



Arizona Medical Board

9545 East Doubletree Ranch Road • Scottsdale, Arizona 85258

Home Page: <http://www.azmd.gov>

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NOTICE & AGENDA FOR REGULAR SESSION MEETING Scheduled to begin at 8:00 a.m. on Wednesday, February 1, 2017 9535 E. Doubletree Ranch Road • Scottsdale, Arizona

Notice is hereby given to the general public and to the members of the Arizona Medical Board (Board), that the Board will hold a regular meeting open to the public at the Board's offices located at 9535 East Doubletree Ranch Road, Scottsdale, Arizona. A.R.S. § 38-431.02. The Board, upon a majority vote of a quorum of the members, may hold an *Executive Session* on any of the listed agenda items to obtain legal advice. A.R.S. § 38-431.03(A)(3).

The Board reserves the right to change the order of items on the agenda, except for matters set for a specific time. The formal interviews are scheduled to be heard during specific time blocks. However, the Chairman of the Board reserves the right to call cases in random order. Please note that the recommendations listed on the agenda are merely suggested Board actions. These recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject or modify any recommendation listed on the agenda.

Americans with Disabilities Act: Person with disabilities may request reasonable accommodations by contacting Evangeline Webster at (480) 551-2714. Requests should be made as early as possible to allow time to arrange the accommodation.

THE BOARD WILL CONSIDER, DISCUSS AND MAY TAKE ACTION ON ANY AGENDA ITEM

Board Members

James M. Gillard, M.D., M.S., F.A.C.E.P., F.A.A.E.M., Chair

R. Screven Farmer, M.D., Vice-Chair

Jodi A. Bain, Esq., Secretary

Marc D. Berg, M.D.

Teresa L. Connolly, D.N.P., R.N., N.E.A.-B.C.

Gary R. Figge, M.D.

Pamela E. Jones

Lois E. Krahn, M.D.

Edward G. Paul, M.D.

Wanda J. Salter, R.N.

If you need to speak to a member of Board staff regarding agenda items,
please contact the Board Coordinator at (480) 551-2734.

Wednesday, February 1, 2017

GENERAL BUSINESS

A. CALL TO ORDER – 8:00 a.m.

James M. Gillard, M.D., M.S., Chair

B. ROLL CALL

Jodi A. Bain, Esq., Secretary

C. PUBLIC STATEMENTS REGARDING MATTERS LISTED ON THE AGENDA – 8:00 a.m.

This item will be limited to items on the agenda. Those wishing to address the Board need not request permission in advance; however, the Board may limit the number of speakers to three (3) per side on any one agenda item.

D. EXECUTIVE DIRECTOR'S REPORT

Patricia E. McSorley, Executive Director

- Update on Investigations Caseload
- Update on Agency Relocation

E. DISCUSSION AND POSSIBLE ACTION REGARDING ELECTION OF OFFICERS

Patricia E. McSorley, Executive Director

F. CHAIR'S REPORT

James M. Gillard, M.D., M.S., Chair

G. LEGAL ADVISOR'S REPORT

Carrie Smith, Assistant Attorney General

- Update on CA-CV-15-0730 *Scorzo and Grabe v. Arizona Medical Board*

H. DISCUSSION AND UPDATE FROM THE PHYSICIAN HEALTH PROGRAM (PHP) COMMITTEE

Lois E. Krahn, M.D., Chair

- Report from January 17, 2017 PHP Committee meeting
- Discussion and Potential Action Regarding Potential Changes to the Board's DUI Policy.

I. THIS ITEM HAS BEEN REMOVED FROM THE AGENDA

J. APPROVAL OF MINUTES

The Board may vote to go into executive session to discuss and consider records exempt by law from public inspection, including the receipt and discussion of information or testimony that is confidential by State or Federal law pursuant to A.R.S. § 38-431.03(A)(2).

- December 8, 2016 Special Meeting
- December 7-8, 2016 Regular Session; Including Executive Session
- January 12, 2017 Special Teleconference

LEGAL MATTERS

K. FORMAL INTERVIEWS (Scheduled to begin at 10:00 a.m.)

The Board will review, discuss and may vote to take action on the following cases pursuant to A.R.S. § 32-1451(l). The Board may also table for further investigation, postpone, and/or forward for administrative review.

