CONNECTICUT MEDICAL EXAMINING BOARD MINUTES OF MEETING January 19, 2010

The Connecticut Medical Examining Board held a meeting on Tuesday, January 19, 2010 at the Legislative Office Building, Capitol Avenue, Hartford, Connecticut in Conference Room 1-C.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Richard Bridburg, MD Martin Courneen

David M. Goldenberg, MD

Michael Erickson
Douglas Fellows, MD
Robert Green, MD
Steven Hanks, MD
Henry Jacobs, MD
Michael Lindberg, MD
Patricia Loving, PA
Howard Sadinsky, DO
Regina Stankaitis
C. Steven Wolf, MD

BOARD MEMBERS ABSENT None

Ms. Doremus called the meeting to order at 1:30 p.m.

I. MINUTES

The draft minutes of the December 15, 2009 meeting were reviewed. Dr. Bridburg made a motion, seconded by Mr. Courneen, to approve the minutes. The motion passed with all in favor except Dr. Goldenberg, Dr, Green and Mr. Erickson who abstained.

II. CHAIR UPDATES

The following information was reviewed:

- 1. Monthly tracking of pending cases.
- 2. Hearing assignments.

III. DEPARTMENT OF PUBLIC HEALTH UPDATES

None

IV. OLD BUSINESS

Freedom of Information Complaint #FIC2009-088

Assistant Attorney General Kerry Colson discussed the recent Freedom of Information Commission decision against the Connecticut Medical Examining Board regarding a complaint by the Office of the Chief Public Defender concerning executive sessions. Following discussion Dr. Hanks made a motion, seconded by Mr. Erickson, requesting the Office of the Attorney General pursue an appeal of the Freedom of Information Commission decision. The motion passed with all in favor.

Attorney Colson reminded the Board as to the requirements for entering executive session.

V. NEW BUSINESS

Residency Equivalency Determination – Georgina Scholl, MD

Maritsa Morales, Licensing and Applications Analyst, Department of Public Health presented information for the Board to review to determine if Dr. Scholl's education and training are equivalent to 2 years of ACGME accredited residency training. Following discussion Dr. Bridburg made a motion, seconded by Dr. Hanks to accept Dr. Scholl's education and training as being equivalent to the two year ACGME accredited training requirement.

VI. LEGAL OFFICE BUSINESS

A. <u>Neil Sloan, MD – Petition No. 2008-0923-001-171</u>

Matthew Antonetti, Principal Attorney, Legal Office, Department of Public Health, presented a Consent Order in the matter of Neil Sloan, MD. Respondent was not present or represented.

Mr. Courneen made a motion, seconded by Dr. Hanks, to approve the Consent Order, which requires Dr. Sloan to notify the within 90 days before returning to practice in Connecticut. The motion passed unanimously. Ms. Doremus signed the Order.

B. Motion to Withdraw Statement of Charges based on voluntary surrender of license.

Robert Sterling, MD – Petition No. 2009-20091258

Joelle Newton, Staff Attorney, Department of Public Health presented a Motion to Withdraw Statement of Charges based on Dr. Sterling's voluntary surrender of his license. Neither respondent nor his attorney was present.

Dr. Hanks made a motion, seconded by Dr. Bridburg, to grant the Department's motion. The motion passed unanimously. Ms. Doremus signed the Order withdrawing the Statement of Charges.

C. Joseph Brenes, MD – Petition No. 2007-0830-001-152

Matthew Antonetti, Principal Attorney, Legal Office, Department of Public Health, presented a Consent Order in the matter of Joseph Brenes, MD. Respondent was present with Attorney Jeff McChristian.

Dr. Bridburg made a motion, seconded by Dr. Hanks, to approve the Consent Order, which that places Dr. Brenes' license on probation for one year. The motion passed unanimously. Ms. Doremus signed the Order.

D. Robert Dudek, MD – Petition No. 2009-20091468

David Tilles, Staff Attorney, Legal Office, Department of Public Health, presented a Modification of Consent Order in the matter of Robert Dudek, MD. Respondent was present with Attorney Richard Brown.

Dr. Bridburg made a motion, seconded by Dr. wolf, to approve the Modification of Consent Order. The motion passed unanimously. Ms. Doremus signed the Order.

B. <u>Prem Nath, MD – Petition No. 2009-2009-1373</u>

David Tilles, Staff Attorney, Legal Office, Department of Public Health, presented a Motion for Summary Suspension in the matter of Prem Nath, MD. Respondent was present without counsel.

Following discussion and comments from Attorney Tilles and respondent, Dr. Goldenberg made a motion, seconded by Dr. Bridburg, to grant the Department's Motion for Summary Suspension because respondent's continued practice of medicine represents a clear and immediate danger to public health and safety. The motion passed with all in favor except Dr. Hanks who was opposed. Ms. Doremus signed the Summary Suspension Order.

The hearing panelists in this matter will be Dr. Bridburg, Ms. Stankaitis and Dr. Jacobs. The hearing will be scheduled for February 16, 2010 at 8:30 a.m.

VII. TIME EXTENSIONS

Mr. Courneen moved and Mr. Erickson seconded to approve a 120-day extension in the following matters:

Jatinder Bakshi, MD – A proposed Memorandum of Decision will be presented at the February 16, 2010 meeting.

Wayne Chung, MD – The hearing is completed and a Memorandum of Decision is being drafted.

Efraim Gomez-Zapapta, MD – A proposed Memorandum of Decision will be presented at the February 16, 2010 meeting.

Randy Hassen, MD – The hearing is completed and a Memorandum of Decision is being drafted.

Charles Jones, MD – A proposed Memorandum of Decision may be presented at the February 16, 2010 meeting.

Bernard Raxlen, MD – Hearing dates are scheduled in March 2010.

Brain Sandridge, MD – A proposed Consent Order is being negotiated.

Gil Shlamovitz, MD – The hearing is completed and a Memorandum of Decision is being drafted.

VIII. <u>ADJOURNMENT</u>

As there was no further business, the meeting was adjourned at 2:45 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES OF MEETING February 16, 2010

The Connecticut Medical Examining Board held a meeting on Tuesday, February 16, 2010 at the Department of Public Health, Capitol Avenue, Hartford, Connecticut in Conference Room C, Building 470.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Richard Bridburg, MD Michael Erickson Douglas Fellows, MD Robert Green, MD Henry Jacobs, MD Michael Lindberg, MD Patricia Loving, PA Regina Stankaitis

BOARD MEMBERS ABSENT Martin Courneen

David M. Goldenberg, MD Steven Hanks, MD Howard Sadinsky, DO C. Steven Wolf, MD

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

I. MINUTES

The draft minutes of the January 19, 2010 meeting were reviewed. Dr. Bridburg made a motion, seconded by Mr. Courneen, to approve the minutes. The motion passed with all in favor except Dr. Goldenberg, Dr, Green and Mr. Erickson who abstained.

