August 2015

Update from 84th Legislative Session

A wide variety of legislation passed in 2015 impacting the Medical Board, physician regulation, and the practice of medicine. Key changes are highlighted below. A listing of applicable changes from the 2015 legislative session is available in the <u>Legislative Update</u> published on the TMB website.

Proposed rules to implement these and other relevant bills will be available for public comment after the Medical Board's August 2015 and December 2015 board meetings. Links to proposed rules will be available on the TMB website after each board meeting.



Key legislation impacting physicians

- House Bill 7 repealed the \$200 state occupations tax on various professions including physicians. The reduction in licensing and registration fees will begin on September 1, 2015.
- Senate Bill 195 requires that by September 1, 2016, the controlled substance registration permit required by DPS will be eliminated and the state Prescription Drug Monitoring Program will be transferred from DPS to the State Board of Pharmacy. Please note that DPS has automatically renewed all active/current controlled substances registrations as of August 20, 2015 and these will expire on August 31, 2016. For more information, visit the DPS website.

Key legislation impacting the agency and other health professions

• Beginning September 1, 2015, four occupational

regulatory programs will be transferred to the Texas Medical Board from the Department of State Health Services (DSHS). Two programs, medical radiologic technologists and respiratory care practitioners, will have oversight from advisory boards appointed by

the governor. The other two programs, medical physicists and perfusionists, will have oversight from two advisory committees appointed by the Medical Board president.

These changes stem from **Senate Bill 202** which includes recommendations on occupational regulation from the Sunset Commission to the 84th Legislature.

TMB and DSHS are working to ensure a smooth transition and to integrate as effectively and efficiently as possible. Updates and additional information, including licensing information for the four new programs, will be made available on the TMB website.

Senate Bill 622 expands the Texas Physician Assistant Board by adding four additional physician assistant members and requiring the presiding officer to be a physician assistant.

Inside this Issue: Articles 2-3 Board Rule Changes 4-8 Formal Complaints 9-10 Disciplinary Actions 11-24 Licenses Issued 25-40

Updated Prescriptive Delegation FAQs

FACILITY-BASED DELEGATED PRESCRIBING OF SCHED-ULE II CONTROLLED SUBSTANCES

Where and when may a physician assistant (PA) or advanced practice registered nurse (APRN) prescribe a Schedule II Controlled Substance?

Properly authorized APRNs and PAs may issue prescriptions for Schedule II controlled substances to patients who are admitted to a hospital for an intended length of stay of at least 24 hours, or who are receiving services in the hospital's emergency department, contingent upon the prescription being filled at the hospital's facility-based pharmacy. A PA or APRN may also issue such prescriptions as part of the plan of care for the treatment of a person who has executed a written certification of a terminal illness, has elected to receive hospice care, and is receiving hospice treatment from a qualified hospice provider.

Outside of such a hospital facility-based practice or qualified hospice provider setting, a PA or APRN may not issue prescriptions for Schedule II controlled substances.

HOSPITAL FACILITY-BASED CARE

Section 157.0511(b-1)(1) of the Medical Practice Act relates to prescribing to patients while in a hospital facil-

ity-based practice under Section 157.054. This language allows a properly authorized PA or APRN, consistent with policies approved by the hospital's medical staff or a committee of the hospital's medical staff as provided by the hospital bylaws, to issue a Schedule II controlled substance prescription as long as the prescription is filled at the in-hospital pharmacy for a patient who is either admitted to the hospital for an intended length of stay of at least 24 hours or is receiving services in the emergency department of the hospital.

May a PA or an APRN prescribe Schedule II prescriptions to the patient as part of the hospital's discharge process?

The law does not allow Schedule II prescriptions to be written by PAs or APRNs with the intent that the prescription be filled outside of the hospital facility-based practice setting. In order for such a prescription to be lawful, it must be filled at the hospital's facility-based pharmacy. PAs and APRNs who issue Schedule II prescriptions upon discharge must educate patients regarding the requirement to have the prescription filled at the facility-based pharmacy in order to avoid disruption of care. If a Schedule II prescription is to be filled anywhere outside the hospital facility-based setting, the prescription must be completed by a licensed physician.

(Continued on page 3)

TMB MISSION STATEMENT

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.

Updated Prescriptive Delegation FAQs, Cont.

In accordance with Section 157.054(a-1) of the Medical Practice Act and Board Rule §193.2(6), a hospital facility-based practice setting does not include free standing clinics—including clinics located on hospital grounds, but not physically attached to the hospital's main structure—community health centers, or other medical practices associated with or owned and operated by the hospital.

HOSPICE CARE

Section 157.0511(b-1)(2) of the Medical Practice Act allows for PAs and APRNs to write Schedule II controlled substance prescriptions as part of the plan of care for the treatment of a person who has executed a written

certification of a terminal illness, has elected to receive hospice care, and is receiving hospice treatment from a qualified hospice provider. Under this section, Schedule II prescriptions written by a PA or APRN may not be for any other purpose than hospice care being provided to a patient.

For additional FAQs on prescriptive delegation, visit: http://www.tmb.state.tx.us/page/prescriptive-delegation

Editor's Note: The preceding article is intended for general guidance only and does not replace the text of applicable Board rules, laws or ensure compliance.

DID YOU KNOW? Licensee's Response for Preliminary Evaluation of a Complaint

The Medical Practice Act requires that, within a 45-day period, the Board must evaluate a complaint against a licensee to determine if there is a possible violation of state law or rules that warrants an official investigation. If you ever receive a letter from the Board notifying you that a complaint has been made against you, you have 28 days to respond to the Board's request for information about the complaint's allegations.

Your response is extremely important to the Board's evaluation of the complaint. The initial notice letter will provide you with a summary of the complaint allegations and a deadline by which to submit your response to the Board. Failure to respond to the Board's request for information about the complaint could lead to a full investigation which could result in possible disciplinary or remedial action. A comprehensive response received from the licensee can assist the Board in resolving the issue without further action, as was the case for approximately 50% of the complaints reviewed at this initial stage of the process in fiscal year 2014.

In 2011, <u>House Bill 680</u> expanded the time period, from 30 to 45 days, for the Board to initially evaluate a complaint. The primary reason for the change was to ensure licensees were provided more time, from 14 to 28 days, to respond to a notification about a complaint. In many instances, the Board is able to close a complaint in the initial 45 day evaluation stage based on a licensee's timely and thorough response to the complaint's allegations.

More information about the Board's enforcement process is available on the TMB website by clicking this link.

Board Rules

The following rule changes were adopted by the Board during the April and June meetings. After publication in the TX Register, the rules with effective date will be posted on the TMB website: http://www.tmb.state.tx.us/page/board-rules. For full rule text in the Texas Administrative Code, visit: http://texreg.sos.state.tx.us/public/readtac\$ext.viewtac

APRIL 2015

CHAPTER 161. GENERAL PROVISIONS

§161.3, Organization and Structure
The Amendments to §161.3, relating to <u>Organization</u>
<u>and Structure</u>, clarify the process for reporting potential grounds for removal of a board member, and adds a potential ground that must be reported related to both disciplinary and non-disciplinary action against a physician board member under subsection (f). The amendments also add new subsection (g), providing that the validity of an action of the board is not affected by the fact that the action is taken when a ground for removal of a board member exists. Remaining amendments represent general cleanup of the rule.

CHAPTER 163. LICENSURE

§163.1, Definitions

The Amendments to §163.1, relating to Definitions, added new subsection 163.1(9)(D), relating to "oneyear training program" and 163.1(13)(D), relating to "two-year training program" to include a domestic training program that subsequently received accreditation by the Accreditation Council for Graduate Medical Education, American Osteopathic Association or Royal College of Physicians, and was accepted by a specialty board that is a member of the American Board of Medical Specialties, the Bureau of Osteopathic Specialists, or the Royal College of Physicians for Board certification purposes. Additional amendments to Rule 163.1 (13)(B), relating to "two-year training program" adds clarifying language that describes the board approved program under which a Faulty Temporary License was issued and cites to corresponding rules relating to Faculty Temporary Licenses. This amendment will provide applicants a mechanism to meet training requirements when such training was not accredited by the ACGME or AOA, at the time of such training, but was subsequently accredited by the ACGME or AOA, and was accepted by one of the accepted specialty boards for board certification purposes. An additional benefit will be to avoid confusion and to have rules that are clear and accurate.

§163.7, Ten Year Rule

The Amendment to §163.7, relating to Ten Year Rule, revise paragraph (1) to add the Royal College of Physicians and Surgeons of Canada to the list of specialty boards from which an applicant can present evidence of current competence and updates the list of requirements to clarify that proof of initial certification through passage of all exams or subsequent passage of a monitored written, specialty certification examination will meet the Ten Year Rule. This amendment will expand the potential pool of qualified applicants by adding the Royal College of Physicians and Surgeons of Canada, and to clarify the standards required of those applicants to satisfy the Ten Year Rule.

§163.11, Active Practice of Medicine

The Amendment to §163.11, relating to Active Practice of Medicine, revise subsection (c)(1)(A) to clarify that proof of initial certification through passage of all exams or subsequent passage of a monitored written, specialty certification examination will meet requirements for purposes of active practice. In addition, the Royal College of Physicians and Surgeons of Canada is added to the list of acceptable specialty boards. The amendment will align the Active Practice rule with other relevant rules in order to have consistency and parity among the rules.

CHAPTER 165. MEDICAL RECORDS

§165.1, Medical Records

The Amendments to §165.1, relating to Medical Records, adds language to subsection 165.1(a), contents of Medical Record, to provide that such requirements pertain to all medical records regardless of the medium in which they are made and maintained. Section 165.1(a)(7) is amended to correct a grammatical error by inserting the word "include." The rule is further amended to include new subsection 165.1(a)(8) which clarifies the requirement that a physician document any communication made or received by the physician regarding a patient, about which the physician makes a medical decision. The rule is further amended to include new subsection 165.1

(a)(10) which further clarifies the requirement that electronic patient medical records contain only accurate pre-populated data, described as data that is based on actual findings from assessments, evaluations, examinations, or diagnostic results. The amendments to Rule 165.1(a) will result in: 1) having medical records that consistently contain required elements, regardless of method used to make such records; 2) helping ensure that a patient's medical record contains complete and accurate information relating to physician-patient communications; and 3) helping to ensure that electronic patient medical records contain accurate information and data.

CHAPTER 172. TEMPORARY AND LIMITED LICENSES

§172.8, Faculty Temporary Licenses

The Amendment to §172.8, relating to <u>Faculty Temporary License</u>, corrects a typographical error in Rule 172.8(a)(3) by changing the reference to the Medical Practice Act to the correct Section number. The rule is further amended in Rule 172.8(a)(4)(A) and (B) to correct a grammatical error relating to the incorrect use of an article preceding a noun. The amendment corrects an error thereby resulting in accurate and grammatically correct rules that contain correct citations to other laws.

CHAPTER 174. TELEMEDICINE

§174.2, Definitions

The amendment to §174.2, relating to Definitions, adds language to the definition for "Established Medical Site", under paragraph (2), clarifying that a defined physician-patient relationship is defined by §190.8(1) (L) of this title (relating to Violation Guidelines). Amendments are also made to the rule stating that a patient's private home is not considered to be an established medical site, by striking the phrase "except when the care provided to the patient is limited to mental health" and adding language stating "except as provided in §174.6(d) of this title (relating to Telemedicine Medical Services Provided at an Established Medical Site)." Further amendments provide that an established medical site includes all Mental Health and Mental Retardation Centers (MHMRs) and Community Centers, as defined by Health and Safety Code, Chapter 534, where the patient is a resident and the medical

services provided to the patient are limited to mental health services.

The amendments further adds a new paragraph (11), which adds a definition for "group or institutional setting," thereby including residential treatment facilities, halfway houses, jails, juvenile detention centers, prisons, nursing homes, group homes, rehabilitation centers, and assisted living facilities.

§174.5, Notice to Patients

The amendments to §174.5, relating to Notice to Patients, strikes the phrase "and counsel" in subsection (c).

§174.6, Telemedicine Medical Services Provided at an Established Medical Site

The amendments to §174.6, relating to Telemedicine Medical Services Provided at an Established Medical Site, amends language to be consistent with other parts of this rule and §190.8(1)(L) by substituting the term "defined" for "proper" before the phrase "physicianpatient relationship." Section 174.6(c) is further amended to clarify that patient site presenters are not required at established medical sites when mental health services are being provided, unless there are "behavioral emergencies." The term "behavioral emergencies" is defined to provide clarity as to what constitutes a behavioral emergency. Subsection (d)(1) is added to expand which types of patient residential locations may be considered established medical sites, and the limits of services that may be provided at these locations. The amendment allows a patient's private home, which includes a group or institutional setting where the patient is a resident, to be considered an established medical site, if the medical services being provided in this setting are limited to mental health services. Subsection (d)(2) is added, setting forth the requirements that must be met in order for medical services, other than mental health services, to be provided at the patient's home, including a group or institutional setting where the patient is a resident. They include requirements that: a patient site presenter be present; a defined physician-patient relationship be established; and the patient site presenter have sufficient communication and remote medical diagnostic technology to allow the physician to carry out an adequate physical examination while seeing and hearing the patient in real time, with all such examinations being held to the same standard of acceptable medical practices as those

in traditional clinical settings. The amendments further clarify that the use of an online questionnaire or questions and answers exchanged through email, electronic text, chat, telephonic evaluation or consultation with a patient, do not meet the requirements to establish a defined physician-patient relationship.

§174.8, Evaluation and Treatment of the Patient

The amendments to §174.8, relating to Evaluation and Treatment of the Patient, changes language to be consistent with other parts of this rule stating that medical treatment and diagnosis via telemedicine is held to the same standards for acceptable medical practices as those in traditional in-person clinical settings. In subsection (a)(2), language is amended related to establishing a diagnosis through the use of acceptable medical practices. Such practices include establishing a defined physician-patient relationship, including documenting and performing a patient history, mental status examination, and physical examination, all of which must be performed as part of a face-to-face or inperson evaluation as defined in §174.2(3) and (4) of this title (relating to Definitions). This amendment further restates the exception to the requirement for a patient-site presenter that applies to mental health services, except in cases of behavioral emergencies, and the need for appropriate diagnostic and laboratory testing to establish diagnoses, as well as identify underlying conditions or contra-indications, to treatment recommended or provided.

