# TMB Bulletin

July 2012

### Pain prescribing:

# An important and legitimate part of medicine

By Irvin E. Zeitler Jr., D.O. President, Texas Medical Board

The United States is experiencing an epidemic of prescription opioid misuse and related deaths, mostly unintentional. The State of Texas has experienced this epidemic mostly through the prescribing of the "Unholy Trinity" of hydrocodone, lorazepam, and carisoprodol, but methadone, oxycodone, and fentanyl are implicated in some of the deaths. The CDC reports that poisoning is now the leading cause of death from injuries, and 90 percent are caused by drugs. This now exceeds deaths caused by motor vehicle accidents.

The paradox physicians face is that the treatment of pain is an important and legitimate part of the practice of medicine. This is evidenced by the Joint Commission mandate of pain as a "vital sign," by the use of "pain scores" by CMS to measure patient satisfaction, and by the expansion of the indication for the use of long-term opioid treatment in non-cancer related pain. It is apparent

that physicians are facing seemingly opposing mandates of using opiates for individual patients while managing the inherent patient safety and diversion risks.

The Texas Legislature has afforded physicians who treat patients with pain some protections via the Intractable Pain Treatment Act (Chapter 107 of the Texas Occupations Code) and the resulting Chapter 170 of the Texas Medical Board rules. The rules are evidenced-based, and allow physicians who follow them to balance the welfare of individual patients with the management of the inherent patient safety risk. A separate Chapter 195 affords physicians who have the majority of their practice involved in the treatment of pain the same protections through Certified Pain

Resources: See next page for an excerpt of TMB's Pain Management Guidelines Clinics.

A significant advance in allowing physicians to evaluate both new and existing patients' use of controlled substances will be the implementation of the electronic Texas DPS Prescription Drug Monitoring program, scheduled for roll-out this month. This program will allow physicians to view a patient's opiate use without having to wait for records from a previous provider. This database has existed for some time, but is paper-based and not functional for real-time decisions. Current projections are that the electronic database will be available to physicians in the fall of 2012.

Chronic pain is one of the most difficult complaints to treat. By following evidence-based guidelines, Texas physicians are able to use sound clinical decision-making without fear of disciplinary action by the Texas Medical Board.

The Federation of State Medical Board's book, Responsible Opiate Prescribing: http://www.fsmb.org/cme/

Texas Intractable Pain Treatment Act, Texas Occupations Code, Chapter 107: http://www.statutes.legis.state.tx.us/Docs/OC/pdf/OC.107.pdf

# TMB's guide for chronic pain prescribing

Chapter 170 of the Board Rules sets forth the board's policy for the proper treatment of pain. The board's intent is to protect the public and give guidance to physicians. The principles underlying this policy include:

- (1) Pain is a medical condition that every physician sees regularly. It is an integral part of the practice of medicine. Patients deserve to have medical treatment for their pain, whether the pain is acute or chronic, mild or severe. The goal of pain management is to treat the patient's pain in relation to overall health, including physical function, psychological, social, and work-related factors.
- (2) The regulatory atmosphere must support a physician's ability to treat pain, no matter how difficult the case, using whatever tools are most appropriate. Drugs, including opiates, are essential tools for the treatment of pain.
- (3) The board is charged by the Legislature with the responsibility to assure that drugs are used in a therapeutic manner. A license to practice medicine gives a physician legal authority to prescribe drugs for pain. The physician has a duty to use that authority to help, and not to harm patients and the public.
- (4) Harm can result when a physician does not use sound clinical judgment in using drug therapy. If the physician fails to apply sufficient drug therapy, the patient will likely suffer continued pain and may demonstrate relief-seeking behavior, known as pseudo addiction. On the other hand, non-therapeutic drug therapy may lead to or contribute to abuse, addiction, and/or diversion of drugs. As with everything in the practice of medicine, physicians must be well informed of and carefully assess the risks and the benefits as they apply to each case.
- (5) Physicians should not fear board action if they provide proper pain treatment. The board will not look solely at the quantity or duration of drug therapy. Proper pain treatment is not a matter of how much drug therapy is used, as long as that

See Chapter 170 of the
Texas Medical Board rules
http://www.tmb.state.tx.us/rules/docs/
Board\_Rules\_Effective\_05\_16\_2012.pdf

therapy is based on sound clinical judgment. Sound clinical judgment results from evidence-based medicine and/or the use of generally accepted standards.

- (6) A physician can demonstrate sound clinical judgment by recording the physician's rationale for the treatment plan and maintaining medical records that are legible, complete, accurate and current for each patient.
- (7) The extent of medical records should be reasonable for each case. A treatment plan for acute, episodic pain may note only the dosage and frequency of drugs prescribed and that no further treatment is planned.
- (8) Treatment of chronic pain requires a reasonably detailed and documented plan to assure that the treatment is monitored. An explanation of the physician's rationale is especially required for cases in which treatment with scheduled drugs is difficult to relate to the patients' objective physical, radiographic, or laboratory findings.
- (9) The intent of these guidelines is not to impose regulatory burdens on the practice of medicine. Rather, these guidelines are intended to set forth those items expected to be done by any reasonable physician involved in the treatment of pain. The use of the word "shall" in these guidelines is used to identify those items a physician is required to perform in all such cases.

The word "should" and the phrase "it is the responsibility of the physician" in these guidelines are used to identify those actions that a prudent physician will either do and document in the treatment of pain or be able to provide a thoughtful explanation as to why the physician did not do so.

# TMB gains new medical director

The Texas Medical Board has a new Medical Director, Dr. Robert Bredt, a pathologist who has dedicated his career to the delivery and improvement of public health for Texans.

Dr. Bredt graduated from Washington University School of Medicine in 1987, and did his residency at UTHSC at San Antonio. Since finishing his fellowship in 1993, he has worked for the Texas Department of State Health Services directing two laboratories and consulting for various DSHS programs developing guidelines to improve the delivery of laboratory testing to a variety of public health programs across the state.

In 2009, Dr. Bredt became regional commissioner for Texas with the College of American Pathologists (CAP). CAP is a professional organization of laboratorians and accredits thousands of laboratories across the country and world, assuring the delivery of high quality laboratory testing. In this voluntary role, Dr. Bredt made an impact on the quality of all laboratory services in Texas.

Dr. Bredt said the TMB position appealed to him because he sees it as an opportunity to "make a difference in the practice of all areas of medicine, not just laboratory services" and "help maintain the high quality of medical care currently enjoyed by the citizens of Texas."

# Appointees join TMB, PA Boards

Gov. Rick Perry recently appointed two new members to the Texas Medical Board and two new members to the Texas Physician Assistant Board.

Texas Medical Board appointments:

Carlos Gallardo of Frisco is a senior manager of recruiting at DynCorp International in Ft. Worth. He is a member of the Society of Human Resource Management and Rotary International, and a past member of the North Texas Society of Human Resource Management, North Texas Speakers Association, and Rocky Mountain and



Southwest associations of Colleges and Employers. He is also a past board member of the Frisco YMCA and the Youth Leadership Program of Frisco, and a past member and past vice chair of the City of Frisco Urban Forestry Board. He served as an officer in the U.S. Air Force. Gallardo received a bachelor's degree from Texas Tech University and attended graduate studies at Webster University.

William "Roy" Smythe, M.D., of Belton is chairman of surgery and medical director for Scott and White Healthcare's Office of Innovation, and a professor and chair of surgery at the Texas A&M Health Science Center College of Medicine. He is a member of the American and Southern Surgical associations, Asso-



ciation for Academic Surgery, Society of University Surgeons, American Association of Thoracic Surgery, and Society of Clinical Surgery. He is also a fellow and Texas state regional governor of the American College of Surgeons, and a board member of the Scott and White Healthcare System Foundation. Smythe received a bachelor's degree from Baylor University, a medical degree from the Texas A&M University College of Medicine, and completed his clinical research and health policy fellowship at the University of Pennsylvania.

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# **Formal Complaints**

Formal Complaints have been filed with the State Office of Administrative Hearings against the individuals listed below. Formal Complaints are public documents and are posted on physician profiles on the TMB web site. To read the full complaint, go to www.tmb.state.tx.us, click on "Look Up A Licensee", accept the usage terms, and enter the licensee's name or license number.

Name	Lic. No.	Filed	Allegations
Bernstein, Louis David, M.D., Plano	J7907	4/20/12	Disruptive behavior, failure to cooperate with board staff.
Britt, Michael W., M.D., Corpus Christi	H9497	3/22/12	Failure to comply with chronic pain treatment guidelines, nontherapeutic prescribing.
Clauss, Paul Oliver David, Jr., M.D., Nassau Bay TX	C8091	6/15/12	Failure to cooperate with Board staff.
Cordas, Stevane, D.O., Hurst	D5368	6/18/12	Engaging in sexually inappropriate behavior or comments directed towards a patient.
Eraj, Ummeed Ali, M.D., Houston	K4051	4/11/12	Failure to meet the standard of care for three patients, unprofessional conduct.
Kelly , David C., P.AC., Houston	PA02492	4/23/12	Nontherapeutic prescribing of controlled substances to 17 patients.
Mitchell, Michael Allen, D.O., Henrietta	H9688	6/15/12	Failure to meet the standard of care, failure to timely respond in person when on-call.
Mitchell, Roderick Lee, M.D., Daingerfield	F9834	3/28/12	Nontherapeutic prescribing for chronic pain patients.
Moheb, Ramin, M.D., Lynnwood, WA	L0430	6/22/12	Violation of Board order.
Omamogho, Rose G., P.AC., Houston	PA04033	6/4/12	Nontherapeutic prescribing of controlled substances to 27 patients.
Phillips, Kenneth Ray, D.O., Waxahachie	G1512	4/30/12	Faiure to meet standard of care, failure to obtain informed consent.
Schrapps, Jerome, M.D., Beaumont	J2907	3/22/12	Failure to meet the standard of care.
Thiele, Stefan Peter, M.D., Dallas	L4756	3/20/12	Violation of Board order.
Thivierge , Susan Dawn, P.A., Pasadena	PA02528	4/30/12	Nontherapeutic prescribing of controlled substances to 10 patients.
Thomas, James Herman, Jr, M.D., Houston	G0199	4/23/12	Nontherapeutic prescribing, inadequate medical records.
Vargas, Andrew, P.A., Friend- swood	PA02278	6/20/12	Nontherapeutic prescribing, failure to meet the standard of care, prescribing without first establishing a proper professional relationship.
Vines, Victor, M.D., Mexia	G8483	4/27/12	Engaging in inappropriate behavior directed toward a patient.
Waller, Stephen, M.D., Conroe	F8724	6/4/12	Failure to meet standard of care, failure to comply with Board request.
Zawislak , Walter J., M.D., Edinburgh	K8596	6/4/12	Failure to meet standard of care, negligence in performing medical services, resigning medical privileges while under investigation.

# **Board Rule Changes**

The following Rule Changes were adopted at the April and June, 2012 Board meetings:

Chapter 163, LICENSURE: The amendment to §163.2, relating to Full Texas Medical License, sets out medical graduation requirements for 5th pathway applicants to be consistent with rules relating to other types of applicants for full licensure. The amendment to §163.4, relating to Procedural Rules for Licensure Applicants, provides that if an applicant for licensure has violated §170.002 or Chapter 171, Texas Health and Safety Code, the applicant will be considered ineligible for licensure. The amendment to §163.5, relating to Licensure Documentation, amends the clinical clerkship affidavit regarding US clinical clerkships so that language is consistent with the Board's processes; and provides a remedy for licensure to applicants who are otherwise ineligible for licensure due to a deficient medical clerkship obtained while in medical school.

Chapter 166, PHYSICIAN REGISTRATION: The amendment to §166.1 provides that a physician will not be eligible for a registration permit if the physician has violated §170.002 or Chapter 171, Texas Health and Safety Code, consistent with HB 15 that was passed during the 82nd Legislative Session. Amendment to §166.2, concerning Continuing Medical Education provides that physicians that treat tick-borne diseases should complete relevant CME as required by Senate Bill 1360.

