

**BOARD MINUTES
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
MARCH 21, 2024**

A regularly called meeting of the Mississippi State Board of Medical Licensure was held on March 21, 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 MARCH 21, 2024:

Michelle Y. Owens, M.D., Jackson, President
C. Kenneth Lippincott, M.D., Tupelo, Vice President
David W. McClendon, Jr., M.D., Ocean Springs
Kirk L. Kinard, D.O., Oxford
Renia Dotson, M.D., Greenville
Roderick Givens, M.D., Natchez
William E. Loper, M.D., Ridgeland
Wesley Breland, Hattiesburg, Consumer Member

ALSO PRESENT:

Paul Barnes, Board Attorney, Complaint Counsel
Kristen Love, 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
Lindsey McIntosh, Court Reporter, Brown Court Reporting

NOT PRESENT:

Thomas Joiner, M.D., Jackson, Secretary
H. Allen Gersh, M.D., Hattiesburg
Major General (Ret.) Erik Hearon, Jackson, Consumer Member
Shoba Gaymes, Jackson, Consumer Member

The meeting was called to order at 9:00 am, by Dr. Owens, President. The invocation was given by Dr. Dotson, and the pledge was led by Dr. Kinard. Dr. Cleveland, Executive Director called Roll and reported there was a quorum present.

Dr. Owens introduced Kristen Love, Special Assistant Attorney General who will serve as the Board's Hearing Officer, and Lindsey McIntosh, 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 January and February 2024. Dr. Cleveland reported the status of the Medical Practice Act legislation.

Dr. Owens announced Dr. Cleveland's appointment to the FSMB Board of Directors.

Review and Approval of Minutes of the Executive Committee dated January 10, 2024.

Upon review of the minutes of the Executive Committee Meeting dated January 10, 2024, Dr. Lippincott 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 January 11, 2024.

Upon review of the minutes of the Board Meeting dated January 11, 2024, Dr. Loper moved for approval of the minutes as submitted. Dr. McClendon seconded the motion and it carried unanimously.

Review and Approval of Minutes of the Specially Called Board Meeting dated January 29, 2024.

Upon review of the minutes of the Board Meeting dated January 29, 2024, Dr. Lippincott moved for approval of the minutes as submitted. Dr. Kinard seconded the motion and it carried unanimously.

Report of March 21, 2024, Executive Committee Meeting

Dr. Kinard reported on the matters considered by the Executive Committee on March 21, 2024, and the recommendations made.

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

Scope of Practice - Dr. Kinard (Chair), Dr. Gersh, Dr. McClendon, Dr. Givens, Dr. Dotson, Mr. Breland, Ms. Gaymes, Dr. Cleveland

Dr. Kinard advised there was no new information to report.

Professionals Health Program - Dr. Lippincott (Chair), Dr. Gersh, Dr. Joiner, Dr. Loper, Maj Gen Hearon, Ms. Gaymes, Anthony Cloy, Dr. Cleveland

Dr. Lippincott advised there was no new information to report.

Telemedicine I Interstate Licensure Compact – Dr. Givens (Chair), Dr. Kinard, Dr. Lippincott, Dr. Dotson, Maj Gen Hearon, Dr. Cleveland, Mr. Lucius

Dr. Givens advised there was no new information to report.

Licensees Education and Communication - Dr. McClendon (Chair), Dr. Gersh, Dr. Kinard, Dr. Joiner, Dr. Lippincott, Mr. Breland, Ms. Gaymes, Dr. Cleveland, Mr. Lucius, Camille Young

Dr. McClendon advised the Committee had met on February 2, 2024. Dr. McClendon reported the committee discussed using multiple forms of communication to Licensees regarding keeping their contact information up to date, regulation changes approved by OLRC and disseminating to the public action taken by the Board.

Physician Assistant Advisory Task Force - Dr. Kinard (Chair), Mr. Jonathan Dalton, Maj Gen Hearon, Joanna Mason, PA-C, Tristen Harris, PA-C, Stephen English, PA-C, Steve Martin, PA-C, Deb Munsell, PA-C, Vanessa Perniciaro, PA-C, Dr. Cleveland, Mr. Ledbetter

Dr. Kinard advised there was no new information to report.

Rules, Regulation & Legislative - Dr. Joiner (Chair), Dr. Gersh, Dr. Loper, Dr. Lippincott, Mr. Breland, Dr. Cleveland, Jay Ledbetter

Dr. Loper advised there was no new information to report.

