



# Texas Medical Board

BOARD MEETING

August 16, 2024

The meeting was called to order on Friday August 16, 2024 at 8:01 a.m. by Board President Sherif Zaafran, M.D. Board members present were: Sharon Barnes; Devinder S. Bhatia, M.D.; Michael Cokinos; George L. DeLoach, D.O.; James Distefano, D.O.; Robert Gracia; Robert Martinez, M.D.; LuAnn R. Morgan; Manuel Quinones, Jr., M.D.; Jason Tibbels, M.D.; and David Vanderweide, M.D. Kandace Farmer, D.O., Tomeka Herod; Jayaram B. Naidu, M.D.; and Satish Nayak, M.D.; did not attend. Staff members present were: Christopher Palazola, J.D., Deputy Director of Operations; Scott Freshour, J.D., General Counsel; Robert Bredt, M.D., Medical Director; and various other staff.

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

**Agenda Item #2, Board Member Report.** Dr. Zaafran highlighted the importance of proper supervision and delegation for hydration, aesthetic, and ketamine clinics.

**Agenda Item #3, Consideration and possible action for dispositions below minimum guidelines.** There were none.

**Agenda Item #4, Consideration and approval of Mediated Settlement Agreed Orders.** After consideration, **Dr. Martinez moved, Ms. Morgan seconded, and the motion passed to approve the Mediated Settlement Agreed Order for Michael Lesem, MD.**

**Agenda Item #5, Consideration and possible action for Remedial Plans.** After consideration, **Dr. Distefano moved, Ms. Barnes seconded, and the motion passed to approve the Remedial Plans for Anuradha Agarwal, MD; Randi Baculi, MD; Jacqueline Bell, MD; Kevin Green, MD; Ameer Hassan, DO; Marjory Nigro, MD; Patrick Ogbue, MD; William Reilly, MD; Kenneth Baird, MD; Melanie Barron, DO; Wasyl Fedoriw, MD; Tony Hedges, MD; Michael Khazzam, MD; Enrique Leal II, MD; Servando Rivera, MD; Mostafa Salem, MD; Rosemary Schempp, MD; and Terry Unruh, MD.**

**Agenda Item #6, Consideration and possible action for Agreed Orders.** After consideration, **Dr. Bhatia moved, Mr. Cokinos seconded, and the motion passed to approve the Agreed Orders for Deborah Douty, MD; Thaddeus Tolleson, MD; Steven Powell, MD; Thomas Synek, MD; Adrian Khaw, MD; Thomas Newton, MD; Jaime Schwartz, MD; Donald Simmons, MD; Monivirin Son, MD; James R. Staheli, DO; Shankar Sundaram, MD; Frank Von Maluski, MD; Donna Casey, MD; Alejandro Marquis, MD; Aminidhan Thakkar, MD; Abram Trevino, MD; Cesar Delaguila, MD; Haitham Jifi-Bahlool, MD; Kim McMorries, MD; Michael Gallagher, MD; and Eldor Brish, MD.**

**Agenda Item #7, Consideration and approval of Modification Request/Termination Request Orders.** After consideration, **Ms. Barnes moved, Ms. Morgan seconded, and the motion passed to approve the Modification Requests/Termination Requests Orders for Chaim Banjo, MD; Joel**

**Fernandez, MD; Grant Henry, MD; Stephanie Menes, MD; Kurt Pflieger, MD and Michael Wolbert, MD.**

**Agenda Item #8, Consideration and approval of Modification Request/Termination Request of Non-Public Rehabilitation Orders.** There were none.

