



MEDICAL EXAMINING BOARD
Room 121A, 1400 East Washington Avenue, Madison
Contact: Tom Ryan (608) 266-2112
October 15, 2014

The following agenda describes the issues that the Board plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a record of the actions of the Board.

AGENDA

8:00 A.M.

OPEN SESSION – CALL TO ORDER – ROLL CALL

- A) Adoption of Agenda (1-4)**
- B) Approval of Minutes of September 17, 2014 (5-12)**
- C) Administrative Updates**
 - 1) Staff Updates
 - 2) Wis. Stat. s 15.085 (3)(b) – Affiliated Credentialing Boards’ Biannual Meeting with the Medical Examining Board to Consider Matters of Joint Interest **(13)**
 - 3) Attendance Policy **(14)**
 - 4) Monitoring – Proposed Revision to Document, Roles and Authorities Delegated to the Monitoring Liaison and Department Monitor **(15-16)**
 - a) **APPEARANCE** – Ashley Horton, DSPS Staff
- D) Board Newsletter**
- E) Federation of State Medical Boards (FSMB) Matters**
 - 1) Telemedicine Consultation Workgroup
- F) Medical Examining Board 2015-2017 Biennial Budget (17-20)**
 - 1) **APPEARANCE** – Bea Beasley, DSPS Budget and Finance Director
- G) Status Update Concerning Ex Parte Communication Involving Dr. Montemurro; Status Update Concerning Petition for Review Submitted by Dr. Ali (21-22)**
 - 1) **APPEARANCE** – Gretchen Mrozinski, Board Counsel
- H) Legislative/Administrative Rule Matters**
 - 1) Current and Future Rule Making and Legislative Initiatives
 - 2) Administrative Rules Report
- I) Prescription Drug Conference Information from Dr. Westlake – Discuss (23)**

- J) Speaking Engagement(s), Travel, or Public Relation Request(s)
- K) Licensing Committee Report
- L) Disciplinary Guidelines Committee Report
- M) Screening Panel Report
- N) Informational Items
- O) Items Added After Preparation of Agenda:
 - 1) Introductions, Announcements and Recognition
 - 2) Administrative Updates
 - 3) Education and Examination Matters
 - 4) Credentialing Matters
 - 5) Practice Matters
 - 6) Legislation/Administrative Rule Matters
 - 7) Liaison Report(s)
 - 8) Informational Item(s)
 - 9) Disciplinary Matters
 - 10) Presentations of Petition(s) for Summary Suspension
 - 11) Presentation of Proposed Stipulation(s), Final Decision(s) and Order(s)
 - 12) Presentation of Proposed Decisions
 - 13) Presentation of Interim Order(s)
 - 14) Petitions for Re-Hearing
 - 15) Petitions for Assessments
 - 16) Petitions to Vacate Order(s)
 - 17) Petitions for Designation of Hearing Examiner
 - 18) Requests for Disciplinary Proceeding Presentations
 - 19) Motions
 - 20) Petitions
 - 21) Appearances from Requests Received or Renewed
 - 22) Speaking Engagement(s), Travel, or Public Relation Request(s)
- P) Public Comments

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.).

Q) Physician Oral Examination Review – Status and Example Report (24)

- 1) **APPEARANCE** – Aaron Knautz, Licensing Exams Specialist

R) Application Review – Petition to Retake USMLE Step 2

- 1) Fidelis Ikegwonu **(25-57)**

S) Seeking Equivalency for the 12 Months of ACGME Approved Post-Graduate Training Based on Education and Training

- 1) Motaz A. Selim, M.D. **(58-118)**

T) Reconsideration For Applicant Seeking Equivalency for 12 Months of ACGME Approved Post-Graduate Training

