CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of January 17, 2012

The Connecticut Medical Examining Board held a meeting on Tuesday, January 17, 2012 at the Legislative Office Building, Capitol Avenue, Hartford, Connecticut in conference room 1-C.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Raymond Andrews, Jr., Esq.

Douglas Fellows, MD
David M. Goldenberg, MD
Jeffrey A. Gordon, MD
Robert Green, MD
Rabbi Dov Greer
Henry Jacobs, MD
Patricia Loving, PA
Edward McAnaney, Esq.
Daniel Rissi, MD

Howard Sadinsky, DO C. Steven Wolf, MD

BOARD MEMBERS ABSENT

Michael Lindberg, MD

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

I. MINUTES

The draft minutes of the December 20, 2011 meeting were reviewed. Dr. Sadinsky_made a motion, seconded by Dr. Gordon, to approve the minutes as written. The motion passed with all in favor except Dr. Goldenberg who abstained.

II. UPDATES

- A. Chair Updates
- 1. Monthly tracking of pending cases.
- 2. Hearing assignments.
- 3. The annual meeting of the Federation of State Medical Board is scheduled for April 26-28, 2012

B. <u>Department of Public Health</u>

None

III. <u>NEW BUSI</u>NESS

David Goodkind, MD - Petition No. 2008-0310-001-045

Respondent's Motion to Disqualify David Goldenberg, MD as a Hearing Panelist

Assistant Attorney General Henry Salton and Assistant Attorney General Rosemary McGovern were present to provide counsel to the Board

Respondent was represented by Attorney Heidi Cilano. Staff Attorney Diane Wilan was present for the Department of Public Health.

Dr. Wolf made a motion, seconded by Dr. Sadinsky to enter executive session to obtain advice from the Assistant Attorney General on a claim for legal relief. The motion passed unanimously and the Board entered executive session at 1:35 p.m. Dr. Goldenberg excused himself from the

executive session at 2:24 p.m. The executive session concluded at 2:42 p.m. No motions were made and no votes were taken during executive session.

The Board heard oral argument from Attorney Cilano and Attorney Wilan.

Dr. Jacobs made a motion to grant respondent's motion to disqualify Dr. Goldenberg. There was no second to Dr. Jacobs' motion.

Dr. Rissi made a motion, seconded by Mr. McAnaney, to deny respondent's motion to disqualify Dr. Goldenberg. This motion passed with all in favor except Dr. Jacobs who was opposed.

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

A. Chinniah, MD – A revised Proposed Decision is being drafted.

M. J. Brackett, MD – Fact-finding was held today. A Proposed Decision will be drafted. M. Waldman, MD – A draft of the Proposed Decision is being reviewed by the hearing panel.

Dr. Green made a motion, seconded by Dr. Gordon, to grant a 120 day extension in these matters. The motion passed unanimously.

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

E. Richard Shumway, MD – Petition No. 2010-5038

Linda Fazzina, Staff Attorney, Department of Public Health presented a Consent Order in this matter. Respondent was present with Attorney Richard Tynan.

Dr. Sadinsky made a motion, seconded by Mr. McAnaney, to approve the Consent Order. The motion passed with all in favor except Dr. Green and Dr. Wolf who were recused. Ms. Doremus signed the Order which imposes a reprimand and a \$5000.00 civil penalty.

VI. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:05 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD EMERGENCY MEETING MINUTES of February 3, 2012

The Connecticut Medical Examining Board held an Emergency Meeting on Friday, February 3, 2012 at the Department of Public Health, 410 Capitol Avenue, Hartford, Connecticut in the third floor hearing room.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson – via telephone

Raymond Andrews, Jr., Esq. - via telephone

David M. Goldenberg, MD

Jeffrey A. Gordon, MD – via telephone Robert Green, MD – via telephone Rabbi Dov Greer – via telephone Henry Jacobs, MD – via telephone Michael Lindberg, MD – via telephone Edward McAnaney, Esg. – via telephone

Daniel Rissi, MD - via telephone

BOARD MEMBERS ABSENT Douglas Fellows, MD

Patricia Loving, PA Howard Sadinsky, DO C. Steven Wolf, MD

Ms. Doremus called the meeting to order at 11:43 a.m.

LEGAL OFFICE BUSINESS

A. Edwin Njoku, MD – Petition No. 2012-106

David Tilles, Staff Attorney, Department of Public Health, presented a Motion for Summary Suspension in the matter of Edwin Njoku, MD. Neither respondent nor his attorney was present.

Hearing Officer Olinda Morales, Esq. was present to provide counsel to the Board. Attorney Tilles provided information in support of the Motion for Summary Suspension. Dr. Jacobs made a motion, seconded by Dr. Gordon, to grant the 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. Dr. Goldenberg signed the Summary Suspension Order.

The hearing panelists in this matter will be Ms. Doremus, Dennis O'Neill, MD and Edward Osswalt, Esq. The hearing will be scheduled for February 17, 2012.

