

BOARD MINUTES
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
MAY 19, 2016

The regularly scheduled meeting of the Mississippi State Board of Medical Licensure was held on Thursday, May 19, 2016, in the Board Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi.

The following members were present:

Virginia M. Crawford, M.D., Hattiesburg, President
Charles D. Miles, M.D., West Point, Vice President
Rickey L. Chance, D.O., Ocean Springs, Secretary
Claude D. Brunson, M.D., Jackson
S. Randall Easterling, M.D., Vicksburg
C. Kenneth Lippincott, M.D., Tupelo
William S. Mayo, D.O., Oxford
J. Ann Rea, M.D., Summit

Also present:

Stan T. Ingram, Complaint Counsel for the Board
Ellen O'Neal, Special Assistant Attorney General
Rhonda Freeman, Bureau Director, Licensure Division
Thomas Washington, Bureau Director, Investigative Division
Arlene Davis, IT Director
Leslie Ross, Investigations Supervisor
Frances Carrillo, Special Projects Officer, Investigative Division
Sherry H. Pilgrim, Staff Officer
Charles Thomas, Yazoo City, Consumer Health Committee
Maj Gen (Ret) Erik Hearon, Consumer Health Committee

Not present:

Wesley Breland, Hattiesburg, Consumer Health Committee

The meeting was called to order at 9:00 a.m. by Dr. Crawford, President. The invocation was given by Dr. Miles and the pledge was led by Dr. Easterling. Dr. Crawford welcomed Dawn Dillard, Court Reporter, and introduced Dr. David McClendon who will be joining the Board as a new member in July. Also, Dr. Crawford extended a welcome to all visitors present at the meeting. Dr. Crawford advised that this was her last official meeting as the Board's President.

Dr. Crawford advised that the Board's Director of Investigations, Thomas Washington, was retiring at the end of June with twenty-five (25) years and ten (10) months of service with the Board. Dr. Crawford read a Resolution as well as a plaque

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thanking Mr. Washington for his service to the Board. A copy of the Resolution is attached hereto and incorporated by reference.

Also, Dr. Crawford advised that Dr. Rickey Chance will be going off the Board in June and read a Resolution thanking him for his five (5) years and nine (9) months of service on the Board. Also, Dr. Chance was presented a plaque thanking him for his service. A copy of the Resolution is attached hereto and incorporated by reference.

The Board members and audience stood and showed their appreciation for Mr. Washington's and Dr. Chance's commitment and service to the Board.

PUBLIC COMMENTS

Dr. Crawford opened the floor for public comments but there were none.

APPROVAL OF CERTIFICATION OF MISSISSIPPI LICENSES TO OTHER ENTITIES FOR THE PERIOD MARCH 01, 2016, THROUGH APRIL 30, 2016

Three hundred fourteen (314) licenses were certified to other entities for the period of March 01, 2016, through April 30, 2016. Motion was made by Dr. Mayo, seconded by Dr. Easterling, and carried unanimously to approve these certifications.

APPROVAL OF LICENSES ISSUED FOR THE PERIOD MARCH 01, 2016, THROUGH APRIL 30, 2016

One hundred seven (107) licenses were issued for the period of March 01, 2016, through April 30, 2016. Motion was made by Dr. Easterling, seconded by Dr. Mayo, and carried unanimously to approve these licenses.

REVIEW OF MINUTES OF THE EXECUTIVE COMMITTEE MEETING DATED MARCH 23, 2016, AND MINUTES OF THE BOARD MEETING DATED MARCH 24, 2016

Minutes of the Executive Committee Meeting dated March 23, 2016, and Minutes of the Board Meeting dated March 24, 2016, were reviewed. Dr. Miles moved for approval of the minutes as submitted. Dr. Chance seconded the motion and it carried unanimously.

REPORT OF MAY 18, 2016, EXECUTIVE COMMITTEE MEETING

Dr. Crawford briefly discussed the issues/appearances that were discussed by the Executive Committee on May 18, 2016. Information pertaining to the Executive

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Committee's decisions/recommendations is included in the Executive Committee Minutes dated May 18, 2016.

