Texas Medical Board
Press Release

FOR IMMEDIATE RELEASE
September 8, 2011

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Medical Board Approves 108 Disciplinary Actions at August Meeting

At its August 25-26, 2011 meeting, the Texas Medical Board disciplined 108 physicians, including 44 actions involving standard-of-care violations. This news release also contains summaries of sanctions against two pain management clinics, two final orders approved in June and July and one automatic suspension approved in July.

Eighty one physician licenses were issued at the August board meeting; 3,436 total were issued in FY 11 (September 1, 2010 – August 31, 2011). The average number of days to complete a licensure application following submission of expected documents is 42. Thirty two percent of the applications were completed within 10 days of submission of expected documents.

RULE CHANGES ADOPTED

The following Rule Changes were adopted at the August 25-26, 2011 Board meeting:

CHAPTER 175, FEES AND PENALTIES: Amendments to §175.1, concerning Application Fees, and §175.2, concerning Registration and Renewal Fees, raise the fees for initial registration to be a non-certified radiologic technician to $115.50 and increases the application fees $10 for physician-in-training permits. The amendment to §175.2 increases the fees for initial and subsequent biennial permits for physician registration by $13 each.

CHAPTER 187, PROCEDURAL RULES: Amendment to §187.83, relating to Proceedings for Cease and Desist Orders, sets out the requirements for conducting a cease and desist hearing related to the unlicensed practice of medicine. The rule was adopted on an emergency basis in accordance with §2001.034(a) that permits an agency to adopt an emergency rule without prior notice of hearing if the agency determines that there is an imminent peril to the public health, safety or welfare. The Board has determined that based on a recent court ruling, it must
provide individuals with hearings that are recorded and allow for cross examination before Cease and Desist Orders may be issued.

DISCIPLINARY ACTIONS

QUALITY OF CARE

Abernathy, Stephen W., M.D., Lic. No. K3886, Belton
On August 26, 2011, the Board and Stephen W. Abernathy, M.D., entered into an Agreed Order requiring Dr. Abernathy to complete within one year 24 hours of CME including 16 hours in performing colonoscopies and eight hours in medical record-keeping. The Board found Dr. Abernathy failed to use proper diligence when he diagnosed a patient with hemorrhoids and that patient was diagnosed by another physician with a malignant anal tumor.

Ali, Abdul, M.D., Lic. No. E6209, Houston
On August 26, 2011, the Board and Abdul Ali, M.D., entered into an Agreed Order requiring Dr. Ali to have a physician monitor his interventional cardiology practice for eight consecutive monitoring cycles, complete within one year 16 hours of CME including eight hours in medical record-keeping and eight hours in management of central venous catheter complications and pay an administrative penalty of $10,000 within 90 days. The Board found Dr. Ali failed to meet the standard of care, failed to use proper diligence and failed to maintain adequate medical records.

Arango, Luis F., M.D., Lic. No. G2632, Mission
On August 26, 2011, the Board and Luis F. Arango, M.D., entered into an Agreed Order requiring Dr. Arango to have his practice monitored by a physician for 12 monitoring cycles, complete within one year eight hours of CME in risk management and pay an administrative penalty of $2,000 within 60 days. The Board found Dr. Arango continued to prescribe medications for chronic pain patients even though they failed to follow through with referrals to other specialists.

On August 26, 2011, the Board and Neil J. Atlin, D.O., entered into an Agreed Order requiring Dr. Atlin to complete within one year 16 hours of CME including eight hours in medical record-keeping and eight hours in risk management and pay an administrative penalty of $1,000 within 60 days. The action was based on Dr. Atlin’s failure to use diligence in his practice when he did not document in the medical record his rationale for not removing all of a spinal cord stimulator in his patient’s back.

Bangale, Anil Tukarampant, M.D., Lic. No. E7370, Fort Worth
On August 26, 2011, the Board and Anil Tukarampant Bangale, M.D., entered into an Agreed Order requiring Dr. Bangale to have a physician monitor his
practice for 12 monitoring cycles, complete within one year the medical record-keeping course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program, complete within one year eight hours of CME in psychopharmacology and pay an administrative penalty of $6,000 within 60 days. The Board found Dr. Bangale failed to meet the standard of care in evaluating or treating complicated cases of chronic pain with multiple co-morbidities, prescribed unnecessary controlled substances to a known addict and failed to maintain adequate medical records.

**Basped, Beauford, Jr., D.O., Lic. No. E3813, Kennedale**

On August 26, 2011, the Board and Beauford Basped Jr., D.O., entered into a 10-year Agreed Order terminating his suspension and requiring Dr. Basped to limit his practice to a group or institutional setting approved by the Board, within 30 days of beginning employment provide a copy of this Agreed Order to his supervising physician, within one year complete 16 hours of CME including eight hours in pediatrics and eight hours in outpatient clinic practice, limit controlled substance prescribing to Schedule IV and V medications, limit his practice to 40 hours per week with no weekend or after-hour periods of on-call time and refrain from designating prescription writing authority to physician extenders. The action was based on Dr. Basped’s failure to practice medicine in an acceptable professional manner consistent with public health and welfare.

**Bishop, Donald Wayne, D.O., Lic. No. E3649, Plano**

On August 26, 2011, the Board and Donald Wayne Bishop, D.O., entered into an Agreed Order requiring Dr. Bishop to pass within one year the Medical Jurisprudence Examination within three attempts, complete within one year 24 hours of CME including eight hours in medical record-keeping, eight in risk management and eight hours in pain management. The Board found Dr. Bishop failed to meet the standard of care, inappropriately prescribed medication to himself, family members or others with whom he had a close personal relationship and failed to maintain adequate medical records.

**Brooks, Dominque Walton, M.D., Lic. No. M0021, Sugar Land**

On August 26, 2011, the Board and Dominique Walton Brooks, M.D., entered into an Agreed Order publicly reprimanding Dr. Brooks and requiring Dr. Brooks to pass within one year the Medical Jurisprudence Examination within three attempts, complete within one year 16 hours of CME including eight hours of ethics and eight hours in the topic of supervising and delegating and refrain from obtaining a DEA and DPS controlled substance registrations. The action was based on Dr. Brooks’ aiding and abetting the practice of medicine by unlicensed foreign medical graduates, unprofessional conduct, failure to adequately supervise the activities of those acting under Dr. Brooks’ supervision.