ADJOURNMENT

As there was no further business, the meeting was adjourned at 11:52 a.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of March 20, 2012

The Connecticut Medical Examining Board held a meeting on Tuesday, March 20, 2012 at the Department of Public Health Complex, Capitol Avenue, Hartford, Connecticut in conference room 470 A/B.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Douglas Fellows, MD
David M. Goldenberg, MD
Jeffrey A. Gordon, MD
Robert Green, MD
Rabbi Dov Greer
Henry Jacobs, MD
Patricia Loving, PA
Edward McAnaney, Esq.
C. Steven Wolf, MD

BOARD MEMBERS ABSENT Raymond Andrews, Jr., Esq.

Michael Lindberg, MD Daniel Rissi, MD Howard Sadinsky, DO

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

I. MINUTES

The draft minutes of the February 21, 2012 meetings were reviewed. Dr. Green made a motion, seconded by Dr. Fellows, to approve the minutes as edited. The motion passed.

II. UPDATES

- A. Chair Updates
- 1. Monthly tracking of pending cases.
- 2. Hearing assignments.
- B. <u>Department of Public Health</u>

None

C. <u>Health Assistance interVention Education Network for Connecticut Health Professionals</u>
Maureen Dinnan, Executive Director provided the annual update regarding the Haven Program.

III. NEW BUSINESS

A. Oral Argument on Proposed Memorandum of Decision Jyoji Bristol, MD - Petition No. 2008-0724-001-138

Attorney Larry Adler was present with respondent. Staff Attorney David Tilles was present for the Department of Public Health. Argument on the proposed Memorandum of Decision was heard from Attorney Adler and Attorney Tilles.

Dr. Fellows, chair of the hearing panel provided a synopsis of the hearing panel's findings.

Dr. Goldenberg made a motion, seconded by Dr. Gordon, to adopt the proposed decision. The motion passed unanimously.

Ms. Doremus singed the Order which imposes a revocation of Dr. Bristol's license and a \$3,000.00 civil penalty,

B. Oral Argument on Proposed Memorandum of Decision Michael Waldman, MD - Petition No. 2010-5517

Attorney Jack Garamella was present with respondent. Staff Attorney David Tilles was present for the Department of Public Health. Argument on the proposed Memorandum of Decision as well as respondent's and the Department of Public Health's request to modify was heard from Attorney Garamella and Attorney Tilles.

Dr. Goldenberg, Dr. Fellows and Mr. McAnaney, provided a synopsis of the hearing panel's findings and recommended Order.

Dr. Goldenberg made a motion, seconded by Ms. Loving to remove language as requested by respondent. The motion passed unanimously.

Ms. Loving made a motion, seconded by Dr. Jacobs to add language as requested by the Department. The motion passed unanimously.

Modifications will be made to the proposed decision, provide to the parties and placed on the April 17. 2012, agenda for final review by the Board.

C. Respondent Motion to Modify Consent Order Kristin Giannini, MD – Petition No. 2004-1229-001-306

Attorney Elliott Pollack was present with respondent. Staff Attorney Diane Wilan was present for the Department of Public Health.

Dr. Jacobs made a motion, seconded by Mr. McAnaney, to approve a Modified Consent Order in this matter. The motion passed with all in favor except Dr. Green who was not present for the vote.

The modified Consent Order was signed by Ms. Doremus

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

- R. Hillsman, MD A draft decision is being reviewed by the Assistant Attorney General.
- P. Nath, MD A hearing is scheduled for 10-05-2012.
- R. Sica, MD A draft decision is being reviewed by the Assistant Attorney General
- M. Yekta, MD A decision is being drafted by the Hearing Officer.
- Dr. Gordon made a motion, seconded by Dr. Fellows, to grant a 120 day extension in these matters. The motion passed unanimously.

V. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:10 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of April 17, 2012

The Connecticut Medical Examining Board held a meeting on Tuesday, April 17, 2012 at the Department of Public Health Complex, Capitol Avenue, Hartford, Connecticut in conference room 470 A/B..

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Raymond Andrews, Jr., Esq.

Douglas Fellows, MD David M. Goldenberg, MD

Robert Green, MD
Rabbi Dov Greer
Henry Jacobs, MD
Michael Lindberg, MD
Edward McAnaney, Esq.
Howard Sadinsky, DO
C. Steven Wolf, MD

BOARD MEMBERS ABSENT Jeffrey A. Gordon, MD

Patricia Loving, PA Daniel Rissi, MD

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

I. MINUTES

The draft minutes of the March 20, 2012 meetings were reviewed. Dr. Green made a motion, seconded by Dr. Fellows, to approve the minutes as edited. The motion passed.

II. UPDATES

- A. Chair Updates
- 1. Monthly tracking of pending cases.
- 2. Hearing assignments.

B. <u>Department of Public Health</u>

Jennifer Filippone, Section Chief, Practitioner Licensing and Investigation Section, Department of Public Health provide an update regarding Senate Bill 186.

