

**MEDICAL EXAMINING BOARD
MEETING MINUTES
MAY 18, 2016**

PRESENT: Mary Jo Capodice, D.O., Greg Collins; Rodney Erickson, M.D.; Suresh Misra, M.D.; Carolyn Ogland Vukich, M.D.; David Roelke, M.D.; Kenneth Simons, M.D.; Sridhar Vasudevan, M.D.; Timothy Westlake, M.D.; Russell Yale, M.D.; Robert Zondag

EXCUSED: Michael Phillips, M.D.

STAFF: Tom Ryan, Executive Director; Nifty Lynn Dio, Bureau Assistant; and other Department staff

CALL TO ORDER

Kenneth Simons, Chair, called the meeting to order at 8:00 a.m. A quorum of eleven (11) members was confirmed.

ADOPTION OF AGENDA

Amendments to the Agenda:

- *Removed: Item R.3.c – 15 MED 371 – Administrative Warnings*

MOTION: Suresh Misra moved, seconded by David Roelke, to adopt the agenda as amended. Motion carried unanimously.

MINUTES OF APRIL 20, 2016 – REVIEW AND APPROVAL

Amendments to the Minutes:

- *Correction: Page 8: Add to reject..*

MOTION: Sridhar Vasudevan moved, seconded by Suresh Misra, to approve the minutes of April 20, 2016 as amended. Motion carried unanimously.

**APPOINTMENTS, REAPPOINTMENTS, CONFIRMATIONS, AND COMMITTEE, PANEL
AND LIAISON APPOINTMENTS**

Screening and Examination Panels Roster

MOTION: Sridhar Vasudevan moved, seconded by David Roelke, to adopt the Screening Panel appointments. Motion carried unanimously.

Consider an Appointment to the Vacancy of Dr. Vasudevan in the Controlled Substances Committee

MOTION: Sridhar Vasudevan moved, seconded by Timothy Westlake, to disband the Controlled Substances Committee and have those responsibilities assumed by the Full Board. Motion carried unanimously.

LEGISLATIVE/ADMINISTRATIVE RULE MATTERS

Revised Scope Statement for Med 1 and 14 Relating to General Update and Cleanup of Rules

MOTION: Sridhar Vasudevan moved, seconded by David Roelke, to approve the revised Scope Statement on Chapters Med 1 and 14 relating to general update and cleanup of rules for submission to the Governor's Office and publication, and to authorize the Chair to approve the scope for implementation no less than 10 days after publication. Motion carried unanimously.

SPEAKING ENGAGEMENTS, TRAVEL, OR PUBLIC RELATION REQUESTS, AND REPORTS

MOTION: David Roelke moved, seconded by Sridhar Vasudevan, to authorize Timothy Westlake to speak to staff at the Department of Health Services regarding opioid prescribing guidelines. Motion carried unanimously.

NEWSLETTER MATTERS

Spring 2016 Newsletter Content

MOTION: Sridhar Vasudevan moved, seconded by David Roelke, to approve the content of the 2016 Newsletter and authorize the Chair to approve any additional changes. Motion carried unanimously.

CLOSED SESSION

MOTION: Timothy Westlake moved, seconded by David Roelke, to convene to Closed Session to deliberate on cases following hearing (§ 19.85 (1) (a), Stats.); to consider licensure or certification of individuals (§ 19.85 (1) (b), Stats.); to consider closing disciplinary investigations with administrative warnings (§ 19.85 (1) (b), Stats. and § 448.02 (8), Stats.); to consider individual histories or disciplinary data (§ 19.85 (1) (f), Stats.); and to confer with legal counsel (§ 19.85 (1) (g), Stats.). The Chair read the language of the motion aloud for the record. The vote of each member was ascertained by voice vote. Roll Call Vote: Mary Jo Capodice – yes; Greg Collins – yes; Rodney Erickson – yes; Suresh Misra – yes; Carolyn Ogland Vukich – yes; David Roelke – yes; Kenneth Simons – yes; Sridhar Vasudevan – yes; Timothy Westlake – yes; Russell Yale – yes; and Robert Zondag – yes. Motion carried unanimously.

The Board convened into Closed Session at 9:03 a.m.

RECONVENE TO OPEN SESSION

MOTION: Suresh Misra moved, seconded by Robert Zondag, to reconvene in Open Session at 10:43 a.m. Motion carried unanimously.

VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION

MOTION: David Roelke moved, seconded by Rodney Erickson, to affirm all motions made and votes taken in Closed Session. Motion carried unanimously.

FULL BOARD REVIEW OF CANDIDATES FOR LICENSURE

Kent Brockmann, M.D.

MOTION: Sridhar Vasudevan moved, seconded by Suresh Misra, to deny the application of Kent Brockmann, M.D., for reinstatement of his license to practice medicine and surgery. **Reason for Denial:** Pursuant to Order number 2627 dated 9/18/2013. Additionally, the applicant's license to practice medicine in New York State was revoked, which constitutes unprofessional conduct and is another basis for denial. Wis. Stat. § 448.06(2) and Wis. Admin. Code § Med 10.03(3)(c). Motion carried unanimously.

FULL BOARD REVIEW FOR VISITING PHYSICIAN LICENSURE

Viktor Hraska, M.D.

MOTION: Russell Yale moved, seconded by David Roelke, to approve the application of Viktor Hraska, M.D., for a license to practice medicine and surgery, once all requirements are met. Motion carried. Abstained: Vasudevan

(Kenneth Simons recused himself and left the room for voting and deliberation in the matter concerning Victor Hraska, M.D.)

