



## Arizona Medical Board

1740 W. Adams St., Suite 4000 • Phoenix, Arizona 85007

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, June 5, 2024 1740 W. Adams St., Board Room A • Phoenix, 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 **1740 W. Adams St., Suite 4000, Phoenix, 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 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 H through R pursuant to A.R.S. § 38-431.03(A)(2).

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 Michelle Butler 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***

Gary R. Figge, M.D., Chair  
Bruce A. Bethancourt, M.D., F.A.C.P., Vice-Chair  
Lois E. Krahn, M.D., Secretary  
Katie S. Artz, M.D., M.S.  
Jodi A. Bain, M.A., J.D., LL.M.  
David C. Beyer, M.D., F.A.C.R., F.A.S.T.R.O.  
R. Screven Farmer, M.D.  
James M. Gillard, M.D., M.S., F.A.C.E.P., F.A.A.E.M.  
Laura Dorrell, M.S.N., R.N.  
Pamela E. Jones  
Constantine Moschonas, M.D., F.A.A.N., F.A.C.P.

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

Wednesday, June 5, 2024

## GENERAL BUSINESS

### A. CALL TO ORDER – 8:00 a.m.

Gary R. Figge, M.D., Chair

### B. ROLL CALL

Lois E. Krahn, M.D., 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

- Review, Consideration and Possible Action Re: Draft Response to Governor's Request for Standardized Processes or Rubrics for Discipline and the Reporting of Suspected Abuse, Neglect or Exploitation to Law Enforcement
- Discussion Regarding Conflict of Interest Forms and Online Board Member Training

### E. CHAIR'S REPORT

Gary R. Figge, M.D., Chair

### F. LEGAL ADVISOR'S REPORT

Carrie Smith, Assistant Attorney General

- Board Member Training – Member Communications and Conflicts of Interest

### G. DISCUSSION REGARDING DEBRIEFING ON BOARD PROCESSES

Gary R. Figge, M.D., Chair

### H. APPROVAL OF MINUTES

- March 6, 2024 Special Teleconference Minutes; including Executive Session
- April 5, 2024 Regular Session Minutes; including Executive Session

## LEGAL MATTERS

### I. MOTION FOR REHEARING/REVIEW (Formal Hearing)

(Scheduled to begin at 9:00 a.m.)

1. MD-21-1151A, WINSTON R. HEWITT, M.D., LIC. #44341
2. MD-23-0845A, JEAN H. VINCENT, M.D., LIC. #66713

### J. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON THE ADMINISTRATIVE LAW JUDGE'S RECOMMENDED DECISION.

Possible action includes, but is not limited to, adopting Findings of Fact, Conclusions of Law and Order.

Pursuant to A.R.S. § 41- 1092.08(i), the Board may meet and confer for purposes of modifying the recommended decision, including the Findings Of Fact, Conclusions Of Law and Recommended Order set forth in the ALJ's recommended decision issued in case no. 24A-62055-MDX involving Dr. Khursheed Haider. **(Scheduled to begin at 9:15 a.m.)**

*The Board may only consider the official record when adjudicating a Formal Hearing Matter; therefore, the Board cannot consider new testimony or evidence at this time.*

1. MD-24-0047A, KHURSHIED HAIDER, M.D., LIC. #62055

**K. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON SETTLEMENT  
OFFER IN LIEU OF FORMAL HEARING (Scheduled to begin at 9:30 a.m.)**

*The Board may only consider the official record when adjudicating a Formal Hearing Matter; therefore, the Board cannot consider new testimony or evidence at this time.*

1. MD-16-1248A, MD-17-0092A, MD-17-0388A, MD-17-0719A, STEVE FANTO, M.D., LIC. #21415

**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.*

**L. CASES RECOMMENDED FOR DISMISSAL**

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

1. MD-24-0147A, CHARLIE T. CHENG, M.D., LIC. #68346  
Staff: Ms. Smith

**M. CASES RECOMMENDED FOR ADVISORY LETTERS**

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

1. THIS CASE HAS BEEN PULLED FROM THE AGENDA.
2. MD-23-0194A, CLIFFORD T. BAKER, M.D., LIC. #42990  
Staff: Ms. Dittlof, Dr. Deschamps
3. MD-22-1056A, MARK T. YOSHINO, M.D., LIC. #14912  
Staff: Ms. Shepherd, Dr. Deschamps
4. MD-23-0714A, KEVIN J. HOOKER, M.D., LIC. # 37930  
Staff: Ms. Smith, Dr. Haas
5. MD-23-1241A, PRABHAKAR PANDEY, M.D., LIC. #25647  
Staff: Ms. Colvin
6. MD-23-0760A, ANDREW S. CRUZ, M.D., LIC. #67258  
Staff: Ms. Colvin

**N. CASES RECOMMENDED FOR ADVISORY LETTERS WITH NON-DISCIPLINARY  
CONTINUING MEDICAL EDUCATION ORDERS**

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

1. MD-22-0643A, ROBERT C. ALLEN, M.D., LIC. #30153  
Staff: Ms. Rivera, Dr. Ashby
2. THIS CASE HAS BEEN PULLED FROM THE AGENDA.

