

**BOARD MINUTES
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
JULY 17, 2024**

A regularly called meeting of the Mississippi State Board of Medical Licensure was held on July 17, 2024, at 1867 Crane Ridge Drive, Suite 200B, Jackson, MS, after being duly noticed on the Mississippi Public Notice website, this Board's website, and the front door of the Board's offices in accordance with law.

A QUORUM OF SEVEN (7) VOTING MEMBERS WAS PRESENT ON JULY 17, 2024:

Michelle Y. Owens, M.D., Jackson, President
Thomas Joiner, M.D., Jackson, Secretary via Zoom
David W. McClendon, Jr., M.D., Ocean Springs
Kirk L. Kinard, D.O., Oxford
Renia Dotson, M.D., Greenville
Roderick Givens, M.D., Natchez
H. Allen Gersh, M.D., Hattiesburg
Shoba Gaymes, Jackson, Consumer Member
Wesley Breland, Hattiesburg, Consumer Member

ALSO PRESENT:

Paul Barnes, Board Attorney, Complaint Counsel
Stan T. Ingram, Complaint Counsel for the Board
Alexis Morris, Special Assistant Attorney General
Kenneth Cleveland, Executive Director
Mike Lucius, Deputy Director
Anna Boone, Director of Licensure Division
Jackie McKenzie, Legal Assistant
Ken Slay, IT Project Manager
Jonathan Dalton, Director of Investigations
Frances Carrillo, Executive Assistant
Lori Busick, Court Reporter, Brown Court Reporting

NOT PRESENT:

C. Kenneth Lippincott, M.D., Tupelo, Vice President
William E. Loper, M.D., Ridgeland
Major General (Ret.) Erik Hearon, Jackson, Consumer Member

The meeting was called to order at 10:24 am, by Dr. Owens, President. The invocation was given by Dr. Dotson, and the pledge was led by Dr. McClendon. Dr. Cleveland, Executive Director called Roll and reported there was a quorum present.

Dr. Owens introduced Alexis Morris, Special Assistant Attorney General who will serve as the Board's Hearing Officer, and Lori Busick, Court Reporter with Brown Court Reporting.

Executive Director Report

Dr. Cleveland provided an updated summary regarding Licensure and Investigative Division operations for the months of May and June 2024. Dr. Cleveland reported the status of the Medical Practice Act legislation for fiscal year 2025 and 2026.

PRESENTATION OF RESOLUTION OF APPRECIATION

Dr. Owens recognized Major General Erik Hearon, for 10 years with the Board as a Consumer Board Member. Dr. Owens read and presented the certificate that Ms. Shoba Gaymes accepted on behalf of Major General Hearon.

A copy of the Resolution Appreciation is attached and incorporated by reference.

Review and Approval of Minutes of the Executive Committee dated May 8, 2024.

Upon review of the minutes of the Executive Committee Meeting dated May 8, 2024, Dr. McClendon moved for approval of the minutes as submitted. Dr. Kinard seconded the motion and it carried unanimously.

Review and Approval of Minutes of the Board Meeting dated May 8 and 9, 2024.

Upon review of the minutes of the Board Meeting dated May 8 and 9, 2024, Dr. Kinard moved for approval of the minutes as submitted. Dr. Joiner seconded the motion and it carried unanimously.

Report of July 17, 2024, Executive Committee Meeting

Dr. Dotson reported on the matters considered by the Executive Committee on July 17, 2024, and the recommendations made.

A motion was made by Dr. Kinard, seconded by Dr. Givens, and carried, to accept the report and ratify the recommendations as reported by the Executive Committee.

COMPOUNDED SEMAGLUTIDE WAIVER REQUEST

Dr. Edra Kimmel introduced herself to the Board and summarized her training and specialty in the practice of Obstetrics and Gynecology. Dr. Kimmel requested for an exemption for the GLP-1 receptor agonist and GIP receptor drug classes from the MSBML's Regulation, The Use of Diet Medication, Rule 1.5(F) by allowing providers to prescribe this medication from compounding pharmacies.

