

2001 Press Releases

December 14, 2001

[36 Doctors Disciplined](#) (click to link to specific individuals)

During its December 5-8 Board meeting, the Texas State Board of Medical Examiners disciplined 36 licensed physicians, who received one or more of the following actions: five surrender/revocations; 14 suspensions, of which six were stayed and probated under various terms and conditions; four restrictions; three public reprimands; and 13 administrative penalties totaling \$30,500 were assessed. In addition, a physician's license was temporarily suspended on October 24. At its meeting on November 30, the Texas State Board of Physician Assistant Examiners disciplined one physician assistant. One PA's license was temporarily suspended on November 21.

Rule Changes

The Board adopted the following proposed rule changes that were published in the *Texas Register*: Chapter 163, Licensure: new §163.13 regarding expedited licensure process. Chapter 166, Physician Registration: Rule review and amendments to §§166.1-166.6 regarding general cleanup, CME temporary licenses, SB 1300 (30-day grace period to practice with an expired permit) and voluntary charity care provided to indigent populations. Chapter 173, Physician Profiles: amendments to §173.1 relating to information required for physician profiles and updates to Occupations Code cites. Chapter 175, Fees, Penalties, and Applications: rule review, proposed amendments to §§175.1-175.3, repeal, and new §175.4, and repeal of §175.5 regarding fees, penalties, and applications. Chapter 183, Acupuncture: amendments to §§183.2-183.6, 183.12-183.14, 183.16-183.21, pursuant to SB 643 concerning the definition of acupuncture and acupuncturist and the authority of an acupuncturist to treat alcoholism and chronic pain without referral; and to update Occupations Code cites. Chapter 185, Physician Assistants: amendments to §§185.2, 185.7, 185.17, 185.19, 185.21, 185.30, and new 185.29 regarding employment guidelines pursuant to SB 1166 and changes concerning temporary licenses, automatic suspension and temporary suspensions pursuant to HB 3421. Chapter 187, Procedural Rules (new title): Repeal of §§187.1-187.41 and new §§187.1-187.44 regarding procedures for formal and informal board proceedings. Chapter 188, Complaint Procedure Notification: Amendment to §188.1 regarding corrections to Spanish translation of the complaint procedure notification form.

Proposed Rules

The Board proposed the following rule changes for publication in the *Texas Register* and comment: Chapter 161, General Provisions: rule review and repeal and replace chapter. The proposal will outline the purpose and function

of the board, clarify its organization and structure, and delineate each committee's responsibilities.

Chapter 163, Licensure: amendments to §§163.1, 163.2, 163.3, 163.4, 163.5, and 163.10 regarding the performance and delivery of medical education, examinations, education and documentation requirements, relicensure requirements, and the use of the Federation of State Medical Board's Credentials Verification Service (FCVS). Chapter 171, Institutional Permits §§ title will be changed to Postgraduate Training Permits: amendments to §§171.1-171.7 regarding eligibility and documentation requirements of Physician in Training Permits and Visiting Professor Permits, along with general cleanup of the chapter. Chapter 180, Rehabilitation Orders § repeal and replace chapter: regarding the purpose of rehabilitation orders and the factors to be considered when proposing and determining eligibility for a rehabilitation order.

Chapter 181, Contact Lens Prescriptions: rule review with proposed amendments to do general cleanup and update Occupation Code cites.

Chapter 183, Acupuncture: proposed amendments to §183.4 regarding licensure documentation and methods of evaluating English proficiency.

Chapter 185, Physician Assistants: proposed amendments to §§185.4 and 185.9 regarding physician assistants not currently in active practice and reactivation of an inactive license.

For copies of rule changes or proposed rules, write the Board at MC 901, P.O. Box 2018, Austin, TX 78768-2018, or see the board's web site, www.tmb.state.tx.us. Click on §Rules, Regulations, and Guidelines, § then on §Board Rules, § §Board Rule Changes § or §Proposed Board Rules. §

Disciplinary Actions

Physicians

Bonham, Henry E., M.D., Fort Worth, TX, Lic. #D4076

An Agreed Order was entered on 12-7-01 revoking the physician's license. Action due to conviction of a felony or a crime of a lesser degree that involves moral turpitude, and unprofessional or dishonorable conduct.

Caldwell, Troy A. Jr., M.D., Rusk, TX, Lic. #E8372

An Agreed Order was entered on 12-7-01 suspending the physician's license; however, the suspension was stayed and the physician was placed on probation for five years under certain terms and conditions. Action due to non-therapeutic prescribing or treatment.

Cantu, Ernesto, M.D., San Antonio, TX, Lic. #F7416

An Agreed Order was entered on 12-7-01 suspending the physician's license. Action due to failure to practice medicine in an acceptable manner consistent with public health and welfare, unprofessional or dishonorable conduct, non-

therapeutic prescribing or treatment, writing false or fictitious prescriptions, failure to keep drug records, and failure to supervise delegates.

