July 2018

Message From the TMB President

Reporting of Medical Peer Review Action



Zaafran

A serious enforcement challenge the Board faces pertains to reporting by medical peer review committees. In order to protect the public and ensure timely investigation of cases, the Board relies on required reporting from hospital organized medical staffs and related health care enti-

ties. When this reporting doesn't occur or there is a deliberate effort to circumvent reporting by allowing a resignation prior to an investigation by peer review, the Board is not able to take appropriate action on licensees leaving patients vulnerable.

In the January 2018 issue of the TMB Bulletin, <u>an advisory article</u> regarding the reporting of impaired physician colleagues was published. That article titled, "Duty to Report Impairment," outlines required reporting by both individual physicians and medical peer review committees as it relates to impairment.

In addition to impairment, when is reporting to the Board mandatory?

Sec. 160.002, Occupations Code (Report of Medical Peer Review) requires that peer review committees and health care entities report in writing (i.e., file a complaint) to the Medical Board the results and circumstances of a medical peer review that:

- 1) adversely affects the clinical privileges of a physician for a period of longer than 30 days;
- 2) accepts a physician's surrender of clinical privileges while the physician is under investigation or in lieu of conducting an investigation; or

3) adversely affects the membership of a physician in a professional society or association, if conducted by that society or association.

Additionally, any physician or peer review committee is required to report to the Board if, in their opinion, a physician poses a continuing threat to the public welfare through the practice of medicine. (Sec. 160.003, Report by Certain Practitioners).

It is important to remember that responsibility for reporting is the same for the peer review committee as a whole, individual committee members themselves, as well as the Medical Executive Committee of the health

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PMP Usage Survey

The following announcement was distributed by UT-Austin's Moody College of Communication:

The Center for Health Communication has partnered with the Texas Health and Human Services Commission and the Texas State Board of Pharmacy to promote prescribers' use of the Texas Prescription Monitoring Pro-

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Message From the TMB President, Cont.

care entity. So if there is a complaint regarding the failure to report, the Board's investigative analysis includes review of all persons and committees with reporting responsibility.

It is also important to note that reporting (complaint filing) is confidential by law and the statute lists the limited scenarios in which the Board may disclose a peer review record or report.

As a reminder, the Board has a wide range of actions it can take in response to peer review reporting. Several due process steps exist in statute and rule for a physician who is the subject of a Medical Board investigation.

For more information on mandated reporting, see the <u>January 2018 issue</u> of the TMB Bulletin as well as <u>Chapter 160</u> of the Texas Occupations Code (Medical Practice Act).

Dr. Sherif Zaafran, M.D., FASA Texas Medical Board President

Editor's Note: The preceding article is intended for general guidance only and does not ensure compliance, constitute legal advice, or replace the text of applicable Board rules or laws.

Two New Medical Board Members Appointed

The Texas Medical Board has two new board members following Gov. Greg Abbott's announcement last month. The governor appointed Robert D. Martinez, M.D., and Linda G. Molina, J.D., to the Texas Medical Board for terms set to expire on April 13, 2019 and April 13, 2021, respectively.



Martinez

Robert D. Martinez, M.D., of Mission, is the chief medical officer and chief physician executive at Doctors Hospital at Renaissance in Edinburg and senior executive vice president of DHR Health. He is a member of the Texas Medical Association, American Medical Association, and

multiple community organizations. He has served as cochair of the Ryan Gibson Leukemia Advocate and Research Group, member of the Texas Alzheimer's Association and the Texas Workforce Solutions Board of Directors. Martinez received a Bachelor of Arts in psychology and biology from the Southern Methodist University and a Doctor of Medicine from The University of Texas Medical Branch in Galveston, where he also completed his internal medicine residency.



Molina

Linda G. Molina, J.D., of San Antonio, is a criminal defense attorney in private practice. Molina served as an Assistant District Attorney in Bexar County for 12 years and as an Assistant Attorney General in the Texas Attorney General's Office, Habeas Corpus Section. She is a member of

the State Bar of Texas, San Antonio Criminal Defense Lawyers Association, and a member of the Emerging Leader Board for Southern Methodist University Dedman School of Law. Additionally, she is a member of the Rotary Club of San Antonio and sustaining member of Junior League of San Antonio, and a board member of Church Under the Bridge. Molina received a Bachelor of Arts in English and Spanish from Southern Methodist University, a Master of Arts in Spanish from The University of Texas at San Antonio, and a Juris Doctor degree from the Southern Methodist University Dedman School of Law.

PMP Usage Survey, Cont.

gram (PMP).

Are you a Texas prescriber or pharmacist? You are invited to take a 10-minute survey to share your views on materials related to the PMP.

You have a chance to win free registration for yourself or someone in your organization to:

- Center for Health Communication
 2019 Health Communication Leadership Institute (valued at \$1,750)
- Dell Medical School Value Institute for Health & Care
 2018 Implementing High-Value Health Care (valued at \$2,700)

Visit the link below for details and to take the survey:

https://moody.utexas.edu/centers/health-communication/texas-pmp-prescriber-survey

Case Review Experts Needed

TMB is calling for physicians in any area of practice of medicine to serve as experts in reviewing standard of care cases. Some specific areas of need are: Complementary and Alternative Medicine, Family Medicine, Neurological Surgery, Oncology (including Pediatric), Orthopedic Spine Surgery, Pain Management, Pediatric Neurology, Plastic Surgery, and Pulmonary Disease.

As an expert to the Board, your identify for any individual case will be confidential. The requirements for serving are:

- Active Texas license
- Active practice in Texas (more than 20 hours per week, 40 weeks per year)
- No history of negative peer review action or license restriction
- · Acceptable malpractice history

For more information, please e-mail: Michelle.Garcia@tmb.state.tx.us

Board Rules

The following rules were adopted since the publication of the previous bulletin. After publication in the TX Register, the rules with effective date will be posted on the TMB website: http://www.tmb.state.tx.us/page/board-rules.
For full rule text in the Texas Administrative Code, visit: http://texreg.sos.state.tx.us/public/readtac\$ext.viewtac

JUNE 2018

CHAPTER 170. PAIN MANAGMENT

The adoption of new Subchapter B, §§170.4 - 170.8, concerning <u>Utilization of Opioid Antagonists</u>. With this new Subchapter B, comes the creation of Subchapter A, Pain Management, which will be the subchapter for existing §§170.1 - 170.3

New **§170.4**, concerning <u>Purpose</u>, describes the legislature's recognition of the importance of preventing opioid overdose death through the use of opioid antagonists. This section further describes the purposes of Subchapter B as establishing guidelines for the prescription of opioid antagonists, identifying individuals at risk of opioids, and clarifying liability issues for physicians who prescribe opioid antagonists with good faith and reasonable care.

New **§170.5**, concerning <u>Definitions</u>, sets the definitions for "Prescriber," "Opioid antagonist," and "Opioid-related drug overdose."

New **§170.6**, concerning <u>Opioid Antagonist Prescription Guidelines</u>, sets out the guidelines describing the individuals to whom opioid antagonists may be prescribed, as well as additional guidelines identifying individuals at risk of an opioid overdose.

New **§170.7**, concerning <u>Liability for Act or Omission with Respect to Prescribing an Opioid Antagonist</u>, makes clear prescribers acting in good faith and in accordance with the standard of care will not be subject to civil or criminal liability, or licensure disciplinary action for prescribing or failing to prescribe an opioid antagonist, or an outcome resulting from the eventual administration of a prescription of an opioid antagonist</u>.

New **§170.8**, concerning <u>Documentation</u>, sets forth the requirement that prescribers prescribing opioid antagonists shall document the prescription in the medical record of the person at risk of an opioid overdose.

CHAPTER 172. TEMPORARY AND LIMITED LICENSE

The adoption of new §172.19, concerning Sports Team Physician Limited License, applies to out-of-state, non-Texas licensed physicians who are designated or employed as a physician for visiting athletes, athletic teams, sporting-event-related individuals participating in sporting events in Texas, and family members of such individuals. The new rule creates an exemption from Texas medical licensure requirements for visiting

team physicians who are licensed to practice medicine in the team's home state and who limit care to the team's members, coaches, staff, and family members of such individuals during sporting events held in Texas that last no longer than 21 consecutive days. The new rule also requires a limited license for sporting events that last longer than 21 consecutive days. The rule is adopted in accordance with the Sunset Advisory Commission's management direction (Staff Report, Final Results, August 2017).

CHAPTER 185. PHYSICIAN ASSISTANT

The amendments to **§185.4**, concerning <u>Procedural Rules for Licensure Applicants</u>, eliminates the requirement for applicants to have good moral character and adds language requiring applicants to submit to a criminal background check. These changes are based on the passage of SB 1625 (85th Regular Session), which amended §204.153 and §204.1525 of the Physician Assistant Licensing Act. The amendment also eliminates obsolete language referring to "surgeon assistants."

The amendment to **§185.6**, concerning <u>Annual Renewal of License</u>, changes registration of physician assistants to biennial instead of annual. The change also adds language to require applicants to submit to a criminal background check and includes new language providing that the Board may refuse to renew a license if the licensee is not in compliance with a Board Order. These changes are based on the passage of SB 1625 (85th Regular Session), which amended §§204.1525, 204.156 and 204.158 of the Physician Assistant Licensing Act.

The amendment to **§185.8**, concerning <u>Inactive License</u>, changes the reference to "annual" registration to "biennial" registration. This change is based on the passage of SB 1625(85th Regular Session), which amended §204.156 of the Physician Assistant Licensing Act.

The amendment to **§185.14**, concerning <u>Physician Supervision</u>, changes the reference to "annual" registration to "biennial" registration. This change is based on the passage of SB 1625 (85th Regular Session), which amended §204.156 of the Physician Assistant Licensing Act.

The amendment to **§185.17**, concerning <u>Grounds for Denial of Licensure and for Disciplinary Action</u>, adds language that provides the Board may refuse to renew a license if the licensee is not in compliance with a Board Order. This change is based on the passage of SB 1625 (85th Regular Session), which amended §204.158 of the Physician Assistant Licensing Act.

Board Rules, Cont.

The amendment to **§185.31**, concerning <u>Prescriptive Authority Agreements</u>: <u>Minimum Requirements</u>, deletes language requiring face to face meetings as part of quality assurance and improvement plans. These changes are based on the passage of SB 1625 (85th Regular Session), which amended §157.0512 of the Medical Practice Act.

CHAPTER 187. PROCEDURAL RULES

The amendment to **§187.78**, concerning <u>Written Response</u>, removes the undefined term "informal meeting" and replaces it with "ISC," which is defined in §187.2 of this chapter (relating to Definitions).

CHAPTER 190. DISCIPLINARY GUIDELINES

The amendments to §190.8(6)(B), concerning <u>Violation Guidelines</u>, amends the rule to clarify that the Board will consider a misdemeanor to be a misdemeanor of moral turpitude if that type of misdemeanor has been found by a Texas Court to be a misdemeanor of moral turpitude. The rule also eliminates the word "deliberate" from the phrase "deliberate violence."

The amendments to **§190.14**, concerning <u>Disciplinary Sanction</u> <u>Guidelines</u>, revises the chart to ensure that references to violations under Texas Occupation Code §164.053(a)(6) are referenced in the same section with violations under §164.053(a) (5).

CHAPTER 198. STANDARDS FOR USE OF INVESTIGATIONAL AGENTS

The adoption of amendments to §§198.1 - 198.4 and new §198.5 and §198.6, concerning Standards for Use of Investigational Agents, amends Chapter 198 by dividing Chapter 198 into two separate subchapters, and adding Subchapter A, "Standards for Use of Investigational Drugs, Biological Products, or Devices" in an effort to distinguish the applicability of the provisions contained in Subchapter A and those provisions contained in new Subchapter B. Subchapter A contains amendments to §§198.1 - 198.4.

The amendment to **§198.1**, concerning <u>Purpose</u>, removes the word "agents" and replaces it with the terms "drugs, biological products, or devices" in order to align with statutory language contained in Health and Safety Code Chapter 489. It also includes new language to distinguish the applicability of Subchapter A and to differentiate Subchapter B.

The amendment to **§198.2**, concerning <u>Definitions</u>, removes the definition of "investigational agent" and defines the terms "drugs, biological products, or devices" and "terminal illness." These changes are consistent with the definitions and terms used in the Texas Health and Safety Code Chapter 489. The changes also include limiting language to clarify that such definitions are not applicable to Subchapter B.