The amendment to §166.3 provides that in order for a physician to return to active status from retired status, the physician may have to prove competency or otherwise remediate any deficiencies in ways consistent with §163.11 of the Board's rules related to the active practice of medicine.

Chapter 171, POSTGRADUATE TRAINING PER-MITS: Amendment to §171.3 provides that physician-in-training permit holders may complete additional working experience within the facility where they are training under limited conditions.

Chapter 172, TEMPORARY AND LIMITED LICENS-ES: The amendment to §172.8, relating to Faculty Temporary License, provides that applicants for Faculty Temporary Licenses (FTLs) shall be determined ineligible for FTLs based on the same reasons for ineligibility for full licensure. The amendment to §172.15, relating to Public Health License, provides that any clinical medicine performed under the public health license may not count toward active practice requirements for full licensure. The amendment to §172.16, relating to Provisional Licenses for Medically Underserved Areas, provides that in addition to other reasons already provided by rule, a provisional license will be terminated upon determination of statutory ineligibility by the Executive Director.

Chapter 175, FEES AND PENALTIES: Amendment to §175.5, concerning <u>Payment of Fees or Penalties</u>, clarifies that additional fees for hard-copy registrations are only for renewal purposes and not initial applications for licensure.

#### **Chapter 177, BUSINESS ORGANIZATIONS:**

Amendments to §177.5, concerning Special Requirements for 162.001(b) Health Organizations, provides changes consistent with SB 1661 passed during the 82nd Regular Session. Changes include requiring non-profit health organizations to adopt and enforce policies to ensure that physicians employed by the organization exercise independent medical judgment when providing care to patients.

**Chapter 178, COMPLAINTS:** Amendment to **§178.3**, concerning <u>Complaint Procedure Notification</u>, amends language regarding required notice posting by autopsy facilities to refer to "persons" rather than "physicians" and adds two new figures to subsection (d).

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The Texas Medical Board issued 1,136 physician licenses between March 23, 2012 and June 22, 2012. Congratulations to the following doctors!

ABANG-HAYES, SARAH NICOLE, MD ABDELRAZEK, HESHAM, MD ABERNOT, MONICA BO-UN, MD ABITOYE, OLUTOYIN, MD ABITOYE, OMOLARA OYEYEMI, MD ABRAHAM, GEORGE, MD ABRANTES-PAIS, FATIMA DE NATIVIDADE, ABREU SERRANO, ATILIO ALBERTO, MD ACHARYA, MANDEEP, MD ACOSTA, VERONICA DEL SOCORRO, MD ACOSTA LARA, MARIA DEL PILAR, MD ACUN, CEYDA, MD ADAMS, CRYSTAL TEAL, MD ADEOYE, MARTINS ADEMOLA, MD ADUSUMALLI, JASVANT, MD AGUILAR, PATRICK ROY, MD AHMED, ABRAR, MD AHMED, ABSAR, MD AHMED, IMTIAZ, MD AIGBIVBALU, LEMUEL OSE, MD AKBAR, JALAL UDDIN, MD AKLE, NASSIM, MD ALAM, ARIFFIN, MD ALAWI-KAKOMANOLIS, NADIA ANNE, MD ALDEIRI, MOLHAM, MD ALEXANDER, ANDREA MARIAH, MD ALEXANDER, IAN J, MD ALFI, DAVID MICHAEL, MD ALHADDAD, MOHSIN TAHA, MD ALI, SYED MUJTABA, MD ALI, WAIL, MD ALI-OSMAN, FRANCIS REGINALD, MD ALIGETI, VENKATA, MD ALIOTTA, MICHELLE LYNN, MD ALLAM, ANAND M, MD ALLEN, ANDREW THOMAS, MD ALLENSWORTH, AMANDA GAYLE, MD ALNAS, MAJD, MD

ALVARADE, JOBEE TRISTAN, MD

AMAN, ZARMINA, MD AMECHI-OBIGWE, ADANNA JULIET, MD AMIN, SHETAL, MD AMIN, TANIA, MD AMMAR JR, RICHARD FREDERICK, MD AMOR, COURTNEY JOSEPH, MD ANDERSON, MARCUS RAY, MD ANSARI, ASAD, MD ANSARI, SABA ASAD, MD ANSARI, SHAN NUR, MD ANTOINE, JILL A, MD ANTONELLI, JODI, MD ANTONELLI, MICHAEL JAMES, DO ANTONY, KATHLEEN MARIE, MD ANUKAM, UZOESHI IHEANACHO, MD ANYAEGBU, ELIZABETH IJEOMA, MD AQUINO, KAREN MARGHANITA, MD ARANIBAR, MAURICIO JOSUE, MD ARDEEL, ERIC RAYMOND, MD ARIF, FARHAN AHMAD, MD AROGUNDADE, KAREEMATULAI OLUWA-TOYIN, MD ARTHURS, ZACHARY MARSHALL, MD ARVISO, LINDSEY CLEMSON, MD ASHE, MARIANNA K, MD ASHRAF, MADIHA, MD ASHTON, AARON SEAN, MD ASKENASY, ERIK PAUL, MD ATHIVIRAHAM, ARAVIND, MD ATOLAGBE, ADEBAYO OLUFEMI, MD ATREY, VARTIKA, MD AULAKH, AMARDEEP SINGH, DO AYAZ, MARYAM, MD AYENI, CHRISTOPHER SUNDAY, MD AYOOLA, FOLAHAN KOLAWOLE, MD AZIZ, BUSHRA, MD BABBITT, KRISTE E, MD BACKLUND, AMANDA JANINE, MD BADAMOSI, RAZAQ, MD BADLISSI, MICHAEL, MD BADR, RIEM EL-SABBAGH, MD BAGRODIA, MONA AMBIKA, MD BAIG, HARIS ALI, DO BAIRD, CHRISTINE TANJUTCO, MD BAJAJ, TARUN INDER, MD BAJWA, MOMENA, MD

BALLA, JUSTIN DOMINIQUE, MD BANGALE, ANITA, MD BANKS, NANCY BEAMAN, MD BAQUERO, ANDRES, MD BARKER, JEFFREY RYAN, MD BARKLEY, KYLER WILLIAM, MD BARNIDGE JR, MICHAEL, MD BARNING, KENNETH, MD BARTO, TARA LYNN, MD BARTON, JAMES BRADLEY GUSTAF, MD BATHALA, THARAKESWARA KUMAR, MD BATTINNI, MADHAVI, MD BEALE, EVAN WAREING, MD BEBBINGTON, MICHAEL WILLIAM, MD BECK, DON ERROL, MD BECKUM, ORLANDO KENDRICK, MD BEHL, ANKUR RISHI, MD BELL, MEGAN E, MD BELZ, GLENN ROLAND, MD BENCHEKROUNE, GHIZLANE, MD BENDER, NATHAN SCOTT, MD BENNETT, KARA AUSTIN, MD BENWILL, JEANA LYNN, MD BERG, ERIC E, MD BERGFELD, DEBORAH A, MD BERNAL, KARRI M, MD BERNHARDT, OLIVER THOMAS, DO BETTY, IRMA ELENA, MD BEVINAL, MANZOOR AHAMED, MD BHAKTA, TORAL HARSH, DO BHANDARI, HANUL SRINIVAS, MD BHANDARI, SATHYA PRIYA, MD BHAVSAR, ROBIN RASHMI, MD BIENEK, ANTHONY CHARLES, DO BIETZ, GABRIEL JACKSON, MD BILLATOS, EHAB, MD BLAKE, PATRICK WILLIAM, MD BLAKKOLB, CHRISTI LYNN, MD BLANCO, HOLLY, MD BLECHMAN, KEITH MICHAEL, MD BOATSMAN, JUSTIN EDWARD, MD BOCIRNEA, CRISTINA, MD BOINPALLY, RAHUL KUMAR, MD BOLSON, RAJSHRI MAHESHWARI, MD BOLT, KATHERINE, MD BORICHA, FATIMA, MD BOTTSFORD-MILLER, JUSTIN NEAL, MD

BAKER, MICHAEL LOUIS, MD

BOWEN, REBECCA CATHERINE, MD CHAI, CHRISTY YOON-HEE, MD NETTE, MD BRENNAN, RACHEL MICHELLE, DO CHAMARTHI, PHANI PRABHAKARA SRINI-COOK III, BYRON THOMAS, MD VASA SASTRY, MD BROCK, JUSTIN R, MD COOK, JENNIFER DUDEK, MD CHAN, ROXANNE, MD COOPER, DAVID M, MD BROWN, EMILY RENEE, MD CHANDER, KESHAV, MD BROWN, ERICKA D, MD CORMIER, TANEISHA, MD CHANDLER, FRITZ-JOSE EDWARDS, MD BROWN, SHANNA JEAN, MD COTE, SEAN ARIE, DO CHANDY, JUDITH MABEL, MD BRYSON, TRENTON D, MD CRANE, ERIN KING, MD CHANG, EDWARD, MD BUCKLEY II, CLIFFORD JAMES, MD CRAVEN, MICHELLE MARIE, MD CHANG, MARY PEARL, MD BUNKER, SCOTT RYAN, DO CRAWFORD, ADAM, MD CHAUDHRY, MUHAMMAD MAROUF, MD BURGBACHER, TODD EUGENE, DO CRIPPS, MICHAEL WILLIAM, MD CHAUDHRY, PRIYANKA, MD BURNS III, WILLIAM REECE, MD CRISTOBAL, RONALD SALAMAT, MD CHAUDHRY, SADAF, MD BURRIS, GARRETT C, MD CROSS, MATTHEW WELDON, MD CHAUDHRY, SARMAD MUNIR, MD BURSTEIN, DAVID HARRIS, MD CROWE, DANIEL J, MD CHAUDHRY, SUFIYAN HAFEEZ, MD BUSARI, RASHEED SHOBOWALE AREMU, CUBILLOS, NORA TERESA, MD CHEE, DAVID OLIVER, MD CUCHAPIN, REGINA, MD BUSTOS MUNOZ, SERGIO, MD CHEN, ANGELA, MD CULLINAN, PATRICK COREY, DO BUTLER, BRIAN, MD CHEN, CAROLYN, MD CUNNEELY, KEVIN PATRICK, MD CABAN, OMAR L, MD CHEN, SUSIE ANNE, MD CUNNINGHAM, LUKE CURTIS, MD CABELLO GARZA, JAVIER ALEJANDRO, MD CHEN, YU, MD D'AMICO, BETH MARIE, MD CACERES LARA, ALFREDO BORIS, MD CHENG, CHRISTOPHER HAIYUN, MD DACUS, JENNIFER JILL, MD CALDWELL, SANDRA KAY, MD CHENTHILMURUGAN, HEMADEVI, MD DAFTARIAN, ALI, MD CAMACHO, ALLAN CASTILLO, MD CHIN, MARK MAW-CHANG, MD DAJANI, KHALED AHMAD WALID, MD CAMBRIDGE, ROBERT, DO CHOI, HUIMAHN ALEX, MD DALMACION-LAYNO, GRACE, MD CAMP-ROGERS, TERESA RANDELLE, MD CHOI, PETER, MD DANG, LAN THI, MD CAMPBELL, NEVILLE FITZROY, MD CHOKSHI, NITI YOGESH, MD DANIEL, SUGGANTH, MD CANNIZZARO III, LEON ANDREW, MD CHONG, MICHELLE, MD DAO JR, HARRY, MD CANTERO, JULIO CESAR, MD CHONG, PAUL, MD DAR, WASIM AKRAM, MD CAPERTON, KIMBERLY KRISTA, MD CHOO, JOSHUA HYOSUNG, MD DARBY, JOHN BYRON, MD CARABALLO, AIXA, MD CHOUCROUN, ASHLEY HARRISON, MD DAS, DIPAN, MD CARBALLO, JUAN EDUARDO, MD CHOUDHARY, SAHER, MD DAVALOS, KARLA DIAZ, MD CARDUCCI, MICHAEL ANTHONY, MD CHOWNING, SCOTT, MD DAVALOS, MARIA CARIDAD, MD CARHILL, AUBREY, MD CHU, ETEM TABOGHO, MD DAVIS, BETH RACHEL, MD CARRERO, ANGELA MARIA, MD CHU, RICHARD CHUN HSIEN, DO DAVIS, REINA DANICA, MD CARRILLO, SABRINA ANN, MD CHUN, SAE RYOON, MD DE GIVE, DAVID, MD CHUNDRU, VITTAL KUMAR, MD CARROTHERS, IRENE A, MD DE LA HOZ, CARLOS AUGUSTO, MD CARROUTH, DAVID AARON, MD CHUNG, EUGENE J, DO DE PAZ, CESAR EDUARDO, MD CARTER, JOY PFANNSTIEL, MD CLARK, COOPER, DO DE VALDENEBRO, ASHLEY PAIGE RIOUX, CARTER, REAGAN, MD CLARKE, JERMAINE GARNETTE, DO MDCARUSO, ANDREW C, MD CLEMENT, CECILIA GLADYS, MD DEAL, NATHAN, MD CASALE, ANTHONY JOSEPH, MD CLEMENT-KRUZEL, STACIA ERIN, MD DECKARD, NATHAN ALLEN, MD CASE, DAVID JOHN, MD CLINTON, REBECCA ELIZABETH, MD DELANEY, MEAGHAN ANNE, MD CASTANER, MARICEL DEL CARMEN, MD CLOSE, CATHERINE COTTERMAN, MD DELEON JR, ARNOLD, MD CASTILLO, JUANITA, MD CLULEY, JOHN DAVID, MD DELMAS, EMILY ROGERS, MD COHN, SHANNON MITCHELL, MD DEPUE, AMY LOUISE, DO CASTILLO, MANUEL, MD DESAI, NEIL KIRIT, MD CASTRO-SILVA, FERNANDO JAVIER, MD COKER, BRIDGETTE DENISE, MD CAUGHRON, STEPHEN, MD COLLINS, AISHA RENEE, MD DESTA, DEREJE, MD CAYCE, RACHAEL LYNN, MD COMPTON-JOSEPH, BRANDI ANTOI-DHANANI, KARIM ZUL, MD