REQUEST FOR DECLARATORY OPINION REGARDING SUPERVISION OF CRNAS IN MISSISSIPPI

Mr. Barnes advised that the Board had received a request for a declaratory opinion regarding certain practice requirements for CRNAs collaboration. Mr. Barnes advised for the Board to make a motion to close the meeting to consider going into executive session, the grounds for which to be considered strategy sessions or negotiations with respect to prospective litigation, or issuance of an appealable order when an open meeting would have a detrimental effect on the litigating position of the public body. Mr. Barnes requested that he and Stan Ingram be permitted to join the Board in executive session. (Agenda Item 10)

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 a declaratory opinion.

CLOSED SESSION

During closed session, a motion was made by Dr. Loper, seconded by Dr. McClendon, and carried that the Board enter executive session for the purpose for the request of a declaratory opinion regarding supervision of CRNAs. (Agenda Item 10)

Upon a motion by Dr. Lippincott, seconded by Dr. Kinard and carried unanimously, the Board came out of executive session. Dr. Kinard reported that the Board has authorized legal counsel and the Executive Director, Dr. Cleveland, to prepare a response to the request subject to final approval by the Board.

HEARING IN THE CASE OF FOLUSO A. FAKOREDE, M.D., CLEVELAND, MS
MISSISSIPPI MEDICAL LICENSE 23725
MOTION FOR A CONTINUANCE

Mr. Barnes requested a continuance in this matter. Mr. Barnes advised that this case needs to be reviewed to consider an amendment to the charges.

A motion was made by Dr. Kinard, seconded by Dr. McClendon, and carried unanimously to **ACCEPT** the motion to continue this matter until the May Board meeting.

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

HEARING IN THE CASE OF BENJAMIN A. FEINZIMER, M.D., DEERFIELD, IL
MISSISSIPPI MEDICAL LICENSE 26008
MOTION FOR A CONTINUANCE

Mr. Barnes requested a second continuance in this matter. Mr. Barnes advised that this is expected to be a lengthy hearing.

A motion was made by Dr. Kinard, seconded by Dr. Loper, and carried unanimously to **ACCEPT** the motion to continue this matter until the May Board meeting.

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

**HEARING IN THE CASE OF TRUNG NAM NGUYEN, D.O., TYLER, TX
MISSISSIPPI MEDICAL LICENSE 26072
MOTION FOR A CONTINUANCE**

Mr. Barnes advised that this is a joint request for a second continuance. Mr. Barnes advised he is in negotiations with Dr. Nguyen and his counsel to possibly resolve this matter without an evidentiary hearing.

A motion was made by Dr. Kinard, seconded by Dr. Lippincott, and carried unanimously to **ACCEPT** the motion to continue this matter until the May Board meeting.

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

**HEARING IN THE CASE OF JAMES L. HOLZHAUER, M.D., COLUMBUS, MS
MISSISSIPPI MEDICAL LICENSE 11477**

Mr. Barnes advised this is Dr. Holzhauer's presentation of a proposed Consent Order for the Board's consideration in lieu of an evidentiary hearing. Mr. Barnes briefly summarized the terms of the proposed Consent Order.

Mr. Mike Myers introduced himself as Dr. Holzhauer's counsel and gave an opening statement.

Dr. Holzhauer was sworn in by the court reporter and took the witness stand.

Dr. Holzhauer answered questions by the attorneys and the Board.

After discussion, a motion was made by Dr. Loper, seconded by Dr. McClendon, and carried unanimously to **APPROVE** the consent order.

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

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

**HEARING IN THE CASE OF EDWARD S. MOAK, M.D., BROOKHAVEN, MS
MISSISSIPPI MEDICAL LICENSE 09304**

Mr. Barnes placed documents into the record.

Dr. Moak was sworn in by the court reporter.

Mr. Barnes asked Dr. Moak if he was accompanied by an attorney in connection with these proceedings and Dr. Moak answered that he was not represented by counsel.

The Hearing Officer, Special Assistant Attorney General, Kristin Love, advised Dr. Moak of his right to be represented by counsel, and asked whether he desired counsel.

Dr. Moak decided that he wishes to obtain legal counsel and requested a continuance.

Mr. Barnes briefly summarized the case which led to the Temporary suspension of Dr. Moak's medical license.

A motion was made by Dr. McClendon, seconded by Dr. Givens, and carried unanimously to **ACCEPT** the motion to continue this matter with the suspension remaining in place until this matter is fully resolved.

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

The official account of this proceeding was recorded by Lindsey McIntosh, Court Reporter, Brown Court Reporting.

