



Texas Medical Board

BOARD MEETING

December 10, 2021

The meeting was called to order on Friday December 10, 2021 at 8:05 a.m. by Board President Sherif Zaafran, M.D. Board members present were: Kandace Farmer, D.O., Vice President; Devinder S. Bhatia, M.D.; George L. DeLoach, D.O.; James Distefano, D.O.; Tomeka Herod; Robert Martinez, M.D.; LuAnn R. Morgan; Jayaram B. Naidu, M.D.; Manuel Quinones, Jr., M.D.; Jason Tibbels, M.D.; Ebony V. Todd, J.D.; and David Vanderweide, M.D. Board members not present were: Michael E. Cokinos, Secretary/Treasurer; Arun Agarwal; Sharon Barnes; Ada L. Booth, M.D.; Robert Gracia; and Satish Nayak, M.D.. Staff members present were: Brint Carlton, J.D., Executive Director; Scott Freshour, J.D., General Counsel; Robert Bredt, M.D., Medical Director; and various other staff.

Agenda Item # 1, Mission Statement. Dr. Zaafran read the board's mission statement into the minutes. *Our Mission is to protect and enhance the public's health, safety and welfare by establishing and maintaining standards of excellence used in regulating the practice of medicine and ensuring quality health care for the citizens of Texas through licensure, discipline, and education.*

Agenda Item #2, Board Member Report. Dr. Zaafran reported on his meeting with the dental board regarding collaboration when it comes to rules about opioids. There was a discussion. Mr. Carlton let the board know of Glenette Reid's passing and upcoming funeral arrangements.

Agenda Item #3, Presentation by KSTAR. Dr. Robert Steele gave a presentation on the changes to KSTAR.

Agenda Item #16, Consideration and approval of Determination of Default.

a. Darrell Jay Franks, MD, SOAH #503-21-3460.MD

Amy Swanholm, JD, Litigation/Enforcement Support Manager, gave a brief overview of the case. Dr. Franks was not present and no one was present on his behalf. After consideration, **Dr. Quinones moved, Ms. Morgan seconded and the motion passed to accept the Determination of Default.**

Agenda Item #18, Consideration and possible action regarding PHP policy for participant use of cannabis and products containing THC. Dr. McQueen presented the policy. After consideration, **Ms. Morgan moved, Dr. Distefano seconded and the motion passed to approve the policy.**

Agenda Item #4, Consideration and possible action for dispositions below minimum guidelines. After consideration, **Dr. DeLoach moved, Dr. Quinones seconded and the motion passed to approve the dispositions below minimum guidelines for Max Frank Adler, MD and Darrel Wayne Dodson, MD.**

Agenda Item #5, Consideration and approval of Mediated Settlement Agreed Orders. After consideration, **Dr. Distefano moved, Dr. Martinez seconded, and the motion passed to approve the Mediated Settlement Agreed Order for Monte I. Stavis, MD and Ivette Concepcion Lozano.**

Agenda Item #6, Consideration and possible action for Remedial Plans. After consideration, **Dr. Quinones moved, Ms. Morgan seconded and the motion passed to approve the Remedial Plan for Dong H. Kim, MD. (Dr. Zaafran and Dr. Bahtia recused)**

After further consideration, **Dr. Quinones moved, Dr. Farmer seconded, and the motion passed to approve the Remedial Plans for Tracey Banks-Greczankik, DO; Robert A. Darling, Jr., MD; Juan Ivan Ramirez, MD; Patricia L. Roberts, DO; Jerry Brandon Ammon, DO; Lisa Libertiny Gardner, DO; Wilbur George Lineback, Jr., MD; Nathan Phuc Nguyen, MD; Megha Patel-Banker, MD; Deana Jung Prescott, MD; Mark A. Rodgers, MD; Ray E. Rollins, DO; Krisi A. Sikes, MD; Christiaan Allan Webb, MD; Timothy Raymond Heath, MD; Joseph Thanh Hoang, MD; William J. Moran, MD; and Daniel Riley Tapia, MD.**