DHEVAN, VIJIAN, MD DIAGO BENJUMEA, JAVIER ANDRES, MD DIMOV, NIKOLAY DIMOV, MD DINARDO, COURTNEY DENTON, MD DINU, DANIELA, MD DIXIT, SANTOSH KUMAR, DO DOAK, JEREMY PAUL, MD DOE, JENNIFER WEN, MD DOUGLAS, CINDY LYNN, MD DOWLING, RYAN MARTIN, MD DRAGAN, ELIZABETH MARIE RECHTIN, MD DULLI, AMMAR, MD DUVALL, DAVID BURL, MD DVORAK, DERRICK WILLIAM, MD DYNIEWSKI, JUSTIN MATTHEW, MD EDMISTER, WHITNEY BRANT, MD EDOKPAYI, NNEKA UZOAMAKA, MD EGELAND, BRENT M, MD EKPENYONG, UDEME ISIDORE, MD EKUNNO, NNEKA UDONNA, DO EL AHDAB, SAMIH, MD ELAMIR, HANNAH SAFIA, DO ELIZALDE, ARACELI, MD ELKEEB, AHMED MOHAMED, MD ELMAOUED, RUBA, MD ELMORE, ELLEN LEIGH, MD ESFANDIARI, VIDA, MD ESPINOZA-ERVIN, CHRISTOPHER, MD ESTRERA, KENNETH ANDREW, MD EVERT, LISA MARIE, MD EZETENDU, CHIDIEBERE PIUS, MD FABREGA, MIGUEL GERARDO, MD FAMORI, BENEDICT G, MD FAN, YAN GAO, MD FARAHAT, ALAA, MD FARZAN, THAHIR, MD FAULKNER, CHERYL JOLENE, MD FAULKNER, JEFFREY ALAN, MD FERGUSON, JILL ANNE, MD FIELDS, JOANNA RENEE, MD FILETTI, LUSIA CRISTINA, MD FINKLEA JR, LEE KILPATRICK, MD FIRER, DANIEL JOSHUA, MD FITZPATRICK, THOMAS MICHAEL, MD FLINT, DERRICK D, MD FONKEM, EKOKOBE, DO

FOO, WAI CHIN, MD FORDE, INGA CHARISSE, MD FORSTER, RYAN D, MD FOX, MATTHEW C, MD FRANCESCONI, JAMES EDWARD, MD FRANCIS, FRANTO, MD FRANCIS, SHAYLA, MD FRANCK, LAUREL ANNETTE, MD FRANCOIS, HOWARD, MD FRANKFURT, JOSHUA AARON, MD FRIDAY, DWAYNE, MD FRIDLINGTON, EMILY KIM, MD FROTAN, MOHAMMAD AMIN, MD FUENTES, HEATHER KLEIN, MD FUNG, DERRICK SY-HO, MD FUQUAY, RICHARD CHARLES, MD GADDI, NADIA KASHIF, MD GADDIS, TODD DONAVON, MD GAFFNEY, ROBYN LAELE, MD GAHAN, JEFFREY CHAD, MD GALFIONE, KYLIE JEAN, MD GANDHI, KAJAL KUMUDCHANDRA, DO GANDHI, ROSHNI, MD GARBER, NICOLE DANIELLE, MD GARCIA, CESAR JOSE, MD GARCIA-NEGRON, JORGE ENRIQUE, MD GARRETT, CHARLES JUSTIN, MD GARY, BRANDI, MD GARZA BERLANGA, ANDRES EUGENIO, MD GAULIER, NATHALIE, MD GAYED, BISHOY AWNI, MD GEBHARD, DANIEL JOHN, MD GENTILE, MARK PATRICK, MD GEORGIADIS, PARASKEVI, MD

GESLANI, GIOVANNI A, DO GEYER, MARK RUSSELL, MD GHEBREMICHAEL, SEMHAR, MD GHIA, AMOL JITENDRA, MD GHOBADI, ARMIN, MD GIACOMETTI, JOSEPH, MD GIANATASIO, RYAN MARTIN, MD GILL, COREY SCOTT, MD GILLETTE, STEPHANIE, MD GILLIAM, BRADLEY DALE, MD GILLILAND, KELLY, DO GILMER, MARY ELIZABETH, MD 8

GLASS, DANIEL ADAM, MD GODLEY, STACEY ALECE, MD GOEL, JAYA, MD GOLCHINI, HASSAN, MD GOLDBERG, SCOTT, MD GOMES, ANDREW, MD GONZALES, JIMMY GAMEZ, MD GONZALEZ, ENRIQUE, MD GONZALEZ-STAWINSKI, GONZALO VI-CENTE, MD GOODARZI, AHMAD, MD GOODMAN, MICHAEL DAVID, MD GOODMAN, SAMANTHA HIRSCH, MD GOSAVI, SUCHETA, MD GOSPIN, TAL ALON, MD GOWRIGARI, NEELIMA, MD GOYAL, LALIT, MD GRANATO, ALISON COOK, MD GRANTHAM, CORI ELIZABETH, MD GREENWOOD, NATHANIEL VROMAN, DO GRIFFIN, STEPHEN JOHN, MD GRONSTEDT, GARY, DO GROSSMAN, JULIA, MD GROVES, CHARLES EDWARD, MD GUERRA, DIANA M, MD GUNTIPALLI, PRAVEEN KUMAR, MD GUO, MEIHUA, MD GUPTA, ADITI, DO GUPTA, OLGA THERESA, MD GUPTA, SHIVA, MD GUPTA, SHUBHAM, MD GUST, SHANNON KATHLEEN, MD GUZMAN-ABLOG, MYLEEN, MD HABEEB, MUMEET HAFIZ, MD HACKL, THEODORE E, MD HADDOCK, NICHOLAS TILL, MD HAIN, PAUL DOUGLAS, MD HAJIRAWALA, MITABEN, MD HAKIM, NATASHA, MD HALES, KEIR FIELDING, MD HALL, KANISHA LASHUNTE, MD HAMDARD, FARAH, MD HAMILTON, ALAN SCOTT, MD HAMILTON II, CARLTON CARMICHAEL, HAMILTON, FRANCHELL RICHARD, MD

HAMLETT, LESLIE CLAIRE, MD

HANCOCK, HEATHER MAY, MD HANIF, BASHIR, MD HANNERS, NATASHA WYNDHAM, MD HANSON, SUMMER ELIZABETH, MD HAPPE, SARAH KATHLEEN, MD HAQUE, WAQAR MOHAMMAD, MD HARRIGAL, CHIVONNE, MD HARRING, THERESA REBECCA, MD HARRIS, MARCUS LAVELLE, MD HARRIS, RYAN JED, MD HARVEY, ADRIAN TIMOTHY, DO HASHAM, SARAH, MD HASSID, VICTOR JOSEPH, MD HATTER, ALYN DALE, DO HAU, ANN THIEN, MD HAWKINS, ALRIC DEVON, MD HAYDE, NICOLE ANNE-MARIE, MD HAYDEN, SHAILAJA JANAKI, MD HE, GUOCHENG DAVID, MD HE, ZENING, MD HEBENSTREIT, CHARLES GREGORY, MD HEGDE, ANITA ANJALI, MD HEINEN, ALLISON PAIGE, DO HELMICK, RYAN ALEXANDER, MD HENDERSON, SAMUEL ALVA, MD HENDRICKS, ALLEN ROSS, DO HENDRYX, APRIL, DO HENKE, JEFFREY W, MD HERMAN, SAMANTHA PAIGE, MD HERNANDEZ, KRISTINA JEANNE, DO HERNANDEZ, MIGUEL ADRIAN, DO HERNANDEZ, RYAN JAMES, MD HERR, RAYMOND K, MD HERREN, JOCELYN RAE, MD HERRERA JR, HENRY ROBERT, MD HERZOG, JOSHUA PAUL, MD HESTER, CHRISTIAN CARDELL, MD HEXSEL FOLK, CAMILE LUIZA, MD HIRSH, EMILY LYNN, MD HITO, RAMEY, DO HOANG, DAI THI, MD HOBEIKA, MARK JOSEPH, MD HOBGOOD, BROOKE LEANNE, MD HOENE, ANDREW JOHN, MD HOFFARTH, KEVIN, MD HOFFMANN, MARC STEVEN, MD HOLLMIG, KLAUS ALFRED, MD

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LUPO, PAMELA, MD MAANI, ELIZABETH, MD MACALUSO JR, FRANK A, MD MACIAS CEDENO, FRANZ WILLIAM, MD MACKAY, BRENDAN JAMES, MD MADAN, REECHA, MD MADAPPA, TARUN, MD MADDUKURI, PRASAD V, MD MADDUKURI, SRIREKHA, MD MAGADAN, ALEJANDRO ALFONSO, MD MAHMOOD, USAMA, MD MAISLOS, HAYLEY EPSTEIN, MD MALAVE, SAMANTHA D, MD MALDONADO, URSULA MARIA, MD MALIK, SADIA, MD MALIK, ZAID BIN HUSSAIN, MD MAMILLAPALLI, PADMAJA DEVI, MD MANASA, POONAM MEHTA, MD MANCHANDA, RAMAN, MD MANEK, NEIL RAMESH, MD MANJAPPA, NAGARATHNA GOWDA, MD MANKAN, NAGENDER, MD MANKIDY, BABITH JOSEPH, MD MANKIN, SARAH ASHLEY, DO MANNING, MARIA, MD MANSOURI, ROSHANAK, MD MARCUM, BENJAMIN AUSTIN, MD MARINA, SHADI, MD MARINARO, ROBERT EDWARD, MD MARKO, NICHOLAS FRANK, MD MARKS, LATOIA MONNEQUE, MD MARQUEZ, AMES TADEO, MD MARTIN, RYAN CAMERON, MD MASELLI CACERES, DIEGO JOSE, MD MASTERSON, CLINTON J, MD MATHUR, MONIKA, MD MATT, SARAH ELIZABETH, MD MATUS, HEIDI L, MD MAYO-WALLEY, DENISE, MD MCCOIN, MEGAN LYN, MD MCGANN, PATRICK THOMAS, MD MCGARRAH, PAMELA DENISE, MD MCGHIE, TRAVEA ALEE, MD MCKENZIE, SHELTON ANDRE, MD MCLEROY, CORINTHIA, MD MCNUTT II, MARKEY CARDEN, MD