Dr. Crawford advised that the Executive Committee moves that their decisions/recommendations be approved. The Board unanimously moved to ratify the actions taken by the Executive Committee on May 18, 2016.

REPORTS FROM COMMITTEES

Scope of Practice - Dr. Easterling (Chair), Dr. Chance, Dr. Miles, Dr. Rea, Dr. Thomas

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

Professionals Health Program - Dr. Chance (Chair), Dr. Lippincott, Dr. Crawford

Dr. Chance advised that they are still working on the Memorandum of Understanding.

Rules, Regulation & Legislative - Dr. Mayo (Chair), Dr. Easterling, Dr. Miles, Mr. Breland

Dr. Mayo advised that the regulation changing the mileage of a free standing clinic to 75 miles was final filed on May 5, 2016, and if there are no problems will be effective 30 days from that date. Dr. Mayo advised that three (3) general comments were received but nothing that would postpone final filing.

Telemedicine / Interstate Licensure Compact - Dr. Brunson (Chair), Dr. Crawford, Ms. Freeman, Maj Gen (Retired) Hearon

Dr. Brunson advised that House Bill 41 has been sent for the governor's signature. (House Bill 41 is the Interstate Licensure Compact)

Licensees Education and Communication - Dr. Easterling (Chair), Dr. Chance, Dr. Crawford, Dr. Rea, Ms. Freeman,

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

Physician Assistant Advisory Task Force - Dr. Crawford (Chair), Robert Philpot, Jr., PhD, PA-C, Tristen Harris, PA-C, Lauren English, PA-C, Phyllis Johnson, Board of Nursing, Ms. Freeman

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Dr. Crawford advised that they were working on regulation updates that will be addressed at a later meeting.

REPORT FROM NOMINATING COMMITTEE

As Chair of the Nominating Committee, Dr. Mayo advised that the Committee had met and were proposing the following officers for the next year: President - Dr. Charles Miles for a two (2) year term, Vice President - Dr. Virginia Crawford for a one (1) year term, and Secretary - Dr. Claude Brunson for a one (1) year term. Motion was made by Dr. Rea, seconded by Dr. Chance, and carried to accept the slate of officers as proposed to serve the terms presented.

CONSENT ORDER FOR JAMES BEAM AIKEN, M.D., NEW ORLEANS, LA, APPLICANT

Mr. Ingram advised that the matter concerning Dr. Aiken falls under the *Mississippi Disabled Physician Law*, which provides that all patient records, investigative reports and other documents in possession of the Board shall be kept confidential. Mr. Ingram advised that due to Dr. Aiken being a participant in a program in another state, advised that the Board consider discussing the matter in Executive Session.

Motion was made by Dr. Miles, seconded by Dr. Chance, and carried that the Board consider going into Executive Session to discuss a matter that could result in adverse action.

Upon a motion by Dr. Chance, seconded by Dr. Mayo, and carried the Board came out of Executive Session at which time Dr. Crawford asked Dr. Chance to report on the Board's decision. Dr. Chance advised that the Board accepts the Consent Order offered to Dr. Aiken. A copy of the Order is attached hereto and incorporated by reference.

HEARING IN THE CASE OF JONATHAN DAVID INGRAM, MD., ATLANTA, GA, MISSISSIPPI MEDICAL LICENSE NUMBER 16549

Mr. Ingram had Thomas Washington, Bureau Director of Investigations, to check and see if Dr. Ingram was present. Mr. Washington checked the reception area and advised that he was not in the building.

Mr. Ingram provided a brief background of Dr. Ingram's case and the problems that the Board has had in contacting him as well as his non-compliance with the Consent Order he entered into with the Board on September 17, 2015. Mr. Ingram

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advised that since Dr. Ingram is not here that the Board can proceed in absentia since the Board has in possession a certified return receipt indicating Dr. Ingram was duly notified on April 4, 2016, that the Board was requesting his appearance for a hearing to be held today. The Board unanimously agreed to hear the matter in absentia.

Thomas Washington, Bureau Director of Investigations, was called to the witness stand and sworn in by the court reporter. Mr. Ingram questioned Mr. Washington and requested that he summarize the efforts that the Board had taken in an attempt to contact Dr. Ingram.