**Campbell, Andrew William, M.D., Lic. No. G7790, Houston**

On June 28, 2011, the Board entered a Final Order After Remand regarding Andrew William Campbell, M.D., publicly reprimanding Dr. Campbell,
suspending his Texas Medical License for eight months and requiring him to pay
an administrative penalty of $64,000 within three years. In addition, Dr. Campbell
must complete within one year 25 hours of CME in meeting the standard of care
using newly available techniques or medications or using existing techniques or
medications in new ways, complete within one year 25 hours of CME in the legal
obligations of a physician in the physician-patient relationship, have another
physician monitor his practice for five years and refrain from serving as a
supervisor for physician assistants or advanced nurse practitioners. The Board
found Dr. Campbell, who treats patients with histories of exposure to molds and
chemicals, failed to meet the standard of care, prescribed drugs or treatment in a
nontherapeutic manner and relied on antibody testing at substantial cost to
patients and insurers without testing first for other, more probable causes of
illness. The Order reflects an appeal of a 2009 Amended Final Order which was
heard in November 2010, reversed in part and remanded to the Board.

**Cardwell, David Williams, M.D., Lic. No. E2499, Austin**
On August 26, 2011, the Board and David Williams Cardwell, M.D., entered into
an Agreed Order publicly reprimanding Dr. Cardwell and requiring Dr. Cardwell
to have a physician monitor his practice for eight monitoring cycles, pass within
one year the Medical Jurisprudence Examination within three attempts, complete
within one year 25 hours of CME in medical record-keeping and 25 hours of
CME in ethics, refrain from serving as a physician for immediate family or
prescribing controlled substances or dangerous drugs to himself or immediate
family, and pay an administrative penalty of $20,000 within 90 days. The Board
found Dr. Cardwell prescribed in a manner inconsistent with public health and
welfare, failed to practice medicine in an acceptable professional manner, failed
to obtain informed consent and inappropriately prescribed to himself, family
members or others in which there was a close personal relationship.

**Carmichael, Kristen, M.D., Lic. No. L8638, Irving**
On August 26, 2011, the Board and Kristen Carmichael, M.D., entered into a
Mediated Agreed Order, resolving a Formal Complaint filed by the Board at the
State Office of Administrative Hearings and requiring Dr. Carmichael to complete
10 hours of CME in the topic of high-risk obstetrics and pay an administrative
penalty of $500 within 90 days. The basis for action was Dr. Carmichael’s failing
to supervise adequately the activities of those acting under her supervision.

**Carsner, Robert Lee, M.D., Lic. No. C8919, San Angelo**
On August 26, 2011, the Board and Robert Lee Carsner, M.D., entered into an
Agreed Voluntary Surrender Order in which Dr. Carsner voluntarily and
permanently surrendered his Texas medical license. The Board found Dr. Carsner
failed to practice medicine in an acceptable professional manner.

**Chahal, Balbil Singh, M.D., Lic. No. K4389, Magnolia**
On August 26, 2011, the Board and Balbil Singh Chahal, M.D., entered into an
Agreed Order requiring Dr. Chahal to pass within one year the Medical
Jurisprudence Examination within three attempts and complete within one year 26 hours of CME including eight hours in risk management, eight hours in medical record-keeping and 10 hours in the treatment of chronic pain or addiction medicine. The Board found Dr. Chahal failed to meet the standard of care for one patient when he prescribed dangerous controlled substances to the patient, whom he should have known was a chronic abuser of narcotic medicines, and who ultimately died due to multi-drug toxicity.

Chin, David Lee, M.D., Lic. No. J0812, San Antonio  
On August 26, 2011, the Board and David Lee Chin, M.D., entered into an Agreed Order restricting Dr. Chin’s practice to administrative, non-clinical medicine only and requiring Dr. Chin to surrender his DPS and DEA controlled substance registrations. In addition, Dr. Chin may not supervise or delegate prescriptive authority to physician extenders. The Board found Dr. Chin failed to meet the standard of care in his evaluation and treatment for 10 flight medicine clinic patients and that Dr. Chin’s clinical privileges were restricted by United States Air Force medical staff, based upon the same patient care.

Coleman, William Pierce, Jr., M.D., Lic. No. D6910, Waco  
On August 26, 2011, the Board and William Pierce Coleman Jr., M.D., entered into a Mediated Agreed Order resolving a Formal Complaint filed by the Board at the State Office of Administrative Hearings and requiring Dr. Coleman to have a physician monitor his practice for two years, within one year complete 20 hours of CME including 10 hours in medical record-keeping and 10 hours in chronic pain management and pay an administrative penalty of $2,500 within 90 days. The Board found Dr. Coleman failed to meet the standard of care and failed to properly document his rationale for numerous prescriptions for medications and controlled substances to treat chronic pain, anxiety and appetite suppression in four patients.

Czekaj, Philip Stephen, M.D., Lic. No. G4946, San Antonio  
On August 26, 2011, the Board and Philip Stephen Czekaj, M.D., entered into an Agreed Order requiring Dr. Czekaj to complete within one year 24 hours of CME including eight hours in physician-patient communication, eight hours in risk management and eight hours in medical record-keeping, and pass within one year the Medical Jurisprudence Examination within three attempts. The Board found Dr. Czekaj failed to provide proper notice to patients of the closing of his practice or provide an opportunity to obtain their records or have such records transferred, failed to meet the standard of care and failed to obtain informed consent.

Dawson, Daniel, M.D., Lic. No. J6399, Bryan  
On August 26, 2011, the Board and Daniel Dawson, M.D., entered into an Agreed Order publicly reprimanding Dr. Dawson and requiring him to complete within one year 20 hours of CME including eight hours in gynecological oncology, eight hours in vulvar diseases and four hours in physician-patient communication, and pay an administrative penalty of $5,000 within 90 days. The Board found Dr.
Dawson failed to practice in an acceptable, professional manner when he did not adequately evaluate a lesion on a 91-year-old patient who subsequently died of metastatic cancer.

Dudley, Samuel Washington, III, M.D., Lic. No. L4347, Harlingen
On August 26, 2011, the Board and Samuel Washington Dudley III, M.D., entered into an Agreed Order requiring Dr. Dudley to have a physician monitor his practice for four monitoring cycles, complete within one year 30 hours of CME including 20 hours in pediatric sepsis and 10 hours in risk management and pay an administrative penalty of $3,000 within 60 days. The Board found Dr. Dudley failed to meet the standard of care for a 22-month-old patient when Dr. Dudley failed to recognize early signs of septic shock.

