



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LANSING

ORLENE HAWKS  
DIRECTOR

## **MICHIGAN BOARD OF MEDICINE**

### **JANUARY 16, 2019 MEETING**

#### **APPROVED MINUTES**

In accordance with the Open Meetings Act, 1976 PA 267, the Michigan Board of Medicine met on January 16, 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 10:14 a.m.

#### **ROLL CALL**

**Members Present:** Mohammed Arsiwala, MD, Chairperson  
Louis Prues, PhD, Public Member, Vice Chairperson  
Richard Bates, MD (10:50 a.m. arrival)  
Michael Chafty, MD  
Michael Chrissos, MD  
Stacey Frankovich, Public Member  
John McGinnity, MS, PA-C  
Venkat Rao, MD  
Traci Ruiz, Public Member  
James Sondheimer, MD  
Dennis Szymanski, MD  
Shereen Tabrizi, Public Member  
Rosalie Tocco-Bradley, MD, PhD

**Members Absent:** Cara Poland, MD  
Renee Johnston, Public Member  
James Rogers, MD  
Paul Sophiea, Public Member  
Eric Stocker, Public Member  
Terri Tahnoose, Public Member

**Staff Present:** Debi Haigh, Analyst, Licensing Division  
Weston MacIntosh, Analyst, Boards and Committees Section  
Kiran Parag, Analyst, Compliance Section  
LeAnn Payne, Board Support, Board and Committees Section  
Kerry Przybylo, Manager, Board and Committees Section  
Michele Wagner-Gutkowski, Assistant Attorney General

## **APPROVAL OF AGENDA**

MOTION by Tocco-Bradley, seconded by Ruiz, to approve the agenda, as presented.

A voice vote followed.

MOTION PREVAILED

## **APPROVAL OF MINUTES**

MOTION by Chrissos, seconded by Rao, to approve the November 14, 2018, meeting minutes, as presented.

McGinnity recused himself.

A voice vote followed.

MOTION PREVAILED

## **REGULATORY CONSIDERATIONS**

### **Ali Abdul-Karim Elhorr, MD – Petition for Reinstatement**

MOTION by Sondheimer, seconded by Tocco-Bradley, to discuss.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Chrissos, seconded by Chafty, to grant the Petition for Reinstatement. Petitioner's license will be limited for a minimum of one day until the terms of the limitation prohibit the Petitioner from performing all surgical procedures. Petitioner's license shall be reclassified upon receipt by the Department of satisfactory evidence verifying that Petitioner has undergone a successful reentry clinical assessment/evaluation by a Board-approved program such as Center for Personalized Education for Physicians (CPEP) and has been endorsed safe to practice by the program. The reentry assessment/evaluation shall focus on Petitioner's surgical skills and knowledge. In addition, Petitioner shall be placed on probation for one year. During the probationary period, Petitioner shall request approval of a proposed physician reviewer from a Board-accepted monitoring organization that shall review and provide quarterly reports on Petitioner's professional surgical practice, prescribing and documentation and compliance with any CPEP recommendations.

A roll call vote was held: Yeas: Chafty, Chrissos, Frankovich, McGinnity, Rao,  
Sondheimer, Syzmanski, Tabrizi, Tocco-Bradley,  
Prues, Arsiwala  
Nays: Ruiz

MOTION PREVAILED

**Jeffrey Askanazi, MD – Proposal for Decision**

MOTION by Szymanski, seconded by Frankovich, to accept the amended Proposal for Decision and deny reinstatement.

A roll call vote was held: Yeas: Bates, Chafty, Chrissos, Frankovich, McGinnity,  
Rao, Ruiz, Sondheimer, Szymanski, Tabrizi,  
Tocco-Bradley, Prues, Arsiwala  
Nays: None

MOTION PREVAILED

Arsiwala recused himself from Dwayne Lee Cook, MD. Vice Chair Prues chaired the matter.

**Dwayne Lee Cook, MD – Board’s Findings of Fact and Conclusions of Law**

MOTION by Chafty, seconded by Chrissos, to un-table the matter.

A voice vote was taken.

MOTION PREVAILED

MOTION by Szymanski, seconded by Chrissos, to accept the Board’s Findings of Fact and Conclusions of Law and deny reinstatement.

A roll call vote was held: Yeas: Bates, Chafty, Chrissos, Frankovich, McGinnity,  
Rao, Ruiz, Sondheimer, Szymanski, Tabrizi,  
Tocco-Bradley, Prues  
Nays: None  
Recused: Arsiwala

MOTION PREVAILED

**Abdelbaset Abdelmagid Youssef, MD – Board’s Findings of Fact and Conclusions of Law**

MOTION by Chrissos, seconded by Sondheimer, to un-table this matter.

A voice vote was taken.