Following questions from Board members, Mr. Ingram advised that the Board had extended Dr. Ingram the opportunity to reinstate his Mississippi medical license. As part of the Consent Order dated September 17, 2015, Dr. Ingram was to pay the Board for all costs incurred during the investigation. Dr. Ingram has failed to pay the fees that he was billed by the Board totaling \$1,228.86.

After discussing the options that the Board may consider, motion was made by Dr. Miles, seconded by Dr. Chance, and carried that due to violations of the terms and conditions of the Consent Order dated September 17, 2015, the Board withdraws Dr. Ingram's right to reapply for reinstatement. In a vote taken, the Board unanimously agreed that Dr. Ingram is guilty of Counts I and II of the Summons and Affidavit. A copy of the Determination and Order is attached hereto and incorporated by reference.

If was further discussed that Dr. Ingram would no longer be able to reinstate his license. In the event he later wishes to pursue a Mississippi medical license, Dr. Ingram would have to reapply as a new applicant.

A verbatim account of this proceeding was recorded by Dawn Dillard, Court Reporter.

THE BOARD RECESSED AT 10:05 A.M. AND RETURNED AT 10:15 A.M.

**HEARING IN THE CASE OF RONNIE ALI, D.O., OCEAN SPRINGS, MISSISSIPPI
MEDICAL LICENSE NUMBER 16596**

Mr. Ingram introduced Dr. Ali and his attorneys, Walter Johnson and John Howell. Mr. Ingram advised that a hearing had been scheduled for today and that a settlement conference was previously held. Mr. Ingram advised that a proposed Consent Order had been sent to them for their review after the settlement conference. Also, Mr. Ingram advised that Dr. Ali had signed the Consent Order and was here today to respond to any questions from the Board and to seek their approval.

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Mr. Johnson and Mr. Howell made brief statements concerning the proposal and briefly covered the charges in the summons and affidavit.

Following numerous questions from Board members concerning the APRNs and the required 100 hours of CME to register for a bariatric clinic, which Dr. Ali stated is now closed, there was also discussion concerning use of B12 injections and the way his clinics have been advertising the injections. Dr. Chance advised that he disagreed with Dr. Ali's response concerning the way the B12 injections have been advertised.

Following a brief discussion, motion was made by Dr. Miles, seconded by Dr. Rea and carried that the Board enter into Executive Session to discuss a matter that could result in adverse action.

Upon a motion by Dr. Chance, seconded by Dr. Mayo and carried the Board came out of Executive Session at which time Dr. Crawford asked Dr. Chance to report on the Board's decision. Dr. Chance advised that the Board would offer an amendment to the proposed Order that would require Dr. Ali to take CME Category I courses in ethics, boundary issues, and professionalism. Also, Dr. Ali cannot be in a collaborative relationship with any mid-level providers for a period of two (2) years, at which time he may petition the Board for reconsideration.

The Board asked Dr. Ali if he was in agreement to the amendment and his attorneys requested that they have a few minutes to discuss the amendment with him. Also, the attorneys asked several questions to clarify issues concerning the collaborative agreements.

After the brief discussion, Dr. Ali agreed to the changes to the proposed Order. A copy of the Order is attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Dawn Dillard, Court Reporter.

HEARING IN THE CASE OF THEODORE EMEKA OKECHUKU, M.D., MANSFIELD, TX, MISSISSIPPI MEDICAL LICENSE NUMBER 20921

Mr. Ingram introduced Doug Mercier, attorney for Dr. Okechuku. Mr. Mercier advised that Dr. Okechuku is incarcerated in the federal penitentiary after an indictment/conviction in the United States District Court for the Northern District of Texas, on one count of Conspiracy to Unlawfully Distribute a Controlled Substance. Mr. Mercier stated it was alleged that Dr. Okechuku and others associated in his clinic provided hydrocodone outside the scope of medical practice and without legitimate medical need. Mr. Mercier stated that Dr. Okechuku has agreed to sign the Surrender

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of his medical license but they keep moving him around. To date, Mr. Mercier advised that he has not secured the required signature.

Following a brief discussion, motion was made by Dr. Miles, seconded by Dr. Chance and carried to accept the Surrender with the condition that it will be signed and submitted to the Board as soon as possible.

