

D.O.'s for Licensure

Dr. Colmorgen moved, seconded by Dr. Bakst, to approve the following medical doctors for a certificate to practice medicine, as all applicants had met the licensure requirements as set forth by statute. By unanimous vote, the motion carried.

Mark Facciolo	Valerie Goodman	LeeAnn Tanaka	Alex Chan
Douglas Mazzuca, Jr.	Han Huang	Joshua Pregnar	Stephen Lazar
Christopher Prieto	Andrew Chapman	Kristen Facciolo	Mark Morgan
Lee Pachter	Alina Ivashchuk	Luisa Galdi	Joshua Kornblum
Salma Siddique	Yisrael M. Bauer	Beverly Stern	Joanna Graeber
Michael J. Luceri	Jennifer A. Prescott-Coraggio		Sheila Taylor
Hannah E. Reimen	Rosalind Watman	Justin Winas	Tammy Donoway
Darcy Hamill	Mark Facciolo	Valerie Goodman	Prativa Rajbhandari
Alex Chan	Vinay S. Gundlapalli	Han Wei Huang	

Physician Assistants for Licensure

Dr. Colmorgen moved, seconded by Dr. Bakst, to approve the following Physician Assistants for licensure as noted below. By unanimous vote, the motion carried.

Monica Fraatz	Christopher Herrmann	Nicholas Klock	Amanda Lucas
Joseph Robinson	Martin Sylvester	Huandong Yan	
Kimberly Canfield	Lindsey Weldon	Ashley Aloï	Anastasia Arce
Gloria Sharp	Michelle Brown	Nilima Patel	
Ashley Higgin-McLaughlin		Vincent R. Russell	Jason Crump
Daniel Maistre	Courtney Valko	Bryan Pepper	Andrea Schmerin
George Duffield	Brielle Greco	Evelyn Ulzheimer	Vavah Fiase
Robert Graham	Jeffrey Li	Monica Fraatz	Christopher Herrmann
Nicholas Klock	Amanda Lucas	Kim Nguyen	Joseph Robinson

Physician Assistants for Prescriptive Authority – Controlled and Non-Controlled

Dr. Colmorgen moved, seconded by Dr. Bakst, to approve the following Physician Assistants for controlled and non-controlled prescriptive authority as noted below. By unanimous vote, the motion carried.

Huandong Yan	Lindsey Weldon	Kimberly Canfield	Anastasia Arce
Jeffery Voorhees	Jason Dillinger	Sarah Stamm	Chioma Njoku
Anne Marie Vegas	Joseph Paul	Kim Nguyen	Amanda Lucas
Nicholas Klock	Christopher Herrmann	Monica Fraatz	

Respiratory Care Practitioners

Dr. Parise moved, seconded by Dr. Colmorgen, to approve the following Respiratory Care Practitioners for licensure as noted below. By unanimous vote, the motion carried.

Nicholas Kazmer	Andrew Phillips	Alexandria Malacari
Samantha Wereszczak	Sheena Davis	Bronwyn Warner
Ashley Barron	Cameron Miller	Humberto Resendiz
Chelsey Shallcross	Michael Young, Jr.	Samantha Hoffman
Lisa Bertone	Connie Sue Linebarger	Ransom Crowder
Douglas Knight	Mykia Jenkins	Derrick Matthew
Joseph Rogers, Jr	Sheryl Hayes	Alexandra Weisel
Aja Dyer	Brendan P. Kearns	Neisha K. Black
Caroline Davis	Donna Rahner	Matthew Varanko
Alix Leconte	Yongmei Ye	Nicholas Kazmer

Paramedics

Dr. Colmorgen moved, seconded by Dr. Parise, to approve the following Respiratory Care Practitioners for licensure as noted below. By unanimous vote, the motion carried.

Jessica Poe	Joseph Labrie, Sr.	Miguel Cruz	Michelle J. Hamrick
Brittney Paoli	Sarah Pedrick	Travis K.K. Tome	Lawrence Hardway, II
Kristopher Collins	Anthony A. Shaeffer		

Acupuncture Practitioners

None

Eastern Medicine Practitioners

Dr. Colmorgen moved, seconded by Dr. Parise, to approve the following Eastern Medicine Practitioner for licensure as noted below. By unanimous vote, the motion carried.

