

AGENDA

CONNECTICUT MEDICAL EXAMINING BOARD Tuesday, April 20, 2010 at 1:30 PM

Department of Public Health Complex
Capitol Avenue, Hartford Connecticut
Conference Room A/B, Building 470

CALL TO ORDER

I. APPROVAL OF MINUTES

March 16, 2010

II. UPDATES

- A. Chair Updates
- B. Information Updates
Department of Public Health

III. NEW BUSINESS

- A. Agreement to Stay Discipline
Charles R. Jones, MD
Petition Nos. 2006-0111-001-010, 2006-0407-001-068, 2006-0411-001-069
Tanya DeMattia, Assistant Attorney General
- B. Oral Argument on Proposed Memorandum of Decision
Efraim Gomez-Zapata, MD - Petition No. 2007-0817-001-146

IV. LEGAL OFFICE BUSINESS

- A. Gerald B. Weiss, MD – Petition No. 2009-0326-001-051
Presentation of Consent Order – Linda Fazzina, Staff Attorney, DPH
- B. Brian Sandridge, MD – Petition No. 2008-1129-001-204
Presentation of Consent Order – David Tilles, Staff Attorney, DPH

ADJOURN

The following minutes are draft minutes which are subject to revision and which have not yet been adopted by the Board.

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
March 16, 2010**

The Connecticut Medical Examining Board held a meeting on Tuesday, March 16, 2010 at the Department of Public Health, Capitol Avenue, Hartford, Connecticut in Conference Room A/B, Building 470.

BOARD MEMBERS PRESENT: Anne Doremus, Chairperson
Richard Bridburg, MD
Michael Erickson
David M. Goldenberg, MD
Steven Hanks, MD
Henry Jacobs, MD
Michael Lindberg, MD
Patricia Loving, PA
Howard Sadinsky, DO
Regina Stankaitis
C. Steven Wolf, MD

BOARD MEMBERS ABSENT Martin Courneen
Douglas Fellows, MD
Robert Green, MD

Ms. Doremus called the meeting to order at 1:30 p.m.

I. MINUTES

The draft minutes of the February 16, 2010 meeting were reviewed. Dr. Bridburg made a motion, seconded by Mr. Courneen, to approve the minutes. The motion passed with all in favor except Dr. Goldenberg, Dr. Green and Mr. Erickson who abstained.

II. UPDATES

A. Chair Updates

The following information was reviewed:

1. Monthly tracking of pending cases.
2. Hearing assignments.

B. DPH Updates

Donna Brewer, Section Chief, Public Health Hearing Office informed the Board on changes to the requirements for the reporting of adverse actions to the National Practitioner Data Bank. The changes were effective March 1, 2010. The most significant change is that stand-alone civil penalties are now reportable if the conduct is connected to health care delivery.

C. Health Assistance interVention Education Network for Connecticut Health Professionals – (HAVEN)

Maureen Dinnan, Executive Director provided the annual update regarding the Haven Program.

There are 168 individuals currently enrolled in the program, inclusive of 66 physicians and 2 physician assistants:

During 2009, 36 individuals were referred to DPH because on non-compliance with program requirements.

For 2010 to date, 22 individuals have been referred to the program.

III. OLD BUSINESS

A. Charles Ray Jones, MD v. Connecticut Medical Examining Board (CV084016294)

Assistant Attorney General, Tanya DeMattia was present to provide counsel to the Board.

Dr. Bridburg made a motion, seconded by Dr. Hanks, to add language to the discussion section relating to paragraph 5d of the Charges indicating there was not a violation of the standard of care. The motion passed unanimously.

Ms. Doremus, who was a hearing panelist in this matter, commented that despite the above change regarding paragraph 5d, the penalty as ordered should not be changed.

Dr. Wolf made a motion, seconded by Dr. Bridburg, that the Order in the Memorandum of Decision dated December 18, 2007 be reaffirmed. The motion passed unanimously.