II. CHAIR UPDATES

The following information was reviewed:

- 1. Monthly tracking of pending cases.
- 2. Hearing assignments.

III. OLD BUSINESS

Charles Ray Jones, MD v. Connecticut Medical Examining Board (CV084016294) Ms. Doremus made a motion, seconded by Dr. Bridburg, to enter executive session to obtain legal advice from Assistant Attorney General Tanya DeMattia regarding this matter in which the Board is the defendant. The motion passed and the Board entered Executive session from 1:35 p.m. until 1:55 p.m. No motions were made and no votes were taken during executive session.

Following executive session Dr. Bridburg made a motion, seconded by Dr. Green, to table further discussion until the March 16, 2010 Board meeting. The motion passed unanimously.

IV. DEPARTMENT OF PUBLIC HEALTH UPDATES

Donna Brewer, Section Chief, Public Health Hearing Office introduced Michael Purcaro, Management Team Leader, Administrative Branch, Department of Public Health and Leonard H. Guercia, Jr., Branch Chief, Operations Branch, Department of Public Health to the Board.

V. NEW BUSINESS

A. Proposed Memorandum of Decision Charles R. Jones. MD

Petition Nos. 2006-0111-001-010, 2006-0407-001-068, 2006-0411-001-069
Assistant Attorney General Tanya DeMattia was present to provide counsel to the

Staff Attorney David Tilles was present for the Department of Public Health. Attorneys Elliott Pollack and Bonnie L. Heiple were present with Dr. Jones. The Board heard argument from Attorney Tilles and Attorney Pollack regarding the proposed Memorandum of Decision as well as a Department's request for modification.

Dr. Bridburg and Ms. Doremus provided a synopsis of the hearing panel's findings and recommendation.

Dr. Bridburg made a motion, seconded by Mr. Erickson, to modify the proposed decision by adding the requirement that the monitor of respondent's practice be a physician who is board certified in pediatrics, to delete a paragraph on page 11 and to revise language pertaining to Count three. The motion passed unanimously The Proposed Memorandum of Decision will be edited and presented at the March 16, 2010 Board meeting. The Department and respondent will be provided a copy of the revised Proposed Memorandum of Decision prior to the meeting.

B. Proposed Memorandum of Decision Jatinder Bakshi, MD - Petition No.2008-0813-001-146

Staff Attorney David Tilles was present for the Department of Public Health. Neither Dr. Bakshi nor his attorney was present.

Dr. Bridburg made a motion, seconded by Ms. Loving, to adopt the Memorandum of Decision. The motion passed unanimously. Ms. Doremus signed the Order revoking Dr. Bakshi's license.

C. Assign Hearing Panel Gilberto Ramirez, MD – Petition No. 2008-0211-001-026

Ms. Doremus will chair the hearing panel in this matter. The other panelists will be Ms. Stankaitis. The Board Liaison will seek a third panelist for this hearing and will coordinate the scheduling of hearing dates.

D. Respondent Motion to Modify Consent Order

Attorney Carl Porto was present with Anthony Lendino, MD pertaining to Dr. Lendino's motion to modify a Consent Order dated August 19, 2008. Staff Attorney David Tilles was present for the Department of Public Health. Hearing Officer Stacy Owens was present to provide counsel to the Board.

Following discussion the Board suggested that the Department and respondent return at a future meeting with a modified Consent Order that removes a current practice restriction and incorporates a period of probation.

VI. <u>ADJOURNMENT</u>

As there was no further business, the meeting was adjourned at 3:35 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES OF MEETING March 16, 2010

The Connecticut Medical Examining Board held a meeting on Tuesday, March 16, 2010 at the Department of Public Health, Capitol Avenue, Hartford, Connecticut in Conference Room A/B, Building 470.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Richard Bridburg, MD Michael Erickson

David M. Goldenberg, MD

Steven Hanks, MD Henry Jacobs, MD Michael Lindberg, MD Patricia Loving, PA Howard Sadinsky, DO Regina Stankaitis C. Steven Wolf, MD

BOARD MEMBERS ABSENT Martin Courneen

Douglas Fellows, MD Robert Green, MD

Ms. Doremus called the meeting to order at 1:30 p.m.

I. MINUTES

The draft minutes of the February 16, 2010 meeting were reviewed. Dr. Bridburg made a motion, seconded by Mr. Erickson, to approve the minutes. The motion passed with all in favor except Dr. Goldenberg, Dr, Green and Mr. Erickson who abstained.

II. <u>UPDATES</u>

A. Chair Updates

The following information was reviewed:

- 1. Monthly tracking of pending cases.
- 2. Hearing assignments.

B. DPH Updates

Donna Brewer, Section Chief, Public Health Hearing Office informed the Board on changes to the requirements for the reporting of adverse actions to the National Practitioner Data Bank. The changes were effective March 1, 2010. The most significant change is that stand-alone civil penalties are now reportable if the conduct is connected to health care delivery.

C. Health Assistance interVention Education Network for Connecticut Health Professionals – (HAVEN)

Maureen Dinnan, Executive Director provided the annual update regarding the Haven Program.

There are 168 individuals currently enrolled in the program, inclusive of 66 physicians and 2 physician assistants:

During 2009, 36 individuals were referred to DPH because on non-compliance with program requirements.

For 2010 to date, 22 individuals have been referred to the program.

III. OLD BUSINESS

A. <u>Charles Ray Jones, MD v. Connecticut Medical Examining Board</u> (CV084016294)

Assistant Attorney General, Tanya DeMattia was present to provide counsel to the Board.

Dr. Bridburg made a motion, seconded by Dr. Hanks, to add language to the discussion section relating to paragraph 5d of the Charges indicating there was not a violation of the standard of care. The motion passed unanimously.

Ms. Doremus, who was a hearing panelist in this matter, commented that despite the above change regarding paragraph 5d, the penalty as ordered should not be changed. Dr. Wolf made a motion, seconded by Dr. Bridburg, that the Order in the Memorandum of Decision dated December 18, 2007 be reaffirmed. The motion passed unanimously.

B. Proposed Memorandum of Decision

Charles R. Jones, MD

Petition Nos. 2006-0111-001-010, 2006-0407-001-068, 2006-0411-001-069

Dr. Bridburg made a motion, seconded by Ms. Stankaitis, to adopt decision as edited. The motion passed unanimously. Ms. Doremus signed the Order imposing a period of probation with conditions and assessing a \$10,000.00 civil penalty.

III. NEW BUSINESS

License Reinstatement Application - John Stephen Naulty, MD

Maritsa Morales, Licensing and Applications Analyst, Department of Public Health, presented a license reinstatement application of John Stephen Naulty, MD.

Dr. Bridburg made a motion, seconded by Dr. Goldenberg to recommend denial of Dr. Naulty's reinstatement application.

