MICHIGAN BOARD OF MEDICINE
DISCIPLINARY SUBCOMMITTEE
MAY 18, 2016 MEETING

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Medicine Disciplinary Subcommittee met on May 18, 2016, at the Ottawa Building, Conference Room 3, 611 West Ottawa Street, Lansing, Michigan 48933.

CALL TO ORDER

Renee Johnston, Chairperson, called the meeting to order at 8:38 a.m.

ROLL CALL

Members Present: Renee Johnston, Public Member, Chairperson
Mohammed Arsiwala, M.D.
Sandra Howell, M.D. (departed at 11:28 a.m.)
Dennis Szymanski, M.D.
Terri Tahnoose, Public Member (arrived at 11:28 a.m.)

Staff Present: Erin Londo, Board Support, Boards and Committees Section
Kiran Parag, Analyst, Legal Affairs Division
Michele Wagner-Gutkowski, Assistant Attorney General

APPROVAL OF AGENDA

MOTION by Arsiwala, seconded by Howell, to approve the agenda as presented.

A voice vote was taken.

MOTION PREVAILD

APPROVAL OF MINUTES

MOTION by Howell, seconded by Szymanski, to approve the March 16, 2016 meeting minutes as presented.

A voice vote was taken.

MOTION PREVAILD
REGULATORY CONSIDERATIONS

Mitchel Osman, MD – Consent Order and Stipulation

MOTION by Szymanski, seconded by Howell, to accept the Consent Order and Stipulation.

A roll call vote followed: Yeas – Howell, Szymanski, Johnston
Nays - None
Recuse - Arsiwala

MOTION PREVAILED

Crystal Josetta Luke, MD – Consent Order and Stipulation

MOTION by Arsiwala, seconded by Howell, to accept the Consent Order and Stipulation.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

Toseef Mazuffur Khan, MD – Consent Order and Stipulation

MOTION by Howell, seconded by Szymanski, to accept the Consent Order and Stipulation.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

Daniel Bryan Azabache, MD – Consent Order and Stipulation

MOTION by Szymanski, seconded by Arsiwala, to accept the Consent Order and Stipulation.

Discussion was held.

A roll call vote was held: Yeas – Arsiwala, Szymanski
Nays – Howell, Johnston

MOTION FAILED

MOTION by Howell, seconded by Arsiwala, to reject the Consent Order and Stipulation with a counteroffer. Respondent placed on probation for a minimum of one day not to exceed six
months and required to complete 5 hours of board approved CE in medical record keeping and 5 hours in professionalism/ethics. In addition, Respondent is fined $10,000.00 payable within 90 days.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

Doris N. M. Chafac, MD ED LTD – Consent Order and Stipulation

MOTION by Howell, seconded by Szymanski, to accept the Consent Order and Stipulation.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

Paul Nathan DeWeese, MD – Consent Order and Stipulation

MOTION by Arsiwala, seconded by Howell, to accept the Consent Order and Stipulation.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

Ron Mark, MD – Consent Order and Stipulation

MOTION by Howell, seconded by Arsiwala, to accept the Consent Order and Stipulation.

A roll call vote was held: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

Masoud Ahmad Mehrabi, MD – Consent Order and Stipulation

MOTION by Howell, seconded by Szymanski, to accept the Consent Order and Stipulation.

Discussion was held.
A roll call vote followed: Yeas – Howell, Szymanski, Johnston
Nays – None
Recuse - Arsiwala

MOTION PREVAILED

Kiritkumar R. Sheth, MD – Consent Order and Stipulation

MOTION by Arsiwala, seconded by Szymanski, to accept the Consent Order and Stipulation.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

Ebon John Wallace-Talifarro, MD – Consent Order and Stipulation

MOTION by Howell, seconded by Szymanski, to accept the Consent Order and Stipulation.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

Anthony Jon Meier, MD – Consent Order and Stipulation

MOTION by Arsiwala, seconded by Szymanski, to accept the Consent Order and Stipulation.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

Marvin E. McElroy, MD – Consent Order and Stipulation

MOTION by Howell, seconded by Szymanski, to accept the Consent Order and Stipulation.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED
Jose A Rodriguez, MD – Consent Order and Stipulation

MOTION by Howell, seconded by Szymanski, to accept the Consent Order and Stipulation.