III. <u>NEW BUSINESS</u>

A. Proposed Memorandum of Decision

Michael Waldman, MD - Petition No. 2010-5517

The Board reviewed revisions to the proposed Memorandum of Decision that were suggested at the March 20, 2012 Board meeting.

Dr. Wolf and Dr. Green spoke in opposition to the decision as written. Dr. Wolf suggested that a more stringent discipline be imposed

Dr. Goldenberg, Dr. Fellows and Mr. McAnaney, provided a synopsis of the evidence which supported the hearing panel's findings and recommended Order.

Dr. Lindberg made a motion, seconded by Goldenberg, to adopt the decision as written. The motion passed with all in favor except Dr. Green and Dr. Wolf.

Ms. Doremus singed the Order which imposes probation for a period of one year and a reprimand.

B. Proposed Memorandum of Decision Regina Hillsman, MD – Petition No. 2009-0520-001-097

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

Dr. Wolf made a motion, seconded by Dr. Lindberg, to adopt the proposed decision which dismisses the charges against respondent. The motion passed unanimously. Ms. Doremus singed the Order.

IV. LEGAL OFFICE BUSINESS

A. Donald Kagan, PA – Petition No. 2011-1139

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

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

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

Jeffrey Lane, MD – A second day of hearing was held on April 17, 2012.

John Lynch II, MD - A draft decision is being reviewed by the Assistant Attorney General Mr. McAnaney made a motion, seconded by Dr. Green, to grant a 120 day extension in these matters. The motion passed unanimously.

VI. <u>ADJOURNMENT</u>

As there was no further business, the meeting was adjourned at 2:28 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of June 19, 2012

The Connecticut Medical Examining Board held a meeting on Tuesday, June 19, 2012 at the Legislative Office Building, 300 Capitol Avenue, Hartford, Connecticut in conference room 1-A.

BOARD MEMBERS PRESENT:

Anne Doremus, Chairperson Raymond Andrews, Jr., Esq.

Douglas Fellows, MD
David M. Goldenberg, MD
Jeffrey A. Gordon, MD
Robert Green, MD
Rabbi Dov Greer
Henry Jacobs, MD
Michael Lindberg, MD
Patricia Loving, PA
Daniel Rissi, MD
Howard Sadinsky, DO
C. Steven Wolf, MD

BOARD MEMBERS ABSENT

Edward McAnaney, Esq.

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

I. MINUTES

The draft minutes of the April 17, 2012 meetings were reviewed. Dr. Green made a motion to approve the minutes as edited. The motion passed.

II. UPDATES

- A. Chair Updates
- 1. Monthly tracking of pending cases.
- Hearing assignments.
- B. <u>Department of Public Health</u>
 None

III. LEGAL OFFICE BUSINESS

A. Jose Estela, MD – Petition No. 2010-18

David Tilles, Staff Attorney, Department of Public Health presented a Consent Order in this matter. Attorney Mary Alice Moore Leonhardt was present with respondent.

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

IV. LICENSING/EXAMINATIONS

Reinstatement Application – Janet A. Pappianni-Paret, M.D.

Maritsa Morales License and Applications Analyst, Department of Public Health presented a reinstatement application for Janet Pappianni-Paret, M.D.

Dr. Jacobs made a motion, seconded by Dr. Gordon, to recommend that Dr. Pappianni-Paret's license be reinstated. The motion passed unanimously.

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

B. Gerald Micalizzi, MD – Petition No. 2010-260

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Consent Order in this matter. Attorney Michael Rigg was present with respondent.

Rabbi Greer made a motion, seconded by Ms. Loving, to approve the Consent Order. The motion passed unanimously. Ms. Doremus signed the Order which imposes a \$20000.00 civil penalty and probation of a period of six months.

C. Michael Ajemian, MD – Petition No. 2012-195

Matthew Antonetti, Principal Attorney, Department of Public Health presented a motion for summary suspension in this matter. Assistant Attorney General Daniel Shapiro was present to provide legal advice to the Board. Respondent was not present or represented.

Following review of the Department's motion and an email reply from respondent, Dr. Wolf made a motion, seconded by Dr. Green, to grant the summary suspension motion. The motion passed unanimously. Ms. Doremus signed the Summary Suspension Order. A hearing will be scheduled for June 29, 2012. Hearing panelists will be Ms. Doremus, Rabbi Greer, and Velandy Manohar, MD.

D. Tory Westbrook, MD – Petition No. 2012-187

Matthew Antonetti, Principal Attorney, Department of Public Health presented a motion for summary suspension in this matter. Assistant Attorney General Daniel Shapiro was present to provide legal advice to the Board. Neither respondent nor his attorney was present.

Following review of the Department's motion and a reply from respondent's attorney, Dr. Jacobs made a motion, seconded by Dr. Gordon, to grant the summary suspension motion. The motion passed unanimously. Ms. Doremus signed the Summary Suspension Order. A hearing will be scheduled for June 26, 2012. Hearing panelists will be Dr. Green, Elliott Alter, OD, and Edward Osswalt, Esq.

