

# Texas Medical Board Press Release

## FOR IMMEDIATE RELEASE

February 23, 2012

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## Medical Board Disciplines 58 Physicians at February Meeting

At its February 9-10, 2012 meeting, the Texas Medical Board disciplined 58 physicians and issued two cease and desist orders.

In addition, the Board issued 93 physician licenses at the February board meeting, bringing the total number of physician licenses issued in FY 12 to 1352. Thirty-eight percent of physician licensure applications were completed in 10 days or less.

### RULE CHANGES ADOPTED

The following Rule Changes were adopted at the February 9-10, 2012 Board meeting:

**CHAPTER 173. PHYSICIAN PROFILES:** The amendment to §173.1, concerning Profile Contents, clarifies what utilization review services are subject to reporting on a physician's profile and specifically excludes the reporting of utilization review provided in relation to worker's compensation claims. Amendment to §173.3, concerning Physician-Initiated Updates, clarifies that a physician shall report to the Board within 30 days after the event of any change of mailing or practice address.

**CHAPTER 177. BUSINESS ORGANIZATIONS:** The amendment to §177.16, relating to Physician Assistants, provides that if a grandfathered entity under this section contracts with a new supervising physician to provide services, then the restrictions on ownership interest under this section shall apply. The amendment to §177.17, relating to Exceptions to Corporate Practice of Medicine Doctrine, consistent with SB 894 (82nd Regular Legislative Session), provides that physicians have certain rights when employed by a hospital that provides professional liability coverage.

### DISCIPLINARY ACTIONS

#### REVOCACTION

**Stogre, Rosemary Ann, M.D., Lic. No. F0771, Houston**

On February 10, 2012, the Board entered a Default Order regarding Rosemary

Ann Stogre, M.D., revoking her Texas physician license and resolving Formal Complaint No. 503-12-1512 filed against her by the Board at the State Office of Administrative Hearings. The complaint stated that Dr. Stogre continued to prescribe controlled substances after surrendering her DEA and DPS controlled substance prescribing privileges, and that she prescribed controlled substances to a patient without medical need and that patient died as a result of misuse of controlled substances, some of them prescribed by Dr. Stogre. Because Dr. Stogre did not respond in any form to the Formal Complaint, the allegations are deemed true.

## **VOLUNTARY SURRENDER**

### **Connolly, Jule Tom, M.D., Lic. No. C6899, Austin**

On February 10, 2012, the Board and Jule Tom Connolly, M.D., entered into an Agreed Order of Voluntary Surrender in which Dr. Connolly agreed to immediately cease practice in Texas and voluntarily surrender his license in lieu of further disciplinary proceedings. The Board found Dr. Connolly non-therapeutically prescribed drugs and engaged in unprofessional conduct likely to injure the public.

### **Genovese, Robert J., M.D., Lic. No. E5522, Edinburg**

On February 10, 2012, the Board and Robert J. Genovese, M.D., entered into an Agreed Order of Voluntary Surrender in which Dr. Genovese agreed to immediately cease practice in Texas and voluntarily surrender his license in lieu of further disciplinary proceedings. The Board found Dr. Genovese failed to treat a patient according to the generally accepted standard of care.

### **Heistand, Michael, M.D., Lic. No. D8263, San Antonio**

On February 10, 2012, the Board and Michael Heistand, M.D., entered into an Agreed Order of Voluntary Surrender in which Dr. Heistand agreed to immediately cease practice in Texas and voluntarily surrender his license in lieu of further disciplinary proceedings. The Board found Dr. Heistand failed to use proper diligence in his professional practice.

### **Reddick, Sybil Rochelle, M.D., Lic. No. J9294, Dallas**

On February 10, 2012, the Board and Sybil Rochelle Reddick, M.D., entered into an Agreed Order of Voluntary Surrender requiring Dr. Reddick to immediately cease practice in Texas and permanently surrender her license. The basis for action was the Board's investigation into Dr. Reddick's nontherapeutic prescribing for one patient and Dr. Reddick's desire to surrender her license in lieu of further disciplinary proceedings.

### **Taliaferro, Sharon Melissa, M.D., Lic. No. G0185,**

On February 10, 2012, the Board and Sharon Melissa Taliaferro, M.D., entered into an Agreed Voluntary Surrender Order in which Dr. Taliaferro surrendered her Texas medical license in lieu of further disciplinary proceedings. Dr.