- 1) Nitinrai Pandya, M.D. **(119-263)**
- U) Monitoring Matters (264-265)**
- 1) Kirsten Peterson, M.D. – Requesting Modifications of Board Ordered Requirements **(266-289)**
 - 2) Donald Jacobson, M.D. – Requesting to be Allowed to Keep License but not be Required to Fulfill Board Ordered Requirements Due to Ill Health **(290-300)**
- V) Presentation and Deliberation on Proposed Stipulations, Final Decisions and Orders by the Division of Legal Services and Compliance (DLSC):**
- 1) Todd Trier, M.D. – 13 MED 052 and 13 MED 053 **(301-306)**
 - 2) Brian E. Christofferson, P.A. – 13 MED 177 **(307-312)**
 - 3) Elliott Phillips, M.D. – 13 MED 373 **(313-318)**
 - 4) Richard Barney, M.D. – 14 MED 153 **(319-324)**
 - 5) Edward M. Portman, M.D. – 14 MED 183 **(325-330)**
- W) Presentation and Deliberation on Complaints for Determination of Probable Cause**
- 1) Siamak B. Arassi, M.D. – 11 MED 351 **(331-333)**
 - 2) P. Perry Phillips, M.D. – 13 MED 402 **(334-337)**
- X) Presentation and Deliberation on Administrative Warnings**
- 1) 13 MED 339 (R.G.R.) **(338-339)**
 - 2) 14 MED 073 (E.A.S.) **(340-341)**
 - 3) 14 MED 103 (B.A.) **(342-344)**
 - 4) 14 MED 235 (T.C.W.) **(345-347)**
- Y) Case Status Report (348-359)**
- Z) Case Closing(s)**
- 1) 13 MED 153 (W.B.L.) **(360-363)**
 - 2) 13 MED 400 (G.S.T) **(364-366)**
 - 3) 13 MED 521 (D.B.G.) **(367-370)**
 - 4) 14 MED 044 (S.I.C) **(371-374)**
 - a) **APPEARANCE** – DSPS DLSC Staff
 - 5) 14 MED 105 (B.C.W. and G.F.R.) **(375-378)**
 - 6) 14 MED 124 (M.E.) **(379-383)**
 - 7) 14 MED 140 (B.P.) **(384-386)**
 - 8) 14 MED 238 (B.P.V.) **(387-389)**
 - 9) 14 MED 243 (D.M.W.) **(390-393)**
 - 10) 14 MED 321 (T.T.T.) **(394-396)**
- AA) Deliberation of Items Added After Preparation of the Agenda**
- 1) Education and Examination Matters
 - 2) Credentialing Matters
 - 3) Disciplinary Matters
 - 4) Monitoring Matters

- 5) Professional Assistance Procedure (PAP) Matters
- 6) Petition(s) for Summary Suspensions
- 7) Proposed Stipulations, Final Decisions and Orders
- 8) Administrative Warnings
- 9) Proposed Decisions
- 10) Matters Relating to Costs
- 11) Complaints
- 12) Case Closings
- 13) Case Status Report
- 14) Petition(s) for Extension of Time
- 15) Proposed Interim Orders
- 16) Petitions for Assessments and Evaluations
- 17) Petitions to Vacate Orders
- 18) Remedial Education Cases
- 19) Motions
- 20) Petitions for Re-Hearing
- 21) Appearances from Requests Received or Renewed

BB) Consulting with Legal Counsel

RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

CC) Open Session Items Noticed Above not Completed in the Initial Open Session

DD) Vote on Items Considered or Deliberated Upon in Closed Session, if Voting is Appropriate

EE) Delegation of Ratification of Examination Results and Ratification of Licenses and Certificates

ADJOURNMENT

**ORAL EXAMINATION OF CANDIDATES FOR LICENSURE
ROOM 121A, AND 124E**

11:30 A.M., OR IMMEDIATELY FOLLOWING FULL BOARD MEETING

CLOSED SESSION – Reviewing applications and conducting oral examinations of four (4) candidates for licensure – Drs. Capodice, Erickson, Ogland Vukich, and Vasudevan.

**MEDICAL EXAMINING BOARD
MEETING MINUTES
September 17, 2014**

PRESENT: Mary Jo Capodice, D.O; Greg Collins; Suresh Misra, M.D.; Carolyn Ogland Vukich, M.D.; Michael Phillips, M.D.; Kenneth Simons, M.D.; Sridhar Vasudevan, M.D.; Timothy Westlake, M.D. (*via teleconference.*); Russell Yale, M.D.; and Robert Zondag

EXCUSED: James Barr; Rodney Erickson, M.D.; Timothy Swan, M.D.

STAFF: Tom Ryan, Executive Director; Gretchen Morzinski, Legal Counsel; Taylor Thompson, Bureau Assistant; and other Department staff

CALL TO ORDER

Kenneth Simons, Chair, called the meeting to order at 8:02 a.m. A quorum of ten (10) members was confirmed.