CHAPTER 176. HEALTH CARE LIABILITY LAWSUITS AND SETTLEMENTS

§176.1, Definitions

The Amendment to §176.1, relating to <u>Definitions</u>, corrects a spelling error in Rule 176.1(6) by changing the word "ex-rays" to "x-rays." The amendment corrects a spelling error thereby resulting in correct, clear and accurate words within the rules.

JUNE 2015

CHAPTER 163. LICENSURE

§163.6, Examinations Accepted for Licensure

The Amendment to §163.6, relating to Examinations
Accepted for Licensure, revises the language in section

163.6(b)(3)(A) through (D) to clarify exemptions relating to Examination Attempt Limit as is relates to licenses held in other states. The purpose of the amendment is to have clear and more precise rules for applicants.

CHAPTER 166. PHYSICIAN REGISTRATION

§166.2, Continuing Medical Education

The Amendments to §166.2, relating to Continuing Medical Education, amends 166.2(e) by adding the word "physician" to subsections (1)-(4) in order to clarify that the exemption reasons must be those of the "physician" and not anyone else, such as a family member. The rule is further amended in that all references to "licensee" are changed to "physician" in order to be consistent throughout the rule. The purpose of the amendment is to have clear rules that are consistent and unambiguous.

CHAPTER 170. PAIN MANAGEMENT

§170.1, Purpose

The Amendments to §170.1, concerning <u>Purpose</u>, clarify the requirements related to a physician's treatment of pain. Throughout the section, amendments modify language so that the provisions are more clearly delineated as minimum requirements that a physician must do in every case when treating pain. Terms such as "policy" and "guideline(s)" have been changed to read as "rule(s)" and "minimum requirements", and the term "should" has been changed in certain cases to "must."

§170.2, Definitions

The Amendments to §170.2, concerning <u>Definitions</u>, delete definitions for "improper pain treatment" and "nontherapeutic" found in paragraphs (8) and (9) respectively, as such terms are encompassed in the concept of the standard of care that will be determined and applied by the board in reviewing a physician's treatment of pain. Other amendments reflect renumbering to account for the deleted provisions.

§170.3, Guidelines

The Amendments to §170.3, concerning <u>Guidelines</u>, change the title of the section to "Minimum Requirements for the Treatment of Pain." The amendments further clarify the requirements related to a physician's treatment of pain. Throughout the section, amendments modify language so that the provisions are more clearly

delineated as minimum requirements that a physician must do in every case when treating pain. Terms such as "policy" and "guideline(s)" have been changed to read as "rule(s)" and "minimum requirements", and the term "should" has been changed to "must."

CHAPTER 180. TEXAS PHYSICIAN HEALTH PROGRAM AND REHABILITATION ORDERS

§180.4, Operation of Program

The Amendments to §180.4, concerning Operation of Program, eliminate the prohibitions on eligibility for referrals made regarding individuals that have violated the standard of care as a result of the use or abuse of drugs or alcohol, committed a boundary violation with a patient or patient's family member(s), or been convicted of, or placed on deferred adjudication community supervision or deferred disposition for a felony. Further amendments add language providing that the Medical Board may refer such individuals publicly through the entry of an order that addresses the standard of care, boundary, and/or criminal law related violations. In the event of such a referral, the Medical Board retains the authority to discipline the individuals for the standard of care, boundary, and criminal law related violations.

CHAPTER 183. ACUPUNCTURE

§183.4, Licensure

The Amendment to §183.4, concerning <u>Licensure</u>, pertains to the addition of subsection (a)(10), Alternative License Procedure for Military Spouse. The amendment is made to allow alternative demonstration of competency for certain licensing requirements for military spouses as required by Texas Occupations Code, §55.004.

§183.6, Denial of License; Discipline of Licensee

The Amendment to §183.6, concerning <u>Denial of License</u>; <u>Discipline of Licensee</u>, adds subsection (e), relating to Informal Board Proceedings Relating to Licensure Eligibility. The amendment is made to clarify the Acupuncture Board's authority to impose non-disciplinary remedial plans as a condition of licensure.

CHAPTER 184. SURGICAL ASSISTANTS

§184.4, Qualifications for Licensure

The Amendments to §184.4, relating to <u>Qualifications for Licensure</u>, amends the section 184.4(a)(13)(A) and (B)(iii) by adding language that clarifies the surgical assistant program or substantially equivalent program must be accredited for the entire duration of applicant's attendance. The purpose of the amendment is to have clear requirements relating to acceptable education programs for those applying for surgical assistant licensure.

CHAPTER 187. PROCEDURAL RULES

§187.13, Informal Board Proceedings Relating to Licensure Eligibility

The Amendment to §187.13, relating to Informal Board Proceedings Relating to Licensure Eligibility, amends subsection (c)(1), (4)(A) and (B) by making a case change in the word "Board". The rule is further amended in subsection (c)(3)(B)(ii) by adding a 20 day deadline for accepting offers of the committee and changing the word "determined" to "deemed". The rule is also amended in subsection (c)(4)(A) by adding the words "deemed ineligibility" to further clarify what qualifies as "ineligible" and further describe the possible situations to which the subsection applies. Subsection (c)(4)(B) is further amended to change the word "will" to "shall" in order to be consistent with the remainder of the rules. Subsection (c)(4) (E) is amended by eliminating the words "submitted to the board for ratification" and adding language that the committee's determination of ineligibility shall be deemed accepted by the applicant without the need for resubmitting such deemed acceptance to the full board for ratification. The purpose of the amendment is to have consistent wording throughout the rules in order to improve the clarity of the rules and ensure that the rules relating to licensure comport with the procedures.

§187.24, Pleadings

The Amendments to §187.24, relating to <u>Pleadings</u>, amends subsection (b)(1) by making a case change in the word "Board". The rule is further amended in subsection (b)(5) by eliminating the words "submitted to the board for ratification" and adding language that provides that the committee's determination of ineligibility shall be deemed accepted by the applicant without the need for resubmitting such deemed acceptance to the full board

for ratification. The purpose of the amendment is to have consistent wording throughout the rules in order to improve the clarity of the rules and ensure that the rules relating to licensure comport with the procedures.

§187.43, Proceedings for the Modification/ Termination of Agreed Orders and Disciplinary Orders

The Amendments to §187.43, concerning <u>Proceedings</u> for the Modification/Termination of Agreed Orders and <u>Disciplinary Orders</u>, clarify the requirements related to a probationer's eligibility for submitting a petition to the board requesting modification or termination of an order.

§187.61, Ancillary Proceeding

The Amendments to §187.61, concerning Ancillary Proceeding, reorganizes language under subsection (b) so that certain language under subsection (b)(2) is moved to new subsection (c) and further modified to clarify that in cases of suspension based upon arrest for certain offenses listed under §164.1595 of the Texas Occupations Code and §187.57(d) of this title (relating to Charge of the Disciplinary Panel), final dispositions of criminal cases may include a deferred adjudication, acquittal, dismissal of the criminal case, or plea agreement, in addition to a court order of guilt and sentence.

§187.70, Purposes and Construction

The Amendments to §187.70, concerning <u>Purposes and Construction</u>, add language clarifying that an adjudication of guilt of the offense charged includes but is not limited to a finding of guilt by a judge or jury. For purposes of §187.70, the Board interprets the term initial conviction, under Chapter 167 of the Occupations Code, to mean an adjudication of guilt, and the suspension of the medical license is mandated upon an initial conviction of certain criminal offenses listed in §164.057.

§187.72, Decision of the Panel

The amendments to §187.72, concerning <u>Decision of</u> the <u>Panel</u>, delete language in subsection (a) providing that an order of suspension by operation of law represents an imminent peril to the public health, safety, or welfare and requires immediate effect and is considered administratively final for purposes of appealing

the decision to district court. Further amendments to subsection (a) insert citations to the applicable sections of §164.057, which mandate suspension upon an initial conviction.

§187.73, Termination of Suspension

Repeal of §187.73, concerning <u>Termination of Suspension</u>, is repealed, as the section is redundant, in that termination of the suspension would be governed by the terms of the agreed order probating the suspension under 187.72. The Board also believes that the rule cited is an incorrect standard for determining if a suspension should be terminated, specifically, physical and mental competence to practice medicine. This standard is not relevant to the underlying basis of the suspension, which is criminal conduct that the legislature determined poses a risk to a physician's patients, requiring suspension of the physician's medical license. Physical and mental competence do not mitigate such a risk.

CHAPTER 189. COMPLIANCE PROGRAM

§189.7, Modification/Termination Hearings

The Amendments to §189.7, concerning Modification/ <u>Termination Hearings</u>, clarify the requirements related to a probationer's eligibility for submitting a petition to the board requesting modification or termination of an order.

Formal Complaints

Name	Lic. No.	Date Filed	Allegations
Sanjar, Mansour R., M.D., Baytown	G3069	4/8/15	Felony conviction.
Ramirez, Roque Joel, M.D., Corpus Christi	K4201	4/8/15	Felony Conviction.
Krusz, John Claude, M.D., Dallas	G7076	4/22/15	Failure to meet the standard of care; nontherapeutic prescribing; violation of Board rules; failure to properly supervise midlevels; inadequate medical records.
Main, Adam William, P.A., Houston	PA06683	4/22/15	Felony Conviction.
Somerville, Judson Jeffrey, M.D., Laredo	H6622	4/28/15	Failure to meet the standard of care; nontherapeutic prescribing; improper pain management clinic ownership; violation of Board rules; unprofessional conduct.
Kasden, Scott E., M.D., Southlake	J3827	4/29/15	Failure to meet the standard of care; failure to register office-based anesthesia; unprofessional conduct; inadequate medical records.
Khan, Naeem Ullah, M.D., Amarillo	L6235	5/14/15	Criminal activity.
Biddix, Jerry Wayne, M.D., Winters	E3855	6/1/15	Failure to meet the standard of care; nontherapeutic prescribing; inadequate medical records.
Peringol, Abraham K., M.D., Sugar Land	N3989	6/1/15	Unprofessional conduct; boundary violations.
McClung, Tony S., M.D., Houston	E6138	6/5/15	Failure to meet the standard of care; nontherapeutic prescribing; improper pain management clinic ownership; violation of Board rules; failure to properly supervise midlevels.
Stigler, Del Barker, M.D., Caldwell	E4703	6/23/15	Unprofessional conduct; impairment; violation of Board rules.

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Megan Goode, Governmental Affairs & Communications, Manager

Jarrett Schneider, Governmental Affairs & Communications, Communications Officer

Formal Complaints, Cont.

Name	Lic. No.	Date Filed	Allegations
Sanchez-Brugal, Fernando Alberto, Asheville, NC	L1996	6/24/15	Unprofessional conduct; impairment; peer review action.
Sofinowski, Richard Edward, M.D., Austin	J2347	6/24/15	Felony indictment.
Thompson, Charles W., P.A., Houston	PA00537	6/24/15	Failure to meet the standard of care; nontherapeutic prescribing; unprofessional conduct; improper involvement with unlicensed pain management clinic; improper supervision.
Thomas, John P., M.D., Lubbock	J6763	6/26/15	Failure to meet the standard of care; unprofessional conduct.; peer review action; inadequate medical records.
Shrout, Anita Dawn, P.A., Houston	PA03854	6/29/15	Unprofessional conduct; failure to notify Board of supervising physician; inadequate medical records.
Phillips, Kenneth R., D.O., Waxahachie	G1512	7/9/15	Failure to meet the standard of care; nontherapeutic prescribing; violation of Board rules; unprofessional conduct.
Kusch, Kevin Francis, PA-C, Longview	PA01209	7/10/15	Unprofessional conduct; Texas Physician Health Program violation.
Nassar, George Alan, M.D., The Woodlands	J7601	7/10/15	Failure to meet the standard of care; failure to properly supervise midlevels; improper involvement with unlicensed pain management clinic; failure to follow Board rules; inadequate medical records.
Powell, Frank Curtis, M.D., Spring	J8721	7/10/15	Failure to meet the standard of care; other states' actions.
Smith, Barlow, M.D., Mar- ble Falls	F9026	7/22/15	Failure to meet the standard of care; nontherapeutic prescribing; violation of state or federal law; unprofessional conduct.
Smith, Stephen Lynn, D.O., Fredericksburg	G8426	7/23/15	Unprofessional conduct.
Michael, Medhat SF, M.D., Oklahoma City, OK	M6293	7/24/15	Other state's actions.
Koval, Robert John, M.D., Dallas	G1694	7/27/15	Unprofessional Conduct; violation of prior Board order.
White, Stephen Curtis, M.D., Denison	L3183	7/27/15	Failure to meet the standard of care; unprofessional conduct; inadequate medical records.
Gregory, Jarrett Gordon, M.D., Ardmore, OK	H8665	7/29/15	Other state's actions.
Sajadi, Cyrus, M.D., Houston	G1766	7/29/15	Felony conviction.
Henry, Mark, M.D., Houston	K3231	8/12/15	Unprofessional conduct; advertising violation.
Muniz, Antonio Eugenio, M.D., Mesquite	M5844	8/13/15	Unprofessional conduct; impairment.
Spinks, David Wayne, D.O., Pasadena	F4557	8/20/15	Failure to meet the standard of care; nontherapeutic prescribing; unprofessional conduct; inadequate medical records.

Disciplinary Actions

The following disciplinary actions have been taken since the previous bulletin was issued. To read previous bulletins and news releases, visit: http://www.tmb.state.tx.us/page/news

TEMPORARY SUSPENSION/RESTRICTION

Charles, Ronald Alan, M.D., Lic. No. J0811, Houston On June 23, 2015, a disciplinary panel of the Texas Medical Board temporarily restricted, with notice, the Texas medical license of Ronald Alan Charles, M.D., after determining his continuation in the practice of treatment of chronic pain, and supervising midlevel practitioners in the treatment of chronic pain, poses a continuing threat to public welfare. The restriction was effective immediately. The restriction prohibits Dr. Charles from engaging in the treatment of any chronic pain as defined in Board rules. Dr. Charles shall not prescribe controlled substances except in a freestanding emergency medical care facility, general hospital or a special hospital as defined by Texas Health and Safety Code Section, 241.003, including the emergency department of such hospitals. The prescribing of controlled substances shall be limited to prescriptions written for a patient's immediate need, meaning no more than 72 hours, and only on a onetime basis, with no refills or additional prescriptions for any patient. Additionally, any practice setting other than a freestanding emergency medical care facility, general hospital or special hospital must be approved in advance by the Board. Dr. Charles is not permitted to delegate prescriptive authority to a physician assistant or advanced practice nurse, nor is he permitted to supervise any midlevel provider, including physician assistants and advanced practice nurses, except in the practice settings permissible under the Order of Temporary Restriction. The Board panel found that Dr. Charles failed to adequately supervise midlevel practitioners who were engaged in the treatment of four patients with chronic pain. The temporary restriction remains in place until the Board takes further action.