Mr. Todd Dear, Associate Director of the Board of Pharmacy advised that although there are still some concerns, the Board of Pharmacy thinks a limited exemption would

be acceptable with proper precautions. Mr. Dear advised that if providers obtain this medication from pharmacies using ingredients from legitimate sources, the safety level should be adequate. He advised that there are now legitimate sources for the active ingredients used for compounding these medications available from FDA registered facilities who can supply documentation confirming authenticity and legitimacy of those ingredients.

After discussion a motion was made by Dr. McClendon, seconded by Dr. Kinard, and carried that the Board meeting be closed to discuss whether to enter into executive session for the purpose of discussion for the request for this waiver.

CLOSED SESSION

During closed session, a motion was made by Dr. Kinard, seconded by Dr. Givens, and carried that the Board enter executive session for the purpose the request for a waiver of the regulation, The Use of Diet Medication, Rule 1.5(F) for compounded Semaglutide.

RETURNED TO OPEN SESSION

Upon a motion by Dr. Gersh, seconded by Dr. Givens and carried unanimously, the Board came out of executive session. Dr. Dotson reported that the Board has **APPROVED** the request for exemption of glucagon like peptide-1 GP-1's receptor agonist and glucose dependent insulin atrophic polypeptide GIP receptor drug classes from the MSBML Rule 1.5(F).

The FDA approval requirements in Rule 1.5(F) shall not apply to compounded versions of GLP-1 and GIP drug classes in two situations: Number 1) a patient has a specific clinical need that is not met by a commercially available product or Number 2) the specific medication is currently on the FDA's drug shortages list.

If any compounded GLP-1 or GIP drugs are administered or dispensed the Licensee has a duty to confirm that the pharmacy supplying these compounded medications has either obtained the active pharmaceutical ingredient from a U.S. based repackager or wholesaler that has performed API verification testing to confirm the supplied certificate of analysis or COA, or the supplying pharmacy has independently performed API verification testing to confirm the supplier's COA.

HEARING IN THE CASE OF PRISCILLA RESSER, PA-C, MADISON, MS MISSISSIPPI MEDICAL LICENSE PA00473 MOTION FOR CONTINUANCE

Mr. Barnes requested a continuance in this matter. Mr. Barnes advised that the Licensee is currently in compliance with the Examining Committee Order and requested a continuance to allow the Examining Committee to fulfill its role.

A motion was made by Dr. Gersh, seconded by Dr. Kinard, and carried unanimously to **ACCEPT** the motion to continue this matter.

A copy of the Order of Continuance is attached hereto and incorporated by reference.

**HEARING IN THE CASE OF TAKITA M MURRIEL, M.D., MADISON, MS
MISSISSIPPI MEDICAL LICENSE 23087
MOTION FOR CONTINUANCE**

Mr. Barnes advised that this is Dr. Murriel's first request for a continuance, her attorney had a conflict for this date and is unopposed by complaint counsel.

A motion was made by Dr. Dotson, seconded by Dr. Givens, and carried unanimously to **ACCEPT** the motion to continue this matter.

A copy of the Order of Continuance is attached hereto and incorporated by reference.

**HEARING IN THE CASE OF ROMMEL ASAGWARA, M.D., RIDGELAND, MS
MISSISSIPPI MEDICAL LICENSE 26900
MOTION FOR CONTINUANCE**

Mr. Barnes advised that this is first request for a continuance by Dr. Asagwara and is unopposed by complaint counsel.

A motion was made by Dr. Givens, seconded by Dr. Kinard, and carried unanimously to **ACCEPT** the motion to continue this matter.

A copy of the Order of Continuance is attached hereto and incorporated by reference.

THE BOARD RECESSED FOR LUNCH AT 12:12 PM AND RECONVENED AT 1:00 PM

STRATEGY SESSION WITH RESPECT TO PENDING LITIGATION WHEN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE LITIGATING POSITION OF THE BOARD. (MISS. CODE ANN. § 25-41-7 (4)(B))

Mr. Barnes advised for the Board to make a motion to close the meeting to consider going into executive session, pursuant to Section 25-41-74B for a strategy session with respect to pending litigation, when an open meeting would have a detrimental affect on the litigating position of the public body.