ADOPTION OF AGENDA

MOTION: Suresh Misra moved, seconded by Greg Collins, to adopt the agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES

MOTION: Greg Collins moved, seconded by Suresh Misra, to approve the minutes of August 20, 2014 as published. Motion carried unanimously.

EDUCATION AND EXAMINATION MATTERS

PHYSICIAN CONTINUING EDUCATION AUDIT COMPLIANCE REPORT

MOTION: Sridhar Vasudevan moved, seconded by Michael Phillips, to refer all audited non-compliant license holders to DLSC for further review and action. Motion carried unanimously.

ADMINISTRATION OF ORAL EXAMINATIONS VIA TELEPHONE

MOTION: Suresh Misra moved, seconded by Michael Phillips, to require all oral examinations for applicants for Wisconsin Medical License to be in person. Motion carried unanimously.

FEDERATION OF STATE MEDICAL BOARDS (FSMB) MATTERS

Greg Collins recused himself from the discussion and consideration of FSMB nominations.

MOTION: Robert Zondag moved, seconded by Carolyn Ogland Vukich, to support Dr. Sridhar Vasudevan as a candidate for FSMB Elected Office. Motion carried unanimously.

MOTION: Sridhar Vasudevan moved, seconded by Michael Phillips, to support Wisconsin's participation in the Interstate Medical Licensure Compact in concept. Motion carried unanimously.

LEGISLATIVE/ADMINISTRATIVE RULE MATTERS

165 MED 1, 3, AND 5 PHYSICIAN LICENSURE

MOTION: Suresh Misra moved, seconded by Michael Phillips, to create a work group consisting of Doctors Sridhar Vasudevan, Mary Jo Capodice, Timothy Westlake, and Mr. Robert Zondag to assist with matters relating to 165 MED 1, 3, and 5 Physician Licensure. Motion carried unanimously.

165-MED 18 INFORMED CONSENT

MOTION: Sridhar Vasudevan moved, seconded by Mary Jo Capodice, to approve the Legislative Report and Clearinghouse Rule 14-040 for submission to the Governor's Office and Legislature. Motion carried unanimously.

SCOPE STATEMENT FOR MED 1 ENTRANCE TO EXAM

MOTION: Russell Yale moved, seconded by Robert Zondag, to approve the Scope Statement for Med 1 Entrance to exam for submission to the Governor's Office and publication and to authorize the Chair to approve the scope for implementation no less than 10 days after publication. Motion carried unanimously.

SPEAKING ENGAGEMENTS

MOTION: Sridhar Vasudevan moved, seconded by Suresh Misra, to authorize Dr. Mary Jo Capodice to speak at the WAOPS meeting in October 2014. Motion carried unanimously.

CLOSED SESSION

MOTION: Sridhar Vasudevan moved, seconded by Suresh Misra, 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: Mary Jo Capodice – yes; Greg Collins – yes; Suresh Misra – yes; Carolyn Ogland Vukich – yes; Michael Phillips – yes; Kenneth Simons – yes; Timothy Westlake – yes; Sridhar Vasudevan – yes; Russell Yale – yes; and Robert Zondag – yes. Motion carried unanimously.

The Board convened into Closed Session at 9:20 a.m.

RECONVENE TO OPEN SESSION

MOTION: Michael Phillips moved, seconded by Carolyn Ogland Vukich, to reconvene in Open Session at 12:29 A.M. Motion carried unanimously.

FULL BOARD ORAL EXAMINATION OF CANDIDATES FOR LICENSURE

MOTION: Robert Zondag moved, seconded by Sridhar Vasudevan, to find that Lawrence Williamson, M.D., **failed** the MEB Full Board Oral Examination. **Reason for failure:** Candidate did not prove that he can practice Medicine with reasonable skill and safety. Motion carried unanimously.

MOTION: Greg Collins moved, seconded by Suresh Misra, to **deny** the request of Lawrence Williamson, M.D. for Full Licensure. **Reason for denial:** Candidate did not prove that he can practice Medicine with reasonable skill and safety. Motion carried unanimously. .

PETITION FOR MENTAL EXAMINATION

ANGELINA M. MONTEMURRO, M.D.

MOTION: Russell Yale moved, seconded by Mary Jo Capodice, to allow Board Legal Counsel to correspond with Respondent and to delegate review of the letter to the Board Chair. Motion carried unanimously.