Dulemba, John Frank, M.D., Lic. No. H1484, Denton
On August 26, 2011, the Board and John Frank Dulemba, M.D., entered into an Agreed Order requiring Dr. Dulemba to complete within one year 16 hours of CME including eight hours in ethics and eight hours in the diagnosing and treatment of chronic pain and pay an administrative penalty of $2,000 within 60 days. The basis for action was Dr. Dulemba’s failure to practice medicine in an acceptable, professional manner and inappropriate prescription of dangerous drugs or controlled substances to himself, family members or others in which there is a close personal relationship.

Escalante, Dante Penson, M.D., Lic. No. J3789, San Antonio
On August 26, 2011, the Board and Dante Penson Escalante, M.D., entered into an Agreed Order requiring Dr. Escalante to have a physician monitor his practice for eight monitoring cycles, complete within one year the medical record-keeping course offered by University of California San Diego Physician Assessment and Clinical Education (PACE) program, complete within one year the PACE course in physician prescribing, pass within one year the Medical Jurisprudence Examination within three attempts and pay an administrative penalty of $3,000 within 60 days. The Board found Dr. Escalante failed to meet the standard of care, inappropriately prescribed to himself, family members or others in which there is a close personal relationship without immediate need, engaged in unprofessional or dishonorable conduct and non-therapeutically prescribed drugs.

Fernandez, Marisol, M.D., Lic. No. L6374, Austin
On August 26, 2011, the Board and Marisol Fernandez, M.D., entered into an Agreed Order requiring Dr. Fernandez to complete within one year 16 hours of CME including eight in risk management and eight in medical record-keeping. The action was based on Dr. Fernandez’s negligence in performing medical services, failure to safeguard against potential complications and failure to maintain adequate medical records.

Forman, David Michael, Jr., M.D., Lic. No. J6950, Harlingen
On August 26, 2011, the Board and David Michael Forman Jr., M.D., entered into
a Mediated Agreed Order resolving a Formal Complaint filed by the Board at the State Office of Administrative Hearings and requiring Dr. Forman to have a physician monitor his practice for eight monitoring cycles, complete within one year the medical record-keeping course offered by the University of San Diego Physician Assessment and Clinical Education (PACE) program and pay an administrative penalty of $2,500 within 180 days. The Board found Dr. Forman violated Board rules regarding management of chronic pain and failed to use proper diligence in his professional practice.

On August 26, 2011, the Board and Lee Joseph Friend, M.D., entered into an Agreed Voluntary Surrender Order in which Dr. Friend voluntarily and permanently surrendered his Texas medical license. The Board found Dr. Friend failed to properly notify his patients when he closed his practice to pursue missionary work outside of the country.

Gayle, Rosalyn Ann, M.D., Lic. No. H6232, Baytown
On August 26, 2011, the Board and Rosalyn Ann Gayle, M.D., entered into an Agreed Order requiring Dr. Gayle to complete within one year eight hours of CME in risk management. The Board found Dr. Gayle violated Board Rules related to guidelines for the use of pain medicines and maintaining adequate medical records, failed to meet the standard of care and failed to adequately supervise those acting under her supervision.

Grant, J. Kirkland, M.D., Lic. No. F4018, Sunnyvale
On August 26, 2011, the Board and J. Kirkland Grant, M.D., entered into an Agreed Order requiring Dr. Grant to complete within one year 32 hours of CME including eight in the topic of high-risk obstetrics cases, eight in supervision of physician extenders, eight in ethics and eight in risk management; pass within one year the Medical Jurisprudence Examination within three attempts; within 30 days submit written protocols for use by physician extenders who practice under Dr. Grant’s supervision; and pay an administrative penalty of $5,000 within 60 days. The action was based on Dr. Grant’s failure to meet the standard of care and failure to safeguard against potential complications for a patient with pre-eclampsia.

Hadad, Anibal Raul, M.D., Lic. No. H1098, Houston
On August 26, 2011, the Board and Anibal Raul Hadad, M.D., entered into an Agreed Order requiring Dr. Hadad to complete within one year 16 hours of CME including eight hours in ethics and eight hours in medical malpractice, risk management and communications, and pay an administrative penalty of $2,000 within 60 days. The basis for action was Dr. Hadad’s failure to timely respond in person when on-call, failure to meet the standard of care, action taken by Dr. Hadad’s peers and providing false information to the Board.
Hey, Wayne Albert, D.O., Lic. No. F5943, Fort Worth
On August 26, 2011, the Board and Wayne Albert Hey, D.O., entered into an Agreed Order prohibiting Dr. Hey from performing any hand-assisted, laparoscopic nephrectomies and requiring Dr. Hey to provide the Board within 30 days with letters from all hospitals at which he has privileges indicating that he has informed them of the restriction. In addition, Dr. Hey must complete within one year 24 hours of CME including 10 hours in urology surgeries, 10 hours in medical record-keeping and four hours in ethics. The basis for the Board’s action was Dr. Hey’s failure to meet the standard of care and safeguard against potential complications in his treatment of three patients.

Jackson, Paul Edward, M.D., Physician Temporary License, Van Horn
On July 11, 2011, the Board issued a Final Order regarding Paul Edward Jackson, M.D., revoking his temporary medical license and resolving Formal Complaint No. 503-09-4534 filed by the Board at the State Office of Administrative Hearings. The Board adopted the findings of the Administrative Law Judge who found that Dr. Jackson did not meet the standard of care in his treatment of two patients, failed to safeguard against complications, provided medically unnecessary services to a patient and failed to obtain informed consent.

Jones, Wayne Charles, M.D., Lic. No. D6049, Richardson
On August 26, 2011, the Board and Wayne Charles Jones, M.D., entered into a Mediated Agreed Order resolving Formal Complaint No. 503-09-6252 filed by the Board at the State Office of Administrative Hearings and requiring Dr. Jones to have a physician monitor his practice for eight monitoring cycles and complete within one year eight hours of CME in the topic of risk management. The basis for action was Dr. Jones’ failure to maintain adequate medical records and failure to safeguard against potential complications.

