



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

ORLENE HAWKS
DIRECTOR

MICHIGAN BOARD OF MEDICINE DISCIPLINARY SUBCOMMITTEE

NOVEMBER 17, 2021 MEETING

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Medicine Disciplinary Subcommittee met on November 17, 2021, at 611 West Ottawa Street, Upper-Level Conference Room 3, Lansing, Michigan 48933.

CALL TO ORDER

Renee Johnston, JD, Public Member, Chairperson, called the meeting to order at 8:33 a.m.

ROLL CALL

Members Present: Renee Johnston, JD, Public Member, Chairperson
Richard Bates, MD
Holly Gilmer, MD
Venkat Rao, MD

Members Absent: Shereen Tabrizi, PhD, Public Member

Staff Present: Laury Brown, Senior Analyst, Compliance Section
Weston MacIntosh, Senior Policy Analyst, Boards and Committees Section
Michele Wagner-Gutkowski, Assistant Attorney General
Stephanie Wysack, Board Support, Boards and Committees Section

APPROVAL OF AGENDA

MOTION by Bates, seconded by Gilmer, to approve the agenda, with the removal of item 5.E.2.

A voice vote followed.

MOTION PREVAILED

APPROVAL OF MINUTES

MOTION by Rao, seconded by Bates, to approve the September 15, 2021 meeting minutes, as written.

A voice vote followed.

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Consent Orders and Stipulations

Ho Dzung Anh, MD

MOTION by Bates, seconded by Rao, to accept the Consent Order and Stipulation.

Discussion was held.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Theodor Asgeirsson, MD

MOTION by Gilmer, seconded by Rao, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Pauldeep Bahra, MD

MOTION by Rao, seconded by Bates, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

John Kazimierz Bartnik, MD

Bates recused himself.

MOTION by Rao, seconded by Gilmer, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Glenn D. Bauer, MD

MOTION by Gilmer, seconded by Rao, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Nathan Bining, MD

MOTION by Bates, seconded by Rao, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Christopher Yon Chang, MD

MOTION by Rao, seconded by Bates, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Daniel Philip Elskens, MD

Rao recused himself.

MOTION by Gilmer, seconded by Bates, to accept the Consent Order and Stipulation.

Discussion was held.

A roll call vote was taken: Yeas: Bates, Gilmer, Johnston
Nays: None

MOTION PREVAILED

John Frederick Harb, MD

Rao recused himself.

MOTION by Bates, seconded by Gilmer, to accept the Consent Oder and Stipulation.

Discussion was held.

A roll call vote was taken: Yeas: Bates, Gilmer, Johnston
Nays: None

MOTION PREVAILED

Mahesh Karandikar, MD

MOTION by Rao, seconded by Gilmer, to accept the Consent Order and Stipulation.

Discussion was held.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Kiarash Mirkia, MD

MOTION by Gilmer, seconded by Rao, to discuss.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Rao, seconded by Bates, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Madhu Ajit Subnani, MD

MOTION by Bates, seconded by Gilmer, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Vishal Verma, MD

MOTION by Gilmer, seconded by Bates, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Sherman Washington, MD

MOTION by Rao, seconded by Gilmer, to accept the Consent Order and Stipulation.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Orders of Dismissal

Rushna Pervez Ali, MD

Gilmer recused herself.

MOTION by Bates, seconded by Rao, to discuss.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Bates, seconded by Rao, to accept the Order of Dismissal.

A roll call vote was taken: Yeas: Bates, Rao, Johnston
Nays: None

MOTION PREVAILED

Jack Phillip Rock, MD

Gilmer recused herself.

MOTION by Rao, seconded by Bates, to accept the Order of Dismissal.

A roll call vote was taken: Yeas: Bates, Rao, Johnston
Nays: None

MOTION PREVAILED

Administrative Complaints

John J. Back, MD

MOTION by Rao, seconded by Bates, to discuss.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Bates, seconded by Rao, to place the respondent on probation for a minimum of one day, not to exceed one year, to complete all deficient continuing education and training in human trafficking, which will not count toward license renewal requirement, and fined \$1,900.00 to be paid within 180 days. The Respondent is automatically discharged from probation upon compliance, provided the fine has been paid. Failure to comply will result in a minimum one-day suspension until compliant. If the license is suspended for greater than six months, the Respondent must apply for reinstatement.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Chen-Nan Chen, MD

MOTION by Rao, seconded by Gilmer, to place the respondent on probation for a minimum of one day, not to exceed one year, to complete all deficient continuing education and training in human trafficking, which will not count toward license renewal requirement, and fined \$1,900.00 to be paid within 180 days. The Respondent is automatically discharged from probation upon compliance, provided the fine has been paid. Failure to comply will result in a minimum one-day suspension until compliant. If the license is suspended for greater than six months, the Respondent must apply for reinstatement.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Sergio A. Ponze, MD

Rao recused himself.