Following considerable discussion, Dr. Wolf made a motion, seconded by Dr. Bridburg to table this matter to allow the Department of Public Health to further investigates the applicants discipline history in other states. The motion passed unanimously.

IV. TIME EXTENSIONS

Dr. Wolf moved and Dr. Bridburg seconded to approve a 120-day extension in the following matters:

Mahmood Yekta, MD – Additional hearing date to be scheduled.

Jyoji Bristol, MD – Hearing dates scheduled for May 3, 2010 and June 7, 2010. The motion passed unanimously.

V. <u>LEGAL OFFICE BUSINESS</u>

A. Mark Anderson, MD – Petition No. 2009-20091433

Matthew Antonetti, Principal Attorney, Legal Office, Department of Public Health, presented a Reinstatement Consent Order in the matter of Mark Anderson, MD. Respondent was not present or represented.

Dr. Bridburg made a motion, seconded by Dr. Hanks, to approve the Consent Order, which places respondent's license on probation for five years. The motion passed with all in favor except Dr. Lindberg who abstained. Ms. Doremus signed the Order.

B. H. John Bodin, MD – Petition No. 2008-1119-001-225

David Tilles, Staff Attorney, Legal Office, Department of Public Health, presented a Consent Order in the matter of H. John Bodin, MD. Attorney Jason Prueher was present on behalf of respondent.

Dr. Hanks made a motion, seconded by Ms. Stankaitis, to approve the Consent Order, which imposes a reprimand and a \$5000.00 civil penalty. The motion passed unanimously. Ms. Doremus signed the Order.

C. John Lignore, PA – Petition No. 2009-0618-023-005

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

Dr. Goldenberg made a motion, seconded by Dr. Hanks, to approve the Consent Order, which places respondent's license on probation for one year. The motion passed unanimously. Ms. Doremus signed the Order.

D. Robban Sica, MD – Petition No. 2007-0227-001-030

David Tilles, Staff Attorney, Legal Office, Department of Public Health, presented a Consent Order in the matter of Robban Sica, MD. Attorney Jacque Simon was present with respondent.

Dr. Bridburg and Dr. Sadinsky recused themselves from the discussion and vote in this matter.

Following lengthy discussion Dr. Goldenberg made a motion, seconded by Dr. Hanks, to reject the Consent Order as written. The motion passed with all in favor except Dr. Jacobs who was opposed.

E. Anthony Lendino, MD – Petition No. 2010-177

David Tilles, Staff Attorney, Legal Office, Department of Public Health, presented a Consent Order Modification in the matter of Anthony Lendino, MD. . Attorney Joe Porto was present with respondent.

Dr. Bridburg made a motion, seconded by Dr. Hanks, to approve the Consent Order, which eliminates a practice restriction and places respondent's license on probation for two years. The motion passed unanimously. Ms. Doremus signed the Order.

F. Wayne Chung, MD – Petition No. 2008-0910-001-162

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Motion to Withdraw Statement of Charges in the matter of Wayne Chung, MD. Respondent was not present or represented.

Dr. Bridburg made a motion, seconded by Dr. Hanks, to grant the Department's motion. The motion passed unanimously. Ms. Doremus signed the Order withdrawing the Statement of Charges.

VI. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:15 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES OF MEETING April 20, 2010

The Connecticut Medical Examining Board held a meeting on Tuesday, April 20, 2010 at the Department of Public Health, Capitol Avenue, Hartford, Connecticut in Conference Room A/B, Building 470.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Richard Bridburg, MD Martin Courneen Douglas Fellows, MD David M. Goldenberg, MD

Robert Green, MD Henry Jacobs, MD Michael Lindberg, MD Patricia Loving, PA Howard Sadinsky, DO C. Steven Wolf, MD

BOARD MEMBERS ABSENT Michael Erickson

Steven Hanks, MD Regina Stankaitis

Ms. Doremus called the meeting to order at 1:30 p.m.

I. MINUTES

The draft minutes of the March 16, 2010 meeting were reviewed. Dr. Bridburg made a motion, seconded by Dr. Wolf, to approve the minutes. The motion passed unanimously.

II. <u>UPDATES</u>

A. Chair Updates

The following information was reviewed:

- Monthly tracking of pending cases.
- 2. Hearing assignments.
- DPH/CMEB Discipline Workgroup
 Ms. Doremus, Dr. Goldenberg, Dr. Wolf, Mr. Courneen, Dr. Fellows, and Dr. Jacobs will participate on this workgroup. A meeting will be held on May 18,

2010 at 12:00 noon.

B. DPH Updates

NONE

III. NEW BUSINESS

A. Charles R. Jones, MD

Petition Nos. 2006-0111-001-010, 2006-0407-001-068, 2006-0411-001-069

The Board reviewed an agreement in which the probation ordered in the March 16, 2010 Memorandum of Decision in the referenced matter is stayed pending an appeal to be filed by respondent. In addition, the ordered civil penalty will be held in escrow and respondent will comply with the practicing monitoring requirements set forth in the Memorandum of Decision

Assistant Attorney General, Tanya DeMattia was present to provide counsel to the Board.

Attorney Bonnie Heiple was present on behalf of respondent.

Dr. Goldenberg made a motion, seconded by Dr. Bridburg, to approve the agreement. The motion passed with all in favor except Dr. Jacobs who was opposed

B. Proposed Memorandum of Decision

Efraim Gomez-Zapata, MD - Petition No. 2007-0817-001-146

Assistant Attorney General Emily Melendez was present to provide counsel to the Board. Principal Attorney Matthew Antonetti was present for the Department of Public Health. Attorney John Evans was present with respondent. The Board heard oral argument from Attorneys Evans and Antonetti.

Dr. Goldenberg, who chaired the hearing panel in this matter, provided a synopsis of the hearing panel's findings and recommendation.

Dr. Wolf made a motion, seconded by Dr. Green, to adopt the Memorandum of Decision revoking the license of Dr. Gomez-Zapata. The motion passed unanimously. Ms. Doremus signed the Order.

IV. LEGAL OFFICE BUSINESS

A. Gerald B. Weiss, MD – Petition No. 2009-0326-001-051

Linda Fazzina, Staff Attorney, Legal Office, Department of Public Health, presented a Consent Order in the matter of Gerald Weiss, MD. Neither respondent nor his attorney was present.

Dr. Bridburg made a motion, seconded by Dr. Sadinsky, to approve the Consent Order, which imposes a reprimand and a \$2000.00 civil penalty. The motion passed unanimously. Ms. Doremus signed the Order.

B. Brian Sandridge, MD – Petition No. 2008-1129-001-204

David Tilles, Staff Attorney, Legal Office, Department of Public Health, presented a Consent Order in the matter of Brian Sandridge, MD. Respondent was not present or represented.