Taliaferro, who is also licensed in Arkansas, entered into an order with the Arkansas State Medical Board agreeing to cease and desist from administering dimethyl sulfoxide intravenously to patients and refrain from doing so until such treatment is approved by the Food and Drug Administration.

**Tang, Annie Jia, M.D., Permit No. BP20038123, Houston**

On February 10, 2012, the Board and Annie Jia Tang, M.D., entered into an Agreed Voluntary Surrender Order in which Dr. Tang voluntarily surrendered her physician-in-training permit due to her desire to leave Texas. The Board found that Dr. Tang's residency program chose not to renew her residency contract due to Dr. Tang's medical condition. Dr. Tang's physician found her competent to practice medicine, but Dr. Tang chose not to appeal the residency program's decision. There were no allegations of malpractice or misconduct by Dr. Tang.

**QUALITY OF CARE**

**Bailey, Cecil Cedric, M.D., Lic. No. L0008, Cedar Hill**

On February 10, 2012, the Board and Cecil Cedric Bailey, M.D., entered into an Agreed Order requiring Dr. Bailey to complete within one year 22 hours of CME including 10 hours in risk management, eight hours in office management and four hours in medical record-keeping; and pay an administrative penalty of \$2,000 within 60 days. The Board found Dr. Bailey failed to meet the standard of care for one patient, failed to comply with Board requests for information and nontherapeutically prescribed medication.

**Billue, Yvonne Jo, M.D., Lic. No. K5674, Cleburne**

On February 10, 2012, the Board and Yvonne Jo Billue, M.D., entered into an Agreed Order requiring Dr. Billue to have a physician monitor her practice for 12 monitoring cycles and complete within one year the medical record-keeping course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program. The Board found Dr. Billue failed to meet the standard of care when she referred a patient to the emergency department without documenting crucial medical information or documenting the mode of transportation to the hospital. In addition, Dr. Billue failed to document justification for the prescription of controlled substances.

**Campbell, Odette Louise, M.D., Lic. No. H9609, Duncanville**

On February 10, 2012, the Board and Odette Louise Campbell, M.D., entered into a Mediated Agreed Order resolving a matter at the State Office of Administrative Hearings and prohibiting Dr. Campbell from treating patients for chronic pain and requiring her to have a physician monitor her practice for eight monitoring cycles, within 180 days enroll in and complete the two-day assessment offered by Texas A&M's Knowledge, Skills, Training, Assessment and Research program (KSTAR) and comply with any recommendations for future training, complete within one year an internal medicine board review course of at least 20 CME hours and pay an administrative penalty of \$2,000 within 90 days. The basis for

action was Dr. Campbell's failure to comply with pain management guidelines and failure to meet the standard of care.

**Cooke, Gregory C., M.D., Lic. No. K1402, Angleton**

On February 10, 2012, the Board and Gregory C. Cooke, M.D., entered into a Mediated Agreed Order requiring Dr. Cooke to have another physician monitor his practice for four cycles, refrain from serving as a physician for his immediate family, complete within two years the medical record-keeping course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program and pay an administrative penalty of \$1,000 within 60 days. The Board found Dr. Cooke kept inadequate medical records, self-prescribed controlled substances and prescribed to a family member without generating a medical record. The order resolves Formal Complaint No. 503-11-7461 filed against Dr. Cooke at the State Office of Administrative Hearings.

**Feste, Joseph Rowland, M.D., Lic. No. C8968, Austin**

On February 10, 2012, the Board and Joseph Rowland Feste, M.D., entered into an Agreed Order restricting Dr. Feste from treating chronic pain or delegating prescriptive authority for the purposes of treating chronic pain. In addition, the Order requires Dr. Feste to pass within one year and within three attempts the Medical Jurisprudence Exam, complete within one year 16 hours of CME including eight hours in risk management and eight hours in the topic of addiction and detecting drug-seeking behavior and pay an administrative penalty of \$7,000 within 180 days. The basis for action was Dr. Feste's violation of Board rules regarding the treatment of pain and failure to practice medicine in an acceptable professional manner. The Board found Dr. Feste, a gynecologist, did not adequately supervise physician assistants who saw patients who paid cash and who generally received the same combination of drugs – SOMA, Xanax and Lortab.

