

AGENDA
CONNECTICUT MEDICAL EXAMINING BOARD
Tuesday, August 15, 2017 at 1:30 PM
Legislative Office Building – ROOM 1-C
300 Capitol Avenue, Hartford Connecticut

CALL TO ORDER

I. APPROVAL OF MINUTES

May 16, 2017

II. OPEN FORUM

III. UPDATES

- A. Chair Updates
- B. DPH Updates

IV. EXECUTIVE SESSION -PENDING LITIGATION

BERNALES, MD, WILSON F. v. CONNECTICUT MEDICAL EXAMINING BOARD
HHB-CV17-6038454-S

Daniel Shapiro, Assistant Attorney General

V. NEW BUSINESS

- A. Georgios Bouras, MD - Application for Medical School Permit
Presented by Celeste Dowdell, License and Applications Analyst
- B. Mahsa Javid, MD – Review of License Application
Presented by Celeste Dowdell, License and Applications Analyst
- C. Glenn Flores, MD–License Reinstatement Application
Presented by Celeste Dowdell, License and Applications Analyst
- D. Young Kwak, MD–License Reinstatement Application
Presented by Celeste Dowdell, License and Applications Analyst
- E. License Reinstatement Request - David Boxwell, MD
Presented by Kathleen Boulware, RN, Public Health Services Manager

VI. OFFICE OF LEGAL COMPLIANCE

- A. David Parnas, M.D. - Petition No. 2017-413
Presentation of Motion for Summary Suspension – Linda Fazzina, Staff Attorney, DPH
- B. Laurence A. Kirwan, M.D. - Petition No. 2015-1343
Presentation of Consent Order – Linda Fazzina, Staff Attorney, DPH
- C. Anton Fry, M.D. Petition No. 2016-1372
Presentation of Consent Order – David Tilles, Staff Attorney, DPH
- D. Brain Malone, M.D. Petition No. 2016-440
Presentation of Consent Order – David Tilles, Staff Attorney, DPH
- E. Dennis Sivak, M.D. Petition No. 2016-565
Presentation of Consent Order – David Tilles, Staff Attorney, DPH

VII. 120 DAY EXTENSIONS

Prem Nath, MD - Petition No. 2009-20091373

ADJOURN

The Department of Public Health is an equal opportunity provider and employer.
*If you require aid/accommodation to participate fully and fairly,
please contact the Public Health Hearing Office at 860-509-7566*

The following minutes are draft minutes which are subject to revision and which have not yet been adopted by the Board.

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES of May 16, 2017**

The Connecticut Medical Examining Board held a meeting on Tuesday, May 16, 2017 at the Department of Public Health Complex, 410-470 Capitol Avenue, Hartford, Connecticut in conference room 470-C.

BOARD MEMBERS PRESENT: Kathryn Emmett, Esq., Chairperson
Raymond Andrews, Jr., Esq.
Allyson Duffy, MD
Carol Ekonomides, PA
Robert Green, MD
Michele Jacklin
Edward McAnaney, Esq.
Brimal Patel, MD
Jean Rexford
Daniel Rissi, MD
C. Steven Wolf, MD
Andrew Yuan, DO
Peter Zeman, MD

BOARD MEMBERS ABSENT: Marilyn Katz, MD

Ms. Emmett called the meeting to order at 1:32 p.m.

Dr. Patel was welcomed to his first meeting as a Board member.

I. MINUTES

The draft minutes of the March 21, 2017 meeting were reviewed. Mr. Andrews made a motion, seconded by Dr. Green, to approve the minutes. The motion passed unanimously.

II. OPEN FORUM

None

III. UPDATES

A. Chair Updates

- The index of pending cases was reviewed.

B. Department of Public Health

Christian Andresen, Section Chief, Department of Public Health, Office of Practitioner Licensing and Investigation provided an update on pending legislation regarding prescribing by Physician Assistants.

Mr. McAnaney and Dr. Patel arrived at 1:40 p.m.

C. Federation of State Medical Boards Annual Meeting (FSMB)

Ms. Rexford and Ms. Jackling provided an update of annual meeting of the FSMB that was held in April 2017. Major areas of discussion included, the Licensure Compact, Opioid Prescribing, Physician Burnout, and Telemedicine.

IV. NEW BUSINESS

A. Kurt Schalper, MD - Application for Medical School Permit

Celeste Dowdell, License and Applications Analyst, Department of Public Health presented information to the Board of Dr. Schalper's application to practice exclusively within the Yale University School of Medicine. Celeste Dowdell, License and Applications Analyst, Department of Public Health Dr. Wolf made a motion, seconded by Mr. Green, recommending that Dr. Schalper's application be approved. The motion passed unanimously.