Dr. Bridburg made a motion, seconded by Ms. Loving, to approve the Consent Order, which imposes a reprimand and a practice restriction. The motion passed unanimously. Ms. Doremus signed the Order.

V. ADJOURNMENT

As there was no further business, the meeting was adjourned at 2:20 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES OF MEETING May 18, 2010

The Connecticut Medical Examining Board held a meeting on Tuesday, May 18, 2010 at the Department of Public Health, Capitol Avenue, Hartford, Connecticut in Conference Room A/B, Building 470.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Martin Courneen
Douglas Fellows, MD
Robert Green, MD
Henry Jacobs, MD
Michael Lindberg, MD
Patricia Loving, PA
Howard Sadinsky, DO
Regina Stankaitis

Clotilde Dudley Smith Ed.D

C. Steven Wolf, MD

BOARD MEMBERS ABSENT Richard Bridburg, MD

Michael Erickson

David M. Goldenberg, MD

Ms. Doremus called the meeting to order at 1:30 p.m.

Dr. Clotilde Dudley Smith was welcomed to her first meeting as a Board member.

I. MINUTES

The draft minutes of the April 20, 2010 meeting were reviewed. Mr. Courneen made a motion, seconded by Dr. Green, to approve the minutes. The motion passed unanimously.

II. UPDATES

A. Chair Updates

The following information was reviewed:

- 1. Ms. Doremus announced that Steven Hanks, MD has resigned his position as a Board member.
- 2. Monthly tracking of pending cases.
- 3. Hearing assignments.

B. DPH Updates

Jennifer Filippone, Section Chief, Office of Practitioner Licensing and Investigation reported on legislation passed during the 2010 legislative session.

III. <u>TIME EXTENSIONS</u>

Dr. Green moved and Dr. Wolf seconded to approve a 120-day extension in the following matters:

- Bernard Raxlen, MD The hearing panel will be meeting on July 16, 2010 to discuss pending motions.
- Randy Hassen, MD A draft Memorandum of Decision is being reviewed by the Assistant Attorney General.
- Prem Nath, MD A hearing date is scheduled for June 8, 2010.
- Gil Shlamovitz, MD A draft Memorandum of Decision is being reviewed by the Assistant Attorney General.

IV. LEGAL OFFICE BUSINESS

Liane Leedom, MD – Petition No. 2009-0128-001-013

be considered as potential monitors of respondent's practice.

A reinstatement application for Liane Leedom was presented by Matthew Antonetti, Principal Attorney, Department of Public Health. Dr. Leedom was present and addressed the Board.

Dr. Wolf made a motion seconded by Ms. Stankaitis recommending approval of Dr. Leedom's request to reinstate her license. The motion passed with all in favor except Dr. Fellows and Dr. Jacobs who opposed.

V. <u>NEW BUSINESS</u>

A. Charles R. Jones, MD

Petition Nos. 2006-0111-001-010, 2006-0407-001-068, 2006-0411-001-069
The Board reviewed respondent's motion to modify the March 16, 2010 Memorandum of Decision in the referenced matter, to allow board certified family practice physicians to

Attorney Elliott Pollack was present on behalf of respondent. Staff Attorney David Tilles was present for the Department of Public Health.

This matter is subject to pending litigation in which the Board is the defendant. Assistant Attorney General, Tanya DeMattia was present to provide counsel to the Board. Dr. Jacobs made a motion, seconded by Dr. Sadinsky, to enter executive session to obtain legal advice from Attorney DeMattia. The motion passed and the Board enter executive session from 2:20 p.m. until 2:30 p.m. No motions were made and no votes were taken during executive session.

Following executive session Dr. Jacobs made a motion, seconded by Dr. Wolf, to deny Respondent's motion to amend the March 16, 2010 Memorandum of Decision. The motion passed unanimously.

Dr. Jacobs made a motion, seconded by Dr. Green, to extend until June 15, 2010 the time period for respondent to submit to the Department for approval of a physician ("monitor") who will monitor respondent's practice pursuant to paragraph 3(b) of the Order as set forth in the March 16, 2010 Memorandum of Decision. In the event respondent is unable to find a physician board certified in pediatrics to monitor his practice, respondent shall submit an affidavit on June 15, 2010 listing the names of all physicians he has contacted in an attempt to comply with this requirement. In addition, failure by the respondent to comply with this order or show good cause for such failure to comply on or before June 15, 2010 may result in a finding by the Board that respondent is not in compliance with the terms of the March 16, 2010 Memorandum of Decision, and the Board may impose further discipline. The motion passed unanimously.

VI. LEGAL OFFICE BUSINESS cont.

 Sultan Quraishi, MD – Petition Nos. 2005-1108-001-263 2008-0606-001-099

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Consent Order in the matter of Sultan Quraishi, MD. Attorney Elliott Pollack was present on behalf of Dr. Quraishi.

Dr. Wolf made a motion, seconded by Dr. Green, to deny the Consent Order as proposed, and recommended changes to the list of procedures contained in attachment "A". The motion to deny passed unanimously

• Richard Luzietti, MD – Petition No. 2009-20091252

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Motion for Summary Suspension in the matter of Richard Luzietti, MD. Respondent was not present or represented.

Dr. Jacobs made a motion, seconded by Dr. Green, to grant the Department's Motion for Summary Suspension because respondent's continued practice of medicine represents a clear and immediate danger to public health and safety. The motion passed unanimously. Ms. Doremus signed the Summary Suspension Order.

The hearing panelists in this matter will be Dr. Bridburg, Dr. Manohar and Dr. Dudley Smith. The hearing will be scheduled for June 4, 2010 at 9:30 a.m.

VII. <u>ADJOURNMENT</u>

As there was no further business, the meeting was adjourned at 2:50 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES OF MEETING June 15, 2010

The Connecticut Medical Examining Board held a meeting on Tuesday, June 15, 2010 at the Legislative Office Building, Capitol Avenue, Hartford, Connecticut in Conference Room 1-C.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Richard Bridburg, MD Douglas Fellows, MD David M. Goldenberg, MD

Robert Green, MD Henry Jacobs, MD Michael Lindberg, MD Patricia Loving, PA Howard Sadinsky, DO Regina Stankaitis

Clotilde Dudley Smith Ed.D

C. Steven Wolf, MD

BOARD MEMBERS ABSENT Michael Erickson

Ms. Doremus called the meeting to order at 1:36 p.m.

I. MINUTES

The draft minutes of the May 18, 2010 meeting were reviewed. Mr. Courneen made a motion, seconded by Dr. Green, to approve the minutes. The motion passed unanimously.