THE BOARD RECESSED FOR LUNCH AT 12:00 AND RETURNED AT 1:00 P.M.

**HEARING IN THE CASE OF XIULU RUAN, M.D., MOBILE, AL, MISSISSIPPI
MEDICAL LICENSE NUMBER 19859**

Mr. Ingram briefly provided the Board a background of the summons and affidavit issued to Dr. Ruan. Mr. Ingram advised that Dr. Ruan was not present today and that through his attorney, Thomas Galloway, Dr. Ruan had requested a continuance pending the outcome of the federal charges brought against him.

Following a brief discussion, motion was made by Dr. Mayo, seconded by Dr. Miles, and carried to grant the continuance with the understanding that his hearing is continued until such time as: 1) the aforementioned criminal trial before the U. S. District Court for the Southern District of Alabama has been completed and a judgment duly entered, 2) all charges pending before the Mississippi State Board of Medical Licensure have been heard, and 3) Dr. Ruan agrees not to practice medicine in Mississippi until the matter has been concluded. A copy of the Order of Continuance is attached hereto and incorporated by reference.

**HEARING IN THE CASE OF FELICIE GRETCHEN WYATT, M.D., PORT GIBSON,
MISSISSIPPI MEDICAL LICENSE NUMBER 21128**

Mr. Ingram briefly covered the action that is pending with the Arkansas Medical Board and stated that through Dr. Wyatt's attorney, Arkie Byrd, they had requested another continuance until after the administrative hearing before the Arkansas Medical Board and the criminal trial before the U.S. District Court and judgments duly entered. As a condition for the continuance to be granted, Dr. Wyatt has agreed not to practice medicine in Mississippi until all pending matters have been heard.

Motion was made by Dr. Mayo, seconded by Dr. Easterling, and carried to grant the requested continuance with the condition that she agrees not practice medicine in Mississippi until the matter is heard before the Board. A copy of the Second Order of Continuance is attached hereto and incorporated by reference.

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**EXAMINING COMMITTEE REPORT FOR BOARD REVIEW AND APPROVAL
PURSUANT TO MISS CODE § 73-25-61**

Mr. Ingram advised that this is a matter that falls under the *Mississippi Disabled Physician Law*, which provides that all patient records, investigative reports and other documents in possession of the Board and Examining Committee shall be kept confidential and would need to be handled in Executive Session.

Motion was made by Dr. Mayo, seconded by Dr. Chance, and carried that the Board enter into Executive Session based upon the above grounds provided by the Board's Complaint Counsel.

Upon a motion by Dr Rea, seconded by Dr. Easterling, and carried the Board came out of Executive Session at which time Dr. Crawford asked Dr. Chance to report on the Board's decision. Dr. Chance advised that the Board unanimously agreed to pursue chancery court enforcement of a subpoena to be served on Baptist Desoto Hospital.

**FOR INFORMATIONAL PURPOSES, LETTER RECEIVED BY THE BOARD DATED
MAY 2, 2016**

For informational purposes, Dr. Crawford advised that the Board had received the letter included in their packets for their review. Dr. Crawford advised that the Board will respond to their request and that Dr. Brunson has agreed to be the Board's sponsor.

ADJOURNMENT

There being no further business, the meeting adjourned at 1:35 p.m., with the next meeting scheduled for Thursday, July 21, 2016.



Virginia M. Crawford, M.D.
President

Minutes taken and transcribed
by Sherry H. Pilgrim
Staff Officer
May 19, 2016

RESOLUTION

WHEREAS, Thomas Washington, Flowood, Mississippi, faithfully and conscientiously served the Mississippi State Board of Medical Licensure as Investigator and Director of Investigations for twenty-five year and ten months; and

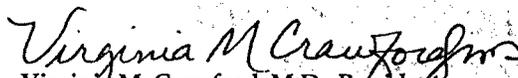
WHEREAS, Mr. Washington discharged his duties with firmness, dignity and compassion, always striving to implement both the spirit and letter of the Mississippi Medical Practice Act, thereby working for the greater benefit of the Board and citizens of the State of Mississippi; and

WHEREAS, during his years of service Mr. Washington continually and graciously gave his efforts, time and abilities toward fulfilling his responsibilities as Investigator and Director of Investigations for the Board, always respecting the rights of licensees, patients and others, while serving to protect the public;

THEREFORE, BE IT RESOLVED, that the Mississippi State Board of Medical Licensure, on behalf of the Board and the people of the State of Mississippi, by means of this resolution, express to Mr. Washington its gratitude and appreciation for his services during the years he devoted to the Board and the State of Mississippi; and

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of the Board and a copy be given to Mr. Washington expressing to him the highest esteem of the Board.

DATED, this the nineteenth day of May, 2016.


Virginia M. Crawford, M.D., President


Charles D. Miles, M.D., Vice President


Rickey L. Chance, D.O., Secretary

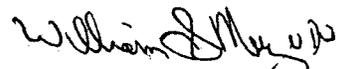
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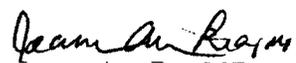



Claude D. Brunson, M.D.


S. Randall Easterling, M.D.


Charles K. Lippincott, M.D.


William S. Mayo, D.O.



RESOLUTION

WHEREAS, Rickey L. Chance, D.O., Ocean Springs, Mississippi, faithfully and conscientiously served the Mississippi State Board of Medical Licensure as a member for five years and nine months; and

WHEREAS, Dr. Chance served as Secretary of the Mississippi State Board of Medical Licensure for one year; and

WHEREAS, Dr. Chance discharged his duties with firmness, dignity and compassion, always in keeping with the intent of the Medical Practice Act and Rules and Regulations of this Board, and thereby working to the great benefit of the Board and citizens of the State of Mississippi; and

WHEREAS, during his years of service Dr. Chance continually and graciously gave his efforts, time and abilities toward maintaining the highest standard of medical practice for which the State of Mississippi is noted;

THEREFORE, BE IT RESOLVED, that the Mississippi State Board of Medical Licensure, on behalf of the Board and the people of the State of Mississippi, by means of this resolution, express to Dr. Chance its gratitude and appreciation for his services during the years he devoted to the Board and the State of Mississippi; and

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of the Board and a copy be given to Dr. Chance expressing to him the highest esteem of the Board.

DATED, this the nineteenth day of May, 2016.

Virginia M Crawford
Virginia M. Crawford, M.D., President
Charles D Miles
Charles D. Miles, M.D., Vice President

Claude D Branson
Claude D. Branson, M.D.
S. Randall Easterling
S. Randall Easterling, M.D.
Charles K Lippincott
Charles K. Lippincott, M.D.
William S Mayo
William S. Mayo, D.O.
Jeanne Ann Rea
Jeanne Ann Rea, M.D.

ATTEST:



BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF PHYSICIAN'S LICENSE

OF

JAMES BEAM AIKEN, M.D.

CONSENT ORDER

WHEREAS, James Beam Aiken, M.D., hereinafter referred to as "Applicant," has admitted to having a chemical dependency problem but has received treatment and has maintained at least two (2) years of sobriety as of March 24, 2016, and filed an application for licensure in the State of Mississippi on January 18, 2016;

WHEREAS, it is the desire of Applicant to provide assurance of continued sobriety to the Mississippi State Board of Medical Licensure by agreeing to submit to certain conditions for licensure;

WHEREAS, Applicant has been the subject of prior board action in Louisiana related to his recurrent episodes of alcohol dependency. On June 25, 1999, Applicant, initially was under contract with the Physicians' Health Foundation of Louisiana, Inc.'s Physician Health Program (hereinafter the "HPFL") for five (5) years, and completed this contract in June 2004. Applicant relapsed in 2010, complied with recommendations of the HPFL, completed treatment in May 2010, signed a new HPFL monitoring contract on May 24, 2010, and entered into a Consent Order with the Louisiana Board of Medical Examiners (hereinafter the "LSBME") on February 14, 2011, placing his medical license on probation for three (3) years. On February 25, 2014, Applicant's Louisiana medical license was reinstated without restrictions but Applicant continued to be monitored by the HPFL.

