CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of February 17, 2015

The Connecticut Medical Examining Board held a meeting on Tuesday, February 17, 2015 at the Department of Public Health Complex, 370 Capitol Avenue, Hartford, Connecticut in conference room A/B.

BOARD MEMBERS PRESENT: Kathryn Emmett, Esq., Chairperson

Raymond Andrews, Jr., Esq.

Queenie Collins Allyson Duffy, MD Douglas Fellows, MD Robert Green, MD Rabbi Dov Greer Eric Hodgson, MD Michele Jacklin Marilyn Katz, MD

Edward McAnaney, Esq.

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

BOARD MEMBERS ABSENT

Edward Monico, MD, JD Peter Zeman, MD

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

I. MINUTES

The draft minutes of the December 16, 2014 meeting were reviewed. Ms. Emmett made a motion, seconded by Mr. Andrews, to approve with edits. The motion passed with all in favor except Ms. Collins, Dr. Fellows, Dr. Hodgson, Dr. Rissi, and Dr. Wolf, who abstained.

II. UPDATES

- A. Chair Updates
- Monthly tracking of pending cases.
- 2. Hearing assignments.
- 3. Ms. Rexford and Dr. Zeman will be attending the annual meeting of the Federation of State Medical Boards in April 2015.

B. Department of Public Health

- 1. Kathleen Boulware, RN, Department of Public Health (DPH), Practitioner Investigation Unit provided an update on investigative activity by the DPH during 2014 and Board members participation in the review of redacted cases.
- 2. Christian Andresen, Section Chief, DPH, Office of Practitioner Licensing and Investigation provided an update on various bills that have been raised during the 2105 legislative session.

III. NEW BUSINESS

A. <u>License Application Review -Sureshan Sivananthan, MD</u>

Jan Cordero, Licensing and Applications Analyst, Department of Public Health presented information to the Board of Dr. Sivananthan's education and training for a recommendation regarding approval of Dr. Sivananthan's application for licensure. Dr. Sadinsky made a motion, seconded by Dr. Green to recommend denial of Dr. Sivananthan's application. Following discussion the motion was withdrawn.

Mr. McAnaney made a motion, seconded by Dr. Green, that this matter be tabled to allow the applicant to submit additional information regarding his training and his current practice in the State of Maine. The motion passed unanimously.

Reinstatement Application - Shaun Biggers, MD

Jan Cordero, Licensing and Applications Specialist, Department of Public Health, presented a license reinstatement application of Shaun Biggers. Dr. Biggers was present to answer questions from the Board. Ms. Rexford made a motion, seconded by Mr. McAnaney recommending that Dr. Biggers' license be reinstated. The motion passed unanimously.

IV. OPEN FORUM

Rosanna Perretta, MD addressed the Board regarding her potential application for licensure in Connecticut.

She is U.S. trained, but is lacking approximately three months of residency training. If the Department of Public Health determines that a review by the Board if necessary, Dr. Perretta's application will be added to a future agenda.

V. NEW BUSINESS continued

- B. Proposed Memoranda of Decision
 - i. Robert Goldberg, M.D. Petition No. 2013-1138
 - ii. Amanda Meulenberg, M.D. Petition No. 2013-1141
 - iii. Adam Ofer, M.D. Petition No. 2013-1139
 - iv. Elizabeth Sauter, M.D. Petition No. 2013-1137
 - v. Denis Sivak, M.D. Petition No. 2013-1135
 - vi. Marjorie Szeto, M.D. Petition No. 2013-1136

Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board.

Attorney James Biondo was present on behalf of respondents. Staff Attorney David Tilles was present for the Department of Public Health.

Argument was heard from Attorney Biondo and Attorney Tilles.

Hearing panelists Dr. Rissi, Dr. Wolf and Rabbi Greer provided a synopsis of their findings.

Mr. McAnaney made a motion, seconded by Dr. Fellows, to adopt the decisions as written.

The motion passed unanimously. The Orders were signed by Ms. Emmett which imposes a \$1000.00 civil penalty for each respondent.

VI. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

A. Michael Ellwood, PA – Petition No. 2002-0815-023-005

Principal Attorney Matthew Antonetti, Department of Public Health, presented a proposed modification to the first page of a 2003 Consent Order in this matter. Attorney Richard Brown was present on behalf of Mr. Ellwood.