MOTION: Carolyn Ogland Vukich moved, seconded by Michael Phillips, to request that Respondent complete any necessary physical, mental, or professional examinations as ordered and approved by the Board Chair or in the event of his unavailability the highest ranking or longest serving member of the Board. Motion carried unanimously.

LINDA R. ROGOW, M.D.

MOTION: Mary Jo Capodice moved, seconded by Greg Collins, to request that Respondent complete any necessary physical, mental, or professional examinations as ordered and approved by the Board Chair or in the event of his unavailability the highest ranking or longest serving member of the Board. Motion carried unanimously.

MONITORING MATTERS

Michael Phillips recused himself and left the room for deliberation, and voting in the matter of Roger Pellmann, M.D.

ROGER PELLMANN, M.D. – REQUESTING STAY OF SUSPENSION

MOTION: Robert Zondag moved, seconded by Russell Yale, to **deny** the request of Roger Pellmann, M.D. for stay of suspension and the Board will not consider any requests prior to March 31, 2015. **Reason for denial:** Respondent has not established that he can safely and competently practice Medicine. Motion carried unanimously.

DEVINDER SIDHU, M.D. – REQUESTING REDUCTION OF DRUG SCREENINGS

MOTION: Sridhar Vasudevan moved, seconded by Michael Phillips, to **grant** the request of Devinder Sidhu, M.D. for reduction of drug and alcohol screenings to 36 times a year. Motion carried unanimously.

STEPHEN HAUGHEY, M.D. – REQUESTING TO BE ALLOWED TO WORK IN A SETTING WHERE HE HAS ACCESS TO CONTROLLED SUBSTANCES AND REQUESTING A REDUCTION IN DRUG SCREENS

MOTION: Sridhar Vasudevan moved, seconded by Greg Collins, to reduce drug and alcohol screenings to 36 times per year. Motion carried unanimously.

MOTION: Robert Zondag moved, seconded by Greg Collins, to **deny** the request of Stephen Haughey, M.D. for work in a setting where he has access to controlled substances and the Board will not consider any requests prior to March 31, 2015. **Reason for denial:** Not enough time under compliance with current order. Motion carried unanimously.

KEVIN WEIDMAN, M.D. – REQUESTING FULL UNRESTRICTED LICENSE

MOTION: Sridhar Vasudevan moved, seconded by Michael Phillips, to **grant** the request of Kevin Weidman, M.D. for full unrestricted license. Motion carried unanimously.

MICHAEL MACATOL, M.D. – REQUESTING PERMISSION TO RENEW

MOTION: Robert Zondag moved, seconded by Michael Phillips, that the request of Michael Macatol, M.D. is tabled and the Board requests that Dr. Macatol meet with the Medical Examining Board for permission to renew his Wisconsin license. Motion carried unanimously.

PRESENTATION AND DELIBERATION ON PROPOSED STIPULATIONS, FINAL DECISIONS AND ORDERS BY THE DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC)

LEWIS R. DOMKE, JR., M.D. – 12 MED 417

MOTION: Sridhar Vasudevan moved, seconded by Mary Jo Capodice, to **adopt** the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Lewis R. Domke, Jr., M.D., DLSC case number 12 MED 417. Motion carried unanimously.

KORBY J. KRUEGER, R.C.P. – 13 MED 393

MOTION: Sridhar Vasudevan moved, seconded by Mary Jo Capodice, to **adopt** the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Korby J. Krueger, R.C.P., DLSC case number 13 MED 393. Motion carried unanimously.

GREGORY G. BULLIS, M.D. – 14 MED 202

MOTION: Sridhar Vasudevan moved, seconded by Mary Jo Capodice, to **adopt** the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Gregory G. Bullis, M.D., DLSC case number 14 MED 202. Motion carried unanimously.

JAN A. DOENIER, M.D. – 14 MED 169

MOTION: Mary Jo Capodice moved, seconded by Suresh Misra, to **adopt** the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Jan A. Doenier, M.D., DLSC case number 14 MED 169. Motion carried unanimously.

Timothy Westlake left the meeting at 10:28 a.m.