HEARING IN THE CASE OF DOMINIC TRINCA, M.D., GREENVILLE, MS
MISSISSIPPI MEDICAL LICENSE 14017

Mr. Barnes advised that this is a petition by Dr. Trinca for an unrestricted medical license and placed documents into the record. Mr. Philip Chapman was present as Dr. Trinca's counsel.

Mr. Chapman made an opening statement.

Dr. Trinca was sworn in by the court reporter.

Dr. Trinca summarized the completion of the CPEP educational program, compliance with the Mississippi Physician Health Program and his current practice. Dr. Trinca answered questions from his counsel and the Board.

Mr. Barnes tendered the witness.

A motion was made by Dr. McClendon, seconded by Dr. Kinard, and carried that the Board go into executive session to consider this matter.

Upon a motion by Dr. Loper, seconded by Dr. Givens and carried, the Board came out of executive session at which time Dr. Owens asked Dr. Kinard to report on the Board's decision. Dr. Kinard reported that the Board **APPROVED** the removal of licensure restrictions.

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

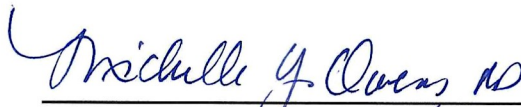
The official account of this proceeding was recorded by Lindsey McIntosh, Court Reporter, Brown Court Reporting.

MAY 2024 BOARD MEETING DATES, WEDNESDAY, MAY 8, 2024 AND THURSDAY, MAY 9, 2024.

After discussion regarding dates the next regularly scheduled meeting of the board was set for Wednesday, May 8, 2024, and Thursday, May 9, 2024.

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:57 a.m.

A handwritten signature in blue ink, reading "Michelle Y. Owens, M.D.", is written over a horizontal line.

Michelle Y. Owens, M.D.
President

Minutes taken and transcribed by:
Frances Carrillo, Executive Assistant
March 21, 2024

BOARD MEETING AGENDA
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
March 21, 2024 at 9:00 am

1. Meeting called to order.
2. Invocation, Pledge
3. Announcements and Public Comments
4. Executive Director Report.
5. Approval of Minutes of the Executive Committee dated January 10, 2024.
6. Approval of Minutes of the Board Meeting dated January 11, 2024.
7. Approval of Minutes of the Specially Called Meeting dated January 29, 2024.
8. Report of March 20, 2024, Executive Committee Meeting.
9. Reports from Committees
 1. Scope of Practice: Dr. Kinard (Chair), Dr. McClendon, Dr. Givens, Dr. Dotson, Mr. Breland, Ms. Gaymes, Dr. Cleveland
 2. Physicians Health Program: Dr. Lippincott (Chair), Dr. Gersh, Dr. Joiner, Dr. Loper, Maj Gen Hearon, Ms. Gaymes, Dr. Cloy, Dr. Cleveland
 3. Telemedicine I Interstate Licensure Compact: Dr. Givens (Chair), Dr. Kinard, Dr. Lippincott, Dr. Dotson, Maj Gen Hearon, Dr. Cleveland, Mr. Lucius
 4. Licensees Education and Communication: Dr. McClendon (Chair), Dr. Kinard, Dr. Joiner, Dr. Lippincott, Mr. Breland, Ms. Gaymes, Dr. Cleveland, Mr. Lucius, Ms. Young
 5. Physician Assistant Advisory Task Force: Dr. Kinard (Chair), Mr. Dalton, Maj Gen Hearon, Joanna Mason, PA-C, Tristen Harris, PA-C, Stephen English, PA-C, Steve Martin, PA-C, Deb Munsell, PA-C, Vanessa Perniciaro, PA-C, Dr. Cleveland, Mr. Ledbetter
 6. Rules, Regulation & Legislative: Dr. Joiner (Chair), Dr. Gersh, Dr. Loper, Dr. Lippincott, Mr. Breland, Dr. Cleveland, Mr. Ledbetter
10. Request for Declaratory Opinion Regarding Supervision of CRNAs in Mississippi
11. Hearing in the Case of Foluso A. Fakorede, M.D., Cleveland, MS
Mississippi Medical License 23725
Motion for a Continuance

12. Hearing in the Case of Benjamin A. Feinzimer, M.D., Deerfield, IL
Mississippi Medical License 26008
Motion for a Continuance
13. Hearing in the Case of Trung Nam Nguyen, D.O., Tyler, TX
Mississippi Medical License 26072
Motion for a Continuance
14. Hearing in the Case of James L. Holzhauer, M.D., Columbus, MS
Mississippi Medical License 11477
15. Hearing in the Case of Edward S. Moak, M.D., Brookhaven, MS
Mississippi Medical License 09304
16. Hearing in the Case of Dominic Trinca, M.D., Greenville, MS
Mississippi Medical License 14017
17. March 2024 Board Meeting Dates, Wednesday, May 15, 2024 and Thursday, May 16, 2024.

