

**MEDICAL EXAMINING BOARD  
TELECONFERENCE/VIRTUAL MEETING MINUTES  
December 16, 2015**

**PRESENT:** Greg Collins; Rodney Erickson, M.D.; Suresh Misra, M.D., Carolyn Ogland Vukich, M.D.; Michael Phillips, M.D. (*Attended in person;*) David Roelke, M.D.; Kenneth Simons, M.D.; Sridhar Vasudevan, M.D. (*Attended in person;*) Timothy Westlake, M.D. (*joined at 8:03 a.m.;*) Russell Yale, M.D., Robert Zondag

**EXCUSED:** Mary Jo Capodice, D.O.

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

**CALL TO ORDER**

Kenneth Simons, Chair, called the meeting to order at 8:01 a.m. A quorum of ten (10) members was confirmed.

**ADOPTION OF AGENDA**

**Amendments to the Agenda:**

- *Item S.3.d: Correct spelling of Jehn Riesch, M.D. to **John** Riesch, M.D.*
- *Added 14 MED 610*
- *R.1 changing duplicate wording*

**MOTION:** Sridhar Vasudevan moved, seconded by Greg Collins, to adopt the agenda as amended. Motion carried unanimously.

*(Timothy Westlake joined the meeting at 8:03 a.m.)*

**MINUTES OF NOVEMBER 18, 2015 – REVIEW AND APPROVAL**

**Amendments to the Minutes:**

- *Page 8, add space between Timothy and Westlake, Westscott Krieger Motion*

**MOTION:** Suresh Misra moved, seconded by Carolyn Ogland Vukich, to approve the minutes of November 18, 2015 as amended. Motion carried unanimously.

**ADMINISTRATIVE UPDATES**

**Appoint Screening Panel and Interview Panels, January – June 2016**

**MOTION:** David Roelke moved, seconded by Russell Yale, to affirm the schedule of appointed screening and interview panels for the period of January to June of 2016. Motion carried unanimously.

**INTERSTATE MEDICAL LICENSURE COMPACT**

**Chair Appointment of Commissioners**

**MOTION:** Sridhar Vasudevan moved, seconded by Michael Phillips, to rescind the November motion regarding the appointment of commissioners to the Interstate Medical Licensure Compact. Motion carried unanimously.

*(Kenneth Simons appointed Robert Zondag and Kenneth Simons as Commissioners to the Interstate Medical Licensure Compact)*

**MOTION:** Sridhar Vasudevan moved, seconded by Michael Phillips, to affirm the Chair's appointment of Robert Zondag and Kenneth Simons as Commissioners to the Interstate Medical Licensure Compact. Motion carried unanimously.

## **FEDERATION OF STATE MEDICAL BOARDS (FSMB) MATTERS**

### **FSMB 2016 House of Delegates and Annual Meeting – April 28-30, 2016 in San Diego, CA – Consider Attendance**

**MOTION:** Sridhar Vasudevan moved, seconded by Robert Zondag, to designate the Board Chair to serve as the Board's delegate, or a designated alternate, if needed, and the Executive Director to attend the FSMB 2016 House of Delegates and Annual Meeting on April 28-30, 2016 in San Diego, CA and to authorize travel. Motion carried unanimously.

### **Consider MEB Recommendations for Nominations for 2016 FSMB Elections and Committee Appointments**

**MOTION:** Michael Phillips moved, seconded by Suresh Misra, to recommend Kenneth Simons as a candidate for 2016 FSMB Board of Directors Elections. Motion carried unanimously.

### **FSMB One-Day Symposium – March 8, 2016 in Dallas/Fort Worth, TX – Consider Attendance**

**MOTION:** Sridhar Vasudevan moved, seconded by Robert Zondag, to authorize Amber Cardenas or other department staff to attend the FSMB One-Day Symposium on March 8, 2016 in Dallas/Fort Worth, TX and to authorize travel. Motion carried unanimously.

## **CLOSED SESSION**

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

The Board convened into Closed Session at 8:48 a.m.

**RECONVENE TO OPEN SESSION**

**MOTION:** Suresh Misra moved, seconded by Greg Collins, to reconvene in Open Session at 10:32 a.m. Motion carried unanimously.

**VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION**

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

**AMENDMENT TO OCTOBER 21, 2015 MOTION FOR REQUEST FOR WAIVER OF C.E. REQUIREMENTS – W.D.J.****Consider Citation Correction**

**MOTION:** Sridhar Vasudevan moved, seconded by Michael Phillips, to amend the motion dated October 21, 2015 regarding W. Dudley Johnson, M.D.'s denial for waiver of continuing education requirement reason from **Wis. Stat. § 448.05(2)(c)** to read **Wis. Stat. § 448.13(1)(b) and Wis. Admin Code § Med 13.02(2)**. Motion carried unanimously.

**REQUEST FOR WAIVER OF 24 MONTHS OF ACGME/AOA APPROVED POST GRADUATE TRAINING****Toshio Takayama**

**MOTION:** Carolyn Ogland Vukich moved, seconded by Russell Yale, to defer this matter pending receipt of additional information. Motion carried unanimously.

**MOTION:** Michael Phillips moved, seconded by Rodney Erickson, to designate Legal Counsel to follow up as necessary and report back to the Board. Motion carried unanimously.

**DELIBERATION ON DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) MATTERS****Petition for Extension of Time*****15 MED 002 – David Houlihan, M.D. and Ronda Davis, M.D.***

**MOTION:** Sridhar Vasudevan moved, seconded by Michael Phillips, to grant the Petition and Request for an Extension of Time in the matter of DLSC Case number 15 MED 002 against David Houlihan, M.D. and Ronda Davis, M.D. Motion carried unanimously.

**Complaints*****14 MED 466 – Robin M. Reichert, M.D.***

**MOTION:** David Roelke moved, seconded by Suresh Misra, to find probable cause to believe that Robin M. Reichert, M.D., DLSC case number 14 MED 466, has committed unprofessional conduct, and therefore to issue the Complaint and hold

a hearing on such conduct pursuant to Wis. Stat. § 448.02(3)(b). Motion carried unanimously.

***14 MED 487 – Dale R. Tavris, M.D.***

**MOTION:** Suresh Misra moved, seconded by Michael Phillips, to find probable cause to believe that Dale R. Tavris, M.D., DLSC case number 14 MED 487, has committed unprofessional conduct, and therefore to issue the Complaint and hold a hearing on such conduct pursuant to Wis. Stat. § 448.02(3)(b). Motion carried

***15 MED 002 – David J. Houlihan, M.D.***

**MOTION:** Sridhar Vasudevan moved, seconded by David Roelke, to find probable cause to believe that David J. Houlihan, M.D., DLSC case number 15 MED 002, has committed unprofessional conduct, and therefore to issue the Complaint and hold a hearing on such conduct pursuant to Wis. Stat. § 448.02(3)(b). Motion carried unanimously.

***15 MED 002 – Ronda D. Davis, M.D.***

**MOTION:** Robert Zondag moved, seconded by Michael Phillips, to find probable cause to believe that Ronda D. Davis, M.D., DLSC case number 15 MED 002, has committed unprofessional conduct, and therefore to issue the Complaint and hold a hearing on such conduct pursuant to Wis. Stat. § 448.02(3)(b). Motion carried unanimously.

***15 MED 034 – Robert J. DeFatta, M.D.***

**MOTION:** Suresh Misra moved, seconded by Rodney Erickson, to find probable cause to believe that Robert J. DeFatta, M.D., DLSC case number 15 MED 034, has committed unprofessional conduct, and therefore to issue the Complaint and hold a hearing on such conduct pursuant to Wis. Stat. § 448.02(3)(b). Motion carried unanimously.

**Administrative Warning**

***15 MED 228 – D.L.P., D.O.***

**MOTION:** Michael Phillips moved, seconded by David Roelke, to issue an Administrative Warning in the matter of DLSC case number 15 MED 228 (D.L.P.) Motion carried unanimously.

**Proposed Stipulations, Final Decisions and Orders**

***13 MED 251 – Madelaine T. Tully, M.D.***

**MOTION:** Suresh Misra moved, seconded by Michael Phillips, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against

Madelaine T. Tully, M.D., DLSC case number 13 MED 251. Motion carried unanimously.

***14 MED 015 – John G. Hoffmann, M.D.***

**MOTION:** Greg Collins moved, seconded by Carolyn Ogland Vukich, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against John G. Hoffmann, M.D., DLSC case number 14 MED 015. Motion carried unanimously.

***14 MED 450 – Christopher Moore, M.D.***

**MOTION:** Greg Collins moved, seconded by Michael Phillips, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Christopher Moore, M.D., DLSC case number 14 MED 450. Motion carried unanimously.

***15 MED 141 – Daniel Royal, D.O.***

**MOTION:** David Roelke moved, seconded by Michael Phillips, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Daniel Royal, D.O., DLSC case number 15 MED 141. Motion carried unanimously.

***15 MED 365 – Todd H. Chaffin, M.D.***

**MOTION:** Greg Collins moved, seconded by Suresh Misra, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Todd H. Chaffin, M.D., DLSC case number 15 MED 365. Motion carried.

*(David Roelke recused himself for deliberation and voting in the matter concerning Todd H. Chaffin, M.D., DLSC case number 15 MED 365.)*

***14 MED 610 – Daniel T. O'Connor***

**MOTION:** Sridhar Vasudevan moved, seconded by Michael Phillips, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Daniel T. O'Connor, M.D., DLSC case number 14 MED 610. Motion carried unanimously.

**Monitoring**

***Luann Moraski, D.O. – Requesting to Remove Limitations***

**MOTION:** Sridhar Vasudevan moved, to grant the request of Luann Moraski, D.O. for removal of 'limitation' from license. Motion failed due to lack of a second.

**MOTION:** Greg Collins moved, seconded by Suresh Misra, to deny the request of Luann Moraski, D.O. for removal of **limited** from license. **Reason for Denial:** Respondent Needs to Comply with the terms of the order dated September 18,

2013. Motion carried. Opposed: Carolyn Ogland Vukich, Sridhar Vasudevan.  
Recused: Kenneth Simons

*(Kenneth Simons recused himself for deliberation and voting in the matter concerning Luann Moraski, D.O.)*

**MOTION:** Sridhar Vasudevan moved, seconded by Michael Phillips, to authorize Legal Counsel to research the implications of and potential options to change Limited Licensure. Motion carried unanimously.

**MOTION:** David Roelke moved, seconded by Sridhar Vasudevan, to authorize the Chair to develop a resolution for submission to the FSMB House of Delegates Annual Meeting, April 2016 on the implications of limited licensure. Motion carried unanimously.

***Michael Panzer, M.D. – Requesting to Remove Limitation and Rescind Reprimand***

**MOTION:** Timothy Westlake moved, seconded by Sridhar Vasudevan, to grant the request of Michael Panzer, M.D. to remove the license limitation and deny the request to rescind the reprimand. Motion carried unanimously.

***Mark Petrovani, M.D. – Requesting Reduction of Drug Screens***

**MOTION:** Michael Phillips moved, seconded by Greg Collins, to deny the request of Mark Petrovani, M.D. for reduction of drug screens. **Reason for Denial:** Failure to comply with the terms of the order dated November 19, 2014 (Missed call-ins.) Motion carried. Opposed: Erickson

***John Riesch, M.D. – Requesting to Remove Limitations***

**MOTION:** Michael Phillips moved, seconded by Carolyn Ogland Vukich, to deny the request of John Riesch, M.D. for removal of limitations. **Reason for Denial:** Failure to comply with the order dated November 19, 2014. Motion carried.

*(Sridhar Vasudevan recused himself for deliberation and voting in the matter concerning John Riesch, M.D.)*

**Case Closings**

**CASE CLOSING(S)**

**MOTION:** Suresh Misra moved, seconded by David Roelke, to close the following cases according to the recommendations by the Division of Legal Services and Compliance:

1. 13 MED 295 – K.C. ***Insufficient Evidence***
2. 13 MED 303 – A.S.K. ***Prosecutorial Discretion (P2)***
3. 13 MED 402 – P.P.P. ***Insufficient Evidence***
4. 14 MED 102 – H.F.G. ***Prosecutorial Discretion (P7)***
5. 14 MED 352 – UNKNOWN ***Insufficient Evidence***
6. 15 MED 322 – J.H.S. ***Prosecutorial Discretion (P5-Flag)***

Motion carried unanimously.

**MOTION:** Michael Phillips moved, seconded by Carolyn Ogland Vukich, to refer DLSC case number 13 MED 402 to any appropriate entity for further investigation.  
Motion carried unanimously.

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

**MOTION:** Suresh Misra moved, seconded by Michael Phillips, to delegate ratification of examination results to DSPS staff and to ratify all licenses and certificates as issued. Motion carried unanimously.

**ADJOURNMENT**

**MOTION:** Sridhar Vasudevan moved, seconded by Robert Zondag, to adjourn the meeting.  
Motion carried unanimously.

The meeting adjourned at 10:34 a.m.