The amendments to **§198.3**, concerning <u>Practice Guidelines for the Use of Investigational Agents</u>, removes the term "agent" throughout the section and includes the terms "drugs, biological products, or devices" in line with statutory language contained in Health and Safety Code, Chapter 489.

The amendments to §198.4, concerning <u>Use of Investigational Agents for Patients with Terminal Illnesses</u>, changes the title of this section by removing the term "agent" and replacing it with the terms "drugs, biological products, or devices" in order to correspond with statutory terms in Chapter 489 of the Texas Health and Safety Code. The remainder of this section is deleted, as it is contained in Chapter 489 of the Health and Safety Code.

New Subchapter B, "Investigational Stem Cell Treatments for Patients With Certain Severe Chronic Diseases or Terminal Illnesses" to distinguish the provisions contained therein with those provisions contained in Subchapter A. Subchapter B, contains new §198.5 and §198.6.

New **§198.5**, concerning <u>Use of Investigational Stem Cell Treatments for Patients with Certain Severe Chronic Diseases or Terminal Illnesses</u>, implements the requirements of House Bill 810, 85th Leg. R.S. (2017) which establishes the regulation of investigational stem cell treatments in Texas as set forth in Chapter 1003 of the Texas Health and Safety Code.

New **§198.6**, concerning <u>Process and Procedures for IRBs Engaged</u> in the Use of Investigational Stem Cell Treatments for <u>Patients with Certain Severe Chronic Diseases or Terminal Illnesses</u>, implements the requirements of House Bill 810, 85th Leg. R.S. (2017) which establishes the regulation of investigational stem cell treatments in Texas through statutory changes in Chapter 1003 of the Texas Health and Safety Code.

Continuing Education Opportunities

Activity Title	Date(s)	No. of Hours	Link
Introduction to Screening, Brief Intervention, and Referral to Treatment (SBIRT)	Expires Sept. 1, 2018	0.50 AMA PRA Category 1	http:// www.txhealthsteps.com/148- introduction-screening-brief- intervention-and-referral- treatment-sbirt
Adolescent Substance Use	Expires Aug. 28, 2018	1.50 AMA PRA Category 1	https:// www.txhealthsteps.com/392- adolescent-substance-use
Pathways to Safer Opioid Use	Expires Feb. 16, 2019	1.0 AMA PRA Category 1	https://health.gov/hcq/training- pathways.asp
Reducing the Risks of Opioids	Expires Dec. 19, 2019	1.25 AMA PRA Category 1	https://tceols.cdc.gov/Course/ Detail2? activity- ID2=3739&activityInstanceID2=373 9
TOMA Webinar Series: Ethics	Sept. 11, 2018	1.0 AOA Cate- gory 1-A or 2-A	http:// www.txosteo.org/2018webinars.ht ml
Physician Collaboration and Communication	Expires March 7, 2019	1.0 AMA PRA Category 1	https://texmed.inreachce.com/ Details/Information/23549aaa- bbc1-4363-8cdf-0837c0b79374

The continuing education opportunities listed above are provided only as a courtesy. TMB makes no guarantee to the quality of the content, fulfillment of credit hours for license requirement purposes, or ensure compliance with terms of any Board order or rules. As part of its 2016-2017 review of the Board, the Sunset Advisory Commission adopted a nonstatutory management action directing the Board to dedicate one page of its quarterly newsletter bulletin to three topics in continuing medical education that the Board considers relevant; at least one of the annual 12 continuing medical education topics must be related to tick-borne diseases, including Lyme disease.

Formal Complaints

Name	Lic. No.	Date Filed	Allegations
Ambadan, Joseph, RCP, Sugar Land	RCP00055996	5/14/18	Unprofessional conduct.
Barraza, Nina Renee, NCT, Houston	NCR00164078	5/14/18	Unprofessional conduct.
Deacon, Todd Wayne, MRT, League City	GMR00021960	5/14/18	Unprofessional conduct.
Henderson, Kenneth Douglas, MRT, Itasca	GMR00029309	5/14/18	Unprofessional conduct.
Laznousky, Wendy Kay, NCT, Ar- lington	NCR00165032	5/14/18	Unprofessional conduct.
McCorkle, Stephanie Paige, RCP, Sweetwater	RCP00068987	5/14/18	Unprofessional conduct.
Rodriguez, Joe, Jr., NCT, Austin	NCR00164798	5/14/18	Unprofessional conduct.
Simpton, Stacy Renee, MRT, Galveston	GMR00021644	5/14/18	Unprofessional conduct; felony conviction.
Sneath, Richard Alan, TLMRT, Perrin	TLM02000326	5/14/18	Unprofessional conduct; violation of prior order.
Martinez, Christopher Brian, RCP, New Braunfels	RCP00062718	5/17/18	Unprofessional conduct; felony conviction.
Graffagnino, Jordan Brett, S.A., Houston	SA00483	6/5/18	Unprofessional conduct; peer review action.
Cuevas, Avelardo, Jr., RCP, Brownsville	RCP00069660	6/15/18	Unprofessional conduct.
Lawrence, Samuel, MRT, McDade	GMR00015258	6/15/18	Unprofessional conduct.
Lopez, Tony L., NCT, Plano	NCR00163114	6/15/18	Unprofessional conduct.
Rosel, Victor, NCT, Pharr	NCR00164566	6/15/18	Unprofessional conduct.
Severino, John R., NCT, Dallas	NCR00159857	6/15/18	Unprofessional conduct; felony conviction.
Wears, Jenna Nicole, MRT, Amarillo	GMR00100670	6/15/18	Unprofessional conduct.
Erickson, Carl Frederick, M.D., San Antonio	H2361	6/20/18	Unprofessional conduct.
Tamayo, Hecktor Edwin, M.D., San Antiono	K7915	6/22/18	Unprofessional conduct.
Mayer, Darren Michael, P.A., Amarillo	PA07087	7/13/18	Unprofessional conduct; peer review action.

Formal Complaints, Cont.

Name	Lic. No.	Date Filed	Allegations
Swanson, Philip Harold, M.D.,	G6237	7/13/18	Unprofessional conduct; peer review action.
Moore, Austin, LMRT, Mesquite	TLM02000134	7/17/18	Unprofessional conduct.
Zayas, Roberto, Jr., M.D., Spring	K2832	7/17/18	Nontherapeutic prescribing; unprofessional conduct; violation of Board rules; improper supervision or delegation; inadequate medical records.
McKay, Kristopher Michael, M.D., Fort Collins, CO	N9907	7/20/18	Unprofessional conduct; other state's action.
Williams, James Edward, M.D., San Antonio	N1221	7/27/18	Failure to meet standard of care; nontherapeutic prescribing; violation of Board rules; unprofessional conduct; inadequate medical records.
Wolski, Edward Frank, M.D., Denton	F7964	7/27/18	Failure to meet standard of care; nontherapeutic prescribing; violation of Board rules; unprofessional conduct; inadequate medical records.
Martinez, Vanessa Ann, MRT, San Antonio	GMR02000147	7/30/18	Unprofessional conduct.
Suarez, Claudia Emma, M.D., El Paso	L8521	7/30/18	Failure to meet standard of care; unprofessional conduct; inadequate medical records.

ALERT - Scam Targeting DEA Registrants

The U.S. Drug Enforcement Administration (DEA) reports that physicians, pharmacies and the public have been targeted by criminals posing as DEA agents. The DEA has issued notices to registrants and has provided the following advisory information:

The United States Drug Enforcement Administration (DEA) is aware that registrants are receiving telephone calls and emails by criminals identifying themselves as DEA employees or other law enforcement personnel. The criminals mask their telephone number on caller ID by showing the DEA Registration Support 800 number.

Please be aware that a DEA employee would not contact a registrant and demand money or threaten to suspend a registrant's DEA registration.

If you are contacted by a person purporting to work for DEA and seeking money or threatening to suspend your DEA registration, submit the information on the DEA Diversion Control Division website www.DEADiversion.usdoj.gov and select the link for "Extortion Scam Online Reporting."

For more information, contact your local DEA Field Office, which may be found at https://apps.deadiversion.usdoj.gov/contactDea/spring/fullSearch. You may also contact the Registration Service Center: 1-800-882-9539 or DEA.Registration.Help@usdoj.gov.

Disciplinary Actions

The following disciplinary actions have been taken since the previous bulletin was issued. To read previous bulletins and news releases, visit: http://www.tmb.state.tx.us/page/news

TEMPORARY SUSPENSION/RESTRICTION Brish, Eldor, M.D., Lic. No. N5593, Houston

On June 25, 2018, a disciplinary panel of the Texas Medical Board temporarily suspended, with notice, the Texas medical license of Eldor Brish, M.D., after determining his continuation in the practice of medicine poses a continuing threat to public welfare. The suspension was effective immediately. The Board panel found that based on the evidence presented, Dr. Brish has been operating an unregistered pain management clinic and nontherapeutically prescribing controlled substances in violation of Board rules and has a history of impairment. The temporary suspension remains in place until the Board takes further action.

Hinojosa, Rolando, M.D., Lic. No. G8707, Mission

On May 23, 2018, a disciplinary panel of the Texas Medical Board temporarily suspended, without notice, the Texas medical license of Rolando Hinojosa, M.D., after determining his continuation in the practice of medicine poses a continuing threat to public welfare. The suspension was effective immediately. The Board panel found that Dr. Hinojosa suffers from an impairment that prohibits him from safely practicing medicine. A temporary suspension hearing with notice will be held as soon as practicable with 10 days' notice to Dr. Hinojosa, unless the hearing is specifically waived by Dr. Hinojosa. The temporary suspension remains in place until the Board takes further action.

Kim, Cheor Jung, M.D., Lic. No. E2650, Houston

On July 13, 2018, a disciplinary panel of the Texas Medical Board temporarily restricted, with notice, the Texas medical license of Cheor Jung Kim, M.D., after determining his continuation in the unrestricted practice of medicine poses a continuing threat to public welfare. The restriction was effective immediately. Dr. Kim is restricted from prescribing any Schedule II or III transmucosal or sublingual controlled substances, including but not limited to subsys, until superseded by further Order of the Board. The restriction limits prescribing of controlled substances to existing patients only, for existing patients, he may only provide controlled substances in Schedules II and III, any benzodiazapene and/or SOMA, through August 27, 2018. Beginning August 28, 2018 Dr. Kim may not prescribe, administer or possess any Schedule II or III medications for any patient, nor any benzodiazapene, nor SOMA to any patient. The Board panel found Dr. Kim continued to prescribe controlled medications with a risk of abuse and diversion to chronic pain patients without adequately monitoring compliance with written agreements. The temporary restriction remains in place until the Board takes further action.

Merck, Daniel Michael, M.D., Lic. No. R5777, Houston
On July 27, 2018, a disciplinary panel of the Texas Medical Board

temporarily suspended, without notice, the Texas medical license of Daniel Michael Merck, M.D., after determining his continuation in the practice of medicine poses a continuing threat to public welfare. The suspension was effective immediately. The Board panel found that Dr. Merck has been operating an unregistered pain management clinic and prescribing controlled substances without a valid medical purpose. A temporary suspension hearing with notice will be held as soon as practicable with 10 days' notice to Dr. Merck, unless the hearing is specifically waived by Dr. Merck. The temporary suspension remains in place until the Board takes further action.

Rodriguez, Jesus Guillermo, M.D., Lic. No. J4999, Houston On May 18, 2018, a disciplinary panel of the Texas Medical Board temporarily suspended, without notice, the Texas medical license of Jesus Guillermo Rodriguez, M.D., after determining his continuation in the practice of medicine poses a continuing threat to public welfare. The suspension was effective immediately. The Board panel found that Dr. Rodriguez has been operating an unregistered pain management clinic in violation of Board rules. A temporary suspension hearing with notice will be held as soon as practicable with 10 days' notice to Dr. Rodriguez, unless the hearing is specifically waived by Dr. Rodriguez. The temporary suspension remains in place until the Board takes further action.

Wonnacott, James Brian, M.D., Lic. No. F1313, Houston
On May 11, 2018, a disciplinary panel of the Texas Medical
Board temporarily suspended, without notice, the Texas medical
license of James Brian Wonnacott, M.D., after determining his
continuation in the practice of medicine poses a continuing
threat to public welfare. The suspension was effective immediately. The Board panel found, based on the evidence provided,
that Dr. Wonnacott is operating an unregistered pain management clinic and is in violation of Board rules related to treating
patients with chronic pain. A temporary suspension hearing with
notice will be held as soon as practicable with 10 days' notice to
Dr. Wonnacott, unless the hearing is specifically waived by Dr.
Wonnacott. The temporary suspension remains in place until the
Board takes further action.

