



MEDICAL EXAMINING BOARD
Room 121A, 1400 East Washington Avenue, Madison
Contact: Tom Ryan (608) 266-2112
May 21, 2014

The following agenda describes the issues that the Board plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a record of the actions of the Board.

AGENDA

8:00 A.M.

OPEN SESSION – CALL TO ORDER – ROLL CALL

- A) **Adoption of Agenda**
- B) Welcome New Members
- C) **Approval of Minutes of April 14, 2014 and April 16, 2014**
- D) Administrative Updates
 - 1) Appointments/Reappointments/Confirmations
 - 2) Staff Updates
- E) Continuing Education and Accreditation Council for Continuing Medical Education (ACCME) Discussion
 - 1) **APPEARANCE** – Deputy Secretary Bill Wendle
- F) **Medical Board of California’s List of Recognized Medical Schools and Procedure for International Applicants – Board Discussion**
- G) Physician Supervision of Non-Credentialed Radiography Technicians
- H) Requirements for Documenting and Retaining Records of Physicians Supervising Physician Assistants, and Other Matters Related to Physician Assistant Practice
 - 1) **APPEARANCE** – Julie Doyle, Chair, Council on Physician Assistants
- I) Speaking Engagement(s), Travel, or Public Relation Request(s)
 - 1) Report from Kenneth Simons on his May 8, 2014 Speaking Engagement at the Medical College of Wisconsin

J) Federation of State Medical Boards (FSMB) Matters – Discussion and Consideration

- 1) Report from Attendees on the FSMB 2014 Annual Meeting
- 2) Appointment of Sridhar Vasudevan to FSMB Education Committee, 2014-15 – Board Consideration
- 3) Appointment of Kenneth Simons to Chair FSMB State Medical Boards’ Appropriate Regulation of Telemedicine (SMART) II Committee – Board Consideration
- 4) Final FSMB State Medical Boards’ Appropriate Regulation of Telemedicine (SMART) Report
- 5) Review of Interstate Medical Licensure Compact Draft
- 6) Final Report of FSMB Maintenance of Licensure (MOL) Task Force on Continuous Professional Development (CPD) Activities
- 7) Review and Discussion of Actions Taken by the FSMB 2014 House of Delegates, Including the Following:
 - a) Model Policy for the Appropriate Use of Telemedicine Technologies in the Practice of Medicine (See Item J.3 and J.4, above)
 - b) Development of an Interstate Compact to Expedite Medical Licensure and Facilitate Multi-State Practice (See Item J.5, above)
 - c) Report of the Maintenance of Licensure Task Force on Continuous Professional Development Activities (See Item J.6, above)
 - d) Recommendations #1 (Relating to Physicians Employed by Traveling Athletic Teams) and #2 (Relating to Special Purpose Licenses) Contained in BRD RPT 14-3; Report of the FSMB Workgroup on Innovations in State-based Licensure
 - e) Mandated Employer Reporting of Diversion to Licensing Boards
 - f) Establish Study Group Regarding Collateral Consequences of Board Actions
 - g) Key State Decision Maker’s Education: Legislators, Governors, Health Agency Administration
 - h) Framework on Professionalism in the Adoption and Use of Electronic Health Records

K) Licensing Committee Report

L) Disciplinary Guidelines Committee Report

- 1) Medical Examining Board Historical Decisions and Orders Data Analysis Report

M) Screening Panel Report

N) Newsletter Matters

O) Legislative/Administrative Rule Matters:

- 1) Current and Future Rule Making and Legislative Initiatives
- 2) Administrative Rules Report
- 3) Review of Preliminary Draft of 165-MED 18, Relating to Physicians and Informed Consent
- 4) Review and Discussion of Scope Statement for 165-MED 1, 3, and 5, Relating to Physician Licensure
- 5) **9:30 A.M. – PUBLIC HEARING** – Clearinghouse Rule 14-033, Amending MED 13.06, Relating to Continuing Education Audits

