



**VIRTUAL/TELECONFERENCE
MEDICAL EXAMINING BOARD**
Virtual, 4822 Madison Yards Way, Madison
Contact: Tom Ryan (608) 266-2112
August 21, 2024

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 (1-5)**
- B. Approval of Minutes of July 17, 2024 (6-9)**
- C. Introductions, Announcements and Recognition
- D. Reminders: Conflicts of Interest, Scheduling Concerns
- E. Administrative Matters – Discussion and Consideration**
 - 1) Department, Staff and Board Updates
 - 2) Delegation of Authorities
 - 3) Board Members – Term Expiration Dates
 - a. Bond, Jr., Milton – 7/1/2027
 - b. Chou, Clarence P. – 7/1/2027
 - c. Clarke, Callisia N. – 7/1/2028
 - d. Ferguson, Kris – 7/1/2025
 - e. Gerlach, Diane M. – 7/1/2028
 - f. Goel, Sumeet K. – 7/1/2027
 - g. Hilton, Stephanie – 7/1/2028
 - h. Lerma, Carmen – 7/1/2024
 - i. Leuthner, Steven R. – 7/1/2027
 - j. Majeed-Haqqi, Lubna – 7/1/2027
 - k. Schmeling, Gregory J. – 7/1/2025
 - l. Siebert, Derrick R. – 7/1/2025
 - m. Yu, Emily S. – 7/1/2028
 - 4) Wis. Stat. § 15.085 (3)(b) – Affiliated Credentialing Boards’ Biannual Meeting with the Medical Examining Board to Consider Matters of Joint Interest, Including Wisconsin Physician Assistant and Nurse Practitioner Roles and PA Practice Overview**
 - a. Physician Assistant Affiliated Credentialing Board – Jennifer Jarrett, Chairperson

- F. Legislative and Policy Matters – Discussion and Consideration
- G. Administrative Rule Matters – Discussion and Consideration (10)**
 - 1) Pending or Possible Rulemaking Projects (11)
- H. Professional Assistance Procedure (PAP) Discussion of Expansion to Include Mental Health Disorders**
- I. Federation of State Medical Boards (FSMB) Matters – Discussion and Consideration
- J. Newsletter Matters – Discussion and Consideration
- K. Controlled Substances Board Report – Discussion and Consideration
- L. Interstate Medical Licensure Compact Commission (IMLCC) – Report from Wisconsin’s Commissioners – Discussion and Consideration
- M. Screening Panel Report
- N. Future Agenda Items
- O. Discussion and Consideration of Items Added After Preparation of Agenda:
 - 1) Introductions, Announcements and Recognition
 - 2) Elections, Appointments, Reappointments, Confirmations, and Committee, Panel and Liaison Appointments
 - 3) Administrative Matters
 - 4) Election of Officers
 - 5) Appointment of Liaisons and Alternates
 - 6) Delegation of Authorities
 - 7) Education and Examination Matters
 - 8) Credentialing Matters
 - 9) Practice Matters
 - 10) Public Health Emergencies
 - 11) Legislative and Policy Matters
 - 12) Administrative Rule Matters
 - 13) Liaison Reports
 - 14) Board Liaison Training and Appointment of Mentors
 - 15) Informational Items
 - 16) Division of Legal Services and Compliance (DLSC) Matters
 - 17) Presentations of Petitions for Summary Suspension
 - 18) Petitions for Designation of Hearing Examiner
 - 19) Presentation of Stipulations, Final Decisions and Orders
 - 20) Presentation of Proposed Final Decisions and Orders
 - 21) Presentation of Interim Orders
 - 22) Petitions for Re-Hearing
 - 23) Petitions for Assessments
 - 24) Petitions to Vacate Orders
 - 25) Requests for Disciplinary Proceeding Presentations
 - 26) Motions
 - 27) Petitions
 - 28) Appearances from Requests Received or Renewed
 - 29) Speaking Engagements, Travel, or Public Relation Requests, and Reports

P. Public Comments

CONVENE TO CLOSED SESSION to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85(1)(b), and 448.02(8), Stats.); to consider individual histories or disciplinary data (s. 19.85(1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.).