Imam, Naiyer, M.D., Lic. No. M1782, Roanoke VA
On August 26, 2011, the Board and Naiyer Imam, M.D., entered into an Agreed Order requiring Dr. Imam to complete within one year eight hours of CME in radiologic evaluation of chest and aorta and pay an administrative penalty of $2,000 within 60 days. The Board found Dr. Imam committed a standard-of-care violation when he failed to diagnose an aortic dissection which was later found by a second radiologist.

Johnson-Caldwell, Jennifer Lavette, M.D., Lic. No. K5571, Houston
On August 26, 2011, the Board and Jennifer Lavette Johnson-Caldwell, M.D., entered into an Agreed Order requiring Dr. Johnson-Caldwell to complete within one year 24 hours of CME including eight hours in diagnosing and treating chronic pain, four hours in risk management and four hours in medical record-keeping. The action was based on Dr. Johnson-Caldwell’s violation of Board rules regarding the treatment of pain.
Joselevitz, Joel, M.D., Lic. No. J1703, Houston
On August 26, 2011, the Board and Joel Joselevitz, M.D., entered into an Agreed Order requiring Dr. Joselevitz to complete within one year eight hours of CME in chronic pain treatment and eight hours in risk management and pay an administrative penalty of $2,000 within 60 days. The Board found Dr. Joselevitz failed to meet the standard of care, failed to safeguard against potential complications and prescribed to a known abuser of narcotic drugs, controlled substances or dangerous drugs.

Kittley, Rima Z., M.D., Lic. No. J7018, Lufkin
On August 26, 2011, the Board and Rima Z. Kittley, M.D., entered into an Agreed Order requiring Dr. Kittley to complete within one year eight hours of CME including four hours in treatment and evaluation of celiac disease and four hours in evaluation and treatment of thyroid disorders. The action was based on Dr. Kittley’s failure to meet the standard of care for one patient.

Luker, John A., M.D., Lic. No. E2689, Austin
On August 26, 2011, the Board and John A. Luker, M.D., entered into a two-year Mediated Agreed Order resolving a Formal Complaint filed by the Board at the State Office of Administrative Hearings and requiring Dr. Luker to have a physician monitor his practice, within two years complete the physician prescribing course offered by the University of San Diego Physician Assessment and Clinical Education (PACE) program and within two years complete 20 hours of CME including 10 hours in risk management and 10 hours in medical record-keeping. The Board found Dr. Luker failed to meet the standard of care by failing to obtain baseline laboratory studies to determine liver and kidney function prior to or after starting treatment of several patients for drug and alcohol abuse.

Morris, Brock Allen, M.D., Lic. No. E4548, Waco
On August 26, 2011, the Board and Brock Allen Morris, M.D., entered into an Agreed Order requiring Dr. Morris to pass within one year the Medical Jurisprudence Examination within three attempts, complete within one year the medical record-keeping course offered by the University of San Diego Physician Assessment and Clinical Education (PACE) program, complete within one year 12 hours of CME including eight hours in the diagnosing and treating chronic pain and four hours in risk management, and pay an administrative penalty of $2,000 within 60 days. The action was based on Dr. Morris’s failure to maintain adequate medical records, failure to use proper diligence in his professional practice and his inappropriate prescription of dangerous drugs or controlled substances to patients with whom there was a close personal relationship. To help a patient, Dr. Morris allowed a patient to live at his ranch when the patient became homeless.

On August 26, 2011, the Board and Ali Mohamad Moussaoui, M.D., entered into an Agreed Order requiring Dr. Moussaoui to complete within one year 32 hours
of CME including eight hours in ethics, eight hours in medical record-keeping and 16 hours in identifying and treating lower back pain, and pay an administrative penalty of $2,000 within 60 days. The Board found Dr. Moussaoui failed to meet the standard of care for one patient by ordering and billing for excessive electro-diagnostic testing.

**Narra, Nagarjun, M.D., Lic. No. K0146, Amarillo**
On August 26, 2011, the Board and Nagarjun Narra, M.D., entered into an Agreed Order requiring Dr. Narra to complete within one year 15 hours of CME including five hours in risk management, five hours in EMTALA Medical Screening and Evaluation and five in medical record-keeping and pay an administrative penalty of $1,500 within 60 days. The Board found Dr. Narra failed to meet the standard of care, safeguard against potential complications and maintain an adequate medical record for one patient.

**Ochoa, Ricardo Antonio, M.D., Lic. No. L1417, Harlingen**
On August 26, 2011, the Board and Ricardo Antonio Ochoa, M.D., entered into a Mediated Agreed Order resolving a Formal Complaint filed by the Board at the State Office of Administrative Hearings and requiring Dr. Ochoa to have a physician monitor his practice for four monitoring cycles and complete within one year eight hours of CME in pain management and eight hours in risk management. The Board found Dr. Ochoa failed to meet the standard of care for a patient by prescribing an unjustifiably large quantity of Schedule II and III drugs to that patient despite signs of drug-seeking behavior, failure to comply with Board guidelines for use of pain medications and failure to use diligence in his professional practice.

**Pallares, Victor Alberto, M.D., Lic. No. J3867, Harlingen**
On August 26, 2011, the Board and Victor Alberto Pallares, M.D., entered into a Mediated Agreed Order resolving Formal Complaint No. 503-10-5867 filed by the Board at the State Office of Administrative Hearings and requiring Dr. Pallares to have his practice monitored by a physician for eight monitoring cycles and pay an administrative penalty of $10,000 within 90 days. The Board found Dr. Pallares violated Board rules related to pain management and failed to practice medicine in an acceptable professional manner when he performed excessive and repeated injections for chronic pain.

**Preston, Brian A., M.D., Lic. No. D1011, Bacliff**
On August 26, 2011, the Board and Brian A. Preston, M.D., entered into an Agreed Order requiring Dr. Preston to complete within one year 12 hours of CME including six in prescribing potentially habit-forming drugs and six in medical record-keeping and eliminate Schedule II and III drugs from those he is authorized to prescribe. The Board found Dr. Preston inappropriately prescribed dangerous drugs or controlled substances to a family member.
Reddy, Nallu Ramappa, M.D., Lic. No. F8637, Desoto
On August 26, 2011, the Board and Nallu Ramappa Reddy, M.D., entered into an Agreed Order requiring Dr. Reddy to have another physician monitor his practice for eight monitoring cycles, pass within one year and within three attempts the Medical Jurisprudence Examination, complete within one year 24 hours of CME including eight hours in medical record-keeping, eight hours in addictive medicine and eight hours in pain management. The action was based on Dr. Reddy’s nontherapeutic prescribing, prescribing to a known abuser of narcotic drugs, negligence, failure to meet the standard of care and failure to safeguard against complications.