PRESENTATION AND DELIBERATION ON PROPOSED DECISION AND ORDER IN THE MATTER OF THE APPLICATION FOR KAUKAB P. SHAH, M.D., DHA CASE NO. SPS-14-0025; DLSC CASE NO. 14 MED 071

MOTION: Robert Zondag moved, seconded by Mary Jo Capodice, to **adopt** the Proposed Final Decision and Order in the matter of the application for license of Kaukab Shah, M.D. (DHA case SPS-14-0025) (DLSC case number 14 MED 071). Motion carried unanimously.

PRESENTATION AND DELIBERATION ON COMPLAINTS FOR DETERMINATION OF PROBABLE CAUSE

TODD T. TRIER, M.D. – 14 MED 321

Carolyn Ogland Vukich recused herself and left the room for deliberation, and voting in the matter of Todd T. Trier, M.D.

MOTION: Greg Collins moved, seconded by Mary Jo Capodice, to find probable cause to believe that Todd T. Trier, M.D., DLSC case number 14 MED 321, is guilty of 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.

PRESENTATION AND DELIBERATION ON ADMINISTRATIVE WARNINGS

13 MED 163 – M.R.

MOTION: Mary Jo Capodice moved, seconded by Suresh Misra, to issue an Administrative Warning in the matter of DLSC case number 13 MED 163 (M.R.). Motion carried unanimously.

13 MED 414 – J.M.H.

MOTION: Suresh Misra moved, seconded by Michael Phillips, to issue an Administrative Warning in the matter of DLSC case number 13 MED 414 (J.M.H.). Motion carried unanimously.

14 MED 021 – J.F.S.

Carolyn Ogland Vukich recused herself and left the room for deliberation, and voting in the matter of 14 MED 021 (J.F.S.).

MOTION: Mary Jo Capodice moved, seconded by Greg Collins, to issue an Administrative Warning in the matter of DLSC case number 14 MED 021 (J.F.S.). Motion carried.

12 MED 157 – E.J.Q.

Kenneth Simons recused himself and left the room for deliberation, and voting in the matter of 12 MED 157 (E.J.Q.).

MOTION: Mary Jo Capodice moved, seconded by Michael Phillips, to issue an Administrative Warning in the matter of DLSC case number 12 MED 157 (E.J.Q.). Motion carried.

SEEKING EQUIVALENCY FOR THE 12 MONTHS OF ACGME APPROVED POST-GRADUATE TRAINING BASED ON EDUCATION AND TRAINING

EMRE ARPALI, M.D.

MOTION: Michael Phillips moved, seconded by Mary Jo Capodice, to find that the training and education of Emre Arpali, M.D. is substantially equivalent to the requirements as set forth in Wis. Stat. § 448.05(2). Motion carried unanimously.

ROBERT SANDERS, M.D.

MOTION: Mary Jo Capodice moved, seconded by Michael Phillips, to find that the training and education of Robert Sanders, M.D. is substantially equivalent to the requirements as set forth in Wis. Stat. § 448.05(2). Motion carried unanimously.

CASE CLOSING(S)

13 MED 031 – P.S.B.

MOTION: Mary Jo Capodice moved, seconded by Greg Collins, to close DLSC case number 13 MED 031, against P.S.B., for compliance gained. Motion carried unanimously.

13 MED 198 – M.G.E.

MOTION: Greg Collins moved, seconded by Mary Jo Capodice, to close DLSC case number 13 MED 198, against M.G.E., for prosecutorial discretion (P1). Motion carried unanimously.

13 MED 204 – M.H.

MOTION: Suresh Misra moved, seconded by Michael Phillips, to close DLSC case number 13 MED 204, against M.H., for no violation (NV). Motion carried unanimously.

13 MED 313 – S.J.D. and J.H.A.

MOTION: Suresh Misra moved, seconded by Mary Jo Capodice, to close DLSC case number 13 MED 313, against S.J.D. and J.H.A., for no violation (NV). Motion carried unanimously.

13 MED 415 – T.D.M.

MOTION: Mary Jo Capodice moved, seconded by Michael Phillips, to close DLSC case number 13 MED 415, against T.D.M., for no violation (NV). Motion carried unanimously.

13 MED 498 – R.A.P.

Michael Phillips recused himself and left the room for deliberation, and voting in the matter of 13 MED 498 (R.A.P.).

MOTION: Carolyn Ogland Vukich moved, seconded by Robert Zondag, to close DLSC case number 13 MED 498, against R.A.P., for insufficient evidence (IE). Motion carried.