**Agenda Item #9, Consideration and approval of Cease and Desist Orders.** After consideration, **Ms. Morgan moved, Mr. Martinez seconded, and the motion passed to approve the Cease and Desist Orders for Chelsy Gray, Joel Morrison, Jessinia Uresti, Adrian Velez, and Xin Yi Zhang.**

**Agenda Item #10, Consideration and approval of Nunc Pro Tunc Orders.** After consideration, **Dr. Distefano moved, Dr. Bhatia seconded, and the motion passed to approve the Nunc Pro Tunc Order for Raghav Mohindra, MD.**

**Agenda Item #11, Consideration and approval of Agreed Resolution Orders.** There were none.

**Agenda Item #12, Consideration and approval of Consent Orders.** There were none.

**Agenda Item #13, Consideration and approval of Determination of Default.** There were none.

**Agenda Item #14, Consideration and approval of Proposal for Decision.** There were none.

**Agenda Item #16, Medical Director Report.** Dr. Bredt provided a report on the expert panelist process and the current need for oncologist, neurologist, and pediatric subspecialty experts.

**Agenda Item #17, Public Information Update.** Ms. Taurie Sloan provided an update on the next edition of the TMB bulletin.

**Agenda Item #18, Report Physician Assistant Liaison.** Stephanie Corbett, PA-C was present.

**Agenda Item #19, Consideration and possible action regarding pending litigation.** Mr. Freshour provided an update on pending litigation.

**Agenda Item #20, Report on Temporary Suspension Hearings.** A report on Temporary Suspension Hearings was provided.

**Agenda Item #21, Report on Suspensions by Operation of Law.** A report on Suspensions by Operation of Law was provided.

**Agenda Item #22, Report on Motions for Rehearing Requests.** A report on Motions for Rehearing Requests was provided.

**Agenda Item #23, Report on Cease-and-Desist Orders Approved by Executive Director.** A report on Cease-and-Desist Orders Approved by the Executive Director was provided.

**Agenda Item #24, Report on Automatic Orders.** A report on Automatic Orders was provided.

There were no items for Agenda Items #25-27.

**Agenda Item #28, Discussion, recommendation and possible action regarding proposed rule amendments to 22 T.A.C.**

**Agenda Item #29, Discussion, recommendation and possible action regarding adoption of proposed rule amendments to 22 T.A.C.**

**Agenda Item #30, Discussion, recommendation and possible action regarding adoption of proposed rule amendments to 22 T.A.C. Chapter 183, Acupuncture.**

**Agenda Item #31, Discussion, recommendation and possible action regarding adoption of proposed rule amendments to 22 T.A.C. Chapter 185, Physician Assistants.**

**Agenda Item #32, Discussion, recommendation and possible action regarding adoption of proposed rule amendments to 22 T.A.C. Chapter 194, Medical Radiologic Technolgoy.**

**Agenda Item #33, Discussion, recommendation and possible action regarding adoption of proposed rule amendments to 22 T.A.C. Chapter 186, Respiratory Care.**

**Agenda Item #34, Discussion, recommendation and possible action regarding rule review to 22 T.A.C., Part 9, Texas Medical Board.**

**After discussion, Dr. Quinones moved, Dr. Distefano seconded, and the motion passed to publish all proposed rule amendments in Register for comments.**

**Agenda Item #35, Open Forum for Public Comment.** Lindsay Stoops, DO provided public comments.

**Agenda Item #36, Discussion, recommendation, and possible action relating to personnel matters.** There were none.

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

- 1. Consideration and approval of the June 21, 2024, Medical Board Meeting Minutes and actions items.**
- 2. Committee reports and the consideration and approval of minutes and action items committees meeting during the board meeting.**

**After discussion, Ms. Morgan moved, Dr. Quinones seconded, and the motion passed to approve the June 21, 2024, Medical Board Meeting Minutes and action items and the minutes and action items of committees meeting during the board meeting.**

**Agenda Item #15, Executive Director Report.**

**Budget Update.** Mr. Estrada gave an update on the agency’s budget to date and LAR.

**Complaints Against the Agency.** Mr. Palazola reported on complaints against the agency.

**Legislative Update.** Mr. Palazola reported that the staff is gearing up for the upcoming Legislative Session.

**Rule Update.** Mr. Palazola gave an update on the review and rewrite of the board rules.

**Communication.**

**Agenda Item #37, Adjourn.** There being no further items, **Dr. Bhatia moved, Dr. Distefano seconded, and the motion passed to adjourn the meeting at 9:11 am.**