Q. Deliberation on DLSC Matters

- 1) Proposed Stipulations, Final Decisions and Orders**
 - a. 22 MED 073 & 23 MED 023 – Jerald P. Marifke **(12-17)**
 - b. 23 MED 120 – Thulasiraman Ravichandran **(18-24)**
 - c. 24 MED 0140 – Sajad Zalzalala **(25-31)**
- 2) Complaints**
 - a. 23 MED 384 – K.S.C. **(32-34)**
- 3) Case Closings**
 - a. 23 MED 125 – L.T.G. **(35-45)**
 - b. 23 MED 143 – G.N.W. **(46-56)**
 - c. 23 MED 205 – K.M.B. **(57-64)**
 - d. 23 MED 217 – T.S. **(65-69)**
 - e. 23 MED 305 – L.E.P. **(70-74)**
 - f. 23 MED 321 – M.J.S. **(75-79)**
 - g. 23 MED 514 – L.N.R. **(80-89)**
 - h. 23 MED 544 – R.A.S. **(90-94)**
 - i. 24 MED 021 – J.L.W. **(95-115)**
 - j. 24 MED 035 – K.G.L. **(116-129)**
 - k. 24 MED 0099 – N.A.P. **(130-136)**
 - l. 24 MED 0104 – M.R.N. **(137-144)**
 - m. 24 MED 0135 – Z.N.D. **(145-151)**
 - n. 24 MED 0160 – M.A.J. **(152-160)**
 - o. 24 MED 0190 – J.M.F. **(161-165)**
 - p. 24 MED 0203 – B.L.V.H. **(166-169)**
 - q. 24 MED 0235 – F.B.M. **(170-174)**
- 4) Monitoring (175-176)**
 - a. Shannon Calhoun, D.O. – Requesting Full Licensure **(177-186)**

R. Credentialing Matters

- 1) Waiver of 24 Months of ACGME/AOA Accredited Post-Graduate Training**
 - a. J.K., M.D. (IA 404329) **(187-224)**
- 2) Application Review**
 - a. D.J.C., D.O. – Physician, D.O. Endorsement Applicant (IA 120738) **(225-291)**
 - b. J.A.O., M.D. – Medicine and Surgery Renewal Applicant (IA 192311) **(292-335)**
- 3) Full Board Oral Interview**
 - a. **APPEARANCE:** Aasma Aziz – Medicine and Surgery Renewal Applicant (IA 187474) **(336-383)**

S. Deliberation of Items Added After Preparation of the Agenda

- 1) Education and Examination Matters
- 2) Credentialing Matters
- 3) DLSC Matters
- 4) Monitoring Matters

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

T. Open Cases

U. Consulting with Legal Counsel

RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

V. Vote on Items Considered or Deliberated Upon in Closed Session if Voting is Appropriate

W. Open Session Items Noticed Above Not Completed in the Initial Open Session

X. Delegation of Ratification of Examination Results and Ratification of Licenses and Certificates

ADJOURNMENT

ORAL INTERVIEWS OF CANDIDATES FOR LICENSURE

VIRTUAL/TELECONFERENCE

10:00 A.M. OR IMMEDIATELY FOLLOWING THE FULL BOARD MEETING

CLOSED SESSION – Reviewing Applications and Conducting Oral Interview(s) of **three (3)** (at time of agenda publication) Candidate(s) for Licensure – **Dr. Chou** and **Dr. Yu**

NEXT MEETING: SEPTEMBER 18, 2024

Board Member Training: November 15, 2024

MEETINGS AND HEARINGS ARE OPEN TO THE PUBLIC, AND MAY BE CANCELLED WITHOUT NOTICE.

Times listed for meeting items are approximate and depend on the length of discussion and voting. All meetings are held virtually unless otherwise indicated. In-person meetings are typically conducted at 4822 Madison Yards Way, Madison, Wisconsin, unless an alternative location is listed on the meeting notice. In order to confirm a meeting or to request a complete copy of the board’s agenda, please visit the Department

website at <https://dsps.wi.gov>. The board may also consider materials or items filed after the transmission of this notice. Times listed for the commencement of disciplinary hearings may be changed by the examiner for the convenience of the parties. Requests for interpreters for the hard of hearing, or other accommodations, are considered upon request by contacting the Affirmative Action Officer, or reach the Meeting Staff by calling 608-267-7213.

