

**MINUTES
EXECUTIVE COMMITTEE MEETING
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
SEPTEMBER 19, 2018**

MEMBERS PRESENT:

Claude Brunson, M.D. Jackson, President
J. Ann Rea, M.D., Secretary, Columbus, Vice President
David W. McClendon, Jr., M.D., Ocean Springs, Secretary

ALSO PRESENT:

Stan T. Ingram, Complaint Counsel for the Board
Heather P. Wagner, Special Assistant Attorney General
Kenneth Cleveland, Executive Director
Mike Lucius, Deputy Director
Rhonda Freeman, Licensure Division
Anna Boone, 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, September 19, 2018, at 1:00 p.m. in the Board Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi.

**PERSONAL APPEARANCE BY JESSICA BLAIR, P.A., SAUCIER, MS
LICENSE NUMBER PA04737**

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

Following introductions, Dr. Brunson advised Ms. Blair she had been invited to discuss her application for licensure and possibly practicing without a license at the Bethel Free Health Clinic located in Biloxi, Mississippi.

Ms. Blair had not been actively practicing for over 3 years; however, she had submitted verification that she volunteered at the Bethel Free Health Clinic in Biloxi for a week (she did not have a license or approved supervising physician.) Ms. Blair denied working at the Bethel Free Clinic and advised she was following Dr. Clippinger to consider volunteering and at no time treated patients. She advised she was waiting for the issuance of her Mississippi license. She briefly summarized her employment / practice of this past year to the Board.

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Following questions, a motion was made by Dr. Rea, seconded by Dr. McClendon and carried to recommend to the Board to grant Ms. Blair an unrestricted Physician Assistant license.

PERSONAL APPEARANCE BY GABRIEL AGBANYIM, M.D., ZACHARY, LA
MEDICAL LICENSE NUMBER 24638

Dr. Agbanyim was not yet present, Dr. Brunson advised Dr. Agbanyim had submitted a request to remove the September 26, 2016, Letter of concern from Licensee's record and with the Federation of State Medical Boards. When Dr. Agbanyim did arrive he was not represented by legal counsel. Dr. Agbanyim executed a written agreement for this informal meeting, a copy of which is attached hereto and incorporated by reference.

Dr. Agbanyim was issued letter of concern for failure to fully disclose postgraduate training probation. The program director has since retracted the initial report.

A motion was made by Dr. Rea, seconded by Dr. McClendon and carried to recommend to the Board to remove the September 26, 2016, Letter of concern from Licensee's record and with the Federation of State Medical Boards.

PERSONAL APPEARANCE BY GUY SHOAF, M.D., GREENWOOD, MS
MEDICAL LICENSE NUMBER 20458

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

Following introductions, Dr. Brunson advised Dr. Shoaf he had been invited to discuss his application for a free standing clinic in Oxford, and his collaborating APRN practice in hormone replacement for men and women, as well as sexual dysfunction. Dr. Shoaf reports he routinely performs all of these treatments in his practice. He resides in Oxford and practices in Greenwood.

Following questions, a motion was made by Dr. Rea, seconded by Dr. McClendon and carried to recommend to the Board that Dr. Shoaf's approval for a free standing clinic is contingent on the re-submission of documents of his application for Free standing clinic. To provide a revised protocol with the APRN to be specific to his Urology practice, detail his plan to review patient charts and the protocol driven treatment for the patients in this practice to the Committee.

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**PERSONAL APPEARANCE BY JERRY R. ADKINS, M.D., D'IBERVILLE, MS
MEDICAL LICENSE NUMBER 04305**

Dr. Adkins was not present; Dr. Cleveland advised Dr. Adkins was to appear to discuss the Board's July decision to refer him for a clinical assessment. Dr. Adkins was not present but forwarded a request to allow him to retire from practice of medicine.

Following questions, a motion was made by Dr. Rea, seconded by Dr. McClendon and carried to recommend to the Board to accept Dr. Adkin's retirement from the practice of medicine.

**PERSONAL APPEARANCE BY JAMES L. HOLZHAUER, M.D., COLUMBUS, MS
MEDICAL LICENSE NUMBER 11477**

Dr. Holzhauser joined the meeting and was represented by legal counsel Whit Johnson. Dr. Holzhauser executed a written agreement for this informal meeting, a copy of which is attached hereto and incorporated by reference.

Following introductions, Dr. Brunson advised Dr. Holzhauser was present to propose a resolution and practice plan in lieu of a hearing after being served an Order restricting his practice on May 22, 2018.

