MINUTES EXECUTIVE COMMITTEE MEETING MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE JANUARY 14, 2015

MEMBERS PRESENT:

Virginia M. Crawford, M.D., Hattiesburg, President William S. Mayo, D.O., Oxford, Vice President Charles D. Miles, M.D., West Point, Secretary

ALSO PRESENT:

H. Vann Craig, M.D., Director Stan T. Ingram, Complaint Counsel for the Board Ellen O'Neal, Assistant Attorney General Rhonda Freeman, Bureau Director, Licensure Division Thomas Washington, Bureau Director, Investigative Division Leslie Ross, Investigations Supervisor Frances Carrillo, Special Projects Officer, Investigative Division Jonathan Dalton, Investigator, Investigative Division Sherry H. Pilgrim, Staff Officer

The Executive Committee of the Mississippi State Board of Medical Licensure met on Wednesday, January 14, 2014, at 1:05 p.m. in the Board Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi.

PERSONAL APPEARANCE BY AARON AMOS, M.D., TUPELO, APPLICANT

Dr. Craig advised that Dr. Amos had been invited to appear at today's meeting to allow him to request a waiver of the Board's seven (7) year rule for passing the USMLE examinations. Dr. Craig briefly discussed Dr. Amos' application and covered an academic probation as well as his being on probation while in his family practice residency.

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

After introductions, Dr. Craig advised Dr. Amos that the floor was his to make his request for the waiver. Dr. Amos advised that his family is living in Tupelo and he is currently traveling between Orlando, FL, for work and his home in Tupelo. Dr. Amos advised that he wished to make Tupelo their home and briefly discussed his attempts at passing the USMLE, as well as discussing the academic probation and his being on

probation during his family practice residency.

Motion was made by Dr. Miles, seconded by Dr. Mayo, and carried that the Executive Committee enter into Executive Session to discuss a matter that could result in disciplinary action.

Following a motion by Dr. Miles, seconded by Dr. Mayo, the Executive Committee came out of Executive Session at which time Dr. Crawford asked Dr. Miles to report on their decision. Dr. Miles advised in the matter concerning Dr. Amos that the Executive Committee agreed that sufficient documentation was presented that provides extenuating circumstances for a waiver to be granted.

Dr. Crawford informed Dr. Amos that the Executive Committee will make their recommendation to the full Board on Thursday and he will be advised of their decision.

PERSONAL APPEARANCE BY KRISHAN K. GUPTA, M.D., JACKSON, MISSISSIPPI MEDICAL LICENSE NUMBER 12941

- Dr. Craig advised that Dr. Gupta had been invited to the Executive Committee to discuss multiple complaints the Board has received.
- Dr. Gupta joined the meeting and was represented by legal counsel, Doug Mercier. Dr. Craig introduced Dr. Gupta and Mr. Mercier and advised the reasons Dr. Gupta had been invited to appear. Dr. Gupta had executed a written agreement for this informal meeting, a copy of which is attached hereto and incorporated by reference.
- Dr. Gupta addressed the Executive Committee and briefly explained his office procedures and the fact that since he is a psychiatrist and handles his patients in certain ways is why they had complained.

Following several questions from the Executive Committee, motion was made by Dr. Miles, seconded by Dr. Crawford and carried that the Executive Committee enter into Executive Session to discuss a matter that could result in disciplinary action.

Following a motion by Dr. Miles, seconded by Dr. Mayo, the Executive Committee came out of Executive Session at which time Dr. Crawford asked Dr. Miles to report on their decision. Dr. Miles advised that in the matter concerning Dr. Gupta that the Executive Committee agreed that they are concerned about a pattern of complaints, mainly concerning some office procedures and patient satisfaction. Dr. Miles advised that the Executive Committee would encourage him to thoroughly investigate his office structure and operation. Dr. Miles advised that Dr. Gupta would be issued a Non-Public Letter of Concern addressing the matter.

Dr. Crawford thanked Dr. Gupta for appearing and advised that the Executive Committee would make their recommendation to the full Board on Thursday and he would be advised of their decision.

PERSONAL APPEARANCE BY GWENDOLYN COLE-HOOVER, M.D., AKRON, NY, APPLICANT

Dr. Craig advised that Dr. Cole-Hoover is an applicant that has requested to appear before the Executive Committee to request a waiver with approving her application for licensure since she is not currently board certified by an ABMS specialty board and has not taken a licensing examination in the past ten (10) years. Dr. Cole-Hoover is requesting her license so that she may work as a volunteer at the Taborian Urgent Care Center in the Delta.

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

After introductions, Dr. Craig advised Dr. Cole-Hoover that she had the floor to discuss her licensure issues. Dr. Cole-Hoover advised the Executive Committee that she was asking the Board to consider her exemplary medical career and allow her a Mississippi medical license so that she could work at Taborian. Dr. Cole-Hoover advised that she has actively practiced in New York in a solo family practice and is retiring and wants to volunteer at Taborian.

