

AGENDA
CONNECTICUT MEDICAL EXAMINING BOARD
Tuesday, December 20, 2022 at 1:30 PM

Department of Public Health
410 Capitol Avenue, Hartford Connecticut

CALL TO ORDER

I. APPROVAL OF MINUTES

II. OPEN FORUM

III. UPDATES

- A. Chair Updates
 - Board Issues
- B. DPH Updates

IV. NEW BUSINESS

V. OFFICE OF LEGAL COMPLIANCE

- A. Robert W. Behrenda, M.D. – Petition No. 2020-548
Presentation of Consent Order – Linda Fazzina, Staff Attorney, DPH
- B. Enrique J. Tello Silva, M.D. – Petition No. 2019-97
Presentation of Consent Order – Craig Sullivan, Staff Attorney, DPH
- C. Sheikh Ahmed, M.D. – Petition Nos. 2017-184, 2018-1333
Joelle Newton, Staff Attorney, DPH

VI. 120 DAY EXTENSIONS

ADJOURN

Connecticut Medical Examining Board via Microsoft Teams

Join on your computer, mobile app or room device

[Click here to join the meeting](#)

Meeting ID: 272 094 495 082

Passcode: XRWjEC

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[+1 860-840-2075,,200394082#](#) United States, Hartford

Phone Conference ID: 200 394 082#

**CONNECTICUT MEDICAL EXAMINING BOARD
CONSENT ORDER COVER SHEET**

Respondent: Robert W. Behrends, M.D.

Petition No. 2020-548

BIOGRAPHICAL INFORMATION:

Medical School: University of Minnesota Medical School

Year of Graduation: 1976

07/01/1976-06/30/1977

Intern

St. Raphael Hospital, New Haven,
CT

07/01/1977-06/30/1980

Resident

Yale School of Medicine, New
Haven, CT

Current employment: Private practice

License: 020493 Issued: 6/19/1978

Type of Practice: Psychiatry

Board Certification: American Board of Psychiatry and Neurology

Malpractice History: None

Past History with DPH: Consent Order in Petition No. 970520-001-110 (Three-year probationary period that was successfully completed effective 5/1/2001 in connection with allegations that respondent became socially and romantically involved with a former patient. Probation included therapy, practice monitor and education in boundaries and ethics.)

Investigation Commenced: 6/4/2020

THIS CONSENT ORDER DISCIPLINE:

- Reprimand

DEPARTMENT SUMMARY OF THE CASE:

The Department's Practitioner Licensing and Investigations Section opened this petition after receiving a referral from the Department of Consumer Protection, Drug Control Division.

On one or more occasions, respondent prescribed greater than a seventy-two-hour supply of a controlled substance for patient #1 and failed to review patient #1's records in the electronic prescription drug monitoring program in violation of Connecticut General Statutes §21a-254(j)(9), including, but not limited to, in or about February 2018 and/or March 2018 when respondent prescribed benzodiazepine-type medication for patient #1.

Respondent has completed coursework in prescribing practices.

WILL THIS RESULT IN A REPORT TO THE N.P.D.B. BANK? Yes

Respondent signed a Consent Order Review Agreement permitting the Connecticut Medical Examining Board to review the Investigative Report.

CONFIDENTIALITY NOTICE: *The documents attached may contain information that is confidential or privileged. Please do not disseminate, distribute or copy the contents or discuss with parties who are not directly involved in this petition.*

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In re: Robert W. Behrends, M.D.

Petition No. 2020-548

CONSENT ORDER

WHEREAS, Robert W. Behrends of Waterbury, Connecticut ("respondent") has been issued license number 020493 to practice as a physician and surgeon by the Department of Public Health ("the Department") pursuant to Chapter 370 of the General Statutes of Connecticut, as amended; and,

WHEREAS, the Department alleges:

1. On one or more occasions, respondent prescribed greater than a seventy-two-hour supply of a controlled substance for patient #1 and failed to review patient #1's records in the electronic prescription drug monitoring program in violation of Connecticut General Statutes §21a-254(j)(9), including, but not limited to, in or about February 2018 and/or March 2018 when respondent prescribed benzodiazepine-type medication for patient #1.
2. The above-described facts constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut, §20-13c, including, but not limited to §20-13c(4).