Dr. Rissi made a motion, seconded by Mr. McAnaney, to approve the modification. The motion passed unanimously.

B. Ronald Archibold, MD – Petition No. 2011-1138

Staff Attorney David Tilles, Department of Public Health, presented a motion to withdraw the Statement of Charges in this matter based on respondent's voluntary agreement not to renew or reinstate his license. Attorney James Biondo was present on behalf of Dr. Archibold. Mr. McAnaney made a motion, seconded by Dr. Wolf, to adopt the Department's motion to withdraw the charges. The motion passed unanimously.

C. <u>Deborah Greco (unlicensed) – Petition No. 2013-750</u>

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

Ms. Rexford made a motion, seconded by Dr. Wolf, to adopt the Consent Order. The motion passed unanimously. Ms. Emmett signed the Order requires respondent to cease and desist activities that require licensure as a physician.

VII. 120 DAY EXTENSIONS

Hal Wassermen, MD - Petition No. 2012-333

A Proposed Memorandum of Decision is currently being drafted.

Dr. Green made a motion, seconded by Dr. Rissi, to grant a 120 day extension in this matter. The motion passed unanimously.

VIII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 2:58 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of April 21, 2015

The Connecticut Medical Examining Board held a meeting on Tuesday, April 21, 2015 at the Department of Public Health Complex, 370 Capitol Avenue, Hartford, Connecticut in conference room A/B.

BOARD MEMBERS PRESENT: Kathryn Emmett, Esq., Chairperson

Raymond Andrews, Jr., Esq.

Allyson Duffy, MD Robert Green, MD Rabbi Dov Greer Eric Hodgson, MD Michele Jacklin Marilyn Katz, MD

Edward Monico, MD, JD

Daniel Rissi, MD Andrew Salner, MD C. Steven Wolf, MD Peter Zeman, MD

BOARD MEMBERS ABSENT Queenie Collins

Douglas Fellows, MD Edward McAnaney, Esq.

Jean Rexford

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

I. MINUTES

The draft minutes of the February 17, 2015 meeting were reviewed. Mr. Andrews made a motion, seconded by Dr. Green, to approve the minutes. The motion passed with all in favor.

II. UPDATES

- A. <u>Chair Updates</u>
- 1. Monthly tracking of pending cases.
- Hearing assignments.
- 3. Ms. Emmett announced that Howard Sadinsky, DO resigned his position as a Board Member.

B. Department of Public Health

. Christian Andresen, Section Chief, DPH, Office of Practitioner Licensing and Investigations provided an update on various bills that have been raised during the 2015 legislative session.

III. NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS v. FEDERAL TRADE COMMISSION

Assistant Attorney General Henry Salton was present to address a U. S. Supreme Court case regarding the North Carolina State Board of Dental Examiners v. Federal Trade Commission and its potential impact on decision making by licensing boards and the potential liability of licensing boards.

IV. NEW BUSINESS

A. <u>Naftali Kaminski, MD - Application for Medical School Permit</u>

Deborah Brown, Health Program Assistant, Department of Public Health presented information to the Board of Dr. Kaminski's application to practice exclusively within the Yale University School of Medicine.

Dr. Wolf made a motion, seconded by Dr. Rissi, recommending that Dr. Kaminski's application be approved. The motion passed unanimously.

B. <u>Proposed Memorandum of Decision - Joel Singer, MD – Petition No. 2012-547</u>
Assistant Attorney General Kerry Colson was present to provide counsel to the Board. Attorney Mary Alice Moore Leonhardt was present with Dr. Singer. Staff Attorney David Tilles was present for the Department of Public Health.

Argument was heard from Attorney Leonhardt and Attorney Tilles concerning a Motion to Reopen and for Further Consideration which was filed by respondent.

Respondent's motion was denied. All members voted to deny the Motion to Reopen and for Further Consideration except for Dr. Wolf and Dr. Green who recused themselves in this matter Argument was then heard from Attorney Leonhardt and Attorney Tilles concerning the Proposed Memorandum of Decision.

Dr. Rissi made a motion, seconded by Mr. Andrews, to adopt the decision as written. Following discussion Dr. Rissi withdrew his motion.

Dr. Salner made a motion, seconded by Rabbi Greer, to adopt a modified decision which removes an order for suspension but keeps requirements for a two-year probation and a \$10,000.00 civil penalty.