Discussion was held.

A roll call followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

Athar Siddiqui, MD – Consent Order and Stipulation

MOTION by Howell, seconded by Arsiwala, to accept the Consent Order and Stipulation.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Howell, Johnston
Nays – None
Recuse – Szymanski

MOTION PREVAILED

Robert Adolph Ackerman, Jr., MD – Consent Order and Stipulation

MOTION by Arsiwala, seconded by Szymanski, to accept the Consent Order and Stipulation.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

Gary D. Bergman, MD – Consent Order and Stipulation

MOTION BY Howell, seconded by Szymanski, to accept the Consent Order and Stipulation.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

Jesus Carreon Neri, Jr., MD – Consent Order and Stipulation

MOTION by Arsiwala, seconded by Szymanski, to accept the Consent Order and Stipulation.
Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

Zbigniew Purzycki, MD – Request for Dismissal

MOTION by Howell, seconded by Arsiwala, to accept the Request for Dismissal.

A roll call vote followed: Yeas – Arsiwala, Howell, Johnston
Nays – None
Recuse – Szymanski

MOTION PREVAILED

Marc Steven Orlewicz, MD – Petition for Reclassification

MOTION by Szymanski, seconded by Arsiwala, to accept the Petition for Reclassification and grant a full and unlimited license.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

Sung G. Lee, MD – Proposal for Decision

MOTION by Arsiwala, seconded by Howell, to accept the Proposal for Decision and probationary status removed. Assistant Attorney General Wagner-Gutkowski did not participate.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

George Givens Miller, MD – Request for Reconsideration

MOTION by Howell, seconded by Szymanski, to reject the Request for Reconsideration.

Discussion was held.
A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

Rajat Daniel, MD – Proposal for Decision

MOTION by Howell, seconded by Arsiwala to accept the Proposal for Decision.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

Debra Lynn Hill-Busselle, MD – Proposal for Decision

MOTION by Howell, seconded by Szymanski, to accept the Proposal for Decision.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

MOTION by Arsiwala, seconded by Szymanski, to dissolve the Summary Suspension and place Respondent on probation for one year. During the probationary period, Respondent shall meet quarterly with a physician designated by Affiliated Monitors, Inc. or other board-approved monitor to review Respondent’s practice for appropriate prescribing and documentation practices. Respondent’s designated physician reviewer shall provide quarterly reports concerning Respondent’s practice and records. In addition, Respondent shall complete 10 hours of Board approved CE in area of ethics. Respondent is also fined $10,000.00 payable within 90 days.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

MOTION by Szymanski, seconded by Howell, to reprimand Respondent and fine $2,000.00 payable within 90 days.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED
John M. McClure, II, MD – Proposal for Decision

MOTION by Arsiwala, seconded by Szymanski to accept in part and reject in part the Proposal for Decision.

Discussion was held.

A roll call vote followed: Yeas – None
Nays – Arsiwala, Howell, Szymanski, Johnston

MOTION FAILED

MOTION by Arsiwala, seconded by Howell, to table the Proposal for Decision until the next meeting.

A roll call vote followed: Yeas – Arsiwala, Howell, Szymanski, Johnston
Nays – None

MOTION PREVAILED

*Recess taken at 9:55 a.m. for Board of Medicine full meeting and resumed at 11:28 a.m.

Michelle Lee Biddinger, MD – Administrative Complaint

MOTION by Arsiwala, seconded by Tahnoose, to suspend Respondent’s license for a minimum of one day until evidence is provided of completion of 150 hours of Board-approved continuing education. In addition, Respondent is fined $1,500.00 to be paid prior to reinstatement. Respondent shall petition for reinstatement in the event the license remains suspended for more than six months.