Richardson, Larry Alan, M.D., Lic. No. F4429, Spring
On August 26, 2011, the Board and Larry Alan Richardson, M.D., entered into an Agreed Order requiring Dr. Richardson to have a physician monitor his practice for eight monitoring cycles, complete within one year 16 hours of CME including eight hours in treating obesity and eight in medical record-keeping and pay an administrative penalty of $3,000 within 60 days. The action was based on Dr. Richardson’s failure to maintain an adequate medical record for a patient, failure to practice medicine in an acceptable professional manner, nontherapeutic prescribing and failure to meet the standard of care.

Storey, Michael Arthur, M.D., Lic. No. J8383, Houston
On August 26, 2011, the Board and Michael Arthur Storey, M.D., entered into an Agreed Order requiring Dr. Storey to pay an administrative penalty of $2,000 within 60 days. The Board found Dr. Storey failed to meet the standard of care and failed to safeguard against potential complications arising after hiatal hernia surgery on one patient.

Urrutia, Hector, M.D., Lic. No. F6144, McAllen
On August 26, 2011, the Board and Hector Urrutia, M.D., entered into an Agreed Order requiring Dr. Urrutia to complete within one year 16 hours of CME in the topic of cardiac medications and their applications. The action was based on Dr. Urrutia’s failure to safeguard against potential complications in his treatment of one patient.

PAIN CLINIC ACTIONS

CPR Medical Group, Certificate No. PMC-00153, Houston
On August 26, 2011, the Board and Donnie Evans, M.D., who holds the pain management clinic certificate for CPR Medical Group, entered into an Agreed Voluntary Surrender Order requiring Dr. Evans to immediately cease operating CPR Medical Group as a pain clinic in Texas. The basis for action was Dr. Evans’ April 2011 Agreed Order for inappropriately prescribing, dispensing, administering, supplying, or selling a controlled substance, which disqualifies Dr. Evans from holding a pain clinic certificate.
Holland Medical Group, Certificate No. PMC-00154, Houston
On August 26, 2011, the Board and Donnie Evans, M.D., who holds the pain management clinic certificate for Holland Medical Group, entered into an Agreed Voluntary Surrender Order requiring Dr. Evans to immediately cease operating Holland Medical Group as a pain clinic in Texas. The basis for action was Dr. Evans’ April 2011 Agreed Order for inappropriately prescribing, dispensing, administering, supplying, or selling a controlled substance, which disqualifies Dr. Evans from holding a pain clinic certificate.

UNPROFESSIONAL CONDUCT

Clark, Bliss Watson, II, M.D., Lic. No. H8605, Rancho Viejo
On August 26, 2011, the Board and Bliss Watson Clark, II, M.D., entered into an Agreed Order requiring Dr. Clark to complete within one year eight hours of CME in risk management. The action was based on Dr. Clark’s failure to use proper diligence and his illegal purchase of devices not manufactured for use in the United States from an unlicensed distributor. After an investigation, the Texas Attorney General’s Office ordered Dr. Clark to pay in excess of $56,000 in restitution.

Davenport, Dewitt Shelton, M.D., Lic. No. F9348, Harlingen
On August 26, 2011, the Board and Dewitt Shelton Davenport, M.D., entered into a 10-year Agreed Order publicly reprimanding Dr. Davenport and requiring him to pass within one year the Medical Jurisprudence Examination within three attempts, abstain from prohibited substances, participate in AA three times a week, submit to the Board letters from up to three board-certified psychiatrists who agree to treat Dr. Davenport and comply with recommended care and treatment and pay an administrative penalty of $10,000 within 180 days. The action was based on Dr. Davenport submitting false information to the Board related to his substance abuse history and inability to practice medicine with reasonable skill and safety to patients because of alcohol abuse.

Gullapalli, Uma Rani, M.D., Lic. No. J1256, Victoria
On August 26, 2011, the Board and Uma Rani Gullapalli, M.D., entered into an Agreed Order suspending her license, staying the suspension after 90 days, and placing Dr. Gullapalli under the following terms and conditions: Dr. Gullapalli must request modification of her DEA and DPS controlled substance registrations within seven days to eliminate Schedules II through IV; may not treat chronic pain patients using opioids, benzodiazepines, barbiturates or carisoprodal; must have a physician monitor her practice for eight monitoring cycles; must pass within one year the Medical Jurisprudence Examination within three attempts; must complete within three months 24 hours of CME including eight hours in ethics, eight hours in medical record-keeping and eight hours in the treatment and identification of chronic pain; may not supervise or delegate prescriptive authority to physician extenders; and must pay an administrative penalty of $5,000 within
60 days. The Board found Dr. Gullapalli delegated her authority to unqualified individuals and gave others access to her prescription pads.

VOLUNTARY SURRENDER

Casey, James G., M.D., Lic. No. C6128, Abilene
On August 26, 2011, the Board and James G. Casey, M.D., entered into an Agreed Voluntary Surrender Order that requires Dr. Casey to immediately cease practice in Texas. The action was based on Dr. Casey’s inability to practice medicine with reasonable skill and safety to patients due to a physical impairment.

Finch, Albert Benton, M.D., Lic. No. C3297, Odessa
On August 26, 2011, the Board and Albert Benton Finch, M.D., entered into an Agreed Voluntary Surrender Order requiring Dr. Finch to voluntarily and permanently surrender his medical license, based on his inability to practice due to a physical condition.

Hutchens, Jerome Enos, M.D., Lic. No. C5733, Houston
On August 26, 2011, the Board and Jerome Enos Hutchens, M.D., entered into an Agreed Voluntary Surrender Order in which Dr. Hutchens agreed to surrender his medical license due to physical health problems.

Kassanoff, Arnold Howard, M.D., Lic. No. D0394, Dallas
On August 26, 2011, the Board and Arnold Howard Kassanoff, M.D., entered into an Agreed Order of Voluntary Surrender requiring Dr. Kassanoff to immediately cease practicing in Texas. Dr. Howard was diagnosed with a medical condition which precludes him from practicing medicine with reasonable skill and safety to patients.