II. UPDATES

A. Chair Updates

The following information was reviewed:

- 1. Ms. Doremus announced that Public Member Martin Courneen resigned as a Board member.
- 2. Monthly tracking of pending cases.
- 3. Hearing assignments.
- 4. Correspondence Federation of State Medical Boards

B. <u>DPH Updates</u>

None

III. TIME EXTENSIONS

Dr. Green moved and Dr. Wolf seconded to approve a 120-day extension in the following matter:

 David Lastomirsky, MD – A hearing scheduled for June 17, 2010 has been continued

IV. LEGAL OFFICE BUSINESS

Mark Schroeder, MD – Petition No. 2010-212

Linda Fazzina, Staff Attorney, Department of Public Health, presented a Consent Order in the matter of Mark Schroeder, MD. Attorney John McGrath was present on behalf of Dr. Schroeder.

Dr. Jacobs made a motion, seconded by Dr. Bridburg, to approve the Consent Order, which imposes a reprimand and a restriction pertaining self prescribing and prescribing to family and friends. The motion passed unanimously. Ms. Doremus signed the Order.

 Sultan Quraishi, MD – Petition Nos. 2005-1108-001-263 2008-0606-001-099

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Consent Order in the matter of Sultan Quraishi, MD. Attorney Elliott Pollack was present on behalf of Dr. Quraishi.

Dr. Goldenberg made a motion, seconded by Dr. Bridburg, to deny the Consent Order as proposed, and recommended changes to the list of procedures contained in attachment "A". The Board suggested that the parties enlist the help of a practicing surgeon to revise the list based on current CPT codes. The motion to deny passed unanimously.

V. OLD BUSINESS

A. Charles R. Jones, MD

Petition Nos. 2006-0111-001-010, 2006-0407-001-068, 2006-0411-001-069
Assistant Attorney General, Tanya DeMattia was present to provide counsel to the Board

Attorney Elliott Pollack and Attorney Bonnie Heiple were present on behalf of respondent. Staff Attorney David Tilles was present for the Department of Public Health. The Board heard comments from Attorneys Pollack and Tilles regarding respondent's attempts to comply with the March 16, 2010 Memorandum of Decision in the referenced matter pertaining to the monitoring of respondent's practice by a Board Certified pediatrician

This matter is subject to pending litigation in which the Board is the defendant. Dr. Goldenberg made a motion, seconded by Dr. Bridburg, to enter executive session to obtain legal advice from Attorney DeMattia. The motion passed and the Board enter executive session from 2:28 p.m. until 2:36 p.m. No motions were made and no votes were taken during executive session.

Following executive session Attorney DeMattia provided a synopsis of the advice she provided to the Board.

Dr. Bridburg made a motion, seconded by Dr. Fellows, to modify the discipline set forth in the March 16, 2010 Memorandum of Decision to include an increase in the civil penalty, license suspension and/or license revocation until a satisfactory monitor is in place. A hearing regarding this motion will be held during the July 20, 2010 Board meeting.

VI. <u>LEGAL OFFICE BUSINESS cont.</u>

Tracy Nguyen (Unlicensed) - Petition Nos. 2010-16; 2010-5059

David Tilles, Staff Attorney, Department of Public Health, presented a Consent Order in the matter of Tracy Nguyen.

Dr. Jacobs made a motion, seconded by Dr. Green, to approve the Consent Order, which orders respondent to cease and desist from practicing medicine and surgery. The motion passed unanimously. Ms. Doremus signed the Order

 Karen Warner, MD – Petition Nos. 2007-0717-001-122 2007-0911-001-154

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Consent Order in the matter of Karen Warner, MD. Attorney John Maxwell was present on behalf of Dr. Warner.

Dr. Jacobs made a motion, seconded by Dr. Goldenberg, to approve the Consent Order, which imposes a two-year probationary period and a permanent restriction pertaining to the prescribing of controlled substances for pain. The motion passed unanimously. Ms. Doremus signed the Order

VII. <u>ADJOURNMENT</u>

As there was no further business, the meeting was adjourned at 2:54 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES OF MEETING July 20, 2010

The Connecticut Medical Examining Board held a meeting on Tuesday, July 20, 2010 at the Legislative Office Building, Capitol Avenue, Hartford, Connecticut in Conference Room 1-C.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Richard Bridburg, MD
Douglas Fellows, MD
David M. Goldenberg, MD
Henry Jacobs, MD
Michael Lindberg, MD
Howard Sadinsky, DO
Clotilde Dudley Smith, Ed.D.

Clotilde Dudley Silliti, Ed.

C. Steven Wolf, MD

BOARD MEMBERS ABSENT Robert Green, MD

Patricia Loving, PA Regina Stankaitis

Ms. Doremus called the meeting to order at 1:33 p.m.

I. MINUTES

The draft minutes of the June 15, 2010 meeting were reviewed. Dr. Fellows made a motion, seconded by Dr. Goldenberg, to approve the minutes as edited. The motion passed unanimously.

II. UPDATES

A. Chair Updates

The following information was reviewed:

- 1. Ms. Doremus announced that Public Member Michael Erickson's resignation from the Board.
- Monthly tracking of pending cases.
- Hearing assignments.
- 4. The next meeting of the CMEB/DPH workgroup will be scheduled for October 2010.
- B. DPH Updates

None

III. NEW BUSINESS

A. Memorandum of Decision

Maryellen Albini - Petition No. 2000-0712-000-079 <u>Joan Mershon - Petition No. 2000-1130-000-146</u>

Dr. Bridburg made a motion, seconded by Mr. Wolf to enter executive session to confer with Assistant Attorney General Henry Salton regarding the matter of Mary Ellen Albini, Joan Mershon v. Connecticut Medical Examining Board – CV-08-4018329-S in which the Board is the defendant. The motion passed unanimously and the Board entered executive session from 1:33 p.m. until 1:41 p.m. No motions were made and no votes were taken during executive session.

Following executive the Board identified edits to the Memorandum of Decision in this matter. Dr. Bridburg made a motion, seconded by Dr. Goldenberg, to adopt decision as edited and to authorize the Board chair to sign the decision after the edits have been made. The motion passed unanimously.

B. Oral Argument on Proposed Memorandum of Decision *Gil Shlamovitz, MD - Petition No. 2008-0502-001-072*

Assistant Attorney General Kerry Colson was present to provide counsel to the Board. Staff Attorney David Tilles was present for the Department of Public Health. Attorney Joyce Lagnese was present with respondent. The Board heard argument from Attorneys Lagnese and Tilles.

Ms. Doremus and Dr. Wolf, hearing panelists in this matter, provided a synopsis of the hearing panel's findings and recommendation.

Dr. Jacobs recused himself from voting in this matter.

Dr. Bridburg made a motion, seconded by Dr. Smith, to eliminate the word refused from page five of the decision. Following discussion Dr. Bridburg withdrew his motion.

Dr. Lindberg made a motion, seconded by Dr. Smith, to eliminate the word refused from page five of the decision. The motion failed. Dr. Lindberg and Dr. Smith voted in favor of the motion; all other Board members were opposed.

