

1998 Press Releases

April 14, 1998

29 Doctors Disciplined

During its April 2-4 board meeting, the Texas State Board of Medical Examiners disciplined 29 licensed physicians, who received one or more of the following actions: four revocations, one of which was stayed and probated under various terms and conditions; 10 suspensions, of which eight were stayed and probated under various terms and conditions; two restrictions with various terms and conditions; three public reprimands; and 14 administrative penalties of \$43,600 were assessed.

Board Adopts New Rules

The Board adopted the following proposed rules that were published in the *Texas Register*: Chapter 163, Licensure, amendments to 163.1, 163.3, 163.5-163.7, 163.12, 163.14, and 163.15, which will remove or change certain wording to ensure continuity with the Medical Practice Act and to be consistent with current terminology;

Chapter 175, Fees and Penalties, amendments to 175.2, which will increase the penalty fees for delinquent annual registration in order to be consistent with the Medical Practice Act, section 3.10(b)(7);

Chapter 183, Acupuncture, amendments to 183.2, 183.4, 183.8, 183.17, 183.18, 183.20, 183.22, and 183.23, which will correct the address of the agency on a document in section 183.8 and change the name of organizations throughout the chapter to be consistent with the new names.

The previously proposed amendment to Chapter 165 regarding charges for medical records was withdrawn and will be reconsidered at a later time.

Proposed Rules

The Board proposed the following new rules for publication in the *Texas Register* and comment:

Proposed amendment to Chapter 171.1, which will outline the criteria to be considered by the Board for approval of training programs. The amendment will also require that fellowship programs approved by the Board be re-evaluated every three years.

Proposed new chapter, Standards for Physicians Practicing Integrative and Complementary Medicine, will establish definitions and standards to allow physicians a "reasonable and responsible degree of latitude in the kinds of therapies they offer their patients."

The proposed rules will provide definitions, establish guidelines for the provision of Integrative and Complementary medicine and set standards to determine whether a physician's conduct violates the Medical Practice Act, Sections 3.08(4), 3.08(4)(E) and 3.08(18) in regard to providing complementary and integrative medical treatment.

To obtain a copy of the proposed rules or make comments, write to the Board at MC901, P.O. Box 2018, Austin, Texas 78768-2018.

Board Sets 1999 Meeting Dates

The Board set the following dates for meetings in 1999: Medical Board, January 28-30, April 8-10, May 13-15, August 26-28, October 14-16, December 9-11; Acupuncture Board, January 11, May 7, August 9, November 16; Physician Assistant Board, January 7-8, April 29-30, August 5-6, October 21-22.

Disciplinary actions

The following is a summary of actions taken by the full Board:

Ayoub, Samy Youssef, MD., Beeville, TX, Lic. #E5473

An agreed order was entered 4-4-98 assessing an administrative penalty in the amount of \$3,500. Action due to violation of laws connected with the practice of medicine.

Barrada, M. Ismail, MD., Houston, TX, Lic. #G6898

An agreed order was entered 4-4-98 assessing an administrative penalty in the amount of \$10,000 on or before July 2, 1998, or in the alternative shall prior to April 2, 1999, perform and provide documentation of the performance to the director of compliance of the Board, 300 hours of community service for a non-profit charitable organization which is approved in advance by the Executive Director of the Board. Action due to modification of an agreed order entered on 8-9-97.

Barrier, Alvis Layton, MD., Rock Springs, WY, Lic. #D9354

An agreed order was entered 4-4-98 restricting the physician's license until such time as he appears before the Board and provides sufficient evidence and information that indicates he is physically, mentally, and otherwise competent to safely practice medicine. Action due to disciplinary action by another state and writing false or fictitious prescriptions.

Burkett, David Gary, MD., Monroe, LA, Lic. #E9555

An agreed order was entered 4-4-98 suspending the physician's license; however, the suspension was stayed and he was placed on probation for three years under various terms and conditions. Action due to inability to practice medicine with reasonable skill and safety to patients by reason of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or any other type of material or as a result of any mental or physical condition and disciplinary action by another state.

Cartwright, Gregory B., MD., Fort Worth, TX, Lic. #H7544

An agreed order was entered 4-4-98 suspending the physician's license; however, the suspension was stayed and he was placed on probation for five years under various terms and conditions. An administrative penalty in the amount of \$2,500 was also assessed. Action due to unprofessional or dishonorable conduct that is likely to deceive or defraud the public or injure the public.

Dang, John Tai, MD., Cleburne, TX, Lic. #J4068

An agreed order was entered 4-4-98 assessing an administrative penalty in the amount of \$2,500. Action due to unprofessional conduct.

Fiore, Charles N., M.D., Houston, TX, Lic. #B6894

An agreed order was entered 4-4-98 wherein the physician voluntarily and permanently retired his license in order to avoid the expense of litigation.

Galindo, Conrado G., III, M.D., Del Rio, TX, Lic. #F0189

An agreed order was entered 4-4-98 suspending the physician's license. The suspension was stayed and he was placed on probation for 10 years under various terms and conditions. Action due to intemperate use of alcohol or drugs, unprofessional conduct, and administering dangerous drugs in an improper manner.

Gemoets, Thomas Henry, M.D., Houston, TX, Lic. #C5678

An agreed order was entered 4-4-98 wherein the physician voluntarily and permanently surrendered his license. Action due to unprofessional or dishonorable conduct that is likely to deceive or defraud the public or injure the public and a conviction of a crime of the grade of a felony or a crime of a lesser degree that involves moral turpitude.

Holmes, Michael Wesley, M.D., Beaumont, TX, Lic. #E7118

An agreed order was entered 4-4-98 assessing an administrative penalty in the amount of \$1,000. Action due to failure to practice medicine in an acceptable manner consistent with public health and welfare.