Agenda Item #7, Consideration and possible action for Agreed Orders. After consideration, **Ms. Morgan moved, Dr. Naidu seconded, and the motion passed to approve the Agreed Orders for David R. Baker, MD; Brett McCormack Cordes, MD; Marlen S. Strefling, MD; Yolanda Lorraine Hamilton, MD; Andrew George Malcolm, MD; Parvez Anjum Qureshi, MD; Walter Neil Simmons, MD; Subbarao Daggubati, MD; Mark Shea Henderson, DO; Arlette Naylor Pharo, DO; Waheed Jalalzai, MD; Kevin Charles Paisley, DO; Julia Chowdhury, MD; Stella Jones Fitzgibbons, MD; Jesus Antonio Lopez, MD; Teresa Victoria Manax, MD; Reginald James Newsome, MD; Seshagiri Rao, MD; Sadiq Ali, MD; Dante Penson Escalante, MD; Jeffrey Lewis Glass, MD; Darius Peikari, MD; Vikrum Suresh, MD; Mirza Nusrutullah, MD; Lilly Lil-Jing Chen, MD; William Frank Elder-Quintana, MD; Morton Isaac Hyson, MD; Herbert William Jones, MD; Bill R. Lewis, MD; Hugo Ernesto Guido, MD; Paul Eric Stoufflet, MD and John A. Launius, MD.**

Agenda Item #8, Consideration and approval of Modification Request/Termination Request Orders. After consideration, **Dr. Distefano moved, Dr. Bahtia seconded, and the motion passed to approve the Modification Requests/Termination Requests Orders for Christine Ann Contreras, MD; James Lawrence Fleckenstein, MD; Mario G. Gonzalez, MD; Tony S. McClung MD; and Jose Ramon Reyes, Jr., MD.**

Agenda Item #9, Consideration and approval of Modification Request/Termination Request of Non-Public Rehabilitation Orders. There were none.

Agenda Item #10, Consideration and approval of Cease and Desist Orders. After consideration, **Dr. Quinones moved, Dr. DeLoach seconded, and the motion passed to approve the Cease and Desist Orders for Labron Allen; Sebastian Eduardo Breton; Caiqin Du, Joel Duchon, DC; Tom Johnson; Xuebin Lin; Denise Ochoa; Amy Schweiss; and Yuneydi Suarez-Velazquez.**

There were no items for Agenda Items #11-15, 17.

Agenda Item #19, Executive Director Report.

Board Graphic Mr. Carlton presented the board graphic report.

Budget Update Mr. Carlton gave an update on the budget. The budget is okay even with the reduction, those funds have not yet been restored. The agency has hired a new CFO, Joey Estrada.

Internal Audit Update Mr. Carlton reported that TXPHP is currently being reviewed.

Complaints Against the Agency There were none.

COVID-19 Update Majority of staff continues to work from home and may continue to do so until the move to the new building.

Compact Update Mr. Carlton gave an update on the new Compact Team.

Email migration Mr. Carlton advised the board of the email migration.

Agenda Item #20, Medical Director Report. Dr. Bredt reported that there are now 794 experts, 3 more approved by DPRC. There is a new for experts in pediatric subspecialties, ophthalmologists, family practice and urology.

Agenda Item #21, Public Information Update. Mr. Schneider gave a public information update. There is a page on the website dedicated to the Interstate Medical Licensure Compact.

Agenda Item #22, Report Physician Assistant Liaison. Ms. Janeth Mills was present.

Agenda Item #23, Consideration and possible action regarding pending litigation. Mr. Freshour gave a report on pending litigation.

Agenda Item #24, Report on Temporary Suspension Hearings. A report on Temporary Suspension Hearings was provided.

There were no items for Agenda Item #25.

Agenda Item #26, Report on Suspensions by Operation of Law. A report on Suspensions by Operation of Law was provided.

Agenda Item #27, Report on Cease and Desist Orders Approved by Executive Director. A report on Cease and Desist Orders approved by Executive Director was provided.

Agenda Item #28, Report on Automatic Revocation Letters by Executive Director. A report on Automatic Revocation Letters by Executive Director.

There were no items for Agenda Items #29-37.

Agenda Item #37, Open Forum for Public Comment. BJ Hopson gave public comments.

Agenda Item #38, Discussion, recommendation, and possible action relating to personnel matters.

Consent Agenda, Discussion/Action Items – to be considered and any time the full board is in session:

- 1. Consideration and approval of the October 15, 2021 Medical Board Meeting Minutes and actions items.**
- 2. Committee reports and the consideration and approval of minutes and action items committees meeting during the board meeting.**

After discussion, **Dr. Quinones moved, Dr. Naidu seconded, and the motion passed to approve the October 15, 2021, Medical Board Meeting Minutes and action items, as well as the minutes and action items of committees meeting during the board meeting.**

Agenda Item #39, Adjourn. There being no further items, **Ms. Morgan moved, Dr. Distefano seconded, and the motion passed to adjourn the meeting at 9:15 a.m.**