

**MINUTES
EXECUTIVE COMMITTEE MEETING
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
MAY 09, 2018**

MEMBERS PRESENT:

Charles D. Miles, M.D., West Point, President
Claude Brunson, M.D. Jackson, Vice President
J. Ann Rea, M.D., Secretary, Columbus, Secretary

ALSO PRESENT:

Stan T. Ingram, Complaint Counsel for the Board
Heather P. Wagner, Special Assistant Attorney General
Rhonda Freeman, Director, Licensure Division
Leslie Ross, Director of Investigations
Jonathan Dalton, Investigations Supervisor
Frances Carrillo, Staff Officer

The Executive Committee of the Mississippi State Board of Medical Licensure met on Wednesday, May 9, 2018, at 9:02 a.m. in the Board Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi.

**PERSONAL APPEARANCE BY JAMES R. JORDAN, M.D., JACKSON, MS
MEDICAL LICENSE NUMBER: 17643**

Dr. Jordan joined the meeting and was not represented by legal counsel. Dr. Jordan executed a written agreement for this informal meeting, a copy of which is attached hereto and incorporated by reference.

Following introductions, Dr. Miles advised Dr. Jordan requested an appearance to seek clarification on a new device called PRO-NOX described as a patient-administered anesthesia device. Dr. Jordan is seeking the regulatory status of a patient-controlled anesthesia device, what level of office based surgery I, II or III, and what recommended added monitoring should be used in an office setting within the regulations set by the Mississippi State Board of Medical Licensure. Dr. Jordan answered questions by the Board regarding the PRO-NOX Anesthesia System as it is related to patient safety and the Board's Rules and Regulations.

Following discussion and questions, Dr. Miles advised that the Executive Committee will conduct further research into this matter.

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PERSONAL APPEARANCE BY ABERLARDO MEDINA, M.D., JACKSON, MS
APPLICANT

Dr. Medina joined the meeting and was not represented by legal counsel. Dr. Medina executed a written agreement for this informal meeting, a copy of which is attached hereto and incorporated by reference.

Following introductions, Dr. Miles advised Dr. Medina he had been invited to discuss his application for a permanent license. Dr. Medina is requesting licensure based on the Board's rule which allows a waiver of requirements for physicians who graduate from an approved school; have a current unrestricted license in another state; and have at least 3 years of clinical experience in area of expertise. Dr. Medina does not have a current license in another state; however, he has a conditional practice license in Canada. Dr. Medina has been offered and he has accepted a full-time faculty appointment as a plastic surgeon in the Department of Surgery at UMC. The waiver was requested under Licensure Rule 1.2, which requires to be granted a waiver, an applicant must be *(a) a graduate of an approved medical school; (b) have a current unrestricted license in another state; and (c) have at least 3 years of clinical experience in the area of expertise.*

Dr. Medina advised he has practiced in Canada under a conditional practice license since 2015 and is categorized as conditional based on his international credentials and training. The conditional Canadian medical license is unrestricted.

After discussion and questions from the Executive Committee it was determined that Dr. Medina has what is considered an unrestricted license in Canada, but not another state, and that additional information was necessary regarding the passage of an examination equivalent to Spex. The EC determined that the intent of Rule 1.2 was not to exclude international physicians. The EC will recommend to the Full Board that Dr. Medina's application for permanent license be continued, so that he may forward his Royal Canadian Exam scores of passing for review and that the Board recognize the intent of the rule and consider his Canadian practice time period in lieu of an unrestricted practice in another state for a permanent unrestricted Mississippi Medical license. After receipt of verification of passing an exam equivalent to Spex Dr. Medina's application will be considered for an unrestricted Mississippi medical license. The Executive Committee will further recommend to the Full Board that Rule 1.2 be considered for amendment to clarify

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PERSONAL APPEARANCE BY DOUGLAS P. MCBRIDE, M.D., GULFPORT, MS MEDICAL LICENSE NUMBER: 18201

Dr. McBride joined the meeting and was not represented by legal counsel. Dr. McBride executed a written agreement for this informal meeting, a copy of which is attached hereto and incorporated by reference.