The motion passed with all in favor except Dr. Zeman, Mr. Andrews and Dr. Monico who were opposed and Dr. Wolf and Dr. Green who recused themselves.

Dr. Katz and Dr. Zeman left the meeting at 3:24 p.m.

V. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

A. Barry Lobovits, MD – Petition No. 2014-513

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

Dr. Green made a motion, seconded by Dr. Wolf, to adopt the Consent Order. The motion passed unanimously. Ms. Emmett signed the Order imposes probation coterminous with probation in the State of Massachusetts.

B. Michael Bar, MD – Petition No. 2013-1274

Staff Attorney David Tilles, Department of Public Health, presented a Consent Order in this matter. Neither respondent nor his attorney was present.

Dr. Green made a motion, seconded by Rabbi Greer, to adopt the Consent Order. The motion passed unanimously. Ms. Emmett signed the Order which imposes a \$1000.00 civil penalty.

VI. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:30 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of May 19, 2015

The Connecticut Medical Examining Board held a meeting on Tuesday, May 19, 2015 at the Department of Public Health Complex, 370 Capitol Avenue, Hartford, Connecticut in conference room A/B.

BOARD MEMBERS PRESENT: Kathryn Emmett, Esq., Chairperson

Raymond Andrews, Jr., Esq.

Queenie Collins Douglas Fellows, MD Robert Green, MD Eric Hodgson, MD Michele Jacklin Marilyn Katz, MD

Edward McAnaney, Esq.

Jean Rexford Andrew Salner, MD C. Steven Wolf, MD Peter Zeman, MD

BOARD MEMBERS ABSENT Allyson Duffy, MD

Rabbi Dov Greer

Edward Monico, MD, JD

Daniel Rissi, MD

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

I. MINUTES

The draft minutes of the April 21, 2015 meeting were reviewed. Mr. Andrews made a motion, seconded by Dr. Wolf, to approve the minutes. The motion passed with all in favor except Ms. Collins, Ms. Rexford and Dr. Fellows who abstained.

II. OPEN FORUM

None

III. UPDATES

Chair Updates

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

IV. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

B. Avijit Mitra, MD – Petition No. 2014-476

Staff Attorney David Tilles, Department of Public Health, presented a Consent Order in this matter. Respondent and his counsel were not present.

Dr. Green made a motion, seconded by Dr. Zeman, to adopt the Consent Order. The motion passed unanimously. Ms. Emmett signed the Order which imposes a one year period of probation and a practice restriction regarding the prescribing of controlled substances.

Mr. McAnaney arrived at 1:50 p.m.

V. UPDATES cont

Department of Public Health

Christian Andresen, Section Chief, DPH, Office of Practitioner Licensing and Investigations provided an update on various bills that have been raised during the 2015 legislative session. Mr. Andresen also shared the goals achieved by the DPH in its LEAN process regarding the investigation of complaints.

The Board requested that an update from the Health Assistance interVention Education Network for Connecticut Health Professionals (HAVEN) be scheduled for an upcoming meeting.

Dr. Hodgson arrived at 2:04 p.m.

VI. OFFICE OF LICENSURE REGULATION AND COMPLIANCE cont

Anna Binder, MD – Petition No. 2014-1023

Staff Attorney Linda Fazzina, Department of Public Health, presented a Consent Order in this matter. Attorney Richard Brown was present on behalf of Dr. Binder.

Following considerable discussion Ms. Rexford made a motion, seconded by Ms. Collins, to adopt the Consent Order. The motion passed with all in favor except Mr. Andrews, Dr. Wolf and Dr. Zeman who were opposed. Ms. Emmett signed the Order which imposes a reprimand and a \$7500.00 civil penalty.

VII. 120 DAY EXTENSIONS

Prem Nath, MD – Continuance requested by respondent due to ongoing illness. Hearing scheduled for December 4, 2015.

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

VIII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 2:32 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of June 16, 2015

The Connecticut Medical Examining Board held a meeting on Tuesday, June 16, 2015 at the Legislative Office Building, 300 Capitol Avenue, Hartford, Connecticut in conference room 1-B.

BOARD MEMBERS PRESENT: Kathryn Emmett, Esq., Chairperson

Raymond Andrews, Jr., Esq.