14 MED 044 – S.I.C.

MOTION: Robert Zondag moved, seconded by Sridhar Vasudevan, to table the closing of DLSC case number 14 MED 044, against S.I.C., and request that DSPS Staff appear at the next meeting. Motion carried unanimously.

14 MED 088 – A.T.H.

MOTION: Greg Collins moved, seconded by Russell Yale, to close DLSC case number 14 MED 088, against A.T.H., for insufficient evidence (IE). Motion carried unanimously.

14 MED 090 – S.A.H.

MOTION: Michael Phillips moved, seconded by Suresh Misra, to close DLSC case number 14 MED 090, against S.A.H., for prosecutorial discretion (P7). Motion carried unanimously.

14 MED 110 – R.N.H.

MOTION: Michael Phillips moved, seconded by Greg Collins, to close DLSC case number 14 MED 110, against R.N.H., for no violation (NV). Motion carried unanimously.

14 MED 147 – T.L.S.

MOTION: Suresh Misra moved, seconded by Michael Phillips, to close DLSC case number 14 MED 147, against T.L.S., for no violation (NV). Motion carried unanimously.

**VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION,
IF VOTING IS APPROPRIATE**

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

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

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

ADJOURNMENT

MOTION: Suresh Misra moved, seconded by Michael Phillips, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 12:30 p.m.

DRAFT

**State of Wisconsin
Department of Safety and Professional Services**

AGENDA REQUEST FORM

1) Name and Title of Person Submitting the Request: Taylor Thompson, Bureau Assistant, On behalf of Thomas Ryan, Executive Director		2) Date When Request Submitted: 10/6/14	
		Items will be considered late if submitted after 5 p.m. and less than: <ul style="list-style-type: none"> ▪ 8 business days before the meeting for paperless boards ▪ 14 business days before meeting for all others 	
3) Name of Board, Committee, Council, Section: Medical Examining Board			
4) Meeting Date: 10/15/2014	5) Attachments: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	6) How should the item be titled on the agenda page? Wis. Stat. s 15.085 (3)(b) – Biannual Meeting with the Medical Examining Board	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	8) Is an appearance before the Board being scheduled? <input type="checkbox"/> Yes (Fill out Board Appearance Request) <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required:	
10) Describe the issue and action that should be addressed:			
15.085 Affiliated credentialing boards.			
<u>15.085(3) (3)</u> FREQUENCY OF MEETINGS. <u>15.085(3)(b) (b)</u> The chairperson of an affiliated credentialing board shall meet at least once every 6 months with the examining board to which the affiliated credentialing board is attached to consider all matters of joint interest.			
11) Authorization			
Taylor Thompson		10/6/2014	
Signature of person making this request		Date	
Supervisor (if required)		Date	
Executive Director signature (indicates approval to add post agenda deadline item to agenda)		Date	
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			

Revised 8/13

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and Title of Person Submitting the Request: Taylor Thompson, Bureau Assistant on behalf of Tom Ryan, Executive Director		2) Date When Request Submitted: 10/3/14	
		Items will be considered late if submitted after 12:00 p.m. on the deadline date: ▪ 8 business days before the meeting	
3) Name of Board, Committee, Council, Sections: Medical Examining Board			
4) Meeting Date: 10/15/14	5) Attachments: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	6) How should the item be titled on the agenda page? Attendance Policy	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	8) Is an appearance before the Board being scheduled? <input type="checkbox"/> Yes (Fill out Board Appearance Request) <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required:	
10) Describe the issue and action that should be addressed: Executive Director will discuss the policy regarding Board Member notifications when unable to attend a meeting, and partial meeting attendance.			
11) Authorization			
Taylor Thompson		10/3/14	
Signature of person making this request		Date	
Supervisor (if required)		Date	
Executive Director signature (indicates approval to add post agenda deadline item to agenda) Date			
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			