**Fowler, James Hugh, M.D., Lic. No. F7755, Eagle Pass**

On February 10, 2012, the Board and James Hugh Fowler, M.D., entered into a Mediated Agreed Order requiring Dr. Fowler to have a physician monitor his practice for eight cycles, within 18 months complete a board certification review course in otolaryngology or complete 24 hours of CME in otolaryngology surgery, within 18 months pass within three attempts the Medical Jurisprudence Exam and complete within 18 months 28 hours of CME including 12 hours in risk management, 12 hours in medical record-keeping and four hours in ethics. The basis for action was Dr. Fowler's failure to meet the standard of care in two sinus surgeries, safeguard against potential complications and failure to maintain an adequate medical record. The order resolves a Formal Complaint filed against Dr. Fowler at the State Office of Administrative Hearings.

**Gonzalez, John Joseph, M.D., Lic. No. E6378, San Antonio**

On February 10, 2012, the Board and John Joseph Gonzalez, M.D., entered into an Agreed Order requiring Dr. Gonzalez to complete within one year 16 hours of

CME including eight hours in medical record-keeping and eight hours in the diagnosis and treatment of pediatric fungal infections, and pay an administrative penalty of \$3,000 within 90 days. The Board found Dr. Gonzales non-therapeutically prescribed, failed to meet the standard of care or timely respond to communications from a patient.

**Guevara, Jorge R., M.D., Lic. No. J9070, Brownsville**

On February 10, 2012, the Board and Jorge R. Guevara, M.D., entered into a Mediated Agreed Order requiring Dr. Guevara to complete within one year 16 hours of CME including eight hours in risk management, four hours in diagnostic imaging and four hours in evaluation and treatment of anemia and other blood disorders. The Board found Dr. Guevara failed to maintain adequate medical records. The order resolves a Formal Complaint filed against Dr. Guevara at the State Office of Administrative Hearings.

**Hanson, Robert E., Jr., M.D., Lic. No. E1329, Beaumont**

On February 10, 2012, the Board and Robert E. Hanson Jr., M.D., entered into an Agreed Order requiring Dr. Hanson to complete within one year eight hours of CME in risk management and pay an administrative penalty of \$3,000 within 60 days. The Board found Dr. Hanson failed to use proper diligence in his professional practice.

**Lackey, James Manning, M.D., Lic. No. L5014, San Antonio**

On February 10, 2012, the Board and James Manning Lackey, M.D., entered into an Agreed Order requiring Dr. Lackey to have a physician monitor his practice for six 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 the topic of pain management and drug-seeking behavior, complete within one year 50 hours of community service for a MHMRA facility and pay an administrative penalty of \$5,000 within six months. The Board found Dr. Lackey failed to meet the standard of care, prescribed in a manner inconsistent with public health and welfare and violated Board Rules which require maintenance of adequate medical records and set forth guidelines regarding the treatment of pain.

**Le, David Thanh, M.D., Lic. No. K3605, Tomball**

On February 10, 2012, the Board and David Thanh Le, M.D., entered into an Agreed Order requiring Dr. Le to have a physician monitor his practice for eight monitoring cycles, complete within one year 16 hours of CME including eight hours in risk management and eight hours in addiction/drug dependency issues and pay an administrative penalty of \$1,000 within 60 days. The Board found Dr. Le failed to meet the standard of care for one patient and prescribed cough medicine containing hydrocodone to a known abuser of narcotic drugs.

**Lipsen, Bryan Charles, M.D., Lic. No. J8034, Houston**

On February 10, 2012, the Board and Bryan Charles Lipsen, M.D., entered into an

Agreed Order requiring Dr. Lipsen to limit his hospital practice to general internal medicine and nephrology and limit his practice in the intensive care unit as a consulting nephrologist only, have his practice monitored by a physician for eight monitoring cycles, complete within one year a board certification review course in the subject of critical care and pay an administrative penalty of \$1,000 within 60 days. The Board found Dr. Lipsen was the subject of three health care liability claims within a five-year period, each concerning Dr. Lipsen's care provided to a different patient. In addition, the Board found Dr. Lipsen failed to meet the standard of care and failed to safeguard against potential complications.

**Marmell, Howard M., M.D., Lic. No. E4892, Houston**

On February 10, 2012, the Board and Howard M. Marmell, M.D., entered into an Agreed Order prohibiting Dr. Marmell from treating chronic pain, and requiring him to have his practice monitored by a physician for eight monitoring cycles, request modification of his DEA and DPS controlled substances registration to eliminate Schedule II and complete within one year eight hours of CME in medical record-keeping. The Board found Dr. Marmell failed to meet the standard of care with regard to his treatment to six chronic pain patients and that he did not maintain adequate medical records for all patients.