Speller, Charles Kirby, M.D., Lic. No. D8092, Houston
On August 26, 2011, the Board and Charles Kirby Speller, M.D., entered into an Agreed Voluntary Surrender Order requiring Dr. Speller to permanently and voluntarily give up his Texas medical license. The action was based on Dr. Speller’s inability to practice medicine with reasonable skill and safety due to health issues.

Weidner, Carol Davenport, M.D., Lic. No. J8076, Flower Mound
On August 26, 2011, the Board and Carol Davenport Weidner, M.D., entered into an Agreed Voluntary Surrender Order requiring Dr. Weidner to immediately cease practice in Texas. In addition, Dr. Weidner may not petition the Board for reinstatement of her Texas license for a year. The action was based on Dr. Weidner’s inability to safely practice medicine due to a physical or mental condition.

IMPAIRMENT DUE TO DRUGS OR ALCOHOL
On August 26, 2011, the Board and Weldon Edward Glidden, D.O., entered into an Agreed Order temporarily suspending Dr. Glidden’s license for 60 days and requiring Dr. Glidden to undergo an independent medical evaluation by a psychiatrist and comply with any recommended care and treatment. In addition, Dr. Glidden must abstain from alcohol, dangerous drugs, controlled substances or any substance that may cause a positive drug or alcohol test; participate in AA five times a week; refrain from prescribing Schedule II-V substances except for immediate need; refrain from serving as a physician for his immediate family; pass the Medical Jurisprudence Examination within three attempts, within one year; complete within one year 10 hours of CME in ethics. The Board found Dr. Glidden used drugs or alcohol in a manner that could endanger a patient’s life, failed to practice medicine in an acceptable professional manner and inappropriately prescribed dangerous drugs and controlled substances to himself and family members.

Hamid, Stacy Elise, M.D., Lic. No. N5095, Frisco
On August 26, 2011, the Board and Stacy Elise Hamid, M.D., entered into an Agreed Order continuing the suspension of Dr. Hamid’s license until she has maintained sobriety for at least one year (Dr. Hamid’s stated sobriety date is October 15, 2010) and requiring her to abstain from prohibited substances, submit within 30 days the names of up to three board-certified psychiatrists who agreed to serve as Dr. Hamid’s treating psychiatrist, undergo monitoring for continued care and treatment, undergo within 30 days a complete examination by a board-certified sleep medicine physician and comply with care and treatment and refrain from supervising or delegating to physician extenders. The action was based on Dr. Hamid’s suspension from Coon Memorial Hospital, her intemperate use of alcohol or drugs that could endanger a patient’s life and her unprofessional or dishonorable conduct.

On August 26, 2011, the Board and Maurecio Ernesto Jimenez, M.D., entered into an Agreed Order lifting Dr. Jimenez’ Temporary Suspension and requiring Dr. Jimenez to participate in the Texas Physician’s Health Program, comply with all requirements of the El Paso Physician’s Health Program until he is fully engaged in the Texas PHP program, complete an anger management course prior to returning to the practice of medicine, refrain from applying for DEA and DPS controlled substance registration for two years and pass within one year the Medical Jurisprudence Examination within three attempts. In addition, Dr. Jimenez may not have any samples of drugs with addictive potential in his office and may not supervise physician extenders. The basis for the Board’s action was Dr. Jimenez’ prescription of dangerous drugs or controlled substances without establishing proper professional relationships with patients, inappropriate prescribing to himself, family members or others with whom he has a close personal relationship, behaving in a disruptive manner, writing false or fictitious
prescriptions and inability to practice medicine with reasonable skill and safety to patients because of a mental or physical condition.

Sunderland, Margaret Carol, M.D., Lic. No. H5076, Corvallis OR
On August 26, 2011, the Board and Margaret Carol Sunderland, M.D., entered into an Agreed Order of Temporary Suspension requiring Dr. Sunderland to immediately cease practice in Texas. The action was based on the Oregon Medical Board’s placing Dr. Sunderland’s medical license on inactive status pending an investigation of her ability to safely and competently practice medicine due to her history of substance abuse.

Wesson, Mae Edwardna, M.D., Lic. No. F2103, Beaumont
On August 26, 2011, the Board and Mae Edwardna Wesson, M.D., entered into an Agreed Order reinstating Dr. Wesson’s medical license conditioned upon several terms, including completion of treatment with a board-approved psychiatrist, limitation of practice to a group or institutional setting, and working under the direct supervision of another physician prior to independently providing patient care. In addition, Dr. Wesson must complete within one year five hours of CME in office-based ophthalmology. The Board’s original action in suspending Dr. Wesson’s license was entered into voluntarily by Dr. Wesson in 2009, after her self-report that she had suffered an episode of depression after experiencing great stress as a result of Hurricane Ike, and further findings by the Board that her depression resulted in her failing to properly transition the care of her patients to another physician after closing her practice. The Board’s action in lifting the suspension is based upon findings that Dr. Wesson achieved a full recovery, and is physically and mentally competent to safely practice medicine.

VIOLATION OF PRIOR ORDER

Castilleja, Jerry F., M.D., Lic. No. H9456, New Braunfels
On August 26, 2011, the Board and Jerry F. Castilleja, M.D., entered into an Agreed Order requiring Dr. Castilleja to pass within one year the Medical Jurisprudence Examination within three attempts and pay an administrative penalty of $3,000 within 120 days. The action was based on Dr. Castilleja’s failure to comply with his 2007 Order.

Garza, Rebecca Uribe, M.D., Lic. No. G2750, Laredo
On August 26, 2011, the Board and Rebecca Uribe Garza, M.D., entered into an Agreed Order requiring Dr. Garza to complete by September 6, 2011 a neurocognitive and psychiatric examination to determine whether Dr. Garza has the capacity to learn and motivation to enhance her skills in order to become proficient in her profession of primary care pediatrics. The action was based on Dr. Garza’s failure to complete requirements of the Texas A&M University Knowledge Skills Training Assessment and Research (KSTAR) within the period stipulated by her 2010 Order.
Smith, George Robert, Jr., M.D., Lic. No. H8411, Gilmer
On August 26, 2011, the Board and George Robert Smith Jr., M.D., entered into an Agreed Order requiring Dr. Smith to remain under the terms and conditions of his 2002 Order, as modified by his 2003 Order, 2006 Order and this Order, until May 2017, without the right to seek early termination, and pay an administrative penalty of $10,000 within 120 days. The action was based on Dr. Smith’s violation of a Board order and failure to cooperate with Board staff.