A motion was made by Dr. Kinard, seconded by Dr. McClendon, and carried that the Board meeting be closed to discuss whether to enter into executive session.

CLOSED SESSION

During closed session, a motion was made by Dr. Kinard, seconded by Dr. McClendon, and carried that the Board enter executive session for the purpose for strategy sessions with respect to prospective litigation, when an open meeting would have a detrimental effect on the litigating position of the public body.

RETURNED TO OPEN SESSION

Upon a motion by Dr. Kinard, seconded by Dr. McClendon and carried unanimously, the Board came out of executive session. Dr. Dotson reported that the Board met in executive session to discuss pending litigation with attorneys. **NO ACTION** taken or deemed necessary.

HOWARD R. BROMLEY, M.D., MEMPHIS, TN - ZOOM APPEARANCE MISSISSIPPI MEDICAL LICENSE 24568 APPROVAL CONSENT ORDER

Ms. Caroline Montoya introduced herself as Dr. Bromley's counsel and Dr. Bromley was sworn in by the court reporter.

Mr. Barnes briefly summarized the matter which led to the Consent Order based by action taken by the Tennessee Medical Board regarding collaboration with an APRN and controlled substances.

Mr. Barnes questioned Dr. Bromley reviewing the action taken by the Tennessee Medical Board issuing a Reprimand, CME requirements in prescribing and recordkeeping and a civil penalty. Additionally, Mr. Barnes reviewed the terms of the proposed Mississippi Consent Order with Dr. Bromley. Dr. Bromley accepted the terms of the Mississippi Consent Order.

After discussion and questions from the Board, a motion was made by Dr. McClendon seconded by Dr. Kinard and carried unanimously to **ACCEPT** the Consent Order.

A copy of the Consent Order is attached hereto and incorporated by reference.

The official account of this proceeding was recorded by Lori Busick, Court Reporter, Brown Court Reporting, Inc.

**NIDAL RAHAL, M.D., GERMANTOWN, TN - ZOOM APPEARANCE
MISSISSIPPI MEDICAL LICENSE 21452
PETITION TO LIFT RESTRICTIONS**

Ms. Amanda Waddell introduced herself to the Board as Dr. Rahal's counsel.

Mr. Barnes advised that this is a petition to lift the Consent Order dated November 15, 2023, based on action taken by the Tennessee Medical Board involving pre-signed prescriptions.

Dr. Rahal is sworn in by the court reporter.

Dr. Rahal answered questions from Mr. Barnes.

A motion was made by Dr. Kinard seconded by Dr. Givens and carried unanimously to **GRANT** Dr. Rahal's petition.

A copy of the Consent Order is attached hereto and incorporated by reference.

The official account of this proceeding was recorded by Lori Busick, Court Reporter, Brown Court Reporting, Inc.

**REQUEST FOR DECLARATORY OPINION REGARDING WHETHER PHYSICIAN MAY
DELEGATE ADMINISTRATION OF MEDICATION TO MEDICAL ASSISTANTS AND
OTHER UNLICENSED ASSISTIVE PERSONNEL.**

Mr. Barnes advised for the Board to make a motion to close the meeting to consider going into executive session, regarding the potential issuance of an appealable order.

A motion was made by Dr. Kinard, seconded by Dr. Givens, and carried that the Board meeting be closed to discuss whether to enter into executive session.

CLOSED SESSION

During closed session, a motion was made by Dr. Givens, seconded by Dr. Gersh, and carried that the Board enter executive session discuss a strategy meeting.

RETURNED TO OPEN SESSION

Upon a motion by Dr. Kinard, seconded by Dr. Joiner and carried unanimously, the Board came out of executive session. Dr. Dotson reported that the Board met in executive session to consider the request for declaratory opinion regarding whether a physician may delegate administration of medication to medical assistants and other unlicensed assistive personnel. The board will respond by letter within the allotted time.

SEPTEMBER 2024 BOARD MEETING DATES, WEDNESDAY, SEPTEMBER 18, 2024, AND THURSDAY, September 19, 2024.

After discussion regarding dates the next regularly scheduled meeting of the board was set for Wednesday, September 25, 2024, and Thursday, September 26, 2024.