Allyson Duffy, MD Rabbi Dov Greer Michele Jacklin Marilyn Katz, MD Jean Rexford Daniel Rissi, MD C. Steven Wolf, MD Peter Zeman, MD

BOARD MEMBERS ABSENT Queenie Collins

Douglas Fellows, MD Robert Green, MD Eric Hodgson, MD

Edward McAnaney, Esq. Edward Monico, MD, JD Andrew Salner, MD

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

I. MINUTES

The draft minutes of the May 19, 2015 meeting were reviewed. Ms. Rexford made a motion, seconded by Dr. Wolf, to approve the minutes. The motion passed.

II. OPEN FORUM

None

III. UPDATES

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

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

Christian Andresen, Section Chief, Practitioner Licensing and Investigation Section, Department of Public Health reported on legislation that passed during the 2015 legislative session.

Matthew Antonetti, Principal Attorney, Office of Licensure Regulation and Compliance (OLRC) provided an update of the number of physician cases pending in OLRC.

C. <u>Health Assistance interVention Education Network for Connecticut Health Professionals</u> Maureen Dinnan, Executive Director provided an update regarding the Haven Program and the services offered to participants

IV. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

A. Kenneth Abriola, MD – Petition No. 2014-1057

Staff Attorney Joelle Newton, Department of Public Health, presented a Consent Order in this matter. Attorney David Haught was present on behalf of Dr. Abriola.

Dr. Rissi made a motion, seconded by Dr. Katz, to adopt the Consent Order. The motion passed unanimously. Ms. Emmett signed the Order which imposes a reprimand and a \$2500.00 civil penalty.

B. Stuart Steinman, MD – Petition No. 2014-927

Staff Attorney Linda Fazzina, Department of Public Health, presented a Consent Order in this matter. Attorney Robert Silva was present on behalf of Dr. Steinman.

Dr. Zeman_made a motion, seconded by Ms. Jacklin, to adopt the Consent Order. The motion passed unanimously. Ms. Emmett signed the Order which imposes a reprimand, a \$3000.00 civil penalty and a six month period of probation.

C. Mark Thimineur, MD – Petition No. 2013-312

Staff Attorney David Tilles, Department of Public Health, presented a Consent Order in this matter. Attorney Ilyssa Kelson was present on behalf of Dr. Thimineur.

Dr. Rissi made a motion, seconded by Dr. Katz, to adopt the Consent Order. The motion passed unanimously. Ms. Emmett signed the Order which imposes a reprimand and a \$7500.00 civil penalty.

V. ADJOURNMENT

As there was no further business, the meeting was adjourned at 2:14 p.m.

Respectfully submitted.

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of August 18, 2015

The Connecticut Medical Examining Board held a meeting on Tuesday, August 18, 2015 at the Legislative Office Building, 300 Capitol Avenue, Hartford, Connecticut in conference room 1-A.

BOARD MEMBERS PRESENT: Kathryn Emmett, Esq., Chairperson

Raymond Andrews, Jr., Esq.

Douglas Fellows, MD Robert Green, MD Rabbi Dov Greer Eric Hodgson, MD Michele Jacklin

Edward McAnaney, Esq.

Daniel Rissi, MD C. Steven Wolf, MD Peter Zeman, MD

BOARD MEMBERS ABSENT Queenie Collins

Allyson Duffy, MD Marilyn Katz, MD

Edward Monico, MD, JD

Jean Rexford Andrew Salner, MD

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

I. MINUTES

The draft minutes of the June 16, 2015 meeting were reviewed. Dr. Wolf made a motion, seconded by Mr. Andrews, to approve the minutes. The motion passed with all in favor except Dr. Green, Dr. Fellows and Dr. Hodgson who abstained.

II. OPEN FORUM

None

III. UPDATES

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

B. Department of Public Health

Christian Andresen, Section Chief, Practitioner Licensing and Investigation Section, Department of Public Health reported that legislation passed during the 2015 legislative session will increase licensing fees by \$5.00. The extra monies will delegated for support of the Health Assistance InterVention Education Network (HAVEN).

Additional legislation enacted will expand to approximately 42 professions, the mandatory reporting of information that appears to show that a health care professional is, or may be, unable to practice his or her profession with reasonable skill or safety.