1. MD-15-1215A, WARREN M. BUTLER, M.D., LIC. #41991
Staff: Mr. Silva
Presenting Board Member: Dr. Krahn
2. MD-16-0050A, MANSOUR H. ASSAR, M.D., LIC. #23221
Staff: Ms. Rivera, Dr. Sosnowski
Presenting Board Member: Dr. Berg

3. MD-15-0882A, ROBERT A. CAMPBELL, M.D., LIC. #32900
Staff: Ms. Steger
Presenting Board Member: Dr. Connolly
4. MD-15-0217A, DALTON R. CARPENTER, M.D., LIC. #32356
Staff: Ms. Downey, Dr. Mattalino
Presenting Board Member: Dr. Berg

L. FORMAL INTERVIEWS (Scheduled to begin at 1:00 p.m.)

The Board will review, discuss and may vote to take action on the following cases pursuant to A.R.S. § 32-1451(l). The Board may also table for further investigation, postpone, and/or forward for administrative review.

1. THIS ITEM HAS BEEN MOVED TO ITEM "O" NUMBER 6.
2. MD-16-0504A, HIMANSHU H. SHUKLA, M.D., LIC. #33766
Staff: Ms. Blaski, Dr. Caruso
Presenting Board Member: Dr. Berg

CONSENT AGENDA

The Consent Agenda items may be considered for approval as a single action unless a Board member wishes to remove an item for discussion. The Board may vote to go into executive session to discuss and consider records exempt by law from public inspection, including the receipt and discussion of information or testimony that is confidential by State or Federal law on agenda items M through P pursuant to A.R.S. § 38-431.03(A)(2).

M. CASES RECOMMENDED FOR ADVISORY LETTERS

The Board will review and may vote to take action on the following case(s).

1. THIS ITEM HAS BEEN PULLED FROM THE AGENDA.
2. MD-15-0568A, GEORGE WANG, M.D., LIC. #29668
Staff: Mr. Cimino, Dr. Sosnowski
3. MD-14-0534A, DANIEL J. ENGLE, M.D., LIC. #40488
Staff: Mr. Cimino, Dr. Peairs
4. MD-13-0801A, DOUGLAS G. LOWELL, M.D., LIC. #19871
Staff: Ms. Young, Dr. Wolf
5. MD-16-0832A, PETER M. REUSS, M.D., LIC. #36554
Staff: Ms. Blaski
6. MD-16-0536A, DOUGLAS D. HOBBS, M.D., LIC. #27198
Staff: Ms. Downey
7. MD-15-1344A, LILLIAN MUZYKA, M.D., LIC. #20195
Staff: Mr. Silva, Dr. Wolf
8. MD-15-1313B, ROBERT M. RUMMEL, M.D., LIC. #14391
Staff: Ms. Downey, Dr. Mattalino
9. MD-16-0108A, ANN A. TRAN, M.D., LIC. #34434
Staff: Ms. Downey, Dr. Mattalino
10. MD-16-0402A, MICHAEL D. PURKIS, M.D., LIC. #24422
Staff: Mr. Cimino, Dr. Peairs
11. MD-15-1251A, GABRIEL EL-KASS, M.D., LIC. #47983
Staff: Mr. Silva, Dr. Wolf
12. MD-15-1341A, WILLIAM F. FULTON, M.D., LIC. #22294
Staff: Ms. Downey, Dr. Sosnowski
13. MD-16-0095A, SIRI C. KHALSA, M.D., LIC. #34227
Staff: Ms. Downey, Dr. Peairs
14. MD-16-0163A, MEGAN Y. BLACKBURN, M.D., LIC. #32492
Staff: Ms. Downey, Dr. Sosnowski

15. MD-16-0239A, LEONARD A. CEDARS, M.D., LIC. #46697
Staff: Mr. Silva, Dr. Haas
16. MD-16-0289A, ARLENE SUSSMAN, M.D., LIC. #44035
Staff: Ms. Downey, Dr. Haas
17. MD-15-0484A, DONALD R. NELSON, M.D., LIC. #5491
Staff: Mr. Silva, Dr. Haas

N. REVIEW OF EXECUTIVE DIRECTOR DISMISSALS

The Board will review and may vote to take action on the following case(s).

1. MD-16-0321A, JENNIFER K. O'NEILL, M.D., LIC. #33230
Staff: Mr. Cimino, Dr. Wolf
2. MD-16-1034A, RAMESH C. PATRI, M.D., LIC. #13643
Staff: Ms. Blaski, Dr. Mattalino
3. MD-16-1311A, MARIA-TERESA P. LAUREL, M.D., LIC. #21888
Staff: Ms. Rivera
4. MD-16-0028A, ANNE B. BOJORQUEZ, M.D., LIC. #49789
Staff: Ms. Rivera, Dr. Sosnowski
5. MD-16-0222A, PETER J. DEBARTOLO, M.D., LIC. #48494
Staff: Mr. Silva, Dr. Mattalino
6. MD-15-0386B, EDWARD J. HA, M.D., LIC. #46688
Staff: Ms. Downey, Dr. Haas
7. MD-16-0254A, CHARLES HEIKKENEN, M.D., LIC. #32037
Staff: Ms. Downey, Dr. Peairs

O. PROPOSED CONSENT AGREEMENTS (Disciplinary)

The Board will review and may vote to take action on the following case(s).