WHEREAS, respondent, in consideration of this Consent Order, has chosen not to contest the above allegations of wrongdoing but, while admitting no guilt or wrongdoing, agrees that for purposes of this or any future proceedings before the Connecticut Medical Examining Board

("the Board"), this Consent Order shall have the same effect as if proven and ordered after a full hearing held pursuant to §§19a-10, 19a-14 and 20-13c of the General Statutes of Connecticut.

WHEREAS, respondent has successfully completed coursework in prescribing practices.

NOW THEREFORE, pursuant to §§19a-14, 19a-17 and 20-13c of the General Statutes of Connecticut, respondent hereby stipulates and agrees to the following:

1. Respondent waives his right to a hearing on the merits of this matter.
2. Respondent's license number 020493 to practice as a physician and surgeon in the State of Connecticut is hereby reprimanded.
3. Respondent shall comply with all state and federal statutes and regulations applicable to respondent's licensure.
4. Respondent shall pay all costs necessary to comply with this Consent Order.
5. Legal notice shall be sufficient if sent to respondent's last known address of record reported to the Practitioner Licensing and Investigations Section of the Healthcare Quality and Safety Branch of the Department.
6. This Consent Order is effective on the date this Consent Order is accepted and ordered by the Board.
7. Respondent understands and agrees that this Consent Order is a public record.
8. Respondent understands and agrees that the Department's allegations as contained in this Consent Order shall be deemed true in any subsequent proceeding before the Board in which respondent's compliance with this Consent Order or with §20-13c of the General Statutes of Connecticut, as amended, is at issue. Further, respondent understands that any discipline imposed by this Consent Order shall be reported to the National Practitioner Data Bank maintained by the United States Department of Health and Human Services and

that all disciplinary actions will appear on respondent's physician profile pursuant to Connecticut General Statutes §20-13j.

9. This Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Respondent agrees that this Consent Order shall not be subject to modification as a result of any claim that the terms contained herein may result in action by third parties, including, but not limited to, healthcare facilities and/or credentialing or licensure boards and respondent waives any right to seek reconsideration or modification of this Consent Order pursuant to §4-181a of the General Statutes of Connecticut without the express consent and agreement of the Department. Respondent assumes all responsibility for assessing such actions prior to the execution of this document. Further, this Consent Order is not subject to appeal or review under the provisions of Chapters 54 or 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any rights that respondent may have under the laws of the State of Connecticut or of the United States.
10. This Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department at any time prior to its being executed by the last signatory.
11. Respondent permits a representative of the Department to present this Consent Order and the factual basis for this Consent Order to the Board. Respondent understands that the Board has complete and final discretion as to whether this executed Consent Order is approved or accepted. Respondent hereby waives any claim of error that could be raised that is related to or arises during the course of the Board's discussions regarding whether to approve or reject this Consent Order and/or a Board member's participation during this process, through the Board member's review or comments, including but not limited to bias or reliance on evidence outside the administrative record if this matter proceeds to a

hearing on a statement of charges resulting in a proposed decision by the Board and/or a panel of the Board and a final decision by the Board.

12. Respondent has consulted with his attorney prior to signing this document.
13. The execution of this document has no bearing on any criminal liability without the written consent of the Director of the Medicaid Fraud Control Unit or the State's Attorney's Office where the allegation occurred or Bureau Chief of the applicable unit in the Chief State's Attorney's Office. The purpose of this Consent Order is to resolve the pending administrative license disciplinary petition only and is not intended to affect any civil or criminal liability or defense.
14. This Consent Order embodies the entire agreement of the parties with respect to this case. All previous communications or agreements regarding the subject matter of this consent order, whether oral or written, between the parties are superseded unless expressly incorporated herein or made a part hereof.