Cooke, Gregory Carrington, M.D., Lic. No. K1402, Angleton
On June 26, 2015, a disciplinary panel of the Texas Medical
Board temporarily restricted, with notice, the Texas medical
license of Gregory Carrington Cooke, M.D., after determining his
continuation in the practice of labor and delivery poses a continuing threat to public welfare. The restriction was effective immediately. The restriction prohibits Dr. Cooke from engaging in the
practice of labor and delivery. The Board panel found that Dr.
Cooke's treatment of five patients significantly violated the
standard of care warranting a temporary restriction of Dr.
Cooke's license. Dr. Cooke engaged in a pattern of mismanagement of labor and delivery, resulting in adverse outcomes including fetal demise. Dr. Cooke's lack of adequate attention,
unavailability, and poor management of labor and delivery for
multiple patients makes his continued practice of labor and de-

livery a continuing threat to the public health and welfare. The temporary restriction remains in place until the Board takes further action.

Ewell, Abbie, M.D., Lic. No. P3715, Dallas

On June 2, 2015, a disciplinary panel of the Texas Medical Board temporarily suspended, without notice, the Texas medical license of Abbie Ewell, M.D., after determining her continuation in the practice of medicine poses a continuing threat to public welfare. The suspension was effective immediately. The Board panel found that on May 6, 2015, the Board received an emergency referral from the Texas Physician Health Program (TXPHP) based on Dr. Ewell's self-report of being unsafe to practice due to a recent relapse of a mental or physical condition. A temporary suspension hearing with notice will be held as soon as practicable with 10 days' notice to Dr. Ewell, unless the hearing is specifically waived by Dr. Ewell. The temporary suspension remains in place until the Board takes further action.

Ferguson, Donald William, II, M.D., Lic. No. L6039, Arlington On June 3, 2015, a disciplinary panel of the Texas Medical Board temporarily restricted, with notice, the Texas medical license of Donald William Ferguson, II, M.D., after determining his continuation in the practice of medicine poses a continuing threat to public welfare. The restriction was effective immediately. The restriction limits Dr. Ferguson to the practice of Administrative Medicine as defined in Board rules. Dr. Ferguson shall not engage in the clinical practice of medicine or in any capacity that involves direct or indirect patient contact. The "clinical practice of medicine" is defined as the diagnosis, offer of treatment, treatment of a mental or physical disease or deformity or injury by any system or method, or attempt to effect cures of those conditions. Additionally, Dr. Ferguson shall not be permitted to supervise or delegate prescriptive authority to a physician assistant or advanced practice nurse or supervise a surgical assistant that is engaged in the practice of clinical medicine. The Board panel found that there were unresolved issues relating to Methamphetamine use. Dr. Ferguson failed to clear these allegations with the Board and failed to properly address the inquires/ allegations posed by the Medical Center of Arlington. Dr. Ferguson signed an Interim Agreement (IA) on February 19, 2015 and refused to provide hair samples for drug screening on two separate occasions when requested to do so under the IA. Dr. Ferguson admitted to violating the IA, including the requirement that he abstain from the use of alcohol. Based on these findings, the Board panel finds an imminent peril to the public health, safety, or welfare that requires immediate effect of an Order of Temporary Restriction. The temporary restriction remains in place until the Board takes further action.

Hughes, Dennis Patrick Meehan, M.D., Lic. No. M3267, Houston On June 11, 2015, a disciplinary panel of the Texas Medical Board temporarily suspended, without notice, the Texas medical

license of Dennis Patrick Meehan Hughes, M.D., after determining his continuation in the practice of medicine poses a continuing threat to public welfare. The suspension was effective immediately. The Board panel found that on June 5, 2015, a search warrant was executed on Dr. Hughes' residence. During the execution of the search warrant, law enforcement officers found a computer and thumb drives that contained child pornography. One thumb drive was accessed on site, and was found to contain approximately 8,200 files, the majority of which appeared to be child pornography. Dr. Hughes was interviewed during the execution of the search warrant. He admitted to possessing and viewing child pornography since the late 1990s. Dr. Hughes was arrested and charged with receipt and possession of child pornography in the United States District Court for the Southern District of Texas. Based on the findings, the Board panel finds a continuing threat to the public health, safety, or welfare that requires immediate effect of an Order of Temporary Suspension. A temporary suspension hearing with notice will be held as soon as practicable with 10 days' notice to Dr. Hughes, unless the hearing is specifically waived by Dr. Hughes. The temporary suspension remains in place until the Board takes further action.

Kose, Abdussamed, M.D., Lic. No. BP10048004, Houston

On May 26, 2015 a disciplinary panel of the Texas Medical Board temporarily suspended, with notice, the Texas Physician-in-Training Permit of Abdussamed Kose, M.D., after determining his continuation in the practice of medicine poses a continuing threat to public welfare. The suspension was effective immediately. The Board panel found that on or about March 30, 2015, Dr. Kose engaged in a chat online with an individual who represented to Dr. Kose that she was an underage female (Minor). The online discussion between Dr. Kose and Minor turned sexual in nature and led to Dr. Kose travelling to Minor's home to have sex with her. Unbeknownst to Dr. Kose, Minor was an undercover police officer posing as a minor online during an undercover sting operation to identify individuals using the Internet to meet and solicit minors for sex. When Dr. Kose arrived at Minor's home, he was arrested for Online Solicitation of a Minor, a felony offense, and taken to the Harris County jail. The temporary suspension remains in place until the Board takes further action.

Packard, Stanton Clark, M.D., Lic. No. J6641, Pasadena

On May 5, 2015, a disciplinary panel of the Texas Medical Board temporarily restricted, with notice, the Texas medical license of Stanton Clark Packard, M.D., after determining his continuation in the practice of medicine poses a continuing threat to public welfare. The restriction was effective immediately. The restriction requires Dr. Packard to surrender his Drug Enforcement Administration (DEA) and Texas Department of Public Safety (DPS) Controlled Substances Registration Certificates and provide proper forms of notification of surrender within seven days. Dr. Packard shall not reregister or otherwise obtain Controlled Substances Registrations until he has received written authorization from the Board. Additionally, Dr. Packard shall not be permitted to supervise or delegate prescriptive authority to a physician assistant or advanced practice nurse, or supervise a surgical assistant. The Board panel found that Dr. Packard has engaged

in a pattern of delegating prescriptive authority to nurse practitioners and physician assistants that have non-therapeutically prescribed controlled substances to multiple patients. Dr. Packard failed to adequately supervise his midlevel providers and admitted that he failed to use due diligence in conducting background checks on the midlevels he previously supervised or is currently supervising. Had Dr. Packard exercised the necessary due diligence, he would have known of the midlevels' prior disciplinary histories that reflected their lack of competence. Dr. Packard's delegation to physician extenders that engage in nontherapeutic prescribing makes him a continuing threat to the public health and welfare. The temporary restriction remains in place until the Board takes further action.

Patel, Ranjitkumar, M.D., Lic. No. K3384, Webster

On July 29, 2015, a disciplinary panel of the Texas Medical Board temporarily restricted, with notice, the Texas medical license of Ranjitkumar Patel, M.D., after determining his continuation in the practice of treatment of chronic pain poses a continuing threat to public welfare. The restriction was effective immediately. The restriction prohibits Dr. Patel from engaging in the treatment of any chronic pain as defined in Board rules. Dr. Patel shall surrender his Drug Enforcement Administration (DEA) and Texas Department of Public Safety (DPS) Controlled Substances Registration Certificates if he has not already done so, surrender any and all existing Pain Management Clinic certificates in his possession and withdraw any currently pending applications. Dr. Patel is also prohibited from delegating prescriptive authority to a physician assistant or advanced practice registered nurse or supervising any midlevel provider. The Board panel found that Dr. Patel failed to adequately treat at least four chronic pain patients and was operating a pain management clinic without proper certification. The temporary restriction remains in place until the Board takes further action.

Williams, Richard Pascal, Jr., M.D., Lic. No. D7887, Houston On July 31, 2015, a disciplinary panel of the Texas Medical Board temporarily suspended, with notice, the Texas medical license of Richard Pascal Williams, Jr., M.D., after determining his continuation in the practice of medicine poses a continuing threat to public welfare. The suspension was effective immediately. The Board panel found that on or about March 17, 2015, Dr. Williams was arrested pursuant to a Federal Arrest Warrant on one felony count of Conspiracy to Distribute, Dispense, and Possess with Intent to Distribute and Dispense a Controlled Substance under 21 USC § 846, one felony count of Distribution, Dispensation, and Possession with Intent to Distribute and Dispense under 21 USC § 841, and one felony count of Aiding and Abetting under 18 USC § 2. Following the arrest, Dr. Williams was interviewed by DEA investigators and he admitted that he had been using crack cocaine and that he continued to use crack cocaine. Dr. Williams' conduct, including his improper prescribing practices and ongoing use of illegal drugs, makes him a continuing threat to the public health and welfare. The temporary suspension remains in place until the Board takes further action.

Yetman, Robert J., M.D., Lic. No. H1859, HoustonOn June 30, 2015, a disciplinary panel of the Texas Medical

Board temporarily suspended, without notice, the Texas medical license of Robert J. Yetman, M.D., after determining his continuation in the practice of medicine poses a continuing threat to public welfare. The suspension was effective immediately. The Board panel found that on June 25, 2015, a grand jury returned an indictment against Dr. Yetman, charging him with indecency with a child. Dr. Yetman posted bond on the same date. The contact took place on or about January 11, 2014, with a male who was younger than seventeen years of age. The victim was a patient who was seven years old at the time of the contact. The panel finds a continuing threat to the public health, safety, or welfare that requires immediate effect of an Order of Temporary Suspension. A temporary suspension hearing with notice will be held as soon as practicable with 10 days' notice to Dr. Yetman, unless the hearing is specifically waived by Dr. Yetman. The temporary suspension remains in place until the Board takes further action.

Zimmerman, Erika Irene, M.D., Lic. No. J6829, Houston

On August 13, 2015, a disciplinary panel of the Texas Medical Board temporarily suspended, without notice, the Texas medical license of Erika Irene Zimmerman, M.D., after determining her continuation in the practice of medicine poses a continuing threat to public welfare. The suspension was effective immediately. The Board panel found that due to Dr. Zimmerman's continual noncompliance with the Board's drug testing and her Texas Physician Health Program agreement, an Order of Temporary Suspension is warranted. Additionally, the Board found Dr. Zimmerman was prescribing controlled substances during the time her license was previously suspended. A temporary suspension hearing with notice will be held as soon as practicable with 10 days' notice to Dr. Zimmerman, unless the hearing is specifically waived by Dr. Zimmerman. The temporary suspension remains in place until the Board takes further action.

QUALITY OF CARE

Barnett, John Bryan, Jr., M.D., Lic. No. D5910, Dallas

On July 22, 2015, the Board and John Bryan Barnett, Jr., M.D., entered into an Agreed Order requiring Dr. Barnett to have his practice monitored by another physician for 12 consecutive monitoring cycles; within one year complete at least eight hours of CME, divided as follows: four hours in addressing complications from breast augmentation surgery and four hours in medical recordkeeping; and within 60 days pay an administrative penalty of \$1,000. The Board found Dr. Barnett breached the standard of care in his patient by failing to promptly remove the patient's infected right breast implant and failed to adequately maintain medical records in his treatment of the patient.

Caruth, Jeffrey Chandler, M.D., Lic. No. H6102, Plano

On April 10, 2015, the Board and Jeffrey Chandler Caruth, M.D., entered into an Agreed Order requiring Dr. Caruth to within one year complete the medical recordkeeping course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program. The Board found Dr. Caruth

failed to document he was using Accolate for off-label purposes and failed to document that he appropriately counseled the patient regarding the risks, benefits, and possible side effects of Accolate.

Connolly, John Robert, Jr., M.D., Lic. No. J0752, Allen

On April 10, 2015, the Board and John Robert Connolly, Jr., M.D., entered into an Agreed Order requiring Dr. Connolly to within one year complete at least 16 hours of CME, divided as follows: eight hours in psycho pharmacology and eight hours in treating headaches; and within one year complete the medical recordkeeping course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program. The Board found Dr. Connolly violated the standard of care in his treatment of a patient that died by failing to adequately document relevant history regarding treatment of depression, anxiety and Attention Deficit Disorder (ADD); review of depression symptoms; and by prescribing multiple psychiatric medications concurrently without properly monitoring or documenting. The care and treatment provided to the remaining patients was addressed and the Board found Dr. Connolly failed to meet the standard of care in some instances by failing to properly evaluate, document prior history, failing to maintain adequate medical records, and failing to document justification for some of his prescriptions.

Dharma, Kalamani Rachel, M.D., Lic. No. G3289, Dallas

On April 10, 2015, the Board and Kalamani Rachel Dharma, M.D., entered into an Agreed Order requiring Dr. Dharma to within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least four hours of inperson CME in risk management; within 60 days submit in writing revised protocols; and pay an administrative penalty of \$3,000 within 90 days. The Board found Dr. Dharma's physician assistant prescribed phentermine to patients pursuant to protocols that were inadequate given the length of ongoing medication therapy and that Dr. Dharma's delegate's prescribing of phentermine for intermittent periods in excess of the maximum FDA approved labeling use of the drug was inappropriate because the medical records and protocols were inadequate to support or justify the long-term use.