**VIRTUAL/TELECONFERENCE
MEDICAL EXAMINING BOARD
MEETING MINUTES
JULY 17, 2024**

PRESENT: Milton Bond, Jr. (*arrived at 8:02 a.m.*) (*excused at 8:58 a.m.*); Clarence Chou, M.D.; Callisia Clarke, M.D.; Kris Ferguson, M.D.; Diane Gerlach, D.O.; Sumeet Goel, D.O., Stephanie Hilton; Carmen Lerma (*arrived at 8:25 a.m.*); Steven Leuthner, M.D.; Lubna Majeed-Haqqi, M.D.; Gregory Schmeling, M.D.; Derrick Siebert, M.D.; Emily Yu, M.D.

STAFF: Tom Ryan, Executive Director; Jameson Whitney, Legal Counsel; Nilajah Hardin, Administrative Rules Coordinator; Dialah Azam, Board Administration Specialist; and other Department staff

CALL TO ORDER

Clarence Chou, Chairperson, called the meeting to order at 8:00 a.m. A quorum was confirmed with ten (10) members present.

ADOPTION OF AGENDA

MOTION: Callisia Clarke moved, seconded by Sumeet Goel, to adopt the Agenda as published. Motion carried unanimously.

(Milton Bond Jr. arrived at 8:02 a.m.)

APPROVAL OF MINUTES OF JUNE 19, 2024

MOTION: Gregory Schmeling moved, seconded by Diane Gerlach, to approve the Minutes of June 19, 2024 as published. Motion carried unanimously.

ADMINISTRATIVE RULE MATTERS

Drafting Proposals: Med 27, Relating to Provisional Licensure for International Physicians

MOTION: Gregory Schmeling moved, seconded by Lubna Majeed-Haqqi, to designate Lubna Majeed-Haqqi and Gregory Schmeling to serve as liaisons to DSPS staff for drafting Med 27, Relating to Provisional Licensure for International Physicians. Motion carried unanimously.

(Carmen Lerma arrived at 8:25 a.m.)

CLOSED SESSION

MOTION: Sumeet Goel moved, seconded by Callisia Clarke, 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.). Clarence Chou, Chairperson, read the language of the motion aloud for the record. The vote of each member was ascertained by voice vote. Roll Call Vote: Clarence Chou-yes; Callisia Clarke-yes; Kris Ferguson-yes; Diane Gerlach-yes; Sumeet Goel-yes; Stephanie Hilton-yes; Carmen Lerma-yes; Steven Leuthner-yes; Lubna Majeed-Haqqi-yes; Gregory Schmeling-yes; Derrick Siebert-yes; and Emily Yu-yes. Motion carried unanimously.

The Board convened into Closed Session at 8:47 a.m.

DELIBERATION ON DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) MATTERS

Proposed Stipulations, Final Decisions and Orders

22 MED 525 – James J. Foskett

MOTION: Sumeet Goel moved, seconded by Emily Yu, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against James J. Foskett, DLSC Case Number 22 MED 525. Motion carried unanimously.

24 MED 0230 – Yogesh R. Patel

MOTION: Callisia Clarke moved, seconded by Gregory Schmeling, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Yogesh R. Patel, DLSC Case Number 24 MED 0230. Motion carried unanimously.

(Milton Bond Jr. excused at 8:58 a.m.)

Administrative Warnings

23 MED 296 – G.H.L.

MOTION: Stephanie Hilton moved, seconded by Sumeet Goel, to issue an Administrative Warning in the matter of G.H.L., DLSC Case Number 23 MED 296. Motion carried unanimously.

23 MED 326 – C.J.K.

MOTION: Sumeet Goel moved, seconded by Callisia Clarke, to issue an Administrative Warning in the matter of C.J.K., DLSC Case Number 23 MED 326. Motion carried unanimously.

Case Closings

MOTION: Emily Yu moved, seconded by Steven Leuthner, to close the following DLSC Cases for the reasons outlined below:

- a) 22 MED 178, 22 MED 191, 22 MED 472 – S.N.H. – Lack of Jurisdiction (L2)
 - b) 22 MED 517 – E.W.E. – No Violation
 - c) 23 MED 246 – T.A.S. & K.A.B. – No Violation
 - d) 23 MED 385 – D.W.P. – No Violation
 - e) 23 MED 621 – J.M.V.B. – No Violation
 - f) 24 MED 0100 – S.M.T. – No Violation
 - g) 24 MED 0146 – M.S.G. – Lack of Jurisdiction (L2)
- Motion carried unanimously.