1. MD-16-0548A, DANIEL L. ROWLAND, M.D., LIC. #28887
Staff: Ms. Blaski, Dr. Haas
2. MD-15-1424A, EDDIE A. RAMIREZ, M.D., LIC. #36004
Staff: Ms. Blaski, Dr. Haas
3. MD-16-0714A, MARK E. LOGAN, M.D., LIC. #22621
Staff: Ms. Steger
4. MD-16-1037A, KATHRYN L. COOK, M.D., LIC. #23642
Staff: Ms. Steger
5. MD-14-0230A, MD-14-1060A, MD-15-1027B, MARK R. AUSTEIN, M.D., LIC. #14196
Staff: Ms. Downey, Dr. Peairs
6. MD-15-0894A, REZA A. ROD, M.D., LIC. #38069
Staff: Mr. Cimino, Dr. Haas

P. LICENSE APPLICATIONS

The Board will review and may vote to take action on the following applications.

i. APPROVE OR DENY LICENSE APPLICATION

1. MD-16-0922A, GARY MARTINOVSKY, M.D., LIC. # N/A
Staff: Ms. Rivera
2. MD-16-1534A, MARK C. RUCHMAN, M.D., LIC. # N/A
Staff: Ms. Rivera
3. MD-16-1436A, PHILLIP M. LESUEUR, M.D., LIC. # N/A
Staff: Ms. Young
4. MD-16-1401A, MARY L. BALLARD, M.D., LIC. # N/A
Staff: Ms. Young

5. MD-16-1010A, KENNETH L. SERRA, M.D., LIC. # N/A
Staff: Ms. Young, Dr. Coffey

ii. **REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING RENEWAL APPLICATION**

1. MD-14-1431A, GARY S. CHRISTENSEN, M.D., LIC. #14081
Staff: Ms. Blaski

iii. **REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING LICENSURE BY ENDORSEMENT PURSUANT TO A.R.S. § 32-1426(B) AND R4-16-201(F)**

a. **ADMINISTRATIVELY COMPLETE**

1. JEFFREY S. NESTA, M.D.
Staff: Ms. Dunavant

END OF CONSENT AGENDA

ACTION ON CASE(S)

Q. APPROVAL OF DRAFT FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

1. MD-15-0164A, BRIAN R. BRIGGS, M.D., LIC. #41631
Legal Counsel: Carrie Smith, AAG
2. MD-14-1551A, CEDRIC W. MCCLINTON, M.D., LIC. #12711
Legal Counsel: Carrie Smith, AAG
3. MD-15-0892A, JOHN E. HENSLER, M.D., LIC. #5346
Legal Counsel: Carrie Smith, AAG

OTHER BUSINESS

The Board may vote to go into executive session to discuss and consider records exempt by law from public inspection, including the receipt and discussion of information or testimony that is confidential by State or Federal law on agenda items R and S pursuant to A.R.S. § 38-431.03(A)(2).

R. REQUEST FOR TERMINATION OF BOARD ORDER

The Board will review and may vote to take action on the following case(s).

1. MD-13-1101A, PETER C. LIANG, M.D., LIC. #34107
Staff: Ms. Steger
2. MD-14-1000A, MD-15-0748A, ROBERT K. TRUESDALE, M.D., LIC. #34085
Staff: Ms. Muller

S. REQUEST FOR MODIFICATION OF BOARD ORDER

The Board will review and may vote to take action on the following case(s).

1. MD-16-0123A, JOHN V. WOELLNER, M.D., LIC. #12440
Staff: Ms. Muller

T. GENERAL CALL TO THE PUBLIC

Those wishing to address the Board need not request permission in advance; however, the Board may limit those persons speaking during the "General Call to the Public" at three (3) per side on any one issue. A.R.S. § 38-431.01(H). The Board can only take action on matters listed on the agenda and other matters related thereto. A.R.S. § 38-431.02(H). If appropriate, actions on public comment matters that are not listed on the agenda will be limited to directing staff to study the matter or schedule the matter for further discussion at a later date. A.R.S. § 38-4301.01(H).



Patricia E. McSorley
Patricia E. McSorley, Executive Director