

**TEXAS BOARD OF RESPIRATORY CARE  
MINUTES OF THE**

**DISCIPLINE AND ETHICS COMMITTEE**

February 8, 2018, 9:00 a.m.

Presiding officer James Stocks, M.D. called the meeting to order at 9:12 a.m. Other members present were Sam Marshall, RCP and Shad Pellizzari, RCP. Kandi Pool and Sonia Sanderson were not in attendance.

Also present were Scott Freshour, Interim Executive Director, Yvette Yarbrough, Assistant General Counsel, and various other staff.

**Agenda Item #2.** Discussion, recommendation, and possible action regarding referrals and reports from the Texas Physician Health Program.

**It was announced by Mr. Freshour that there were no PHP cases to be presented to the Discipline and Ethics Committee for consideration under Agenda Item 2.**

**Agenda Item #3.** Reports and discussion regarding the Investigation, Litigation and Compliance Departments.

**Scott Freshour presented the Enforcement Report for December 2017, a copy of which is attached. This was an informational item only and no vote was necessary.**

**Agenda Item #4.** Review, discussion and possible action regarding appeals of dismissed complaints:

A. Jurisdictional Complaints:

i. Investigations

**16-2948\***

**The Chairman requested the committee recess to give the complainant, regarding the appeal, extra time to appear. The Committee recessed at 9:33 a.m.**

**The committee reconvened at 10:26 a.m. and a quorum was confirmed.**

**Dr. Stocks moved, and Mr. Marshall seconded that appeal #16-2948 be denied, complainant failed to appear. Motion carried.**

**Agenda Item #5.** Discussion, recommendation, and possible action regarding routine follow-up on investigative files previously referred from the D & E Committee for follow-up action.

**It was announced by Dr. Stocks that there were no follow-up files to be presented to the Discipline and Ethics Committee for consideration under Agenda Item 5.**

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

**Mr. Pellizzari moved, and Mr. Marshall 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

**There being no other business to discuss, Dr. Stocks moved that the meeting adjourn at 10:28 am. Mr. Pellizzari moved, and Mr. Marshall seconded.**

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**DISCIPLINARY & ETHICS COMMITTEE**  
 Investigations Review List  
 February 8, 2018

<u>FILE#</u>	<u>CLOSE</u>	<u>CONTINUE</u>	<u>ISC</u>
17-5243	X		
17-5768	X		
17-5822	X		
17-6151	X		
17-6360	X		
17-7089	X		
17-7223	X		
17-7636	X		
17-7637	X		
17-7666	X		
17-8002	X		
17-8003	X		
17-8263			X
17-8299	X		
17-8300			X
18-0144	X		
18-0883	X		
18-0924	X		
18-1044	X		
18-1149	X		
18-1292	X		
18-1335	X		
18-1336	X		
18-1904	X		