Fino, Sameer Andoni, M.D., Lic. No. J2004, Dallas

On April 10, 2015, the Board and Sameer Andoni Fino, M.D., entered into an Agreed Order requiring Dr. Fino's practice to be monitored by another physician for 12 consecutive monitoring cycles; within one year complete the medical recordkeeping course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program; within one year complete at least 28 hours of CME, divided as follows: eight hours in coding and billing, eight hours in risk management, eight hours in identifying drug seeking behavior and four hours in ethics; within 30 days Dr. Fino shall develop, implement and submit to the Board a pain management contract with specific provisions for termination of the physician-patient relationship; and pay an administrative penalty of \$3,000 within 60 days. The Board found Dr. Fino failed to meet the standard of

care with respect to multiple patients because he failed to adequately document focus physical examinations and his rationale for treatment of the patients; and failed to adequately document his counseling of patients with abnormal urine toxicology tests. The Board further found Dr. Fino failed to have set policies regarding positive tests in his pain management contract; and failed to implement and document adequate treatment plans for the patients.

Hernandez, Arthur, M.D., Lic. No. G1674, San Antonio

On August 13, 2014, the Board and Arthur Hernandez, M.D., entered into an Agreed Order publicly reprimanding Dr. Hernandez and requiring him to have his practice monitored by another physician for 12 consecutive monitoring cycles; within 60 days contact the Texas A&M Health Science Center Rural and Community Health Institute (KSTAR) to schedule an assessment and comply with any recommendations for an education plan; within one year complete at least four hours of CME in medical record-keeping and four hours in prescribing practices; and within 90 days pay an administrative penalty of \$5,000. The Board found Dr. Hernandez failed to appropriately evaluate and monitor three patients he was treating for chronic pain and failed to maintain adequate medical records to support the treatment provided.

Marotta, Joseph Andrew, M.D., Lic. No. J8310, San Antonio
On April 10, 2015, the Board and Joseph Andrew Marotta, M.D.,
entered into an Agreed Order requiring Dr. Marotta to within
one year successfully complete the physician prescribing course
offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program; within one
year and three attempts pass the Medical Jurisprudence Exam;
and within one year complete at least 12 hours of CME, divided
as follows: four hours in medical recordkeeping, four hours in
ethics and four hours in risk management. The Board found Dr.
Marotta failed to meet the standard of care for one patient by
failing to adequately document his rationale for the treatment
of the patient's chronic pain, failed to follow Board guidelines
for treatment of chronic pain and post-dated Schedule II narcotic prescriptions for the patient.

Owen, Raymond Lee, M.D., Lic. No. F9909, Wichita Falls
On May 22, 2015, the Board and Raymond Lee Owen, M.D., entered into an Agreed Order publicly reprimanding Dr. Owen and requiring Dr. Owen to within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete the professional boundaries course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program; and within one year complete at least 16 hours of CME, divided as follows: eight hours in chronic pain and eight hours in medical recordkeeping. The Board found Dr. Owen failed to meet the standard of care in his use of pain medications prescribed to the patient at issue and violated physician-patient boundaries by becoming personally involved with a patient.

Pauza, Kevin Joseph, M.D., Lic. No. J7127, Tyler

On June 12, 2015, the Board and Kevin Joseph Pauza, M.D., entered into a Modified Agreed Order, modifying Dr. Pauza's 2013 Order. The modification extends the order to include two additional consecutive monitoring cycles, for a total of six consecutive cycles; and within one year complete at least four hours of CME in sleep medicine. The Board found Dr. Pauza's medical records for the patient at issue were inadequate and that Dr. Pauza's stated rationale for prescribing a medication as a sleep aid and for treating the patient with corticosteroid injections after a five-year treatment hiatus were inadequate. All other terms of the order remain in full effect.

Pomonis, Nick Spero, D.O., Lic. No. H0730, Orange

On June 12, 2015, the Board and Nick Spero Pomonis, D.O., entered into an Agreed Order requiring Dr. Pomonis to within one year complete at least 16 hours of CME, divided as follows: eight hours in prescribing controlled substances and eight hours in treating chronic pain. The Board found Dr. Pomonis failed to meet the standard of care for a patient or to sufficiently monitor the patient's side effects, progress or compliance with treatment for chronic pain and depression. Dr. Pomonis ignored red flags of possible abuse warranting a better assessment of the patient's risk for substance abuse and termination if the patient continued to refuse to provide test samples. Dr. Pomonis' medical records were inadequate and lacked documentation supporting diagnosis and treatment.

Ravichandran, Guruswami K., M.D., Lic. No. F3588, Houston On June 12, 2015, the Board and Guruswami K. Ravichandran, M.D., entered into a Mediated Agreed Order requiring Dr. Ravichandran to within one year complete the physician prescribing course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program; and within 90 days of completing PACE prescribing course, submit to the Board a copy of office protocols for the collaboration with other providers for his patients. The Board found Dr. Ravichandran did not obtain full diagnostic assessments to support measurable treatment plans and failed to obtain and monitor vital signs for drug-specific side effects. Additionally, Dr. Ravichandran's use of benzodiazepines in children was not support by the documentation in the records. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

Sarabosing, Luciano Jo, Jr., M.D., Lic. No. J7177, Victoria
On April 10, 2015, the Board and Luciano Jo Sarabosing, Jr.,
M.D., entered into an Agreed Order requiring Dr. Sarabosing to
have his practice monitored by another physician for 12 consecutive monitoring cycles; within one year complete the medical
recordkeeping course offered by the University of California San
Diego Physician Assessment and Clinical Education (PACE) program; and pay an administrative penalty of \$5,000 within 60
days. The Board found Dr. Sarabosing violated the standard of
care in his treatment by allowing potentially inaccurate test results and blood results to remain in patient charts.

Sullivan, Julie Marie, M.D., Lic. No. N6696, Austin

On June 12, 2015, the Board and Julie Marie Sullivan, M.D., entered into an Agreed Order requiring Dr. Sullivan to complete at least 12 hours of CME, divided as follows: four hours in risk management, four hours in medical recordkeeping and four hours in treatment of headaches. The Board found Dr. Sullivan examined a patient who was being seen for a headache but did not perform a fundoscopic exam despite the patient's complaints. Patient's records lacked detailed information about the patient's complaints of photophobia, prior similar symptoms and family history of headaches, migraines and aneurysms.

UNPROFESSIONAL CONDUCT

Aviles, Fernando Jose, M.D., Lic. No. N7210, El Paso

On June 12, 2015, the Board and Fernando Jose Aviles, M.D., entered into an Agreed Order publicly reprimanding Dr. Aviles and requiring him to have a female chaperone present when he examines a female patient; within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least 12 hours of CME, divided as follows: four hours in ethics, four hours in prescribing, to include antibiotic prescribing, and four hours in medical recordkeeping; within one year complete the professional boundaries course offered by University of California San Diego Physician Assessment and Clinical Education (PACE) program; and within 60 days pay an administrative penalty of \$2,500. The Board found Dr. Aviles engaged in sexually inappropriate behavior towards patients who were also coworkers and was terminated from his position with a clinic due to his behavior. Dr. Aviles also breached the standard of care with one patient by prescribing without documented clinical justification and failed to keep adequate medical records.

Briones, Fermin, Jr., M.D., Lic. No. N0660, San Antonio

On April 10, 2015, the Board and Fermin Briones, Jr., M.D., entered into an Agreed Order publicly reprimanding Dr. Briones and requiring him to within 30 days undergo an independent medical evaluation and follow all recommendations for care and treatment; within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least 16 hours of in-person CME, divided as follows: eight hours in ethics and eight hours in HIPAA compliance; and pay and administrative penalty of \$5,000 within 90 days. The Board found Dr. Briones engaged in unprofessional conduct by having a sexual relationship with a patient and continuing to have inappropriate contact with the patient after the filing of the complaint alleging a sexual relationship had occurred with the patient; and violated state and federal patient confidentiality laws through his filing of a lawsuit seeking a restraining order against the patient.

Campbell, Michael G., M.D., Lic. No. L0767, Fredericksburg
On June 12, 2015, the Board and Michael G. Campbell, M.D.,
entered into an Agreed Order requiring Dr. Campbell to within
60 days enter into a repayment plan to cure the Texas Higher
Education Coordinating Board (THECB) default and provide documentation to the Board that he is in good standing with the

THECB. The Board found Dr. Campbell defaulted on a student loan with the THECB.

Carrillo, Eduardo, M.D., Lic. No. L2172, Mission

On June 12, 2015, the Board and Eduardo Carrillo, M.D., entered into an Agreed Order requiring Dr. Carrillo to within one year and three attempts pass the Medical Jurisprudence Exam; within 60 days submit a written protocol for ensuring timely completion of death certificates through the Texas Electronic Death Registry (TEDR) system; within one year complete 12 hours of CME, divided as follows: eight hours in risk management and four hours in ethics; and within 60 days pay an administrative penalty of \$2,000. The Board found Dr. Carrillo failed to timely utilize the TEDR system to certify or sign the death certificates of two patients.

Porto, Boris Joseph, M.D., Lic. No. H4621, Lubbock

On June 12, 2015, the Board and Boris Joseph Porto, M.D., entered into an Agreed Order requiring Dr. Porto to have his practice monitored by another physician for eight consecutive monitoring cycles; comply with the terms of his pre-trial diversion agreement with Texas Health and Human Services (HHSC) and provide evidence to the Board upon completion of the agreement; and within one year complete at least eight hours of CME in proper billing. The Board found Dr. Porto was subject to a pre-trial diversion agreement, entered in March 2014, with HHSC related to billing Medicaid for services "not rendered as billed" for patients in a group home.

Summa, James Angelo, M.D., Lic. No. J8387, Dallas

On April 10, 2015, the Board and James Angelo Summa, M.D., entered into an Agreed Order requiring Dr. Summa to obtain a three-day, out-patient psychiatric evaluation and follow all recommendations for care and treatment; within one year complete at least 12 hours of CME, divided as follows: eight hours in recordkeeping and four hours in risk management; Dr. Summa shall not treat or otherwise serve as a physician for his immediate family and shall not prescribe, dispense, administer, or authorize controlled substances or dangerous drugs with addictive potential or potential for abuse to himself or his immediate family; and pay an administrative penalty of \$2,000 within 120 days. The Board found Dr. Summa admitted to inappropriately self-prescribing prescription medications and was arrested for unprofessional conduct at a high school football game, however the charges were dismissed.

REVOCATION

Glidden, Weldon, D.O., Lic. No. G3397, Chillicothe

On June 12, 2015, the Board and Weldon Glidden, D.O., entered into an Agreed Order of Revocation in which Dr. Glidden agreed to the revocation of his Texas medical license in lieu of further disciplinary proceedings. Dr. Glidden had been under investigation by the Board for allegations of violation of a Board Order and substance abuse issues.

Kellett, Richard A., S.A., Lic. No. SA00126, Burleson

On June 12, 2015, the Board and Richard A. Kellett, S.A., entered into an Agreed Order of Revocation in which Mr. Kellett agreed to the revocation of his Texas surgical assistant license in lieu of further disciplinary proceedings. Mr. Kellett has reported to the Board that he no longer wishes to maintain his license to practice as a surgical assistant.

Khuu, Chau Doan, M.D., Lic. No. M4838, Houston

On April 10, 2015, the Board entered a Final Order against Chau Doan Khuu, M.D., which revoked his Texas medical license. The Board found Dr. Khuu illegally operated seven pain management clinics; prescribed controlled substances at unregistered pain management clinics; failed to meet the standard of care with respect to multiple patients being treated for chronic pain; failed to follow Board rules for pain management; failed to properly supervise midlevels; and failed to maintain or properly transfer medical records. The action was based on the findings of two administrative law judges at the State Office of Administrative Hearings. This order resolves a formal complaint filed at the State Office of Administrative Hearings. Dr. Khuu has 20 days from the service of the order to file a motion for rehearing.

Koeneman, Kenneth Scott, M.D., Lic. No. K9826, Irving

On April 10, 2015, the Board entered a Default Order against Kenneth Scott Koeneman, M.D., which revoked his Texas medical license. On September 23, 2014 the Board filed a Complaint with the State Office of Administrative Hearings (SOAH) in Docket No. 503-14-0340. The Complaint against Dr. Koeneman involved allegations related to convictions for misdemeanors for violating restraining orders and allegations of impairment. Dr. Koeneman was served notice of the Complaint but did not respond at State Office of Administrative Hearings. All other deadlines passed without any response from Dr. Koeneman, therefore the Board granted a Determination of Default and Dr. Koeneman's Texas medical license was revoked by Default Order. This order resolves a formal complaint filed at SOAH.

Osibamowo, Abiodun Oyewale, M.D., Lic. No. K7366, DeSoto On June 12, 2015, the Board and Abiodun Oyewale Osibamowo, M.D., entered into an Agreed Order of Revocation in which Dr. Osibamowo agreed to the revocation of his Texas medical license in lieu of further disciplinary proceedings. The Board found Dr. Osibamowo voluntarily surrendered his controlled substances privileges with the DEA for failure to comply with the Federal requirements pertaining to controlled substances and that Dr. Osibamowo departed the United States for Nigeria after a warrant of Removal/Deportation was issued by the United States Department of Homeland Security.

Scott, Christopher James, S.A., Lic. No. SA00375, Houston

On June 12, 2015, the Board entered a Default Order against Christopher James Scott, S.A., which revoked his Texas surgical assistant license. On January 5, 2015, the Board filed a Complaint with the State Office of Administrative Hearings (SOAH) in Docket No. 503-15-1837.SA, alleging that Mr. Scott violated the Act and was subject to disciplinary action by the Board. Mr. Scott

was served notice of the Complaint. No answer or responsive pleading was ever filed by Mr. Scott, nor did Mr. Scott appear at the SOAH hearing on April 15, 2015. The Board granted a Determination of Default and Mr. Scott's Texas surgical assistant license was revoked by Default Order. This order resolves a formal complaint filed at SOAH. Mr. Scott has 20 days from the service of the order to file a motion for rehearing.

Shelton, Douglas Ray, M.D., Lic. No. J2325, Amarillo

On June 12, 2015, the Board entered a Final Order against Douglas Ray Shelton, M.D., which revoked Dr. Shelton's Texas medical license. The Board found Dr. Shelton engaged in violations of patient-physician boundaries with multiple patients, failed to meet the standard of care with respect to two patients' surgical procedures and their follow up care, failed to maintain adequate medical records, and was the subject of adverse peer review during which Dr. Shelton resigned his hospital privileges in lieu of disciplinary action. The action was based on the findings of two administrative law judges at the State Office of Administrative Hearings. This order resolves a formal complaint filed at the State Office of Administrative Hearings. Dr. Shelton has 20 days from the service of the order to file a motion for rehearing.