ADJOURNMENT

There being no further business, the meeting was adjourned at 3:01 p.m.



Michelle Y. Owens, M.D.
President

Minutes taken and transcribed by:
Frances Carrillo, Executive Assistant
July 17, 2024

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE LICENSE OF:

PRISCILLA HOGAN RESSER, P.A.-C (No. PA-00473)

ORDER OF CONTINUANCE

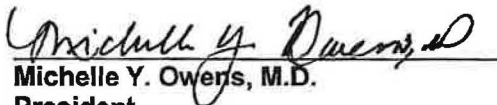
THIS MATTER came on regularly for consideration by the Mississippi State Board of Medical Licensure (hereinafter "Board") in response to a request for continuance of the hearing set for this date by Priscilla Hogan Resser, P.A.-C (No. PA-00473), (hereinafter "Licensee"). This Board issued an Order of Temporary Suspension on May 22, 2024, barring Licensee from the practice of medicine in the state of Mississippi pending the outcome of a hearing in this matter.

After consideration of the matter, the Board finds Licensee's request to be well-taken, and is hereby **GRANTED**, on express condition that the Order of Temporary Suspension remains in effect during the interim.

IT IS, THEREFORE, ORDERED, that this matter is continued until September 26, 2024. All other terms and conditions of the Order of Temporary Suspension remain in effect. Licensee is suspended from the practice of medicine until further order of the Board

SO ORDERED this the 17th day of July 2024.

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

BY: 
Michelle Y. Owers, M.D.
President

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE LICENSE OF:

TAKITA M. MURRIEL, M.D. (No. 23087)

ORDER OF CONTINUANCE

THIS MATTER came on regularly for consideration by the Mississippi State Board of Medical Licensure in response to a request for continuance of the hearing set for this date by Takita M. Murriel, M.D., (hereinafter "Licensee") through her counsel Edna Jones-Stringer, Esq. After consideration of the matter, the Board finds Licensee's request to be well-taken, and is hereby **GRANTED**.

IT IS, THEREFORE, ORDERED, that this matter is continued until September 26th, 2024.

SO ORDERED this, the 17th day of July 2024.

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

BY: Michelle Y. Owens, MD
Michelle Y. Owens, M.D.
President

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE LICENSE OF:

ROMMEL IJEOMA ASGWARA, M.D. (No. 26900)

ORDER OF CONTINUANCE

THIS MATTER came on regularly for consideration by the Mississippi State Board of Medical Licensure in response to a request for continuance of the hearing set for this date by Rommel Ijeoma Asgwara, M.D., (hereinafter "Licensee") through his counsel William C. Bell, Esq. After consideration of the matter, the Board finds Licensee's request to be well-taken, and is hereby **GRANTED**.

IT IS, THEREFORE, ORDERED, that this matter is continued until September 26th, 2024.

SO ORDERED this, the 17th day of July 2024.

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

BY: Michelle Y. Owens, M.D.
Michelle Y. Owens, M.D.
President

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF PHYSICIAN'S LICENSE

OF

HOWARD R. BROMLEY, M.D.

CONSENT ORDER

WHEREAS, Howard R. Bromley, M.D., hereinafter referred to as "Licensee," is the current holder of License No. 24568, issued August 30, 2016, for the practice of medicine in the State of Mississippi;

WHEREAS, on March 6, 2024, the Tennessee Board of Medical Examiners, hereinafter referred to as the "Tennessee Board," entered into a Consent Order with Licensee, resulting in a reprimand of Licensee's Tennessee Medical License after the Tennessee Department of Health received evidence that he violated Tenn. Code Ann § 63-6-214(b)(1): unprofessional conduct, and Tenn. Comp. R. & Regs. 0880-06-.02(5), which requires that the supervising physician and nurse practitioner jointly develop and approve protocols that outline and cover the applicable standard of care;

WHEREAS, in addition to the aforementioned reprimand issued by the Tennessee Board, Licensee was assessed a total Civil Penalty of Two Thousand Five Hundred Dollars (\$2,500.00) and required to complete continuing medical education (CME) courses, titled *Prescribing Controlled Drugs* and *Intensive Course in Medical Documentation*;