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I, Robert W. Behrends, have read the above Consent Order, and I stipulate and agree to the terms as set forth therein. I further declare the execution of this Consent Order to be my free act and deed.

Robert W. Behrends M.D.
Robert W. Behrends, M.D.

Subscribed and sworn to before me this 10th day of November 2022.

Mary Anne Moore Senhance
Notary Public or person authorized
by law to administer an oath or affirmation
COMMR. OF THE SUPERIOR COURT

The above Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 6th day of December 2022, it is hereby accepted.

Christian D. Andresen

Christian D. Andresen, MPH, Section Chief
Practitioner Licensing and Investigations Section
Healthcare Quality and Safety Branch

The above Consent Order having been presented to the Connecticut Medical Examining Board on the _____ day of _____ 2022, it is hereby ordered and accepted.

Connecticut Medical Examining Board

CONSENT ORDER COVER SHEET

In re: Enrique J. Tello Silva, M.D.

Petition No. 2021-97

1. Respondent has held Connecticut physician and surgeon license number 040565 since June 24, 2002 to the present.
2. Respondent graduated from Pontificia Universidad Javeriana, Bogota, Columbia in 1988.
3. The allegations in this petition included the following:
 - a. From in or about August 30, 2013 through on or about February 28, 2019, the respondent provided care for Patient #1.
 - b. From on or about July 8, 2014 through on or about February 28, 2019, respondent's care for Patient #1 failed to meet the applicable standard of care in that respondent failed to adequately monitor the blood levels of medication that had been prescribed to the petitioner.
4. The Department of Public Health (hereinafter "the Department") has recognized that, subsequent to respondent's care of Patient # 1, as cited supra, respondent has, to the Department's satisfaction, completed the equivalent of (a) one credit worth of coursework in patient communication, and (b) two credits worth of coursework in the management of patients on lithium.
5. Accordingly, the respondent and the Department have agreed on terms of a consent order that include, in part, the following:
 - a. Respondent shall pay a civil penalty of five thousand dollars (\$5,000.00); and
 - b. Respondent shall, within six months from the effective date of this Consent Order, attend and successfully complete (a) two additional credits worth of coursework in patient communication, and (b) one additional credit worth of coursework in the management of patients on lithium. Such coursework shall be pre-approved by the Department, and respondent shall provide proof, to the Department's satisfaction, of the successful completion thereof
6. The Department and respondent respectfully request that the Connecticut Medical Examining Board accept the proposed Consent Order.

CONFIDENTIALITY NOTICE: This document and all attachments may contain information that is confidential or privileged. Please do not disseminate, distribute or copy the contents or discuss with parties who are not directly involved in this petition. Thank you.

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In re: Enrique J. Tello Silva, M.D.

Petition No. 2021-97

CONSENT ORDER

WHEREAS, Enrique J. Tello Silva, of Hamden, Connecticut (hereinafter "respondent") has been issued license number 040565 to practice as a physician and surgeon by the Department of Public Health (hereinafter "the Department") pursuant to Chapter 370 of the Connecticut General Statutes, as amended; and,

WHEREAS, respondent hereby admits that:

1. From in or about August 30, 2013 through on or about February 28, 2019, the respondent provided care for Patient #1.
2. From on or about July 8, 2014 through on or about February 28, 2019, respondent's care for Patient #1 failed to meet the applicable standard of care in that respondent failed to adequately monitor the blood levels of medication that had been prescribed to the petitioner.
3. The above-described facts constitute grounds for disciplinary action pursuant to the Connecticut General Statutes, §20-13c, including, but not limited to, §20-13c (4).

WHEREAS, respondent, in consideration of this Consent Order, has chosen not to contest this matter and agrees that for purposes of this or any future proceedings before the Connecticut Medical Examining Board (hereinafter "the Board"), this Consent Order shall have the same

effect as if proven and ordered after a full hearing held pursuant to §§19a-10, 19a-14 and 20-13c of the Connecticut General Statutes; and

WHEREAS, subsequent to respondent's care of Patient # 1, as cited supra, and prior to the effective date hereof, respondent has, to the Department's satisfaction, completed the equivalent of (a) one credit worth of coursework in patient communication, and (b) two credits worth of coursework in the management of patients on lithium.