SUSPENSION

Judd, Kathryn, D.O., Lic. No. M8065, San Antonio

On July 10, 2015, the Board entered an Automatic Suspension Order regarding Kathryn Judd, D.O., suspending her Texas medical license. The Board found Dr. Judd violated her 2014 Order, as previously modified, by failing to abstain from prohibited substances as defined in the Order. Dr. Judd tested positive for alcohol and admitted to consuming alcohol.

Merriman, Garrett, M.D., Lic. No. Q2929, El Paso

On August 13, 2015, the Board entered an Automatic Suspension Order regarding Garrett Merriman, M.D., suspending his Texas medical license. The Board found Dr. Merriman violated the terms of his January 2015 Order by failing to abstain from prohibited substances as defined in the order. Dr. Merriman tested positive for cocaine and other prohibited substances.

Patzakis, Nick, D.O., Lic. No. C7410, Houston

On July 9, 2015, the Board entered an Automatic Suspension Order regarding Nick Patzakis, D.O., suspending his Texas medical license until such a time as Dr. Patzakis requests in writing to have the suspension stayed or lifted and personally appears before the Board and provides evidence that he is in compliance with all terms and conditions of the 2014 Order. The Board found that Dr. Patzakis failed to obtain the required CME and failed to take and pass the Medical Jurisprudence Exam within the time frame set forth in the 2014 Order.

VOLUNTARY SURRENDER

Baker, Laura Kyle, M.D., Lic. No. F9160, Lubbock On April 10, 2015, the Board and Laura Kyle Baker, M.D., entered into an Agreed Voluntary Surrender Order in which Dr. Baker agreed to voluntarily surrender her Texas medical license in lieu of further disciplinary proceedings. The Board found that Dr. Baker has a physical condition that prevents her from continuing to practice medicine.

Edwards, Michael Charles, M.D., Lic. No. L2873, Westminster, CA

On April 10, 2015, the Board and Michael Charles Edwards, M.D., entered into an Agreed Voluntary Surrender Order in which Dr. Edwards agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. The Board found Dr. Edwards was subject to an investigation by the Medical Board of California (MBC), which suspended Dr. Edwards' license as a result of evidence of self-prescribing of controlled substances, and violations of the standard of care in his treatment of patients.

Granville, Robert Richey, Jr., M.D., Lic. No. K9550, Albany, GA On June 12, 2015, the Board and Robert Richey Granville, Jr., M.D., entered into an Agreed Voluntary Surrender Order in which Dr. Granville agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. The Board found Dr. Granville reported issues concerning impairment and his struggle with alcohol and substance abuse and related arrests.

Ramanathan, Subramaniam V., M.D., Lic. No. M0624, Sugar Land

On April 10, 2015, the Board and Subramaniam V. Ramanathan, M.D., entered into an Agreed Order of Voluntary Surrender in which Dr. Ramanathan agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Ramanathan was the subject of a formal complaint at the State Office of Administrative Hearings involving allegations that he illegally operated pain management clinics, failed to adequately supervise mid-level providers, prescribed controlled substances in a nontherapeutic manner to 12 patients, and failed to comply with a Board order. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

Sanjar, Mansour R., M.D., Lic. No. G3069, Baytown

On June 12, 2015, the Board and Mansour R. Sanjar, M.D., entered into an Agreed Voluntary Surrender Order in which Dr. Sanjar agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. The Board found that on January 12, 2015, Dr. Sanjar was sentenced to 120 months in prison and ordered to pay approximately \$8.1 million in restitution for health care fraud.

Taylor, Thomas Vincent, M.D., Lic. No. K2297, Houston

On April 10, 2015, the Board and Thomas Vincent Taylor, M.D., entered into an Agreed Order of Voluntary Surrender in which Dr. Taylor agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Taylor had been under investigation by the Board for allegedly providing two patients, a couple, with prescriptions for controlled sub-

stances in exchange for sexual favors. Dr. Taylor has denied the allegations.

Truong, Tich Ngoc, M.D., Lic. No. G2867, Garland

On April 10, 2015, the Board and Tich Ngoc Truong, M.D., entered into an Agreed Voluntary Surrender Order in which Dr. Truong agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Truong was under investigation by the Board concerning allegations of a violation of the standard of care by his treatment of one patient and a violation of the privacy rights of two patients.

White, Robert Frank, M.D., Lic. No. C7159, Mount Vernon On April 10, 2015, the Board and Robert Frank White, M.D., entered into an Agreed Voluntary Surrender Order in which Dr. White agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. The Board found Dr. White was under investigation regarding his care and treatment of 11 patients.

CRIMINAL ACTIVITY

Krantz, Jeffrey S., D.O., Lic. No. J7343, El Paso

On April 10, 2015, the Board and Jeffrey S. Krantz, D.O., entered in a Modified Agreed Order, modifying Dr. Krantz' 2014 Order to include the following terms and conditions: a public reprimand; requiring Dr. Krantz to comply with all terms and conditions associated with his April 16, 2014, Order of Deferred Adjudication; and pay an administrative penalty of \$2,000 within 90 days. The Board found an Order of Deferred Adjudication was entered against Dr. Krantz. A Board panel found that, when recommending the 2014 Order, the representatives were aware of the pending felony charge and considered it when issuing the order. All other terms of the Order, as modified, remain in full force.

Ruiz, Roberto, Jr., M.D., Lic. No. P7199, Odessa

On June 12, 2015, the Board and Roberto Ruiz, Jr., M.D., entered into an Agreed Order publicly reprimanding Dr. Ruiz. The Board found Dr. Ruiz engaged in unprofessional conduct by being placed on deferred adjudication community supervision for a felony.

PEER REVIEW ACTIONS

Glover, David John, M.D., Lic. No. E8511, St. Helens, Merseyside, United Kingdom

On June 12, 2015, the Board and David John Glover, M.D., entered into an Agreed Order publicly reprimanding Dr. Glover and prohibiting Dr. Glover from practicing in Texas until he appears before the Board and provides sufficient evidence and information that indicates he is physically, mentally, and otherwise competent to safely practice. The Board found Dr. Glover was disciplined by the General Medical Council in the United Kingdom. The disciplinary actions taken by Dr. Glover's peers were

based on unprofessional conduct or professional incompetence that was likely to harm the public.

Khan, Zubeida, M.D., Lic. No. BP10041633, Houston

On April 10, 2015, the Board and Zubeida Khan, M.D., entered into an Agreed Order requiring Dr. Khan to pay an administrative penalty of \$500 within 60 days. The Board found Dr. Khan was disciplined by her residency program because of poor communications and unprofessional conduct with patients and medical staff.

Stasikowski, J. John, M.D., Lic. No. E5623, Fort Worth

On June 12, 2015, the Board and J. John Stasikowski, M.D., entered into an Agreed Order requiring Dr. Stasikowski to refrain from performing any surgery on patients and may not be present for the performance of surgery on any patient; within one year complete at least eight hours of CME, divided as follows: four hours in effective communication and four hours in risk management; and shall not be permitted to supervise or delegate prescriptive authority to a physician assistant or advanced practice nurse or supervise a surgical assistant. The Board found Dr. Stasikowski surrendered his privileges at Baylor All Saints Hospital while a peer review investigation was pending regarding changes in his behavior and patient care.

OTHER STATES' ACTIONS

Dallas, Anthony V., Jr., M.D., Lic. No. N9036, Hendersonville, TN

On April 10, 2015, the Board and Anthony V. Dallas, Jr., M.D., entered into an Agreed Order requiring Dr. Dallas to complete all terms as required by the Consent Order issued by the Mississippi State Board of Medical Licensure (MSBML) and provide proof of compliance with the MSBML Consent Order to the Board. The Board found that on September 3, 2014, a disciplinary order was imposed on Dr. Dallas by the MSBML regarding his ordering of medications and delegation of prescriptive authority.

Gonzales, Cathryn Jean, M.D., Lic. No. K0479, Magnolia, AR On June 12, 2015, the Board and Cathryn Jean Gonzales, M.D., entered into an Agreed Order requiring Dr. Gonzales to within 30 days submit to an evaluation by the Physician Health Program and comply with any and all recommendations; Dr. Gonzales shall not practice in Texas until she personally appears before the board and provides sufficient evidence that indicates that she is physically, mentally, and otherwise competent to safely practice medicine; surrender her DPS controlled substances certificate; shall not treat or otherwise serve as a physician for her immediate family and shall not prescribe, dispense, administer or authorize controlled substances or dangerous drugs with addictive potential or potential for abuse to herself or her immediate family; within 60 days of completion of the CPEP evaluation ordered by the Arkansas Medical Board Order, submit a copy of the CPEP report to the Texas Medical Board; within 30 days of completion of the prescribing course required by the Arkansas Medical Board Order, submit proof of completion to the Texas

Medical Board; and Dr. Gonzales shall not be permitted to supervise or delegate prescriptive authority to physician assistants, advanced practice nurses, or surgical assistants in the state of Texas. The Board found Dr. Gonzales was temporarily suspended on an emergency basis by the Arkansas State Medical Board. The Board subsequently entered an Order lifting the suspension but restricting Dr. Gonzales from prescribing Schedule II medications and requiring her to take prescribing and boundaries courses and pay a penalty. The action taken by the Arkansas Board was based on Dr. Gonzales' prescribing to several patients and subsequent discovery of her own use of pain medications.

Karsh, Richard Bruce, M.D., Lic. No. N8112, Colorado Springs,

On June 12, 2015, the Board and Richard Bruce Karsh, M.D., entered into an Agreed Order prohibiting Dr. Karsh from practicing in Texas until he appears before the Board and provides sufficient evidence and information that indicates he is physically, mentally, and otherwise competent to safely practice. The Board found Dr. Karsh was disciplined by the Colorado Medical Board and other state boards took action based on the Colorado action and/or Dr. Karsh's failure to report the action.

Smith, Bruce D., M.D., Lic. No. E5941, Dallas

On April 10, 2015, the Board and Bruce D. Smith, M.D., entered into an Agreed Order publicly reprimanding Dr. Smith and requiring Dr. Smith to surrender his DEA/DPS controlled substances registration certificates if he has not already done so and prohibiting Dr. Smith from owning or working in any weight loss clinics in Texas. The Board found Dr. Smith was disciplined by the Mississippi State Board of Medical Licensees (MSBML) regarding violations as to administering, dispensing, or prescribing drugs that have addiction-forming or addiction sustaining liability otherwise than in the course of legitimate professional practice.

Zarate, Enrique, M.D., Lic. No. G4763, Tracy, CA

On April 10, 2015, the Board and Enrique Zarate, M.D., entered into an Agreed Order requiring Dr. Zarate to complete all terms as required by the Disciplinary Order issued by the Medical Board of California (MBC) and provide proof of compliance to the Board. The Board found Dr. Zarate was the subject of a disciplinary action by the MBC as a result of an investigation into his care and prescribing to four patients.

NONTHERAPEUTIC PRESCRIBING

Messer, Dale Leonard, M.D., Lic. No. D2740, Alvin

On June 12, 2015, the Board and Dale Leonard Messer, M.D., entered into an Agreed Order on Formal Filing prohibiting Dr. Messer from treating any chronic pain in an office setting; requiring Dr. Messer to have his practice monitored by another physician for 12 consecutive monitoring cycles; and within one year complete at least 24 hours of CME, divided as follows: eight hours in detecting drug-seeking behavior, eight hours in medical recordkeeping and eight hours in risk management. The Board found Dr. Messer nontherapeutically prescribed to six patients

and failed to maintain adequate medical records. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

IMPROPER PRESCRIBING

Cross, Alisa, M.D., Lic. No. P2109, Killeen

On June 12, 2015, the Board and Alisa Cross, M.D., entered into an Agreed Order publicly reprimanding Dr. Cross and requiring Dr. Cross to not treat or otherwise serve as a physician for her immediate family and not prescribe, dispense, administer, or authorize nay medications, including but not limited to controlled substances or dangerous drugs with addictive potential or potential for abuse, to herself or her immediate family; within one year and three attempts pass the Medical Jurisprudence Exam; within 180 days complete the physician prescribing course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program; within 180 days complete the medical recordkeeping course offered by the PACE program; within one year complete at least 16 hours of CME, divided as follows: eight hours in risk management and eight hours in ethics; and within 60 days pay an administrative penalty of \$3,000. The Board found Dr. Cross admitted to prescribing controlled substances to a person with whom she has a close personal relationship from 2009 until 2014 who is a resident of Oregon. Dr. Cross obtained a Texas license in 2012, and between 2012 and 2014, while residing in Texas, Dr. Cross continued to prescribe controlled substances as well as other medication to this person without a demonstrated or documented immediate need.

Gonzalez-Weaver, Rose Marie, D.O., Lic. No. J3484, Uvalde

On June 12, 2015, the Board and Rose Marie Gonzalez-Weaver, D.O., entered into an Agreed Order requiring Dr. Gonzalez-Weaver to within 30 days undergo an independent medical evaluation and follow all recommendations for care and treatment; within 30 days schedule an assessment with the Texas A&M Health Science Center Knowledge, Skills, Training, Assessment, and Research (KSTAR) program and reappear before the board to address the assessment; Dr. Gonzalez-Weaver shall not possess, administer, dispense, or prescribe any controlled substance and shall not authorize refills of controlled substances; shall not treat or otherwise serve as a physician for her immediate family or friends, and shall not prescribe, dispense, administer or authorize controlled substances or dangerous drugs with addictive potential or potential for abuse to herself or her immediate family or friends. The Board found Dr. Gonzalez-Weaver failed to meet the standard of care when she prescribed controlled substances to a family member for a period of time extending beyond the 72 hours of immediate need, failed to document that she provided appropriate follow up care for the issues diagnosed and treated and admitted to taking prescribed narcotics without being under the current care and monitoring of a physician.