IV. NEW BUSINESS

Proposed Memorandum of Decision - Hal Wasserman, MD - Petition No. 2012-333

Assistant Attorney General Kerry Colson was present to provide counsel to the Board. Attorney Michael Kurs was present with Dr. Wasserman. Staff Attorney David Tilles was present for the Department of Public Health.

Argument was then heard from Attorney Kurs and Attorney Tilles concerning the Proposed Memorandum of Decision.

Attorney Kurs requested that the Board not adopt the Proposed Memorandum of Decision or if the decision is adopted, to stay the disciple to allow respondent to pursue an appeal to Superior Court. Attorney Tilles argued for the adoption of the decision.

Dr. Zeman, Mr. Andrews and Dr. Green commented on the hearing panel's findings.

Mr. McAnaney made a motion, seconded by Dr. Wolf, to table this matter to allow the full Board to review the transcript and exhibits from the hearing.

The motion passed with all in favor except Dr. Fellows who was recused.

V. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

A. Anna Maloy, MD – Petition No. 2014-942

Staff Attorney David Tilles, Department of Public Health, presented a Consent Order in this matter. Attorney Evan O'Hara was present on behalf of Dr. Maloy.

Dr. Wolf made a motion, seconded by Rabbi Greer, to adopt the Consent Order. The motion passed unanimously.

Ms. Emmett signed the Order which imposes a reprimand of respondent's license and requires respondent to provide the Department of Public Health 90-day notice of his intent to return to practice in Connecticut.

B. Ioannis Raftopoulos, MD – Petition No. 2014-927

Principal Attorney Matthew Antonetti, Department of Public Health, presented a Consent Order in this matter. Attorney Hilary Fisher Nelson was present on behalf of Dr. Raftopoulos.

Mr. McAnaney made a motion, seconded by Dr. Hodgson, to adopt the Consent Order. The motion passed with all in favor except Dr. Fellows, Green and Dr. Wolf who were recused.

Ms. Emmett signed the Order which imposes a \$2500.00 civil penalty.

C. Ricky Sayegh, MD – Petition No. 2015-290

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

Mr. McAnaney made a motion, seconded by Dr. Zeman, to adopt the Consent Order. The motion passed unanimously.

Ms. Emmett signed the Order which imposes a reprimand of respondent's license and requires respondent to provide the Department of Public Health 90-day notice of his intent to return to practice in Connecticut.

D. Jonathan Foster, MD – Petition No. 2011-1168

Staff Attorney David Tilles, Department of Public Health, presented a Consent Order in this matter. Attorney Madonna Sacco was present on behalf of Dr. Foster.

Dr. Wolf made a motion, seconded by Mr. McAnaney, to adopt the Consent Order. The motion passed unanimously.

Ms. Emmett signed the Order which imposes a reprimand and a \$5000.00 civil penalty.

VI. <u>A</u>DJOURNMENT

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

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of October 20, 2015

The Connecticut Medical Examining Board held a meeting on Tuesday, October 20, 2015 at the Legislative Office Building, 300 Capitol Avenue, Hartford, Connecticut in conference room 1-A.

BOARD MEMBERS PRESENT: Kathryn Emmett, Esq., Chairperson

Raymond Andrews, Jr., Esq.

Queenie Collins Allyson Duffy, MD Robert Green, MD Eric Hodgson, MD Michele Jacklin Marilyn Katz, MD

Edward McAnaney, Esq.

Daniel Rissi, MD Andrew Salner, MD C. Steven Wolf, MD Peter Zeman, MD

BOARD MEMBERS ABSENT Douglas Fellows, MD

Jean Rexford Rabbi Dov Greer

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

I. MINUTES

The draft minutes of the August 18, 2015 meeting were reviewed. Dr. Green made a motion, seconded by Dr. Rissi, to approve the minutes. The motion passed with all in favor except Dr. Katz, Ms. Collins and Dr. Duffy who abstained.

II. OPEN FORUM

None

III. UPDATES

- A. Chair Updates
- 1. Monthly tracking of pending cases.
- Hearing assignments.
- 3. The February 2016 Board meeting will be held on the fourth Tuesday of the month (February 23, 2016).
- B. <u>Department of Public Health</u>

None

Dr. Hodgson arrived at 1:33 p.m.

