

Texas Medical Board Press Release

FOR IMMEDIATE RELEASE

December 18, 2018

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TMB disciplines 23 physicians at December meeting

At its December 7, 2018 meeting, the Texas Medical Board disciplined 23 licensed physicians.

The disciplinary actions included: four orders related to quality of care violations, six orders related to unprofessional conduct, one revocation, seven voluntary surrenders/revocations, one order related to violation of prior Board order, one order related to other state's actions, one order related to inadequate medical records, and two orders related to impairment. The Board also ratified an agreed cease and desist order.

The Board issued 208 physician licenses at the December meeting, bringing the total number of physician licenses issued in FY19 to 1,115.

No rules were adopted at the December meeting.

DISCIPLINARY ACTIONS

QUALITY OF CARE

Adair, Maureen L., M.D., Lic. No. F6376, Austin

On December 7, 2018, the Board and Maureen L. Adair, M.D., entered into a Mediated Agreed Order on Formal Filing requiring her to within 30 days obtain an independent medical evaluation by a Board-approved psychiatrist and follow all recommendations for care and treatment; and have her practice monitored by another physician for eight consecutive monitoring cycles. The Board found Dr. Adair failed to personally perform an initial or subsequent physical examination, order diagnostic testing, document pain quality and improvement in order to diagnose and manage a patient's pain to support her long-term management of the patient's pain with controlled substances. Dr. Adair's medical records were insufficient as they did not show the patient's pain levels, monitoring for controlled substances, and that the patient was counseled on how to manage symptoms. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

Jones, Phillip Wayne, M.D., Lic. No. G5232, Madisonville

On December 7, 2018, the Board and Phillip Wayne Jones, M.D., entered into an Agreed Order requiring him to have his practice monitored by another physician for eight consecutive monitoring cycles; and within one year complete at least 16 hours of CME, divided as follows: eight hours in risk management and eight hours in medical recordkeeping. The Board found Dr. Jones prescribed non-narcotic creams and other medications to at least 10 patients with no evidence that either he or any qualified person adequately examined the patients or established a proper physician-patient relationship with the patients, and failed to maintain adequate medical records for the patients at issue.

Lowry, Robert Charles, M.D., Lic. No. J9179, San Antonio

On December 7, 2018, the Board entered a Final Order against Robert Charles Lowry, M.D., requiring him to within one year and three attempts pass the Medical Jurisprudence Exam; and within one year complete at least 32 hours of CME, divided as follows: eight hours in medical recordkeeping, eight hours in billing, eight hours in ethics and eight hours in risk management. The Board found Dr. Lowry aided and abetted the unlicensed practice of medicine by employing a physician, whose license was suspended, to interpret and sign off on EEG reports, failed to exercise due diligence in his practice when he failed to sign, or have another Texas-licensed physician sign, a patient's EEG report and failed to follow

the standard of care by failing to evaluate another patient's pain management regimen after the patient tested positive for opioids. This order resolves a formal complaint filed at the State Office of Administrative Hearings. Dr. Lowry has 25 days from the service of the order to file a motion for rehearing.

Murray, Lauren Andreotti, M.D., Lic. No. N7951, Dallas

On December 7, 2018, the Board and Lauren Andreotti Murray, M.D., entered into an Agreed Order requiring her to within one year complete four hours of CME in high risk obstetrics. The Board found Dr. Murray failed to meet the standard of care by failing to appropriately evaluate and interpret the blood pressure changes of a patient, who suffered a placental abruption resulting in the loss of her infant.

UNPROFESSIONAL CONDUCT

Annapureddy, Chandra S., M.D., Lic. No. P0696, San Antonio

On December 7, 2018, the Board and Chandra S. Annapureddy, M.D., entered into an Agreed Order publicly reprimanding Dr. Annapureddy and placing him under the following terms for a period of three years: within one year and three attempts pass the Medical Jurisprudence Exam; and within one year complete at least 16 hours of CME, divided as follows: eight hours in ethics and eight hours in professional boundaries. The Board found Dr. Annapureddy engaged in disruptive conduct of a sexual nature with one hospital staff member and received peer review action as a result.