Hansen, Mireya, M.D., Lic. No. M9655, Houston

On June 12, 2015, the Board and Mireya Hansen, M.D., entered into an Agreed Order prohibiting Dr. Hansen from treating or otherwise serving as a physician for her immediate family, and shall not prescribe, dispense, administer or authorize controlled substances or dangerous drugs with addictive potential or potential for abuse to herself or her immediate family; within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least 32 hours of CME, divided as follows: eight hours in ethics, eight hours in appropriate prescribing of controlled substances, eight hours in risk management and eight hours in medical recordkeeping. The Board found Dr. Hansen inappropriately prescribed controlled substances to three family members over several years.

Lin, Nicholas, M.D., Lic. No. N6911, Victoria

On April 10, 2015, the Board and Nicholas Lin, M.D., entered into an Agreed Order requiring Dr. Lin to within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least 24 hours of CME, divided as follows: four hours in risk management, four hours in medical recordkeeping, eight hours in ethics and eight hours in physician-patient boundaries; and pay an administrative penalty of \$2,000 within 60 days. The Board found Dr. Lin admitted to treating someone with whom he had a close personal relationship and self-prescribed for minor medical problems.

Sax, Steven Lawrence, M.D., Lic. No. G1530, Houston

On June 12, 2015, the Board and Steven Lawrence Sax, M.D., entered into an Agreed Order prohibiting Dr. Sax from administering, dispensing, or prescribing any controlled substances or dangerous drugs with addictive potential or potential for abuse, except as is medically necessary, for treatment of patients in a hospital setting where Dr. Sax has privileges or practices medicine; within one year and three attempts pass the Medical Jurisprudence Exam; and within one year complete at least 12 hours of CME, divided as follows: four hours in medical recordkeeping, four hours in prescribing controlled substances, and four hours in ethics. The Board found Dr. Sax prescribed controlled substances to a close family member numerous times between 2008 and 2014, admitted to prescribing doses that exceeded a 72-hour supply, failed to maintain a medical record for the family member and without documenting his evaluation and treatment of the family member to support the prescribing.

IMPAIRMENT

Stevens, Joshua Alan, M.D., Lic. No. BP10043938, San Antonio On April 16, 2015, the Board and Joshua Alan Stevens, M.D., entered into an Agreed Order publicly reprimanding Dr. Stevens. The Board found Dr. Stevens was hospitalized following a police intervention related to a mental health issue. Dr. Stevens took a medical leave of absence from his residency program shortly before the incident, and resigned from his program on June 5, 2014. He subsequently received counseling for approximately

eight weeks.

Wyder, Holly Jo, M.D., Lic. No. M8441, San Antonio

On April 10, 2015, the Board and Holly Jo Wyder, M.D., entered into an Agreed Order publicly reprimanding Dr. Wyder and requiring Dr. Wyder for a period of 10 years to abstain from the consumption of prohibited substances as defined in the Order; participate in the Board's drug testing program; participate in Alcoholics Anonymous no less than three times a week; within 30 days obtain an independent medical evaluation and follow all recommendations for care and treatment. The Board found Dr. Wyder was diagnosed with Alcoholic Abuse Disorder and other co-morbidities in March 2014 and has previous alcohol-related arrests.

VIOLATION OF PRIOR BOARD ORDER

Anderson, Timothy W., M.D., Lic. No. F5819, Houston

On June 12, 2015, the Board and Timothy W. Anderson, M.D., entered into a Modified Agreed Order, modifying Dr. Anderson's 2010 Order, as modified by the 2014 Order. The modification allows Dr. Anderson to complete the remaining 3.5 hours of CME in ethics online no later than September 10, 2015. The Board found Dr. Anderson failed to obtain four hours of inperson CME by the deadline set forth in the order. All other terms of the order remain in full effect.

Bangale, Anil, M.D., Lic. No. E7370, Fort Worth

On June 12, 2015, the Board and Anil Bangale, M.D., entered into an Agreed Order requiring Dr. Bangale to within 30 days schedule an assessment with the Texas A&M Health Science Center Knowledge, Skills, Training, Assessment, and Research (KSTAR) program; upon completion of KSTAR, personally appear before the Board to address any issues related to the final KSTAR assessment; and shall not prescribe any Schedule II-IV controlled substances in Texas before appearing before the Board. The Board found Dr. Bangale violated his 2011 Order by failing to follow his chart monitor recommendations and continued to inadequately document whether appropriate care was provided to the patients or whether the plan of care for patients was followed up on.

Ferrell, John Carl, M.D., Lic. No. G8835, Frisco

On June 12, 2015, the Board and John Carl Ferrell, M.D., entered into an Agreed Order Modifying Prior Order, modifying Dr. Ferrell's April 2011 order, as modified by the 2014 Order. The modification publicly reprimands Dr. Ferrell, suspends Dr. Ferrell's license for 30 days, however the suspension is stayed and Dr. Ferrell is placed on probation under the following terms: within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least four hours of CME in medical ethics; have his practice monitored by another physician for an additional four consecutive monitoring cycles; within 120 days submit to an Independent Medical Evaluation; and within 60 days pay an administrative penalty of \$4,000. The Board found Dr. Ferrell is not in compliance with several terms of his

2011 order. Specifically, Dr. Ferrell has failed to submit patient charts in a timely manner and failed to submit a timely response describing his plans to implement chart monitor recommendations. All other terms of the 2011 Order, as modified, remain in full force.

Hamoudi, Walid Hamad, M.D., Lic. No. K7027, Pearland On June 12, 2015, the Board and Walid Hamad Hamoudi, M.D., entered into a Modified Agreed Order, modifying Dr. Hamoudi's 2010 Order, as previously modified by the 2014 Order. The modification replaces the quarterly peer review reports with eight consecutive chart monitoring cycles. The Board found Dr. Hamoudi violated his 2010 Order by failing to obtain preapproval for his employment at a group practice setting. All other terms of the 2010 Order, as modified, remain in full force.

Hooda, Barkat Sadruddin, M.D., Lic. No. P5993, Galveston
On June 12, 2015, the Board and Barkat Sadruddin Hooda, M.D.,
entered into an Agreed Order requiring Dr. Hooda to within six
months complete at least 8 hours of CME, divided as follows:
one hour in professional communication and seven hours in risk
management. The Board found Dr. Hooda made good faith
efforts to complete the CME hours required in his 2013 remedial
plan but failed to obtain pre-approval for the courses.

Maat, Owen Surgent, M.D., Lic. No. J5609, Bellaire
On June 12, 2015, the Board and Owen Surgent Maat, M.D., entered into an Agreed Order requiring Dr. Maat to within one year complete at least four hours of CME in ethics and/or risk management. The Board found Dr. Maat violated his 2013 Order

Rhodes, Ernesto Philip, M.D., Lic. No. J3886, Midland

by failing to timely pay his administrative penalty.

On June 12, 2015, the Board and Ernesto Philip Rhodes, M.D., entered into an Agreed Order publicly reprimanding Dr. Rhodes, suspending Dr. Rhodes' Texas medical license for 60 days, and placing Dr. Rhodes on probation for the duration of his license under the following terms: shall abstain from the consumption of prohibited substances as defined in the Order; participate in the Board's drug testing program; participate in AA at least five times per week; participate in Sex and Love Addicts Anonymous at least once per week; participate in local county physician health and rehabilitation group at least once per week; and pay an administrative penalty of \$5,000. The Board found Dr. Rhodes violated his February 2009 Order by failing to abstain from prohibited substances, including illegal drugs and alcohol. Specifically, Dr. Rhodes tested positive for methamphetamines.

Roby, Russell, M.D., Lic. No. E1255, Austin

On April 10, 2015, the Board entered a Final Order against Russell Roby, M.D., requiring Dr. Roby to provide certain disclosure information to the public in all advertisements and printed material; keep a copy in the medical record of each patient verifying they have received and were given detailed disclosure regarding content of printed material; maintain a logbook of all antigen injections given to the patient; provide copies of all proposed clinical studies, IRB proposals, phase 1 and 2 studies/

results, and any on-going or proposed research projects; that he not treat any patient with thyroid therapy; continue his treatment for bipolar disorder; have his practice monitored by another physician for consecutive chart monitoring cycles on a quarterly basis; within one year and three attempts pass the Special Purpose Exam (SPEX); and within one year complete at least 12 hours of CME in endocrinology; and shall not be permitted to supervise and delegate prescriptive authority to midlevels. Dr. Roby's failure to substantially comply with any terms of the Order may allow Board representatives to direct the Executive Director to immediately suspend his medical license. The Board found Dr. Roby failed to comply with provisions of the 2007 Order, in that he did not comply with the recommendations of the chart monitor and he did not include the disclaimer on all printed materials released or distributed by him or the Roby Institute. The action was based on the findings of an administrative law judge at the State Office of Administrative Hearings. This order resolves a formal complaint filed at the State Office of Administrative Hearings. Dr. Roby has 20 days from the service of the order to file a motion for rehearing.

Rousch, Daniel Eric, D.O., Lic. No. J4488, Bedford

On April 10, 2015, the Board and Daniel Eric Rousch, D.O., entered into an Agreed Order Modifying Prior Order, modifying his February 2013 Order to require Dr. Rousch to make current all chart monitor payments and present proof within 60 days; require Dr. Rousch to complete an additional six cycles of chart monitoring; and within one year complete at least 40 hours in CME, divided as follows: 20 hours in evaluation and treatment of bipolar disorder in adults and children, 10 hours in evaluation and treatment of Attention Deficit Hyperactive Disorder and 10 hours in psychopharmacology. The Board found Dr. Rousch is not in compliance with his 2013 Order, as he has failed to comply with and implement the recommendations for the chart monitor and has failed to pay required chart monitor fees. All other provisions of the Order, as modified, remain in full force.

On June 12, 2015, the Board and Jody Leeann Smith, M.D., entered into an Agreed Order requiring Dr. Smith to within one

Smith, Jody Leeann, M.D., Lic. No. BP10037778, El Paso

year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least eight hours of CME in medical ethics; and within 60 days pay an administrative penalty of \$1,000. The Board found Dr. Smith violated her 2013 Order by continuing to participate in clinical rotations in her residency program without following the proper procedures for having the suspension of her permit lifted. Dr. Smith failed to confirm with the Board whether the issues regarding the Order were resolved and failed to timely update her address of record with the Board.

Stone, John Samuel, M.D., Lic. No. C7501, Houston

On June 12, 2015, the Board and John Samuel Stone, M.D., entered into an Agreed Order requiring Dr. Stone to within 90 days complete at least two hours of CME in ethics as required by the 2013 Remedial Plan; and within 60 days pay an administrative penalty of \$500. The Board found Dr. Stone failed comply with

the terms of his 2013 remedial plan by failing to obtain preapproval for, and to complete two of the required hours of CME in ethics before the required deadline.

Villarreal, Gustavo Enrique, M.D., Lic. No. G6038, Laredo On June 12, 2015, the Board and Gustavo Enrique Villarreal, M.D., entered into an Agreed Order requiring Dr. Villarreal to immediately cease operating a pharmacy and shall not distribute, provide, or dispense medications for a fee as part of his practice; within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least 20 hours of CME, divided as follows: eight hours in medical recordkeeping, eight hours in risk management and four hours in ethics; and within 60 days pay an administrative penalty of \$2,000. The Board found Dr. Villarreal operated an unlicensed pharmacy. Specifically, Dr. Villarreal ordered and stocked medications in his office, and dispensed those medications to his patients for a fee and beyond the patients' immediate needs.

FAILURE TO PROPERLY SUPERVISE OR DELEGATE

Capitaine, Raul R., M.D., Lic. No. H4885, Corpus Christi On August 10, 2015, the Board and Raul R. Capitaine, M.D., entered into an Agreed Order requiring Dr. Capitaine to within one year complete at least eight hours of CME in risk management. The Board found a midlevel provider under Dr. Capitaine's supervision failed to correct a medication error that had been generated by the dispensing pharmacy regarding the dosage of a medication for a patient and that Dr. Capitaine repeated the erroneous dosage in a follow-up prescription of that medication.

VIOLATION OF BOARD RULES

Ackerman, Bruce Lance, D.O., Lic. No. G1842, Garland

On May 12, 2015, the Board and Bruce Lance Ackerman, D.O., entered into an Agreed Order requiring Dr. Ackerman to have his practice monitored by another physician for 12 consecutive monitoring cycles and within one year complete at least 12 hours of CME, divided as follows: eight hours in medical recordkeeping and four hours in identifying drug seeking behavior. The Board found Dr. Ackerman did not follow board guidelines related to the treatment and documentation of treatment for patients with chronic pain.

Cohn, Peter David, M.D., Lic. No. E9584, Dallas

On June 12, 2015, the Board and Peter David Cohn, M.D., entered into an Agreed Order requiring Dr. Cohn to within 30 days release the patient's medical records and provide the Board with proof of their delivery; within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least eight hours of CME, divided as follows: four hours in risk management and four hours in ethics; and within 90 days pay an administrative penalty of \$1,000. The Board found Dr. Cohn failed to release a patient's medical records to a requesting insurance company despite the patient's valid authorization and repeated requests by the patient and insurance company to release the records.

Roberts, Michalle, M.D., Lic. No. J4483, Houston

On June 23, 2015, the Board and Michalle Roberts, M.D., entered into a Mediated Agreed Order publicly reprimanding Dr. Roberts and prohibiting Dr. Roberts from engaging in the treatment of chronic pain; within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least 24 hours of CME, divided as follows: eight hours in medical ethics, eight hours in practice management and eight hours in risk management; and pay an administrative penalty of \$20,000. The Board found Dr. Roberts was improperly involved with a pain management clinic that was not owned, operated or registered in compliance with statutes and rules and that the unlicensed owner was prescribing and dispensing dangerous drugs and controlled substances under Dr. Roberts' name. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

TEXAS PHYSICIAN HEALTH PROGRAM VIOLATION

Gosuico, Amelia De La Cruz, M.D., Lic. No. F8746, Houston On June 12, 2015, the Board and Amelia De La Cruz Gosuico, M.D., entered into an Agreed Order requiring Dr. Gosuico to within 30 days obtain an independent medical evaluation and follow all recommendations for care and treatment; limit her practice to a group or institutional setting; and shall not be permitted to supervise and delegate prescriptive authority to physician assistants and advanced practice nurses or to supervise surgical assistants. The Board found Dr. Gosuico entered into a three year agreement with the Texas Physician Health Program (TXPHP) due to a mental or physical impairment. As part of the TXPHP agreement, Dr. Gosuico was to provide monitoring reports from her treating physician but she failed to supply the reports and was referred back to the Board for noncompliance.