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NEAMAN, KEITH C, MD NEGRON RODRIGUEZ, BRENDALI, MD NEMATI, PROSHAD, MD NETREBA, JAMES LAWRENCE, MD NEYMAN, EDWARD, MD NGUYEN, CLAUDE BERNARD, MD NICHOLS, MATTHEW C, DO NICOLAU CLEGHORN, YAMILETH DEL CARMEN, MD NIEMAND, NOELLE ROSE, MD NIETO, MARIO EDMUNDO, MD NIETO JR, ROMAN, MD NOORHASAN, DORETTE, MD NOURANIFAR, RABIN, MD NOVOSAD, LAURIE SUSAN, MD NWANEGBO, EDWARD CHIEKE, MD NWANKWO, CHRISTIAN CHIDUBE, MD O'TOOLE, PATRICIA DIANE, DO OBIE, OGADINMA IJEOMA, MD OBRIEN, VALERIE COLLEEN, MD OKUBADEJO, GBOLAHAN OLAWOLE, MD OLALOWO, OLOYEDE OLABODE, MD OLEJARSKI, JAMIE MICHELE, MD OLIVAS JR. VICTOR JESUS. MD OLIVIER, HOLLY, DO OLSON, JOSEPH ANDREW, DO OMIWADE, OLUMIDE ANUOLUWA, MD ONG, JINFON, MD ONYENEKWU, NKEIRUKA NGOZI, MD ORAL, DENIZ, MD ORELLANA JR, ENRIQUE, DO ORR, JENNIFER MARIE, MD OSMAN, KWABENA AGYAPONG, MD OTHEE, MANDEEP SINGH, MD OTHMAN, RANDA N A, MD OTTO, CHRISTIAN, MD PACHECO, MARIA FIDES M, MD PAGAN, SHARON JAELL, MD PAGAN FERRER, JUAN, MD PAI, RAMAMANOHARA, MD PAL, SUNITA, MD PANDIT, SINDHU, MD PANGANIBAN, JENNIFER, MD PANOPOULOS, MARINA, MD PAO, KRISTINA YI-HWA, MD

PARIKH, ALAY RAMESH, MD PARK, JUNG HYUN, MD PARK, WON HEE, DO PARKS, DI LIN, MD PARROTT, JUSTIN JAMES, MD PARTO, PARHAM, MD PATEL, AMIT CHATUR, MD PATEL, ANIRUDDHA, MD PATEL, ANISHA BIPIN, MD PATEL, ASMITA, MD PATEL, NEHA A, DO PATEL, NISHA BABU, MD PATEL, PARITA D, MD PATEL, RAKHI MAGANLAL, MD PATEL, RISHI ARVIND, DO PATEL, RONAK JASHVANTRAY, MD PATEL, RUCHIR PINAKIN, MD PATEL, SAMIR PRAVINCHANDRA, DO PATEL, SAURIN NARENDRA, MD PAYNE, THOMAS, MD PE, ZAR ZAR AYE, MD PEARSON, JOSEPH KEVIN, MD PENKAR, SHIRLEY, MD PERKINS JR, FREEDOM FREDERICK, MD PERSAD, RAJENDRA, MD PETTY, MELISSA ANN, DO PEZZULLO, ROSEMARIE ANNE, MD PHAM, JUSTIN HUNG, MD PHAM, NIKKI HOA THI, MD PHAM, ROSALYN, MD PHAM, SON VAN, MD PHAM, TREY QUANG, MD PHAM, TRUC THI THU, MD PHILIP, LEENA, MD PIERRE, HAROLD LUCO, MD PILLI, PRASAD JOHNSON RAJU, MD PILLOW, BRADLEY WAYNE, MD PILLUTLA, KARTIK, MD PLOTKIN, FREDRIC ROBERT, MD POLANCO, FRANK DAN, MD POMEROY, BRIAN JAMES, MD POND, JASON BRYANT, MD PONNURU, SAGARIKA, MD PONTEE, GLENCORA LILY, MD POOLE, KIMBERLY MELISSA, DO POPOVIC, NATASA, MD POTTER, ANDREW, DO

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SAPP, JASON HAINES, DO

TH, MD

SINGH, DIVYA, MD TAN, HUAIYU, MD URBANCZYK, JEREMY, DO SINGH, SANDEEP, MD TAN, JENS, MD UREY, MARCUS ANTHONY, MD VADDEMPUDI, VIDYA, MD TANG, ANSON TING, MD SINGLETARY, KELLYE NICHOL, MD SINHA, NEERAJ, MD TANG, ZHOUWEN, MD VALLALA, SHRAVAN, MD SKEENS, JOSEPH LESLIE, MD TARIQ, FARHEEN, MD VANGURU, RAGHUVEER, MD SLICKER, KIPP, DO TARNAL, VIJAYKUMAR CHANDRASHEKAR, MD VANSHAAR, JASON ROBERT, MD SMIRNAKIS, KAREN VOSSEN, MD TARTIBI, HANA MARYAM, MD VARNEY, SHAWN M, MD SMITH, DEBBIE VILLARREAL, DO TATAH, ANDREW BAMNJO, MD VASHI, REENA ANIL, MD SMITH, KAREEN JACQUELYN, MD TAYLOR, KRISTAL, MD VAZQUEZ, NOEMI FABIOLA, MD SMITH, MELODY, MD TAYLOR-CHILDRESS, RAE CHRISTINA, MD VEGESNA, VISWANADH RAJU, MD SMITH, TIMOTHY PAUL, MD TEQWIMUAH, REMY, DO VELA, JOSE VICTOR, MD SMYTH, MICHAEL HENRY, MD TERASAKI, ORELIA RAMIREZ, MD VELEY, GENE, MD SOLHPOUR, AMIRREZA, MD THAKRAR, PRAYMAL, MD VENKATARAMAN, ADITYA, MD SOLOMON, MATTHIAS, MD THOMAS, ANSA MARIN, MD VENKATESAN, JAYARAMAN, MD SOMAIAH, NEETA, MD THOMAS, BRIAN MICHAEL, MD VERTREES, STEPHANIE MICHAEL, MD SORAJJA, DAN, MD THOMAS, SIBI PHILIPOSE, DO VEST, ZACHARY, MD SORENSEN, BRIAN SHAW, MD THOMAS, STEPHANIE, MD VILLA, FILOMENA HAZEL, MD SORRENTINO, DAVID ALAN, DO THOMAS, TARA JANE, MD VILLARREAL, BRIAN ALLEN, MD SOSA, JACQUELINE QUINN, MD THOMAS MOHAN, REENA, MD VIZCARRA-FALLA, LUIS RAFAEL, MD THOMPSON, BOBBYE JO, MD VU, PETER LONG, MD SOSA, MARCOS, MD SPARTZ, HELENA NANCY, MD THOMPSON, GREGORY SCOTT, MD VU, TIM, MD SPEARS, GREGORY LYNN, MD THOMPSON III, IAN MURCHIE, MD WAGNER, JEFFREY C, MD TIENTCHEU, DANIELLE DJOUMBI, MD WALKER, GARY VAUGHN, MD SPITZE, ARIELLE RHEA, MD SRYGLEY, FLETCHER DOUGLAS, MD TINT, HLAING, MD WALL, LINDLEY BEVELLE, MD STARLING, GARRETT DANIEL, MD TIPPETT, JASON CLINT, MD WALLACE, MARK KOWALSKI, MD STAUDER, MICHAEL CHARLES, MD TODD, MICHAEL JAMES, MD WALN, OLGA, MD STEANS, MARIA CECILIA, MD TOLHURST, STEPHEN RICHARD, MD WANG, CHING HSIEN, MD STERENCHOCK, TRENT DOUGLAS, MD TOMAJIAN, SAMIR ABDOU, MD WANG, JASON TAIGUAN, MD STERLING, HOWARD WILLIAM, MD TOMLINSON, ANDREW RYAN, MD WANG, LEI, MD STEWART, JULIE NICOLE, MD TOOLE, BENJAMIN JOSEPH, MD WANG, LUOQUAN, MD STRICKLAND, KIMBERLY LYNN, DO TORRES, FRANCISCO JAVIER, MD WARE, RUSSELL EARL, MD STUBBS III, WILL, DO TRACHTENBERG, BARRY, MD WASHER, JOSHUA DANIEL, MD SUBISAK, DANIEL CRAIG, MD TRAN, ETHAN THANH TAT, MD WASHINGTON, IDA, MD SUFFIELD, JILL J, MD TRAN, KY DIEU, MD WEINER, DREW SCOTT, MD SUN, SHINING, MD TRAN CAO, HOP SANDERSON, MD WEISENSEL, JOSEPH DANIEL, DO SUNG, ANGIE C, MD TRAORE, AMINATA, MD WENKERT, DAVID, MD SUNNAPWAR, ABHIJIT, MD TRBOVICH, MICHELLE BRAND, MD WERICK, MARYMICHAEL SMITH, MD WEST, HOWARD LAWRENCE, MD SUNNY JR, JOSEPH KADATHALAKUNNEL, MD TRIVEDI, APURVA NAVIN, MD SURAPANENI, RAKESH, MD TRUONG, HUNG HOANG, MD WESTOVER, KENNETH, MD SURI, MUHAMMAD FAREED KHAN, MD TSAI, JEFFREY, MD WHITAKER, LEKEISHA, MD SURNEDI, MURALI KRISHNA, MD TSANG, JONELON GABRIEL, MD WHITE, JEFFERY, MD SUTARIA, BHOOMI HIRALAL, DO TUCCI, VERONICA THERESA, MD WHITE, MICHAEL JOSEPH, MD SUTHERLUN, LYDIA ANN, MD TURNER, BARBARA JEAN, MD WIESENTHAL, ALISON CLAIRE, MD SUTTON, LISA MICHELLE, MD TURRIAGO, NATASHA, DO WIGGINS, JARROD STIRLING, MD UCHIYAMA, ROBERT CALVIN, MD WILCOX, DARRELL WALLACE, MD SWAMY, PADMA, MD SWENDSEN, CARL SCOTT, MD UGBARUGBA, EMMANUEL EZIKERU, MD WILLIAMS, FELICIA NICOLE, MD

WILLIAMS, JULIANN THERESA, MD

URBAN, JOSEPH FRANCIS, MD

SYED, WAQAR, MD

WILLIAMS, KWANI D, MD
WILLIAMS, VANESSA CAMILLE, MD
WILLIS, DANIEL LEVI, MD
WILSON, GABRIEL ROLAND, MD
WIRTH, JOHNNY JAMES, MD
WISNOSKI, BRIAN JOSEPH, MD
WOODALL, BRUCE DALE, MD
YAGNIK, PRIYANK JAYESHKUMAR, MD
YAKER, KENNETH MARCUS, MD
YANG, JONATHAN CHRISTIAN, MD
YATSULA JR, MICHAEL ANTHONY, MD
YAU, NANCY Y, MD

YAWN JR, GARY WAYNE, MD
YEE, JORDAN, MD
YOKOO, TAKESHI, MD
YOO, SEUNGJONG MICHAEL, MD
YOON, YO JIN, MD
YOUNES, HOUSSAM KHALED, MD
YOUSAF, WAJEEHA, MD
YOUSSEF, JIHAD GEORGES, MD
ZABIHI, NASIM, MD
ZACHARIAH, AMIT ABRAHAM, MD
ZACHRISON, JAMIE VERNER, MD
ZAHEDI, MOJDEH, MD

ZAIDI, SHARIQ ADEEL, MD
ZAKY SALAMA, WADID, MD
ZAND, TINOOSH, MD
ZELENAK, TIMOTHY GERALD, MD
ZEPEDA, MARC ANTHONY, MD
ZHANG, JIANJUN, MD
ZHANG, YANZHENG, MD
ZHANG, YIQIU, MD
ZHONG, YUN, MD
ZHU, NINGXI, MD
ZIMILEVICH, ALEXANDER, MD
ZIMILEVICH, MIN KYUNG, MD

# Appointees, cont'd

Texas Physician Assistant Board appointments:

Reginald Baptiste, M.D. is a board-

certified cardiothoracic surgeon in Austin. In addition, he is associate dean for health professions in the College of Natural Sci-



ences at the University of Texas at Austin. He is a member of the Texas Medical Association Society of Thoracic Surgeons, Texas Surgical Society, Southern Thoracic Surgical Society, Alpha Omega Alpha Medical Honor Society, J Bradley Aust Surgical Society, Texas Exes Scholarship Foundation Board of Directors. Baptiste received his bachelors degree from the University of Texas at Austin and his medical degree from Baylor College of Medicine and completed general and thoracic surgery residencies at

the University of Texas Health Science Center at San Antonio.