**Marrow, Charles Taylor, III, M.D., Lic. No. E4006, Texarkana**

On February 10, 2012, the Board and Charles Taylor Marrow, III, M.D., entered into an Agreed Order requiring Dr. Marrow to undergo an independent medical evaluation by a psychiatrist, have his practice monitored by a physician for eight monitoring cycles, pass within one year and within three attempts the Medical Jurisprudence Exam and complete within one year 16 hours of CME including eight hours in medical record-keeping and eight hours in supervising mid-level practitioners. The Board found Dr. Marrow failed to meet the standard of care, violated guidelines for standing delegation orders, improper billing, failure to adequately supervise and aiding or abetting unlicensed practice of medicine.

**Marsden, John M., M.D., Lic. No. G3585, Argyle**

On February 10, 2012, the Board and John M. Marsden, M.D., entered into a Mediated Agreed Order resolving Formal Complaint No. 503-12-1511 against Dr. Marsden filed by the Board at the State Office of Administrative Hearings. The Order requires Dr. Marsden to complete within one year 16 hours of CME including eight hours in risk management and eight hours in managing post-operative respiratory complications. The Board found Dr. Marsden failed to meet the standard of care for a patient with post-surgical complications.

**Mayorga, Gilbert, Jr., M.D., Lic. No. H3117, Houston**

On February 10, 2012, the Board and Gilbert Mayorga Jr., M.D., entered into an Agreed Order requiring Dr. Mayorga to complete within one year 24 hours of CME including eight hours in medical record-keeping and 16 hours in pain management and pay an administrative penalty of \$2,000 within 60 days. The

Board found Dr. Mayorga nontherapeutically prescribed controlled substances to four patients and failed to maintain adequate medical records.

**Molina, Pablo, M.D., Lic. No. G2610, Pawhuska OK**

On February 10, 2012, the Board and Pablo Molina, M.D., entered into an Agreed Order requiring Dr. Molina to complete within one year 24 hours of CME including eight hours in medical record-keeping, eight hours in management of diabetes and eight hours in hematology for primary care physicians; and pass within one year and within three attempts the Medical Jurisprudence Exam. The Board found Dr. Molina kept inadequate medical records and nontherapeutically prescribed medication to one patient.

**Osagie, Owen Osamogie, M.D., Lic. No. K0971, Rosenberg**

On February 10, 2012, the Board and Owen Osamogie Osagie, M.D., entered into an Agreed Order requiring Dr. Osagie to complete within one year 24 hours of CME including eight hours in medical record-keeping and 16 hours in diagnosing and treating ADHD in children and pay an administrative penalty of \$5,000 within 60 days. The basis for action was Dr. Osagie's failure to meet the standard of care in his prescribing to one 4-year-old foster care patient.

**Pathikonda, Suresh N., M.D., Lic. No. J8083, Victoria**

On February 10, 2012, the Board and Suresh N. Pathikonda, M.D., entered into a Mediated Agreed Order requiring Dr. Pathikonda to have a physician monitor his practice for eight monitoring cycles and complete within one year 12 hours of CME including eight hours in the topic of child abuse and four hours in risk management. The Board found Dr. Pathikonda improperly prescribed to an infant patient and failed to report suspicion of child abuse for a patient for whom Dr. Pathikonda should have been aware that there were indications of abuse. The order resolves a Formal Complaint filed against Dr. Pathikonda at the State Office of Administrative Hearings.

**Perez, Michael Joseph, D.O., Lic. No. H8949, Sandy Springs GA**

On February 10, 2012, the Board and Michael Joseph Perez, D.O., entered into a Mediated Agreed Order requiring Dr. Perez to pass within one year and within three attempts the Medical Jurisprudence Exam, complete within one year 24 hours of CME including four hours in treatment of chronic pain, four hours in addiction medicine, eight hours in risk management and eight hours in medical record-keeping and pay an administrative penalty of \$1,000 within 90 days. The Board found Dr. Perez violated the Board's guidelines for the treatment of pain, failed to meet the standard of care and nontherapeutically prescribed.