Ortiz, Waleska Del Carmen, M.D., Lic. No. M8890, Edinburg
On June 12, 2015, the Board and Waleska Del Carmen Ortiz,
M.D., entered into an Agreed Order requiring Dr. Ortiz to within
30 days obtain an independent medical evaluation and follow all
recommendations for care and treatment. The Board found Dr.
Ortiz signed a five-year agreement with the Texas Physician
Health Program (TXPHP) as a result of allegations brought by
Board staff regarding her inability to practice due to Lupus,
ADHD, anxiety and depression. Dr. Ortiz was referred to the
Board from TXPHP for several late drug tests and late submission
of psychiatrist and rheumatologist reports.

ADVERTISING VIOLATION

De Wet, Pieter Juan, M.D., Lic. No. J0470, Tyler

On April 10, 2015, the Board and Pieter Juan De Wet, M.D., entered into an Agreed Order publicly reprimanding Dr. De Wet and requiring him to within one year complete at least 12 hours of CME, divided as follows: eight hours in risk management and four hours in ethics; and pay an administrative penalty of \$3,000 within 180 days. The Board found Dr. De Wet's website contained statements that were false and/or misleading.

Taylor, Jill, D.O., Lic. No. K2296, Kingwood

On April 10, 2015, the Board and Jill Taylor, D.O., entered into an Agreed Order requiring Dr. Taylor to within one year and three attempts complete the Medical Jurisprudence Exam; within one year complete at least four hours of CME in ethics; and pay an administrative penalty of \$2,500 within 60 days. The Board found Dr. Taylor's board certification had expired; however, her website and another internet advertisement improperly stated that she was board certified in Family Practice and Emergency Medicine.

INADEQUATE MEDICAL RECORDS

Eni, Ikedinobi Ugochukwu, M.D., Lic. No. K6843, The Woodlands

On June 12, 2015, the Board and Ikedinobi Ugochukwu Eni, M.D., entered into an Agreed Order requiring Dr. Eni to within one year complete at least eight hours of CME in geriatric medicine. The Board found Dr. Eni did not examine the rash/groin area of an elderly patient due to the premature ending of the examination. Dr. Eni failed to document the interactions with the patient and the disruptive individuals accompanying the patient which led to the termination of the examination.

Motley, Jennifer Lee, M.D., Lic. No. L7491, Fort Worth

On June 12, 2015, the Board and Jennifer Lee Motley, M.D., entered into an Agreed Order requiring Dr. Motley to within one year complete at least 12 hours of CME, divided as follows: eight hours in medical recordkeeping and four hours in risk management; and pay an administrative penalty of \$1,000 within 60 days. The Board found Dr. Motley failed to document the completion of a sonogram on a patient.

Olivieri, Julio Cesar, M.D., Lic. No. K2549, Dallas

On April 10, 2015, the Board and Julio Cesar Olivieri, M.D., entered into an Agreed Order requiring Dr. Olivieri to within one year complete at least 24 hours of CME, divided as follows: 16 hours in medical recordkeeping, four hours in ethics and four hours in risk management; and pay an administrative penalty of \$3,000 within 60 days. The Board found that Dr. Olivieri admitted that he failed to adequately document medical records for approximately 11 visits and admitted to making late entries without indicating the amendments were not made contemporaneously with original notations.

CEASE AND DESIST

Acosta, Frank Garcia, No License, Odessa

On April 10, 2015, the Board and Frank Garcia Acosta entered into an Agreed Cease and Desist Order prohibiting Mr. Acosta from practicing medicine in Texas without a license issued by the Texas Medical Board. Mr. Acosta shall refrain from practicing outside the scope of his license. The Board found Mr. Acosta has engaged in the unlicensed practice of medicine by practicing outside the scope of massage therapy beginning in June 2012

and continuing through the present day. Mr. Acosta has been administering vitamin and/or pain injections and diagnosing medical conditions, as well as administering IV vitamins and nutritional supplements.

Chavez-Rodriguez, Omar, No License, Galena Park

On June 12, 2015, the Board and Omar Chavez-Rodriguez entered into an Agreed Cease and Desist Order, prohibiting Mr. Chavez-Rodriguez from acting as, or holding himself out to be, a licensed physician in the state of Texas. The Board found Mr. Chavez-Rodriguez was employed at the Women's Hospital of Texas as a surgical technician in the Labor and Delivery Unit of the hospital. On August 4, 2014, Mr. Chavez-Rodriguez surgically removed a tattoo from a coworker and then sutured the wound. Mr. Chavez-Rodriguez acted without a physician's order or without the physician's supervision, using sutures and supplies from the Labor and Delivery unit of the hospital.

Jawhari, Kaled "Karl", D.C., No License, Dallas

On June 12, 2015, the Board and Kaled "Karl" Jawhari, D.C., entered into an Agreed Cease and Desist Order, prohibiting Mr. Jawhari from engaging in the practice of medicine in the state of Texas. Mr. Jawhari shall cease and desist from making offers to treat conditions outside of the scope of chiropractic in the state of Texas. The Board found Mr. Jawhari engaged in the unlicensed practice of medicine by making offers on his website for treatments that exceed the scope of chiropractic.

Snell, Debra, No License, Austin

On April 10, 2015, the Board and Debra Snell entered into an Agreed Cease and Desist Order requiring Ms. Snell to cease and desist practicing medicine in the state of Texas. The Board found Ms. Snell was alleged to have engaged in the unlicensed practice of medicine by administering Botox and Voluma injections to a patient in Austin, Texas, without a contract to do so by a supervising physician.

Southerland, Dale, No License, Pearland

On April 10, 2015, the Board and Dale Southerland entered into an Agreed Cease and Desist Order prohibiting Mr. Southerland from practicing medicine in the state of Texas and requiring him to cease and desist any unlicensed practice of medicine in the state of Texas. The Board found Mr. Southerland, who is a licensed chiropractor, made offers to treat patients for conditions beyond the scope of practice of chiropractic through his website, social medial and other public written means. Furthermore, Mr. Southerland used the title "doctor" without designating the authority under which he used the title.

Santillan, Claudia, No License, Dallas

On May 18, 2015, the Board directed the Executive Director to enter a Cease and Desist order against Claudia Santillan requiring her to immediately cease practicing medicine in the state of Texas or holding herself out to be a physician in any manner. The Board found that during an inspection of her office by the Texas Department of Licensing and Registration (TDLR), hypodermic syringes and a bottle of "Dysport," a Botox equivalent,

which may only be administered by a person holding a medical license or a person properly supervised by an individual holding a medical license, was discovered.

Texas Physician Assistant Board Disciplinary Actions

REVOCATION

Kelly, David C., P.A., Lic. No. PA02492, Baytown

On July 17, 2015, the Texas Physician Assistant Board entered a Final Order, revoking David C. Kelly, P.A.'s Texas physician assistant license. The Board found Mr. Kelly failed to meet the standard of care in his treatment of chronic pain with respect to multiple patients. The action was based on the findings of an administrative law judge at the State Office of Administrative Hearings. This order resolves a formal complaint filed at the State Office of Administrative Hearings. Mr. Kelly has 20 days from the service of the order to file a motion for rehearing.

VOLUNTARY SURRENDER

Karim, Talimsa, P.A.-C., Lic. No. PA04221, Conroe

On July 17, 2015, the Texas Physician Assistant Board and Talimsa Karim, PA-C., entered into an Agreed Voluntary Surrender Order in which Ms. Karim agreed to voluntarily surrender her Texas physician assistant license in lieu of further disciplinary proceedings. The Board found Ms. Karim has a medical condition which precludes her from practicing with reasonable skill and safety to patients and Ms. Karim requested the voluntary surrender of her license.

Shakin, Nancy, P.A., Lic. No. PA02167, Corpus Christi

On July 17, 2015, the Texas Physician Assistant Board and Nancy Shakin, P.A., entered into an Agreed Order of Voluntary Surrender in which Ms. Shakin agreed to voluntarily surrender her Texas physician assistant license in lieu of further disciplinary proceedings. The Board found Ms. Shakin failed to comply with all terms and conditions of her December 2014 Order and has indicated her desire to surrender her license in lieu of continuing under the order.

NONTHERAPEUTIC PRESCRIBING

Abernathy, Latoya, P.A., Lic. No. PA07046, Houston

On July 17, 2015, the Texas Physician Assistant Board and Latoya Abernathy, P.A., entered into an Agreed Order on Formal Filing requiring Ms. Abernathy to within seven days surrender her DEA/DPS controlled substances certificates; prohibiting Ms. Abernathy from treating any patient for chronic pain; limit her practice to a setting approved in advance by the Board; within one year complete the prescribing course offered by the Univer-

sity of California San Diego Physician Assessment and Clinical Education (PACE) program; within one year and three attempts pass the Medical Jurisprudence Exam; and within one year complete at least 8 hours of CME, divided as follows: four hours in ethics and four hours in patient communications. The Board found Ms. Abernathy admitted that the clinic manager, an unlicensed individual, pressured her to prescribe more controlled substances and to spend less time with patients in order to increase the patient daily visit headcount. Ms. Abernathy's medical records indicated a lack of individualized treatment as all patients received the same or similar controlled substances and Ms. Abernathy failed to make meaningful attempts to use treatment methods alternative to prescription drugs. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

VIOLATION OF BOARD RULES

Morgan, Darnell Denise, P.A., Lic. No. PA00539, Houston On July 17, 2015, the Texas Physician Assistant Board and Darnell Denise Morgan, P.A., entered into an Agreed Order publicly reprimanding Ms. Morgan and requiring her to within one year complete at least four hours of CME in medical ethics; and within 60 days pay an administrative penalty of \$1,000. The Board found Ms. Morgan violated her 2013 Remedial Plan by failing to pay the \$500 remedial plan fee and by failing to cooperate with Board staff by failing to sign and return the latest compliance report.

UNPROFESSIONAL CONDUCT

Dollison, Jonathan Phillip, P.A., Lic. No. PA06396, Rockport On July 17, 2015, the Texas Physician Assistant Board and Jonathan Phillip Dollison, P.A, entered into an Agreed Order requiring Mr. Dollison to within 30 days obtain an independent medical evaluation and follow all recommendations for care and treatment. The Board found Mr. Dollison engaged in unprofessional conduct by appearing at the Texas Medical Board office and demanding to use office computers and refusing to leave when asked to do so. Mr. Dollison was subsequently arrested and charged with criminal trespass, a misdemeanor.

Portwood, Robert Neal, P.A., Lic. No. PA06544, Lubbock

On July 17, 2015, the Texas Physician Assistant Board and Robert Neal Portwood, P.A., entered into an Agreed Order publicly reprimanding Mr. Portwood and requiring him to abstain from the consumption of prohibited substances as defined in the Order and participate in the Board's drug testing program. The Board found Mr. Portwood pled guilty to Aggravated Assault, and received 10 years deferred adjudication.

TEXAS PHYSICIAN HEALTH PROGRAM VIOLATION

Bedell, Teresa M., P.A., Lic. No. PA04618, Corpus ChristiOn July 17, 2015, the Texas Physician Assistant Board and Teresa M. Bedell, P.A., entered into an Agreed Order requiring Ms. Be-

dell to for a period of five years with no request for early termination: abstain from the consumption of prohibited substances as defined in the Order; participate in the Board's drug testing program; within 30 days obtain a Board-approved treating psychologist or licensed counselor and follow all recommendations for care and treatment; have her practice supervised by a preapproved worksite monitor; and participate in Alcoholics Anonymous programs no less than four times per week. The Board found Ms. Bedell experienced significant alcohol abuse during 2013 and early January 2014. Ms. Bedell violated terms of her Texas Physician Health Program agreement which prohibited her from using alcohol.

Kacal, Michael John, P.A., Lic. No. PA03371, Dallas

On July 17, 2015, the Texas Physician Assistant Board and Michael John Kacal, P.A., entered an Agreed Order requiring Mr. Kacal to within 30 days submit to an evaluation by the Texas Physician Health Program (TXPHP) and comply with any and all recommendations made by TXPHP. The Board found Mr. Kacal was dismissed from TXPHP due to noncompliance. Mr. Kacal experienced financial hardship going through a divorce and became financially delinquent with Recovery Trek which administered drug testing. Mr. Kacal has been compliant under the Board's drug testing under an interim agreement.

Texas State Board of Acupuncture Examiners Disciplinary Actions

VOLUNTARY SURRENDER

Nakamura, Taro, L.Ac., Lic. No. AC00261, Houston

On May 8, 2015, the Texas State Board of Acupuncture Examiners and Taro Nakamura, L.Ac., entered into an Agreed Order of Voluntary and Permanent Surrender in which Mr. Nakamura agreed to voluntarily surrender his Texas acupuncture license in lieu of further disciplinary proceedings. The Board found that Mr. Nakamura has a physical condition that prevents him from continuing in the practice of acupuncture.

* * *

Physician Licenses

The Texas Medical Board issued 1,853 physician licenses between March 10, 2015 and July 22, 2015. Congratulations to the following:

Ibraheem Abbas, M.D. Ashkan Michael Abbey, M.D.

Mirna Abboud, M.D. Triveni Abburi, M.D.

Akram Adel Abd El Kader, M.D. Noureldin M. Abdelhamid, M.D.

Marwa Abdou, M.D.

John F. Abercrombie, M.D. Monique Lisa Abner, M.D.

Heba Kamel Aboul-Fotouh, M.D.

Ekinadese Aburime, M.D. Margaret Joyce Abuzeid, M.D. Nikhil Bhupendra Acharya, M.D.

Eugene Achi, M.D.

Allen Douglas Acomb, III, M.D.

Elisha Marie Acosta, M.D.
Madhuri Adabala, M.D.
Brook Andrew Adams, M.D.
Ariel Winona Aday, M.D.
Kristen Marie Addis, M.D.
Adeleke Tomiwa Adesina, D.O.
Naeem Ahmed Adhami, M.D.

Sara Adibi, M.D.

Muhammad Kashif Adnan, M.D.

Emily Harris Adhikari, M.D.

Saloni Agarwal, M.D. Devesh Agarwal, M.D. Monty Arta Aghazadeh, M.D. Megha Agrawal, M.D.