CREDENTIALING MATTERS

Waiver of 24 Months of ACGME/AOA Accredited Post-Graduate Training

T.B., M.D.

MOTION: Gregory Schmeling moved, seconded by Callisia Clarke, to approve the waiver of 24 Months of ACGME/AOA Accredited Post-Graduate Training application of T.B., M.D. Motion carried unanimously.

T.O., M.D.

MOTION: Steven Leuthner moved, seconded by Emily Yu, to approve the waiver of 24 Months of ACGME/AOA Accredited Post-Graduate Training application of T.O., M.D. Motion carried unanimously.

Application Review

C.W.H., M.D. – Visiting Physician Applicant

MOTION: Lubna Majeed-Haqqi moved, seconded by Carmen Lerma, to approve the Medicine and Surgery application of C.W.H., M.D., once all requirements are met. Motion carried unanimously.

Full Board Oral Interview

Jose Ortiz Jr, M.D. – Medicine and Surgery Renewal Applicant

MOTION: Gregory Schmeling moved, seconded by Kris Ferguson, to deny the Medicine and Surgery renewal application of Jose Ortiz Jr., M.D. **Reason for Denial:** Wis Stat 448.06(2) and Med 10.03(2)(f). Motion failed.

MOTION: Callisia Clarke moved, seconded by Steven Leuthner, to issue an intent to deny the Medicine and Surgery renewal application of Jose Ortiz Jr., M.D., and offer them a limited license with the following conditions: shall not work in any setting where the applicant would have direct in-person contact with patients or staff, including trainees and students, unless supervised or chaperoned. **Reason for Denial:** Wis Stat 448.06(2) and Med 10.03(2)(f). Motion carried.

(Stephanie Hilton and Clarence Chou recused themselves and left the room for deliberation and voting in the matter concerning Jose Ortiz Jr.)

RECONVENE TO OPEN SESSION

MOTION: Callisia Clarke moved, seconded by Gregory Schmeling, to reconvene to Open Session. Motion carried unanimously.

The Board reconvened to Open Session at 10:42 a.m.

VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION

MOTION: Gregory Schmeling moved, seconded by Diane Gerlach, to affirm all motions made and votes taken in Closed Session. Motion carried unanimously.

(Be advised that any recusals or abstentions reflected in the closed session motions stand for the purposes of the affirmation vote.)

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

MOTION: Sumeet Goel moved, seconded by Callisia Clarke, to delegate ratification of examination results to DSPS staff and to ratify all licenses and certificates as issued. Motion carried unanimously.


ADJOURNMENT

MOTION: Gregory Schmeling moved, seconded by Lubna Majeed-Haqqi, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 10:44 a.m.

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

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Nilajah Hardin, Administrative Rules Coordinator		2) Date when request submitted: 8/8/24 Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting	
3) Name of Board, Committee, Council, Sections: Medical Examining Board			
4) Meeting Date: 8/21/24	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Administrative Rule Matters – Discussion and Consideration 1. Pending or Possible Rulemaking Projects a. Rule Projects Chart	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session	8) Is an appearance before the Board being scheduled? <i>(If yes, please complete Appearance Request for Non-DSPS Staff)</i> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required: N/A	
10) Describe the issue and action that should be addressed: Attachments: Rule Project Chart (Board Rule projects can be Viewed Here if Needed: https://dsps.wi.gov/Pages/RulesStatutes/PendingRules.aspx)			
11) Authorization			
		8/8/24	
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
Rule Projects (updated 08/08/24)**

Clearinghouse Rule Number	Scope #	Scope Expiration	Code Chapter Affected	Relating clause (description)	Current Stage	Next Step
Not Assigned Yet	Not Assigned Yet	Not Assigned Yet	Med 1	Licensure Requirements	Updated Scope Submitted to Governor on 07/11/24	Governor Approval and Submission for Publication in Administrative Register
24-039	117-23	06/26/2026	Med 24	Telemedicine and Telehealth	Final Rule and Legislative Report Submitted to Governor on 8/6/24	Governor Approval and Submission for Legislative Review
Not Assigned Yet	055-24	11/28/2026	Med 27	Provisional Licensure for International Physicians	Drafting	Board Review and Approval of Preliminary Rule Draft