Dang, John Tai, M.D., Lic. No. J4068, Cleburne

On December 7, 2018, the Board and John Tai Dang, M.D., entered into an Agreed Order suspending Dr. Dang's Texas medical license until he requests in writing to have the suspension lifted and personally appears before the Board to provide clear evidence that he is physically, mentally, and otherwise competent to safely practice medicine. Such evidence shall include at minimum: Dr. Dang addressing his gambling addiction, his alcohol addiction; and resolution of the criminal investigation into allegations that he sexually assaulted patients. The Board found Dr. Dang displayed unprofessional conduct based on the sexual assault and inappropriate sexual contact/behavior towards two patients, failed to meet the standard of care and nontherapeutically prescribed controlled substances to two patients while treating them for pain; became inappropriately financially involved with patients, and failed to keep adequate medical records.

King, Joseph, M.D., Lic. No. L6985, Jackson, MS

On December 7, 2018, the Board and Joseph King, M.D., entered into an Agreed Order publicly referring Dr. King to the Texas Physician Health Program and requiring him to within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least eight hours of CME in ethics; and within 60 days pay an administrative penalty of \$500. The Board found Dr. King failed to report to the Board that he had a medical condition that may impact his ability to practice medicine safely.

Madsen, Terry Douglas, M.D., Lic. No. L8816, Richardson

On December 7, 2018, the Board and Terry Douglas Madsen, M.D., entered into an Agreed Order Upon Formal Filing publicly reprimanding Dr. Madsen and requiring him to within 30 days disclose to the Board, in writing, all prior and current financial interests he holds in ALL healthcare-related companies, including, but not limited to, medical representative companies; within 30 days submit an ownership interest disclosure form to the Board's Executive Director for review and following approval, present the form to all patients receiving medical care at his clinic; within 30 days obtain an independent medical evaluation from a Board-approved psychiatrist and follow all recommendations for care and treatment; and within 60 days pay an administrative penalty of \$3,000. The Board found Dr. Madsen ordered expensive genetic tests for his patients without indication, and has several arrests that may not have occurred but for his use of alcohol. Dr. Madsen recognizes that he may have a problem and has stopped drinking. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

Newsome, Reginald, M.D., Lic. No. M8869, Keller

On December 7, 2018, the Board and Reginald Newsome, M.D., entered into an Agreed Order requiring him to have a chaperone present anytime he performs a physical examination on a female patient; and follow all recommendations

for care and treatment made by his treating psychiatrist. The Board found Dr. Newsome pleaded no contest to the misdemeanor public indecency charge and received deferred adjudication, including a one-year probated sentence. Dr. Newsome has undergone an independent psychiatric evaluation as required by his June 15, 2018 order.

Tamayo, Hector Edwin, M.D., Lic. No. K7915, San Antonio

On December 7, 2018, the Board and Hector Edwin Tamayo, M.D., entered into a Mediated Agreed Order publicly reprimanding Dr. Tamayo and placing him under the following terms for a period of three years: shall have a chaperone present anytime he conducts a medical visit with a female patient in any setting; within 30 days obtain a Board-approved treating psychiatrist or psychologist and follow all recommendations for care and treatment; within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least 16 hours of in-person CME, divided as follows: eight hours in risk management and eight hours in professional boundaries; and within one year pay an administrative penalty of \$3,000. The Board found Dr. Tamayo engaged in an intimate interaction with a patient outside of the professional setting.

REVOCAATION

Harea, Mihaela Cristina, M.D., Lic. No. L7410, San Antonio

On December 7, 2018, the Board entered a Default Order regarding Mihaela Cristina Harea, M.D., which revoked her Texas medical license. On August 31, 2018, the Board filed a Complaint with the State Office of Administrative Hearings (SOAH), alleging unprofessional conduct. Dr. Harea failed to appear at the SOAH hearing and no responsive pleading was ever filed by Dr. Harea. The Board granted a Determination of Default and Dr. Harea's license was revoked by Default Order. This order resolves a formal complaint filed at SOAH. Dr. Harea has 25 days from the service of the order to file a motion for rehearing.