**Phillips, Gregory K., M.D., Lic. No. H6511, Roanoke**

On February 10, 2012, the Board and Gregory K. Phillips, M.D., entered into an Agreed Modification Order, modifying his April 2011 Mediated Agreed Order and requiring Dr. Phillips to surrender his DPS and DEA controlled substance certificates. In addition, Dr. Phillips may not practice with individuals with

disciplinary histories substantially similar to his, and must notify the Board of any future practice setting and obtain the Board's approval for any future position. The basis for action was the Board's finding, in addition to the findings stated in the April 2011 Order, that Dr. Phillips nontherapeutically prescribed and failed to maintain adequate medical records or document his rationale for the prescribed medications.

**Ramsey, Edward Earl, Jr., M.D., Lic. No. J6679, Houston**

On February 10, 2012, the Board and Edward Earl Ramsey Jr., M.D., entered into an Agreed Order publicly reprimanding Dr. Ramsey and prohibiting Dr. Ramsey from treating chronic or acute pain and limiting his medical practice to a group or institutional setting approved in advance. In addition, Dr. Ramsey must surrender his DEA and DPS controlled substance certificates, pass within one year and within three attempts the Medical Jurisprudence Exam, complete within one year 32 hours of CME including eight hours in risk management, eight hours in drug-seeking behavior, eight hours in medical record-keeping and eight hours in ethics, and pay an administrative penalty of \$10,000 within 180 days. The Board found Dr. Ramsey violated the standard of care when he nontherapeutically prescribed the same or similar combination of narcotics, benzodiazepines and/or Soma to 15 patients and acted as medical director at an unregistered pain clinic that functioned as a pill mill.

**Ribelles, Elisa, M.D., Lic. No. F7093, Houston**

On February 10, 2012, the Board and Elisa Ribelles, M.D., entered into an Agreed Order requiring Dr. Ribelles to undergo an independent psychiatric examination, comply with any recommended care and treatment, limit her practice to a group or institutional setting, refrain from treating chronic pain patients, complete within one year 24 hours of CME including eight hours in supervising mid-level practitioners, eight hours in risk management and eight hours in identifying drug-seeking behavior. The basis for action was Dr. Ribelles' failure to meet the standard of care, nontherapeutic prescribing, failure to adequately supervise mid-level providers treating chronic pain patients and failure to maintain adequate medical records.

**Rivera-Alsina, Manuel E., M.D., Lic. No. F8304, Dallas**

On February 10, 2012, the Board and Manuel E. Rivera-Alsina, M.D., entered into an Agreed Order requiring Dr. Rivera-Alsina to pass within one year and within three attempts the Medical Jurisprudence Exam, complete within one year eight hours of CME in the topic of performing and interpreting ultrasounds in high-risk pregnancies and pay an administrative penalty of \$2,000 within 60 days. The Board found Dr. Rivera-Alsina failed to meet the standard of care and provided false information to the Board.

**Shwartz, Kalman Jay, M.D., Lic. No. E6916, Corsicana**

On February 10, 2012, the Board and Kalman Jay Shwartz, M.D., entered into an Agreed Order requiring Dr. Shwartz to complete within one year 16 hours of

CME including eight hours in pain management and eight hours in medical record-keeping, and pay an administrative penalty of \$2,000 within 60 days. The Board found Dr. Shwartz prescribed medications nontherapeutically, failed to follow Board guidelines for the treatment of pain and failed to keep adequate medical records.

## **UNPROFESSIONAL CONDUCT**

### **Earp, Gary Wayne, M.D., Lic. No. E1566, Fort Worth**

On February 10, 2012, the Board and Gary Wayne Earp, M.D., entered into an Agreed Order publicly reprimanding Dr. Earp and requiring Dr. Earp to maintain a logbook of all prescriptions written for controlled substances or dangerous drugs with addictive potential, and prohibiting him from treating immediate family. In addition, Dr. Earp must receive care and treatment from a psychiatrist as well as a specialist in chronic pain management. The Board found Dr. Earp inappropriately prescribed to himself, failed to follow pain treatment guidelines and engaged in unprofessional conduct.

### **Joo, Sang Bai, M.D., Lic. No. E9252, Houston**

On February 10, 2012, the Board and Sang Bai Joo, M.D., entered into an Agreed Order requiring Dr. Joo to develop a pain management contract within 30 days that requires patients to submit to random alcohol and drug screens, and pay an administrative penalty of \$5,000 within 180 days. The Board found Dr. Joo failed to comply with his two-year February 2010 Mediated Agreed Order that required Dr. Joo to follow recommendations for practice improvement made by a chart monitor.