E. Carl Schiano, DO – Petition No. 2012-83

David Tilles, Staff Attorney, Department of Public Health presented a motion to withdraw the Statement of Charges in this matter based on Dr. Schiano's surrender of his license. Neither respondent nor his attorney was present.

Dr. Wolf made a motion, seconded by Dr. Gordon, to grant the motion to withdraw the Statement of Charges. The motion passed unanimously. Ms. Doremus signed the Order.

VI. <u>NEW BUSINESS</u>

A. Proposed Memorandum of Decision

Anton Chinniah, MD - Petition No. 2009-0114-001-008

The Board reviewed the second proposed Memorandum of Decision in this matter.

Dr. Fellows made a motion, seconded by Green, to adopt the decision as written. The motion passed unanimously.

Ms. Doremus singed the Order which dismisses the statement of charges in this matter.

B. Proposed Memorandum of Decision

Mahmood Yekta, MD - Petition No. 2007-0328-001-047

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

Dr. Fellows made a motion, seconded by Rabbi Greer, to adopt the decision as written. The motion passed with all in favor except Dr. Wolf who recused himself. Ms. Doremus signed the Order, which imposes a \$1500.00 civil penalty.

C Proposed Memorandum of Decision Mary Jane Brackett, MD - Petition No. 2009-200970

Respondent was present with attorney Jason Prueher. Staff Attorney Linda Fazzina was present for the Department of Public Health. Assistant Attorney General Daniel Shapiro was present to provide legal advice to the Board.

Dr. Rissi, chairman of the hearing panel, provided a synopsis of the hearing panel's findings and recommendations.

The Board heard argument from Attorney Fazzina and Attorney Prueher concerning the proposed Memorandum of Decision and the Department's request that the decision be modified to provide for a more stringent penalty.

Dr. Wolf made a motion, seconded by Mr. Andrews, that the proposed decision be remanded to the hearing panel for reconsideration of the proposed discipline. The motion passed with all in favor except Dr. Rissi and Dr. Sadinsky who abstained.

D Proposed Memorandum of Decision John Lynch II, MD - Petition No. 2011-142

Attorney Sandra Gersten was present on behalf of respondent. Staff Attorney David Tilles was present for the Department of Public Health. Assistant Attorney General Daniel Shapiro was present to provide legal advice to the Board.

The Board heard comments from Attorney Gersten and Attorney Tilles concerning the proposed Memorandum of Decision.

Dr. Fellows made a motion, seconded by Dr. Rissi, to adopt the decision as written. The motion passed with all in favor except Dr. Lindberg who recused himself. Ms. Doremus signed the Order which revokes respondent's license to practice.

E. Proposed Memorandum of Decision Robban Sica, MD - Petition No. 2007-0227-001-030

Respondent was without representation. Staff Attorney David Tilles was present for the Department of Public Health. Assistant Attorney General Daniel Shapiro was present to provide legal advice to the Board.

Prince Song Cambilargiu addressed the Board regarding his request to intervene in this matter. Dr. Fellows made a motion seconded by Dr. Wolf to deny Mr. Cambilargiu's request to intervene.

The Board heard comments from Dr. Sica and Attorney Tilles concerning the proposed Memorandum of Decision and the Department's request that the monitor of respondent's practice be Board certified.

Dr. Wolf, chairman of the hearing panel, provided a synopsis of the hearing panel's findings and recommendations.

Dr. Green made a motion, seconded by Dr. Wolf, to grant the Department's motion requiring the practice monitor to be Board certified.

Dr. Green made a motion, seconded by Dr. Wolf, to adopt the proposed decision as amended. The motion passed unanimously. Ms. Doremus signed the Order which imposes a one month suspension, probation for a period of two years and a \$7700.00 civil penalty.

Proposed Memorandum of Decision
 Edwin Njoku, MD - Petition No. 2012-106

Attorney Richard Brown was present on behalf of respondent. Staff Attorney David Tilles was present for the Department of Public Health. Assistant Attorney General Daniel Shapiro was present to provide legal advice to the Board.

The Board heard argument from Attorney Brown and Attorney Tilles concerning the proposed Memorandum of Decision. During argument Attorney Brown orally moved that these proceedings before the Board be stayed pending the conclusion of the criminal proceedings against Dr. Njoku.

Mr. Andrews left at 3:33 p.m. Rabbi Greer left at 3:40 p.m.

Dr. Gordon made a motion, seconded by Dr. Fellows, to adopt the decision as written. The motion passed with all in favor except Dr. Wolf who recused himself. Ms. Doremus signed the Order, which revokes respondent's license to practice.

The adoption of the Memorandum of Decision renders Attorney Brown's motion as moot.

VII. 120 DAY EXTENSIONS

Michael Anthony, DO – Final day of hearing 6-12-2012, fact-finding to be scheduled David. Goodkind, MD – Proposed Memorandum of Decision being drafted Paul Sygall, MD – Fact-finding scheduled for 6-29-2012

Mr. Goldenberg made a motion, seconded by Dr. Fellows, to grant a 120 day extension in these matters. The motion passed unanimously.