QUALITY OF CARE

Alsop, George Yerby, Jr., M.D., Lic. No. N8366, North Richland Hills

On June 15, 2018, the Board and George Yerby Alsop, Jr., M.D., entered into an Agreed Order requiring him to within 30 days contact the Texas A&M Health Science Center Knowledge, Skills, Training, Assessment, and Research (KSTAR) program to schedule an assessment and complete any recommendations made; have his practice monitored by another physician for 12 consecutive monitoring cycles; within three months complete certification in Advanced Cardiovascular Life Support (ACLS); within one

year complete at least 16 hours of in-person CME, divided as follows: eight hours in EKG proficiency and eight hours in cardiac diagnostic testing; and within 60 days pay an administrative penalty of \$3,000. The Board found Dr. Alsop failed to properly assess and treat a patient for acute coronary syndrome through the improper use of myocardial biomarkers.

Dunn, David Todd, M.D., Lic. No. M0709, Crowley

On June 15, 2018, the Board and David Todd Dunn, M.D., entered into an Agreed Order requiring him to have his practice monitored for eight consecutive monitoring cycles; and within six months complete the prescribing course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program. The Board found Dr. Dunn continued to prescribe controlled substances that included opioids and benzodiazepines after the family of one patient reported that the patient had experienced a drug overdose.

Faiz, Fayaz Ahmed, M.D., Lic. No. F3455, Houston

On June 15, 2018, the Board and Fayaz Ahmed Faiz, M.D., entered into an Agreed Order requiring him to within one year complete at least 16 hours of CME, divided as follows: eight hours in risk management and eight hours in managing high risk patients. The Board found Dr. Faiz did not order a sufficient number of electroencephalograms (EEG) to evaluate whether and to what extent a patient's seizures were under control pending transfer to a higher level of care.

Hirsch, John Brian, M.D., Lic. No. Q4430, Lubbock

On June 15, 2018, the Board and John Brian Hirsch, M.D., entered into an Agreed Order requiring him to within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least eight hours of CME, divided as follows: four hours in ethics and four hours in physician-patient communication; and within 60 days pay an administrative penalty of \$3,000. The Board found Dr. Hirsch failed to follow up and communicate with a patient experiencing pain after a procedure and failed to provide reasonable notice before terminating the patient.

Lyn, Ian Thomas, M.D., Lic. No. J8651, El Paso

On June 15, 2018, the Board and Ian Thomas Lyn, M.D., entered into an Agreed Order requiring him to complete at least 20 hours of CME, divided as follows: eight hours in risk management, eight hours in medical recordkeeping and four hours in patient communication. The Board found Dr. Lyn failed to use proper diligence and failed to safeguard against potential complications in that he did not adequately document his communications with the surgical team and the patient's family regarding the patient's previous surgical complication and/or his medical justification for the use of Protamine during the instant surgery.

Marks, Latoia M., M.D., Lic. No. P3648, Baytown

On June 15, 2018, the Board and Latoia M. Marks, M.D., entered into an Agreed Order requiring her to within one year complete at least 16 hours of CME, divided as follows: four hours in risk management, four hours in medical recordkeeping and eight

hours in high-risk pregnancies. The Board found Dr. Marks failed to meet the standard of care for one patient and failed to keep adequate medical records. Specifically, Dr. Marks failed to perform and/or document a history and physical other than a pelvic examination when the patient was admitted to the hospital and failed to perform and/or document an estimated fetal weight prior to ordering Pitocin to be administered on the high risk patient.

Pacheco-Serrant, Helson, M.D., Lic. No. K6208, El Paso

On June 15, 2018, the Board and Helson Pacheco-Serrant, M.D., entered into an Agreed Order requiring him to within 10 days schedule an assessment with the Texas A&M Health Science Center Knowledge, Skills, Training, Assessment and Research (KSTAR) program; and have his practice monitored by another physician for eight consecutive monitoring cycles. The Board found Dr. Pacheco-Serrant violated the standard of care by failing to adequately evaluate a patient, failing to correctly diagnose the patient's condition and performing unnecessary spinal surgical procedures; and failing to maintain adequate medical records.

Roland, Cynthia R., M.D., Lic. No. P1689, Baytown

On June 15, 2018, the Board and Cynthia R. Roland, M.D., entered into an Agreed Order requiring her to within one year complete at least 16 hours of CME, divided as follows: four hours in risk management, four hours in medical recordkeeping and eight hours in high-risk pregnancies. The Board found Dr. Roland failed to meet the standard of care for one patient by delaying initial treatment for the patient's gestational diabetes, failing to evaluate the patient's glucosuria encountered during multiple prenatal visits, and by failing to adequately assess and document the patient's fetal growth.

Shiwach, Rajinder S., M.D., Lic. No. K2288, DeSoto

On June 15, 2018, the Board and Rajinder S. Shiwach, M.D., entered into an Agreed Order Upon Formal Filing requiring him to within 180 days complete the physician prescribing course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program; within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least 24 hours of CME, divided as follows: eight hours in medical recordkeeping, eight hours in supervision and delegation and eight hours in risk management; and within 60 days pay an administrative penalty of \$3,000. The Board found Dr. Shiwach and his midlevels routinely failed to adequately document evaluations of out-patients, the medical rationale underlying treatment plans, therapeutic goals, and his monitoring of the patients for the therapeutic effects or risks of the treatments prescribed. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

Williams, David Russell, M.D., Lic. No. L0699, Austin

On June 15, 2018, the Board and David Russell Williams, M.D., entered into a Mediated Agreed Order that requires him to within one year complete at least eight hours of CME in anesthesia management of pediatric patients. The Board found a

patient suffered a complication during a dental procedure that was first noticed and reported to Dr. Williams by the treating dentist. Dr. Williams was not sufficiently close to the patient at the moment the complication was first noticed to allow him an opportunity to potentially identify the complication as soon as it occurred. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

UNPROFESSIONAL CONDUCT

Cantu, Robert Edward, M.D., Lic. No. H4211, Austin

On June 15, 2018, the Board and Robert Edward Cantu, M.D., entered into an Agreed Order requiring him to within 30 days obtain an independent medical evaluation by a Board-approved psychiatrist and follow any and all recommendations for care and treatment; and within one year complete the professional boundaries course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program. The Board found Dr. Cantu reinitiated the physician-patient relationship by visiting a former patient in her home while she was engaged in apparent alcohol relapse behavior. This visit constituted unprofessional conduct, as it is inappropriate to become personally involved with a patient. Dr. Cantu's behavior and actions were not consistent with the appropriate assessment and evaluation of a patient in alcohol relapse.

Horton, Kenneth Craig, M.D., Lic. No. K7768, Plainview
On June 15, 2018, the Board and Kenneth Craig Horton, M.D.,
entered into an Agreed Order publicly reprimanding him. The
Board found Dr. Horton defaulted on a student loan guaranteed
by Texas Guaranteed Student Loan Corporation.

Klein, Michael Philip, M.D., Lic. No. H7022, Cuero

On June 15, 2018, the Board and Michael Philip Klein, M.D., entered into an Agreed Order requiring him to within one year and three attempts pass the Medical Jurisprudence Exam; and within one year complete at least 20 hours of CME, divided as follows: eight hours in risk management, eight hours in ethics and four hours in appropriate prescribing of controlled substances. The Board found Dr. Klein worked in an urgent care clinic for twenty years and, in that capacity, did not control which patients he treated. During that time, Dr. Klein treated three patients with whom he had romantic relationships with outside the office. Dr. Klein prescribed controlled substances to these patients in absence of immediate need.

Legall, Michelle Evette, M.D., Lic. No. M6723, Humble

On June 15, 2018, the Board and Michelle Evette Legall, M.D., entered into an Agreed Order on Formal Filing publicly reprimanding Dr. Legall and requiring her to within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least eight hours of CME in ethics; and within 90 days pay an administrative penalty of \$1,500. The Board found Dr. Legall failed to cooperate with Board staff and comply with a Board subpoena or multiple requests for information. This order resolves a formal complaint filed at the State Office of

Administrative Hearings.

cation program.

Neeley, Jesse Wade, D.O., Lic. No. N3935, San Antonio
On June 15, 2018, the Board and Jesse Wade Neeley, D.O., entered into an Agreed Order requiring him to comply with all terms of his deferred adjudication ordered in Bexar County, Texas on August 29, 2017; within one year complete at least 12 hours of CME, divided as follows: four hours in ethics and eight hours in anger management; and within 60 days pay an administrative penalty of \$1,000. The Board found Dr. Neeley did not report his arrest for assault bodily injury-married in his license renewal with the Board. Dr. Neeley's assault charge was reduced from a felony to a misdemeanor after his completion of anger management and fine that was required by the deferred adjudi-

Newsome, Reginald, M.D., Lic. No. M8869, Keller

On June 15, 2018, the Board and Reginald Newsome, M.D., entered into an Agreed Order requiring him to have a chaperone present anytime he performs a physical examination on a female patient; and within 30 days obtain an independent medical evaluation from a Board-approved psychiatrist and follow all recommendations for care and treatment. The Board found Dr. Newsome was arrested for indecent exposure, a misdemeanor offense. Dr. Newsome has not seen a psychiatrist and there has been no criminal conviction in this matter.

Schneider, Mark William, M.D., Lic. No. F4491, Poolville

On June 15, 2018, the Board and Mark William Schneider, M.D., entered into an Agreed Order publicly reprimanding Dr. Schneider and requiring him to have a chaperone present anytime he performs a physical examination on a female patient; within one year complete the professional boundaries course offered by Vanderbilt University or the University of California San Diego Physician Assessment and Clinical Education (PACE) program; within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least eight hours of CME in ethics; and within 30 days undergo an independent medical evaluation by a Board-approved psychiatrist and follow all recommendations for care and treatment. The Board found Dr. Schneider engaged in an inappropriate relationship with a patient who he was treating for chronic pain and failed to meet the applicable standard of care in his treatment of the patient by allowing the patient to repeatedly violate the pain management contract.

Sozer, Sadri Ozan, M.D., Lic. No. J8782, El Paso

On June 15, 2018, the Board and Sadri Ozan Sozer, M.D., entered into an Agreed Order requiring him to within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least 16 hours of CME, divided as follows: eight hours in ethics and eight hours in risk management. The Board found Dr. Sozer lacked diligence in allowing the dissemination of false, misleading, or deceptive advertising on the website of his clinic, through the website of the International Society of Aesthetic Plastic Surgery and through a press release related to Dr. Sozer's unapproved surgical fellowship program.

REVOCATION

Charles, Ronald Alan, M.D., Lic. No. J0811, Houston

On June 15, 2018, the Board entered a Default Order regarding Ronald Alan Charles, M.D., which revoked his Texas medical license. On August 17, 2016, the Board filed a Complaint with the State Office of Administrative Hearings (SOAH), alleging failure to supervise midlevels and nontherapeutic prescribing. Dr. Charles replaced his counsel of record and filed a motion to continue the SOAH hearing. Dr. Charles was served notice of the reset hearing at SOAH. Dr. Charles failed to appear at the SOAH hearing and no responsive pleading was filed by Dr. Charles. On February 12, 2018, the court issued Order No. 8, Conditional Order of Default Dismissal and Remand. The Board granted a Determination of Default and Dr. Charles' license was revoked by Default Order. This order resolves a formal complaint filed at SOAH. Dr. Charles has 25 days from the service of the order to file a motion for rehearing.

Friday, Albert Delloyd, Jr., M.D., Lic. No. E6029, Trenton

On June 15, 2018, the Board entered a Default Order regarding Albert Delloyd Friday, Jr., M.D., which revoked his Texas medical license. On January 17, 2018, the Board filed a Complaint with the State Office of Administrative Hearings (SOAH), alleging unprofessional conduct. Dr. Friday was served notice of the Complaint and subsequent hearing at SOAH. Dr. Friday failed to appear at the SOAH hearing and no responsive pleading was ever filed by Dr. Friday. The Board granted a Determination of Default and Dr. Friday's license was revoked by Default Order. This order resolves a formal complaint filed at SOAH. Dr. Friday has 25 days from the service of the order to file a motion for rehearing.