MOTION PREVAILED

MOTION by Frankovich, seconded by Chrissos, to accept the Board’s Findings of Fact and Conclusions of Law and deny reinstatement.

A roll call vote was held: Yeas: Bates, Chafty, Chrissos, Frankovich, McGinnity,  
Rao, Ruiz, Sondheimer, Szymanski, Tabrizi,

Tocco-Bradley, Prues, Arsiwala  
Nays: None

MOTION PREVAILED

### **OLD BUSINESS**

None

### **NEW BUSINESS**

#### **Continuing Education Waiver – Marvin L. Starman, MD**

MOTION by Sondheimer, seconded by Tocco-Bradley, to discuss.

A voice vote was taken.

MOTION PREVAILED

Discussion was held.

MOTION by Chrissos, seconded by Tabrizzi, to deny the Continuing Waiver Request.

A roll call vote was held: Yeas: Bates, Chafty, Chrissos, Frankovich,  
Ruiz, Sondheimer, Szymanski, Tabrizi,  
Tocco-Bradley, Prues, Arsiwala  
Nays: McGinnity, Rao

MOTION PREVAILED

### **Elections**

MacIntosh ran the elections.

MOTION by Rao, seconded by Frankovich, to re-elect Arsiwala, as Chairperson.

A roll call vote was held: Yeas: Bates, Chafty, Chrissos, Frankovich, McGinnity,  
Rao, Ruiz, Sondheimer, Szymanski, Tabrizi,  
Tocco-Bradley, Prues, Arsiwala  
Nays: None

MOTION PREVAILED

MOTION by Sondheimer, seconded by Tabrizi, to re-elect Prues as Vice Chairperson.

A roll call vote was held: Yeas: Bates, Chafty, Chrissos, Frankovich, McGinnity,  
Rao, Ruiz, Sondheimer, Szymanski, Tabrizi,  
Tocco-Bradley, Prues, Arsiwala  
Nays: None

MOTION PREVAILED

## **Committee Assignments**

Allegations: Arsiwala, Frankovich, McGinnity, Poland, Roger (Chair), Ruiz, Sondheimer

DSC: Bates, Johnston (Chair), Prues, Rao, Szymanski

Alternates: Chafty, Stocker, Tabrizi

Rules: Arsiwala, Chafty, Chrissos, McGinnity, Sophiea, Stocker, Tahnoose,  
Tocco-Bradley (Chair)

## **HPRP Annual Report**

Rick Roselle, Analyst for the Department and Carolyn Batchelor, Program Director for the Health Professional Recovery Program, presented the annual report.

## **Artificial Intelligence Seminar Review**

Prues informed the Board he attended a seminar on Artificial Intelligence in Health Care and gave an overview of the seminar.

## **Chairperson's Report**

Arsiwala welcomed John McGinnity to the Board and asked everyone to introduce themselves.

Conferee Assignment: 8

Quarterly Reports Approved: 3

CME/CPEP courses approved: 7

Face to Face Conferee Conference: 6

Settlement offers, and conferee conference issued: 10

Violation of consent orders and suspension issued: 0

Emergency Suspension issued: 0

File Review: 0

Physician Reviewer approved: 2

Arsiwala stated Prues will represent the Board at the FSMB Annual Conference.

Arsiwala stated he worked with the Department on streamlining the Peer to Peer forms and is happy to report it is completed.

## **Department Update**

MacIntosh announced that Orlene Hawks is the new Director of the Department of Licensing and Regulatory Affairs.

MacIntosh informed the Board that Michigan is now part of the Interstate Compact.

MacIntosh informed the Board that a bill was passed to license Genetic Counselors. They will be regulated under the Board of Medicine, which means that new rules will need to

be drafted to allow for this change. The makeup of the Board will change as well. Once a public member leaves, they will be replaced with a genetic counselor.

## **COMMITTEE REPORTS**

### **Investigations and Complaints**

No report due to Rogers being absent.

Arsiwala informed the Board that he met with Cheryl Pezon to discuss the changes/issues with the new allegation review process . He will keep the Board updated.

### **Rules Committee**

Tocco-Bradley informed the Board that the new Pharmacy rules have been promulgated, which include and update on new controlled substances.

MacIntosh stated that he is hopeful that medicine rules draft will be presented to the Board for review at the March meeting.

### **Disciplinary Subcommittee**

Prues informed the Board that the DSC reviewed 38 cases and tabled one case.

## **PUBLIC COMMENT**

None

## **ANNOUNCEMENTS**

The next regularly scheduled meeting will be held March 20, 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 Tocco-Bradley, seconded by Sondheimer, to adjourn the meeting at 11:53 a.m.

A voice vote followed.

MOTION PREVAILED

Minutes approved by the Board on: 3-20-19.

Prepared by:  
LeAnn Payne  
Bureau of Professional Licensing

January 18, 2019