

**Minutes
Credentials Committee Meeting
Florida Board of Medicine
Renaissance Orlando Hotel
5445 Forbes Place
Orlando, FL 32812
(407) 240-1000
September 30, 2010**

To accommodate individuals required to appear before the Committee, the Chairman may adjusted the sequence of the agenda items. The minutes reflect the actual sequence of events rather than the original agenda order.

Dr. George Thomas called the meeting to order at 9:00 a.m. Those present included the following:

MEMBERS PRESENT:

George Thomas, M.D. Chairman
Robert Nuss, M.D.
Michael Chizner, M.D.
Jason Rosenberg, M.D.
Lisa Tucker, M.D.

STAFF PRESENT:

Chandra Prine, Program Operations Administrator
Whitney Bowen, Regulatory Specialist II

BOARD COUNSEL PRESENT:

Donna McNulty, Assistant Attorney General

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PERSONAL APPEARANCES

GEORGE THOMAS, M.D. —TO INTERVIEW TABS 1-5

Tab 2 John Dillon Hegarty, M.D – Endorsement

Issue(s) Termination from UMass Memorial Health Care, Inc.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made and seconded to approve the application for licensure, which carried 5/0.

Action Taken: the Committee voted to approve the application for licensure.

Tab 4 Adrianna Marie Marrese– Endorsement

Issue(s) Failure to disclose probation at the UAMS and Medical College of Georgia on the licensure application.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made, seconded and carried unanimously to approve the application for licensure conditioned upon payment of a \$2000 fine.

Action Taken: the Committee voted to approve the application for licensure conditioned upon payment of a \$2000 fine.

Tab 5 Mildred del Carmen Barnett, M.D. – Examination

Issue(s) Failure to disclose repeated medical education on the licensure application.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made, seconded and carried unanimously to approve the application for licensure conditioned upon receipt of a corrected application page and payment of a \$500 fine.

Action Taken: the Committee voted to approve the application for licensure conditioned upon receipt of a corrected application page and payment of a \$500 fine.

MICHAEL CHIZNER, M.D. —TO INTERVIEW TABS 6-10

Tab 6 Corine Marie Munnings, M.D. – Examination

Issue(s) The positive response to questions on the application.

Accompanied by Judy Rivenbark, M.D., Medical Director, Professionals Resource Network

The applicant was present and sworn in by the court reporter. After discussion, a motion was made and seconded to approve the application for licensure, which carried 5/0.

Action Taken: the Committee voted to approve the application for licensure.

Tab 7 Spencer Silverbach – Endorsement

Issue(s) Failure to disclose probation at Albany Medical College on the licensure application, action against his Connecticut, Massachusetts, New York and California medical licenses.

Represented by Allen Grossman, Esq.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made, seconded and carried unanimously to accept Dr. Silverbach's request to withdraw his application for licensure.

Action Taken: The Committee voted to accept the request for withdrawal of Dr. Silverbach's licensure application.

Tab 9 Ann Elizabeth Hyslop – Examination

Issue(s) Positive response to questions on the licensure application.

Accompanied by Judy Rivenbark, M.D., Medical Director, Professionals Resource Network

The applicant was present and sworn in by the court reporter. After discussion, a motion was made and seconded to approve the application for licensure, which carried 5/0.

Action Taken: the Committee voted to approve the application for licensure.

ROBERT NUSS, M.D. – TO INTERVIEW TABS 11-15

Tab 11 Michael William Rowley, M.D – Endorsement

Issue(s) Action against Florida Pharmacist license and failure to disclose probation at Mayo Graduate School of Medicine on the licensure application.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made, seconded and carried unanimously to approve the application for licensure conditioned upon receipt of a corrected application page and payment of a \$1000 fine.

Action Taken: the Committee voted to approve the application for licensure conditioned upon a corrected application page and payment of a \$1000 fine.

Tab 10 Lianette M. Campos-Sackley – Examination

Issue(s) Petition for Variance or Waiver of rule 64B8-4.004(1), F.A.C. and positive response to questions on the licensure application.

Represented by Allen Grossman, Esq.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made, seconded and carried unanimously to grant the Petition for Variance or Waiver and approve the application for licensure.

Action Taken: the Committee voted to grant the Petition for Variance or Waiver and approve the application for licensure.

Tab 12 Josephina Lozano, M.D. – Temporary Certificate to Practice in an Area of Critical Need

Issue(s) Failure to disclose the Uniform Non-Disciplinary Citation issued by the Board of Medicine/Electrolysis Council on the certification application.

Represented by Allen Grossman, Esq.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made and seconded to approve the application for licensure, which carried 5/0.

Action Taken: the Committee voted to approve the application for licensure.

Tab 13 Marc Jean Thibonnier, M.D. – Endorsement

Issue(s) Training requirement pursuant to section 458.311(1)(f), F.S.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made and seconded to approve the application for licensure, which carried 5/0.

Action Taken: the Committee voted to approve the application for licensure.

Tab 14 Simon B. Santos, M.D – Endorsement

Issue(s) Petition for Variance and/or Waiver of rule 64B8-2.001(2), F.A.C. with regards to the requirement of successful completion of the pre-1985 FLEX in one administration of the examination.

Represented by Allen Grossman, Esq.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made, seconded and carried unanimously to grant the Petition for Variance or Waiver and approve the application for licensure.

Action Taken: the Committee voted to grant the Petition for Variance or Waiver and approve the application for licensure.

Tab 15 Keslie Gutierrez, M.D. – Examination/Fifth Pathway

Issue(s) Failure to meet section 458.311(3)(a), F.S., received a bachelor's degree from an accredited United States college or university.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made and seconded to approve the application for licensure, which carried 5/0.

Action Taken: the Committee voted to approve the application for licensure.

ELIZABETH TUCKER TO INTERVIEW TABS 16-21

Tab 16 Maria Alexandra Melo, M.D. - Examination

Issue(s) Positive response to questions on the licensure application.

Accompanied by Judy Rivenbark, M.D., Medical Director, Professionals Resource Network

The applicant was present and sworn in by the court reporter. After discussion, a motion was made and seconded to approve the application for licensure, which carried 5/0.

Action Taken: the Committee voted to approve the application for licensure.

Tab 17 Robert Neils Miller, Jr., M.D. – Endorsement

Issue(s) Failure to disclose probation at Naval Medical Center Portsmouth and Naval Hospital Jacksonville on the licensure application.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made and seconded to approve the application for licensure, which carried 5/0.

Action Taken: the Committee voted to approve the application for licensure.

Tab 18 Stephen G. Weiss, M.D – Endorsement

Issue(s) Positive response to questions on the application.

The applicant was not present. The committee voted to table until the December 2010 Credentials Committee meeting.

Action Taken: the Committee voted to table until the December 2010 Credentials Committee meeting.

Tab 19 Padmaja Polavarapu, M.D. – Endorsement

Issue(s) Action by the Virginia and West Virginia Medical Boards.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made and seconded to approve the application for licensure, which carried 5/0.

Action Taken: the Committee voted to approve the application for licensure.

Tab 20 Suzanne Steelman, M.D. – Endorsement

Issue(s) Positive response to questions on the licensure application.

Accompanied by Judy Rivenbark, M.D., Medical Director, Professionals Resource Network

The applicant was present and sworn in by the court reporter. After discussion, a motion was made and seconded to approve the application for licensure with a licensure long condition of direct supervision by a board-certified physician. The applicant is permitted to petition the Credentials Committee after two years to lift the condition providing she can satisfactorily demonstrate that she can practice with reasonable skill and safety without supervision. The Committee voted to delegate to the Chair of the Credentials Committee the authority to approve the supervisor, which carried 5/0.

Action Taken: the Committee voted to approve the application for licensure with a licensure long condition of direct supervision by a board-certified physician. The applicant is permitted to petition the Credentials Committee after two years to lift the condition providing she can satisfactorily demonstrate that she can practice with reasonable skill and safety without supervision. The Committee voted to delegate to the Chair of the Credentials Committee the authority to approve the supervisor.

Tab 21 Saul Frank Weinstein, M.D. – Endorsement

Issue(s) Action by the Colorado Board of Medicine.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made and seconded to approve the application for licensure, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure.

JASON ROSENBERG, M.D. TO INTERVIEW TABS 22-28

Tab 22 Larry Robert Rosenthal, M.D. – Examination

Issue(s) Discuss action by the State of Florida, Virginia and New York Medical Boards and positive response to questions on the licensure application.

Represented by Julie Gallagher, Esq.

Accompanied by Judy Rivenbark, M.D., Medical Director, Professionals Resource Network

The applicant was present and sworn in by the court reporter. After discussion, a motion was made and seconded to approve with the condition he pay the fine and cost required by the 2006 Board Order, and he practice under indirect supervision for two years. The supervisor must be board-certified and is required to review 25% of patient charts quarterly. The applicant is required to appear quarterly before the Probation Committee and the supervisory physician is required to appear with the applicant for the first and last appearances before the Probation Committee. After one year of indirect supervision, the applicant may petition the Probation Committee to lift the supervision. The motion carried 5/0

Action Taken: The Committee voted to approve the application for licensure with the condition he pay the fine and cost required by the 2006 Board Order, and he practice under indirect supervision for two years. The supervisor must be board-certified and is required to review 25% of patient charts quarterly. The applicant is required to appear quarterly before the Probation Committee and the supervisory physician is required to appear with the applicant for the first and last appearances before the Probation Committee. After one year of indirect supervision, the applicant may petition the Probation Committee to lift the supervision.

Tab 23 Emilio Luis Perez-Rivera, M.D. – Endorsement

Issue(s) Status of student loans and termination from the University of South Florida, Department of Radiology.

Represented by Allen Grossman, Esq.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made and seconded to approve the application for licensure, which carried 4/1.

Action Taken: the Committee voted to approve the application for licensure.

Tab 24 David Walther W. Espenscheid – Examination

Issue(s) Previous licensure denial by the Florida Board of Medicine and positive response to questions on the licensure application.

Represented by Allen Grossman, Esq.

Accompanied by Judy Rivenbark, M.D., Medical Director, Professionals Resource Network

The applicant was present and sworn in by the court reporter. Dr.Tucker was recused. After discussion, a motion was made and seconded to approve licensure with the condition he pass the SPEX examination or practice under indirect supervision for six months. The supervisor must be board certified and the Chair of the Credentials Committee has been delegated the authority to approve the supervisor. The motion carried 4/0.

Action Taken: The Committee voted to approve the application for licensure with the condition he pass the SPEX examination or practice under indirect supervision for six months. The supervisor must be board certified and the Chair of the Credentials Committee has been delegated the authority to approve the supervisor.

Tab 25 James Hurn Hudson, M.D – Endorsement

Issue(s) Results of the requested evaluation.

Accompanied by Judy Rivenbark, M.D., Medical Director, Professionals Resource Network

The applicant was present and sworn in by the court reporter. After discussion, a motion was made and seconded to approve the application for licensure, which carried 5/0.

Action Taken: the Committee voted to approve the application for licensure.

Tab 26 Robert Brian Bettencourt, M.D. Resident Registration

Issue(s) Results of the requested evaluation.

The applicant was not present. Dr. Bettencourt sent a request to withdraw the registration application. A motion was made and seconded to allow the applicant to withdraw his application, which carried 5/0.

Action Taken: the Committee voted to allow the applicant to withdraw his application.

Tab 27 Laura Mane Pomeroy Barber – Examination

Issue(s) Positive response to question on the licensure application.

Accompanied by Judy Rivenbark, M.D., Medical Director, Professionals Resource Network

The applicant was present and sworn in by the court reporter. After discussion, a motion was made and seconded to approve the application for licensure, which carried 5/0.

Action Taken: the Committee voted to approve the application for licensure.

Tab 28 Steven D. Wexner, M.D. Cleveland Clinic Florida

Issue(s) Request to be approved pursuant to section 458.3135 (3), F.S.

This matter was moved to the Full Board agenda prior to this meeting.

GEORGE THOMAS, M.D. —TO INTERVIEW TABS 29-30

INDIVIDUAL CONSIDERATIONS

Tab 29 Ata Ulhaq, M.D. – Examination/Fifth Pathway

Issue(s) Petition for Waiver or Variance of rule 64B8-4.009(4) and 64B8-4.009(5), F.A.C.

The applicant was not present. After discussion, a motion was made to grant the Petition for Variance or Waiver and approve the application for licensure. The motion was seconded, which carried 5/0.

Action Taken: the Committee voted to grant the Petition for Variance or Waiver and approve the application for licensure.

RECONSIDERATION

Tab 30 Muhammad Atallah, M.D. – ME 105490

Issue(s) request for reconsideration of the Florida Board of Medicine's Order filed September 3, 2009.

The applicant was not present. A motion was made and seconded to approve the request for reconsideration, which carried 5/0. After discussion, a motion was made and seconded to allow the condition to be six months direct supervision in a mini-residency program as requested, which carried 5/0.

Action Taken: the Committee voted to allow the condition to be six months direct supervision in a mini-residency program.

Tab 1 William McCoy, M.D. – Endorsement

Issue(s) Practice requirement pursuant to section 458.313(1)(c), F.S.

Action Taken:

The applicant was not present. A motion was made, seconded, and carried unanimously to table to the December 2010 Credentials Committee meeting.

Action Taken: the Committee voted to table to the December 2010 Credentials Committee meeting.

Tab 3 Ioan Talfryn Thomas, M.D – Endorsement

Issue(s) Practice requirement pursuant to section 458.313(1)(c), F.S..

The applicant was not present. A motion was made, seconded and carried unanimously to deny the application for licensure for failure to appear and for failure to meet the requirements of Section 458.313(1)(c), FS. The motion carried 5/0.

Action Taken: the Committee voted to deny the application for licensure for failure to appear and for failure to meet the requirements of Section 458.313(1)(c), FS.

Tab 8 Rajiv Yakhmi, M.D. – Endorsement

Issue(s) Failure to disclose repeated medical education and leave of absence during medical school on the licensure application.

The applicant was not present. A motion was made, seconded and carried unanimously to table to the December 2010 Credentials Committee meeting.

Action Taken: the Committee voted to table to the December 2010 Credentials Committee meeting.

NEW BUSINESS

ADJOURN

The Committee adjourned at 12:09 p.m.