Following introductions, Dr. Miles advised Dr. McBride had been invited to discuss his practice, specifically his management of four APRNs in the Urgent Care practice and a Spa in Diamondhead, Mississippi. Dr. McBride discussed his management of APRNs in the Urgent care practice in Diamondhead, Mississippi. Licensee denies that he collaborates with any APRN in the Spa in Diamondhead or any aesthetic practice involving Botox or the use of a laser. He also admitted to issuing controlled substance prescriptions to one of the APRNs for personal use and she had reciprocated in issuing personal controlled substance prescriptions for his personal use. Licensee was questioned regarding his prescribing and record keeping of these personal prescriptions to one of the APRNs.

Dr. McBride was questioned regarding his renewal in not reporting the collaboration of these four Urgent Care APRNs. Dr. McBride answered additional questions by the Board regarding his relationship with the APRNs in the Urgent Care and Spa in Diamondhead, Mississippi.

Following questioning, a motion was made by Dr. Brunson, seconded by Dr. Rea and carried to close the meeting to consider whether to enter into executive session on this matter.

A motion was made by Dr. Brunson, seconded by Dr. Rea and carried that the Executive Committee enter into executive session to discuss to discuss investigative proceedings regarding allegations of misconduct or violations of law by Licensee.

Upon a motion by Dr. Miles, seconded by Dr. Brunson and carried the Executive Committee came out of executive session at which time Dr. Miles asked Dr. Rea to report on its decision. Dr. Rea reported that the Executive Committee will recommend to the Board 1) Referral to Mississippi Physician Health Program for an evaluation, 2) Licensee is to obtain Board approved courses in the area of boundaries, ethics, prescribing and record keeping and 3) No collaboration with APRNs until all of the above has occurred and he returns to the Board for a report.

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PERSONAL APPEARANCE BY LYNN M. MILLER, D.O., NORTH OAKS, MN
APPLICANT

Dr. Miller joined the meeting and was not represented by legal counsel. Dr. Miller executed a written agreement for this informal meeting, a copy of which is attached hereto and incorporated by reference.

Following introductions, Dr. Miles advised Dr. Miller she had been invited to discuss her application for a permanent license. Dr. Miles advised there were several issues with her application. 1) PG training verification indicated she did not complete residency. She briefly summarized and explained that this was a planned transfer to another program and provided updated verification to show training was completed. 2) Dr. Miller was asked to discuss her suspension in 2015 of her clinical privileges. Dr. Miller briefly summarized this action and resolution of this matter by accepting the consequences of the required practice with a co-surgeon. No formal action was taken by the Minnesota Medical Board. Dr. Miller advised the Board that she is seeking to join the surgical team at the Mississippi Medical Center in Tupelo, Mississippi. There she will be practicing with a group of surgeons with supervision in Tupelo.

Following questioning, a motion was made by Dr. Miles, seconded by Dr. Rea and carried to close the meeting to consider whether to enter into executive session on this matter.

A motion was made by Dr. Miles, seconded by Dr. Brunson and carried that the Executive Committee enter into executive session to discuss investigative proceedings regarding allegations of misconduct or violations of law by Licensee.

Upon a motion by Dr. Miles, seconded by Dr. Brunson and carried the Executive Committee came out of executive session at which time Dr. Miles asked Dr. Rea to report on its decision. Dr. Rea reported that the Executive Committee will recommend to the Board to grant Dr. Miller a permanent unrestricted Mississippi medical license.

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REVIEW OF MAY 10, BOARD AGENDA

The agenda for the Board Meeting was briefly discussed.

ADJOURNMENT

There being no further business, the meeting adjourned at 3:31 p.m.