AGENDA REQUEST FORM

1) Name and Title of Person Submitting the Request: Kelley Sankbeil Records Management Supervisor Division of Legal Services and Compliance		2) Date When Request Submitted: September 29, 2014	
		Items will be considered late if submitted after 4:30 p.m. and less than: <ul style="list-style-type: none"> ▪ 10 work days before the meeting for Medical Board ▪ 14 work days before the meeting for all others 	
3) Name of Board, Committee, Council, Sections: Medical Examining Board			
4) Meeting Date: October 15, 2014	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Monitoring	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	8) Is an appearance before the Board being scheduled? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	9) Name of Case Advisor(s), if required:	
10) Describe the issue and action that should be addressed: Request by Dr. Simons and Dr. Vasudevan to grant additional delegated authority to Department Monitors			
11) Authorization			
_____ Kelley Sankbeil		_____ September 29, 2014	
Signature of person making this request		Date	
Supervisor (if required)		Date	
Executive Director signature (indicates approval to add post agenda deadline item to agenda)		Date	
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			



State of Wisconsin
DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES
CORRESPONDENCE / MEMORANDUM

DATE: September 24, 2014
TO: Investigative File
FROM: Kelley Sankbeil
SUBJECT: Additional Authorities Delegated to the Department Monitor

At the request of Dr. Simons, Medical Board Chairperson and Dr. Vasudevan, Medical Board Liaison, the following language granting additional delegated authorities to the Department Monitors is being presented to the Board for consideration:

Current Authorities Delegated to the Monitoring Liaison

The Liaison may take the following actions on behalf of the Board:

4. Grant full reinstatement of licensure if Respondent has fully complied with all terms of the order without deviation. The Department Monitor will draft an order and sign on behalf of the Liaison.

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and Title of Person Submitting the Request: Bea Beasley, Budget and Finance Manager		2) Date When Request Submitted: October 3, 2014	
		Items will be considered late if submitted after 12:00 p.m. on the deadline date: ▪ 8 business days before the meeting	
3) Name of Board, Committee, Council, Sections: Medical Examining Board			
4) Meeting Date: October 15, 2014	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Medical Examining Board 2015-2017 Biennial Budget	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	8) Is an appearance before the Board being scheduled? <input checked="" type="checkbox"/> Yes (Fill out Board Appearance Request) <input type="checkbox"/> No	9) Name of Case Advisor(s), if required:	
10) Describe the issue and action that should be addressed: The 2015-2017 Biennial Budget Request for the Medical Examining Board will be discussed and the Budget and Finance Manager will be available to answer questions related to the Board and / or Department Budget. Any questions that cannot be answered at the meeting will be answers via memorandum at a later date.			
11) Authorization			
MYBeasley, October 3, 2014			
Signature of person making this request		Date	
Supervisor (if required)		Date	
Executive Director signature (indicates approval to add post agenda deadline item to agenda) Date			
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			

Medical Examining Board 2015–2017 Biennial Budget

Prepared by:
Bea Beasley

Med Board Biennial Budget

- ▶ Agenda / Discussion Items:
 - 2015–2017 Budget Submission
 - Decision Item Narratives
 - DIN 3002 Removal of Non–Continuing Items
 - DIN 3003 Full Funding Continuation
 - DIN 3010 Full Funding Lease
 - DIN 4500 IT Modernization / DET Operating Costs
 - DIN 4520 PDMP Contract Vendor Services
 - DIN 4530 Board Per Diem Costs
 - Upcoming Budget Related Activities
 - Question / Answer Segment

DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

2015-2017

APPR 128

2015-2017 Biennial Budget

PROGRAM REVENUE

MEDICAL EXAMINING BOARD

REVENUES AND EXPENDITURES

Revenues	Prior Year Actuals	Base Year Estimate	FY16 Estimate	FY17 Estimate
Opening Balance	586,700	2,549,314	1,090,714	2,584,422
Agency Lapse 2013-2015	(348,600)	(348,600)		
Program Revenue	4,119,300	690,000	4,000,000	690,000
Total Revenue	4,357,400	2,890,714	5,090,714	3,274,422
Expenditures	1,808,086	1,800,000	0	0
Health Insurance Reserves			16,500	32,200
Compensation Reserve			21,500	43,400
PR Cash Lapse			318,000	318,000
DIN 3002 Removal Noncontinuing Elements			(64,600)	(64,600)
DIN 3003 Full Funding Continuing			47,200	47,200
DIN 3010 Full Funding Lease			0	0
DIN 4520 PDMP Contract Vendor Services			28,000	28,000
DIN 4530 Funding Board Per Diem (LTE)			10,000	10,000
DIN 4500 IT Modernization*			44,600	44,600
DET IT Operating Costs Chargebacks**			123,792	123,792
DIN 2000 Adjusted Base Funding Level			1,961,300	1,961,300
Total Expenditures	1,808,086	1,800,000	2,506,292	2,543,892
Closing Balance	2,549,314	1,090,714	2,584,422	730,529

*Modernization Projects include technology upgrades and special projects.