Ying Liu Ko

Acupuncture Detoxification Specialists

Dr. Parise moved, seconded by Dr. Dahr, to approve the following Acupuncture Detoxification Specialists for licensure as noted below. By unanimous vote, the motion carried.

Sheila McKinney	David Parcher	Jaimie L. Stafford-Donaway
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Genetic Counselors

Dr. Colmorgen moved, seconded by Ms. Truitt, to approve the following Genetic Counselors for licensure as noted below. By unanimous vote, the motion carried.

Virginia Adams	Kathleen Collett	Erika Cooper	Cynthia Handford
Cassandra Latoni	Rebecca Pollack	Emily Clare Becraft	Sarah Charles
Benjamin Helm	Robin King	Kacie Lynn Baker	
Stephanie M. Laudisi			

Polysomnography Practitioners

Dr. Parise moved, seconded by Dr. Colmorgen, to approve the following Polysomnography Practitioners for licensure as noted below. By unanimous vote, the motion carried.

Jodi Cole	Diane Simko	Sheena Bloomfield
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Certified Professional Midwives

Dr. Colmorgen moved, seconded by Ms. Truitt, to approve the following Certified Professional Midwives for licensure as noted below. By unanimous vote, the motion carried.

Aisha Michelle	Palet Al Hajjar	Karen Carr	Tyler Wilson
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Review Division of Public Health's Naloxone Standing Order - Jaime Mack

The Board reviewed the Division of Public Health's standing order for Naloxone. Jaime Mack provided his summary of the standing order. Dr. Dahr moved, seconded by Dr. Lawless, to approve the Division of Public Health's standing order for Naloxone presented by Mr. Mack. Motion carried unanimously.

Review of Division of Public Health Standing Orders - Dr. Awele Maduka-Ezeh MD MPH

The Board reviewed the current standing order for the Division of Public Health. Dr. Maduka-Ezeh provided her summary of the updates to show revisions made to the standing order. Dr. Villar moved, seconded by Dr. Parise, to approve the revisions to the current standing order presented for the Division of Public Health by Dr. Maduka-Ezeh. Motion carried unanimously.

Proposal to Deny Hearing - Toussaint Reynolds, M.D. - 3:30 p.m.

The Board began the hearing at 4:45 p.m. however Dr. Reynolds was not present in the hearing room. Dr. Dahr moved, seconded by Dr. Parise to deny Dr. Toussaint Reynold's application for licensure. Motion carried unanimously.

Review Application for Tony Tiparod, Paramedic

The Board reviewed the paramedic application for Tony Tiparod. After review and discussion of the application, Dr. Adams moved, seconded by Mr. Vasuki, to approve the license. Motion carried unanimously.

Review Application for Sameera Rahman, M.D. - Loss of Facility Privileges in Ohio

The Board reviewed and discussed the application for Sameera Rahman, M.D. to determine whether she met the conditions to be granted a waiver pursuant to 24 Del. C. Section 1720(e). Dr. Rahman's application for licensure revealed her had lost facility privileges in Ohio. Dr. Colmorgen moved, seconded by Dr. Parise to propose to deny the application for Dr. Rahman. Motion carried unanimously.

Review Application for Thomas Finucan, M.D. - Disciplinary action in DE, VA, PA and MD

The Board reviewed and discussed the application for Thomas Finucan, M.D. to determine whether he met the conditions to be granted a waiver pursuant to 24 Del. C. Section 1720(e). Dr. Finucan's application revealed that other states had taken disciplinary action against his medical license to practice. Dr. Cooper moved, seconded by Dr. Colmorgen to propose to deny the application for Dr. Finucan. Dr. Adams abstained. By majority vote, the motion carried.

Review Application for Steven Fuller, D.O. - No patient access in the last 3 years

The Board reviewed and discussed the application for Steven Fuller, D.O. to determine whether he met the conditions to be granted a waiver pursuant to 24 Del. C. Section 1720(e). Dr. Fuller's application revealed that he did not meet the practice requirement pursuant to Board Regulation 7.7. Dr. Dahr moved, seconded by Dr. Parise to propose to deny the application for Dr. Fuller. Motion carried unanimously.

Review Application for Ryan Weight, M.D. - DWI/Alcohol with 2 year probation

The Board reviewed and discussed the application for Ryan Weight, M.D. to determine whether he met the conditions to be granted a waiver pursuant to 24 Del. C. Section 1720(e). Dr. Adams moved, seconded by Dr. Lawless to grant a waiver and approve the application. Motion carried unanimously.