B. Proposed Memorandum of Decision

Charles R. Jones, MD

Petition Nos. 2006-01111-001-010, 2006-0407-001-068, 2006-0411-001-069

Dr. Bridburg made a motion, seconded by Ms. Stankaitis, to adopt decision as edited. The motion passed unanimously. Ms. Doremus signed the Order imposing a period of probation with conditions and assessing a \$10,000.00 civil penalty.

III. NEW BUSINESS

License Reinstatement Application - John Stephen Naulty, MD

Maritsa Morales, Licensing and Applications Analyst, Department of Public Health, presented a license reinstatement application of John Stephen Naulty, MD.

Dr. Bridburg made a motion, seconded by Dr. Goldenberg to recommend denial of Dr. Naulty's reinstatement application.

Following considerable discussion, Dr. Wolf made a motion, seconded by Dr. Bridburg to table this matter to allow the Department of Public Health to further investigate the applicants discipline history in other states. The motion passed unanimously.

IV. TIME EXTENSIONS

Dr. Wolf moved and Dr. Bridburg seconded to approve a 120-day extension in the following matters:

Mahmoud Yekta, MD – Additional hearing date to be scheduled.

Jyoji Bristol, MD – Hearing dates scheduled for May 3, 2010 and June 7, 2010.

The motion passed unanimously.

V. LEGAL OFFICE BUSINESS

A. Mark Anderson, MD – Petition No. 2009-20091433

Matthew Antonetti, Principal Attorney, Legal Office, Department of Public Health, presented a Reinstatement Consent Order in the matter of Mark Anderson, MD. Respondent was not present or represented.

Dr. Bridburg made a motion, seconded by Dr. Hanks, to approve the Consent Order, which places respondent's license on probation for five years. The motion passed with all in favor except Dr. Lindberg who abstained. Ms. Doremus signed the Order.

B. H. John Bodin, MD – Petition No. 2008-1119-001-225

David Tilles, Staff Attorney, Legal Office, Department of Public Health, presented a Consent Order in the matter of H. John Bodin, MD. Attorney Jason Prueher was present on behalf of respondent.

Dr. Hanks made a motion, seconded by Ms. Stankaitis, to approve the Consent Order, which imposes a reprimand and a \$5000.00 civil penalty. The motion passed unanimously. Ms. Doremus signed the Order.

C. John Lignore, PA – Petition No. 2009-0618-023-005

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Consent Order in the matter of John Lignore, PA. Respondent was not present or represented.

Dr. Goldenberg made a motion, seconded by Dr. Hanks, to approve the Consent Order, which places respondent's license on probation for one year. The motion passed unanimously. Ms. Doremus signed the Order.

D. Robban Sica, MD – Petition No. 2007-0227-001-030

David Tilles, Staff Attorney, Legal Office, Department of Public Health, presented a Consent Order in the matter of Robban Sica, MD. Attorney Jacque Simon was present with respondent.

Dr. Bridburg and Dr. Sadinsky recused themselves from the discussion and vote in this matter. Following lengthy discussion Dr. Goldenberg made a motion, seconded by Dr. Hanks, to reject the Consent Order as written. The motion passed with all in favor except Dr. Jacobs who was opposed.

E. Anthony Lendino, MD – Petition No. 2010-177

David Tilles, Staff Attorney, Legal Office, Department of Public Health, presented a Consent Order Modification in the matter of Anthony Lendino, MD. . Attorney Joe Porto was present with respondent.

Dr. Bridburg made a motion, seconded by Dr. Hanks, to approve the Consent Order, which eliminates a practice restriction and places respondent's license on probation for two years. The motion passed unanimously. Ms. Doremus signed the Order.

F. Wayne Chung, MD – Petition No. 2008-0910-001-162

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Motion to Withdraw Statement of Charges in the matter of Wayne Chung, MD. Respondent was not present or represented.

Dr. Bridburg made a motion, seconded by Dr. Hanks, to grant the Department's motion. The motion passed unanimously. Ms. Doremus signed the Order withdrawing the Statement of Charges.

VI. ADJOURNMENT

As there was no further business, the meeting was adjourned at 3:15 p.m.

Respectfully submitted,

Anne Doremus, Chairperson