Dr. Goldenberg made a motion, seconded by Dr. Bridburg to adopt items I, II and III in respondent's request to modify the proposed decision but to keep the \$1500.00 civil penalty intact. The motion failed on a tie vote. Dr. Lindberg, Dr. Goldenberg, Dr. Bridburg and Dr. Smith voted in favor of the motion. Dr. Wolf, Dr. Fellows, Dr. Sadinsky and Ms. Doremus voted in opposition.

Dr. Fellows made a motion, seconded by Dr. Sadinsky, to adopt the Memorandum of Decision as written. The motion passed with Ms. Doremus, Dr. Wolf, Dr. Fellows, Dr. Sadinsky and Dr. Bridburg voting in favor. Dr. Goldenberg, Dr. Lindberg and Dr. Smith were opposed. Ms. Doremus signed the Order imposing a \$1500.00 civil penalty.

IV. LEGAL OFFICE BUSINESS

A. <u>Paul DiGrazia, MD – Petition No. 2009-20091470</u>

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Consent Order in the matter of Paul DiGrazia, MD. Respondent was present but not represented.

Dr. Bridburg made a motion, seconded by Dr. Sadinsky, to approve the Consent Order, which imposes a reprimand. The motion passed unanimously. Ms. Doremus signed the Order.

B. Martin Gottlieb, MD – Petition No. 2009-20091477

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

Dr. Jacobs made a motion, seconded by Dr. Fellows, to approve the Consent Order, which orders Dr. Gottlieb to cease and desist from the practice of medicine in Connecticut until properly licensed. The motion passed unanimously. Ms. Doremus signed the Order.

C. Vasilios Karabinis, MD – Petition No. 2007-1105-001-179

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Consent Order in the matter of Vasilios Karabinis, MD. Respondent was present with Attorney Paul Nowosadko.

Dr. Wolf recused himself from voting in this matter.

Dr. Lindberg made a motion, seconded by Dr. Bridburg, to table this matter to allow respondent to review a proposed language change. The motion passed.

D. <u>Donald Salzberg, MD, – Petition No. 2008-0909-001-159</u>

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Consent Order in the matter of Bharat Patel, MD. Neither respondent nor his attorney was present.

Dr. Bridburg made a motion, seconded by Dr. Fellows, to approve the Consent Order, which imposes a reprimand and a \$4000.00 civil penalty. The motion passed unanimously. Ms. Doremus signed the Order.

E. Barry Lobovitz, MD – Petition No. 2009-20091470

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Consent Order modification in the matter of Barry Lobovitz, MD. Respondent was not present or represented.

Dr. Jacobs made a motion, seconded by Dr. Wolf, to approve the Consent Order, which removes a practice restriction. The motion passed unanimously. Ms. Doremus signed the Order.

F. Bharat Patel, MD – Petition No. 2009-20091169

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Consent Order in the matter of Bharat Patel, MD. Neither respondent nor his attorney was present.

Dr. Bridburg made a motion, seconded by Dr. Fellows, to approve the Consent Order, which imposes a reprimand, a \$4000.00 civil penalty and orders respondent to cease and desist from aiding and abetting unlicensed healthcare practice. The motion passed unanimously. Ms. Doremus signed the Order.

V. <u>120 DAY EXTENSIONS</u>

Dr. Jacobs made a motion, seconded by Dr. Wolf to grant 120 day extensions in the following matters: The motion passed unanimously

Jyoji Bristol, MD – Hearing scheduled for July 28, 2010.

Mahmood Yekta, MD – Continuance requested by respondent due to a medical condition.

VI. HEARING

Charles R. Jones, MD

Petition Nos. 2006-0111-001-010, 2006-0407-001-068, 2006-0411-001-069

Attorney Elliott Pollack was present on behalf of respondent. Staff Attorney David Tilles was present for the Department of Public Health.

The hearing in this matter was cancelled. The Board was informed that a practice monitor is in place to monitor respondent's practice pursuant to the March 16, 2010 Memorandum of Decision.

Based on the above, Dr. Bridburg withdrew his motion to modify discipline that was made at the June 15, 2010 meeting.

VII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 2:54 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES OF MEETING August 17, 2010

The Connecticut Medical Examining Board held a meeting on Tuesday, August 17, 2010 at the Legislative Office Building, Capitol Avenue, Hartford, Connecticut in Conference Room 1-C.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Richard Bridburg, MD Douglas Fellows, MD David M. Goldenberg, MD Robert Green, MD

Henry Jacobs, MD Michael Lindberg, MD Patricia Loving, PA Regina Stankaitis C. Steven Wolf, MD

BOARD MEMBERS ABSENT Howard Sadinsky, DO

Clotilde Dudley Smith, Ed.D.

Ms. Doremus called the meeting to order at 1:31 p.m.

I. MINUTES

The draft minutes of the July 20, 2010 meeting were reviewed. Dr. Bridburg made a motion, seconded by Dr. Wolf, to approve the minutes as edited. The motion passed unanimously.

II. UPDATES

A. Chair Updates

The following information was reviewed:

- 1. Monthly tracking of pending cases.
- 2. Hearing assignments.
- B. <u>DPH Updates</u>

None

III. <u>NEW BUSINESS</u>

B. Respondent Motion for Reconsideration Gil Shlamovitz, MD - Petition No. 2008-0502-001-072

Assistant Attorney General Kerry Colson was present to provide counsel to the Board. Staff Attorney David Tilles was present for the Department of Public Health. Attorney R. Cornelius Danaher was present with respondent.

Dr. Bridburg made a motion, seconded by Dr. Green to deny respondent's motion for reconsideration. The motion deny passed with all in favor except Dr. Lindberg and MS. Loving who were opposed and Dr. Jacobs who recused himself from voting.

IV. <u>LEGAL OFFICE BUSINESS</u>

A. Timothy Klein, MD – Petition No. 2009-20091470

David Tilles, Staff Attorney, Legal Office, Department of Public, presented an Interim Consent Order in the matter of Timothy Klein, MD. Respondent was not present or represented.

Dr. Bridburg made a motion, seconded by Dr. Wolf, to approve the Interim Consent Order by which respondent's license is suspended pending completion of an investigation. The motion passed unanimously. Ms. Doremus signed the Order.

B. Gerson Sternstein, MD – Petition No. 2009-200921

David Tilles, Staff Attorney, Legal Office, Department of Public Health, presented a Motion for Summary Suspension in the matter of Gerson Sternstein, MD. Respondent was present with Attorney Richard Tynan.

Following discussion and comments from Attorney Tilles and Attorney Tynan, Dr. Goldenberg made a motion, seconded by Dr. Jacobs, to grant the Department's Motion for Summary Suspension because respondent's continued practice of medicine represents a clear and immediate danger to public health and safety. The motion passed with all in favor except Dr. Wolf who recused himself from voting in this matter. Ms. Doremus signed the Summary Suspension Order.

