

## Texas Medical Board Press Release

### FOR IMMEDIATE RELEASE

December 21, 2022

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### TMB disciplines 22 physicians at December meeting

At its December 9, 2022 meeting, the Texas Medical Board disciplined 22 licensed physicians.

The disciplinary actions included: four orders related to unprofessional conduct, two orders related to quality of care, four voluntary surrenders/revocations, five revocations, one order related to nontherapeutic prescribing, two orders related to violation of board rules, one order related to other states' actions, two orders related to inadequate medical records and one order related to a Texas Physician Health Program violation. The Board also ratified two cease and desist orders.

The Board issued 302 physician licenses at the December meeting, bringing the total number of physician licenses issued in Fiscal Year 2023 to 1,698.

### DISCIPLINARY ACTIONS

#### UNPROFESSIONAL CONDUCT

##### **Callejas, Andrei, M.D., Lic. No. BP10075825, Houston**

On December 9, 2022, the Board and Andrei Callejas, M.D., entered into an Agreed Order publicly reprimanding him. The Board found Dr. Callejas was arrested for crimes where assault is an essential element, failed to disclose those crimes on his physician-in-training application for licensure to the Board, and failed to disclose those crimes to his residency program.

##### **Carbajal-Gonzalez, Luis, M.D., Lic. No. BP30081839, Lubbock**

On December 9, 2022, the Board and Luis Carbajal-Gonzalez, M.D., entered into a Consent Order requiring him to comply with all terms of the plea agreement entered on or around July 22, 2022 with the Lubbock County Court of Law No. 2. The Board found Dr. Carbajal-Gonzalez pled guilty to a Class A Misdemeanor.

##### **Henry, Grant Hardeman, M.D., Lic. No. M0430, Victoria**

On December 9, 2022, the Board and Grant Hardeman Henry, M.D., entered into an Agreed Order prohibiting Dr. Henry from seeing, examining, treating, prescribing to, providing consultation for, or otherwise practicing medicine on female patients, including telemedicine; within 30 days obtain an independent medical evaluation from a board certified psychiatrist and follow all recommendations for care and treatment; and within one year complete the professional boundaries course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program. The Board found Dr. Henry had several sexual encounters with five female patients and admitted to being a danger to patients while under the influence of substances and during lapses of ethical and moral judgement.

##### **Wolbert, Michael, M.D., Lic. No. N5487, Midland**

On December 9, 2022, the Board and Michael Wolbert, M.D., entered into an Agreed Order requiring him to have a chaperone anytime he performs an examination on a female patient, either in person or utilizing telehealth/video-conferencing services; and within one year and three attempts pass the Medical Jurisprudence Exam. The Board found Dr. Wolbert committed unprofessional conduct by exchanging flirtatious texts with an adult female patient.

### QUALITY OF CARE

**Hadzic, Daniel B., M.D., Lic. No. M5204, Levelland**

On December 9, 2022, the Board and Daniel B. Hadzic, M.D., entered into an Agreed Order requiring him to within three months schedule an assessment with the Texas A&M Health Science Center Knowledge, Skills, Training, Assessment, and Research (KSTAR) program; and within one year complete at least 20 hours of CME, divided as follows: 16 hours in emergency medicine and four hours in risk management. The Board found Dr. Hadzic failed to meet the standard of care for one patient by misdiagnosing the patient with sciatica.

**Sadeghi, Payman, M.D., Lic. No. M2065, Houston**

On December 9, 2022, the Board and Payman Sadeghi, M.D., entered into an Agreed Order on Formal Filing under the following terms: shall not perform prolotherapy injections in and around patients' facet joints unless or until he has ordered and reviewed appropriate imaging studies to identify the locations of injection sites and has documented in the medical records; 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 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 alternative/complementary medicine; and within 60 days pay an administrative penalty of \$3,000. The Board found Dr. Sadeghi failed to order imaging studies prior to injecting substances (e.g., platelet rich plasma, stem cells, and dextrose) into and adjacent to ten patients' spines, failed to properly document the basis for diagnostic tests that he ordered and failed to maintain adequate medical records. The order resolves a formal complaint filed at the State Office of Administrative Hearings.

**VOLUNTARY SURRENDER/REVOCAION**

**Del Rosario-Gonzalez, Nancy, M.D., Lic. No. G6799, Dallas**

On December 9, 2022, the Board and Nancy Del Rosario-Gonzalez, M.D., entered into an Agreed Order of Voluntary Surrender in which Dr. Gonzalez agreed to voluntarily surrender her Texas medical license in lieu of further disciplinary proceedings. Dr. Gonzalez was under investigation by the Board for nontherapeutic prescribing and standard of care violations. The order resolves a formal complaint filed at the State Office of Administrative Hearings.

**Krusz, John Claude, M.D., Lic. No. G7076, Dallas**

On December 9, 2022, the Board and John Claude Krusz, M.D., entered into an Agreed Order of Voluntary Surrender in which Dr. Krusz agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Krusz was under investigation for allegations of nontherapeutic prescribing and unprofessional conduct. Dr. Krusz desires to relinquish his license due to age, poor health and costs of investigation.