VOLUNTARY SURRENDER/REVOCAATION

Claudio, Angel L., M.D., Lic. No. H2104, Mission

On December 7, 2018, the Board and Angel L. Claudio, M.D., entered into an Agreed Order of Voluntary Surrender in which Dr. Claudio agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Claudio was under investigation following his guilty plea to conspiracy to commit health care fraud.

Ferrell, John Carl, M.D., Lic. No. G8835, Frisco

On December 7, 2018, the Board and John Carl Ferrell, M.D., entered into an Agreed Order of Voluntary Surrender in which Dr. Ferrell agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Ferrell was under investigation for nontherapeutic prescribing and his arrest for felony possession of illegal substances and related paraphernalia by the Plano Police Department.

Malas, Amer, M.D., Lic. No. P7948, Macon, GA

On December 7, 2018, the Board and Amer Malas, M.D., entered into an Agreed Order of Voluntary Surrender in which Dr. Malas agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Malas self-reported to the Board that he has a medical/physical condition that precludes him from practicing medicine at this time.

Mazcuri, Riaz S., M.D., Lic. No. G9772, Houston

On December 7, 2018, the Board and Riaz S. Mazcuri, M.D., entered into an Agreed Order of Voluntary Revocation in which Dr. Mazcuri voluntarily agreed to the revocation of his Texas medical license in lieu of further disciplinary proceedings. The Board found Dr. Mazcuri was found guilty of one felony count of conspiracy to commit health care fraud and five counts of health care fraud. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

Palmer, John Middlemiss, M.D., Lic. No. P6237, Temple

On December 7, 2018, the Board and John Middlemiss Palmer, M.D., entered into an Agreed Order of Voluntary Surrender in which Dr. Palmer agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Palmer was under investigation following his arrest and guilty plea to one count of possession of child pornography.

Pickel, John A., Jr., M.D., Lic. No. E6875, Arlington

On December 7, 2018, the Board and John A. Pickel, Jr., M.D., entered into an Agreed Order of Voluntary Surrender in which Dr. Pickel agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Pickel was under investigation for allegations of failure to meet the standard of care for a patient.

Robinett, Kelly Eugene, D.O., Lic. No. G7576, Carrollton

On December 7, 2018, the Board and Kelly Eugene Robinett, D.O., entered into an Agreed Order of Voluntary Surrender in which Dr. Robinett agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Robinett was under investigation following his conviction of one count of conspiracy to commit health care fraud and three counts of health care fraud.

VIOLATION OF PRIOR BOARD ORDER

Davis, Randy, D.O., Lic. No. N2053, Arlington

On December 7, 2018, the Board and Randy Davis, D.O., entered into an Agreed Order suspending Dr. Davis' Texas medical license until he requests in writing to have the suspension lifted and personally appears before the Board to provide clear evidence that he is physically, mentally, and otherwise competent to safely practice medicine. Such evidence shall include at minimum, complete legible copies of medical records and reports of psychological and neuropsychiatric evaluations conducted by, or under the direction of, a psychiatrist certified by the ABMS; shall abstain from the consumption of prohibited substances as defined in the Order for a period of 10 years; participate in the Board's drug testing program; participate in the activities of Alcoholics Anonymous no less than five times a week; participate in the activities of a county or state medical society committee on physician health and rehabilitation, including weekly meetings; within 30 days obtain a Board-approved treating psychiatrist and follow all recommendations for care and treatment; and shall not supervise and delegate prescriptive authority to physician assistants and advanced practice nurses and not supervise surgical assistants. The Board found Dr. Davis failed to comply with his 2014 Order by testing positive for prohibited substances.