- P) Items Added After Preparation of Agenda:
- 1) Introductions, Announcements and Recognition
 - 2) Administrative Updates
 - 3) Education and Examination Matters
 - 4) Credentialing Matters
 - 5) Practice Matters
 - 6) Legislation/Administrative Rule Matters
 - 7) Liaison Report(s)
 - 8) Informational Item(s)
 - 9) Disciplinary Matters
 - 10) Presentations of Petition(s) for Summary Suspension
 - 11) Presentation of Proposed Stipulation(s), Final Decision(s) and Order(s)
 - 12) Presentation of Proposed Decisions
 - 13) Presentation of Interim Order(s)
 - 14) Petitions for Re-Hearing
 - 15) Petitions for Assessments
 - 16) Petitions to Vacate Order(s)
 - 17) Petitions for Designation of Hearing Examiner
 - 18) Requests for Disciplinary Proceeding Presentations
 - 19) Motions
 - 20) Petitions
 - 21) Appearances from Requests Received or Renewed
 - 22) Speaking Engagement(s), Travel, or Public Relation Request(s)

Q) Public Comments

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.).

R) Presentation and Deliberation of Request to Review Board Decision in the Matter of the Full-Board Oral Examination of Bharat Pal, M.D.

- 1) **9:50 A.M. APPEARANCE** – Patricia J. Epstein, Attorney for Bharat Pal, M.D.
- 2) **9:50 A.M. APPEARANCE** – Bharat Pal, M.D.

S) Review of Administrative Warning in the Matter of 13 MED 302 – (T.S.O.)

- 1) **10:00 A.M.- APPEARANCE** – T.S.O., Respondent
- 2) **10:00 A.M.- APPEARANCE** – Joost Kap, DLSC Attorney

T) Review of Administrative Warning in the Matter of 13 MED 274 – (J.R.V.)

- 1) **10:15 A.M.- APPEARANCE** – J.R.V., Respondent
- 2) **10:15 A.M.- APPEARANCE** – Yolanda McGowan, DLSC Attorney

U) Oral Interview for Visiting Professor Licensure – Toshio Takayama, M.D.

- 1) **10:30 A.M. – APPEARANCE** – Toshio Takayama, M.D.

V) Monitoring Matters

- 1) Michael V. Baich, M.D. – Requesting Limitations Be Removed from License
 - a) **10:45 A.M. – APPEARANCE** – Michael V. Baich, M.D.

W) Presentation and Deliberation on Proposed Stipulations, Final Decisions, and Orders by the Division of Legal Services and Compliance (DLSC):

- ~~1) Vallie M. Kaprelian, M.D. – 12 MED 327~~
 - ~~a) Case Advisor: Carolyn Ogland Vukich~~
- 2) Jane D. Byrd, M.D. – 12 MED 422
 - a) Case Advisor: Timothy Westlake
- 3) Jason T. Gengerke, M.D. – 13 MED 018
 - a) Case Advisor: Timothy Westlake
- 4) Stephen A. Cullinan, M.D. – 13 MED 129
 - a) Case Advisor: James Barr
- 5) Nancy L. Moyer, M.D. – 13 MED 169
 - a) Case Advisor: Greg Collins
- 6) Patrick L. Bruno, M.D. – 13 MED 179
 - a) Case Advisor: James Barr
- 7) Mohammed A. Kaiseruddin, M.D. – 13 MED 383
 - a) Case Advisor: Jude Genereaux
- 8) Rakesh Jagetia, M.D. – 13 MED 401
 - a) Case Advisor: Sridhar Vasudevan
- 9) Steven W. Steinmetz, M.D. – 13 MED 478
 - a) Case Advisor: Timothy Westlake
- 10) Govindaraju Subramani, M.D. – 13 MED 534
 - a) Case Advisor: Kenneth Simons

X) Presentation and Deliberation on Administrative Warnings

- 1) 12 MED 381 (C.W.D.)
- 2) 13 MED 217 (J.A.F.)
- 3) 13 MED 334 (T.A.D.)

Y) Presentation and Deliberation on Petitions for Extensions of Time

- 1) 13 MED 152 (J.W.I)
- 2) 13 MED 155 (N.H.R.)