James Endicott Jr. is an attorney in private practice. He is the Fort Hood liaison and ombudsman for the National Employer Support of the Guard and Reserve Texas Committee, and a member of the Texas Silver Haired Legislature, Veterans of Foreign Wars, American Legion and Disabled American Veterans. He is also a past board member of the Military Officers Association of America and Texas Statewide Health Coordinating Council, and past chair of the American Bar Association Veteran Affairs Committee and the Harker Heights Chamber of Commerce. Endicott served in the U.S. Army. He received a bachelor's degree from the Citadel and a law degree from George Washington University.

# **Questions?**

About licensure or enforcement issues or other agency matters?

Email us for the fastest response at

verifcic@tmb.state.tx.us

#### **TEMPORARY RESTRICTION**

#### Evans, Donnie, M.D., Lic. No. H5705, Houston

On May 7, 2012, the Board entered an Order of Temporary Restriction regarding Donnie Evans, M.D., prohibiting him from prescribing Schedule II controlled substances and restricting his prescription of Schedule III-IV controlled substances to acute care/crisis patients. The Board found that Dr. Evans illegally operated two pain clinics, CPR Medical Group Clinic in Houston and Holland Medical Group Clinic in Jacinto City. Under Texas laws, pain clinic owners may not have been subject to disciplinary action for conduct related to prescribing or supplying a controlled substance; on April 8, 2011, Dr. Evans was sanctioned by the Board for his non-therapeutic prescriptions of narcotic medications to 15 patients.

#### Molina, Hector Oscar, Lic. No. K2755, Irving

On April 13, 2012, the Board and Hector Oscar Molina, M.D., entered into an Agreed Order of Temporary Restriction that prohibits Dr. Molina from performing any cosmetic, plastic or reconstructive procedures. The order remains in effect until it is superseded by a subsequent order of the Board. A disciplinary panel of the Board found that Dr. Molina performed liposuction on a patient he had previously determined an unsuitable candidate for the procedure, and the patient suffered severe complications. In addition, the Board found Dr. Molina's entire knowledge of the procedure consisted of reading a book provided by the manufacturer of the liposuction equipment, completing an online program over two weeks, passing an online exam and completing one procedure under the direct supervision of another surgeon.

#### **TEMPORARY SUSPENSION**

#### Alejo, Esteban, M.D., Lic. No. F6361, Laredo

On May 18, 2012, a disciplinary panel of the Board temporarily suspended, without notice, the medical license of Esteban Alejo, M.D. The panel found Dr. Alejo to be a continuing threat and real danger to his patients due to violations of certain terms of his five-year, 2008 rehabilitation order including failure to timely submit to a drug test and furnishing false reports to the Board. The suspension remains in effect until the Board takes further action.

Kolimas, Robert Joseph, M.D., Lic. No. G2550, Houston On June 8, 2012, a disciplinary panel of the Texas Medical Board temporarily suspended, without notice, the license of Robert Joseph Kolimas, M.D., after determining that Dr. Kolimas' continuation in the practice of medicine presents a continuing threat to the public welfare. Dr. Kolimas was arrested on May 30, 2012, and charged with five counts of possession of child pornography in Harris County. The temporary suspension remains in effect until the board takes further action.

#### **VOLUNTARY SUSPENSION**

mother of the children.

On June 8, 2012, the Board and Thomas F. Pullen, Jr., M.D., entered into an Agreed Order of Voluntary Suspension in which Dr. Pullen's medical license was suspended until such time as he appears before the Board and provides clear and convincing evidence that he is physically, mentally and otherwise competent to safely practice medicine. The Board found Dr. Pullen violated the standard of care when he prescribed substantial amounts of controlled substances to three minor

Pullen, Thomas F., Jr., M.D., Lic. No. E2801, Taylor

# Ritter, Jack Lendon, M.D., Lic. No. E4637, The Woodlands

patients in amounts and dosages that are non-thera-

peutic for children, and that he engaged in an inappro-

priate personal relationship with an adult patient, the

On June 8, 2012, the Board and Jack Lendon Ritter, M.D., entered into an Agreed Order of Suspension in which Dr. Ritter's medical license was suspended until such time as he appears before the Board and provides clear and convincing evidence that he is physically, mentally and otherwise competent to safely practice medicine. The Board found Dr. Ritter, who self-reported alcohol abuse to the Texas Physician Health Program, violated his five-year monitoring agreement with PHP.

#### Smith, Donald W., M.D., Lic. No. D6870, Spring

On June 8, 2012, the Board and Donald W. Smith, M.D., entered into an Agreed Order of Suspension in which Dr. Smith's medical license was suspended until such time as he appears before the Board and provides clear and convincing evidence that he is physically, mentally and otherwise competent to safely practice medicine. In addition, prior to resuming active practice of medicine, Dr. Smith must complete the KSTAR clinical competency assessment program offered by Texas A&M University, and comply with the provisions of his 2003 Order, as modified. The Board found Dr. Smith violated his 2003 Order, as modified, when he failed

to implement recommendations of the chart monitor, specifically, by reducing his number of pain patients and/or convert patients to non-addictive alternatives and obtaining and documenting more complete histories and explanations for treatments that correlate to diagnoses.

Williams, Brianne, M.D., Lic. No. M8428, Plainview

On June 8, 2012, the Board and Brianne Williams, M.D., entered into an Agreed Order of Suspension in which Dr. Williams' medical license was suspended until such time as she appears before the Board and provides clear and convincing evidence that she is physically, mentally and otherwise competent to safely practice medicine. The Board found Dr. Williams, who self-reported substance abuse to the Texas Physician Health Program, violated her 2011 monitoring agreement with PHP.

#### **REVOCATION**

# Salinas, Jose Eduardo, M.D., Lic. No. H5148, San Antonio

On April 13, 2012, the Board entered a default order revoking the Texas medical license of Jose Eduardo Salinas, M.D. The basis for action was Salinas' failure to respond in any way to the Board's formal complaint, filed at the State Office of Administrative Hearings, that Dr. Salinas engaged in unprofessional conducted, terminated patient care without providing reasonable notice to the patient and failed to release medical records. This order resolves formal complaint No. 503-11-9478.

#### Shiller, Alan Dale, M.D., Lic. No. H8398, Palestine

On April 13, 2012, the Board and Alan Dale Shiller entered into an Agreed Order of Revocation, in which Dr. Shiller must cease and desist from practicing medicine. The basis for action was Dr. Shiller's violation of his August 2010 Agreed Order of Suspension.

#### **QUALITY OF CARE**

#### Basatneh, Lufti S., M.D., Lic. No. K3984, Mesquite

On April 13, 2012, the Board and Lufti S. Basatneh, M.D., entered into an Agreed Order requiring Dr. Basatneh to complete within one year eight hours of CME in the topic of epidural hematoma, eight hours of CME in complications of lumbar puncture and eight hours of CME in the topic of spinal cord injury; and pay an administrative penalty of \$5,000 within 90 days. The Board found Dr. Basatneh failed to ensure that an MRI

was performed in a timely manner, leading to a delay in a surgery referral, resulting in a worsening prognosis for a patient.

# Bourdon, Lynn Louis, Jr., M.D., Lic. No. C8905, Longview

On April 13, 2012, the Board and Lynn Louis Bourdon, Jr., M.D., entered into a Mediated Agreed Order requiring Dr. Bourdon to refrain from treating patients for chronic pain, limit his authority to prescribe controlled substances to Schedule III, IV and V, have a physician monitor his practice for eight monitoring cycles, pass within one year and within three attempts the Medical Jurisprudence Exam and complete within one year 10 hours of CME in medical recordkeeping. The Board found Dr. Bourdon violated rules regarding the treatment of chronic pain. The Order resolves the formal complaint No. 503-12-0629 against Dr. Bourdon filed at the State Office of Administrative Hearings.

#### Clark, Donald Will, M.D., Lic. No. C8225, Athens

On June 8, 2012, the Board and Donald Will Clark, M.D., entered into an Agreed Order requiring Dr. Clark to undergo an independent medical evaluation by a board-certified psychiatrist and follow all recommendations for care and treatment, limit his practice to a setting approved in advance by the Executive Director of the Board, refrain from reregistering or otherwise obtaining DEA/DPS controlled substance registration certificates, complete within one year eight hours of CME in ethics and pay an administrative penalty of \$1,000 within 60 days. The Board found Dr. Clark failed to meet the standard of care when he prescribed medications to 14 people outside an office setting without maintaining adequate medical records for the patients and became financially or personally involved with a patient in an inappropriate manner.

# Cruz, Suzanna Ontiveros, M.D., Lic. No. J8502, Houston

On April 13, 2012, the Board and Suzanna Ontiveros Cruz, M.D., entered into an Agreed Order requiring Dr. Cruz to complete within one year 46 hours of CME including eight hours in risk management, eight hours in medical recordkeeping and 30 hours in pain management including identifying drug-seeking behavior and submit within 60 days written protocols for standing delegation orders for her pain management clinic. The Board found Dr. Cruz engaged in a pattern of non-therapeutic prescribing of controlled substances to two patients who resided in Louisiana.

Dumas, Natascha Tove, M.D., Lic. No. L4351, Houston On June 8, 2012, the Board and Natascha Tove Dumas, M.D., entered into an Agreed Order publicly reprimanding Dr. Dumas and prohibiting Dr. Dumas from holding DPS/DEA controlled substances registrations, treating any chronic pain patients or supervising or delegating prescriptive authority to physician extenders. In addition, the order requires Dr. Dumas to pass within one year and within three attempts the Medical Jurisprudence Exam. The Board found Dr. Dumas violated the standard of care in her treatment of 21 patients, used pre-signed prescriptions for disbursement by unlicensed staff members and entered into an unlawful business arrangement, obtaining a pain management certificate for a clinic she did not own.

#### Fennig, Roberta L., D.O., Lic. No. J2873, El Paso

On June 8, 2012, the Board and Roberta L. Fennig, D.O., entered into a five-year Agreed Order publicly reprimanding Dr. Fennig and prohibiting Dr. Fennig from treating any chronic pain patients or serving as a physician for her immediate family. In addition, Dr. Fennig must have another physician monitor her 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 16 hours of CME in psychopharmacology and pay an administrative penalty of \$2,000 within 60 days. The Board found Dr. Fennig failed to meet the standard of care, inappropriately prescribed to a family member and repeatedly prescribed opiates to one patient with a known history of substance abuse.