**Mercer, Lloyd Faust, Jr., M.D., Lic. No. G3610, Tyler**

On December 9, 2022, the Board and Lloyd Faust Mercer, Jr., M.D., entered into an Agreed Order of Voluntary Surrender in which Dr. Mercer agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Mercer was under investigation by the Board for nontherapeutic prescribing and standard of care violations as well as unprofessional conduct and allegations related to impairment.

**Pierre, James Darian, M.D., Lic. No. L8474, Houston**

On December 9, 2022, the Board and James Darian Pierre, M.D., entered into an Agreed Order of Voluntary and Permanent Surrender in which Dr. Pierre agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. The Board found Dr. Pierre was found guilty of eight counts related to unlawful distribution of controlled substances.

**REVOCAION**

**Moroschan, Joseph Edward, M.D., Lic. No. N3908, St. Joseph, MI**

On December 9, 2022, the Board entered a Default Order regarding Joseph Edward Moroschan, M.D., which revoked his Texas medical license. On July 18, 2022, the Board filed a Complaint with the State Office of Administrative Hearings (SOAH), alleging unprofessional conduct. Dr. Moroschan failed to appear at the SOAH hearing and no responsive pleading was ever filed by Dr. Moroschan. The Board granted a Determination of Default and Dr. Moroschan's license

was revoked by Default Order. The order resolves a formal complaint filed at SOAH. Dr. Moroschan has 25 days from the service of the order to file a motion for rehearing.

**Morrow, Joe Wayne, D.O., Lic. No. H4566, The Woodlands**

On December 9, 2022, the Board entered a Default Order regarding Joe Wayne Morrow, D.O., which revoked his Texas medical license. On August 11, 2022, the Board filed a Complaint with the State Office of Administrative Hearings (SOAH), alleging unprofessional conduct. Dr. Morrow failed to appear at the SOAH hearing and no responsive pleading was ever filed by Dr. Morrow. The Board granted a Determination of Default and Dr. Morrow's license was revoked by Default Order. The order resolves a formal complaint filed at SOAH. Dr. Morrow has 25 days from the service of the order to file a motion for rehearing.

**Regan, Michael Paul, M.D., Lic. No. H7814, Austin**

On December 9, 2022, the Board entered a Default Order regarding Michael Paul Regan, M.D., which revoked his Texas medical license. On August 18, 2022, the Board filed a Complaint with the State Office of Administrative Hearings (SOAH), alleging unprofessional conduct. Dr. Regan failed to appear at the SOAH hearing and no responsive pleading was ever filed by Dr. Regan. The Board granted a Determination of Default and Dr. Regan's license was revoked by Default Order. The order resolves a formal complaint filed at SOAH. Dr. Regan has 25 days from the service of the order to file a motion for rehearing.

**Roberts, Richard Martin, M.D., Lic. No. G2467, Corpus Christi**

On December 9, 2022, the Board entered a Default Order regarding Richard Martin Roberts, M.D., which revoked his Texas medical license. On August 31, 2021, the Board filed a Complaint with the State Office of Administrative Hearings (SOAH), alleging failure to meet the standard of care and nontherapeutic prescribing. Dr. Roberts failed to appear at the SOAH hearing and no responsive pleading was ever filed by Dr. Roberts. The Board granted a Determination of Default and Dr. Robert's license was revoked by Default Order. The order resolves a formal complaint filed at SOAH. Dr. Roberts has 25 days from the service of the order to file a motion for rehearing.

**Thacker, Brett, M.D., Lic. No. G0195, Waxahachie**

On December 9, 2022, the Board entered a Default Order regarding Brett Thacker, M.D., which revoked his Texas medical license. On August 19, 2022, the Board filed a Complaint with the State Office of Administrative Hearings (SOAH), alleging unprofessional conduct. Dr. Thacker failed to appear at the SOAH hearing and no responsive pleading was ever filed by Dr. Thacker. The Board granted a Determination of Default and Dr. Thacker's license was revoked by Default Order. The order resolves a formal complaint filed at SOAH. Dr. Thacker has 25 days from the service of the order to file a motion for rehearing.

**NONTHERAPEUTIC PRESCRIBING**

**Shelton, Kevin James, M.D., Lic. No. N1893, Celina**

On December 9, 2022, the Board and Kevin James Shelton, M.D., entered into a Mediated Agreed Order requiring him to within seven days modify his DEA controlled substances registration certificate to eliminate Schedule IIs and shall not reregister without prior Board approval; within one year complete the prescribing course and medical recordkeeping course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program; have his practice monitored by another physician for 12 consecutive monitoring cycles; within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least 12 hours of CME, divided as follows: eight hours in drug-seeking behavior and four hours in consent; and within 60 days pay an administrative penalty of \$2,500. The Board found Dr. Shelton violated the standard of care by continuing to prescribe controlled substances to patients with a history of opioid addiction, violated the standard of care in his prescribing to ten additional patients, violated Board rules by advertising hormone replacement therapy to healthy individuals to enhance their appearance as opposed to treating medical conditions and failed to maintain adequate medical records. The order resolves a formal complaint filed at the State Office of Administrative Hearings.