Sturdivant, Ted Shawn, M.D., Lic. No. H9576, McAllen
On July 12, 2011, the Board entered an Automatic Suspension Order regarding Ted Shawn Sturdivant, M.D., suspending his license for 120 days and requiring him to appear before the Board and provide evidence and information that Dr. Sturdivant is familiar with the terms and conditions of his 2008 Order, as modified. The Board found Dr. Sturdivant failed to cooperate with Board staff and failed to abstain from prohibited substances, in violation of his 2008 Order.

SUSPENSION

Sabates, Felix Nabor, Jr., M.D., Lic. No. J2773, Houston
On August 26, 2011, the Board and Felix Nabor Sabates Jr., M.D., entered into an Agreed Order of Suspension that continues Dr. Sabates’ July 2010 temporary suspension and requires Dr. Sabates to abstain from alcohol and other prohibited substances. The Board found Dr. Sabates falsely used the term “board certified” in advertising, failed to meet requirements for notice to patients upon closure of his office due to his July 2010 temporary suspension, used alcohol or drugs in an intemperate manner that could endanger the lives of patients, pre-signed prescription forms and violated state and federal law.

INADEQUATE MEDICAL RECORDS

Basco, Michael Angelo, M.D., Lic. No. H5151, Bridgeport
On August 26, 2011, the Board and Michael Angelo Basco, M.D., entered into an Agreed Order requiring Dr. Basco to complete within one year eight hours of CME in medical record-keeping and pay an administrative penalty of $3,000 within 60 days. The action was based on Dr. Basco’s inadequate medical records for one patient.

On August 26, 2011, the Board and Richard Alan Carter, D.O., entered into an Agreed Order requiring Dr. Carter to complete within one year 20 hours of CME including five hours in medical record-keeping, five hours in risk management and 10 hours in physician/patient communication. The Board found Dr. Carter did not maintain adequate medical records for a patient.

On August 26, 2011, the Board and Troy Louis Creamean, D.O., entered into an
Agreed Order requiring Dr. Creamean to complete within one year eight hours of CME in medical record-keeping. The Board found Dr. Creamean failed to maintain adequate medical records.

Henry, Craig B., M.D., Lic. No. H2942, Arlington
On August 26, 2011, the Board and Craig B. Henry, M.D., entered into an Agreed Order requiring Dr. Henry to complete within one year 16 hours of CME including eight hours in treatment of acute and chronic pain and eight hours in electronic medical record-keeping, and pay an administrative penalty of $2,000 within 60 days. The Board found Dr. Henry failed to maintain adequate medical records for four patients that he was treating for chronic pain management and failed to use diligence in his practice.

Murillo, Ricardo Alonso, M.D., Lic. No. K0949, Dallas
On August 26, 2011, the Board and Ricardo Alonso Murillo, M.D., entered into an Agreed Order requiring Dr. Murillo to complete within one year 10 hours of CME in medical record-keeping. The action was based on Dr. Murillo’s failure to keep adequate medical records.

Sanchez-Zambrano, Sergio, M.D., Lic. No. E7263, Cleburne
On August 26, 2011, the Board and Sergio Sanchez-Zambrano, M.D., entered into an Agreed Order requiring Dr. Sanchez-Zambrano to complete within one year 16 hours of CME in medical record-keeping. The Board found Dr. Sanchez-Zambrano failed to maintain adequate medical records for several cardiovascular patients.

Smith, Barlow, M.D., Lic. No. F9026, Marble Falls
On August 26, 2011, the Board and Barlow Smith, M.D., entered into an Agreed Order requiring Dr. Smith to complete within one year eight hours of CME in medical record-keeping. The action was based on Dr. Smith’s failure to adequately document pain medication and stimulants prescribed for four patients.

Thomas, Jack M., Jr., M.D., Lic. No. E4718, Greenville
On August 26, 2011, the Board and Jack M. Thomas Jr., M.D., entered into an Agreed Order requiring Dr. Thomas to complete within one year eight hours of CME in medical record-keeping and pay an administrative penalty of $2,000 within 60 days. The Board found Dr. Thomas failed to maintain adequate medical records for one patient.

Tolbert-Bornstein, Natalie, M.D., Lic. No. G1563, El Paso
On August 26, 2011, the Board and Natalie Tolbert-Bornstein, M.D., entered into an Agreed Order requiring Dr. Tolbert-Bornstein to complete within one year 16 hours of CME including eight in medical record-keeping and eight in risk management. The Board found Dr. Tolbert-Bornstein failed to maintain adequate medical records for a patient.
Trotter, William, M.D., Lic. No. C8160, Clifton
On August 26, 2011, the Board and William Trotter, M.D., entered into an Agreed Order requiring Dr. Trotter to complete within one year eight hours of CME in medical record-keeping. The Board found Dr. Trotter prescribed medications for several long-time patients even though he is retired from active practice and did not keep medical records for these patients.

Zaniewski, Michelle Ada, M.D., Lic. No. F8379, Houston
On August 26, 2011, the Board and Michelle Ada Zaniewski, M.D. entered into a Mediated Agreed Order resolving Formal Complaint No. 503-10-5992 filed by the Board at the State Office of Administrative Hearings and requiring Dr. Zaniewski to complete within one year eight hours of CME in medical record-keeping. The Board found Dr. Zaniewski failed to maintain adequate medical records for one patient.

UNPROFESSIONAL CONDUCT

Bray, Timothy Clark, D.O., Lic. No. H9496, Dallas
On August 26, 2011, the Board and Timothy Clark Bray, D.O., entered into an Agreed Order publicly reprimanding Dr. Bray and requiring him to pass within one year the Medical Jurisprudence Examination within three attempts and pay an administrative penalty of $2,000 within 60 days. The basis for action was Dr. Bray’s failure to respond to Board requests for information and failure to cooperate with Board staff.

Chaudhry, Mohammad Akram, M.D., Lic. No. E2171, Fort Worth
On August 26, 2011, the Board and Mohammad Akram Chaudhry, M.D., entered into an Agreed Order requiring Dr. Chaudhry to pass within one year the Medical Jurisprudence Examination within three attempts, complete within one year eight hours of CME in ethics and complete within 30 days any delinquent required CME. The Board found Dr. Chaudhry traded samples of the medication Crestor to a pharmacy for the medication Carbodopa/Levodopa for his own use, a violation of law.