WHEREAS, pursuant to Miss. Code Ann. § 73-25-29 (9), the aforementioned actions by the Tennessee Board constitute action against Licensee's ability to practice in another jurisdiction, grounds for which the Mississippi State Board of Medical Licensure;

hereinafter, referred to as the "Board", may suspend his right to practice for a time deemed proper by the Board, place his license on probation, the terms of which may be set by the Board, or take any other action in relation to his license as the Board may deem proper under the circumstances;

WHEREAS, Licensee wishes to avoid a hearing before the Mississippi State Board of Medical Licensure and, in lieu thereof, has consented to certain conditions on his license to practice medicine in the State of Mississippi.

NOW, THEREFORE, the Mississippi State Board of Medical Licensure, with consent of Licensee as signified by his joinder herein, does hereby formally accept the following terms and conditions:

1. Licensee's Mississippi medical license is **REPRIMANDED**.
2. Licensee shall fully comply with the Tennessee Board Consent Order and submit evidence of his completion of the CMEs required by same.
3. Licensee shall obey all federal, state, and local laws, and all rules and regulations governing the practice of medicine. Any further acts of misconduct will result in further action.
4. Licensee shall reimburse the Board for all costs incurred in relation to the pending matter pursuant to Miss. Code Ann. § 73-25-30, said amount not to exceed \$10,000. Licensee shall be advised of the total assessment by separate written notification and shall tender to the Board a certified check or money order made payable to the Mississippi State Board of Medical Licensure, on or before forty (40) days from the date the assessment is mailed to Licensee via U.S. Mail to Licensee's current mailing address.

5. Licensee shall submit documentation to the Board showing that he has satisfied all requirements of the Tennessee Consent Order. Although the Reprimand is permanent discipline, the terms of this Mississippi Consent Order shall be deemed satisfied once Licensee has submitted the required documentation.

Should the Board hereafter receive documented evidence of Licensee violating any of the terms and conditions of this Consent Order, the Board shall have the right, pursuant to a full evidentiary hearing, to revoke the medical license of Licensee, suspend it for a time deemed proper by the Board, or take any other action determined as necessary by the Board.

This Consent Order shall be subject to approval by the Board. If the Board fails to approve this Consent Order, in whole or in part, it shall have no force or effect on the parties. It is further understood and agreed that the purpose of this Consent Order is to avoid a hearing before the Board. In this regard, Licensee authorizes the Board to review and examine any documentary evidence or material concerning the Licensee prior to or in conjunction with its consideration of this Consent Order. Licensee further acknowledges that he may be required to personally appear before the Board on the scheduled hearing date to answer any questions which the Board may have.

Should this Consent Order not be accepted by the Board, it is agreed that presentation to and consideration of this Consent Order and other documents and matters pertaining thereto by the Board, including Licensee's answers to questions, shall not unfairly or illegally prejudice the Board or any of its members from participation in any further proceedings.

Licensee understands and expressly acknowledges that, should Licensee challenge or dispute any provision or statement in this agreement during the Board approval process, or if the Board does not accept the terms as set forth herein, this Consent Order will automatically be rendered null and void, and this matter shall be set for a full evidentiary hearing at the next regularly scheduled meeting of the Board.

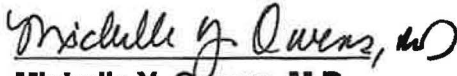
Licensee understands and expressly acknowledges that this Consent Order, if approved and executed by the Mississippi State Board of Medical Licensure, shall constitute a public record of the State of Mississippi. Licensee further acknowledges that the Board shall provide a copy of this Order to, among others, the National Practitioners Data Bank (NPDB), the Mississippi Department of Health (MSDH), the Federation of State Medical Boards, the Office of the Inspector General, United States Department of Health and Human Services (OIG-HHS), the U.S. Drug Enforcement Administration (DEA), the Mississippi Division of Medicaid, the Mississippi Board of Pharmacy, and the Mississippi State Medical Association (MSMA). The Board makes no representation as to what action, if any, which any other agency or jurisdiction may take in response to this Consent Order.