A roll call vote followed: Yeas – Arsiwala, Szymanski, Johnston, Tahnoose
Nays – None

MOTION PREVAILED

Mark Vernon Buzzard, MD – Administrative Complaint

MOTION by Szymanski, seconded by Arsiwala, to dissolve the Summary Suspension and revoke Respondent’s license. Respondent is fined $10,000.00 to be paid prior to filing an application for reinstatement.

A roll call vote followed: Yeas – Arsiwala, Szymanski, Johnston, Tahnoose
Nays – None

MOTION PREVAILED
Edward Chaum, MD – Administrative Complaint

MOTION by Arsiwala, seconded by Tahnoose, to limit Respondent's license for one year during which Respondent is precluded from writing spectacle or contact lens prescriptions for any patients screened solely on-line without first performing an in-person examination and evaluation. Respondent must petition for reclassification of license and is fined $10,000.00 payable within 120 days.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Szymanski, Johnston, Tahnoose
Nays – None

MOTION PREVAILED

Rafael Manual Gonzalez, MD – Proposal for Decision

MOTION by Szymanski, seconded by Arsiwala, to accept the Proposal for Decision and suspend Respondent's license for six months and one day. Assistant Attorney General Wagner-Gutkowski did not participate.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Szymanski, Johnston, Tahnoose
Nays – None

MOTION PREVAILED

Crystal Maria Jones, MD – Administrative Complaint

MOTION by Szymanski, seconded by Tahnoose, to suspend Respondent's license for a minimum of one day until evidence is provided of completion of 150 hours of Board-approved continuing education with a minimum of 75 hours in Category 1 or Category 6. Respondent fined $1,500.00 to be paid prior to reinstatement. Respondent shall petition for reinstatement in the event the license remains suspended for more than six months.

A roll call vote followed: Yeas – Szymanski, Johnston, Tahnoose
Nays – None
Recuse – Arsiwala

MOTION PREVAILED

Rajesh Malhotra, MD – Proposal for Decision

MOTION by Arsiwala, seconded by Szymanski, to accept the Proposal for Decision.

A roll call vote followed: Yeas – Arsiwala, Szymanski, Johnston, Tahnoose
Nays – None

MOTION PREVAILED

MOTION by Arsiwala, seconded by Tahnoose, to dissolve the Summary Suspension and suspend Respondent's license for six months and one day. Respondent is fined $10,000.00 to be paid prior to filing an application for reinstatement.

A roll call vote followed: Yeas – Arsiwala, Szymanski, Johnston, Tahnoose
Nays – None

MOTION PREVAILED

Stanley Clark Newhall, MD – Administrative Complaint

MOTION by Arsiwala, seconded by Szymanski, to suspend Respondent's license for a minimum of one day until a fine of $1,000.00 is paid and evidence of completing board accepted CE in prescribing opiates and record keeping/charting. Respondent shall petition for reinstatement in the event licensure remains suspended for more than six months.

A roll call vote followed: Yeas – Arsiwala, Szymanski, Johnston, Tahnoose
Nays – None

MOTION PREVAILED

Alexander G. Ruthven, II, MD – Administrative Complaint

MOTION by Arsiwala, seconded by Szymanski, to suspend Respondent's license for six months and one day and fine $5,000.00 payable prior to filing an application for reinstatement.

A roll call vote followed: Yeas – Arsiwala, Szymanski, Johnston, Tahnoose
Nays – None

MOTION PREVAILED

PUBLIC COMMENT

None

ANNOUNCEMENTS

The next regularly scheduled meeting will be held July 20, 2016, scheduled to begin at 8:30 a.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center (UL), Conference Room 3, Lansing, Michigan.
ADJOURNMENT

Chairperson Johnston adjourned the meeting at 11:54 a.m.

**Minutes approved by the Board on July 20, 2016.

Prepared by:
Erin Londo, Board Support  May 19, 2016