### **Libell, Sarah Kessler, M.D., Lic. No. K7697, San Angelo**

On February 10, 2012, the Board and Sarah Kessler Libell, M.D., entered into an Agreed Order publically reprimanding Dr. Libell; referring her to the Texas Physician Health Program, and requiring her to have her practice monitored by another physician for 12 monitoring cycles; complete within one year the professional boundaries course offered by University of California San Diego Physician Assessment and Clinical Education, the Sante Center for Healing, or Baylor College of Medicine; complete within one year 16 hours of CME including eight hours in medical record-keeping and eight hours in ethics; and pay an administrative penalty of \$1,000 within 60 days. The Board found Dr. Libell engaged in unprofessional conduct by engaging in an inappropriate financial or personal relationship with a patient, failed to maintain adequate medical records and failed to meet the standard of care.

### **Phillips, Michael Stephen, M.D., Lic. No. E4598, Fort Worth**

On February 10, 2012, the Board and Michael Stephen Phillips, M.D., entered into an Agreed Order prohibiting him from treating pregnant patients and requiring him to pay an administrative penalty of \$1,000 within 60 days and

provide a copy of this order to all treatment facilities where he has privileges. The action was based on Dr. Phillips' violation of a 2003 Board Order.

**Roach, Dee Alan, M.D., Lic. No. G5542, Colorado City**

On February 10, 2012, the Board and Dee Alan Roach, M.D., entered into an Agreed Order requiring Dr. Roach to complete within one year eight hours of CME in ethics, pass within one year and within three attempts the Medical Jurisprudence Exam, complete within one year the professional boundaries course offered by University of California San Diego Physician Assessment and Clinical Education or the Sante Center for Healing. The Board found Dr. Roach engaged in unprofessional conduct when he had an inappropriate relationship with a patient.

**Robinson, Eldon Stevens, M.D., Lic. No. J9545, Lubbock**

On February 10, 2012, the Board and Eldon Stevens Robinson, M.D., entered into an Agreed Order publicly reprimanding Dr. Robinson and requiring Dr. Robinson to pay an administrative penalty of \$2,000 within 60 days. The Board found Dr. Robinson engaged in unprofessional conduct when he violated a Board Order.

**Stokes, George Nicholas, M.D., Lic. No. F4569, Cleveland**

On February 10, 2012, the Board and George Nicholas Stokes, M.D., entered into an Agreed Order publicly reprimanding Dr. Stokes and requiring him to pass within one year and within three attempts the Medical Jurisprudence Exam and pay an administrative penalty of \$5,000 within 120 days. The Board found Dr. Stokes associated in the practice of medicine with a physician whose license was revoked due to a federal criminal conviction.

**IMPAIRMENT**

**Abrams, David Paul, D.O., Lic. No. K7960, Houston**

On February 10, 2012, the Board and David Paul Abrams, D.O., entered into a Mediated Agreed Order resolving a Formal Complaint file by the Board against Dr. Abrams at the State Office of Administrative Hearings, and requiring Dr. Abrams 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 California San Diego Physician Assessment and Clinical Education (PACE) program, complete within one year eight hours of CME in the topic of maintaining professional boundaries, undergo an independent psychiatric evaluation and follow all recommendations for continued care and treatment, and maintain a logbook of all prescriptions Dr. Abrams writes for Schedule II-V controlled substances. The Board found Dr. Abrams failed to meet the standard of care, prescribed dangerous drugs or controlled substances without establishing a proper professional relationship with the patient, became personally involved with a patient in an inappropriate manner and self-prescribed various dangerous drugs and controlled substances without maintaining an adequate medical record for himself.

**Boylston, William Harrison, M.D., Lic. No. D6231, Houston**

On February 10, 2012, the Board and William Harrison Boylston, M.D., entered into a Voluntary Surrender Order in which Dr. Boylston voluntarily and permanently surrendered his Texas medical license due to physical health problems.

**Garza, Rebecca Uribe, M.D., Lic. No. G2750, Laredo**

On February 10, 2012, the Board and Rebecca Uribe Garza, M.D., entered into an Agreed Order requiring Dr. Garza to complete within one year a 90-day mini-residency through Texas A&M's KSTAR program, appear before the Board upon completion of the KSTAR program and address any subsequent recommendations. Until such appearance, Respondent shall either: 1) limit her practice to a group or institutional setting and have physician chart monitor; or 2) have a practice supervisor available by telephone for consultation purposes. Respondent was also required to complete, within one year, 30 hours of CME in general pediatrics. The Board found Dr. Garza is unable to practice medicine with reasonable skill and safety to patients because of illness or as a result of a mental or physical condition.