## **VIOLATION OF BOARD RULES**

### **Gaddis, Todd Donovan, M.D., Lic. No. P3152, McKinney**

On December 9, 2022, the Board and Todd Donovan Gaddis, M.D., entered into an Agreed Order requiring him to 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 medical recordkeeping and four hours in risk management; and within 60 days pay an administrative penalty of \$2,000. The Board found Dr. Gaddis self-prescribed blood pressure medications to himself and managed his wife's thyroid condition for many months. Dr. Gaddis did not have corresponding medical records for some of these medications.

### **Lee, Alexander Dong, M.D., Lic. No. J7047, Dallas**

On December 9, 2022, the Board and Alexander Dong Lee, M.D., entered into an Agreed Order requiring him to within one year and three attempts pass the Medical Jurisprudence Exam; and within one year complete at least 20 hours of CME, divided as follows: 8 hours in risk management, 4 hours in medical recordkeeping and 8 hours in appropriate prescribing of controlled substances. The Board found Dr. Lee allowed a family member to use his DEA and NPI information to call in prescriptions for family members and Dr. Lee did not comply with Board rules regarding prescribing to family members.

## **OTHER STATES' ACTIONS**

### **Pinto, David V., M.D., Lic. No. R3582, New Braunfels**

On December 9, 2022, the Board and David V. Pinto, M.D., entered into an Agreed Order publicly reprimanding him. The Board found Dr. Pinto entered into a Consent Order with the State of Illinois Department of Financial and Professional Regulation on February 20, 2022, in lieu of disciplinary action or further investigative proceedings, based on a malpractice settlement due to failure to diagnose and treat one patient for thrombotic thrombocytopenic which led to, or materially contributed to, her death.

## **INADEQUATE MEDICAL RECORDS**

### **Dang, Hung Thien, M.D., Lic. No. K5500, Arlington**

On December 9, 2022, the Board and Hung Thien Dang, M.D., entered into an Agreed Order requiring him to within one year complete at least 16 hours of CME, divided as follows: eight hours in patient-physician communication and eight hours in risk management. The Board found Dr. Dang failed to keep adequate medical records and appropriately communicate with the patient.

### **Gonzalez, Javier Gerardo, M.D., Lic. No. J4648, San Antonio**

On December 9, 2022, the Board and Javier Gerardo Gonzalez, M.D., entered into an Agreed Order requiring him 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. Gonzalez's medical record in the treatment of one patient failed to include a thorough evaluation and inquiry about the patient's alcohol use.

## **TXPHP VIOLATION**

### **Synek, Thomas Robert, M.D., Lic. No. N6054, Spring**

On December 9, 2022, the Board and Thomas Robert Synek, M.D., entered into an Agreed Order under the following terms for a period of 15 years: shall 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 certified treating psychiatrist and follow all recommendations for care and treatment; within 30 days obtain a board certified treating psychologist and follow all recommendations for care and treatment; participate in the activities of Alcoholics Anonymous no less than two times a week; and participate in Caduceus Meetings no less than one time a week. The Board found Dr. Synek was terminated from the Texas Physician Health Program for positive drug screens.

## **CEASE & DESISTS**

### **Baijal, Daniel John, No License, Boerne**

On December 9, 2022, the Board and Daniel John Baijal entered into an Agreed Cease and Desist Order prohibiting him from acting as, or holding himself out to be, a licensed physician, doctor of osteopathy, or osteopath in the state of Texas. The Board found Mr. Baijal advertises on his website claims to treat a range of medical disorders, that he has 20 years' experience as a Doctor of Osteopathy in Australia and claims to meet international requirements for practicing Osteopathic Manipulation Treatment (OMT) and is a member of the Australian Osteopathic Association. Mr. Baijal presented various documents but no documentation from any medical school located in the United States awarding him a Doctor of Osteopathy degree.

### **Lyden, Sandra Diane, M.D., No TX License, Pflugerville**

On December 9, 2022, the Board and Sandra Diane Lyden, M.D., entered into an Agreed Cease and Desist Order prohibiting her from practicing medicine in Texas without a license issued by the Texas Medical Board and from acting as, or holding herself out to be, a licensed physician in the state of Texas. The Board found Dr. Lyden was practicing medicine in Texas without a Texas medical license by performing autopsies.

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*To view disciplinary orders and Board action history, visit the TMB website, click on "Look Up A License," accept the usage terms, then type in a licensee's name. Click on the name shown in the search results to view the licensee's full profile. Within that profile is a button that says "Current Board Action."*

*All releases and bulletins are also available on the TMB website under the "Newsroom" heading.*