Stan Ingram briefly summarized the facts regarding the case of Dr. Holzhauser.

Whit Johnson briefly summarized Dr. Holzhauser's current practice status.

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

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

Following questions, a motion by Dr. Rea, seconded by Dr. Brunson and carried, the Executive Committee came out of executive session at which time Dr. Brunson asked Dr. McClendon to report on its decision. Dr. McClendon reported that the Executive Committee will recommend to the Board; after completion of the six months to end in November to remove all restrictions imposed by the May 22, 2018, Order dependent on Licensee's completion of CME in the area of Boundaries, Ethics and Prescribing of opioids.

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**PERSONAL APPEARANCE BY DANIEL C. GARNER, M.D., FRANKLIN, TN
MEDICAL LICENSE NUMBER 16957**

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

Following introductions, Dr. Brunson advised Dr. Garner he had been invited to discuss the reason the Colorado Medical Board issued Dr. Garner an administrative license. Additionally, to discuss the reason he had not practiced in direct patient care for two (2) years since December 2015.

Dr. Garner briefly summarized his background and history to include his practice of the past three years.

Following questions, a motion was made by Dr. Rea seconded by Dr. McClendon and carried the Executive Committee will recommend to the Board to offer Dr. Garner an administrative medical license. If Dr. Garner desires a permanent unrestricted medical license he is to complete a clinical assessment evaluation to demonstrate clinical competence.

REVIEW OF SEPTEMBER 20, 2018, BOARD AGENDA

The agenda for the Board Meeting was briefly discussed.

ADJOURNMENT

There being no further business, the meeting adjourned at 4:10 p.m.



**Claude Brunson, MD
President**

**Minutes taken and transcribed
By Frances Carrillo
Staff Officer
September 18, 2018**

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

I, Jessica Blair, P.A., 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 19 day of September, 2018.

Licensee: Jessica Blair

Witness: [Signature]

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

I, **Gabriel Agbanyim, 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.
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___ with legal counsel present (name of counsel: _____)

without legal counsel present

EXECUTED, this the 19 day of September, 2018.

LICENSEE: _____

WITNESS: _____

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

I, **Guy Shoaf**, 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:

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with legal counsel present (name of counsel: _____)

without legal counsel present

EXECUTED, this the 19 day of September, 2018.

LICENSEE:



WITNESS:

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

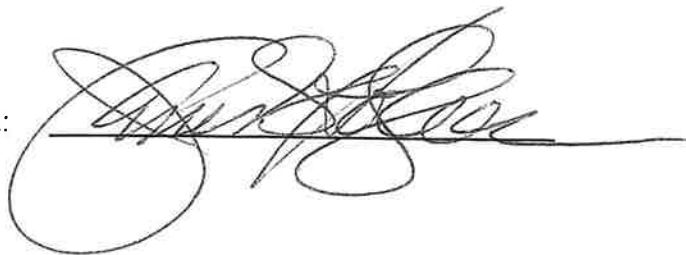
I, **James Holzhauer, M.D.**, have been asked to appear informally before the Executive Committee of the Mississippi State Board of Medical Licensure (hereinafter "Board") to discuss issues which may relate to my practice and possible the grounds, if any, for disciplinary action, and possible resolution 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:

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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: Whit Johnson)
 without legal counsel present

EXECUTED, this the 19 day of Sept, 2018.

LICENSEE: _____



WITNESS: _____

Executive Session – Executive Committee

Mississippi Board of Medical Licensure

September 19, 2018

AGENDA ITEM: Personal Appearance by James Holzhauer, M.D., Columbus, MS

Medical License Number: 04305

In a motion made by Dr. Rea, seconded by Dr. Brunson, and carried, the Executive Committee will recommend to the Board; after completion of the six months to end in November to remove all restrictions imposed by the May 22, 2018, Order dependent on Licensee's completion of CME in the area of Boundaries, Ethics and Prescribing of opioids.

VOTE:	FOR:	AGAINST:	ABSTAIN:	ABSENT:
Claude D. Brunson, M.D.	X			
W. David McClendon, M.D.	X			
J. Ann Rea, M.D.	X			



Claude D. Brunson, M.D., President

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

I, **Daniel C. Garner, 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:

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with legal counsel present (name of counsel: _____)

without legal counsel present

EXECUTED, this the 19 day of Sept, 2018.

LICENSEE:



WITNESS:
