

Board of Medicine
Probation Committee Meeting
December 1, 2011

**MINUTES OF THE MEETING
OF THE FLORIDA BOARD OF MEDICINE
PROBATIONERS COMMITTEE**

**Marriott Orlando Airport
7499 Augusta National Drive
Orlando, FL 32822**

**Thursday, December 1, 2011
2:00 P.M.**

The meeting of the Florida Board of Medicine's Probationers Committee was called to order by Dr. Gary Winchester, Chair, at 3:14 p.m. on Thursday, December 1, 2011.

Members Present:

Gary Winchester, M.D., Chair
Zachariah P. Zachariah, M.D.

Excused Members:

Elisabeth Tucker, M.D.

Others Present:

Ed Tellechea, Esquire, Board Counsel, Attorney General's Office
Shaila Washington, Compliance Officer, Compliance Management
Debbie Troup, representing the Professionals Resource Network

Court Reporter

Cindy R. Green
American Court Reporting
3213 Hargill Drive
Orlando, FL 32806
(407)896-1813
(407)896-1814 Fax

Approval of September 2, 2011 Meeting Minutes

A motion was made, seconded and carried that approved the September 2, 2011 minutes from the Probationers Committee.

First Appearances with Montior

Tab 1 – Alan Schwartz, M.D.

Dr. Schwartz made his first appearance before the Probation Committee accompanied by his proposed monitor, Dr. Rodolfo Hanabergh and attorney Allen Grossman.

A motion was made, seconded and carried that Dr. Hanabergh be approved as Dr. Schwartz monitor.

Tab 2 – Dwarka Nath, M. D.

Dr. Nath made his first appearance before the Probation Committee accompanied by his temporarily approved monitor, Dr. Yawer Nemsey.

A motion was made, seconded and carried that Dr. Nemsey be approved as Dr. Nath's monitor.

Dr. Nath was present at this meeting of the Probation Committee at which his community service plan Habitat for Humanity was presented for consideration.

A motion was made, seconded and carried to approve Dr. Nath's community service.

Tab 3 – Karen Cowles, E.O.

Ms. Cowles made her first appearance before the Probation Committee accompanied by her proposed monitor, Dr. Aurelio Valdes.

A motion was made, seconded and carried that Dr. Valdes' be approved as Ms. Cowles' monitor.

Tab 4 – James O'Mailia, M.D.

Case heard after Addendum II

Tab 5 – Jose Coba, M.D.

Dr. Coba made an appearance before the Probation Committee with his proposed monitor, Dr. Jack Michel.

A motion was made, seconded and carrier that Dr. Jack Michael be approved as Dr. Coba's monitor.

Dr. Coba was present at this meeting of the Probation Committee at which his payment and community service plan were presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Coba's community service, and payment plan as outlined:

- \$5,000.00 October 5, 2011
- \$5,000.00 November 5, 2011
- \$6,000.00 December 5, 2011
- \$7,000.00 January 5, 2012
- \$7,000.00 February 5, 2012
- \$7,000.00 March 5, 2012
- \$8,000.00 April 5, 2012

Quarterly Appearances

Tab 8 - Mario Diaz, M.D.

Dr. Diaz appeared before the Probation Committee for his quarterly appearance. Dr. Diaz stated that he is doing well. There are currently no issues and he continues to do well.

No other motions were made; probation continues.

Tab 9 - William Leach, M.D.

Dr. Leach made his quarterly appearance before the Probation Committee with his temporary approved monitor, Dr. Ernest Palmer and Ms. Troupe representing PRN.

A motion was made, seconded and carrier that Dr. Ernest Palmer be approved as Dr. Leach's monitor.

Tab 12 - Timothy Eastburn, P.A.

Mr. Eastburn made his quarterly appearance before the Probation Committee, accompanied by Ms. Troupe with PRN.

No other motions were made; probation continues.

Tab 8 - Carlos Fleming, M.D.

Dr. Fleming made his quarterly appearance before the Probation Committee accompanied by Ms. Troupe representing PRN.

No other motions were made; probation continues.

Tab 5 - Pierre Puente, M.D.

Dr. Puente made his quarterly appearance before the Probationers Committee accompanied Debbie Troupe representing PRN.

No other motions were made; probation continues.

Tab 11 – Jose Valladares, M.D.

Dr. Valladares made his quarterly appearance before the Probationers Committee accompanied Ms. Troupe representing PRN.

No other motions were made; probation continues.

Final Appearance

Tab 12 – Todd Johnston, P.A.

Mr. Johnston made his final appearance before the Probationers Committee.

No other motions were made; probation ends.

Quality Assurance Reviews

Tab 13 - Yves Jean-Baptiste, M.D.

Dr. Jean-Baptiste made an appearance before the Probation Committee accompanied by his attorney Jon Pellett.

A motion was made, seconded, and carried unanimously to approve Dr. Jean-Baptiste CARES evaluation and final Quality Assurance report.

Community Service Plans

Tab 14 – Ikram Qureshi, M.D.

Dr. Qureshi was not required to attend this meeting of the Probation Committee at which his community service plan at Faith Health Clinic was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Qureshi community service plan.

Tab 15 – Anthony Hall, M.D.

Dr. Hall was not required to attend this meeting of the Probation Committee at which his community service plan at Florida International Academy Charter School and lecture outline were presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Hall community service plan and lecture outline.

Tab 16– Immacula Michel, M.D.

Dr. Michel was not required to attend this meeting of the Probation Committee at which his community service plan at What Now Community Development Center, Inc. was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Michel community service plan.

Tab 17 – Imad Tarabishy, M.D.

Dr. Tarabishy was not required to attend this meeting of the Probation Committee at which his community service plan at Red Crescent Clinic was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Tarabishy community service plan.

Tab 18 – Thomas DiGeronimo, M.D.

Dr. DiGeronimo was not required to attend this meeting of the Probation Committee at which his community service plans at Bell Shoals Baptist Church, Community Issues Council and the Pregnancy Care Center of Plant City were presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. DiGeronimo's community service plans.

Tab 19 – Janice McCall, M.D.

Dr. McCall was not required to attend this meeting of the Probation Committee at which her community service plan at Life Path Hospice and continuing education request were presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. McCall's community service plan and the request to attend the course entitled Surgical Pathology for the Practicing Pathologist.

Tab 20 – Elise Leonard, M.D.

Dr. Leonard was not required to attend this meeting of the Probation Committee at which his community service plan at Broward County Public Library was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Leonard's community service plan.

Tab 21 – Jason Stibich, M.D.

Dr. Stibich was not required to attend this meeting of the Probation Committee at which his community service plan at Brandon Outreach Clinic was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Stibich community service plan.

Tab 22- David Rowell, M.D.

Dr. Rowell was not required to attend this meeting of the Probation Committee at which his community service plan at the Alachua County Humane Society was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Rowell community service plan.

Tab 23- Raskilal Nagda, M.D.

Dr. Nagda was not required to attend this meeting of the Probation Committee at which his community service plan at Jain Vishwa Bharati U.S.A. was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Nagda community service plan.

Tab 24 – Andrew Shapiro, M.D.

Dr. Shapiro was not required to attend this meeting of the Probation Committee at which his community service plan at Peggy Adams Animal Rescue League and extension request were presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Shapiro community service plan and an extension until the December 2012 Board of Medicine meeting in order to satisfy five hours in Risk Management.

Tab 25 – Ronald Shaw, M.D.

Dr. Hanano was not required to attend this meeting of the Probation Committee at which his community service plan at Guardian ad Litem was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Shaw community service plan.

Tab 26 – Peter Zabinski, M.D.

Dr. Zabinski was not required to attend this meeting of the Probation Committee at which his community service plan at Melbourne Beach Volunteer Fire Department was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Zabinski community service plan.

Tab 27 – Malek Hanano, M.D.

Dr. Hanano was not required to attend this meeting of the Probation Committee at which his community service plan at Habitat for Humanity was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Hanano community service plan.

Tab 28 – William Honeycutt, M.D.

Dr. Honeycutt was not required to attend this meeting of the Probation Committee at which his community service plan at National Sclerosis Society was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Honeycutt community service plan.

Tab 29 – Donald Dewey, M.D.

Dr. Dewey was not required to attend this meeting of the Probation Committee at which her community service plan at the Escambia We Care Program was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Dewey community service plan.

Tab 30 – Vasanthi Raghavan, M.D.

Dr. Raghavan was not required to attend this meeting of the Probation Committee at which his community service plan at Give Kids the World was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Raghavan community service plan.

Lecture Outlines

Tab 31 – Dennis Pevarski, M.D.

Dr. Pevarski was not required to attend this meeting of the Probation Committee at which his lecture outline and community service plan at Habitat for Humanity were presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Pevarski lecture outline and community service plan.

Tab 32 – Kurt Gasner, M.D.

Dr. Gasner was not required to attend this meeting of the Probation Committee at which his lecture outline was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Gasner lecture outline.

Tab 33 – Shaukat Chowdhari, M.D.

Dr. Chowdhari was not required to attend this meeting of the Probation Committee at which his lecture outline was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Chowdhari lecture outline.

Tab 34 – Mayra Freeman-Ladd, M.D.