**DET IT Operating Costs include charges for IT Consulting / Programming / Incident Resolution Services. There are other IT related costs which are included in the Adjusted Base Funding Level.

Management Services

G: BeaDocs/2015-2017 Budget Submittal 128.xls

AGENDA REQUEST FORM

1) Name and Title of Person Submitting the Request: Gretchen Mrozinski Board Counsel		2) Date When Request Submitted: September 30, 2014	
		Items will be considered late if submitted after 4:30 p.m. and less than: ▪ 10 work days before the meeting for Medical Board ▪ 14 work days before the meeting for all others	
3) Name of Board, Committee, Council, Sections: Medical Examining Board			
4) Meeting Date: October 15, 2014	5) Attachments: Yes XX No	6) How should the item be titled on the agenda page? Status update concerning ex parte communications involving Dr. Montemurro; status update concerning petition for review submitted by Dr. Ali.	
7) Place Item in: XX Open Session Closed Session <input type="checkbox"/> Both	8) Is an appearance before the Board being scheduled? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	9) Name of Case Advisor(s), if required:	
10) Describe the issue and action that should be addressed: Update Board members concerning ex parte communication with Dr. Montemurro and current litigation involving Dr. Ali.			
11) Authorization			
Gretchen Mrozinski		September 30, 2014	
Signature of person making this request		Date	
Supervisor (if required)		Date	
Executive Director signature (indicates approval to add post agenda deadline item to agenda)		Date	
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STATE OF WISCONSIN
Department of Safety and Professional Services
1400 E Washington Ave.
Madison WI 53703

Governor Scott Walker Secretary Dave Ross

Mail to:
PO Box 8935
Madison WI 53708-8935

Email: dsps@wisconsin.gov
Web: <http://dsps.wi.gov>
Phone: 608-266-2112

September 17, 2014

Angelina Montemurro, M.D.
3717 13th Street
Kenosha, WI 53144

RE: DLSC Case No. 12 MED 288
DHA Case No. SPS-14-0028

Dear Dr. Montemurro:

As you are aware, the Division of Legal Services and Compliance (DLSC), Department of Safety and Professional Services (DPS), is in the midst of an investigation and prosecution of case number 12 MED 288, which concerns your license to practice medicine and surgery in Wisconsin. The Medical Examining Board will act as an impartial decision maker when presented with a proposed resolution to this matter. Your repeated phone calls and other contacts to various Board members are disconcerting given the need for the Board members to remain impartial. The Board members have been counseled on various occasions that they are not to engage in substantive communications with licensees who are the subject of disciplinary matters that appear before the board. Therefore, I have advised them not to communicate with you outside of board meetings in any way, including reading documents that you have sent to board members and including listening to voicemail messages that you may have left for board members.

As Board Counsel, I am requesting that you respect the disciplinary process and the need for the Medical Examining Board to remain impartial. Please refrain from contacting any member of the Board concerning the current disciplinary action. Attorney Joost Kap, from the DLSC, is your point of contact concerning this disciplinary matter. All submission, verbal or written, should be directed to him.

Sincerely,

Gretchen Mrozinski
Board Counsel

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and Title of Person Submitting the Request: Taylor Thompson, Bureau Assistant on behalf of Tom Ryan, Executive Director		2) Date When Request Submitted: 10/3/14 Items will be considered late if submitted after 12:00 p.m. on the deadline date: ▪ 8 business days before the meeting	
3) Name of Board, Committee, Council, Sections: Medical Examining Board			
4) Meeting Date: 10/15/14	5) Attachments: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	6) How should the item be titled on the agenda page? Prescription Drug Conference information from Dr. Westlake - Discuss	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	8) Is an appearance before the Board being scheduled? <input type="checkbox"/> Yes (Fill out Board Appearance Request) <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required:	
10) Describe the issue and action that should be addressed: The Board will discuss the information on the Prescription Drug Conference provided by Dr. Westlake.			
11) Authorization			
Taylor Thompson		10/3/14	
Signature of person making this request		Date	
Supervisor (if required)		Date	
Executive Director signature (indicates approval to add post agenda deadline item to agenda) Date			
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			