Following several questions from the Executive Committee members, motion was made by Dr. Mayo, seconded by Dr. Miles, and carried that the Executive Committee enter into Executive Seesion to discuss a matter which could be actionable.

Following a motion by Dr. Miles, seconded by Dr. Mayo, the Executive Committee came out of Executive Session at which time Dr. Crawford asked Dr. Miles to report on their decision. Dr. Miles advised in the matter of Dr. Cole-Hoover that the Executive Committee duly notes her exemplary career but Dr. Cole-Hoover must comply with the licensure requirements of Mississippi. Dr. Miles added that she would either need to become board certified or take the SPEX.

Dr. Crawford thanked Dr. Cole-Hoover for appearing and advised that they will take their recommendation to the full Board on Thursday for their decision.

PERSONAL APPEARANCE BY JOSEPH V. STOCK, M.D., CHICAGO, IL, APPLICANT

Dr. Craig advised that he had invited Dr. Stock to the Executive Committee to discuss concerns he has with his application. Dr. Craig briefly covered Dr. Stock's application and his concerns about Dr. Stock prescribing a narcotic drug without first establishing a doctor/patient relationship as well as disciplinary action taken by Illinois and California.

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

After introductions, Dr. Craig advised Dr. Stock that the floor was his to allow him the opportunity to address the issues concerning his prescribing a narcotic drug without establishing a doctor/patient relationship as well as discipline by the Illinois and California Boards.

Dr. Stock addressed the Executive Committee and addressed his past issues and responded to questions from the Executive Committee members. Dr. Stock advised that he wishes to move south and that he has learned a valuable lesson. Dr. Stock stated that he is embarrassed by his costly mistake and is now working in the emergency room.

Motion was made by Dr. Miles, seconded by Dr. Mayo and carried that the Executive Committee enter into Executive Session to discuss a matter that could result in adverse action involving licensure.

Following a motion by Dr. Miles, seconded by Dr. Mayo, and carried the Executive Committee came out of Executive Session at which time Dr. Crawford asked Dr. Miles to report on their decision. Dr. Miles advised that in the matter of Dr. Stock that the Executive Committee agreed that he be allowed to move forward in the application process and seek a Mississippi medical license.

Dr. Crawford thanked Dr. Stock for appearing and advised him that they would recommend their decision to the full Board on Thursday for approval and that he would be advised of their decision.

DISCUSS WILLIAM OWEN, M.D., LAUREL, MISSISSIPPI MEDICAL LICENSE NUMBER 06448, LETTER AND QUARTERLY PROGRESS REPORT FROM MISSISSIPPI PROFESSIONALS HEALTH PROGRAM

Dr. Craig advised that Dr. Owen was referred by the Board to PHP for disruptive behavior and that they recommended that he go to Acumen for an evaluation. Dr. Craig covered the evaluation and advised that their report was no diagnosis. Dr. Craig also covered a letter from Dr. Scott Hambleton, Medical Director of MPHP, stating he had complied with all their requirements and was being released.

After a brief discussion concerning Dr. Owen's behavior and past problems with the Board, motion was made by Dr. Crawford, seconded by Dr. Mayo and carried that Dr. Owen be issued a public Letter of Concern advising him of the Board's concerns with prescribing to himself and family members and his past disruptive behavior. Also, Dr. Owen is to be advised that violations of the Medical Practice Act and any behavior issues could result in formal action by the Board.

DISCUSS MICHAEL A. WHITE, M.D., COLUMBUS, MISSISSIPPI MEDICAL LICENSE NUMBER 11125

Dr. Craig briefly discussed Dr. White and advised that he had testified at Dr. White's DEA hearing. Dr. Craig advised that the judge ruled to deny Dr. White's request for his DEA. Also, Dr. Craig advised that Dr. White has never paid the Board's assessment for his past hearings and asked the Executive Committee how they would like to proceed.

Following a brief discussion, motion was made by Dr. Mayo, seconded by Dr. Miles, and carried that a hearing should be conducted to determine if Dr. White has violated the terms of his Consent Order with the Board.

REVIEW OF JANUARY 15, 2015, BOARD AGENDA

Dr. Craig briefly reviewed the agenda for tomorrow's meeting.

Also, Dr. Craig advised that there would be an additional hearing due to a Temporary Suspension being served on PA Margaret Moore. Dr. Craig advised that the Temporary Suspension was served due to PA Moore working without an approved protocol or supervising physician.

OTHER BUSINESS

Investigators Gunter and Dalton provided the Executive Committee with an update on Dr. Ali. The decision was made to go into Executive Session during Thursday's meeting as this could adversely affect a licensee's license.

ADJOURNMENT

There being no further business, the meeting adjourned at 2:55 p.m.

Virginia M. Crawford, M.D.