VIII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:53 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of August 21, 2012

The Connecticut Medical Examining Board held a call-in meeting on Tuesday, August 21, 2012 at the Department of Public Health, 410 Capitol Avenue, Hartford, Connecticut in the third floor conference room 3-C.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Raymond Andrews, Jr., Esq.

Douglas Fellows, MD Jeffrey A. Gordon, MD Robert A. Green, MD Henry Jacobs, MD Michael C. Lindberg, MD Edward McAnaney, Esq.

BOARD MEMBERS ABSENT: David M. Goldenberg, MD

Rabbi Dov Greer Patricia S. Loving, PA Daniel Rissi, MD

Howard J. Sadinsky, DO C. Steven Wolf, MD

Ms. Doremus called the meeting to order at 1:45 PM.

120 DAY EXTENSIONS

- M. J. Brackett, MD The second Proposed Decision will be presented at the September 18, 2012 meeting.
- S. Lam, MD The Proposed Decision is being drafted.
- J. Lane, MD Fact Finding is in the process of being rescheduled.
- C. McDonald, MD First day of hearing scheduled.
- P. Nath, MD Hearing scheduled for October 5, 2012.
- L. Telesford, MD First day of hearing scheduled.

Dr. Gordon moved, seconded by Attorney McAnaney, to grant the 120 day extensions in the above-referenced matters. The motion passed unanimously.

The Board Members started to discuss a legal matter that was not on today's agenda. Attorney Joanne Yandow advised the Board that this item would be placed on the September 18, 2012 Agenda for discussion.

ADJOURNMENT

Dr. Fellows moved, seconded by Attorney Andrews, to adjourn this meeting at 2:00 PM. The motion passed unanimously.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of September 18, 2012

The Connecticut Medical Examining Board held a meeting on Tuesday, September 18, 2012 at the Legislative Office Building, 300 Capitol Avenue, Hartford, Connecticut in conference room 1-A.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Raymond Andrews, Jr., Esq.

Douglas Fellows, MD
David M. Goldenberg, MD
Jeffrey A. Gordon, MD
Robert Green, MD
Henry Jacobs, MD
Michael Lindberg, MD
Patricia Loving, PA
Edward McAnaney, Esq.

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

BOARD MEMBERS ABSENT Rabbi Dov Greer

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

I. MINUTES

The draft minutes of the June 19, 2012 and August 21, 2012 meetings were reviewed. Dr. Green made a motion to approve the minutes. The motion passed.

II. UPDATES

- A. Chair Updates
- 1. Monthly tracking of pending cases.
- 2. Hearing assignments.
- B. <u>Department of Public Health</u>

None

III. NEW OFFICE BUSINESS

A. Petition for Declaratory Ruling regarding Colonic Irrigation

Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board. Caroline C. Baisley, Director of Health, and Teresa Meade Health Inspector, Town of Greenwich addressed the Board regarding the petition for a declaratory ruling which asks whether colonic irrigation for non-medical use may be administered by unlicensed non-medical personnel in a non-medical facility without medical supervision or consultation.

Following discussion Dr. Goldenberg made a motion, seconded by Dr. Green, to issue a ruling stating that "colonic irrigation" is a medical procedure which is within the scope of practice of a physician under § 20 -9 of the Connecticut General.

The motion passed with all in favor except Mr. McAnaney and Mr. Andrews.

B. Edwin Njoku, M.D - Request for Stay on Demand for Payment of Fine

Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board. Attorney Richard Brown was present on behalf of Dr. Njoku requesting that payment of a \$25,000.00 civil penalty, imposed pursuant a Memorandum of Decision dated June 19, 2012, be stayed pending an appeal filed in Superior Court.

Mr. Andrews made a motion, seconded by Ms. Loving, to grant the request. The motion passed with all in favor except Dr. Wolf who recused himself from voting.

C Second Proposed Memorandum of Decision Mary Jane Brackett, MD - Petition No. 2009-200970

Respondent was present with attorney Jason Prueher. Assistant Attorney General Daniel Shapiro was present to provide legal advice to the Board.

Dr. Rissi, chairman of the hearing panel, and Dr. Sadinsky, provided a synopsis of the hearing panel's findings and recommendations.

Mr. Andrews spoke in opposition to the decision as written. Mr. Andrews made a motion, seconded by Dr. Lindberg, that the proposed decision be modified by adding a provision that respondent complete a course in medical ethics during the period of probation. The motion passed with all in favor except Dr. Jacobs who recused himself from voting.

D Proposed Memorandum of Decision

David Goodkind, MD - Petition No. 2008-0310-001-045

Attorney Brittany Cates was present on behalf of respondent.

Dr. Fellows made a motion, seconded by Dr. Gordon, to adopt the decision which dismisses the charges against Dr. Goodkind. The motion passed unanimously. Ms. Doremus signed the Order.