OTHER STATE'S ACTIONS

Oommen, Bino Varghese, M.D., Lic. No. P7966, Mount Prospect, IL

On December 7, 2018, the Board and Bino Varghese Oommen, M.D., entered into an Agreed Order requiring him to comply with this order and any terms and conditions imposed by the Illinois Order. The Board found Dr. Oommen was formally disciplined by the Illinois Department of Financial & Professional Regulation following charges of improper prescribing and failure to report the pending department complaint during submission of his DEA renewal application.

INADEQUATE MEDICAL RECORDS

Yerrington, Robert Foster, M.D., Lic. No. F2132, San Antonio

On December 7, 2018, the Board and Robert Foster Yerrington, M.D., entered into an Agreed Order on Formal Findings requiring him to within one year complete the medical recordkeeping course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program; and within one year complete at least 16 hours of CME, divided as follows: eight hours in prescribing controlled substances and eight hours in recognizing drug-seeking behavior. The Board found Dr. Yerrington did not document that he performed adequate evaluations for two patients. Medical records for both patients did not include several lab reports to support the diagnoses rendered. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

IMPAIRMENT

Hinojosa, Rolando, M.D., Lic. No. G8707, Mission

On December 7, 2018, the Board and Rolando Hinojosa, M.D., entered into an Agreed Order suspending his Texas medical license; however, the suspension is stayed and he is placed on probation under the following terms for a period of 15 years: shall abstain from the consumption of prohibited substances as defined in the Order; participate in the Board's drug testing program; within 30 days obtain a Board-approved psychiatrist and follow all recommendations for care and treatment; within 30 days obtain a Board-approved psychologist/counselor and follow all recommendations for care and treatment; participate in the activities of Alcoholics Anonymous no less than one time a week; within seven days surrender his DEA controlled substances registrations and shall not reregister without prior Board approval; limit his medical practice, including any office and inpatient practice, to a group or institutional setting approved in advance by the Board; and shall not supervise and delegate prescriptive authority to physician assistants and advanced practice nurses or supervise surgical assistants. The Board found Dr. Hinojosa has been using illicit substances and self-prescribing and has had at least six encounters with law enforcement in Mission, Texas, in which he was observed to have been impaired from mental illness and/or substance abuse.

Pflieger, Kurt Loring, M.D., Lic. No. J5444, Rockwall

On December 7, 2018, the Board and Kurt Loring Pflieger, M.D., entered into an Agreed Order suspending his Texas medical license; however, the suspension is stayed and Dr. Pflieger is placed on probation under the following terms for a period of five years: within 30 days obtain a Board-approved treating psychiatrist and psychologist and follow all recommendations for care and treatment; within one year complete at least 16 hours of CME, divided as follows: eight hours in ethics and professionalism and eight hours in professional boundaries; and shall not be permitted to supervise and delegate prescriptive authority to physician assistants and advanced practice nurses and to supervise surgical assistants. The Board found that, on or between January and April of 2018, Dr. Pflieger engaged in patterns of impaired practice. Dr. Pflieger obtained an independent medical evaluation and completed an in-patient treatment and is now under the care of a psychiatrist.

CEASE AND DESIST

Turner, Tonya, No TX Medical License, Wichita Falls

On December 7, 2018, the Board and Tonya Turner, entered into an Agreed Cease and Desist Order prohibiting Ms. Turner from practicing medicine in the state of Texas without a license issued by the Texas Medical Board. The Board found Ms. Turner, who is a licensed Family Nurse Practitioner and Women's Health Nurse Practitioner, engaged in the unlicensed practice of medicine in Texas by holding herself out as a physician in a video advertisement posted on YouTube, which does not include her credentials as a nurse, or state that she is not a licensed medical doctor.

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To view disciplinary orders, visit the TMB website, click on "Look Up A License," accept the usage terms, then type in a licensee's name. Click on the name shown in the search results to view the licensee's full profile. Within that profile is a button that says "View Board Actions."

All releases and bulletins are also available on the TMB website under the "Newsroom" heading.