Jennifer Aguilar, M.D. Asad Ahmad, M.D. Anbar Ahmad, M.D. Minal Ahmad, D.O.

Muhammad Imran Ahmad, M.D. Homayoun Reza Ahmadian, D.O.

Ali Ahmed, M.D.

Wamda Osman Ahmed, M.D.

Sumaira Ahmed, M.D. Rezwan Ahmed, M.D. Bashir Ahmed, M.D.

Rihab Elameen Ahmed Taha, M.D.

Sun Mi Ahn, M.D.

Zoraya E. Ahumada, M.D.

Craig Russell Ainsworth, M.D. Ayodeji Olukayode Aiyejorun, M.D.

Muhammad Ajmal, M.D. Edesiri Akajagbor, M.D. Stuart Akerman, M.D.

Muhannad Al Hanayneh, M.D.

Mohanad Mohammed Al Obaidi, M.D.

Said H. Al-Tawil, M.D. Hilmi Alam. M.D.

Issam Abdelkarim Hussein Alawin, M.D.

Nadine Aldahhan, D.O. Ahmad Aldeiri, M.D.

Ashley Varnon Aleman, M.D.

Wais Alemi, M.D.

Abdalrahman Ahmed Algendy, M.D.

Eman Alharbi, M.D. Fatimat Alhassan, M.D.

Faria Ali, D.O. Babiker Ali, M.D.

Lorena Aliaga Deza, M.D.

Yaminés Alifonso-Amador, M.D.

Salman Raza Alim, M.D. Robert Charles Allen, M.D. Diane Elise Allen, M.D. Robert Wayne Allen, M.D. Kelvin Cory Allenson, M.D.

Nathon Allred, M.D. Mhd Sadek Almiski, M.D.

Melissa Ines Almodovar-Irizarry, M.D. Ammar Abdullah Hasan Alqaid, M.D.

Saif K. Altaie, M.D.

Crystal Alex Alvarez, M.D.

Erick Fernando Alvarez Mosqueira, M.D.

Haider Alwash, M.D.

Sandra Milena Amado Medina, M.D.

Jason A. Aminsharifi, M.D. Chaitanya Anand, M.D. Luke Rovane Anderson, M.D. Nicholas Stephen Andrade, M.D.

Alonso Andrade, M.D.

Clara Michelle Andrews, M.D. Eric James Andrews, M.D.

Tiffany Andry, M.D.

Cristiana Lavinia Angelelli, M.D.

Faisal Anwar, M.D.

Muhammad Ali Anwar, M.D. Cristina Maria Arce, M.D. Vanessa Arguello, M.D. Shanthi Aribindi, M.D.

Sahar Arif, M.D.

Chythanya Kalyani Arikati, M.D.

Lynda Chima Aririguzo, M.D.

Mia Armstrong, M.D.

Blair Kristin Armstrong, M.D. Alana Jacqueline Arnold, M.D.

Shankar Arul, M.D. Sushila Arya, M.D.

Amy Suporn Asandra, M.D.

Asya Asghar, M.D.

Elton Melville Ashe-Lambert, M.D.

Mary Gajewski Ashmead, M.D. Ntesi Anastasios Asimi, M.D.

Florence Aslinia, M.D.

Christian Assad-Kottner, M.D.

Shahrokh Assemi, M.D.

Aida Atiq, M.D.

Ashley Sharrell Atkins, M.D. Rama Mohan Reddy Atla, M.D. Golnaz Kimia Aubin, M.D. Kelly Anne Averill, M.D. Reem Saadeh Awwad, M.D.

Sura Ayoub, M.D.

Emily Michelle Ayub, D.O. Mohammed Azeem, M.D. Omaira Azizad, M.D.

Liliya Aznaurova-Anderson, M.D.

Vijay Gutti Babu, M.D.

Donald Leroy Bader, Jr., M.D. Mohammed Bahaa Aldeen, M.D.

Sikander Bains, M.D. Roger Seth Baker, M.D. Aric Bakshy, M.D.

Carrie Aletta Bakunas, M.D.
Douglas Arnold Ballan, M.D.
Zachary Edward Ballenger, M.D.

Ryan Patrick Balogh, M.D. Kedak Zovac Baltajian, M.D. Ashish Virendra Banker, D.O.

Gerald Banks, M.D.
Rahul Bansal, M.D.
Bhavesh Barad, M.D.
Leyla Baran Akce, M.D.
Lisa Marie Barber, M.D.
Jared Dale Barker, D.O.
Laura Brewster Barnes, M.D.

Fayyaz Barodawala, M.D.

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Beverly Yee, M.D.

Shihlong Sloane Yeh, M.D.

Shao Chun Yeh, D.O.

Daniel Alberto Yelfimov, M.D.

Andres Felipe Yepes Hurtado, M.D.

Catherine Yeung, M.D.

Shanti Yogananda, M.D.

Meredith Bennett Young, D.O.

Guy Youngblood, M.D.

Adrienne Marie Yourek, M.D.

Sammy Yu, M.D.

Wendong Yu, M.D.

Sidra Yunas, M.D.

Jay Richard Zdunek, D.O.

Wei Zhang, M.D.

Kan Zhang, M.D.

Da Zhang, M.D.

Xing Zhao, M.D.

Dihong Zhou, M.D.

Cassandra Zhuang, M.D.

Danielle Friedman Zietz, D.O.

Gregory James Zimmerman, M.D.

Kevan M. Zipin, M.D.

Wojciech Zolcik, M.D.

Physician Assistant Licenses

The Texas Physician Assistant Board issued 187 PA licenses between March 10, 2015 and July 22, 2015. Congratulations to the following:

Sarah Abdallah, P.A. Ashley Anne Agura, P.A. Jessica N. Agwumaro, P.A. Ashley Haydon Akin, P.A. Nida Ali, P.A.

Eduardo A. Alvarez, P.A. Phan Tasco Anderson, P.A. Scott Edward Anderson, P.A.

Elsa Melissa Arvide, P.A. Simone Assaad, P.A. Lacy Nicole Babey, P.A. Markus A. Bader, P.A. Treva Lynn Badger, P.A.

Eric Baroni, P.A.
John A. Belew, P.A.
Dodzi Bell-Dzide, P.A.
Jodie Rae Beltran, P.A.

Hannah Lachelle Bereuter, P.A.

Claudine Bernard, P.A.

Richard Benjamin Bottner, P.A.

Casey Brock, P.A.

Elizabeth Anne Busch, P.A.
Jose Manuel Calderon, P.A.
Christina E. Campbell, P.A.
Kelsey Diane Chrane, P.A.
Yvonne Conard, P.A.
Dennis Connolly, P.A.

Nathanial Brent Covarrubias, P.A. Josh R. Covington, P.A.

Katherine Smith Crow, P.A. Maria Cecilia Dacunha, P.A.

Laura Davidson, P.A.

Michael Jerome Dawson, P.A. Erin Elizabeth Deboer, P.A. Carly D. Dickens, P.A.

James Christopher Dickinson, P.A.

Simon Domenech, P.A.

Vincenzina Patricia Drosky, P.A. Danielle Schimpf Dubiel, P.A.

Cali Ann Dudgeon, P.A.

Colin Michael Dunderdale, P.A.

Amanda Dutton, P.A.

Catherine Anne Edwards, P.A.

Domiciano Espinosa, P.A.

Ralph Tillman Falconer, P.A.

Christina A. Foster, P.A.

Beth M. Gagliardo, P.A.

Andrea Renee Gamez, P.A. Mark Douglas Ganey, P.A.

Edgar Emmanuel Garcia, P.A.

Michelle A. Gardner-Wood, P.A.

Dena Rae Gebril, P.A. Joey Daniel Gee, P.A.

Megan Geier, P.A.

Shannon Nicole Gibson, P.A.

Caitlin Gillespie, P.A. Lauren Marie Girard, P.A. Amanda Nicole Goyet, P.A. Whitney Lorraine Grimes, P.A. Emily Lynn Gruetzmacher, P.A.

Kwaku Gyimah, P.A. Lauren Ann Harr, P.A. Gilda Harris, P.A.

Kristine Nicole Hobbs, P.A. Briana Furman Hodgson, P.A. Shaunda Lane Smith Howell, P.A.

Loren Ann Hunt, P.A.

Yolanda Marie Huyghue, P.A. Brian Woods Ingram, P.A. Jonathan Lawrence Ives, P.A. Jessica Brooke James, P.A. Jason Riley Jones, P.A. Melanie Denise Jones, P.A.

Julie Joseph, P.A.

Princess Lillian Kandeh, P.A.

Susan Keller, P.A.
Klark Randall Kent, P.A.
Sophia Khalili, P.A.
Zubia Saleem Khan, P.A.
Phuong Khanh Khuu, P.A.
Todd Patrick Kielman, P.A.
Katherine Dysert Kirkwood, P.A.
Kellie Maurie Knutson, P.A.
Megan Kathleen Laffitte, P.A.
Kim Denise Lattimore, P.A.

Vivian V. Le, P.A.

William Gordon Leaming, P.A. Ginger Marie Lew-Zampieri, P.A.

Alyssa Lombardo, P.A. Alfonso Lupian, P.A. Hiep Mai, P.A. Lana Mallet, P.A.

Hileen E. Mallory, P.A. Sabeen Malook, P.A.

Vijayakala Mani, P.A.

Donald Patrick Marion, P.A. Antonis Andreas Markou, P.A. Jeneva Ann Marmolejo, P.A.

Selina Martin, P.A.

Mayra Ofelia Martinez, P.A. Matthew Bruno Martinez, P.A.

Jami McKinney, P.A.

Darla Christine McPherson, P.A.

Katelin McVey, P.A. Tara N Mehta, P.A.

Christopher Joseph Mendiola, P.A.

Victoria Fencl Mensch, P.A.

Denise Mercado, P.A.

Gladys Kwamboka Michieka, P.A.

Angela Mickles, P.A. Lauren Milleville, P.A. James Kegan Milstead, P.A. Paul Eugene Mochmer, P.A. Adaeze Ifeyinwa Mogbo, P.A.

Sheba Mohan, P.A.

Amanda Ann Morman, P.A.

Linda Morrison, P.A. Jennifer Ann Motz, P.A.

Meghan Elizabeth Muccigrosso, P.A.

Jo Ann Myers, P.A. Christopher Mygatt, P.A. Michelle Nickelatti, P.A. Daniel Nixon, P.A. Elizabeth Nordman, P.A.

John Nuss, P.A.

Michelle Nicole Nyman, P.A. Tamarrah Denise Oliver, P.A. Corey Alexander Page, P.A.

Joshua Page, P.A. Sandeep Palikhel, P.A. Reena Pardiwala, P.A. Nupur Patel, P.A.

Reena Jagdishbhai Patel, P.A. Nelly Marie Perez, P.A. Krysta Marie Peterson, P.A. Daniel Anthony Pina, P.A. Virginia Ruth Pinney, P.A. Matthew Thomas Pivovar, P.A. Jonathan David Ponder, P.A.

Hoda Pourzargham, P.A.

Denita E Price, P.A.

Ray Rendon, P.A.

Shannon Repka, P.A.

Laura Anissa Requenez, P.A.

Leslie Ann Pate Robbins, P.A.

Ashley Denyse Rodrigue Troost, P.A.

Tyler Madison Roper, P.A.

Tiffany Ann Rose, P.A.

Michael James Rutter, P.A.

Lundy Saing, P.A.

Amanda Sedoris, P.A.

Blair Leah Shackleton, P.A.

Anam Shahbaz, P.A.

Navneet Kaur Singh, P.A.

Patrick Davidson Smalley, P.A.

Janelle Elizabeth Smith, P.A.

Chanda Sou, P.A.

Stephanie Steinmeier, P.A.

Sarah Elizabeth Studer, P.A.

Allan Douglas Such, P.A.

John Scott Tharnstrom, P.A.

Tara Lynn Thompson, P.A.

James Charles Tilton, P.A.

Alizandra Beth Torok, P.A.

Kellie Vaidya, P.A.

Jessica Leigh Van Noy, P.A.

Nancy Vanaphan, P.A.

Praveen Jacob Varghese, P.A.

Danny Jesus Villalobos, P.A.

Namphuong Vo, P.A.

Quynh Tu Vu, P.A.

Jerimiah Douglas Walker, P.A.

Chelsea Elizabeth Walker, P.A.

Natalie Bess Ware, P.A.

David Alan Warner, P.A.

Jennifer Marie Weaver, P.A.

Miriam J. Wilbon, P.A.

Zebulon Lee Wilkin, P.A.

Chesley Childs Williams, P.A.

Jessica K Williams, P.A.

Kelly Lynn Wiseman, P.A.

Jillian Wollet, P.A.

Jessica Lewis Worth, P.A.

Michelle Dawn Wright, P.A.

Ronald Yang, P.A.

Sara Zendehdel, P.A.

Terry William Zuehsow, P.A.

Acupuncturist Licenses

The Texas State Board of Acupuncture Examiners issued 29 Acupuncture licenses between March 10, 2015 and July 22, 2015. Congratulations to the following:

Shalee Sucher, L.Ac. Michelle Rae Truckey, L.Ac. Shu-Kai Shu-Kai Tsao, L.Ac. Natalie Louise Villarreal, L.Ac. Ying-Ying Wood, L.Ac.

Cynthia Bartlett, L.Ac.

Dong Cao, L.Ac.

Shin In Cha, L.Ac.

Pei Yi Cheng, L.Ac.

Joseph Jungjin Cho, L.Ac.

Brittany Lynne Davis, L.Ac.

Gail Marie Drane, L.Ac.

Virginia Eichorn, L.Ac.

Maria De Lourdes Garza-Rodriguez, L.Ac.

Qinhua Gong, L.Ac.

Angelica Maria Gonzalez, L.Ac.

Anna Hadaza Gonzalez, L.Ac.

Ashley Blake Gordon, L.Ac.

Meng-Chen Hao, L.Ac.

Bahram Heshmatipour, L.Ac.

I-Pei Hsiu Hodge, L.Ac.

Martha Irma LaFarelle, L.Ac.

Byoung Chan Lee, L.Ac.

Donald James Lefeber, L.Ac.

Ping Li, L.Ac.

Yu Xuan Liu, L.Ac.

Joseph Ryan Powell, L.Ac.

Brennan Quinn, L.Ac.

Connie Randolph, L.Ac.

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