**Griffith, Russell, M.D., Lic. No. D3245, Dallas**

On February 10, 2012, the Board and Russell Griffith, M.D., entered into an Agreed Voluntary Surrender Order in which Dr. Griffith voluntarily and permanently surrendered his Texas medical license due to physical health problems.

**Mills, Virginia M., M.D., Lic. No. J2210, Houston**

On February 10, 2012, the Board and Virginia M. Mills, M.D., entered into a five-year Agreed Order terminating her suspension and reinstating her license and requiring Dr. Mills to limit her practice to a group or institutional setting, for the first 90 days work under the supervision of another physician, have her practice monitored by another physician for eight monitoring cycles, and complete each year 32 hours of CME including 24 hours in family medicine and eight hours in pharmacology. The Board found Dr. Mills has achieved optimal neuropsychological rehabilitation following a 1997 car accident, and that she showed good memory and cognitive abilities.

**Smith, Darryl Richard, M.D., Lic. No. H2789, Harker Heights**

On February 10, 2012, the Board and Darryl Richard Smith, M.D., entered into an Agreed Order requiring Dr. Smith to undergo within 60 days a FOCAL assessment to determine his ability to safely practice medicine. The basis for action was Dr. Smith's failure to cooperate with the Physician's Health Program to which he was referred after his arrest and conviction of driving while intoxicated in 2009.

**CEASE AND DESIST**

**O'Brien, Christopher J., No License, Houston**

On February 10, 2012, the Board and Christopher J. O'Brien entered into an Agreed Cease and Desist Order prohibiting Mr. O'Brien from acting as or holding himself out to be a physician, engaging in any practice of medicine or any express or implied actions in the guise of a physician. The Board found Mr. O'Brien, who is not licensed as a physician in Texas, saw, treated and prescribed controlled substances to patients at North Houston Wellness and Weightless Clinic in Houston. Mr. Christopher does not admit to or deny the findings, but agreed to the order to avoid the expense and inconvenience of litigation.

**Taing, Lina, No License, Houston**

On February 10, 2012, the Board and Lina Taing entered into an Agreed Cease and Desist Order prohibiting Ms. Taing from engaging in unlicensed practice of medicine and from holding herself out as a physician licensed to practice medicine in Texas. The Board found Ms. Taing, who was employed at a health care center in Houston as an administrator between 2004 and 2010, used the title "doctor" and "M.D." while representing the health care center at conferences and in correspondence. Ms. Taing denies that she held herself out as a physician, but agreed to the order to avoid the expense and inconvenience of litigation.

**INADEQUATE MEDICAL RECORDS**

**Jackson, Robert Wayne, M.D., Lic. No. E4426, Houston**

On February 10, 2012, the Board and Robert Wayne Jackson, M.D., entered into a Mediated Agreed Order resolving a matter before the State Office of Administrative Hearings and requiring Dr. Jackson to complete within one year eight hours of CME in medical record-keeping. The Board found Dr. Jackson failed to maintain adequate medical records for one patient.

**Quadri, Syed M., M.D., Lic. No. M4456, Flower Mound**

On February 10, 2012, the Board and Syed M. Quadri, M.D., entered into a Mediated Agreed Order resolving a matter before the State Office of Administrative Hearings and requiring Dr. Quadri to complete within one year eight hours of CME in risk management/medical record-keeping. The Board found Dr. Quadri's medical record for a 5-year-old child contained errors and that Dr. Quadri relied on an electronic medical record system designed primarily for adult patients.

**CRIMINAL BEHAVIOR/CONVICTION**

**Murray, Conrad, M.D., Lic. No. M0502, Houston**

On February 10, 2012, the Board and Conrad Murray, M.D., entered into an Agreed Order suspending the license of Dr. Murray based on his initial conviction of a felony in the State of California.

**PEER REVIEW ACTION**

**Whisenant, Stanley Wayne, M.D., Lic. No. J7725, Rowlett**

On February 10, 2012, the Board and Stanley Wayne Whisenant, M.D., entered into an Agreed Order requiring Dr. Whisenant to complete within one year 24 hours of CME including eight hours in medical record-keeping, eight hours in risk management and eight hours in ethics, and pay an administrative penalty of \$2,000 within 60 days. The Board found Dr. Whisenant was subject to disciplinary action by his peers at three different health care facilities.