B. Ramesh Batra, MD – Review of License Application

Celeste Dowdell, License and Applications Analyst, Department of Public Health presented a license application of Ramesh Batra, MD. The Board reviewed the application to determine if Dr. Batra's education and training (which occurred outside the United States) qualify him for licensure in Connecticut. Following discussion Dr. Green made a motion, seconded by Dr. Wolf to recommend licensure for Dr. Batra. The motion passed with all in favor except Dr. Patel who was opposed.

C. Proposed Memorandum of Decision

Beverly Jackson (Unlicensed) - Petition No. 2013-147

Staff Attorney David Tilles was present for the Department of Public Health. Respondent was not present and was not represented.

Mr. McAnaney made a motion, seconded by Mr. Andrews, to adopt the proposed decision and to forward it the Commissioner of the Department of Public Health for review and adoption as a Final Memorandum of Decision pursuant to §19a-14(f). The motion passed unanimously. Ms. Emmett signed the decision which orders respondent to cease and desist practicing medicine.

D. Oral Argument - Proposed Memorandum of Decision

Wilson Bernales, MD – Petition No. 2015-1579

Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board. Staff Attorney David Tilles was present for the Department of Public Health. Attorney Gretchen Randall was present for respondent.

Argument was heard from Attorney Tilles and Attorney Randall and regarding the proposed decision and a Department of Public Health Motion asking that the decision be modified to impose a license revocation.

Mr. McAnaney, a hearing panelist in this matter provided an overview of the hearing panel's findings and recommendation for a civil penalty, a one year license suspension and probation for a period of one year.

Following much discussion, Ms. Rexford made a motion, seconded by Ms. Jackling that paragraphs 1-6 and 8-9 of the proposed order be replaced with an order for revocation. The motion passed with all in favor except Mr. McAnaney and Dr. Zeman who were opposed.

The decision will be edited and sent to Ms. Emmett for signature.

V. OFFICE OF LEGAL COMPLIANCE

A. Martin Perlin, M.D. - Petition Nos. 2015-44, 2015-1554 and 2015-1563

Staff Attorney David Tilles, Department of Public Health, presented a Consent Order in this matter. Respondent was not present or represented.

Mr. McAnaney made a motion, seconded by Mr. Yuan, to adopt the Consent Order. The motion passed with all in favor.

Ms. Emmett signed the Order which imposes a reprimand, probation and an agreement that Dr. Perlin will not renew or reinstate his license after it expires on August 31, 2017.

B. Roozebeh Badi, M.D. - Petition No. 2016-1421

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Consent Order in this matter. Respondent was not present or represented.

Dr. Wolf made a motion, seconded by Mr. Andrews, to adopt the Consent Order. The motion passed with all in favor. Ms. Emmett signed the Order which imposes a reprimand.

C. Rey Ramos, M.D. - Petition No. 2013-936

Staff Attorney David Tilles, Department of Public Health, presented a Consent Order in this matter. Attorney Christopher Wanat was present with respondent.

Dr. Wolf made a motion, seconded by Mr. McAnaney, to adopt the Consent Order. The motion passed with all in favor. Ms. Emmett signed the Order which imposes a prescribing restriction, a reprimand, a \$10,000 civil penalty and probation for a period of two years.

D. Huping Zhou, M.D. - Petition No. 2017-25

Staff Attorney Linda Fazzina, Department of Public Health, presented a Consent Order in this matter. Respondent was not present or represented.

Mr. McAnaney made a motion, seconded by Dr. Green, to adopt the Consent Order. . The motion passed with all in favor. Ms. Emmett signed the Order which imposes a reprimand.

D. Larry Scherzer, M.D. - Petition No. 2015-1513

Staff Attorney David Tilles, Department of Public Health presented a Motion to Withdraw Statement of Charges subsequent to a pre-hearing conference in this matter. Neither respondent nor his attorney was present.

Dr. Wolf made a motion, seconded by Mr. Andrews, to grant the motion to withdraw the Statement of Charges. The motion passed with all in favor. Dr. Wolf was recused in this matter. Ms. Emmett signed the Order.

VI. 120 DAY EXTENSIONS

Mohan Kaza, MD - Petition No. 2015-1108

Hearing scheduled for May 30, 2017.

Mark Melendez, MD – Petition No. 2014-737

Hearing completed. Proposed decision being drafted.

Mr. McAnaney made a motion, seconded by Dr. Zeman, to grant a 120 day extensions in these matters. The motion passed unanimously.

VII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 2:49 p.m.

Respectfully submitted,

Kathryn Emmett, Esq., Chairperson