IV. NEW BUSINESS

A. Licensure Applications

Celeste Dowdell, Licensing and Applications Analyst, Department of Public Health, presented a license reinstatement application of Marcy Dillon, MD. Dr. Dillon was present and addressed questions from the Board. Dr. Zeman_made a motion, seconded by Ms. Jacklin, recommending that Dr. Dillon's license be reinstated. The motion passed unanimously.

Mr. McAnaney arrived at 1:43 p.m.

Celeste Dowdell, Licensing and Applications Analyst, Department of Public Health, presented a license application of Thomas Prebert, MD. Dr. Prebert was present. The Board reviewed the application to determine if Dr. Prebert 's education and training qualify him for licensure in Connecticut. Following discussion Dr. Wolf made a motion, seconded by Dr. Green to recommend licensure for Dr. Prebert. The motion passed unanimously.

Janine Cordero, Licensing and Applications Specialist, Department of Public Health, presented a license application of Maurizio Bendandi, MD. Dr. Bendandi was present. The Board reviewed the application to determine if Dr. Bendandi's education and training qualify him for licensure in Connecticut. Following discussion Mr. McAnaney made a motion, seconded by Dr. Green, to recommend licensure for Dr. Bendandi. The motion passed unanimously.

Janine Cordero, Licensing and Applications Specialist, Department of Public Health, presented a license application of Michel De Maeseneer, MD. Dr. De Maeseneer was not present. The Board reviewed the application to determine if Dr. De Maeseneer 's education and training qualify him for licensure in Connecticut. Following discussion Dr. Rissi made a motion, seconded by Mr. McAnaney to recommend licensure for Dr. De Maeseneer. The motion passed unanimously.

Dr. Salner arrived at 1:55 p.m.

B. Health Care Associated Infections

Richard Melchreit, MD of the Department of Public Health provided an overview of the Department's Healthcare Associated Infections Program.

C. Declaratory Ruling Proceedings

<u>Board of Examiners for Nursing - Physical Examinations for a Commercial Driver's License.</u>
Assistant Attorney General, Henry Salton was present and provided an overview of the issue to be reviewed by the Board of Examiners for Nursing.

Connecticut Board of Examiners for Optometrists - Benign lesion removal.

Assistant Attorney General, Henry Salton was present and provided an overview of the issue to be reviewed by the Connecticut Board of Examiners for Optometrists.

Proposed Memorandum of Decision – Hal Wasserman, MD – Petition No. 2012-333

Assistant Attorney General Henry Salton and Assistant Attorney General Kerry Colson were present to provide counsel to the Board. Attorney Michael Kurs was present with Dr. Wasserman. Staff Attorney David Tilles was present for the Department of Public Health.

Dr. Zeman, chairman of the hearing panel, commented that he reanalyzed the exhibits and transcripts in this matter and has since changed his opinion and does not now support a recommendation for discipline of respondent's license.

Mr. Andrews, a hearing panelist, discussed his views and opinion and agrees with the initial recommendation for a reprimand of respondent's license.

Dr. Green, a hearing panelist, discussed his opinion and agrees with Dr. Zeman that this matter should be dismissed. Dr. Hodgson, Dr. Rissi and Dr. Wolf commented on their opinions following a review of the record.

Mr. McAnaney left the meeting at 2:47 p.m.

Argument was heard from Attorney Kurs and Attorney Tilles concerning the Proposed Memorandum of Decision.

Dr. Wolf_made a motion, seconded by Mr. Andrews, to adopt the proposed Memorandum of Decision as written. The motion failed. Dr. Katz, Mr. Andrews, and Ms. Jacklin voted to adopt the decision.

All other Board members were opposed.

Ms. Collins made a motion, seconded by Dr. Hodgson that the decision be modified stating that the standard of care was not violated and the matter be dismissed. The motion passed with all in favor except Dr. Katz, Mr. Andrews, and Ms. Jacklin who were opposed.

V. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

A. Judith Faulkner, MD – Petition No. 2014-1127

Staff Attorney David Tilles, Department of Public Health, presented a Consent Order in this matter. Attorney Gaileen Kaufman was present on behalf of Dr. Faulkner.

Dr. Green made a motion, seconded by Ms. Collins, to adopt the Consent Order. The motion passed unanimously.

Ms. Emmett signed the Order which imposes a reprimand and a \$5000.00 civil penalty.