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE



Executive Committee Meeting:

Thursday, March 21, 2024, at 8:00 am

Board Room

Board Meeting:

Thursday, March 21, 2024, at 9:00 am

Board Room

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE LICENSE OF:

FOLUSO A. FAKOREDE, M.D. (No. 23725)

FIFTH 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 Complaint Counsel, Paul Barnes. After consideration of the matter, the Board finds Counsel's request to be well-taken, and is hereby **GRANTED**.

IT IS, THEREFORE, ORDERED, that this matter is continued until May 8 - 9, 2024.

SO ORDERED this, the 21st day of March 2024.

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

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

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE LICENSE OF:

BENJAMIN ALAN FEINZIMER, D.O. (No. 26008)

SECOND ORDER OF CONTINUANCE

THIS MATTER came on regularly for consideration by the Mississippi State Board of Medical Licensure in response to a joint request for continuance of the hearing set for this date by Benjamin Alan Feinzimer, D.O., (hereinafter "Licensee") through his counsel Philip J. Chapman, Esq. and Complaint Counsel, Paul Barnes. 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 May 8 - 9, 2024.

SO ORDERED this, the 21st day of March 2024.

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

BY:



Michelle Y. Owens, M.D.
President

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE LICENSE OF:

TRUNG NAM NGUYEN, M.D. (No. 26072)

SECOND ORDER OF CONTINUANCE

THIS MATTER came on regularly for consideration by the Mississippi State Board of Medical Licensure in response to an unopposed request for continuance of the hearing set for this date by Trung Nam Nguyen, M.D., (hereinafter "Licensee") through his counsel Stephen Angelette, 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 May 8 - 9, 2024.

SO ORDERED this, the 21st day of March 2024.

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

BY:



Michelle Y. Owens, M.D.
President

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

JAMES LEONARD HOLZHAUER, M.D.

CONSENT ORDER

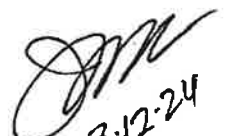
WHEREAS, JAMES LEONARD HOLZHAUER, M.D., hereinafter referred to as "Licensee," is the current holder of Mississippi Medical License No. 11477, issued June 29, 1987, and said license number expires on June 30, 2024;

WHEREAS, there is now pending before the Mississippi State Board of Medical Licensure, hereinafter referred to as "Board," certain allegations related to Licensee's conduct;

WHEREAS, Licensee acknowledges committing the violations of the Mississippi Medical Practice Act as stated and set forth in the Board's charging affidavit;

WHEREAS, the allegations, if established before the Board, constitute violations of the Mississippi Medical Practice Act, specifically, Subsection (8)(d) of 73-25-29, and § 73-25-83 (a) of Miss. Code Ann. (1972), as amended, for which the Board may revoke the medical license of Licensee, suspend it for a time deemed proper by the Board, or take any other action as the Board may deem proper under the circumstances;

WHEREAS, it is the desire of Licensee to avoid an evidentiary hearing before the Board and, in lieu thereof, has agreed to enter into this Consent Order, thereby admitting


3-12-24

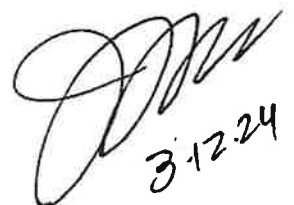
the facts and allegations set forth herein, subject to the terms, conditions and restrictions as specified below.

NOW, THEREFORE, the Mississippi State Board of Medical Licensure, with consent of Licensee as signified by her joinder herein, does hereby **RESTRICT** Licensee, subject to the following terms and conditions:

1. Licensee shall attend and successfully complete Continuing Medical Education (CME) courses in the area of Record Keeping. The CME course required herein shall be obtained by attending a course in the subject noted above as provided by a Board-approved provider. Licensee shall be required to participate in the optional twelve-month follow-up and evaluation review, if offered, for any courses specified herein. Licensee will be required to be physically present at the CME provider's designated facility while taking the CME course(s) unless the course(s) should be taken on-line, or by equivalent means. Licensee shall submit proof of his successful completion to the Board, to include any twelve-month follow-up documentation required herein, on a timely basis. Licensee shall register for, and attend, said course within the next six (6) months. If additional time is needed for attendance, Licensee shall submit a written request for an extension, to be approved in advance by the Executive Director of the Board. All costs relating to CME requirements of this paragraph are borne by Licensee. This is in addition to the forty (40) hours of CME requirements as cited in Title 30, Part 2610, Chapter 2 of the Board's Rules and Regulations.