NOW THEREFORE, pursuant to §§19a-14, 19a-17 and 20-13c of the Connecticut General Statutes, respondent hereby stipulates and agrees to the following:

1. Respondent waives respondent's right to a hearing on the merits of this matter.
2. Respondent shall pay a civil penalty of five thousand dollars (\$5,000.00) by certified or cashier's check payable to "Treasurer, State of Connecticut." The check shall reference the Petition Number on the face of the check, and it shall be payable within thirty days of the effective date of this Consent Order.
3. Respondent shall, within six months from the effective date of this Consent Order, attend and successfully complete (a) two additional credits worth of coursework in patient communication, and (b) one additional credit worth of coursework in the management of patients on lithium. Such coursework shall be pre-approved by the Department. Within fifteen days of the completion of such coursework, respondent shall provide the Department with proof, to the Department's satisfaction, of the successful completion thereof.
4. All correspondence and reports are to be addressed to:

Practitioner Compliance and Monitoring Unit
Department of Public Health
410 Capitol Avenue, MS #12HSR

P.O. Box 340308
Hartford, CT 06134-0308

5. All notices or reports required by the terms of this Consent Order shall be due according to a schedule to be established by the Department.
6. Respondent shall comply with all state and federal statutes and regulations applicable to respondent's licensure.
7. Respondent shall pay all costs necessary to comply with this Consent Order.
8. Any alleged violation of any provision of this Consent Order may result in the following procedures at the discretion of the Department:
 - a. The Department shall notify respondent in writing by first-class mail that the term(s) of this Consent Order have been violated, provided that no prior written consent for deviation from said term(s) has been granted.
 - b. Said notification shall include the acts or omission(s) which violate the term(s) of this Consent Order.
 - c. Respondent shall be allowed fifteen (15) days from the date of the mailing of notification required in paragraph 8 a above to demonstrate to the satisfaction of the Department that respondent has complied with the terms of this Consent Order or, in the alternative, that respondent has cured the violation in question.
 - d. If respondent does not demonstrate compliance or cure the violation within the fifteen (15) days specified in the notification of violation to the satisfaction of the Department, respondent shall be entitled to a hearing before the Board which shall make a final determination of the disciplinary action to be taken.
 - e. Evidence presented to the Board by either the Department or respondent in any such hearing shall be limited to the alleged violation(s) of the term(s) of this Consent Order.

9. In the event respondent violates any term of this Consent Order, said violation may also constitute grounds for the Department to seek a summary suspension of respondent's license before the Board.
10. Legal notice shall be sufficient if sent to respondent's last known address of record reported to the Practitioner Licensing and Investigations Section of the Healthcare Quality and Safety Branch of the Department.
11. This Consent Order is effective on the first day of the month immediately following the date this Consent Order is accepted and ordered by the Board.
12. Respondent understands and agrees that this Consent Order shall be deemed a public document and the above admitted violations shall be deemed true in any proceeding before the Board in which respondent's compliance with this Consent Order or with §20-13c of the Connecticut General Statutes, as amended, is at issue. Further, respondent understands that any discipline imposed by this Consent Order shall be reported to the National Practitioner Data Bank maintained by the United States Department of Health and Human Services and that all disciplinary actions will appear on respondent's physician profile pursuant to Connecticut General Statutes 20-13j.
13. In the event respondent violates a term of this Consent Order, respondent agrees immediately to refrain from practicing as a physician and surgeon, upon request by the Department, with notice to the Board, for a period not to exceed 45 days. During that time period, respondent further agrees to cooperate with the Department in its investigation of the violation, and to submit to and complete a medical, psychiatric or psychological evaluation, if requested to do so by the Department; and, that the results of the evaluation shall be submitted directly to the Department. Respondent further agrees that failure to cooperate with the Department in its investigation during said 45-day period shall constitute grounds for the Department to seek a summary suspension of respondent's

license. In any such summary action, respondent stipulates that failure to cooperate with the Department's investigation shall be considered by the Board and shall, as a matter of law, constitute a clear and immediate danger as required pursuant to Connecticut General Statutes, sections 4-182(c) and 19a-17(c). The Department and respondent understand that the Board has complete and final discretion as to whether a summary suspension is ordered.