B. Robert Jarrett, MD – Petition No. 2013-662

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

Dr. Green made a motion, seconded by Dr. Hodgson, to adopt the Consent Order. The motion passed unanimously.

Ms. Emmett signed the Order which imposes a reprimand, probation for a period of three months and a \$4000.00 civil penalty.

VI. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:16 p.m.

Respectfully submitted,

CONNECTICUT MEDICAL EXAMINING BOARD MINUTES of December 15, 2015

The Connecticut Medical Examining Board held a meeting on Tuesday, December 15, 2015 at the Legislative Office Building, 300 Capitol Avenue, Hartford, Connecticut in conference room 1-A.

BOARD MEMBERS PRESENT: Kathryn Emmett, Esq., Chairperson

Raymond Andrews, Jr., Esq.

Allyson Duffy, MD Douglas Fellows, MD Rabbi Dov Greer Michele Jacklin Marilyn Katz, MD Edward McAnaney, Esq.

Jean Rexford Daniel Rissi, MD C. Steven Wolf, MD

Peter Zeman, MD

BOARD MEMBERS ABSENT Queenie Collins

Robert Green, MD Eric Hodgson, MD Andrew Salner, MD

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

I. MINUTES

The draft minutes of the October 20, 2015 meeting were reviewed. Dr. Wolf made a motion, seconded by Mr. Andrews, to approve the minutes. The motion passed with all in favor except Dr. Fellows and MS. Rexford who abstained.

II. OPEN FORUM

None

III. UPDATES

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

None

Rabbi Greer arrived at 1:34 p.m.

IV. NEW BUSINESS

A. Proposed Memorandum of Decision

DPH Request to Modify Proposed Memorandum of Decision

James Marshall, D.O. - Petition No. 2011-212

Assistant Attorney General Henry Salton was present to provide counsel to the Board. Staff Attorney David Tilles was present for the Department of Public Health. Neither respondent nor his attorney were present.

Attorney Tilles addressed the Board regarding the Department of Public Health's request to modify the decision.

Mr. Andrews made a motion, seconded by Dr. Rissi, to approve the Department's request to modify. The motion passed unanimously

Dr. Fellows made a motion, seconded by Dr. Rissi that the decision be adopted with the modification suggested by the Department. The motion passed unanimously.

Ms. Emmett signed the Order which imposes a reprimand and probation for six months.

B. <u>Veterans E-Health and Telemedicine Support (VETS) Act of 2015</u>

At the request of the Unites States Senate Committee on Veterans' Affairs, The Board reviewed language of S.2170, Veterans E-Health and Telemedicine Support (VETS) Act of 2015 and a letter from the Federation of State Medical Boards (FSMB) regarding that legislation.

Mr. McAnaney arrived at 1:41 p.m.

Mr. Andrews made a motion, seconded by Ms. Rexford, to endorse the recommendations of the FSMB regarding the proposed legislation. The motion passed with all in favor except Mr. McAnaney

V. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

A. Mario Katigbak, MD – Petition No. 2011-1246

Staff Attorney David Tilles, Department of Public Health, presented a Consent Order in this matter. Neither respondent nor his attorney were present.

Dr. Wolf made a motion, seconded by Mr. McAnaney, to adopt the Consent Order. The motion passed unanimously.

Ms. Emmett signed the Order which imposes a \$3500.00 civil penalty.

B. Alicia Kerr, MD – Petition No. 2015-236

Staff Attorney Linda Fazzina, Department of Public Health, presented a Consent Order in this matter. Attorney Karen Noble_was present on behalf of Dr. Kerr.

Dr. Wolf made a motion, seconded by Dr. Fellows, to adopt the Consent Order. The motion passed with all in favor, except Dr. Katz who abstained.

Ms. Emmett signed the Order which imposes a \$3500.00 civil penalty.

C. <u>Michael Mankus, MD – Petition Nos. 2013-1147; 2015-1025</u>

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

Mr. McAnaney made a motion, seconded by Dr. Rissi, to adopt the Consent Order. The motion passed unanimously.

Ms. Emmett signed the Order which imposes a reprimand, a \$5000.00 civil penalty and a prescribing restriction.

VI. <u>A</u>DJOURNMENT

As there was no further business, the meeting was adjourned at 2:08 p.m.

Respectfully submitted,