Dr. Goldenberg left at 2:30 p.m.

E Request for continuance of hearing

Prem Nath, MD - Petition No. 2009-20091373

Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board. Attorney David Tilles was present for the Department of Public Health. Respondent was not present or represented.

The Board reviewed a request from respondent for a continuance of a hearing scheduled for October 5, 2012 due to an ongoing medical condition which makes him unable to participate in the hearing. This hearing was continued from October 7, 2011 due to the same medical condition.

Mr. McAnaney made a motion, seconded by Dr. Wolf, that the request be denied and that the hearing proceed as scheduled during which the hearing panel can make a determination if respondent is able to participate in the hearing process. The motion passed unanimously.

IV. LEGAL OFFICE BUSINESS

A. Howard Kaplan, MD – Petition No. 2011-1129

Diane Wilan, Staff Attorney, Department of Public Health presented a Consent Order in this matter. Respondent was present with counsel.

Mr. McAnaney made a motion, seconded by Dr. Jacobs, adopting the Consent Order with the removal of the language "except in emergency situations "from paragraph 2 on page 2. The motion passed unanimously. Ms. Doremus signed the Order, as amended, which imposes a period of probation and a prescribing restriction.

B. <u>Jeffrey Sandler, MD – Petition No. 2012-29</u>

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Consent Order in this matter. Respondent was present with Attorney Kevin Tepas.

Dr. Jacobs made a motion, seconded by Dr. Green, to adopt the Consent Order. The motion passed unanimously. Ms. Doremus signed the Order which imposes a \$5000.00 civil penalty.

V. **EXECUTIVE SESSION**

Dr. Jacobs made a motion, seconded by Dr. Fellows, to enter executive session to obtain advice from the Assistant Attorney General in a Superior Court matter of Jyoji T. Bristol, MD v. Connecticut Medical Examining Board - HHB-CV-12-5015602-S. The motion passed unanimously and the Board entered executive session from 3:04 p.m. to 3:09 p.m. No motions were made and no votes were taken in executive session.

VI. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:10 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of October 16, 2012

The Connecticut Medical Examining Board held a meeting on Tuesday, October 16, 2012 at the Legislative Office Building, 300 Capitol Avenue, Hartford, Connecticut in conference room 1-A.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Queenie Collins
Allyson Duffy, MD
Kathryn Emmett, Esq.
Douglas Fellows, MD
Robert Green, MD
Rabbi Dov Greer
Eric Hodgson, MD
Henry Jacobs, MD
Michael Lindberg, MD
Patricia Loving, PA
Edward McAnaney, Esq.
Edward Monico, MD, JD

Jean Rexford Daniel Rissi, MD Howard Sadinsky, DO Andrew Salner, MD C. Steven Wolf, MD

BOARD MEMBERS ABSENT Raymond Andrews, Jr., Esq.

Jeffrey A. Gordon, MD

Ms. Doremus called the meeting to order at 1:34 p.m.

Dr. Duffy, Ms. Emmett, Dr. Hodgson, Dr. Monico, Ms. Rexford and Dr. Salner were welcomed to their first meeting as members of the Board.

Jeffrey Kardys, Board Liaison, announced that David Goldenberg, MD was recently notified by the Governor's Office that his term as a Board member had concluded.

I. MINUTES

The draft minutes of the September meetings were reviewed. Dr. Green made a motion to approve the minutes. The motion passed.

II. UPDATES

- A. <u>Chair Updates</u>
- 1. Monthly tracking of pending cases.
- 2. Hearing assignments.
- B. <u>Department of Public Health</u>

None

III. OLD BUSINESS

Petition for Declaratory Ruling - Colonic Irrigation

Assistant Attorney General Daniel Shapiro presented the Board with a draft of the Declaratory Ruling regarding colonic irrigation.

Dr. Jacobs made a motion, seconded by Dr. Green, to adopt the Declaratory Ruling. The motion passed with all in favor except Dr. Duffy, Ms. Emmett, Dr. Hodgson, Dr. Monico, Ms. Rexford and Dr. Salner who abstained.

Ms. Doremus signed the Ruling.

IV. NEW OFFICE BUSINESS

Third Proposed Memorandum of Decision

Mary Jane Brackett, MD - Petition No. 2009-200970

Respondent was not present and was not represented at this meeting

Dr. Jacobs made a motion, seconded by Dr. Green, to adopt the proposed decision as written. The motion passed with all in favor except Dr. Duffy, Ms. Emmett, Dr. Hodgson, Dr. Monico, Ms. Rexford and Dr. Salner who abstained. Ms. Doremus signed the Order which places respondent's license on probation for a period of six months and imposes a \$1000.00 civil penalty.

V. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

A. Rosa Roberts (unlicensed) – Petition No. 2012-788

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

Dr. Sadinsky made a motion, seconded by Mr. McAnaney, to adopt the Consent Order. The motion passed unanimously. Ms. Doremus signed the Order which orders respondent to cease and desist from performing laser hair removal without appropriate licensure.