**O. REVIEW OF EXECUTIVE DIRECTOR DISMISSALS**

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

1. MD-23-0395A, ROBERT M. CERCEK, M.D., LIC. #41492  
Staff: Ms. Shepherd, Dr. Vandenneede
2. MD-23-0963A, RONALD J. CANIGLIA, M.D., LIC. #21593  
Staff: Ms. Migdal, Dr. McClain
3. MD-23-0373A, RADBEH TORABI, M.D., LIC. #58233  
Staff: Ms. Dittlof
4. MD-23-0510A, BYRON H. WILLIS, M.D., LIC. #30100  
Staff: Ms. Shepherd, Dr. McClain

**P. PROPOSED CONSENT AGREEMENTS (Disciplinary)**

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

1. MD-20-0821A, JENNIFER IACOVELLI, M.D., LIC. #36705  
Staff: Ms. Downey

2. MD-23-0243A, MD-23-0011A, HETALKUMAR C. C. SHAH, M.D., LIC. #25006  
Staff: Ms. Samaradellis
3. MD-22-0052A, COLE J. MCEWEN, M.D., LIC. #55831  
Staff: Ms. Downey

## **Q. LICENSE APPLICATIONS**

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

### **i. CONSIDERATION AND POSSIBLE ACTION TO APPROVE OR DENY LICENSE APPLICATION, OR TAKE OTHER ACTION**

1. MD-24-0236A, JUAN C. CUCALON, M.D., LIC. #N/A  
Staff: Ms. Shepherd
2. MD-24-0092A, EUGENE L. VER, M.D., LIC. #N/A  
Staff: Ms. Shepherd
3. MD-24-0203A, RICHARD C. MONTGOMERY, M.D., LIC. #N/A  
Staff: Ms. Morey
4. MD-24-0332A, TODD BARRETT JAFFE, M.D., LIC. #N/A  
Staff: Ms. Shepherd
5. MD-24-0197A, DAYAMAL C. WAAS, M.D., LIC. #N/A  
Staff: Ms. Shepherd
6. MD-23-0495A, JORDAN G. GRAYBILL, M.D., LIC. #N/A  
Staff: Ms. Morey
7. MD-24-0074A, ROBERT J. HOLLOWAY, M.D., LIC. #N/A  
Staff: Ms. Shepherd
8. MD-23-1159A, THOMAS P. J. HOLCOMBE, M.D., LIC. #N/A  
Staff: Ms. Morey
9. MD-24-0385A, KATHRYN V. DOBBS, M.D., LIC. #N/A  
Staff: Ms. Shepherd
10. MD-24-0163A, KAREN E. JENKINS, M.D., LIC. #N/A  
Staff: Ms. Morey

### **ii. CONSIDERATION AND POSSIBLE ACTION TO APPROVE OR DENY LICENSE APPLICATION, OR TAKE OTHER ACTION WITH STAFF RECOMMENDATION**

1. MD-22-1088A, RICK J. GOMEZ, M.D., LIC. #N/A  
Staff: Ms. Shepherd
2. MD-23-0759A, MICHAEL MAK, M.D., LIC. #N/A  
Staff: Ms. Hart
3. MD-24-0115A, KELLY D. KARTCHNER, M.D., LIC. #N/A  
Staff: Ms. Shepherd

### **iii. REVIEW, CONSIDERATION AND POSSIBLE ACTION REGARDING LICENSE REACTIVATION, OR TAKE OTHER ACTION**

1. MD-23-1057A, KIRK T. MOSS, M.D., LIC. #31364  
Staff: Ms. Morey
2. MD-23-1207A, NORMAN C. Y. WANG, M.D., LIC. #33184  
Staff: Ms. Morey
3. MD-22-1091A, MONTE J. SCHWARTZ, M.D., LIC. #33951  
Staff: Ms. Shepherd

4. MD-24-0392A, KEITH A. FREY, M.D., LIC. #27331  
Staff: Ms. Shepherd

**iv. REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING APPLICANT'S REQUEST FOR WAIVER OF DOCUMENTATION REQUIREMENT**

1. CHRISTINE L. CAMBRIDGE, M.D., LIC. #N/A  
Staff: Ms. Colafranceschi
2. KRISTEN M. EISENMAN, M.D., LIC. #N/A  
Staff: Ms. Quinonez
3. GINGER K. BRYANT, M.D., LIC. #N/A  
Staff: Ms. Quinonez
4. JOEL L. SPITZ, M.D., LIC. #N/A  
Staff: Ms. Ahmetovic

**\*\*\*END OF CONSENT AGENDA\*\*\***

**OTHER BUSINESS**

**R. REQUEST FOR MODIFICATION OF BOARD ORDER**

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

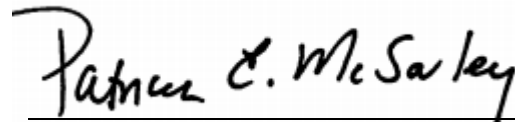
1. MD-22-0952A, UPENDRA C. PATEL, M.D., LIC. #21143  
Staff: Ms. DesMarais

**S. 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).*

**T. ADJOURNMENT**



  
Patricia E. McSorley, Executive Director