Review Application for Hongyu Zhang, M.D. - Post Graduate Academic Issue

The Board reviewed and discussed the application for Hongyu Zhang, M.D to determine whether he met the conditions to be granted a waiver pursuant to 24 Del. C. Section 1720(e). Dr. Parise moved, seconded by Dr. Richard to grant a waiver and approve the application. Motion carried unanimously.

Review Re-Application for James Newman, M.D

The Board reviewed and discussed the application for James Newman, M.D to determine whether he met the conditions to be granted a waiver pursuant to 24 Del. C. Section 1720(e). Dr. Newman's application revealed that he did not meet the practice requirement pursuant to Board Regulation 7.7. or the continuing education requirement for re-application. Dr. Parise moved, seconded by Ms. Tuitt to propose to deny the application for Dr. Newman. Dr. Adams, Dr. Baskt and Dr. Colmorgen abstained and Ms. Ryan opposing. By majority vote, the motion carried.

Review Application for Pon Lion Tsou, M.D.- took over 7 years to pass all steps of the USMLE

The Board reviewed and discussed the application for Pon Lion Tsou, M.D to determine whether he met the conditions to be granted a waiver pursuant to 24 Del. C. Section 1720(e). Dr. Colmorgen moved, seconded by Dr. Parise to propose to deny the application for Dr. Lion Tsou. Motion carried unanimously.

Review Application for Jose A. Pacheco M.D. – Took more than 7 years to pass all three steps of USMLE

Dr. Dahr moved, seconded by Mr. Vasuki to add the application of Jose A. Pacheco, MD to the Board's agenda to determine whether he met the conditions to be granted a waiver pursuant to 24 Del. C. Section 1720(e). The Board reviewed and discussed the application for Dr. Pacheco M.D. Dr. Adams moved, seconded by Dr. Lawless, to grant the waiver and approve the application for Dr. Pacheco. Motion unanimously carried.

Review Request from Dr. Carl Yacoub

The Board reviewed Dr. Yacoub's request for alternative options for his board ordered evaluation. The Board denied his request to deviate from the order. Dr. Colmorgen moved, seconded by Dr. Parise to comply with the Board's order. Motion carried unanimously.

Discussion of the Medical Licensure Compact* - Tabled

This matter is tabled for discussion at the Board's November meeting.

Beth Duncan, M.D. - Review and Approval of Independent Auditor

The Board reviewed and discussed the documentation submitted by Dr. Duncan for approval of an independent auditor as described in Dr. Duncan's board order. Dr. Colmorgen moved, seconded by Dr. Parise to accept Dr. Duncan's proposed independent auditor. Ms. Brittingham will communicate the acceptance to Dr. Duncan and her attorney.

Consideration of FSMB Request - Dr. Cheryl Walker-McGill

Ms. Brittingham presented FSMB's request to address the Board with a short presentation with the goals and initiatives of FSMB. The Board accepted FSMB's request to make a short presentation at the next available meeting. Ms. Brittingham will communicate the invitation to FSMB and Dr. Walker-McGill.

Superior Court Reversal Order - Lauri Ann Spraga D.O.

Ms. Davis informed the Board that the Court reversed the Board's Order for Dr. Spraga and remanded the case back to the Board for further proceedings. Ms. Davis advised the Board that at this time there was no further action to be taken. The Board provided their comments and feedback. Ms. Davis noted their comments and stated she would share their feedback with the prosecutor's office.

Other Business before the Board (For Discussion Only)

There was no other business before the Board for discussion.

PUBLIC COMMENT

Mr. Mangler addressed the Board to provide them with an update regarding changes to the prescription monitoring program. All prescribers in the State of Delaware will receive communication from the Division via email. The information will be sent to the email the prescriber has registered with. The email communications will have information about the transition to a new prescription monitoring platform. Mr. Mangler requested that prescribers look out for these email communications regarding changes to the prescription monitoring program.

NEXT MEETING DATE

The Board will hold their next meeting on Tuesday, November 7, 2017, at 2:00 p.m., in the 2nd floor Conference Room "A" of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

ADJOURNMENT

There being no further business before the Board. Dr. Dahr moved, seconded by Dr. Lawless, to adjourn the meeting. By unanimous vote, the motion carried. The meeting adjourned at 5:15 p.m.

Respectfully submitted,



Devashree Brittingham, MBA
Executive Director