B. William Stephan III, MD – Petition No. 2011-847

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. McAnaney, to adopt the Consent Order. The motion passed unanimously. Ms. Doremus signed the Order which imposes a three year probation, a reprimand and prescribing restrictions.

VI. 120 DAY EXTENSIONS

Michael Ajemian, MD –Hearing for 10-26-12 Michael Anthony, DO – Draft decision being review by the Assistant Attorney General Paul Sygall, MD – Proposed Memorandum of Decision being drafted Tory Westbrook, MD – Hearings scheduled for 10-16-2012 and 10-30-2012

VII. <u>ADJOURNMENT</u>

As there was no further business, the meeting was adjourned at 2:05 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of November 20, 2012

The Connecticut Medical Examining Board held a meeting on Tuesday, November 20, 2012 at the Legislative Office Building, 300 Capitol Avenue, Hartford, Connecticut in conference room 1-A.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Raymond Andrews, Jr., Esq.

Allyson Duffy, MD
Kathryn Emmett, Esq.
Douglas Fellows, MD
Robert Green, MD
Rabbi Dov Greer
Jeffrey A. Gordon, MD
Eric Hodgson, MD
Henry Jacobs, MD
Michael Lindberg, MD
Patricia Loving, PA
Edward McAnaney, Esq.
Edward Monico, MD, JD

Jean Rexford

Howard Sadinsky, DO Andrew Salner, MD C. Steven Wolf, MD

BOARD MEMBERS ABSENT

Queenie Collins Daniel Rissi, MD

Ms. Doremus called the meeting to order at 1:37 p.m.

I. MINUTES

The draft minutes of the October meeting were reviewed. Dr. Wolf made a motion, seconded by Gr. Green to approve the minutes. The motion passed with all in favor except Mr. Andrews who abstained.

II. UPDATES

- A. Chair Updates
- 1. Monthly tracking of pending cases.
- Hearing assignments.
- 3. Investigation guidelines and disciplinary guidelines were in the agenda packets.
- B. Department of Public Health

None

III. NEW BUSINESS

Requests for Reconsideration - Declaratory Ruling re: Colonic Irrigation

Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board. Attorney Marvin Miller was present to discuss his request for reconsideration he filed on behalf of Alaya Wellness Center, LLC, Cos Cob, Connecticut.

Ms. Doremus made a motion, seconded by Dr. Jacobs, that the Board enter executive session to obtain legal advice from the Assistant Attorney General regarding a pending claim raised in the request for reconsideration. The motion passed unanimously. The Board entered executive session from 1:50 p.m. until 2:15 p.m.

Mr. McAnaney arrived during executive session.

No motions were made and no votes were taken during the executive session.

Following executive session Dr. Wolf made a motion, seconded by Dr. Green, to grant the request for reconsideration. The motion passed unanimously.

Dr. Wolf made a motion which was then withdrawn, that a three member panel conducts a public hearing in this matter.

Mr. McAnaney made motion, seconded by Dr. Gordon, that the full Board conducts the hearing. The motion failed.

Dr. Wolf made a motion, seconded by Dr. Jacobs, that a five member panel conducts the hearing in this matter. The motion passed with all in favor except Ms. Loving who was opposed. The hearing panel will be Dr. Green, Dr. Fellows, Dr. Gordon, Mr. Andrews and Mr. McAnaney.

IV. NEW OFFICE BUSINESS

Third Proposed Memorandum of Decision

Mary Jane Brackett, MD - Petition No. 2009-200970

Respondent was not present and was not represented at this meeting

Dr. Jacobs made a motion, seconded by Dr. Green, to adopt the proposed decision as written. The motion passed with all in favor except Dr. Duffy, Ms. Emmett, Dr. Hodgson, Dr. Monico, Ms. Rexford and Dr. Salner who abstained. Ms. Doremus signed the Order which places respondent's license on probation for a period of six months and imposes a \$1000.00 civil penalty.

V. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

A. Michael Ajemian, MD – Petition No. 2012-195

David Tilles, Staff Attorney, Department of Public Health presented a Motion to Withdraw Statement of Charges based on respondent's surrender of his license. Respondent was not present but was represented by Attorney Richard Brown.

Dr. Green made a motion, seconded by Dr. Fellows, to adopt the motion to withdraw. The motion passed unanimously. Ms. Doremus signed the Order.

B. Helar Campos, MD – Petition No. 2011-494

David Tilles, Staff Attorney, Department of Public Health presented a Consent Order in this matter. Respondent was present with Attorney Michael Blanchard.

Dr. Gordon recused himself in this matter

Dr. Jacobs made a motion, seconded by Mr. McAnaney, to adopt the Consent Order. The motion passed with all in favor. Ms. Doremus signed the Order which imposes a reprimand and a \$7000.00 civil penalty.

C. Brian Connolly, MD – Petition No. 2012-242

David Tilles, Staff Attorney, Department of Public Health presented a Consent Order in this matter. Attorney Michael Kurs was present on behalf of respondent.