# Hartman, Samuel Christian, M.D., Lic. No. K0487, Corpus Christi

On June 8, 2012, the Board and Samuel Christian Hartman, M.D., entered into an Agreed Order requiring Dr. Hartman to complete within one year eight hours of CME in medical record-keeping and four hours in chronic obstructive pulmonary disease. The Board found Dr. Hartman failed to meet the standard of care when he did not order a chest x-ray for a patient with a cough persisting over six months and four office visits, and failed to maintain adequate medical records.

# Holliday, James Glen, D.O., Lic. No. D2791, Frisco On June 8, 2012, the Board and James Glen Holliday, D.O., entered into a Mediated Agreed Order requiring

Dr. Holliday to 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 pharmacology and pay an administrative penalty of \$1,000 within 60 days. The Board found Dr. Holliday failed to meet the standard of care when he prescribed Prozac and Phentermine to a patient for weight loss, when there was no indication for either drug. The order resolves a formal complaint against Dr. Holliday filed at the State Office of Administrative Hearings.

#### Hoover, Samuel Clark, M.D., Lic. No. E8569, Euless

On April 13, 2012, the Board and Samuel Clark Hoover, M.D., entered into an Agreed Order requiring Dr. Hoover to have a physician monitor his practice for eight monitoring cycles, limit his medical practice to a group or institutional setting, within one year pass the Texas Medical Jurisprudence Exam within three attempts, complete within one year eight hours of CME in treatment of chronic pain and pay an administrative penalty of \$3,000 within 90 days. The Board found Dr. Hoover non-therapeutically prescribed to one patient, resulting in the patient's overdose and hospitalization. The Board also found that the Respondent failed to maintain adequate medical records.

#### Hunt, John Dominic, M.D., Lic. No. G4476, San Angelo

On April 13, 2012, the Board and John Dominic Hunt, M.D., entered into an Agreed Order publicly reprimanding Dr. Hunt and prohibiting Dr. Hunt from treating any chronic pain patients using opioids, benzodiazepines, barbiturates or carisoprodol. In addition, Dr. Hunt must have his practice monitored by another physician for 12 monitoring cycles, pass within one year and within three attempts the Medical Jurisprudence Exam, complete within one year eight hours of CME in medical recordkeeping and pay an administrative penalty of \$5,000 within 60 days. The Board found Dr. Hunt engaged in unprofessional conduct, failed to comply with guidelines for pain medicine, non-therapeutically prescribed and post-dated a prescription form for a controlled substance.

# Johnson, Jeffrey Dale, D.O., Lic. No. J8607, Corpus Christi

On June 8, 2012, the Board and Jeffrey Dale Johnson, D.O., entered into an Agreed Order publicly reprimanding Dr. Johnson and requiring him to complete within

one year four hours of CME in prescribing controlled substances, four hours in medical record-keeping and four hours in risk management. The Board found Dr. Johnson engaged in non-therapeutic prescribing and failed to meet the standard of care in his treatment of one patient who died from a prescription drug overdose.

#### Johnson, Tone, Jr., M.D., Lic. No. G6946, Corpus Christi

On June 8, 2012, the Board and Tone Johnson Jr., M.D., entered into a Mediated Agreed Order requiring Dr. Johnson to have his practice monitored by another physician for 12 monitoring cycles, pass within one year and within three attempts the Medical Jurisprudence Exam, complete within one year 28 hours of CME including four hours in the topic of billing, eight hours in risk management, eight hours in office management and eight hours in supervising mid-level providers, and within four months complete the medical record-keeping course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program. The Board found Dr. Johnson violated the standard of care and failed to maintain adequate documentation for two patients, improperly billed for medical services and failed to adequately supervise delegates. The order resolves a formal complaint against Dr. Johnson filed at the State Office of Administrative Hearings.

#### Kern, James Hoyt, M.D., Lic. No. G7833, Houston

On June 8, 2012, the Board and James Hoyt Kern, M.D., entered into an Agreed Order requiring Dr. Kern to pass within one year and within three attempts the Medical Jurisprudence Exam; complete within one year 24 hours of CME including eight hours in medical recordkeeping, eight hours in risk management, four hours in local anesthetic pharmacology and toxicity, four hours in ethics and four hours in physician/patient communication; register his practice as an office-based anesthesia practice within 30 days; to become and have his staff certified in Basic Life Support; provide verification to the Board that he has modified his advertising to remove misleading statements; and pay an administrative penalty of \$5,000 within 60 days. The Board found Dr. Kern failed to exercise diligence in his practice, failed to obtain adequate informed consent, used misleading advertising and did not register his office-based anesthesia practice.

# Kesavan, Ramesh Babu, M.D., Lic. No. M6223, Kingwood

On June 8, 2012, the Board and Ramesh Babu Kesavan, M.D., entered into an Agreed Order requiring Dr. Kesavan to complete within one year 10 hours of CME in risk management. The action was based on Dr. Kesavan's failure to meet the standard of care and safeguard against potential complications when he did not personally review a patient's routine CT scan.

# Lankes, Richard Allen, M.D., Lic. No. E6464, Carrizo Springs

On June 8, 2012, the Board and Richard Allen Lankes, M.D., entered into an Agreed Order requiring Dr. Lankes to complete 24 hours of CME including eight hours in the topic of preventative screenings, eight hours in medical record-keeping and eight hours in risk management. The Board found Dr. Lankes did not meet the standard of care when he failed to timely diagnose patient's cancer, and did not maintain adequate medical records.

#### Mardock, Julian King, M.D., Lic. No. E6492, McKinney

On April 13, 2012, the Board and Julian King Mardock, M.D., entered into an Agreed Order publicly reprimanding Dr. Mardock and prohibiting Dr. Mardock from practicing medicine until he requests to do so in writing and personally appears before the Board and provides clear and convincing evidence that he is physically, mentally and otherwise competent to safely practice medicine. The Board found that Dr. Mardock, who has not practiced since 2008, failed to meet the standard of care in his treatment of one patient, was subject to discipline by his peers and engaged in unprofessional conduct.

#### Nash, Edward Alan, M.D., Lic. No. M3662, Houston

On June 8, 2012, the Board and Edward Alan Nash, M.D., entered into an Agreed Order requiring Dr. Nash to complete within one year 16 hours of CME, in person, including eight hours in medical record-keeping and eight hours in risk management. The Board found Dr. Nash failed to meet the standard of care or maintain adequate medical records.

#### Parra, Rafael, M.D., Lic. No. E4040, San Antonio

On June 8, 2012, the Board and Rafael Parra, M.D., entered into an Agreed Order requiring Dr. Parra to complete within one year 12 hours of CME including

four hours in medical record-keeping and eight hours in the topic of nerve conduction velocity and electromyography, and pay an administrative penalty of \$3,000 within 60 days. The Board found Dr. Parra failed to meet the standard of care and maintain adequate medical records.

#### Ramirez, John P., M.D., Lic. No. H0743, Houston

On June 8, 2012, the Board and John P. Ramirez, M.D., entered into an Agreed Order prohibiting Dr. Ramirez from treating any chronic pain patients. Dr. Ramirez may treat acute pain, prescribing only on a one-time basis for immediate need. In addition, Dr. Ramirez must have another physician monitor his practice for 12 monitoring cycles, complete within one year eight hours of CME in medical record-keeping and pay an administrative penalty of \$5,000 within one year. This Order supersedes Dr. Ramirez's 2011 Order. The Board found Dr. Ramirez failed to meet the standard of care in his treatment of 15 patients, prescribed in a non-therapeutic manner and prescribed to a known abuser of narcotic drugs.

#### Roman, Ernest T., M.D., Lic. No. H6938, Spring

On April 13, 2012, the Board and Ernest T. Roman, M.D., entered into an Agreed Order requiring Dr. Roman to have a physician monitor his practice for eight monitoring cycles, complete within one year eight hours of CME in medical recordkeeping and pay an administrative penalty of \$2,000 within 60 days. The Board found Dr. Roman did not follow guidelines for the treatment of pain and failed to use diligence in his medical practice.

#### Roquet, Warren Paul, M.D., Lic. No. G0026, Bryan

On June 8, 2012, the Board and Warren Paul Roquet, M.D., entered into an Agreed Order requiring Dr. Roquet to refrain from serving as a physician for his immediate family, have another physician monitor his practice for eight monitoring cycles, pass within one year and within three attempts the Medical Jurisprudence Exam, 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 chronic pain treatment and eight hours in ethics. The Board found Dr. Roquet failed to meet the standard of care in his treatment of one patient's abdominal pain, did not maintain adequate medical records and non-therapeutically prescribed.

#### Schmidt, John Allen, M.D., Lic. No. F1975, Port Arthur

On April 13, 2012, the Board and John Allen Schmidt, M.D., entered into an Agreed Order requiring Dr. Schmidt to complete within one year 16 hours of CME including eight hours in risk management and eight hours in bariatric surgery and pay an administrative penalty of \$3,000 within 60 days. The Board found Dr. Schmidt failed to use diligence and safeguard against potential complications in his treatment of a gastric bypass surgery patient.

# Trevino, James Gregory, M.D., Lic. No. J7292, San Antonio

On April 13, 2012, the Board and James Gregory Trevino, M.D., entered into an Agreed Order requiring Dr. Trevino to complete within one year 16 hours of CME in the treatment of chronic pain and pay an administrative penalty of \$2,000 within 60 days. The Board found Dr. Trevino failed to meet the standard of care when he non-therapeutically prescribed excessive amounts of narcotics to five patients without justification for such treatment.

#### Webb, John Q., Jr., M.D., Lic. No. E3137, Beaumont

On June 8, 2012, the Board and John Q. Webb Jr., M.D., entered into an Agreed Order requiring Dr. Webb to have his practice monitored by another physician 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 risk management and four hours in identifying drug-seeking behavior and pay an administrative penalty of \$2,000 within 60 days. In addition, Dr. Webb may not reregister or otherwise obtain DEA or DPS controlled substance registrations until he has written authorization from the Board. The Board found Dr. Webb breached the standard of care by nontherapeutically prescribing controlled substances to 25 patients, and that he did not maintain adequate medical records.

#### Weldon, Bill E., D.O., Lic. No. F4669, Fort Worth

On June 8, 2012, the Board and Bill E. Weldon, D.O., entered into a Mediated Agreed Order requiring Dr. Weldon to close his medical practice and cease all evaluation, diagnosis and treatment of patients, including all prescribing. For 45 days after the entry of this order, Dr. Weldon may see current patients for the pur-

pose of referring them to other providers. In addition, Dr. Weldon may not engage in any practice of medicine that involves direct or indirect contact with patients after the closing of his medical practice. Dr. Weldon shall limit his medical practice to acting as a medical review officer, reviewing test results and medical records only. Dr. Weldon is not permitted to supervise or delegate prescriptive authority to physician extenders. The Board's basis for action was Dr. Weldon's failure to comply with his 2010 Order as well as failure to meet the standard of care in his treatment of a patient, non-therapeutic prescribing and prescribing to a person the physician should have known was an abuser of narcotic drugs. The order resolves a formal complaint filed August 2011 at the State Office of Administrative Hearings.

#### Yusuf, Qaiser Jamal, M.D., Lic. No. J1818, Baytown

On April 13, 2012, the Board and Qaiser Jamal Yusuf, M.D., entered into an Agreed Order publicly reprimanding Dr. Yusuf and requiring Dr. Yusuf to have his practice monitored by another physician for 12 monitoring cycles and complete within one year the Board certification review course in the subject of pain. The Board found Dr. Yusuf failed to meet the standard of care for his treatment of 10 chronic pain patients when he non-therapeutically prescribed the same or similar combination of controlled substances to nine patients, failed to maintain adequate medical records for all 10 patients, conducted unnecessary tests and submitted improper billing.