Clark, Robert E. Jr., M.D., Memphis, TX, Lic. #C3610

An Agreed Order was entered on 12-7-01 in which the physician voluntarily and permanently surrendered his Texas medical license. Action due to inability to practice medicine with reasonable skill and safety to patients as a result of his physical condition or poor health.

Collins, Rebecca N., M.D., Lewisville, TX, Lic. #H7548

An Agreed Order was entered on 12-7-01 assessing an administrative penalty in the amount of \$4,500. Action due to failure to practice medicine in an acceptable professional manner consistent with public health and welfare.

Deep, Anthony M., M.D., Kerrville, TX, Lic. #K9254

An Agreed Order was entered on 12-7-01 restricting the physician's license for five years under certain terms and conditions. Action due to unprofessional or dishonorable conduct.

Farner, Robert E. Jr., M.D., Hot Springs, AR, Lic. #K0293

An Agreed Order was entered on 12-7-01 suspending the physician's license; however, the suspension was stayed and the physician was placed on probation for 10 years under certain terms and conditions. Action due to conviction of a felony and the physician's inability to practice medicine with reasonable skill and safety to patients as a result of a mental condition.

Fisher, Stephen N., M.D., Pittsburgh, PA, Lic. #H9635

An Agreed Order was entered on 12-7-01 suspending the physician's license. Action due to conviction of a felony and unprofessional or dishonorable conduct.

Fulton, Carl L., M.D., Dallas, TX, Lic. #G6170

An Agreed Order was entered on 12-7-01 suspending the physician's license. Action due to unprofessional or dishonorable conduct and commission of an act that violates a law of this state connected with the practice of medicine.

Johnson, Charles F. III, M.D., Temple, TX, Lic. #D3284

An Agreed Order was entered on 12-7-01 suspending the physician's license. Action due to inability to practice medicine with reasonable skill and safety to patients, failure to practice medicine in an acceptable professional manner consistent with public health and welfare, unprofessional or dishonorable conduct and writing false or fictitious prescriptions.

Kelley, Danny L., M.D., Pleasanton, TX, Lic. #E1214

An Agreed Order was entered on 12-7-01 assessing an administrative penalty in the amount of \$1,000. Action due to failure to practice medicine in an acceptable professional manner consistent with public health and welfare.

King, John Q. T., M.D., Katy, TX, Lic. #E2656

An Agreed Order was entered on 12-7-01 suspending the physician's license; however, the suspension was stayed and the physician was placed on

probation for seven years under certain terms and conditions. Action due to non-therapeutic prescribing.

Landefeld, Ronald A., M.D., Hemphill, TX, Lic. #E3988

An Agreed Order was entered on 12-7-01 suspending the physician's license. Action due to disciplinary action by another state.

Liegel, Joyce M., M.D., Houston, TX, Lic. #J9592

An Agreed Order was entered on 12-7-01 in which the physician was assessed an administrative penalty in the amount of \$500. Action due to violation of Board rules.

Marquis, Alejandro F., M.D., Austin, TX, Lic. #K1248

An Agreed Order was entered on 12-7-01 assessing an administrative penalty in the amount of \$500. Action due to failure to practice medicine in an acceptable professional manner consistent with public health and welfare.

Martin, Linda R., D.O., Willis, TX, Lic. #F5296

An Agreed Order was entered on 12-7-01 suspending the physician's license; however, the suspension was stayed and the physician was placed on probation for four years under certain terms and conditions. Action due to unprofessional or dishonorable conduct, failure to adequately supervise the activities of those acting under her supervision, and by delegating professional medical responsibility or acts to a person who the physician knew or had reason to know was not qualified by training, experience, or licensure to perform the responsibility or acts.

McCorkle, Brandt H., D.O., Abilene, TX, Lic. #F4260

An Agreed Order was entered on 12-7-01 publicly reprimanding the physician and assessing an administrative penalty in the amount of \$1,000. Action due to unprofessional or dishonorable conduct.

McMeans, Pat M., M.D., Euless, TX, Lic. #G8916

An Agreed Order was entered on 12-7-01 restricting the physician's license under certain terms and conditions. Action due to failure to practice medicine in an acceptable professional manner consistent with public health and welfare.

Medina, Amante D., M.D., Keene, TX, Lic. #E4521

An Agreed Order was entered on 12-7-01 in which the physician voluntarily surrendered his Texas medical license.

Meshel, William N., M.D., El Paso, TX, Lic. #E9306

An Agreed Order was entered on 12-7-01 assessing an administrative penalty in the amount of \$1,000. Action due to aiding and abetting the unlicensed practice of medicine.

Mubarak, Jamal, M.D., Denton, TX, Lic. #K6658

An Agreed Order was entered on 12-7-01 assessing an administrative penalty in the amount of \$2,500. Action due to violation of Board rules.

Norris, David F., D.O., Rusk, TX, Lic. #D2817

An Agreed Order was entered on 12-7-01 assessing an administrative penalty in the amount of \$500. Action due to violation of Board rules.

Offenbach, Howard A., M.D., Dallas, TX, Lic. #F4335

An Agreed Order was entered on 12-7-01 suspending the physician's license. Action due to unprofessional or dishonorable conduct.