Kahn, Ronald F., M.D., Lic. No. L5000, Bryan

On June 15, 2018, the Board entered a Final Order against Ronald F. Kahn, M.D., revoking his Texas medical license. The Board found Dr. Kahn was sentenced to 60 months in federal prison following felony convictions related to health care fraud. The action was based on the findings of an administrative law judge at the State Office of Administrative Hearings (SOAH). The order resolves a formal complaint filed at SOAH. Dr. Kahn has 25 days from the service of the order to file a motion for rehearing.

Kibert, Leonard George, M.D., Lic. No. J2639, Houston

On June 15, 2018, the Board entered a Final Order against Leonard George Kibert, M.D., revoking his Texas medical license. The Board found Dr. Kibert was sentenced to 63 months in prison following felony convictions related to health care fraud. The action was based on the findings of an administrative law judge at the State Office of Administrative Hearings (SOAH). The order resolves a formal complaint filed at SOAH. Dr. Kibert has 25 days from the service of the order to file a motion for rehearing.

Leonard, Philip J., M.D., Lic. No. E8662, Austin

On June 15, 2018, the Board entered a Final Order against Philip J. Leonard, M.D., revoking his Texas medical license. The Board

found Dr. Leonard nontherapeutically prescribed controlled substances and failed to meet the standard of care for the treatment of chronic pain with respect to one patient and engaged in sexually inappropriate behavior by inappropriately touching the patient during at least one office visit. The action was based on the findings of an administrative law judge at the State Office of Administrative Hearings (SOAH). The order resolves a formal complaint filed at SOAH. Dr. Leonard has 25 days from the service of the order to file a motion for rehearing.

VOLUNTARY SURRENDER/REVOCATION

Clayton, Victoria Louise, M.D., Lic. No. F1454, Tomball
On June 15, 2018, the Board and Victoria Louise Clayton, M.D.,
entered into an Agreed Voluntary Surrender Order in which Dr.
Clayton agreed to voluntarily surrender her Texas medical license in lieu of further disciplinary proceedings. Dr. Clayton
acknowledged suffering from an illness which currently prohibits
her ability to practice medicine with reasonable skill and safety
to patients.

Concors, Eric Mark, D.O., Lic. No. D9766, Paris

On June 15, 2018, the Board and Eric Mark Concors, D.O., entered into an Agreed Order of Voluntary Surrender in which Dr. Concors agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Concors was under investigation for allegations that he prescribed psychiatric dangerous drugs and/or controlled substances to a close family member, for several years, beyond immediate need.

Fischer, Charles Henry, M.D., Lic. No. G6438, Austin

On June 15, 2018, the Board and Charles Henry Fischer, M.D., entered into an Agreed Order of Voluntary Surrender on Formal Filing in which Dr. Fischer agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Fischer is currently incarcerated at the Holliday Unit with the Texas Department of Criminal Justice following his conviction for criminal charges of sexual assault of a child, second degree felony; and for indecency with a child, third degree felony. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

Ingram, Jack Austin, M.D., Permit No. BP10055948, Fort Worth On June 15, 2018, the Board and Jack Austin Ingram, M.D., entered into an Agreed Order of Voluntary Surrender in which Dr. Ingram agreed to voluntarily surrender his Texas Physician in Training Permit in lieu of further disciplinary proceedings. Dr. Ingram was under investigation by the Board for allegations of impairment and unprofessional conduct.

Johnson, James D., M.D., Lic. No. E1206, Fort Worth

On June 15, 2018, the Board and James D. Johnson, M.D., entered into an Agreed Voluntary Surrender Order in which Dr. Johnson agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Johnson was under investigation for allegations of inappropriate behavior

with a patient connected to his medical practice.

Kuhne, Robert Christopher, M.D., Lic. No. H2519, Frisco
On June 15, 2018, the Board and Robert Christopher Kuhne,
M.D., entered into an Agreed Order of Voluntary Surrender on
Formal Filing in which Dr. Kuhne agreed to voluntarily surrender
his Texas medical license in lieu of further disciplinary proceedings. Dr. Kuhne had been the subject of a Board investigation
alleging violations of the standard of care with respect to one
patient. Dr. Kuhne retired from the practice of medicine in
March 2018 as a result of a medical condition. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

Lankford, Daniel Burgess, M.D., Lic. No. N2617, Galveston
On June 15, 2018, the Board and Daniel Burgess Lankford, M.D.,
entered into an Agreed Voluntary Surrender Order in which Dr.
Lankford agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Lankford acknowledged suffering from an illness which currently prohibits his ability to practice medicine with reasonable skill and safety to patients.

Leach, Charles Raymond, M.D., Lic. No. F4922, Arlington
On June 15, 2018, the Board and Charles Raymond Leach, M.D., entered into an Agreed Order of Voluntary Surrender in which Dr. Leach agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Leach was under investigation for failing to maintain a patient's medical records and failing to provide notice of his termination of the patient's care.

Okose, Peter Chukwuemeka, M.D., Lic. No. J2714, Spring
On June 15, 2018, the Board and Peter Chukwuemeka Okose,
M.D., entered into an Agreed Voluntary Surrender Order in
which Dr. Okose agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Okose
was under investigation by the Board for alleged violations related to his guilty plea to one count of conspiracy to distribute and
dispense, outside the course of professional practice and not for
a legitimate medical purpose, various amounts of a mixture and
substance known as hydrocodone and hydrocodone products,
and various other drugs and substances.

Rogers, Jerry Eugene, M.D., Lic. No. E2334, McKinney
On June 15, 2018, the Board and Jerry Eugene Rogers, M.D.,
entered into an Agreed Order of Voluntary Surrender in which
Dr. Rogers agreed to voluntarily surrender his Texas medical
license in lieu of further disciplinary proceedings. Dr. Rogers was
under investigation by the Board for allegations of failure to
meet the standard of care in diagnosing prostate cancer for one
patient.

Svensson, Travis Knight, M.D., Lic. No. Q2211, Houston
On June 15, 2018, the Board and Travis Knight Svensson, M.D.,
entered into an Agreed Voluntary Surrender Order in which Dr.
Svensson agreed to voluntarily surrender his Texas medical li-

cense in lieu of further disciplinary proceedings. Dr. Svensson was under investigation by the Board after his California medical license was revoked and probated for five years based on charges of gross negligence, prescribing without examination or evaluation, failure to maintain adequate medical records, and abetting the unlicensed practice of medicine.

Teamer, Jelani Arnes, M.D., Lic. No. Q0707, Humble
On June 15, 2018, the Board and Jelani Arnes Teamer, M.D., entered an Agreed Order of Voluntary Surrender in which Dr.
Teamer agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Teamer was under investigation for allegations of nontherapeutic prescribing. Dr.
Teamer signed a plea agreement with the U.S. Department of Justice in which he agrees to plead guilty to a charge of obtaining a controlled substance by fraud.

Webb, Amy Lynn, M.D., Lic. No. L4164, San Antonio
On June 15, 2018, the Board and Amy Lynn Webb, M.D., entered into an Agreed Order of Voluntary Revocation in which Dr. Webb agreed to the voluntary revocation of her Texas medical license in lieu of further disciplinary proceedings. Dr. Webb was under investigation for alleged physical impairment.

Wonnacott, James Brian, M.D., Lic. No. F1313, Houston
On June 15, 2018, the Board and James Brian Wonnacott, M.D., entered into an Agreed Order of Voluntary and Permanent Surrender in which Dr. Wonnacott agreed to voluntarily surrender his Texas medical license in lieu of further disciplinary proceedings. Dr. Wonnacott's license was temporarily suspended on May 11, 2018 after a Board panel found he was operating an unregistered pain management clinic.

SUSPENSION

Hooper, Lisa Diane, M.D., Lic. No. J9511, Plano

On June 15, 2018, the Board and Lisa Diane Hooper, M.D., entered into an Agreed Order of Voluntary Suspension in which Dr. Hooper's license is suspended until she requests in writing to have the suspension stayed or lifted and personally appears before the Board to provide clear evidence that she is physically, mentally, and otherwise competent to safely practice medicine which shall include, at a minimum, objective evidence of at least six months of sustained sobriety. Dr. Hooper shall not be permitted to supervise or delegate prescriptive authority to a physician or advanced practice nurse or supervise a surgical assistant. Dr. Hooper's license had been temporarily suspended for impairment related to drug and/or alcohol abuse, which resulted in her being intoxicated while on duty at a hospital. The order shall remain in effect until superseded by an order of the Board.

Rodrigues, Stephen Sebastian, M.D., Lic. No. K3434, Dallas On June 15, 2018, the Board and Stephen Sebastian Rodrigues, M.D., entered into an Agreed Order of Voluntary Suspension in which Dr. Rodrigues agreed to voluntarily suspend his Texas medical license in lieu of further disciplinary proceedings. Dr.

Rodrigues' license was temporarily suspended on March 9, 2018, after a Board panel determined that he suffers from an impairment.

NONTHERAPEUTIC PRESCRIBING

D'Agastino, Carl Joseph, M.D., Lic. No. J7460, Midland

On June 15, 2018, the Board and Carl Joseph D'Agastino, M.D., entered into an Agreed Order requiring him to within one year complete the medical recordkeeping course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program; within one year complete at custom program in the topic of pain management offered by the PACE program; have his practice monitored by another physician for eight consecutive monitoring cycles; within one year and three attempts pass the Medical Jurisprudence Exam; and within one year pay an administrative penalty of \$5,000. The Board found Dr. D'Agastino violated the standard of care with respect to several patients he treated with controlled substances for chronic pain, and failed to adequately document findings of patient monitoring techniques.

Spurlock, William Marcus, M.D., Lic. No. J7209, Dallas

On June 15, 2018, the Board and William Marcus Spurlock, M.D., entered into a Mediated Agreed Order requiring him to within 60 days modify his DEA controlled substances registration certificate to eliminate Schedule II and shall be prohibited from specifically prescribing Benzodiazepines and Soma; Dr. Spurlock shall not reregister controlled substances certificates for Schedule II without written authorization from the Board; shall have his practice monitored by another physician for 12 consecutive monitoring cycles; and within one year complete at least 24 hours of CME, divided as follows: eight hours in risk management, eight hours in medical recordkeeping and eight hours in controlled substances. The Board found Dr. Spurlock failed to meet the standard of care and prescribed medications in a nontherapeutic manner for one patient. Dr. Spurlock's medical records were inadequate to support the treatments rendered and medications prescribed to comply with Rule 200 and he also selfprescribed a controlled substance for longer than 72-hours. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

Surapaneni, Veena, M.D., Lic. No. K6938, Cedar Park

On June 15, 2018, the Board and Veena Surapaneni, M.D., entered into an Agreed Order publicly reprimanding Dr. Surapaneni and requiring her to within 30 days schedule an assessment with the Texas A&M Health Science Center Knowledge, Skills, Training, Assessment, and Research (KSTAR) program and complete any recommendations made within a year; within seven days surrender her DEA controlled substances registration certificates with the exception of Schedule 2N controlled substances and shall not reregister without prior Board approval; and shall not petition for authorization to reapply for her controlled substances certificates without completing the prescribing course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program. The

Board found Dr. Surapaneni failed to meet the standard of care in her treatment of multiple patients for chronic pain by non-therapeutically prescribing large amounts of narcotics and muscle relaxants for long periods of time without adhering to the Board's guidelines for the treatment of chronic pain.

IMPROPER PRESCRIBING

Biddix, Jerry Wayne, M.D., Lic. No. E3855, Winters

On June 15, 2018, the Board and Jerry Wayne Biddix, M.D., entered into an Agreed Order prohibiting Dr. Biddix from prescribing to or otherwise serving as a physician for his immediate family, himself, and close acquaintances to include his medical staff; requiring him to within one year and three attempts pass the Special Purpose Exam (SPEX); have his practice monitored by another physician for 12 consecutive monitoring cycles; and within one year complete at least 14 hours of CME, divided as follows: four hours in risk management, four hours in prescribing controlled substances and six hours in medical recordkeeping. The Board found Dr. Biddix prescribed controlled substances to his office staff over a period of six months which included many instances where Dr. Biddix failed to provide adequate clinical exam documents justifying his prescribing. Dr. Biddix also permitted a member of his office staff to order prescriptions on his behalf using an e-prescribing system but did not take steps to ensure that the employee would be unable to issue prescriptions for controlled substances without his authority or monitor the number of controlled substances issued under his name per month.

Hamlin, Denise Renee, M.D., Lic. No. M6172, San Antonio

On June 15, 2018, the Board and Denise Renee Hamlin, M.D., entered into an Agreed Order requiring her to within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least 21 hours of CME, divided as follows: six hours in maintaining proper boundaries, six hours in supervising and delegating to midlevel providers, six hours in medical recordkeeping and three hours in risk management; and within 60 days pay an administrative penalty of \$2,000. The Board found Dr. Hamlin prescribed non-opioid controlled substance medications to herself and her family member in absence of immediate need and without maintaining adequate medical records.

Hysa, Viola Qafalijaj, M.D., Lic. No. P8679, Houston

On June 15, 2018, the Board and Viola Qafalijaj Hysa, M.D., entered into an Agreed Order requiring her to within one year complete at least 16 hours of CME, divided as follows: eight hours in risk management and eight hours in inappropriate prescribing of controlled substances; and within one year and three attempts pass the Medical Jurisprudence Exam. The Board found Dr. Hysa admitted to prescribing controlled substances beyond the 72-hour period of immediate need to close family members.

Johnson, Jeffrey Dale, M.D., Lic. No. J8607, Corpus Christi On June 15, 2018, the Board and Jeffrey Dale Johnson, M.D., entered into an Agreed Order requiring him to within one year and three attempts pass the Medical Jurisprudence Exam; and within one year complete at least 16 hours of CME, divided as follows: eight hours in risk management and eight hours in appropriate prescribing of controlled substances. The Board found Dr. Johnson inappropriately self-prescribed controlled substances in amounts beyond the allowable 72-hour period of immediate need and failed to maintain medical records for this self-treatment.

Vazquez, Gerardo, M.D., Lic. No. G6036, San Antonio
On June 15, 2018, the Board and Garardo Vazquez, M.D., entered into an Agreed Order requiring him to within one year complete at least 12 hours of CME, divided as follows: four hours in appropriate prescribing, four hours in risk management and four hours in medical recordkeeping; and within 60 days pay

and four hours in medical recordkeeping; and within 60 days pay an administrative penalty of \$2,000. The Board found Dr. Vazquez prescribed dangerous drugs and controlled substances to someone with whom he had a close personal relationship and failed to keep adequate medical records related to this prescribing.

VIOLATION OF BOARD RULE

Edwards, Ted Leroy, M.D., Lic. No. C8269, West Lake Hills
On June 15, 2018, the Board and Ted Leroy Edwards, M.D., entered into an Agreed Order on Formal Filing requiring him to within 30 days provide a copy of any and all consent forms utilized in his practice to the Board for review and approval; within one year and three attempts pass the Medical Jurisprudence Exam; and within one year complete at least 16 hours of inperson CME, divided as follows: 8 hours in risk management and 8 hours in medical recordkeeping. The Board found Dr. Edwards failed to adequately maintain records for the provision of complementary and alternative medicine during the treatment of one patient. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

Gemas, Terry Keith, M.D., Lic. No. L2276, Dallas

On June 15, 2018, the Board and Terry Keith Gemas, M.D., entered into an Agreed Order requiring him to complete at least 16 hours of CME, divided as follows: eight hours in billing and eight hours in medical ethics; and within 60 days pay an administrative penalty of \$1,000. The Board found Dr. Gemas ordered unnecessary pre-operative DNA testing for one patient and admitted to pre-signing a lab order form for the test and allowing an employee of the testing company to fill in three diagnoses codes, none of which were correct.

Spangler, Gary Wayne, Jr., M.D., Lic. No. L4728, Texas City
On June 15, 2018, the Board and Gary Wayne Spangler, Jr., M.D.,
entered into an Agreed Order requiring him to within one year
complete at least eight hours of CME in risk management; and
within one year and three attempts pass the Medical Jurisprudence Exam. The Board found Dr. Spangler pre-signed triplicate
prescriptions for controlled substances for use at sites serving
medically underserved populations. Dr. Spangler was unaware of

a statutory change in 2013, which now prohibits this practice.

PEER REVIEW ACTION

Akhtar, Adeeba, M.D., Lic. No. M0999, Houston

On June 15, 2018, the Board and Adeeba Akhtar, M.D., entered into an Agreed Order on Formal Filing requiring her to within one year complete the TMB Remedial Coaching Program at the University of Texas at Dallas School of Management (Physician Coaching). The Board found Dr. Akhtar was denied reappointment of her clinical privileges by Memorial Hermann Memorial City Medical Center based on a history and uncorrected pattern of disruptive and inappropriate behavior. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

De Sola, Sylvia, M.D., Lic. No. BP10047219, Hewitt

On June 15, 2018, the Board and Sylvia De Sola, M.D., entered into an Agreed Order publicly reprimanding Dr. De Sola. The Board found that on June 14, 2016, Dr. De Sola was terminated from her residency program for unprofessional conduct due to falsifying a United States Medical Licensing Exam report. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

Nasser, George Alan, M.D., Lic. No. J7601, The Woodlands
On June 15, 2018, the Board and George Alan Nasser, M.D., entered into an Agreed Order requiring him to within one year complete at least 12 hours of CME, divided as follows: four hours in anger management, four hours in physician-patient communication and four hours in professional conduct and/or professionalism. The Board found Dr. Nasser was subject of peer review discipline based on a pattern of disruptive and unprofessional behavior.

VIOLATION OF PRIOR BOARD ORDER

Anderson, Timothy W., M.D., Lic. No. F5819, Houston
On June 15, 2018, the Board and Timothy W. Anderson, M.D.,
entered into an Agreed Order requiring him to within 30 days
obtain an independent medical evaluation from a Boardapproved psychiatrist and follow all recommendations for care
and treatment; and within 60 days pay an administrative penalty
of \$5,000. The Board found Dr. Anderson violated his 2017
Agreed Order by failing to give a copy of the order to all health
care entities where he was privileged or practicing and provide
proof of delivery within 30 days to his compliance officer. Dr.
Anderson also failed to cooperate with Board staff.

Durairaj, Vikram, M.D., Lic. No. Q4391, San Antonio

On June 15, 2018, the Board and Vikram Durairaj, M.D., entered into a Modification Order modifying his 2016 Order, as modified by the 2017 Order. The modification requires him to tender his work schedule to the Board's Compliance Department three weeks prior to that work schedule beginning. On days he works, Dr. Durairaj shall test via Soberlink one hour before his work

shift begins and one hour after his work shift ends. Days on which is he not working he shall be subject to random testing according to standard protocols. The Board found Dr. Durairaj violated terms of his 2016 Order, as modified by the 2017 Order, by failing to comply with the Board's drug testing program as required. All other terms of the 2016 order, as modified, remain in effect.

Ferguson, Donald W., II, M.D., Lic. No. L6039, Arlington
On June 15, 2018, the Board and Donald W. Ferguson, II, M.D.,
entered into an Agreed Order on Formal Filing under the following terms: temporarily restricting his license to the practice of
Administrative Medicine for six months; until the restriction is
lifted he shall not engage in the clinical practice of medicine or in
any capacity that involves direct or indirect patient contact; shall
not possess, prescribe or administer controlled substances until
appearing before a panel of the Board; abstain from the consumption of prohibited substances as defined in the Order; participate in the Board's drug testing program; and shall participate in the activities of Alcoholics Anonymous no less than two
times per week. The Board found Dr. Ferguson violated his 2015
order by testing positive for alcohol. This order resolves a formal
complaint filed at the State Office of Administrative Hearings.

Hernandez, Arthur, M.D., Lic. No. G1674, San Antonio
On June 15, 2018, the Board and Arthur Hernandez, M.D., entered into an Agreed Order publicly reprimanding him and requiring him to within one year complete the Texas-specific CME prescribing course recommended by the Texas A&M Health Science Center Knowledge, Skills, Training, Assessment, and Research (KSTAR) program; and within 90 days pay an administrative penalty of \$1,000. The Board found Dr. Hernandez violated his 2016 Order by failing to comply with the KSTAR requirement that he complete a Texas-specific CME course.

Nelson, Garrett Steven, M.D., Lic. No. M0195, Dallas
On June 15, 2018, the Board and Garrett Steven Nelson, M.D., entered into an Agreed Order requiring him to within three months complete the eight hours of in-person CME as required by his 2016 Remedial Plan; and within 30 days pay the second-year \$500 fee as required by the 2016 Remedial Plan; and within 30 days pay an administrative penalty of \$1,500. The Board found Dr. Nelson violated his 2016 Remedial Plan when he failed to complete his in-person CME in a timely manner, failed to pay the yearly fee for the second year of his Remedial Plan, and failed to cooperate with Board staff's request for information.

Ribelles, Elisa, M.D., Lic. No. F7093, Houston

On June 15, 2018, the Board and Elisa Ribelles, M.D., entered into a Modification Order, modifying her 2012 Order, as previously modified by the 2015 Order. The modification prohibits Dr. Ribelles from possessing, administering, dispensing or prescribing any controlled substance in Texas other than those written to her by a licensed provider for personal use; and she shall not treat or otherwise serve as a physician for her immediate family and shall not prescribe, dispense, administer or authorize controlled substances or dangerous drugs with addictive potential

to herself, or her immediate family. The Board found Dr. Ribelles violated her previous order by prescribing medication to family members on seven separate occasions without preapproval of the medical practice setting and prescribed controlled substances to a family member for greater than a 72-hour period. All other terms of the 2012 Order, as modified, shall remain in full effect until superseded by an order of the Board.

Sokhon, Kozhaya Chehade, M.D., Lic. No. M9668, Houston On June 15, 2018, the Board and Kozhaya Chehade Sokhon, M.D., entered into an Agreed Order Modifying Prior Order, modifying his 2014 Order. The modification increases the number of chart monitoring cycles to 12; requires Dr. Sokhon to within one year and three attempts pass the Medical Jurisprudence Exam; and within one year complete at least 8 hours of CME in medical recordkeeping. The Board found Dr. Sokhon failed to implement all recommendations made by the physician monitor, failed to comply with the monitor's suggestions related to his practice as required by the 2014 Order, and provided incorrect information to the Board regarding disciplinary action by a peer review committee. All other terms of the 2014 Order as modified remain in effect.

Stenger, Earl Martin, M.D., Lic. No. D7315, San Antonio
On June 15, 2018, the Board and Earl Martin Stenger, M.D., entered into a Mediated Agreed Order requiring him to limit his medical practice to a group or institutional setting approved in advance by the Board; have his practice monitored by another physician for eight consecutive monitoring cycles; and within one year complete at least 50 hours of CME in topics related to psychiatry. The Board found Dr. Stenger was in violation of his 2013 and 2015 Orders which included a recommendation by KSTAR to complete a mini-residency in psychiatry as part of a retraining after an evaluation. No such program exists, and an acceptable alternative program has not been located. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

OTHER STATES' ACTIONS

Brennan, Rachel Michelle, D.O., Lic. No. P3511, Hermiston, OR On June 15, 2018, the Board and Rachel Michelle Brennan, D.O., entered into an Agreed Order requiring her to comply with all terms of her Oregon Medical Board Order (OMB) and prohibiting her from practicing in Texas until requesting permission in writing and personally appearing before the Board to provide evidence that she is physically, mentally, and otherwise competent to safely practice medicine, which shall include at a minimum full compliance with the OMB order. The Board found Dr. Brennan was disciplined by the OMB in a Stipulated Order entered on October 5, 2017 that alleged unprofessional or dishonorable conduct, and gross or repeated acts of negligence, as a result of failing to complete timely and focused patient chart entries.

Cardosi, Beth Louise, M.D., Lic. No. K2866, Myrtle Beach, SC On June 15, 2018, the Board and Beth Louise Cardosi, M.D., entered into an Agreed Order prohibiting her from practicing in Texas until she requests in writing and appears before the Board to present evidence that she is physically, mentally, and otherwise competent to safely practice medicine, which shall include information regarding the status of her South Carolina license. The Board found Dr. Cardosi's license was temporarily suspended by the South Carolina Medical Board following her arrest and indictment for inappropriately prescribing controlled substances in Horry County, South Carolina.

Jyothinagaram, Srikanth T., M.D., Lic. No. Q2456, Mesquite On June 15, 2018, the Board and Srikanth T. Jyothinagaram, M.D., entered into an Agreed Order requiring him to, within one year, complete at least four hours of CME in risk management and/or ethics. The Board found Dr. Jyothinagaram was disciplined by the Michigan Department of Licensing and Regulatory Affairs Bureau of Professional Licensing for failure to meet CME requirements.

Kelley, Patrick F., D.O., Lic. No. K5127, Andalusia, AL

On June 15, 2018, the Board and Patrick F. Kelley, D.O., entered into an Agreed Order publicly reprimanding Dr. Kelley and requiring him to comply with all terms of the Alabama State Board of Medical Examiners (ASBME) Consent Order. The Board found Dr. Kelley was disciplined by the ASBME for failure to complete sufficient CME for licensure on May 24, 2017.

Kulubya, Edwin S., M.D., Lic. No. L1100, Anaheim, CA

On June 15, 2018, the Board and Edwin S. Kulubya, M.D., entered into an Agreed Order revoking his Texas medical license; staying the revocation and placing him on probation under the following terms for a period of five years: prohibited from performing intravenous sedation in any setting for any reason; shall complete and comply with all terms of the Order with the Medical Board of California (MBC); upon completion of his assessment by the University of California San Diego Physician Assessment and Clinical Education (PACE) program required by the MBC Order, provide a copy of the assessment to the Board. The Board found Dr. Kulubya was disciplined by the MBC revoking his license, but staying the revocation and requiring five years of probation. The order arose from Dr. Kulubya's gross negligence in performing an interventional pain procedure.

Lifland, Paul Dennis, M.D., Lic. No. H7180, Beeville

On June 15, 2018, the Board and Paul Dennis Lifland, M.D., entered into an Agreed Order publicly reprimanding Dr. Lifland and requiring him to within one year and three attempts pass the Medical Jurisprudence Exam; and within one year complete at least 16 hours of CME, divided as follows: eight hours in physician-patient communication and eight hours in risk management. The Board found Dr. Lifland was summarily suspended by the Department of Veterans Affairs Central Iowa Health Care System (VA) based on allegations of disruptive behavior. Dr. Lifland resigned his VA privileges before the investigation was completed.

Mitroo, Varun, M.D., Lic. No. TM00634, Santa Monica, CA

On June 15, 2018, the Board and Varun Mitroo, M.D., entered into an Agreed Order requiring him to comply with all terms of the Orders entered by the Pennsylvania State Board of Medicine (PSBM) and the Kentucky State Board of Medicine (KBM). The Board found that as a result of disciplinary action taken by the KBM, the PSBM took reciprocal action regarding the reporting of his residency program discipline.

Serra, Kenneth Lorenzo, M.D., Lic. No. TM00221, Eden Prairie, MN

On June 15, 2018, the Board and Kenneth Lorenzo Serra, M.D., entered into an Agreed Order requiring him to complete and comply with all terms and conditions as set forth in the 2017 Order entered with the Illinois Department of Financial and Professional Regulation (IDFPR). The Board found that on October 4, 2017, Dr. Serra entered into a Consent Order with the IDFPR arising out of Dr. Serra's alleged failure to diagnose testicular torsion in interpreting a patient's ultrasound.

Rampona, Douglas Mercer, M.D., Lic. No. D5164, Virginia Beach, VA

On June 15, 2018, the Board and Douglas Mercer Rampona, M.D., entered into an Agreed Order prohibiting Dr. Rampona from performing any type of surgery in Texas, on any patient, in any setting, for any reason; and requiring that he not apply for privileges to perform surgery at any health care entity in Texas; within seven days surrender his DEA controlled substances registration certificate and shall not reregister without prior Board authorization; shall not possess, administer, or prescribe controlled substances in Texas; shall continue treatment with a psychiatrist; and shall not supervise or delegate prescriptive authority to any physician assistant or advanced practice nurse or supervise a surgical assistant. The Board found Dr. Rampona voluntarily surrendered his medical license to the Virginia Board of Medicine in a Consent Order entered on June 12, 2017, which arose from an investigation into impairment issues.

Rex, David Lloyd, M.D., Lic. No. H2961, Eden Prairie, MN On June 15, 2018, the Board and David Lloyd Rex, M.D., entered into an Agreed Order requiring him to within one year complete at least six hours of CME in emergent CT interpretation. The Board found that on January 30, 2017, Dr. Rex was disciplined by the Wisconsin Medical Examining Board for his interpretation of a patient's CT scans.

INADEQUATE MEDICAL RECORDS

Horndeski, Gary Michael, M.D., Lic. No. G2390, Sugar Land On June 15, 2018, the Board and Gary Michael Horndeski, M.D., entered into an Agreed Order requiring him to within one year complete the medical recordkeeping course offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program; and within one year complete at least eight hours of CME, divided as follows: four hours in patient communication and four hours in risk management. The Board found Dr. Horndeski failed to perform and document an adequate physical exam, history, assessment and plan, and note

the rationale behind the ensuing course of action for one patient.

Randhawa, Manjit Singh, D.O., Lic. No. J4464, Angelton
On June 15, 2018, the Board and Manjit Singh Randhawa, D.O.,
entered into a Mediated Agreed Order that requires him to
within one year complete the medical recordkeeping course
offered by the University of California San Diego Physician Assessment and Clinical Education (PACE) program. The Board
found Dr. Randhawa failed to adequately document calls between a patient and his office related to the patient's postoperative follow-up care. This order resolves a formal complaint
filed at the State Office of Administrative Hearings.

Salvato, Patricia, M.D., Lic. No. G0049, Houston

On June 15, 2018, the Board and Patricia Salvato, M.D. entered into an Agreed Order on Formal Filing requiring her to within one year complete at least 12 hours of CME, divided as follows: four hours in medical recordkeeping and eight hours in risk management. The Board found Dr. Salvato failed to maintain adequate medical records for one patient during the evaluation and treatment of Lyme disease. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

Sanderson, Shawn Christopher, D.O, Lic. No. Q2946, Burleson On June 15, 2018, the Board and Shawn Christopher Sanderson, D.O., entered into an Agreed Order requiring him to within one year complete at least 20 hours of CME, divided as follows: eight hours in geriatric emergency medicine, four hours in post-trauma patient care and discharge planning, four hours in medical recordkeeping and four hours in risk management. The Board found Dr. Sanderson failed to document the results of a hip examination, failed to document the patient's ability to ambulate prior to discharge, and failed to timely update his practice address with the Board.

Sanderson, Terry A., M.D., Lic. No. D1039, Houston

On June 15, 2018, the Board and Terry A. Sanderson, M.D., entered into an Agreed Order requiring him to within one year complete at least 24 hours of CME, divided as follows: eight hours in drug seeking behavior, eight hours in risk management and eight hours in medical recordkeeping; and within 60 days pay an administrative penalty of \$2,000. The Board found Dr. Sanderson failed to document a rational for diagnosing the patient with Attention Deficit Disorder (ADD) and prescribing Adderall. Dr. Sanderson also failed to check the Texas Prescription Monitoring Program (PMP) and did not realize the patient was drug seeking and he failed to document a discussion of the safety, abuse and diversion potential of amphetamines while the patient was already taking Norco, Xanax, and Amitriptyline.

IMPAIRMENT

Pflieger, Kurt Loring, M.D., Lic. No. J5444, Rockwall
On June 15, 2018, the Board and Kurt Loring Pflieger, M.D., entered into an Agreed Order suspending his license until such

time as he completes the following terms: within 30 days obtain an independent medical evaluation from a Board-approved forensic psychiatrist and follow all recommendations made for care and treatment and upon completion, appear before a panel of the Board for the purpose of reporting on and addressing issues related to the evaluation; and shall not be permitted to supervise and delegate prescriptive authority to physician assistants and advanced practice nurses or supervise surgical assistants. The Board found Dr. Pflieger engaged in a pattern of impaired practice. Dr. Pflieger completed an in-patient treatment and is now under the care of a psychiatrist. The Board panel opined that an independent medical examination would provide the Board with more information on Dr. Pflieger's ability to conduct himself professionally and safely practice medicine given his pattern of conduct.

Thurmond, Frederick Allen, M.D., Lic. No. L1217, Mount Pleasant

On June 15, 2018, the Board and Frederick Allen Thurmond, M.D., entered into an Agreed Order publicly referring him to the Texas Physician Health Program; requiring him to within one year and three attempts pass the Medical Jurisprudence Exam; within one year complete at least 16 hours of CME, divided as follows: four hours in risk management, four hours in ethics, four hours in medical recordkeeping, and four hours in drugseeking patients and prescribing controlled substances. The Board found Dr. Thurmond suffers from an addiction to alcohol and violated the standard of care for one patient by prescribing Xanax without indication and without a proper history, physical and other workup. Dr. Thurmond voluntarily entered Board drug testing and alcohol testing after the investigation was initiated and has maintained sobriety.

TXPHP VIOLATION

Pham, Amy Quynh Trang, M.D., Lic. No. P8525, Nacogdoches On June 15, 2018, the Board and Amy Quynh Trang Pham, M.D., entered into an Agreed Order on Formal Filing under the following terms: shall not practice medicine in Texas until she requests permission and personally appears before the Board to provide clear evidence that she is physically, mentally, and otherwise competent to safely practice medicine; within 30 days obtain an independent medical evaluation from a Board-approved physician and follow all recommendations for care and treatment; and shall not be permitted to supervise or delegate prescribed authority to physician assistants or advanced practice nurses or supervise surgical assistants. The Board found Dr. Pham was terminated from the Texas Physician Health Program due to noncompliance with her agreement and has not yet provided evidence to the Board that she is safe to resume practicing medicine. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

Welch, Lindsey Blair, D.O., Lic. No. BP10056039, San Antonio On June 15, 2018, the Board and Lindsey Blair Welch, D.O., entered into an Agreed Order publicly referring her to the Texas

Physician Health Program (TXPHP) and requiring her to comply with all terms and conditions of her TXPHP agreement for the duration of the agreement which shall include complying with the work site monitor requirement and quarterly reports to Board Compliance. The Board found Dr. Welch violated her TXPHP agreement when she relapsed and tested positive for alcohol.

CEASE AND DESIST

Hageman, Cathy, No License, Frisco

On June 22, 2018, the Board directed the Executive Director to enter a Cease and Desist Order regarding Cathy Hageman prohibiting her from practicing medicine in the state of Texas without a license issued by the Texas Medical Board. This would include, but is not limited to, performing skin tag removal procedures, and diagnosing and providing treatment for sebaceous hyperplasia, milia, cherry angiomas, fibromas, spider naevi, and telangiectasia. Ms. Hageman shall not hold herself out as a physician by making a diagnosis, treating, or offering to treat a mental or physical disease or disorder or a physical deformity or injury by any system or method, or attempt to effect any cures for those conditions. The Board found Ms. Hageman was advertising facial and skin services requiring the diagnosis of skin tags and other medical conditions, and treatments for those conditions for which she charges monetary compensation.

Kemp, Ronald, DC, No License, Irving

On June 15, 2018, the Board and Ronald Kemp, DC, entered into an Agreed Cease and Desist Order prohibiting Mr. Kemp from practicing medicine in the state of Texas without a license issued by the Texas Medical Board. The Board found Mr. Kemp, a licensed chiropractor, performed an examination of a patient for a condition related to a testicular injury the patient had sustained on the job.

Mompiere, Bompa Mbokoso, No License, Friendswood

On July 27, 2018, the Board directed the Executive Director to enter a Cease and Desist Order regarding Bompa Mbokoso Mompiere prohibiting him from practicing medicine in the state of Texas without a license issued by the Texas Medical Board. The Board found Mr. Mompiere visited various home health care companies including the Arca Clinic in Conroe, Texas and Crawford and Care Family, supervised the collection of blood samples for laboratory analysis, and treated patients, representing himself to be a physician, even though he is not licensed to practice medicine in the state of Texas. Mr. Mompiere was paid thousands of dollars from accounts where Medicare and Medicaid monies were deposited. On May 4, 2016, Mr. Mompiere pleaded guilty to one count of conspiracy to commit health care fraud and was sentenced to prison.

Texas Physician Assistant Board Disciplinary Actions

Felkins, Verlis W., Jr., P.A., Lic. No. PA01235, Kerrville
On July 13, 2018, the Texas Physician Assistant Board and Verlis
W. Felkins, Jr., P.A., entered into an Agreed Order of Voluntary
Surrender in which Mr. Felkins agreed to voluntarily surrender
his Texas physician assistant license in lieu of further disciplinary
proceedings. Mr. Felkins was under investigation regarding his
guilty plea and conviction for the felony charge of possession of
child pornography.

Madu, Stella I., P.A., Lic. No. PA02406, Houston

On July 13, 2018, the Texas Physician Assistant Board and Stella I. Madu, P.A., entered into an Agreed Order requiring her to within one year complete at least 12 hours of CME, divided as follows: four hours in evaluating chest pain in the emergency department and eight hours in medical recordkeeping. The Board found Ms. Madu did not follow the stand of care in the treatment and diagnosis of a patient's chest pain symptoms.

Wilson, Inyang Etuk, P.A., Lic. No. PA00933, Fort Stockton On July 13, 2018, the Texas Physician Assistant Board and Inyang Etuk Wilson, P.A., entered into an Agreed Order publicly referring Mr. Wilson to the Texas Physician Health Program. The Board found Mr. Wilson pleaded guilty to obstructing a public roadway on January 7, 2017 for his arrest for driving while intoxicated which suggests potential impairment from substance abuse.

Texas Board of Medical Radiologic Technology Disciplinary Actions

Chavez, Baselisa, NCT, Lic. No. NCR00159649, Arlington
On June 29, 2019, the Texas Board of Medical Radiologic Technology entered a Default Order regarding Baselisa Chavez, NCT, which revoked her Texas non-certified radiological technician registry. On December 11, 2017, the Board filed a Complaint with the State Office of Administrative Hearings (SOAH), alleging unprofessional conduct. Ms. Chavez was served notice of the Complaint and subsequent hearing at SOAH. Ms. Chavez failed to appear at the SOAH hearing and no responsive pleading was ever filed by Ms. Chavez. The Board granted a Determination of Default and Ms. Chavez was removed from the registry by Default Order. This order resolves a formal complaint filed at SOAH. Ms. Chavez has 25 days from the service of the order to file a motion for rehearing.

Elizondo, Eduardo, MRT, Lic. No. GMR00012761, WeslacoOn June 29, 2018, the Texas Board of Medical Radiological Tech-

nology and Eduardo Elizondo, MRT, entered into an Agreed Order publicly reprimanding Mr. Elizondo and requiring him to within 30 days obtain an independent medical evaluation by a Board-approved psychiatrist and follow all recommendations for care and treatment. The Board found Mr. Elizondo engaged in unprofessional conduct regarding past arrests related to family violence.

Grantham, Jessica Rose, MRT, Lic. No. GMR00095336, Bridgeport

On June 29, 2018, the Texas Board of Medical Radiologic Technology and Jessica Rose Grantham, MRT, entered into an Agreed Order requiring her to within 30 days have her onsite physician, another supervisor or her current supervisor, that is a licensed mammogram MRT, serve as her work-site monitor to review her mammogram films for six consecutive quarters/cycles; and within one year complete at least eight hours of CE in mammography. The Board found Ms. Grantham improperly performed mammography studies on three patients at Faith Community Hospital.

Humphrey, Ebony Nekore, NCR, Lic. No. NCR00164391, Fort Worth

On June 29, 2018, the Texas Board of Medical Radiological Technology and Ebony Nekcore Humphrey, NCR, entered into an Agreed Order under the following terms for a period of five years: abstain from the consumption of prohibited substances as defined in the Order; within 30 days undergo an independent medical evaluation by a Board-approved psychiatrist and follow all recommendations for care and treatment; participate in the Board's drug testing program; participate in the activities of Alcoholics Anonymous no less than two times a week; and within 30 days obtain a Board-approved work-site monitor to monitor her practice for the term of the order. The Board found Ms. Humphrey's history of substances abuse and mental health issues; and her recent failure to cooperate with the Texas Physician Health Program requires an independent medical evaluation and monitoring by the Board.

Lewis, Christopher Michael, MRT, Lic. No. GMR00099628, Kingwood

On June 29, 2018, the Texas Board of Medical Radiological Technology and Christopher Michael Lewis, MRT, entered into an Agreed Order requiring him to within one year complete eight hours of CE in ethics. The Board found Mr. Lewis engaged in unprofessional conduct based on his arrests for possession of a controlled substance and theft of property.

Long, Desiree Michelle, MRT, Lic. No. GMR00096526, Bowie On June 29, 2018, the Texas Board of Medical Radiologic Technology and Desiree Michelle Long, MRT, entered into an Agreed Order under the following terms: shall not perform radiologic mammograms on patients until she receives mammogram education and training and subsequently personally appears before a Board panel to petition for permission to resume such practice and provides clear evidence to show that she possesses the skills and knowledge to properly perform mammograms in Texas; and

within one year complete eight hours of CE, divided as follows: four hours in ethics and four hours in risk management. The Board found Ms. Long improperly performed mammography studies on 20 patients at Faith Community Hospital and failed to complete the required 200 mammography images for recertification.

Macuba, James L., MRT, Lic. No. GMR00012072, Houston

On June 29, 2018, the Texas Board of Medical Radiologic Technology and James L. Macuba, MRT, entered into an Agreed Order restricting Mr. Macuba from treating minor patients of the opposite sex until he appears before the Board and provides clear evidence from the completion of his independent medical evaluation (IME) that he is physically, mentally, an otherwise competent to safely practice and treat minor patients of the opposite sex; within 30 days obtain an IME from a Board-approved psychiatrist and follow all recommendations for care and treatment; and within one year complete at least four hours of CEU in ethics. The Board found Mr. Macuba received deferred adjudication for sexual assault of a child, a second degree felony and did not report the arrest or deferred adjudication to his licensing authority at the time, the Department of State Health Services.

Martinez, Joel C., MRT, Lic. No. GMR00023911, Bryan

On June 29, 2018, the Texas Board of Medical Radiological Technology and Joel C. Martinez, MRT, entered into an Agreed Order publicly reprimanding Mr. Martinez and requiring him to within one year complete 16 hours of CE, divided as follows: eight hours in communication and eight hours in ethics. The Board found Mr. Martinez was subject to reprimand by the American Registry of Radiographic Technologists after an investigation determined that he had violated their Standards of Ethics related to several instances of unprofessional behavior and conduct during his clinical rotations.

Pettigrew, Linda Kay, MRT, Lic. No. GMR0005018, Burleson On June 29, 2018, the Texas Board of Medical Radiological Technology and Linda Kay Pettigrew, MRT, entered into an Agreed Voluntary Surrender Order in which Ms. Pettigrew agreed to voluntarily surrender her Texas medical radiologic technologist certificate in lieu of further disciplinary proceedings. Ms. Pettigrew was under investigation for allegations of unprofessional conduct based on her failure to properly perform several mammogram studies.

Pina, Marcos, MRT, Lic. No. GMR00014817, Laredo

On June 29, 2018, the Texas Board of Medical Radiological Technology and Marcos Pina, MRT, entered into an Agreed Order on Formal Filing requiring him to within one year complete eight hours of CE, divided as follows: four hours in anger management and four hours in communication. The Board found Mr. Pina engaged in unprofessional conduct based on his past arrests in 2014 and 2015. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

Roberts Jeffrey C., MRT, Lic. No. GMR00093916, Leander

On June 29, 2018, the Texas Board of Medical Radiologic Technology and Jeffrey C. Roberts, MRT, entered into an Agreed Order requiring him to abstain from the consumption of prohibited substances as defined in the Order; participate in the Board's drug testing program; participate in the activities of Alcoholics Anonymous no less than one time per week; and comply with all terms of his court-ordered community supervision. The Board found Mr. Roberts engaged in unprofessional conduct based on prior arrests for evading arrest using a motor vehicle and aggravated assault with a deadly weapon in 2002; and for his arrest for driving while intoxicated second offense in 2016. Mr. Robert's substance abuse history tended to indicate impairment issues related to abuse of alcohol.

Rodriguez, Michael R., MRT, Lic. No. GMR00015277, San Antonio

On June 29, 2018, the Texas Board of Medical Radiological Technology and Michael R. Rodriguez, MRT, entered into an Agreed Order requiring him to abstain from the consumption of prohibited substances as defined in the Order; within 30 days undergo an independent medical evaluation by a Board-approved psychiatrist and follow all recommendations for care and treatment; and participate in the Board's drug testing program. The Board found Mr. Rodriguez engaged in unprofessional conduct for past arrests related to alcohol and substance abuse and suffers from impairment issues.

Sholler, Mary Theresa, MRT, Lic. No. GMR00107336, Cypress

On June 29, 2018, the Texas Board of Medical Radiologic Technology and Mary Theresa Sholler, MRT, entered into an Agreed Order requiring her to abstain from the consumption of prohibited substances as defined in the Order; participate in the Board's drug testing program; and participate in the activities of Alcoholics Anonymous no less than one time per week; and comply with all terms of her court-ordered community supervision. The Board found Ms. Sholler was arrested for DWI in 2014 and 2016 and was publicly reprimanded by the American Registry of Radiographic Technologists (ARRT) for failing to notify the ARRT about the 2016 DWI. Ms. Sholler's substance abuse history warrants monitoring by the Board.

Skinner, Victoria, NCT, Lic. No. NCR02000704, Rowlett

On June 29, 2018, the Texas Board of Medical Radiologic Technology and Victoria Skinner, NCT, entered into an Agreed Voluntary Surrender Order in which Ms. Skinner agreed the voluntary removal from the Texas non-certified radiologic technician registry in lieu of further disciplinary proceedings. Ms. Skinner was under investigation for violating her Remedial Plan.

Stricklin, Justin Lloyd, MRT, Lic. No. GMR00101307, Daingerfield

On June 29, 2018, the Texas Board of Medical Radiologic Technology and Justin Lloyd Stricklin, MRT, entered into an Agreed Order of Voluntary Surrender on Formal Filing in which Mr. Stricklin agreed to voluntarily surrender his Texas medical radiologic technologist certificate in lieu of further disciplinary pro-

ceedings. Mr. Stricklin had been temporarily suspended following an arrest for indecency with a child, sexual contact, a felony. This order resolves a formal complaint filed at the State Office of Administrative Hearings.

Tobar, Antonio Vidal, LMRT, Lic. No. LMR00201791, Highlands On June 29, 2018, the Texas Board of Medical Radiologic Technology and Antonio Vidal Tobar, LMRT, entered into an Agreed Voluntary Surrender Order in which Mr. Tobar agreed to voluntarily surrender his Texas medical radiologic technologist limited certificate in lieu of further disciplinary proceedings. Mr. Tobar was under investigation for unprofessional conduct based on his pleading guilty to the charge of indecency-exposure to a child, a third degree felony.

Texas Board of Respiratory Care Disciplinary Actions

Commander, Forrest Dale, RCP, Lic. No. RCP00068341, Waco On June 28, 2018, the Texas Board of Respiratory Care and Forrest Dale Commander, RCP, entered into an Agreed Order of Voluntary Surrender in which Mr. Commander agreed to voluntarily surrender his Texas respiratory care practitioner permit in lieu of further disciplinary proceedings. Mr. Commander has not practiced as an RCP since 2005 and has a physical disability.

Dearmin, Christopher Carl, RCP, RCP00068915, Odessa

On June 4, 2018, the Texas Board of Respiratory Care directed the Executive Director to enter an Order of Suspension By Operation of Law, suspending Christopher Carl Dearmin's Texas Respiratory Care Practitioner Permit. The Board found that on February 8, 2018, Mr. Dearmin pled guilty to a charge of prostitution, a second degree felony, and was sentenced to five years in the Texas Department of Criminal Justice.

Herring, Belinda, RCP, Lic. No. RCP00069366, Zavalla

On June 28, 2018, the Texas Board of Respiratory Care and Belinda Herring, RCP, entered into an Agreed Voluntary Surrender Order in which Ms. Herring agreed to voluntarily surrender her Texas respiratory care practitioner permit in lieu of further disciplinary proceedings. Ms. Herring is alleged to have displayed unprofessional conduct based on her previous arrests and subsequent adjudication.

Valenzuela, Ivan, RCP, Lic. No. RCP00078429, Austin

On June 28, 2018, the Texas Board of Respiratory Care and Ivan Valenzuela, RCP, entered into an Agreed Order on Formal Filing subjecting him to the following terms for five years: shall abstain from the consumption of prohibited substances as defined in the Order; and participate in the Board's drug testing program. The Board found Mr. Valenzuela was arrested in 2011/2012 for felony DWI, third offense. Mr. Valenzuela's criminal history indicates concerns related to possible alcohol abuse and whether it is being adequately addressed through treatment. This order re-

solves a formal complaint filed at the State Office of Administrative Hearings.