2. Licensee shall not prescribe, administer, or dispense in any manner, either directly or indirectly, any Controlled Substance, or any other prescription medications reported to the Mississippi Prescription Monitoring Program, or certify any patients for the use of Medical Cannabis, and shall surrender his U.S. Drug Enforcement Administration Controlled Substances Registration to the DEA within thirty (30) days of the date this Consent Order is accepted by the Board. Licensee shall not appear before the Board to request lifting of this restriction for a period of not less than one (1) year.
3. Licensee shall obey all federal, state, and local laws, and all rules and regulations governing the practice of medicine.
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.

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



Handwritten signature and date 3-12-24

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 by the Board of this Consent Order and other documents and matters pertaining thereto, 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, this Consent Order will automatically be rendered null and void, formal charges will be brought, and this matter shall be set for a full evidentiary hearing at the convenience of the Board.

Should the Board hereafter receive documented evidence of Licensee's 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.

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 Federation of State Medical Boards (FSMB), the Office of the Inspector General, United States Department of Health and Human Services (OIG HHS), the U.S. Drug Enforcement Administration, 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, **JAMES LEONARD HOLZHAUER, M.D.**, nevertheless, hereby waives his right to notice and a formal adjudication of charges and authorizes the Board to enter an order accepting this Consent Order, thereby **RESTRICTING** his medical license, subject to those terms and conditions listed above.

Executed, this the 13th day of March 2024.


JAMES LEONARD HOLZHAUER, M.D.

ACCEPTED AND APPROVED, this the 21st day of March 2024, by the Mississippi State Board of Medical Licensure.


Michelle Owens, M.D.
Board President

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE LICENSE OF:

EDWARD S. MOAK, M.D. (No. 09304)

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 Edward S. Moak, M.D., (hereinafter "Licensee"). This Board issued an Order of Temporary Suspension on December 15, 2023, barring Licensee from the practice of medicine in the state of Mississippi pending the outcome of a hearing in this matter. Licensee is requesting additional time to obtain counsel.

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 May 8 - 9, 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 21st day of March 2024.

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

BY:


Michelle Y. Owens, M.D.
President

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

IN THE MATTER OF THE LICENSE OF:

DOMINICK TRINCA, M.D.

ORDER REMOVING RESTRICTIONS

THIS MATTER came on regularly for hearing on March 21, 2024, before the Mississippi State Board of Medical Licensure (hereinafter “Board”), pursuant to Title 73, Chapter 25 of Mississippi Code (1972) Annotated. Dominick Trinca, M.D. (“Respondent”) seeks removal of restrictions. A hearing was held on March 21, 2024.

On May 20, 2021, the Board reinstated Respondent’s medical license with restrictions. Respondent was ordered to practice under “Direct Observation” of a preceptor for six months. To meet the requirements of “Direct Observation,” the preceptor had to personally observe all of Respondent’s medical procedures or patient encounters. Respondent was ordered to always have a chaperone present during any encounter with a female patient and was prohibited from performing pelvic or breast exams on female patients. On May 19, 2022, the Board granted Respondent’s request for advancement in the reentry-to-practice program as prescribed by the Center for Personalized Education for Professionals (“CPEP”) with restrictions. Respondent was ordered to return to the Board upon completion of the CPEP-prescribed reentry-to-practice program in its entirety and limited further advancement to the end-of-day practice subject to the approval of the Board’s executive director.

Licensee was present and represented by Honorable Philip J. Chapman. 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 Kristen N. Love, Special Assistant Attorney General. Board members present for the proceedings were Michelle Y. Owens, M.D., President; Ken Lippincott, M.D., Kirk L. Kinard, D.O., William D. McClendon, Jr., M.D., Roderick Givens, M.D., Renia R. Dotson, M.D., and William E. Loper, III, M.D.

The Board received testimony that Respondent complied with restrictions that required a preceptor personally observe all of Respondent's medical procedures or patient encounters, a chaperone be present during any of Respondent's encounters with a female patient and Respondent perform no pelvic or breast exams on female patients. Accordingly, the Board finds the same to be well-taken.

IT IS THEREFORE ORDERED that based on his testimony and representations to the Board, Respondent's request for removal of restrictions is hereby granted. Respondent 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 Dominick Trinca, M.D.

SO ORDERED, this the 21st day of March 2024.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

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