Ore, Victor R., M.D., Houston, TX, Lic. #E2309

An Agreed Order was entered on 12-7-01 restricting the physician's license under certain terms and conditions. Action due to non-therapeutic prescribing.

Pang, Shing Y., M.D., Dallas, TX, Lic. #J1124

An Agreed Order was entered on 12-7-01 suspending the physician's license. Action due to intemperate use of alcohol or drugs and unprofessional or dishonorable conduct.

Pensom, Keith P., D.O., Farmers Branch, TX, Lic. #K9387

An Agreed Order was entered on 12-7-01 suspending the physician's license; however, the suspension was stayed and the physician was placed on probation for five years under certain terms and conditions. Action due to conviction of a felony or crime of a lesser degree that involves moral turpitude, unprofessional or dishonorable conduct and failure to practice medicine in an acceptable manner consistent with public health and welfare.

Payne, John B., D.O., Euless, TX, Lic. #H5943

An Agreed Order was entered on 12-7-01 assessing an administrative penalty in the amount of \$1,000. Action due to disciplinary action by peers.

Rabinowitz, Andrew I., M.D., Phoenix, AZ, Lic. #K6253

An Agreed Order was entered on 12-7-01 suspending the physician's license; however, the suspension was stayed and the physician was placed on probation under certain terms and conditions. Action due to writing false or fictitious prescriptions for dangerous drugs and disciplinary action taken in another state.

Smith, George R. Jr., M.D., Mount Pleasant, TX, Lic. #H8411

A Temporary Suspension Order was entered on 10-24-01 temporarily suspending the physician's license due to evidence and information that the physician's continuation in the practice of medicine would constitute a continuing threat to public welfare. The allegations related to the application for temporary suspension are to be the subject of a disciplinary hearing as soon as can be accomplished under the Administrative Procedure Act and Medical Practice Act.

Stevens, James B., M.D., Dallas, TX, Lic. #J3910

An Agreed Order was entered on 12-7-01 in which the physician voluntarily and permanently surrendered his Texas medical license. Action due to inability to practice medicine with reasonable skill and safety to patients because of excessive use of drugs, narcotics, chemicals, or another substance.

Swe, Ni Ni, M.D., Bedford, TX, Lic. #H2970

An Agreed Order was entered on 12-7-01 subjecting the physician to certain terms and conditions for five years. Action due to failure to practice medicine in an acceptable professional manner consistent with public health and welfare, disciplinary action by peers, non-therapeutic prescribing or treatment and administering dangerous or controlled drugs in an improper manner.

Tolia, Nalin H., M.D., Odessa, TX, Lic. #E2374

An Agreed Order was entered on 12-7-01 publicly reprimanding the physician and assessing an administrative penalty in the amount of \$10,000. Action due to failure to practice medicine in an acceptable professional manner consistent with public health and welfare.

Venegas, Carlos, M.D., Dallas, TX, Lic. #K0566

An Agreed Order was entered on 12-7-01 assessing an administrative penalty in the amount of \$5,000. Action due to unprofessional or dishonorable conduct that is likely to deceive or defraud the public or injure the public.

West, George R., M.D., Nocona, TX, Lic. #H0925

An Agreed Order was entered on 12-7-01 publicly reprimanding the physician, assessing an administrative penalty in the amount of \$2,500 and restricting the physician's license under certain terms and conditions. Action due to unprofessional or dishonorable conduct and non-therapeutic prescribing or treatment.

Williams, Michael Lee, M.D., Palestine, TX, Lic. #H5995

An Agreed Order was entered on 12-7-01 assessing an administrative penalty in the amount of \$500. Action due to violation of Board rules.

Wurtsbaugh, Ronald B., M.D., Austin, TX, Lic. #G1587

On 12-7-01, the Board voted to order the revocation of Dr. Wurtsbaugh's Texas medical license. Action based on failure to practice medicine in an acceptable manner and unprofessional conduct. Dr. Wurtsbaugh may file a Motion for Rehearing within 20 days of the order. If a motion is filed and the Board denies the motion the order is final. If a motion is filed and the Board grants the motion the order is not final and a hearing will be scheduled.

Physician Assistants

Herd, Anthony J., P.A., South Padre Island, TX, Lic. #PA01865

An Agreed Order was entered on 11-30-01 publicly reprimanding the physician assistant. Action due to failure to practice as a physician assistant in an acceptable professional manner consistent with public health and welfare.

Webb, Randall G., P.A., Lubbock, TX, Lic. #PA03070

A Temporary Suspension Order was entered on 11-21-01 temporarily suspending the physician assistant's license due to evidence and information that the physician assistant's continuation in the practice of medicine would constitute a continuing threat to public welfare by intemperate use of alcohol and drugs, unprofessional conduct and violation of Agreed Order. The allegations related to the application for temporary suspension are to be the subject of a disciplinary hearing as soon as can be accomplished under the Administrative Procedure Act and Medical Practice Act.

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For more information, call Jill Wiggins, Public Information Director, at (512) 305-7018 or write to:

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