Recognizing his right to notice of charges specified against him, to have such charges adjudicated pursuant to Miss. Code Ann. § 73-25-27, to be represented therein by legal counsel of his choice, and to a final decision rendered upon written findings of fact and conclusions of law, **HOWARD R. BROMLEY, M.D.** nonetheless, hereby waives his right to notice and a formal adjudication of charges and authorizes the Board to enter an order accepting this Consent Order.

EXECUTED, this the 30th day of June, 2024.


Howard R. Bromley, M.D.

ACCEPTED AND APPROVED this the 17th day of July, 2024, by
the Mississippi State Board of Medical Licensure.


Michelle Y. Owens, M.D.
Board President

**BEFORE THE MISSISSIPPI STATE
BOARD OF MEDICAL LICENSURE**

IN THE MATTER OF THE LICENSE OF:

NIDAL RAHAL, M.D. (No. 21452)

ORDER REMOVING RESTRICTIONS

THIS MATTER came on regularly for hearing on July 17, 2024, before the Mississippi State Board of Medical Licensure (hereinafter "Board"), pursuant to Title 73, Chapter 25 of Mississippi Code (1972) Annotated, on the petition of Nidal Rahal, M.D. ("Licensee"), seeking to terminate the probationary status of his license and reinstate his license to the unrestricted practice of medicine in the state of Mississippi.

On or about October 24, 2023, a Consent Order placed Licensee on probation, with the removal of said probation subject to the following terms and conditions:

1. Licensee shall be forbidden from collaborating with any mid-level provider during the term of probation.
2. Licensee shall fulfill all requirements of the Tennessee Board Order and notify this Board's Compliance Officer of all the successful completion of all required continuing medical education courses related thereto.

3. Licensee agrees not to seek an appearance before the Board requesting the lifting of the probationary status or restrictions imposed by this Consent Order, without first receiving an "Order of Compliance" from the Tennessee Board and supplying proof of successful completion of required CME courses to this Board's compliance officer.

4. Licensee understands and expressly acknowledges that, should Licensee challenge or dispute any provision or statement in this agreement during the Board approval process, this Consent Order will automatically be rendered null and void, and this matter shall be set for a full evidentiary hearing at the convenience of the Board.

5. Licensee shall obey all federal, state, and local laws, and all rules and regulations governing the practice of medicine. Any further acts of misconduct will result in further action.

6. Licensee shall reimburse the Board for all costs incurred in relation to the pending matter pursuant to Miss. Code Ann. § 73-25-30, said amount not to exceed \$10,000. Licensee shall be advised of the total assessment by separate written notification and shall tender to the Board a certified check or money order mad payable to the Mississippi State Board of Medical Licensure, on or e or days from the date the assessment is mailed to Licensee via U.S. Mail to Licensee's current mailing address.

At the hearing on July 17, 2024, Licensee appeared before the Board via Zoom and was represented by counsel. Complaint Counsel for the Board was Honorable Paul Barnes. Also present was Complaint Co-Counsel Honorable Stan T. Ingram. Sitting as legal advisor and hearing officer to the Board was Honorable Alexis E. Morris, Special Assistant Attorney General. Board members present for the proceedings were Michelle Y. Owens, M.D, President; David McClendon, Jr., M.D., Kirk Kinard, D.O.; Allen Gersh, M.D.; Roderick Givens, M.D.; and Renia Dotson, M.D. Thomas Joiner, M.D. attended the hearing via Zoom. Consumer members present were Koomarie "Shoba" Gaymes and Wesley Breland.

The Board reviewed documentation evincing that all requirements of the Mississippi Consent Order, including fulfillment of the requirements of the Tennessee Board Order, have been satisfied. Accordingly, the Board finds the petition to be well-taken.

IT IS THEREFORE ORDERED that Licensee's request for lifting his probation and removal of all restrictions on his medical license is hereby approved. Licensee now holds an unrestricted license to practice medicine in the State of Mississippi.

IT IS FURTHER ORDERED, pursuant to Miss. Code Ann. Section 73-25-27, that a copy of this Order shall be sent by registered mail or personally served upon Nidal Rahal, M.D.

SO ORDERED, this the 17th day of July 2024.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY: 
MICHELLE Y. OWENS, M.D.
PRESIDENT