



TEXAS PHYSICIAN ASSISTANT BOARD

DISCIPLINE AND ETHICS COMMITTEE

Minutes

July 17, 2009

Chair Anna Arredondo Chapman, called the meeting to order at 10:28 a.m. Other members present were Margaret K. Bentley, Felix Koo, M.D., and Edward W. Zwanziger, PA-C. Committee Member Ron Bryce, M.D. was not present.

Also present was Medical Director Alan T. Moore, M.D., Jane McFarland, Chief of Staff, and Mari Robinson, Executive Director, and various other staff.

Agenda Item #2. Review, discussion and possible action regarding appeals of dismissed complaints. A. Jurisdictional Complaints: i. Investigations: 08-4808, 08-5741, and 09-1176. B. Non-Jurisdictional Complaints: 09-2940.

Ms. Bentley moved, and Dr. Koo seconded that the appeal of Item 2.A., Log #08-4808 be denied. Motion carried.

Ms. Bentley moved, and Dr. Koo seconded that the appeal of Item 2.A., Log #08-5741 be denied. Motion carried.

Dr. Koo moved, and Ms. Bentley seconded that the appeal of Item 2.A., Log #09-1176 be denied. Motion carried.

Ms. Bentley moved, and Dr. Koo seconded that the appeal of Item 2.B., Log #09-2940 be denied. Motion carried.

Agenda Item #3. Discussion, recommendation, and possible action regarding routine follow-up on investigative files previously referred from the Disciplinary and Ethics Committee for follow-up action, specifically including: 08-4025.

Ms. Bentley moved, and Dr. Koo seconded that the follow-up action of Item 3, Log #08-4025 be denied and that the case be closed. Motion carried.

Agenda Item #4. Reports and discussion regarding the Investigation, Litigation and Compliance Departments. Ms. Robinson presented the Enforcement Report for June 2009, a copy of which is attached. This was an informational item only and no vote was necessary.

Agenda Item #5. Review, discussion and possible action regarding review of probationers appearances. (Presented by Ms. Robinson).

Ms. Bentley moved, and Dr. Koo seconded that the waiver list on Agenda Item 5 be approved. Motion carried.

Ms. Bentley moved, and Dr. Koo seconded that all Administrative Penalties be accepted as written and attached. Motion carried.

Ms. Bentley moved, and Dr. Koo seconded; the motion passed at 11:15 a.m. to go into Executive Session for private consultation and advice of counsel concerning pending or contemplated litigation, settlement offers, and/or legal matters subject to the attorney-client privilege under the authority of the Open Meetings Act, Section 551.071, GOVERNMENT CODE. Open session resumed at 11:27 a.m. and it was announced that no action was taken during executive session. A certified agenda of the executive session was made.

Agenda Item #6. Review, discussion, and possible action regarding selected files and cases.

The committee unanimously moved that Log #09-2447 be closed and that a custom letter be sent to the Respondent emphasizing the repercussions of another incident of the type that initially warranted this investigation. Motion carried.

The committee unanimously moved that that Log #09-0225 be closed and that a custom letter be sent to the Respondent emphasizing the inappropriateness that can be perceived from the type of relationship that was the basis of this complaint. Motion carried.

Ms. Bentley moved, and Dr. Koo seconded that the investigations and cases reviewed by the committee be resolved as noted and that they be listed along with each resolution as part of the minutes of this Committee. Motion carried.

Agenda Item #7. Adjourn.

At 11:30 a.m., Ms. Chapman announced the meeting was adjourned; there were no objections.