14. Any extension of time or grace period for reporting granted by the Department shall not be a waiver or preclude the Department from taking action at a later time. The Department shall not be required to grant future extensions of time or grace periods.
15. This Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Respondent agrees that this Consent Order shall not be subject to modification as a result of any claim that the terms contained herein may result in action by third parties, including, but not limited to, healthcare facilities and/or credentialing or licensure boards and respondent waives any right to seek reconsideration or modification of this Consent Order pursuant to §4-181a of the Connecticut General Statutes without the express consent and agreement of the Department. Respondent assumes all responsibility for assessing such actions prior to the execution of this document. Further, this Consent Order is not subject to appeal or review under the provisions of Chapters 54 or 368a of the Connecticut General Statutes, provided that this stipulation shall not deprive respondent of any rights that respondent may have under the laws of the State of Connecticut or of the United States.
16. This Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department at any time prior to its being executed by the last signatory.

17. Respondent permits a representative of the Department to present this Consent Order and the factual basis for this Consent Order to the Board. Respondent understands that the Board has complete and final discretion as to whether this executed Consent Order is approved or accepted. Respondent hereby waives any claim of error that could be raised that is related to or arises during the course of the Board's discussions regarding whether to approve or reject this Consent Order and/or a Board member's participation during this process, through the Board member's review or comments, including but not limited to bias or reliance on evidence outside the administrative record if this matter proceeds to a hearing on a statement of charges resulting in a proposed decision by the Board and/or a panel of the Board and a final decision by the Board.
18. Respondent understands and agrees that respondent is responsible for satisfying all of the terms of this Consent Order during vacations and other periods in which respondent is away from respondent's residence.
19. Respondent has the right to consult with an attorney prior to signing this document.
20. The execution of this document has no bearing on any criminal liability without the written consent of the Director of the Medicaid Fraud Control Unit or the State's Attorney's Office where the allegation occurred or Bureau Chief of the applicable unit in the Chief State's Attorney's Office. The purpose of this Consent Order is to resolve the pending administrative license disciplinary petition only, and is not intended to affect any civil or criminal liability or defense.
21. This Consent Order embodies the entire agreement of the parties with respect to this case. All previous communications or agreements regarding the subject matter of this consent order, whether oral or written, between the parties are superseded unless expressly incorporated herein or made a part hereof.

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I, Enrique J. Tello Silva, have read the above Consent Order, and I stipulate and agree to the terms as set forth therein. I further declare the execution of this Consent Order to be my free act and deed.

ENRIQUE JORGE TELLO SILVA
Enrique J. Tello Silva

Subscribed and sworn to before me this 9th day of September 2022.

Quinn Kristin Wolf
Notary Public or person authorized
by law to administer an oath or affirmation
my commission expires 9/30/2024

The above Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 23rd day of September 2022, it is hereby accepted.

Christian D. Andresen

Christian D. Andresen, MPH, CPH, Section Chief
Practitioner Licensing and Investigations Section
Healthcare Quality and Safety Branch

The above Consent Order having been presented to the duly appointed agent of the Connecticut Medical Examining Board on the _____ day of _____ 2022, it is hereby ordered and accepted.

Connecticut Medical Examining Board

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In re: Sheikh Ahmed, MD

Petition Numbers: 2017-184, 2018-1333

December 2, 2022

MOTION TO WITHDRAW STATEMENT OF CHARGES

The Department of Public Health moves the Connecticut Medical Examining Board to withdraw the Statement of Charges.

Respondent has voluntarily surrendered his Connecticut medical license with the Department's approval. For this reason, the continued prosecution of this case is unnecessary, and it is in the interests of administrative economy to terminate these proceedings.