Key, James David, Sr., M.D., Lic. No. E3339, Brownsville
On August 26, 2011, the Board and James David Key Sr., M.D., entered into an Agreed Order requiring Dr. Key to immediately complete all prerequisites to become eligible to enter the PACE (Physician Assessment and Clinical Education) Phase II program and then immediately enter and complete the program. The Board found Dr. Key failed to comply with the terms and conditions of his 2010 Agreed Order.

Reyes, Mateo, M.D., Lic. No. K5676, Laredo
On August 26, 2011, the Board and Mateo Reyes, M.D., entered into a two-year Agreed Order requiring Dr. Reyes to pass within one year the Medical Jurisprudence Examination within three attempts, have a chaperone anytime Dr.
Reyes examines a female patient and pay an administrative penalty of $5,000 within 60 days. The action was based on Dr. Reyes’ becoming personally involved with a patient in an inappropriate manner.

**Spurlock, William Marcus, M.D., Lic. No. J7209, Dallas**
On August 26, 2011, the Board and William Marcus Spurlock, M.D., entered into an Agreed Order publicly reprimanding Dr. Spurlock and requiring him to pay an administrative penalty of $2,000 within 60 days. The Board found Dr. Spurlock violated terms and conditions of his 2009 Order pertaining to required CME.

**CRIMINAL BEHAVIOR**

**Boland, Howard Leland, M.D., Lic. No. G3166, Dickinson**
On August 26, 2011, the Board and Howard Leland Boland, M.D., entered into an Agreed Order requiring Dr. Boland to refrain from obtaining Controlled Substances Registrations until receiving written authorization from the Board, pass within one year the Medical Jurisprudence Examination within three attempts and complete within one year an eight-hour class in risk management. The Board found Dr. Boland committed a criminal violation of the Medical Practice Act when the Drug Enforcement Agency found Dr. Boland maintained controlled substances in his office without properly securing them.

**Habib, Vivian M., M.D., Lic. No. L7742, Pearland**
On August 26, 2011, the Board and Vivian M. Habib, M.D., entered into an Agreed Order requiring Dr. Habib to pass within one year the Medical Jurisprudence Examination within three attempts, complete eight hours of CME including four hours in ethics and four hours in risk management and pay an administrative penalty of $2,000 within 90 days. The Board found Dr. Habib was placed on deferred adjudication for a misdemeanor related to the practice of medicine, inappropriately pre-signed prescriptions and failed to report criminal issues on her license renewal in 2008.

**Houchin, Jerry D., D.O., Lic. No. D1223, Winnsboro**
On August 26, 2011, the Board and Jerry D. Houchin, D.O., entered into an Agreed Voluntary Surrender Order requiring Dr. Houchin to immediately cease practice in Texas. The Board found Dr. Houchin was charged with forging or altering the signature of another physician on a counterfeit prescription form and using those prescriptions to obtain medications.

On August 26, 2011, the Board and Alexander Orlov, D.O., entered into an Agreed Order of Voluntary Revocation requiring Dr. Orlov to immediately cease practicing medicine. The action was based on Dr. Orlov’s final conviction of a felony. Dr. Orlov pled guilty to felony charges of conspiracy to defraud Medicare and Medicaid and was sentenced to a 15-month prison term.
Valdez, Anthony Francis, M.D., Lic. No. H2862, El Paso
On August 26, 2011, the Board and Anthony Francis Valdez, M.D., entered into an Agreed Order of Voluntary Revocation requiring Dr. Valdez to immediately cease practicing medicine. The basis for action was Dr. Valdez’s conviction of a felony and his violation of a law connected with the physician’s practice of medicine.

ADVERTISING VIOLATION

Donovitz, Gary Steven, M.D., Lic. No. F6580, Arlington
On August 26, 2011, the Board and Gary Steven Donovitz, M.D., entered into an Agreed Order requiring Dr. Donovitz to complete within one year 12 hours of CME including eight hours in medical record-keeping and four hours in risk management and pay an administrative penalty of $1,000 within 60 days. The Board found Dr. Donovitz failed to maintain adequate medical records and advertised in such a way as to create unjustified expectations about a treatment or procedure.

PEER REVIEW ACTION

On August 26, 2011, the Board and Julian Robert Gershon Jr., D.O., entered into an Agreed Order requiring Dr. Gershon to pay an administrative penalty of $1,000 within 60 days. The basis for action was disciplinary action taken by Dr. Gershon’s peers at Community Hospital.

STATUTORY VIOLATION

Mech, Arnold Walter, M.D., Lic. No. G9499, Plano
On August 26, 2011, the Board and Arnold Walter Mech, M.D., entered into an Agreed Order requiring Dr. Mech to pay an administrative penalty of $2,000 within 60 days. The Board found Dr. Mech wrote prescriptions for controlled substances after his DPS controlled substance registration expired.

FAST TRACK ORDERS
The board issued six orders for minor statutory violations.

CORRECTIVE ORDERS
Corrective orders are for violations that do not warrant restricting a physician’s license but may include requirements such as administrative penalties, continuing medical education or chart monitoring.

Achi, Jyothi Napeena, M.D., Lic. No. L0966, Kingwood
Champion, David C., M.D., Lic. No. K8095, Brownsville
Cook, Paul Issa, M.D., Lic. No. H6130, Houston
Diaz, Joseph David, M.D., Lic. No. G4980, San Antonio
Farias, Monica Sousa, M.D., Lic. No. K4054, Lake Worth
Fuentes, Dorothy Doris Enriquez, M.D., Lic. No. K8159, Corpus Christi
Howlett, John Richard, M.D., Lic. No. E6102, Midland
Lewis, Rani, M.D., Lic. No. M4857, Bellaire
Main, Ellis Gerald, D.O., Lic. No. J2176, Corpus Christi
Nelsen, Andrea, M.D., Physician-in-Training No. BP10034403, Houston
Ortiz, Jose S., M.D., Lic. No. F0605, Houston
Pagan, Jose Luis Diaz, M.D., Lic. No. L6356, El Paso
Roque, Jorge Alejandro, M.D., Lic. No. K3841, Mission
Stenger, Earl Martin, M.D., Lic. No. D7315, San Antonio
Umsawasdi, Theera, M.D., Lic. No. F4622, Bangkok Thailand
White, Dezra, M.D., Lic. No. D5247, Houston

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