MOTION by Gilmer, seconded by Bates, to discuss.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Bates, seconded by Gilmer, to place the respondent on probation for a minimum of one day, not to exceed one year, to complete all deficient continuing education and training in human trafficking, which will not count toward license renewal requirement, and fined \$1,900.00 to be paid within 180 days. The Respondent is automatically discharged from probation upon compliance, provided the fine has been paid. Failure to comply will result in a minimum one-day suspension until compliant. If the license is suspended for greater than six months, the Respondent must apply for reinstatement.

A roll call vote was taken: Yeas: Bates, Gilmer, Johnston
Nays: None

MOTION PREVAILED

Gregory A. Sandman, MD

MOTION by Rao, seconded by Gilmer, to place the respondent on probation for a minimum of one day, not to exceed one year, to complete all deficient continuing education and training in human trafficking, which will not count toward license renewal requirement, and fined \$1,900.00 to be paid within 180 days. The Respondent is automatically discharged from probation upon compliance, provided the fine has been paid. Failure to comply will result in a minimum one-day suspension until compliant. If the license is suspended for greater than six months, the Respondent must apply for reinstatement.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Abdul Hadi Tabbaa, MD

MOTION by Gilmer, seconded by Bates, to place the respondent on probation for a minimum of one day, not to exceed one year, to complete all deficient continuing education and training in human trafficking, which will not count toward license renewal requirement, and fined \$1,900.00 to be paid within 180 days. The Respondent is automatically discharged from probation upon compliance, provided the fine has been paid. Failure to comply will result in a minimum one-day suspension until compliant. If the license is suspended for greater than six months, the Respondent must apply for reinstatement.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Louis Robert Zako, MD

MOTION by Bates, seconded by Rao, to place the respondent on probation for a minimum of one day, not to exceed one year, to complete all deficient continuing education and training in human trafficking, which will not count toward license renewal requirement and fined \$1,900.00 to be paid within 180 days. The Respondent is automatically discharged from probation upon compliance, provided the fine has been paid. Failure to comply will result in a minimum one-day suspension until compliant. If the license is suspended for greater than six months, the Respondent must apply for reinstatement.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Petition for Reclassification

Shakeeb Chinoy, MD, Disc. Ltd.

Rao recused himself.

MOTION by Gilmer, seconded by Bates, to discuss.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Gilmer, seconded by Bates, to grant reclassification of the license to a full and unlimited status and place the Petitioner on probation for one year, with compliance with the Public Health Code.

A roll call vote was taken: Yeas: Bates, Gilmer, Johnston
Nays: None

MOTION PREVAILED

Proposals for Decision

Roozbeh Badii, MD

MOTION by Rao, seconded by Bates, to discuss.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Rao, seconded by Gilmer, to accept the Proposal for Decision.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

MOTION by Rao, seconded by Gilmer, to suspend the Respondent's license for a minimum of one day with automatic reinstatement upon satisfactory evidence of a full and unencumbered Maryland license to practice medicine. If the license remains suspended for longer than six months, the Respondent must apply for reinstatement. The Respondent is fined \$1,000.00 to be paid prior to automatic reinstatement or, in the event the license remains suspended longer than six months, prior to petitioning for reinstatement.

Discussion was held.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Craig Albert Mohny, MD

MOTION by Rao, seconded by Bates, to discuss.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Rao, seconded by Gilmer, to accept the Proposal for Decision and dismiss the Administrative Complaint dated September 6, 2019.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

Bhuvaraghamurth Thangamani, MD

MOTION by Rao, seconded by Bates, to discuss.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Rao, seconded by Bates, to accept the Proposal for Decision.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

MOTION by Gilmer, seconded by Bates, to place the Respondent on probation for one year. Terms of probation include completion of 6 hours of continuing education in medical documentation/medical record keeping and 6 hours of continuing education in prescribing practices for a total of 12 hours of continuing education that will not count toward license renewal requirements; and compliance with the Public Health Code. The Respondent is fined \$5,000.00 to be paid within 180 days. The Respondent is automatically discharged from probation at the end of one year, upon completion the of terms and payment of the fine. Failure to comply will result in a minimum one-day suspension until compliant. If the license is suspended for greater than six months, the Respondent must apply for reinstatement.

A roll call vote was taken: Yeas: Bates, Gilmer, Rao, Johnston
Nays: None

MOTION PREVAILED

PUBLIC COMMENT

Shakeeb Chinoy, MD, Disc. Ltd. made a statement regarding the discipline process.

David Hansma made a statement regarding the discipline process in Michigan as it relates to sister state offenses.

ANNOUNCEMENTS

The next regularly scheduled meeting will be held January 29, 2022, at 8:30 a.m. at 611 West Ottawa Street, Upper-Level Conference Center Room 3, Lansing, Michigan 48933.

ADJOURNMENT

MOTION by Bates, seconded by Gilmer, to adjourn the meeting at 9:57 a.m.

A voice vote followed.

MOTION PREVAILED

Minutes approved by the Board on January 19, 2022.

Prepared by:
Stephanie Wysack
Bureau of Professional Licensing

November 18, 2021