Dr. Freeman-Ladd was not required to attend this meeting of the Probation Committee at which his lecture outline was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Freeman-Ladd lecture outline.

Tab 35 – Glen Cioffi, M.D.

Dr. Cioffi was not required to attend this meeting of the Probation Committee at which his lecture outline community service plan at All Saints Catholic Mission and Soup Kitchen were presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Cioffi lecture outline.

Tab 36 – Oliver Hasek, M.D.

Dr. Hasek was not required to attend this meeting of the Probation Committee at which his lecture outline was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Hasek lecture outline.

Continuing Education

Tab 37 – Stanley Tenenbaum, M.D.

Dr. Tenenbaum was not required to attend this meeting of the Probation Committee at which his continuing medical education request was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Tenenbaum request to attend the 2012 International Stroke Conference.

Tab 38 – Karen Todd, M.D.

Dr. Todd was not required to attend this meeting of the Probation Committee at which her continuing medical education request was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Todd request to attend the American Academy of Ophthalmology convention.

Tab 39 – Virgilio Beato, M.D.

Dr. Beato was not required to attend this meeting of the Probation Committee at which his continuing medical education request was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Beato request to attend the course entitled Seventeenth Annual Brain Injury Symposium.

Tab 40 – Ernesto Porrás-Polo, M.D.

Dr. Porrás-Polo was not required to attend this meeting of the Probation Committee at which his continuing medical education request was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Porrás-Polo request to attend the course entitled Providing Emergency Care for Individuals with Development/Mental Disabilities.

Tab 41 – Elias Khoury, M.D.

Dr. Khoury was not required to attend this meeting of the Probation Committee at which his continuing medical education request was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Khoury request to attend the course entitled Fundamentals of Airway Management.

Tab 42 – Craig Amshel, M.D.

Dr. Amshel was not required to attend this meeting of the Probation Committee at which his continuing medical education request was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Amshel request to attend the 2011-12 Medical-Dental-Legal Update, specifically the following courses:

- Fraud and Abuse Update: The Impact of Health Care Reform
- Voiding a Malpractice Suit: Advice from a Plaintiff's Attorney
- Advice to the Defendant Doctor from a Plaintiff's Attorney

Dr. Amshel was not required to attend this meeting of the Probation Committee at which his extension request was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Amshel's extension request of two years to pay the administrative costs imposed.

Tab 43 – Matthew Warner, M.D.

Dr. Warner was not required to attend this meeting of the Probation Committee at which his continuing medical education request was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Warner request to attend the Stroke & Neuroscience Symposium.

Tab 44 – Annicol Marrocco, M.D.

Dr. Marrocco was not required to attend this meeting of the Probation Committee at which his continuing medical education request was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Marrocco request to attend the following courses:

- Controlled Substance Management
- PBI Medical Record Keeping Course

Extensions Requests

Tab 45 – Fausto Castillo, M.D.

Dr. Castillo was not required to attend this meeting of the Probation Committee at which his request for an extension to complete the five hour course in Treatment of Neutropenia in Immuno-Suppressed Patients was presented for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Castillo's request for an extension until July 31st of 2012.

Addendum I – James Farrell, M.D.

Dr. Farrell was not required to attend this meeting of the Probation Committee at which his payment was present for consideration.

A motion was made, seconded, and carried unanimously to approve Dr. Farrell's payment plan as outlined:

There will be an initial payment of \$10,000.00 on January 12th of 2012 and monthly payments thereafter on the 15th of each month in the amount of \$4,225.00 until paid in full.

Other Request

Tab 46 – Melissa Smith-Horn, M.D.

Dr. Smith-Horn was not required to attend this meeting of the Probation Committee at which her request to delete the community service was presented for consideration.

A motion was made, second, and carried to delete the community service.

Tab 47 – Glenn Pizzaro, M.D.

Dr. Pizzaro was not required to attend this meeting of the Probation Committee at which continuing education was reviewed. Respondent must show that the topics discussed were outlined on the evaluation

A motion was made, second, and carried to deny continuing education. Respondent failed to document subject matter outlined in the CPEP evaluation is related to continuing education provided.

Addendum II – Mazhar Rasul, M.D.

Dr. Rasul was not required to attend this meeting of the Probation Committee at which the recommendations of the PRN were present for consideration.

A motion was made, seconded, and carried that the PRN requirement be closed. No Further action taken.

Tab 4 – James O'Mailia, M.D.

Dr. O'Mailia made an appearance before the Probation Committee without his proposed monitor, Dr. David Gutstein. Dr. O'Mailia was accompanied by attorney Bruce Lamb.

A motion was made, seconded and carried to continue the temporary approval of Dr. David Gutstein until the next meeting.

The Probation Committee meeting was adjourned at 4:06 p.m.