Horsley, Heidi Charlotte, M.D., Lubbock, TX, Lic. #F4096

An agreed order was entered 4-4-98 suspending the physician's license until such time as she appears before the Board and provides sufficient evidence and information that indicates she is physically, mentally, and otherwise competent to safely practice medicine. Action due to inability to practice medicine with reasonable skill and safety to patients by reason of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or any other type of material or as a result of any mental or physical condition.

Kimmons, John Henry, Jr., M.D., Coppell, TX, Lic. #D4799

An agreed order was entered 4-4-98 suspending the physician's license; however, the suspension was stayed and he was placed on probation for seven years under various terms and conditions. Action due to intemperate use of alcohol or drugs and unprofessional or dishonorable conduct that is likely to deceive or defraud the public or injure the public.

Levin, Ira Mark, M.D., Austin, TX, Lic. #J3142

An agreed order was entered 4-4-98 revoking his license; however, the revocation was stayed and the physician was placed on probation for 10 years under various terms and conditions. Action due to intemperate use of alcohol or drugs, unprofessional conduct, violation of laws connected with practice of medicine, and writing false or fictitious prescriptions.

Lopez, Victor, M., M.D., Laredo, TX, Lic. #G9684

An agreed order was entered 4-4-98 assessing an administrative penalty in the amount of \$2,500. Action due to unprofessional conduct.

McLean, James R., Jr., D.O., Dallas, TX, Lic. #D6496

An agreed order was entered 4-4-98 suspending the physician's license; however, the suspension was stayed and he was placed on probation for five years under various terms and conditions. An administrative penalty in the amount of \$5,000 was also assessed. Action due to unprofessional conduct, violation of laws connected with practice of medicine, and failure to practice medicine in an acceptable manner consistent with public health and welfare.

Montero, Karin E, M.D., Austin, TX, Lic. #H2158

An agreed order was entered 4-4-98 assessing an administrative penalty in the amount of \$2,500. Action due to violation of board rules.

Najera, Miguel E, M.D., Laredo, TX, Lic. #E4559

An agreed order was entered assessing an administrative penalty in the amount of \$2,500. Action due to failure to practice medicine in an acceptable manner consistent with public health and welfare.

Nimchan, Ralph, M.D., Laredo, TX, Lic. #E3075

An agreed order was entered 4-4-98 assessing an administrative penalty in the amount of \$5,000. Action due to unprofessional or dishonorable conduct.

Northam, Ben, D.O., Dallas, TX, Lic. #D6510

An agreed order was entered 4-4-98 suspending the physician's license; however, the suspension was stayed and he was placed on probation for five years under various terms and conditions. Action due to unprofessional conduct, violation of laws connected with practice of medicine, and failure to practice medicine in an acceptable manner consistent with public health and welfare.

Norton, Dee Hart, Jr., M.D., Dallas, TX, Lic. #C7722

An agreed order was entered 4-4-98 publicly reprimanding the physician with no continuing restrictions. Action due to disciplinary action by peers.

Quenneville, Kenneth Bruce, M.D., Eagle Lake, TX, Lic. #H1404

An agreed order was entered 4-4-98 suspending the physician's license; however, the suspension was stayed and he was placed on probation for five years under various terms and conditions. Action due to intemperate use of alcohol or drugs.

Ro, Kenneth Gene, M.D., Sugar Land, TX, Lic. #H7344

An agreed order was entered 4-4-98 restricting his license for three years under various terms and conditions. Action due to unprofessional or dishonorable conduct that is likely to deceive or defraud the public or injure the public and abetting the unlicensed practice of medicine.

Rohlfing, Jeffrey William, M.D., Fresno, CA, Lic. #D9640

An agreed order was entered 4-4-98 wherein the physician shall not practice medicine in Texas until such time as he appears before the Board and provides sufficient evidence and information that he is physically, mentally, and otherwise competent to safely practice medicine. Action due to disciplinary action by another state.

Sayers, Stephen C., M.D., Center, TX, Lic. #G5574

An agreed order was entered 4-4-98 suspending the physician's license; however, the suspension was stayed and he was placed on probation for five years under various terms and conditions. Action due to unprofessional conduct, prescribing or dispensing to habitual user, nontherapeutic prescribing or treatment, and administering dangerous drugs in an improper manner.

Singh, Jasbir Bhatia, M.D., Abilene, TX, Lic. #F7700

An agreed order was entered 4-4-98 assessing an administrative penalty in the amount of \$3,000. Action due to unprofessional or dishonorable conduct that is likely to deceive or defraud the public or injure the public.

Small, Stuart D., M.D., Plano, TX, Lic. #E6921

An agreed order was entered 4-4-98 publicly reprimanding Dr. Small with no continuing restrictions and assessing an administrative penalty in the amount of \$1,000. Action due to failure to practice medicine in an acceptable manner consistent with public health and welfare.

Stafford, John S., M.D., Santa Fe, TX, Lic. #G5640

An agreed order was entered 4-4-98 publicly reprimanding Dr. Stafford with no continuing restrictions and assessing an administrative penalty in the amount of \$100. Action due to violation of board rules.

Trevino, Victor Daniel, M.D., Laredo, TX, Lic. #G7898

An agreed order was entered 4-4-98 assessing an administrative penalty in the amount of \$2,500. Action due to failure to practice medicine in an acceptable manner consistent with public health and welfare.

Williams, Alfred Vaughn, M.D., San Antonio, TX, Lic. #D4361

An agreed order was entered 4-4-98 wherein the physician voluntarily and permanently retired his license in order to avoid the expense of litigation. Action due to conviction of a crime of the grade of a felony or crime of a lesser degree that involves moral turpitude.

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

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