DELIBERATION ON DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) MATTERS

Monitoring

Roman Berezovski, M.D.

MOTION: Timothy Westlake moved, seconded by Suresh Misra, to approve the request of Roman Berezovski, M.D. for full unrestricted licensure. Motion carried unanimously.

(Sridhar Vasudevan recused himself and left the room for deliberation and voting in the matter concerning Roman Berezovski.)

Stephen Haughey, M.D.

MOTION: Rodney Erickson moved, seconded by Greg Collins, to approve the request of Stephen Haughey, M.D. for reduction of drug screens to 24 and one hair test, and deny the request for access to controlled substances. The Board will not consider further petitions prior to May 19, 2017. **Reason for Denial:** The seriousness of the facts underlying the issuance of the original Final Decision and Order. Motion carried unanimously.

Devinder Sidhu, M.D.

MOTION: David Roelke moved, seconded by Robert Zondag, to approve the request of Devinder Sidhu, M.D. for reduction of drug screens to 24 and one hair test. Motion carried unanimously.

Complaints

15 MED 178 – C.S.W., M.D.

MOTION: Sridhar Vasudevan moved, seconded by Greg Collins, to find probable cause to believe that C.S.W., DLSC Case No. 15 MED 178, has committed unprofessional conduct, and therefore to issue the Complaint and hold a hearing on such conduct pursuant to Wis. Stat. § 448.02(3)(b). Motion carried unanimously.

Administrative Warning

15 MED 147 – D.P.H.

MOTION: Suresh Misra moved, seconded by Russell Yale, to issue an Administrative Warning in the matter of DLSC Case No. 15 MED 147 against D.P.H. Motion carried. Opposed: Vasudevan, Roelke

(Kenneth Simons recused himself and left the room for deliberation and voting in the matter concerning D.P.H., DLSC Case No. 15 MED 147.)

15 MED 171 – L.M.A.

MOTION: Timothy Westlake moved, seconded by Mary Jo Capodice, to issue an Administrative Warning in the matter of DLSC Case No. 15 MED 171 against L.M.A. Motion carried unanimously.

Proposed Stipulations, Final Decisions and Orders

14 MED 127 – Bradley S. Boettcher, M.D.

MOTION: Greg Collins moved, seconded by Suresh Misra, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Bradley S. Boettcher, M.D., DLSC Case No. 14 MED 127. Motion carried unanimously.

14 MED 220 – Virendra K. Misra, M.D.

MOTION: May Jo Capodice moved, seconded by Russell Yale, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Virendra K. Misra, M.D., DLSC Case No. 14 MED 220. Motion carried unanimously.

14 MED 412 – Kenechi Anuligo, M.D.

MOTION: Mary Jo Capodice moved, seconded by Suresh Misra, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Kenechi Anuligo, M.D., DLSC Case No. 14 MED 412. Motion carried unanimously.

15 MED 011 – Michael J. Flanigan, M.D.

MOTION: Sridhar Vasudevan moved, seconded by Carolyn Ogland Vukich, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Michael J. Flanigan, M.D., DLSC Case No. 15 MED 011. Motion carried unanimously.

15 MED 150 and 15 MED 151 – Troy D. Schrock, D.O.

MOTION: Suresh Misra moved, seconded by Greg Collins, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Troy D. Schrock, D.O., DLSC Case No. 15 MED 150 and 15 MED 151. Motion carried unanimously.

15 MED 273 – Scott C. Hicks, M.D.

MOTION: Timothy Westlake moved, seconded by Suresh Misra, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Scott C. Hicks, DLSC Case No. 15 MED 273. Motion carried unanimously.

(Sridhar Vasudevan recused himself and left the room for deliberation and voting in the matter concerning Scott C. Hicks, M.D., DLSC Case No. 15 MED 273.)

Case Closings

CASE CLOSING(S)

MOTION: Carolyn Ogland Vukich moved, seconded by Suresh Misra, to close the following cases according to the recommendations by the Division of Legal Services and Compliance:

1. 14 MED 523 (RC) – **No Violation**
2. 14 MED 617 (KS) – **No Violation**
3. 15 MED 121 (L.H.M.J.) – **Insufficient Evidence**
4. 15 MED 159 (J.H.L.) – **No Violation**

Motion carried unanimously.

15 MED 411

MOTION: Carolyn Ogland Vukich moved, seconded by Robert Zondag, to close DLSC Case No. 15 MED 411 against C.J.H. for *No Violation*. Motion carried unanimously.

ORDER FIXING COSTS

Giuditta Angelini, M.D.

MOTION: Timothy Westlake moved, seconded by Greg Collins, to adopt the Order Fixing Costs in the matter of disciplinary proceedings against Giuditta Angelini, M.D., Respondent, DHA Case No. SPS-14-0027, DLSC Case No. 11 MED 315. Motion carried unanimously.

DELEGATION OF RATIFICATION OF EXAMINATION RESULTS AND RATIFICATION OF LICENSES AND CERTIFICATES

MOTION: Timothy Westlake moved, seconded by Mary Jo Capodice, to delegate ratification of examination results to DSPS staff and to ratify all licenses and certificates as issued. Motion carried unanimously.

ADJOURNMENT

MOTION: Sridhar Vasudevan moved, seconded by Rodney Erickson, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 10:44 a.m.