The hearing panelists in this matter will be Dr. Bridburg, Ms. Doremus and Dr. Manohar. The hearing will be scheduled for August 27, 2010 and August 31, 2010.

V. ADJOURNMENT

As there was no further business, the meeting was adjourned at 2:00 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES OF SEPTEMBER 21, 2010

The Connecticut Medical Examining Board held a meeting on Tuesday, September 21, 2010 at the Legislative Office Building, Capitol Avenue, Hartford, Connecticut in Conference Room 1-C.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Richard Bridburg, MD
Douglas Fellows, MD
Robert Green, MD
Richard Harris
Henry Jacobs, MD
Maureen Liegeot
Michael Lindberg, MD
Patricia Loving, PA
Daniel Rissi, MD
Howard Sadinsky, DO
Clotilde Dudley Smith, EdD

C. Steven Wolf, MD

BOARD MEMBERS ABSENT David M. Goldenberg, MD

Regina Stankaitis

Ms. Doremus called the meeting to order at 1:30 p.m.

Ms. Liegeot, Mr. Harris and Dr. Rissi were welcomed to their first meeting as Board members.

I. MINUTES

The draft minutes of the August 17, 2010 meeting were reviewed. Dr. Bridburg made a motion, seconded by Dr. Fellows, to approve the minutes. The motion passed.

II. UPDATES

A. Chair Updates

The following information was reviewed:

- 1. Monthly tracking of pending cases.
- 2. Hearing assignments.

B. DPH Updates

Donna Brewer, Section Chief, Public Health Hearing Section, Department of Public Health reported that the DPH/CMEB discipline work group will be meeting prior to the October 19, 2010 Board meeting.

III. <u>NEW BUSINESS</u>

A Respondent Motion to Rescind Summary Suspension Gerson Sternstein, MD – Petition No. 2009-200921

Respondent was present with Attorney Richard Tynan. Staff Attorney David Tilles was present for the Department of Public Health.

Argument was heard from Attorney Tynan and Attorney Tilles.

Dr. Bridburg made a motion, seconded by Dr. Jacobs to deny respondent's motion to rescind the Summary Suspension ordered on August 17, 2010. The motion passed with all in favor except Dr. Wolf who recused himself from voting.

B. Oral Argument Proposed Memorandum of Decision Randy Hassen. MD - Petition No. 2005-1117-001-271

Matthew Antonetti, Principal Attorney, Legal Office was present on behalf of the Department of Public Health. Dr. Hassen was present without representation.

The Board heard comments from Dr. Hassen opposing the Proposed Memorandum of Decision denying his request for license reinstatement. . Attorney Antonetti spoke in favor of the proposed decision.

Dr. Manohar, a hearing panelist in this matter was present to answer questions from the Board.

Dr. Jacobs made a motion, seconded by Dr. Fellows, to adopt the proposed Memorandum of Decision as written.

The motion passed unanimously. Ms. Doremus signed the Memorandum of Decision.

IV. <u>LEGAL OFFICE BUSINESS</u>

Motion to Withdraw Statement of Charges subsequent to pre-hearing conference Joanne Passalaqua, MD – Petition No. 2008-0715-001-124

David Tilles, Staff Attorney, Department of Public Health presented a Motion to Withdraw Statement of Charges subsequent to a pre-hearing conference. Neither Dr. Passalaqua nor her attorney was present.

Dr. Jacobs made a motion, seconded by Dr. Lindberg, to grant the Department's motion. The motion passed unanimously.

Ms. Doremus signed the Order withdrawing the Statement of Charges.

V. ADJOURNMENT

As there was no further business, the meeting was adjourned at 2:15 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES OF October 19, 2010

The Connecticut Medical Examining Board held a meeting on Tuesday, October 19, 2010 at the Department of Public Health, 410 Capitol Avenue, Hartford, Connecticut in the third floor hearing room.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Richard Bridburg, MD Douglas Fellows, MD David M. Goldenberg, MD

Richard Harris
Henry Jacobs, MD
Maureen Liegeot
Patricia Loving, PA
Daniel Rissi, MD
Howard Sadinsky, DO
Regina Stankaitis
C. Steven Wolf, MD

BOARD MEMBERS ABSENT Robert Green, MD

Michael Lindberg, MD Clotilde Dudley Smith, EdD

Ms. Doremus called the meeting to order at 1:38 p.m.

I. MINUTES

The draft minutes of the September 21, 2010 meeting were reviewed. Dr. Bridburg made a motion, seconded by Dr. Fellows, to approve the minutes. The motion passed.

Dr. Sadinsky arrived at 1:45 p.m.

II. UPDATES

A. <u>Chair Updates</u>

The following information was reviewed:

- 1. Monthly tracking of pending cases.
- 2. Hearing assignments.
- 3. Security Procedures during meetings and hearings were discussed.

III. 120 DAY EXTENSIONS

Regina Hillsman, MD – Hearing scheduled for 11-16-2010

David Lastomirsky, MD - Hearing scheduled for 11-18-2010

Richard Luzietti, MD – Proposed Memorandum of Decision 11-16-2010

Prem Nath, MD - Hearing to be scheduled for February 2011

Gilberto, Ramirez, MD - Hearing to be scheduled

Bernard Raxlen, MD - Hearing scheduled for 11-19-2010

Robban Sica, MD - Hearing scheduled for 1-31-2011

Dr. Bridburg made a motion, seconded by Dr. Sadinsky to approve a 120-day extension in the above matters. The motion passed unanimously.

VI. <u>LEGAL OFFICE BUSINESS</u>

A. <u>Brian Hennessey, MD – Petition No. 2010-5141</u>

Matthew Antonetti, Principal Attorney, Legal Office, Department of Public Health, presented a Consent Order in the matter of Brian Hennessey, MD. Respondent was not present or represented.

Dr. Jacobs made a motion, seconded by Ms. Stankaitis, to approve the Consent Order, which imposes a reprimand. The motion passed unanimously. Ms. Doremus signed the Order.

B. <u>Vasilios Karabinis, MD – Petition No. 2007-1105-001-179</u>

Matthew Antonetti, Principal Attorney, Legal Office, Department of Public Health, presented a Consent Order in the matter of Vasilios Karabinis, MD. Attorney Paul Nowosadko was present for respondent.

Dr. Jacobs made a motion, seconded by Ms. Stankaitis, to approve the Consent Order, which imposes a \$1000.00 civil penalty. The motion passed with all in favor except Dr. Wolf who was recused. Ms. Doremus signed the Order.

C. Alan Meinke, MD – Petition No. 2010-5039

Matthew Antonetti, Principal Attorney, Legal Office, Department of Public Health, presented a Consent Order in the matter of Alan Meinke, MD. Attorney Dan Ryan was present for respondent.

Dr. Bridburg made a motion, seconded by Dr. Fellows, to approve the Consent Order, which imposes a reprimand. The motion passed unanimously. Ms. Doremus signed the Order.