Walsh, Scott, RCP, Lic. No. RCP00073622, Livingston

On July 19, 2018, a disciplinary panel of the Texas Board of Respiratory Care temporarily suspended, without notice, the Texas respiratory care practitioner permit of Scott Walsh, RCP, after determining his continuation in the practice of respiratory care poses a continuing threat to public welfare. The suspension was effective immediately. The Board panel found that Mr. Walsh has been arrested five times since September 2017 for alcohol-related offenses. Mr. Walsh is impaired due to alcohol dependence, and has failed to comply with any Board requests for alcohol treatment, testing or monitoring. A temporary suspension hearing with notice will be held as soon as practicable with 10 days' notice to Mr. Walsh, unless the hearing is specifically waived by Mr. Walsh. The temporary suspension remains in place until the Board takes further action.

* * *

Physician Licenses

The Texas Medical Board issued 1.624 physician licenses between April 7, 2018 and July 16, 2018. Congratulations to the following:

Marwa Kamal Ali Abd Alla, M.D.

Hany Abdelfattah, D.O. Esayas Gashaw Abebe, M.D. Anthony Abou Karam, M.D. Riad Abou Zahr, M.D.

Fadi Ismail Abu-Shahin, M.D. Rawan Ghazi Abu-Zeitoon, M.D.

Saviour Achilike, M.D. John Freeland Ackley, D.O. Omar Winston Acres, M.D. Christopher Ray Adair, M.D. Anne Claire Adams, M.D. Asha Ayyagari Adams, D.O. Victoria Marie Addis, M.D. Adedeji Jonathan Adebayo, M.D.

Segun P Adeoye, M.D.

Moyosore Abiola Adeyekun, M.D. Nesochi Nonyelum Adimorah, M.D.

Ehiozogie Adu Osayimwen, D.O.

Bryan Patrick Aduddell, M.D.

Olufemi Aduroja, M.D. Zunair Nazim Afghani, D.O. Adebimpe Afolabi, D.O. Arpit Kumar Agarwal, M.D. Ifunanya Agbim, M.D. Imad Irshad Ahmad, M.D. Masih Uddin Ahmed, M.D. Naveed Ahmed, M.D. Vaseem Fazal Ahmed, M.D.

Sarah Ahmed, M.D.

Kristopher Dong-Hyun Ahn, M.D.

Namrah Aijaz, M.D. Ekene Evelyn Ajufo, M.D. Amjad Saeed Akhtar, D.O. Abhilash Akinapelli, M.D.

Yasir Akram, M.D.

Mouaz Husayn Al-Mallah, M.D.

Ammar Al-Sadoon, M.D. Alexander Alali, M.D. Samiha Alam, D.O.

Bassam Najeeb H Albassam, M.D.

Nils Albert, M.D. Ryan Alexander, D.O. Guy Thomas Alexander, M.D. Clare Evans Algeo, M.D.

Rashed Nasser R Alhabshan, M.D.

Naji Alhasnawi, M.D.

Mir Imtiaz Ali, M.D. Israa Basil Ali, M.D. Saleem Rahamat Ali, M.D.

Asif Ali, D.O. Amer Alkhatib, M.D.

Casey Allen, M.D.

Brandon Shaun Allport, M.D. Carly Alicia Allred, M.D.

Derrick Allred, M.D.

German Alexander Almonte Hidalgo,

Ahmed Riyadh Almustafa, M.D.

Fahad Alobaidi, M.D. Kristen Alonso, D.O. Paul Alukal, M.D. Ixchel Alvarez, D.O. Erica Renee Alvarez, M.D. Hashim Salam Alwash, M.D.

Abdelrahman Abdallah Abohashem Aly,

Eric Gordon Alyea, D.O. Brigani Gargollo Amante, M.D.

Krishan Amin, M.D. Veral Dilip Amin, M.D. Amod Amritphale, M.D. Mark Amsbaugh, M.D.

Daniel An, D.O. Cyril Anara, M.D.

Alejandra Andrade Gonzalez, M.D.

Kurt W Andreason, M.D. Sean Charles Andrews, D.O. Philip Blanco Antiporta, M.D. Margaret Apostol, M.D.

Nicolas Cheatham Appleton, M.D.

Waddah Arafat, M.D.

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Majid Chalian, M.D.

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Addison Chi-Kit Chan, D.O.

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Viraj Dharmraj Chauhan, M.D. Eugene Chia-Shiuh Chaung, M.D. Rolly Chaudhary Chawla, M.D.

Zoya Munif Cheema, M.D.

Aileen Chen, M.D.

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Zhikai Chi, M.D.

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Fernando Manuel Contreras Valdes, M.D.

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John S Kuo, M.D.

Faraz Kureshi, M.D.

Ali Khalil, M.D.

Robert Ory Johnson, M.D.

Veronica Renee Johnson, M.D.

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Jennifer Ann Minneman, M.D.

Eric J Martinez, M.D.

Stefania Varejao De Melo E Lima, M.D.

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Mark Lewis Saxton, M.D.

Whitney Weixelman Rowe, M.D.

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Physician Assistant Licenses

The Texas Physician Assistant Board issued 127 PA licenses between April 7, 2018 and July 16, 2018. Congratulations to the following:

Dallah Faiz Abdallahi, P.A. Antonio Aguilar, P.A.

Raquelle Simone Akavan, P.A. Sheree Laetrell Allen, P.A.

Jonathan James Oppong Amoakohene,

P.A.

Daniel Amoh, P.A.

Jenna Leigh Anderson, P.A.

Mark J Ardoin, P.A.

James Lee Armitage, P.A.

Hailey Nicole Armstrong, P.A.

Maria Asztalos, P.A. Ryan Thomas Baca, P.A.

Ashley Bahlatzis, P.A.

Jeffrey Daniel Bateman, P.A. Emily Ann Bengston, P.A.

Shannon Briana Bernbaum, P.A.

Alycia Monique Braithwaite, P.A.

Lauree Danielle Cameron, P.A. David Marcus Chavez, P.A.

Samantha Colbert, P.A.

Madeleine Ruth Courvoisier, P.A.

Carrie Irene Cross, P.A.

Ky Dau, P.A.

Kristen Irene Dawson, P.A. Stefany Delascurain, P.A. Priscilla Gail Delp, P.A.

Jane Doan, P.A.

James Scott Dukas, P.A. Yocelyn Elizondo, P.A. Amber Jean Ellington, P.A. Darcey Alana Elliott, P.A.

Amairany Madai Escamilla Meza, P.A.

Joshua Michael Estrada, P.A. Katelynn Emily Faulk, P.A. Heidi Nichole Felton, P.A. Victoria Florez, P.A. Morgan Paige Foucar, P.A. Andrew Gaffney, P.A. Yuriko Garcia, P.A. Sharon Gelman, P.A.

Yolanda Elena Gonzalez, P.A. Genevieve Lois Gourlay, P.A. Ivonne Denise Grabow, P.A. Anh Tran Griffith, P.A.

Christin Lauren P Cummins Grigsby, P.A.

Lauren Gunnell, P.A. Michelle Hagen, P.A.

Amanda Marie Hamala, P.A. Catherine Elizabeth Heider, P.A.

Haley Beth Hobson, P.A.

Angelina Dawn Holt, P.A. Norin Jenny Hooda, P.A.

Emily Horn, P.A.

Andrea Houdek, P.A. Alexandra Liang Hung, P.A.

Amanda Leigh Mowbray John, P.A.

Stanley John, P.A.

Jessa Lynn Karabin, P.A.

Alexandra Rose Klein, P.A.

Bryan Edward Kubena, P.A. Margaret Ann Landon, P.A.

Cameron Trace Landreth, P.A.

Pascal Lange, P.A.

Aniraphone Laochareun, P.A.

Patrick James Leadbitter, P.A.

Steven Rucker Lewis, Jr., P.A.

Grace Cherie Lorenz, P.A.

Daniel L Mackey, P.A.

David Paul Manley, P.A.

Veronica Marciano, P.A. Clinton Richard Martin, P.A.

Jose Angel Martinez, Jr., P.A.

Wendy Martinez, P.A.

Kelliann Marie Masterson, P.A.

Jennifer Barba Mayer, P.A.

Michael Mazzoni, P.A.

David Roberto Medina, P.A.

Diana Mendoza, P.A.

Angela Rose Meraz, P.A.

Michelle Rose Meystedt, P.A.

Edna Daniela Michi, P.A.

Jennifer Leigh Montgomery, P.A.

Christopher Alan Nguyen, P.A.

Jasmine-Vy Nguyen, P.A.

Sarah Ostrom, P.A.

Lisa Beth Paulson, P.A.

Saul Harris Pennington, P.A.

Allyson Ann Pinkley, P.A.

Paige Shanley Potter, P.A.

Brett Anthony Ramey, P.A.

Mary Meagan Raschke, P.A.

Sydney Elizabeth Owens Rasmussen, P.A.

Shamika Deandria Reed, P.A.

Kelsey Anne Rice, P.A.

Dorothy Lee Richardson, P.A.

Andrea Milena Rios Quintero, P.A.

Bethany Kate Robertson, P.A.

Mauricio Xavier Rodriguez, P.A.

Sarah Ruth Rodriguez, P.A.

Gaspar A Rosario, Jr., P.A.

Veronica Salaices-Fraire, P.A.

Batool Saleem, P.A.

Diego De Jesus Santa-Ana, P.A.

Katherine Schmidt, P.A.

Kevin Daniel Schmitz, P.A.

Jamie Leiann Seals, P.A.

Barry Lee Seip, P.A.

Kooni Shaikh, P.A.

Ivan Enrique Silva, P.A.

Matthew Sima, P.A.

Kara Elizabeth Simmons, P.A.

Kelvin Sorrentino Soares, P.A.

Ingrid Gricelda Solis, P.A.

Jacqueline Soliz, P.A.

Sarah Stakem, P.A.

Michael Brock Sterry, P.A.

George D. Tompkins, III, P.A.

Elizabeth Tram, P.A.

Courtney Treat, P.A.

Efrat Tsabari, P.A.

Hannah Elizabeth Turner, P.A.

Taylor Anne Vaughn, P.A.

Bethany Ardoin Verret, P.A.

Tori Vives, P.A.

Mary Lela Vonder Haar, P.A.

Taylor Ann Ward, P.A.

Kelli Kinchen Whitaker, P.A.

Acupuncturist Licenses

The Texas State Board of Acupuncture Examiners issued 40 Acupuncture licenses between April 7, 2018 and July 16, 2018. Congratulations to the following:

Sepideh Borooshaky, L.Ac.

Danielle Bower, L.Ac.

Li-Chien Chan, L.Ac.

C Lin Chang, L.Ac.

Hung-Ru Chen, L.Ac.

Eva Siuling Chu, L.Ac.

Cynthia Ann Cooke, L.Ac.

Kayla Lindsey Deshane, L.Ac.

Elisa Franco, L.Ac.

Mary Frances Shufeldt Froeba, L.Ac.

Anniina Gregg, L.Ac.

Ye Guo, L.Ac.

Rebecca Diane Hill, L.Ac.

Melissa Horton, L.Ac.

David Russ Irvin, L.Ac.

Jameson James, L.Ac.

Elizabeth Jaynes, L.Ac.

Jessica Brooke Johnson, L.Ac.

In Jin Kim, L.Ac.

Mengdan Liao, L.Ac.

Wei-Wen Lin, L.Ac.

Wenjuan Lu, L.Ac.

Stephanie Madden, L.Ac.

Matthew Hinton Mann, L.Ac.

Toni Marie Mascarenas, L.Ac.

Vanessa Leah Mock, L.Ac.

Ariane Newell, L.Ac.

Hyeon Joo Park, L.Ac.

Bret Kyle Rogers, L.Ac.

Audrey Barden Rossetti, L.Ac.

Terry L Rudd, L.Ac.

Ryan Shepherd, L.Ac.

Kirsten Stanton, L.Ac.

Louisa Tomaio, L.Ac.

Tammie Tse, L.Ac.

Janet Vialpando, L.Ac.

Yuhsi Wang, L.Ac.

Beverly Bragg Ware, L.Ac.

Tsungchun Yang, L.Ac.

Bianca Yturralde, L.Ac.

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