**OTHER STATES' ACTION**

**Gay, James Douglas, M.D., Lic. No. H5555, Arvada CO**

On February 10, 2012, the Board and James Douglas Gay, M.D., entered into a five-year Agreed Order requiring Dr. Gay to comply with any terms and conditions imposed in an order issued by the Colorado Board of Medical Examiners, annually submit a report from the Colorado Board regarding the status of his treatment for substance abuse and provide written notice of any intent to return to Texas 60 days prior to his intended date of return. The Board found Dr. Gay was placed on probation for five years by the Colorado Board due to habitual intemperance or excessive use of controlled substances and such physical or mental disability to render him unable to practice with reasonable skill and safety.

**Newton, Lemuel, M.D., Lic. No. M3044, Mineral Wells**

On February 10, 2012, the Board and Lemuel Newton, M.D., entered into an Agreed Order publicly reprimanding Dr. Newton and requiring Dr. Newton to pay an administrative penalty of \$2,000 within 60 days. The Board found Dr. Newton engaged in dishonorable conduct and was subject to disciplinary action by the Louisiana State Board of Medical Examiners.

**RULES VIOLATION**

**Bohan, Timothy Patrick, M.D., Lic. No. H3784, Houston**

On February 10, 2012, the Board entered an Order Imposing Administrative Penalty regarding Timothy Patrick Bohan, M.D., requiring Dr. Bohan to pay a penalty of \$1,000 within 60 days for failure to timely release medical and billing records for a patient after receiving several valid written requests for records.

**Brooks, George Alfred, M.D., Lic. No. G4862, Humble**

On February 10, 2012, the Board and George Alfred Brooks, M.D., entered into an Agreed Order requiring Dr. Brooks to have his practice monitored by another physician for eight monitoring cycles, complete within one year four hours of CME in anger management and eight hours of CME in medical record-keeping and pay an administrative penalty of \$2,000 within 60 days. The Board found Dr. Brooks failed to cooperate with Board staff and did not maintain adequate medical records.

**Gehrke, Michael Justin, M.D., Lic. No. L3972, Aspen CO**

On February 10, 2012, the Board and Michael Justin Gehrke, M.D., entered into a Mediated Agreed Order resolving a matter before the State Office of Administrative Hearings and requiring Dr. Gehrke to pay an administrative penalty of \$1,000 within 60 days. The Board found Dr. Gehrke did not timely update his address with the Board as required.

**Leconey, Thomas Ratcliffe, M.D., Lic. No. H0552, Fort Worth**

On February 10, 2012, the Board and Thomas Ratcliffe Leconey, M.D., entered into an Agreed Order requiring Dr. Leconey to pay an administrative penalty of \$2,000 within 60 days. The Board found Dr. Leconey failed to comply with a Board request for information about an arrest.

**Lester, R. Anton, III, D.O., Lic. No. F3204, Tyler**

On February 10, 2012, the Board and R. Anton Lester III, D.O., entered into an Agreed Order requiring Dr. Lester to pass within one year and within three attempts the Medical Jurisprudence Exam, complete within one year 10 hours of CME in risk management and pay an administrative penalty of \$2,000 within 60 days. The basis for action was the Board's finding that Dr. Lester operated an unlicensed pharmacy, prescribed dangerous drugs or controlled substances without first establishing a proper professional relationship with the patient, failure to adequately supervise physician extenders and distributing drugs to a patient for a fee.

**Molson, Alan Howard, M.D., Lic. No. G6349, Fort Worth**

On February 10, 2012, the Board and Alan Howard Molson, M.D., entered into an Agreed Order requiring Dr. Molson to complete within one year eight hours of CME in risk management and pay an administrative penalty of \$3,000 within 60 days. The Board found Dr. Molson violated a Board rule related to delegation of prescriptive authority.

**Theesfeld, Daniel Robert, M.D., Lic. No. J3712, Fort Worth**

On February 10, 2012, the Board and Daniel Robert Theesfeld, M.D., entered into an Agreed Order requiring Dr. Theesfeld to have a physician monitor his practice for eight monitoring cycles, complete within one year eight hours of CME in medical record-keeping and 12 hours in ethics, and eight hours of CME per year for three years in pain management, and pass within one year and within three attempts the Medical Jurisprudence Exam and pay an administrative penalty of \$10,000 within 24 months. The Board found Dr. Theesfeld failed to maintain adequate medical records.