**Charles D. Miles, MD
President**

**Minutes taken and transcribed
By Frances Carrillo
Staff Officer
May 9, 2018**

**AGREEMENT TO APPEAR INFORMALLY BEFORE EXECUTIVE COMMITTEE
BY CURRENT LICENSEE**

I, **James Randall Jordan, M.D.**, have been asked to appear informally before the Executive Committee of the Mississippi State Board of Medical Licensure (hereinafter "Board") to discuss issues which may relate to my practice and possible the grounds, if any, for disciplinary action, and possible resolution of the same. It is the purpose of the informal meeting to discuss the facts of the case, to give me an opportunity to ask questions of the Committee or its staff, and to give the Committee or its staff an opportunity to ask questions of me. Because the meeting is informal, no disciplinary action will be taken without my express written consent. In so doing, I have been advised and understand the following:

1. During the meeting, the Executive Committee may or may not be represented by legal counsel. Notwithstanding, I understand that I have a right, if I so choose, to employ legal counsel and have counsel present during the informal meeting.
2. I authorize the Committee Members to review and examine any statements, documentary evidence, or materials concerning the possible grounds for disciplinary action against my license.
3. Because the purpose of my appearance is to avoid a hearing before the Board, I agree that presentation to and consideration by the Committee of any facts, matters, and documents pertaining to my case shall not unfairly or illegally prejudice the Committee members from further participation or consideration in the event a formal hearing is later conducted. Stated differently, in the event the pending matter is not resolved following my appearance before the Committee, I will not object to any of the Committee members from further participating in subsequent meetings or hearings that may be conducted in relation to this matter.
4. By signing my name in the space provided below, I hereby authorize the Executive Committee to proceed with the informal appearance, subject to the stipulations and understandings as noted above. I have elected to proceed:

___ with legal counsel present (name of counsel: _____)

without legal counsel present

EXECUTED, this the 9th day of May, 2018.

LICENSEE:



WITNESS:

**AGREEMENT TO APPEAR INFORMALLY BEFORE EXECUTIVE COMMITTEE
BY APPLICANT FOR LICENSURE**

I, **Aberlando Medina, M.D.**, have requested an opportunity to appear informally before the Executive Committee of the Mississippi State Board of Medical Licensure (hereinafter "Board") to discuss my pending application for a Mississippi medical license, the current investigation being conducted by the Board, possible grounds for denial, and possible resolution of the matter. It is the purpose of the informal meeting to discuss the facts of the case, to give me an opportunity to ask questions of the Committee or its staff, and to give the Committee or its staff an opportunity to ask questions of me. Because the meeting is informal, no disciplinary action will be taken without my express written consent. In so doing, I have been advised and understand the following:

1. During the meeting, the Executive Committee may or may not be represented by legal counsel. Notwithstanding, I understand that I have a right, if I so choose, to employ legal counsel and have counsel present during the informal meeting.
2. I authorize the Committee Members to review and examine any statements, documentary evidence, or materials concerning the possible grounds for denial of licensure during my informal appearance.
3. Because the purpose of my appearance is to avoid a hearing before the Board, I agree that presentation to and consideration by the Committee of any facts, matters, and documents pertaining to my case shall not unfairly or illegally prejudice the Committee members from further participation or consideration in the event a formal show cause hearing is later conducted. Stated differently, in the event the pending matter is not resolved following my appearance before the Committee, I will not object to any of the Committee members from further participating in subsequent meetings or hearings that may be conducted in relation to this matter.
4. By signing my name in the space provided below, I hereby authorize the Executive Committee to proceed with the informal appearance, subject to the stipulations and understandings as noted above. I have elected to proceed:

with legal counsel present (name of counsel: _____)

without legal counsel present

EXECUTED, this the 9 day of MAY 2018

Licensee: _____

Witness: _____

**AGREEMENT TO APPEAR INFORMALLY BEFORE EXECUTIVE COMMITTEE
BY CURRENT LICENSEE**


I, **Douglas P. McBride, M.D.**, have been asked to appear informally before the Executive Committee of the Mississippi State Board of Medical Licensure (hereinafter "Board") to discuss issues which may relate to my practice and possible the grounds, if any, for disciplinary action, and possible resolution of the same. It is the purpose of the informal meeting to discuss the facts of the case, to give me an opportunity to ask questions of the Committee or its staff, and to give the Committee or its staff an opportunity to ask questions of me. Because the meeting is informal, no disciplinary action will be taken without my express written consent. In so doing, I have been advised and understand the following:

1. During the meeting, the Executive Committee may or may not be represented by legal counsel. Notwithstanding, I understand that I have a right, if I so choose, to employ legal counsel and have counsel present during the informal meeting.
2. I authorize the Committee Members to review and examine any statements, documentary evidence, or materials concerning the possible grounds for disciplinary action against my license.
3. Because the purpose of my appearance is to avoid a hearing before the Board, I agree that presentation to and consideration by the Committee of any facts, matters, and documents pertaining to my case shall not unfairly or illegally prejudice the Committee members from further participation or consideration in the event a formal hearing is later conducted. Stated differently, in the event the pending matter is not resolved following my appearance before the Committee, I will not object to any of the Committee members from further participating in subsequent meetings or hearings that may be conducted in relation to this matter.
4. By signing my name in the space provided below, I hereby authorize the Executive Committee to proceed with the informal appearance, subject to the stipulations and understandings as noted above. I have elected to proceed:

___ with legal counsel present (name of counsel: _____)

without legal counsel present

EXECUTED, this the 9 day of MAY, 2018.

LICENSEE: _____


WITNESS: _____

Executive Session
Mississippi Board of Medical Licensure
May 9, 2018

AGENDA ITEM: Personal Appearance by Douglass P. McBride, M.D., License No.: 18201

In a motion by Dr. Miles, seconded by Dr. Brunson, and carried, it was recommended to the board that the licensee is referred to the MPHP and take courses on Boundaries, Ethics, Prescribing, and Record Keeping. The Licensee should not collaborate with any APRNs until all of the above has occurred and he returns to the Board for report

VOTE:	FOR:	AGAINST:	ABSTAIN:	ABSENT:
Charles D. Miles, M.D.	X			
Claude D. Brunson, M.D.	X			
J. Ann Rea, M.D.	X			



Charles Miles, M.D., President

**AGREEMENT TO APPEAR INFORMALLY BEFORE EXECUTIVE COMMITTEE
BY APPLICANT FOR LICENSURE**

I, **Lynn M. Miller, D.O** have requested an opportunity to appear informally before the Executive Committee of the Mississippi State Board of Medical Licensure (hereinafter "Board") to discuss my pending application for a Mississippi medical license, the current investigation being conducted by the Board, possible grounds for denial, and possible resolution of the matter. It is the purpose of the informal meeting to discuss the facts of the case, to give me an opportunity to ask questions of the Committee or its staff, and to give the Committee or its staff an opportunity to ask questions of me. Because the meeting is informal, no disciplinary action will be taken without my express written consent. In so doing, I have been advised and understand the following:

1. During the meeting, the Executive Committee may or may not be represented by legal counsel. Notwithstanding, I understand that I have a right, if I so choose, to employ legal counsel and have counsel present during the informal meeting.
2. I authorize the Committee Members to review and examine any statements, documentary evidence, or materials concerning the possible grounds for denial of licensure during my informal appearance.
3. Because the purpose of my appearance is to avoid a hearing before the Board, I agree that presentation to and consideration by the Committee of any facts, matters, and documents pertaining to my case shall not unfairly or illegally prejudice the Committee members from further participation or consideration in the event a formal show cause hearing is later conducted. Stated differently, in the event the pending matter is not resolved following my appearance before the Committee, I will not object to any of the Committee members from further participating in subsequent meetings or hearings that may be conducted in relation to this matter.
4. By signing my name in the space provided below, I hereby authorize the Executive Committee to proceed with the informal appearance, subject to the stipulations and understandings as noted above. I have elected to proceed:

_____ with legal counsel present (name of counsel: _____)

without legal counsel present

EXECUTED, this the 9 day of May, 2018.

Licensee: _____



Witness: _____

Executive Session
Mississippi Board of Medical Licensure
May 9, 2018

AGENDA ITEM: Personal Appearance by Lynn M. Miller, D.O., Applicant

In a motion by Dr. Miles, seconded by Dr. Brunson, and carried, the Board elected to grant the licensee an unrestricted Mississippi license.

VOTE:	FOR:	AGAINST:	ABSTAIN:	ABSENT:
Charles D. Miles, M.D.	X			
Claude D. Brunson, M.D.	X			
J. Ann Rea, M.D.	X			



Charles Miles, M.D., President