Z) Seeking Equivalency for the 12 Months of ACGME Approved Post-Graduate Training Based on Education and Training

- 1) Sami Alnafi, M.D.
- 2) Mohamed Etafy, M.D.
- 3) Osayande S. Izeiyamu, M.D.
- 4) Kuylhee Kim, M.D.
- 5) Guoqiong K. Qu, M.D.

AA) Case Status Report

BB) Case Closings

- 1) 12 MED 241 (A.B.)
- 2) 12 MED 242 (S.J.)
- 3) 12 MED 381 (A.N.; C.L.)
- 4) 12 MED 445 (A.J.C.)
- 5) 13 MED 012 (R.J.D.)
- 6) 13 MED 033 (R.J.A.)
- 7) 13 MED 114 (R.H.)
- 8) 13 MED 128 (C.A.L.)
- 9) 13 MED 156 (R.T.)
- 10) 13 MED 221 (D.A.; J.D.)
- 11) 13 MED 237 (F.T.I.)
- 12) 13 MED 255 (G.G.D.)
- 13) 13 MED 335 (M.Y.)
- 14) 13 MED 380 (M.M.)
- 15) 14 MED 045 (C.D.)

CC) Deliberation of Items Added After Preparation of the Agenda

- 1) Education and Examination Matters
- 2) Credentialing Matters
- 3) Disciplinary Matters
- 4) Monitoring Matters
- 5) Professional Assistance Procedure (PAP) Matters
- 6) Petition(s) for Summary Suspensions
- 7) Proposed Stipulations, Final Decisions and Orders
- 8) Administrative Warnings
- 9) Proposed Decisions
- 10) Matters Relating to Costs
- 11) Complaints
- 12) Case Closings
- 13) Case Status Report
- 14) Petition(s) for Extension of Time
- 15) Proposed Interim Orders
- 16) Petitions for Assessments and Evaluations
- 17) Petitions to Vacate Orders
- 18) Remedial Education Cases
- 19) Motions
- 20) Petitions for Re-Hearing
- 21) Appearances from Requests Received or Renewed

DD) Consulting with Legal Counsel

- 1) Planned Parenthood v. Van Hollen
 - a) **11:00 A.M. – APPEARANCE** – Maria Lazar, Assistant Attorney General, Department of Justice

RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

EE) Open Session Items Noticed Above not Completed in the Initial Open Session

FF) Vote on Items Considered or Deliberated Upon in Closed Session, if Voting is Appropriate

ADJOURNMENT

**CONVENE TO LICENSURE COMMITTEE MEETING
11:30 A.M., OR IMMEDIATELY FOLLOWING FULL BOARD MEETING**

ATTENDEES: Kenneth Simons, Timothy Swan, Timothy Westlake

**ORAL EXAMINATION OF CANDIDATES FOR LICENSURE
ROOM 121A, B, C, AND 199B
12:15 P.M., OR IMMEDIATELY FOLLOWING FULL BOARD MEETING**

CLOSED SESSION – Reviewing applications and conducting oral examinations of five (5) candidates for licensure – Drs. Capodice, Erickson, Ogland, and Vasudevan

MEETINGS AND HEARINGS ARE OPEN TO THE PUBLIC, AND MAY BE CANCELLED WITHOUT NOTICE. IF A BOARD ADJOURNS TO CLOSED SESSION, RECONVENES IN OPEN SESSION TO VOTE ON ITEMS CONSIDERED IN CLOSED SESSION, AND DURING VOTING DETERMINES THAT ADDITIONAL DELIBERATIONS ARE NECESSARY FOR VOTING, THE BOARD MAY ADJOURN TO CLOSED SESSION TO CONTINUE DELIBERATIONS AND THEN RECONVENE INTO OPEN SESSION FOR VOTING.

Times listed for meeting items are approximate and depend on the length of discussion and voting. All meetings are held at 1400 East Washington Avenue, Madison, Wisconsin, unless otherwise noted. In order to confirm a meeting or to request a complete copy of the board's agenda, please call the listed contact person. The board may also consider materials or items filed after the transmission of this notice. Times listed for the commencement of disciplinary hearings may be changed by the examiner for the convenience of the parties. Interpreters for the hearing impaired provided upon request by contacting the Affirmative Action Officer, 608-266-2112.