#### **NON-THERAPEUTIC PRESCRIBING**

#### Adugba, Ikenna, M.D., Lic. No. K6978, Denton

On June 8, 2012, the Board and Ikenna Adugba, M.D., entered into an Agreed Order requiring Dr. Adugba to complete within one year 12 hours of CME including eight hours in chronic pain management and four hours in ethics, submit within 60 days in writing a set of protocols as well as a pain contract that complies with Board Rule 170 related to the treatment of pain. The Board found Dr. Adugba failed to adequately supervise his delegates, maintain adequate medical records or use proper diligence in his practice.

#### Gullapalli, Uma Rani, M.D., Lic. No. J1256, Victoria

On June 8, 2012, the Board and Uma Rani Gullapalli, M.D., entered into an Agreed Order publicly reprimanding Dr. Gullapalli due to her non-therapeutic prescribing of controlled substances to 15 patients.

#### O'Hearn, Charles John, M.D., Lic. No. H5676, Southlake

On June 8, 2012, the Board and Charles John O'Hearn, M.D., entered into a Mediated Agreed Order requiring Dr. O'Hearn to refrain from serving as a physician for himself, maintain a logbook of all prescriptions for dangerous drugs and controlled substances with addictive potential written by Dr. O'Hearn, undergo an evaluation by a psychiatrist and begin recommended care and treatment. The basis for action was Dr. O'Hearn's inappropriate prescription of dangerous drugs or controlled substances to himself without creating and maintaining a record, and in the absence of documented immediate need. The order resolves a formal complaint against Dr. O'Hearn filed at the State Office of Administrative Hearings.

#### Sacks, Steven Michael, M.D., Lic. No. J0658, Beaumont

On June 8, 2012, the Board and Steven Michael Sacks, M.D., entered into a Mediated Agreed Order requiring Dr. Sacks to have his practice monitored by a physician for eight monitoring cycles, complete within one year 32 hours of CME including eight hours in chronic pain management, eight hours in medical record-keeping, eight hours in recognizing signs of drug diversion/ abuse and eight hours in risk management. In addition, Dr. Sacks must pass within one year and within three attempts the Medical Jurisprudence Exam and pay an administrative penalty of \$3,000 within 180 days. The Board found Dr. Sacks violated rules regarding maintenance of adequate medical records and regarding the treatment of chronic pain, non-therapeutically prescribed drugs and prescribed to a known abuser of narcotic drugs.

#### **INADEQUATE SUPERVISION**

#### Dailey, Warren Bertrand, M.D., Lic. No. F8454, Liberty

On June 8, 2012, the Board and Warren Bertrand Dailey, M.D., entered into a Mediated Agreed Order, publicly reprimanding Dr. Dailey and requiring Dr. Dailey to provide within 30 days written protocols that outline standards of practice to be followed by all staff working under his supervision, maintain at all practice sites a logbook of all prescriptions written by midlevel practitioners, maintain at all practice sites a logbook of all charts reviewed by Dr. Dailey for patients treated by mid-level practitioners working under his supervision and complete within one year eight hours of CME in the topic of supervising midlevel practitioners. The

basis for action was Dr. Dailey's failure to properly supervise staff working at a weight loss management clinic. The order resolves a formal complaint against Dr. Dailey filed at the State Office of Administrative Hearings.

Reddy, Vaishnavi, M.D., Lic. No. K6912, Rosenberg

On April 13, 2012, the Board and Vaishnavi Reddy, M.D., entered into an Agreed Order requiring Dr. Reddy to complete within one year four hours of CME in the topic of supervision of mid-levels including physician assistants, submit within 60 days copies of all written standing delegation orders and protocols used by Dr. Vaishnavi in her clinic and pay an administrative penalty of \$1,000 within 60 days. The Board found Dr. Vaishnavi failed to adequately supervise and train her physician assistant who failed to provide emergency intervention to a patient who presented complaining of severe chest pain and died of a heart attack less than two hours after his discharge.

#### **VIOLATION OF PRIOR BOARD ORDER**

Jones, James Stephen, M.D., Lic. No. M1806, Muenster

On April 13, 2012, the Board and James Stephen Jones, M.D., entered into an Agreed Order modifying Dr. Jones' 2006 Agreed Order as modified in 2011, extending the 2006 Order by one year and requiring Dr. Jones to complete eight hours of CME in ethics within one year and pay an administrative penalty of \$1,000 within 60 days. The Board found Dr. Jones falsified his Alcoholics Anonymous logs in an attempt to protect the anonymity of his sponsor, with whom he was actually attending the meetings, but who had refused to sign the logs in an effort to protect his own privacy.

#### Samuel, Donald, M.D., Lic. No. H5964, Jasper

On April 13, 2012, the Board and Donald Samuel, M.D., entered into an Agreed Order requiring Dr. Samuel to pay an administrative penalty of \$500 within 60 days. The Board found Dr. Samuel failed to comply with all terms of a Board order when he did not obtain CME hours required for 2011.

Wong, Ronald Din, M.D., Lic. No. J5950, San Antonio
On June 8, 2012, the Board and Ronald Din Wong,
M.D., entered into an Agreed Order requiring Dr. Wong
to complete within 90 days the CME required in his
2009 Order for which he is deficient and pay an admin-

istrative penalty of \$2,000 within 60 days. The Board found Dr. Wong did not timely obtain CME required in his 2009 Order and failed to timely pay a \$1,000 administrative penalty required in his 2011 Order.

#### **UNPROFESSIONAL CONDUCT**

behaved in a disruptive manner.

Dewitt, Owen Curl, M.D., Lic. No. G3287, Fort Worth On April 13, 2012, the Board and Owen Curl Dewitt, M.D., entered into an Agreed Order publicly reprimanding Dr. Dewitt and requiring Dr. Dewitt to properly notify patients of the closure of his medical practice within 60 days, pass the Medical Jurisprudence Exam within one year and within three attempts and complete within one year 16 hours of CME including eight hours in ethics and eight hours in risk management. The Board found Dr. Dewitt was subject to disciplinary action by his peers, terminated his care of a patient without providing reasonable notice to the patient and

Garcia, Anthony Fabro, M.D., Lic. No. N9858, Temple On April 13, 2012, the Board and Anthony Fabro Garcia, M.D., entered into an Agreed Order requiring Dr. Garcia to undergo a psychiatric evaluation, return to the Board following receipt of his evaluation, and follow all recommendations for continuing care and treatment. The basis for the Board's action was Dr. Garcia's disruptive behavior and discipline by Dr. Garcia's peers.

Hamer, Louis Marc, M.D., Lic. No. J3113, Pasadena

On June 8, 2012, the Board and Louis Marc Hamer, M.D., entered into an Agreed Order requiring Dr. Hamer to complete within one year an approved angermanagement course, complete within one year four hours of CME in the topic of physician-patient boundaries and pay an administrative penalty of \$1,000 within 60 days. The Board found Dr. Hamer engaged in behavior that was disruptive to hospital staff.

#### **INADEQUATE MEDICAL RECORDS**

Caruth, Jeffrey Chandler, M.D., Lic. No. H6102, Plano On April 13, 2012, the Board and Jeffrey Chandler Caruth, M.D., entered into a Mediated Agreed Order requiring Dr. Caruth to complete within one year eight hours of CME including four hours in risk management and four hours in medical recordkeeping and pay a \$1,500 refund to a patient within one year. The Board found Dr. Caruth failed to maintain adequate medical records for a patient on whom he performed abdomi-

nal liposuction and who may have been a better candidate for an excisional procedure. The Order resolves a formal complaint against Dr. Caruth filed at the State Office of Administrative Hearings.

#### Pittard, Carlton Duwain, M.D., Lic. No. C6476, Grapevine

On June 8, 2012, the Board and Carlton Duwain Pittard, M.D., entered into an Agreed Order requiring Dr. Pittard to have a physician monitor his practice for 12 monitoring cycles, complete within one year 20 hours of CME including 10 hours in medical recordkeeping and 10 hours in risk management. The action was based on Dr. Pittard's failure to maintain adequate medical records for one patient.

#### Soto-Cora, Ediberto, M.D., Lic. No. J0679, El Paso

On April 13, 2012, the Board and Ediberto Soto-Cora, M.D., entered into an Agreed Order requiring Dr. Soto-Cora to complete within one year 16 hours of CME including eight hours in medical recordkeeping and eight hours in ethics and pay an administrative penalty of \$2,000 within 60 days. The Board found Dr. Soto-Cora failed to maintain an adequate medical record for a patient.

# Stevens, James Edward, D.O., Lic. No. E8937, Westlake On April 13. 2012, the Board and James Edward Ste-

On April 13, 2012, the Board and James Edward Stevens, D.O., entered into an Agreed Order requiring Dr. Stevens to complete within one year 24 hours of CME including four hours of immunology, four hours in fibromyalgia, eight hours in risk management and eight hours in physician-patient communications, and pay an administrative penalty of \$1,000 within 60 days. The Board found Dr. Stevens failed to maintain adequate medical records regarding one patient.

#### Wills, Robert P., M.D., Lic. No. H8514, Austin

On April 13, 2012, the Board and Robert P. Wills, M.D., entered into a Mediated Agreed Order requiring Dr. Wills to complete within one year 16 hours of CME including eight hours in medical recordkeeping and eight hours in risk management. The Board found Dr. Wills did not adequately maintain medical records regarding his care for a single patient who experienced a known complication. The Order resolves a formal complaint against Dr. Wills filed at the State Office of Administrative Hearings.

#### PEER REVIEW ACTIONS

#### Howie, David Ian, M.D., Lic. No. H2472, Cleveland

On April 13, 2012, the Board and David Ian Howie, M.D., entered into an Agreed Order requiring Dr. Howie to undergo an independent psychiatric evaluation, with a written report to be completed within six months. The Board found Dr. Howie was subject to discipline by his peers at Cleveland Regional Medical Center, engaged in disruptive behavior and provided false information to the Board.

#### **IMPAIRMENT**

#### Fowler, Stephen Rice, M.D., Lic. No. H9514, Ennis

On April 13, 2012, the Board and Stephen Rice Fowler, M.D., entered into an Agreed Order suspending Dr. Fowler's license until Dr. Fowler requests in writing to have the suspension lifted and provides clear and convincing evidence that he is competent to safely practice medicine, which must include evidence that Dr. Fowler has maintained sobriety for at least six months. The basis for action was Dr. Fowler's inability to practice medicine with reasonable skill and safety to patients because of drunkenness.

#### Hamid, Stacy Elise, M.D., Lic. No. N5095, Frisco

On April 13, 2012, the Board and Stacy Elise Hamid, M.D., entered into an Agreed Order reinstating her medical license, which was suspended in 2010, and subjecting her to the following terms and conditions for 10 years: Dr. Hamid must abstain from prohibited substances, undergo a psychiatric evaluation and follow all recommendations for continued care and treatment and continue seeing her psychologist once a month. In addition, Dr. Hamid shall not practice anesthesiology or practice in an emergency room or be on-call for any institution at night. Dr. Hamid must limit her practice to 30 hours per week, limit her medical practice to a group or institutional setting approved in advance, continue to participate in Alcoholics Anonymous and refrain from treating her immediate family. The basis for the Board's action was Dr. Hamid's prior disciplinary history and her compliance with all terms and conditions of her 2011 Order.

#### Nandety, Rao K., M.D., Lic. No. F2819, West Houston

On April 13, 2012, the Board and Rao K. Nandety, M.D., entered into an Agreed Order requiring Dr. Nandety to cease clinical practice of medicine in Texas, refrain from delegating to physician extenders and permanently restrict his practice to administrative medicine. The

Board found Dr. Nandety served as medical director for several unregistered pain clinics operating in the Harris County area; unbeknownst to Dr. Nandety, the clinics were being operated in violation of state law. Dr. Nandety immediately resigned from the clinics and indicated to the Board that he has retired from the clinical practice of medicine due to physical health problems.