D. <u>Liane Leedom, MD – Petition No. 2009-0128-001-013</u>

Matthew Antonetti, Principal Attorney, Legal Office, Department of Public Health, presented a Reinstatement Consent Order in the matter of Liane Leedom, MD. Dr. Leedom was present but not represented.

Dr. Goldenberg made a motion, seconded by Dr. Bridburg, to approve the Consent Order, which imposes a three year probation and practice restrictions. The motion passed with all in favor except Dr. Jacobs who abstained. Ms. Doremus signed the Order.

V. <u>ADJOURNMENT</u>

As there was no further business, the meeting was adjourned at 2:15 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of December 21, 2010

The Connecticut Medical Examining Board held a meeting on Tuesday, December 21, 2010 at the Department of Public Health, 410 Capitol Avenue, Hartford, Connecticut in the third floor hearing room.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Richard Bridburg, MD Douglas Fellows, MD David M. Goldenberg, MD

Robert Green, MD Richard Harris Henry Jacobs, MD Maureen Liegeot Michael Lindberg, MD

Daniel Rissi, MD Howard Sadinsky, DO Regina Stankaitis C. Steven Wolf, MD

BOARD MEMBERS ABSENT Patricia Loving, PA

Clotilde Dudley Smith, EdD

Ms. Doremus called the meeting to order at 1:31 p.m.

I. MINUTES

The draft minutes of the October 19, 2010 meeting were reviewed. Dr. Bridburg made a motion, seconded by Ms. Stankaitis, to approve the minutes. The motion passed with all in favor except Dr. Lindberg who abstained.

II. UPDATES

A. <u>Chair Updates</u>

The following information was reviewed:

- 1. Monthly tracking of pending cases.
- 2. Hearing assignments.
- 3. CT Health I-Team article "Disciplined Docs Practice Freely in State"
 The Board has concerns regarding the issues raised in this article. This will be added to the workgroup discussion on January 18, 2010.

Mr. Harris arrived at 1:38 p.m.

B. Department of Public Health

Donna Brewer, Section Chief reported that potential legislative changes will be explored regarding the discipline of Connecticut physicians who have been disciplined in other States.

Ms. Brewer also reminded the Board about a Board Member Orientation Program scheduled for January 24, 2011.

III. NEW BUSINESS

A Respondent Motion to Rescind Summary Suspension Gerson Sternstein, MD – Petition No. 2009-200921

Respondent was present with Attorney Richard Tynan. Staff Attorney David Tilles was present for the Department of Public Health.

Following comments by Attorneys Tynan and Tilles, Dr. Goldenberg made a motion, seconded by Dr. Green to deny respondent's motion to rescind the Summary Suspension ordered on August 17, 2010. The motion passed with all in favor except Dr. Wolf who recused himself from voting.

B. Proposed Memorandum of Decision Richard Luzietti, MD - Petition No. 2009-20091252

Principal Attorney Matthew Antonetti was present for the Department of Public Health. Dr. Luzietti was not present.

Dr. Green made a motion, seconded by Ms. Stankaitis, to adopt the Memorandum of Decision. The motion passed unanimously. Ms. Doremus signed the Order revoking Dr. Luzietti's license.

IV. ASSIGN HEARING PANELS

Brian Malone, MD – Petition No. 2008-0228-001-041

Dr. Lindberg will chair the hearing panel in this matter. The other panelists will be Ms. Stankaitis and Maureen Kunkel, MD. The Board Liaison will coordinate the scheduling of hearing dates.

<u>Jarir Nakouzi, MD – Petition No. 2007-0424-001-060</u>

Dr. Goldenberg will chair the hearing panel in this matter. The other panelists will be Ms. Liegeot. The Board Liaison will seek a third panelist for this hearing and will coordinate the scheduling of hearing dates.

Neil Smerling, MD – Petition No. 2008-0314-001-052

Ms. Loving and Denise Ward, PT will be panelists in this matter. The Board Liaison will seek a third panelist for this hearing and will coordinate the scheduling of hearing dates.

V. 120 DAY EXTENSIONS

Jyoji Bristol, MD – Additional hearing dates to be scheduled Gerson Sternstein, MD – Hearing completed, fact-finding to be scheduled Mahmoud Yekta, MD – Hearing scheduled for 2-24-2011

Dr. Goldenberg made a motion, seconded by Dr. Bridburg to approve a 120-day extension in the above matters. The motion passed unanimously.

IV. LEGAL OFFICE BUSINESS

A. Robert Howell, PA – Petition No. 2010-5030

Matthew Antonetti, Principal Attorney, Legal Office, Department of Public Health, presented a Consent Order in the matter of Robert Howell, PA. Respondent was not present or represented.

Dr. Jacobs made a motion, seconded by Dr. Wolf, to approve the Consent Order, which requires respondent to cease and desist from practice until re-certified by the National Commission on Certification of Physician Assistants. The motion passed unanimously. Ms. Doremus signed the Order.

B. Lee Brauer, MD – Petition No. 2009-20091349

Linda Fazzina, Staff Attorney, Legal Office, Department of Public Health, presented a Consent Order in the matter of Lee Brauer, MD. Attorney Mary Alice Moore Leonhardt was present for respondent.

Dr. Jacobs made a motion, seconded by Ms. Stankaitis, to approve the Consent Order, which places respondent's license on probation for one year. The motion passed with all in favor except Dr. Bridburg who recused himself from voting. Ms. Doremus signed the Order.

C. Ven C. Hsu, MD – Petition No. 2010-5672

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Motion for Summary Suspension in the matter of Ven Hsu, MD. Respondent was present without counsel.

Hearing Officer Joanne V. Yandow, Esq. was present to provide counsel to the Board. Dr. Hsu addressed the Board opposing the Department's motion for Summary Suspension.

Dr. Goldenberg made a motion, seconded by Dr. Jacobs, to enter executive session to discuss a written request from Dr. Jacobs seeking for legal advice from Hearing Officer Yandow.

The motion passed unanimously and the Board entered executive session from 2:25 p.m. to 2:35 p.m. Attorney Donna Brewer, Section Chief, Public Health Hearing Section, Department of Public Health was also present to provide advice to the Board Following executive session Dr. Bridburg made a motion, seconded by Dr. Goldenberg, to grant the Department's Motion for Summary Suspension because respondent's continued practice of medicine represents a clear and immediate danger to public health and safety. The motion passed unanimously. Ms. Doremus signed the Summary Suspension Order.

The hearing panelists in this matter will be Ms. Doremus, Dr. Sadinsky, and Dr. Rissi. The hearing will be scheduled for January 4, 2011 at 9:00 a.m.

V. <u>ADJOURNMENT</u>

As there was no further business, the meeting was adjourned at 2:45 p.m.

Respectfully submitted,