Respectfully submitted,

THE DEPARTMENT OF PUBLIC HEALTH

Joelle C. Newton

Joelle C. Newton, Staff Attorney
Office of Legal Compliance

ORDER

The foregoing motion having been duly considered by the Connecticut Medical Examining Board is hereby GRANTED/DENIED.

Dated at _____, Connecticut on December _____, 2022.

Connecticut Medical Examining Board

CERTIFICATION

This certifies that on December 2, 2022, this motion and the Voluntary Surrender Affidavit were emailed to the Department of Public Health, Public Health Hearing Office, phho.dph@ct.gov, and to Attorney Stanley Peck, stanley.k.peck@gmail.com.

Joelle C. Newton

Joelle C. Newton, Staff Attorney
Office of Legal Compliance

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In re: Sheikh Ahmed, MD

Petition Numbers: 2017-184, 2018-1333

Re: Physician and Surgeon License Number: 033904

VOLUNTARY SURRENDER OF LICENSE AFFIDAVIT

Sheikh Ahmed, being duly sworn, deposes and says:

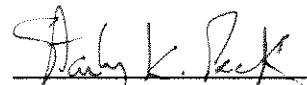
1. I am over the age of majority and agree to the obligations of an oath.
2. I make this affidavit on the basis of personal knowledge.
3. I am licensed by the Department of Public Health ("Department") to practice medicine. I presently hold physician and surgeon license number 033904.
4. I hereby voluntarily surrender my license to practice medicine in the State of Connecticut as provided pursuant to Connecticut General Statutes §19a-17(d).
5. I agree and acknowledge that if I seek a new license or to reinstate my license at any time in the future, the allegations contained in Petition Numbers 2017-184 and 2018-1333 shall be deemed true. I further agree and acknowledge that any such application must be made to the Department which shall have absolute discretion as to whether said license shall be issued or reinstated and, if so, whether said license shall be subject to conditions as provided pursuant to Connecticut General Statutes §19a-14(a)(6).
6. I hereby waive any right to a hearing I may have regarding any request that my license be reinstated or that a new license be issued and also waive any right that I may have to appeal or otherwise challenge the disposition of any such request.
7. I agree and acknowledge that this affidavit and the case file in Petition Numbers 2017-184 and 2018-1333 are public documents, and I am executing this affidavit in settlement of the allegations contained in the above-referenced petitions.
8. I agree and acknowledge that this surrender of my license is an event that is reportable to the National Practitioner Data Bank maintained by the United States Department of Health and Human Services and will appear on my physician profile pursuant to Connecticut General Statutes §20-13j and is public information.
9. I have surrendered my state and federal Controlled Substance Registrations to the issuing authorities.

10. I agree and acknowledge that, upon execution of this document by the Department, the Department will present this document to the Connecticut Medical Examining Board (“Board”) and will move to withdraw the Statement of Charges in Petition Numbers 2017-184 and 2018-1333. I agree that this document is not effective unless and until the Department has executed it, and the Board either grants the Department’s Motion to Withdraw or the charges are dismissed.
11. I consulted with my attorney prior to signing this affidavit.
12. I agree and acknowledge that the execution of this document has no bearing on any criminal liability without the written consent of the Director of the Medicaid Fraud Control Unit or the Bureau Chief of the Division of Criminal Justice’s Statewide Prosecution Bureau.
13. I agree and acknowledge that the purpose of this agreement is to resolve the pending matter against my license and is not intended to affect any claim of civil or criminal liability that might be brought against me.
14. If applicable, I agree to comply with the provision of Connecticut State Agency Regulations §19a-14-44.



Sheikh Ahmed, MD

Subscribed and sworn to before me this 28th day of November 2022.



Notary Public
Commissioner of Superior Court



Accepted: _____

Christian D. Andresen, MPH, Section Chief
Practitioner Licensing and Investigations Section
Healthcare Quality and Safety Branch

December 2, 2022

Date