President

Minutes taken and transcribed by Sherry H. Pilgrim Staff Officer January 14, 2015

AGREEMENT TO APPEAR INFORMALLY BEFORE EXECUTIVE COMMITTEE BY APPLICANT FOR LICENSURE

- I, Aaron Amos, 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 Executive Committee to proceed with the informal appearance, subject to stipulations and understandings as noted above. I have elected to proceed:	the the
	with legal counsel present (name of counsel:)	
	without legal counsel present	
EXEC	CUTED, this the 14 day of January, 2015.	

•	Newman Leg mas	
\wedge	APPLICANT	
Witness: Unia Bole	To even A. Amos MD	
	NAME PRINTED	

EXECUTIVE SESSION - EXECUTIVE COMMITTEE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE January 14, 2015

AGENDA ITEM: Personal appearance by Aaron Amos, M.D., applicant

Motion was made by Dr. Crawford, seconded by Dr. Mayo, and carried to grant a waiver for Dr. Amos to apply for a Mississippi medical license.

VOIE:	<u>FOR</u>	<u>AGAINS I</u>	ABSTAIN	ABSENT
Virginia M. Crawford, M.D.	Х	v		
William S. Mayo, D.O. Charles S. Miles, M.D.	Χ	^		

With a motion by Dr. Miles, seconded by Dr. Mayo, the Executive Committee came out of Executive Session.

Virginia M. Crawford, M.D.

AGREEMENT TO APPEAR INFORMALLY BEFORE EXECUTIVE COMMITTEE BY CURRENT LICENSEE

- I, **Krishan Gupta, 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.

LICENSEE

Witness: Jennifer Stüder

EXECUTIVE SESSION - EXECUTIVE COMMITTEE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE January 14, 2015

AGENDA ITEM: Personal appearance by Krishan K. Gupta, M.D.

Motion was made by Dr. Crawford, seconded by Dr. Mayo, and carried that the Executive Committee is concerned about a pattern of complaints that are of some concern, mainly about office procedures and patient satisfaction. The Executive Committee encourages you to thoroughly investigate your office structure and operations.

<u>VOTE</u> :	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Virginia M. Crawford, M.D.	X			
William S. Mayo, D.O.	Χ			
Charles S. Miles, M.D.	Χ			

With a motion by Dr. Miles, seconded by Dr. Mayo, the Executive Committee came out of Executive Session.

Virginia M. Crawford, M.

AGREEMENT TO APPEAR INFORMALLY BEFORE EXECUTIVE COMMITTEE BY APPLICANT FOR LICENSURE

- I, Gwendolyn Cole-Hoover, 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 Executive Committee to proceed with the informal appearance, subject to stipulations and understandings as noted above. I have elected to proceed:	the the
	with legal counsel present (name of counsel:)	
	without legal counsel present	
EXEC	CUTED, this the 14 day of January 2015.	

Witness: Warbore Smendely Cole Hoover MI
NAME PRINTED!

EXECUTIVE SESSION - EXECUTIVE COMMITTEE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE January 14, 2015

AGENDA ITEM: Personal appearance by Gwendolyn Cole-Hoover, M.D., applicant

Motion was made by Dr. Crawford, seconded by Dr. Mayo, and carried that the Executive Committee duly notes an exemplary care but Dr. Hoover must comply with the licensure requirements of Mississippi.

VOIE:	<u>FOR</u>	<u>AGAINS I</u>	ABSTAIN	ABSENT
Virginia M. Crawford, M.D.	X			
William S. Mayo, D.O.	X			
Charles S. Miles, M.D.	Χ			

With a motion by Dr. Miles, seconded by Dr. Mayo, the Executive Committee came out of Executive Session.

Virginia M. Crawford, M.D.

AGREEMENT TO APPEAR INFORMALLY BEFORE EXECUTIVE COMMITTEE BY APPLICANT FOR LICENSURE

I, Joseph Stock, 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 Executive Committee to proceed with the informal appearance, subject to stipulations and understandings as noted above. I have elected to proceed:	
	with legal counsel present (name of counsel:)	
	without legal counsel present	
EXEC	UTED, this the <u>M</u> day of <u>January</u> , 2015.	
Witness:	Muler Stidler Dollar Mame PRINTED	_

EXECUTIVE SESSION - EXECUTIVE COMMITTEE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE January 14, 2015

AGENDA ITEM: Personal appearance by Joseph V. Stock, M.D., applicant

Motion was made by Dr. Crawford, seconded by Dr. Mayo, and carried to allow Dr. Stock to move forward with the application process.

<u>VOTE</u> :	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Virginia M. Crawford, M.D. William S. Mayo, D.O. Charles S. Miles, M.D.	X X X			

With a motion by Dr. Miles, seconded by Dr. Mayo, the Executive Committee came out of Executive Session.

Virginia M. Crawford, M.D.