Dr. Fellows made a motion, seconded by Dr. Wolf, to adopt the Consent Order. The motion passed unanimously. Ms. Doremus signed the Order which imposes a \$5000.00 civil penalty.

D. Arleen Sergis, DO – Petition No. 2010-5087

Linda Fazzina, Staff Attorney, Department of Public Health presented a Consent Order in this matter. Attorney Hilary Fisher Nelson was present with respondent.

Dr. Green made a motion, seconded by Dr. Hodgson, to adopt the Consent Order. The motion passed unanimously. Ms. Doremus signed the Order which imposes probation for a period of one year.

VI. 120 DAY EXTENSIONS

Ludmil Kljusev, MD– A second day of hearing is scheduled for 12-07-2012.

Mr. McAnaney made a motion, seconded by Dr. Gordon, to grant a 120 day extension in this matter. The motion passed unanimously.

Dr. Lindberg left for the day at 3:02 p.m.

VII. <u>Discussion with the Assistant Attorney General</u>

Henry Salton, Assistant Attorney General was present to discuss Board responsibilities and conduct. Also discussed were the responsibilities of the Attorney General's Office; hearing procedures, executive session procedures and Freedom of Information.

VIII. ADJOURNMENT

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

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of December 18, 2012

The Connecticut Medical Examining Board held a meeting on Tuesday, December 18, 2012 at the Legislative Office Building, 300 Capitol Avenue, Hartford, Connecticut in conference room 1-A.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson

Raymond Andrews, Jr., Esq.

Queenie Collins Allyson Duffy, MD Kathryn Emmett, Esq. Douglas Fellows, MD Robert Green, MD Rabbi Dov Greer Jeffrey A. Gordon, MD Eric Hodgson, MD Henry Jacobs, MD Michael Lindberg, MD Patricia Loving, PA Jean Rexford Daniel Rissi, MD Howard Sadinsky, DO Andrew Salner, MD C. Steven Wolf, MD

BOARD MEMBERS ABSENT Edward McAnaney, Esq.

Edward Monico, MD, JD

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

I. MINUTES

The draft minutes of the November meeting were reviewed. Dr. Wolf made a motion, seconded by Gr. Green to approve the minutes. The motion passed with all in.

II. UPDATES

- A. Chair Updates
- 1. Monthly tracking of pending cases.
- 2. Hearing assignments.
- B. <u>Department of Public Health</u>

None

III. NEW BUSINESS

A. Proposed Memorandum of Decision

Michael Anthony, DO - Petition No. 2011-482

Respondent was present with Attorney James Biondo. Attorney Matthew Antonetti was present on behalf of the Department of Public Health

Comments were heard from Attorney Biondo and Attorney Antonetti.

Richard Bridburg, MD, Chairman of the hearing panel was present and provided a synopsis of the hearing panel's findings and recommendation for license revocation.

Dr. Fellows made a motion, seconded by Dr. Jacobs, to adopt the proposed decision as written. The motion passed with all in favor, except Dr. Gordon who recused himself. Ms. Doremus signed the Order.

B. Proposed Memorandum of Decision Jeffrey Lane, MD - Petition No. 2011-177

Respondent was present without representation. Attorney David Tilles was present on behalf of the Department of Public Health

Comments were heard from Dr. Lane and Attorney Tilles.

Dr. Jacobs made a motion, seconded by Dr. Fellows, to adopt the proposed decision as written. The motion passed with all in favor, except Dr. Rissi who recused himself. Ms. Doremus signed the Order which imposes a one year probation and a \$2000.00 civil penalty.

IV. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

A. Mary Jane Brackett, MD – Petition Nos. 2012-1131; 2011-1125; 2011-767

David Tilles, Staff Attorney, Department of Public Health presented a Motion for Summary Suspension in this matter. Respondent was not present nor represented.

Dr. Rissi made a motion, seconded by Dr. Jacobs, to grant the 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 Order. The hearing panel will be Dr. Wolf, Dr. Rissi and Elliot Alter, OD. A hearing will be scheduled for December 24, 2012.

B. <u>Carolyn McDonald, MD – Petition No. 2011-862</u>

David Tilles, Staff Attorney, Department of Public Health presented a Consent Order in this matter. Attorney Michael Neubert was present on behalf of respondent.

Dr. Wolf made a motion, seconded by Dr. Green, to adopt the Consent Order. The motion passed unanimously. Ms. Doremus signed the Order which imposes a reprimand, a \$2000.00 civil penalty and probation for a period of five years.

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

Soi Lam, MD - The hearing has been reopened and is scheduled for 2-19-2013.

Prem Nath, MD – A hearing is scheduled for February 8, 20113

Dr. Wolf made a motion, seconded by Dr. Green, to grant a 120 day extension in these matters. The motion passed unanimously.

VI. ADJOURNMENT

As there was no further business, the meeting was adjourned at 2:30 p.m.

Respectfully submitted,