#### Reddy, Tanuja, M.D., Lic. No. N3266, Southlake

On April 13, 2012, the Board and Tanuja Reddy, M.D., entered into an Agreed Order requiring Dr. Reddy to undergo an evaluation by a psychiatrist, follow all recommendations for continued care and treatment, and petition the Board for another informal settlement conference following receipt of the neuropsychological evaluation. The basis for the Board's action is Dr. Reddy's inability to practice medicine with reasonable skill and safety to patients due to a mental or physical condition.

#### **OTHER STATES' ACTION**

# Beaty, Sean Daly, M.D., Telemedicine Lic. No. TM00376, Las Vegas NV

On April 13, 2012, the Board and Sean Daly Beaty, M.D., entered into an Agreed Order requiring Dr. Beaty to pay an administrative penalty of \$500 within 60 days. The Board found Dr. Beaty was issued a Public Letter of Reprimand by the Medical Board of California.

# Eby, Charles Sidney, Jr., M.D., Lic. No. D2417, Fort Myers FL

On April 13, 2012, the Board and Charles Sidney Eby Jr., M.D., entered into an Agreed Order requiring Dr. Eby to pay an administrative penalty of \$500 within 60 days. The Board found Dr. Eby was reprimanded by the Florida Department of Health and required to pay a \$5,000 administrative fine.

# Freeman-Ladd, Mayra Louise, M.D., Lic. No. N5057, Abilene

On April 13, 2012, the Board and Mayra Louise Freeman-Ladd, M.D., entered into an Agreed Order requiring Dr. Freeman-Ladd to comply with all terms and conditions of her 2011 Order issued by the Florida State Medical Board related to violations of the standard of care in the treatment of one patient.

Geier, Mark, M.D., Lic. No. TM00268, Rockville MD On June 8, 2012, the Board and Mark Geier, M.D.,

entered into an Agreed Order of Suspension. In April 2011, the Maryland State Board of Physicians suspended Dr. Geier's Maryland medical license based on his treatment of autistic children with the drug Lupron. Under the terms of the Agreed Order of Suspension, if Dr. Geier's Maryland medical license is revoked, his Texas license will be automatically revoked.

#### Marshall, Larry J., M.D., Lic. No. J9751, Lakeside CA

On April 13, 2012, the Board and Larry J. Marshall, M.D., entered into an Agreed Order requiring Dr. Marshall to pay an administrative penalty of \$1,000 within 60 days. The basis for action was Dr. Marshall's formal discipline by the Medical Board of California following charges of negligence, standard of care violations and medical recordkeeping violations.

# Whitfield, Dennis Wayne, M.D., Lic. No. D9722, Saint Helena CA

On June 8, 2012, the Board and Dennis Wayne Whitfield, M.D., entered into an Agreed Order publicly reprimanding Dr. Whitfield. The Board found Dr. Whitfield was subjected to disciplinary action by the state of California, where he is also licensed, due to a failure to treat a patient according to the generally accepted standard of care.

#### **VOLUNTARY SURRENDER**

# Bullington, Karen Patricia, M.D., Lic. No. H9455, Marietta, GA

On June 8, 2012, the Board and Karen Patricia Bullington, M.D., entered into an Agreed Voluntary Surrender Order. The Georgia Medical Board entered an order due to Dr. Bullington's failure to meet the standard of care for one patient. Dr. Bullington indicated to the Board that she agreed to permanently surrender her Texas medical license in lieu of further disciplinary proceedings.

# Chaudhry, Mohammad Akram, M.D., Lic. No. E2171, Fort Worth

On June 8, 2012, the Board and Mohammad Akram Chaudhry, M.D., entered into an Agreed Order of Voluntary Surrender. Due to a health condition, Dr. Chaudhry indicated to the board that he agrees to permanently surrender his Texas medical license and cease practicing medicine.

# McCord, Michael David, M.D., Lic. No. J4914, Beaumont

On April 13, 2012, the Board and Michael David Mc-Cord, M.D., entered into an Agreed Voluntary Surrender Order in which Dr. McCord voluntarily and permanently surrendered his medical license because of a medical condition.

#### Pearce, Jay, D.O., Lic. No. H4608, Fulton

On June 8, 2012, the Board and Jay Pearce, D.O., entered into an Agreed Order of Voluntary Surrender. Dr. Pearce retired from medical practice in June 2011 due to illness.

#### Philbrick, Darey, M.D., Lic. No. J6662, Brownwood

On June 8, 2012, the Board and Darey Philbrick, M.D., entered into an Agreed Order of Voluntary Surrender. The Board had concerns about Dr. Philbrick's prescribing practices and medical record-keeping. Dr. Philbrick surrendered his Texas Medical license in lieu of disciplinary action.

#### Roy, Jacques A., M.D., Lic. No. G6995, DeSoto

On June 8, 2012, the Board and Jacques A. Roy, M.D., entered into an Agreed Order of Voluntary Surrender. In February 2012, Dr. Roy was arrested by the FBI for allegations of Medicare fraud, and indicated to the Board that he wished to surrender his Texas medical license in lieu of further disciplinary proceedings regarding allegations he failed to meet the standard of care for two patients and violation of state and federal law.

#### Surya, Gundlapalli, M.D., Lic. No. H3757, San Antonio

On April 13, 2012, the Board and Gundlapalli Surya, M.D., entered into an Agreed Order of Voluntary Surrender in which Dr. Surya voluntarily surrendered his Texas Medical license due to medical limitations. The order requires Dr. Surya to immediately cease practicing medicine.

#### Turner, Stephen Lynn, M.D., Lic. No. G5711, Plainview

On June 8, 2012, the Board and Stephen Lynn Turner entered into a Voluntary Surrender Order in which the Board accepted Dr. Turner's permanent surrender of his Texas medical license. The Board opened an investigation on Dr. Turner based on unprofessional comments he made. Dr. Turner has self-reported an injury which affects his ability to practice medicine.

#### Wilder, Lowell E., M.D., Lic. No. C0655, Falfurrias

On June 8, 2012, the Board and Lowell E. Wilder, M.D., entered into an Agreed Voluntary Surrender Order. Dr. Wilder, who is 93, indicated to the Board he wished to permanently surrender his Texas medical license due to significant physical health problems.

#### **CEASE AND DESIST**

#### Cantu, Cristina, No License, Laredo

On April 13, 2012, the Board and Cristina Cantu entered into an Agreed Cease and Desist Order prohibiting Ms. Cantu from acting as or holding herself out to be a licensed physician in Texas. The Board found Ms. Cantu, through her website, used the designation of doctor without adequately disclosing the basis upon which she used the designation.

#### Mitchell, Roby, Lic. No. H4560 (Cancelled), Amarillo

On May 25, 2012, the Board entered a Cease and Desist Order regarding Roby Mitchell, prohibiting him from acting as, or holding himself out to be, a physician and ordering him to cease and desist from engaging in any practice of medicine. Mr. Mitchell's Texas medical license was revoked in August 2005 for failing to obey a previous Board order. In April 2011, Mr. Mitchell evaluated and treated a patient for metastatic melanoma, after holding himself out as a cancer doctor. Mr. Mitchell prescribed a course of what he described as "Colostrum Bovine Treatment." This treatment involved drawing blood from the patient, and injecting that blood into the udder of a pregnant cow. The patient was then to drink milk from the cow. The patient paid \$2,500 to Mr. Mitchell and \$2,500 to the farmer with the cow. The patient died in hospice before he had the opportunity to drink any of the milk he paid for. The farmer wired back to the patient's family \$2,500; Mr. Mitchell refused to provide a refund.

#### Roca, Ricardo F., No License, Brownsville

On April 13, 2012, the Board and Ricardo F. Roca entered into an Agreed Cease and Desist Order requiring Mr. Roca to cease acting as or holding himself out to be a licensed physician in Texas, referring to himself as

"Dr." or "doctor" without clarifying verbally or in writing that he is not a medical doctor and is not licensed to practice medicine in Texas. The Board found that 14 patients Mr. Roca assisted at the University of Texas at Brownsville student health care clinic complained that Mr. Roca examined, diagnosed, treated or advised treatment. Mr. Roca denied the allegations.

#### Rowjee, Roshin A., No License, Lufkin

On May 25, 2012, the Board entered a Cease and Desist Order regarding Roshin A. Rowjee, prohibiting Mr. Rowjee from engaging in the unlicensed practice of medicine in Texas. The action was based on Mr. Rowjee's dispensing medical advice and diagnosis and soliciting payment for these services from patients through the Internet.

# Thompson, Stephen Kelly, Lic. No. G2582 (Cancelled), Dallas

On May 25, 2012, the Board entered a Cease and Desist Order regarding Stephen Kelly Thompson, prohibiting Mr. Thompson from engaging in the practice of medicine or referring to himself as "Dr. Stephen Kelly Thompson" without clearly designating that he is not a medical doctor and that he is not licensed to practice medicine in the state of Texas. The Board found Mr. Thompson has been engaging in the unlicensed practice of medicine in Texas, referred to himself as "Dr. Stephen Thompson" in the context of a job interview and that he examined and diagnosed a patient with severe bursitis, administered pain medication and provided a prescription.

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# **Board Rule Changes**

Chapter 185, PHYSICIAN ASSISTANTS: Amendment to §185.4, concerning <u>Procedural Rules</u> <u>for Licensure Applicants</u>, provides grounds for the extension of licensure applications that have been on file with the Board for over one year and allows for an alternative licensure process for military spouses.

Chapter 187, PROCEDURAL RULES: Amendment to §187.13, concerning Informal Board Proceedings Relating to Licensure Eligibility, amends the appeal process for licensure applicants who are denied licensure or approved for licensure under an agreed order or remedial plan. The amendment provides that all appeals must be referred to SOAH and eliminates the ability of applicants to request rehearings before the Licensure Committee. In addition, an applicant may not withdraw an application for licensure once the matter has been referred to SOAH.

Chapter 190, DISCIPLINARY GUIDELINES: Amendments to §190.15, concerning Aggravating and Mitigating Factors, provides that mitigating factors in a matter before the Board where a licensee is in violation of the Medical Practice Act does not require that the Board dismiss the case. In cases relating to violations of treatment of tickborne diseases, a mitigating factor to be considered by the Board is if the licensee completed CME on the topic within two years prior to the opening of the Board investigation. Amendments to §190.8, concerning Violation Guidelines, adds that the Board will take disciplinary action if the physician is in violation of §170.002 or Chapter 171, Texas Health and Safety Code.

Chapter 192, OFFICE-BASED ANESTHESIA SER-VICES: Amendment to §192.1, concerning <u>Definitions</u>, changes the term "Basic Cardiac Life Support" to "Basic Life Support (BLS)", consistent with the definitions promulgated by the American Heart Association. The amendment also clarifies what constitutes a Level II service. Amendment to §192.2, concerning <u>Provision of Anesthesia Ser-</u>

vices in Outpatient Settings, makes grammatical changes regarding the requirement that personnel who provide office-based anesthesia services be certified by the American Heart Association in BLS or ACLS, as noted. Also, the amendment deletes subsection (k) as it is unnecessary due to changes previously made in subsection (c) which provide more specifically for required certifications of qualified personnel participating in the provision of office-based anesthesia services.

#### **Chapter 195, PAIN MANAGEMENT CLINICS:**

Amendments to §195.2, concerning <u>Certification of Pain Management Clinics</u>, remove the rehearing process for those applicants who are denied pain management clinic certification by the Board; require that applicants for a pain management clinic certification be able to demonstrate that they are engaged in the active practice of medicine as defined by Board rule §163.11; and state that ownership of a pain management clinic is the practice of medicine.

#### **Chapter 198, USE OF INVESTIGATIONAL AGENTS:**

New §198.1 sets out the purpose of the chapter to give physicians a reasonable and responsible degree of latitude in the use of investigational agents. New §198.2 establishes the definition for "investigational agent." New §198.3 establishes practice guidelines for the use of investigational agents. The guidelines include having protocols approved by the FDA or an IRB, meeting certain ethical standards, and obtaining informed consent from patients.