WHEREAS, on April 1, 2014, Applicant tested positive for alcohol on a randomly scheduled drug screen, successfully completed treatment and signed a new monitoring contract with the HPFL on May 20, 2014, which will expire upon his retirement from the practice of medicine. On June 16, 2014, Applicant entered into a Consent Order to practice medicine in the State of Louisiana, placing his license **ON INDEFINITE PROBATION** subject to conditions and restrictions:

(1) **Maintenance of Complete Abstinence**. Dr. Aiken shall maintain complete and total abstinence from the use of alcohol, controlled and any other mood-altering substance including Tramadol for as long as he holds a license to practice medicine in this state, except as may be prescribed by a treating physician other than himself for a bona fide medical condition. Dr. Aiken shall personally inform the PHP and the Board's Compliance Officer, both orally and in writing, within forty-eight (48) hours of the prescription or administration of any controlled or mood-altering substance received by him from any physician for treatment of a bona fide medical condition. If the prescription is from another physician, he shall also inform his treating/monitoring physician in this same manner.

(2) **Continuing Treatment, Participation in the PHP / Reports to Board**. Dr. Aiken shall enter into and execute a lifetime monitoring agreement with the PHP. Dr. Aiken shall continue in, abide by and strictly adhere to all recommendations for ongoing treatment and monitoring of his condition, which have or may be contained in his PHP monitoring agreement, or any subsequent agreement which may be recommended by the PHP, as well as those recommended by his treating physicians and those prescribed by any other health care provider involved in his care to the extent that they continue to follow him. Dr. Aiken shall, in addition, authorize and cause his treating and monitoring physicians and/or the PHP to submit to the Board, not less frequently than quarterly throughout the probationary period, written reports and/or verbal reports, should the Board desire the latter, on his then-current treatment diagnosis, prognosis, course of treatment, maintenance of abstinence from controlled and mood-altering substances, his fitness and ability to practice medicine with reasonable skill and safety to patients, and his compliance with the terms, conditions and restrictions of this Order and his PHP monitoring agreement.

(3) **Drug Screens**. Dr. Aiken shall submit to periodic, unannounced blood, urine, saliva and/or hair collection for testing for the presence of alcohol and/or controlled and other mood-altering substances by the PHP or its designee. Unless and until this condition is modified or rescinded by the Board, Dr. Aiken shall authorize and cause such physician or testing facility and/or the PHP to report the results of such drug screens to the Board not less frequently than quarterly throughout the probationary period.

(4) **Board Access to Treatment Records and Reports**. Dr. Aiken shall, and does by his subscription hereto, authorize any physician or any institution at which he undergoes treatment for chemical abuse or dependency from which he may suffer or be diagnosed, as

well as any physician under whose care he may come at such an institution who has or may hereafter evaluate, diagnose, treat or monitor him, to provide the Board with copies of all medical reports relating to Dr. Aiken's history, examination, evaluation, diagnosis, treatment and prognosis and to provide the Board with written and verbal reports relative thereto. Dr. Aiken expressly waives any privilege that may otherwise be afforded the disclosure of such records pursuant to state or federal law and shall immediately execute any authorization or release that may be necessary to permit the Board access to such records.

(5) **Prohibitions on Practice / Management of Chronic Pain or Obesity**. Dr. Aiken does not currently manage patients with chronic pain or obesity, nor shall he do so at any time following the effective date of this Order or have ownership interest in or association with any clinic or practice that renders such care and/or treatment. Until and unless otherwise modified by the Board, in its sole discretion, the restrictions contained in this provision shall survive the probationary term of this Order and remain in effect so long as Dr. Aiken shall hold any form of license or permit to practice medicine in the state of Louisiana.

(6) **Personal Appearance before the Board**. Prior to the consideration of this Consent Order, Dr. Aiken shall personally appear before the Board or its designee to permit the Board to consider his current and aftercare treatment program and to advise the Board of his intentions with respect to his continued practice of medicine.

(7) **Collaboration With Nurse Practitioners, Supervision of Physician Assistants Prohibited**. During the probationary term, Dr. Aiken shall not enter into nor continue in a collaborative or supervisory practice agreement with a mid-level provider, e.g., nurse practitioner or physician assistant. This restriction shall not preclude Dr. Aiken from employing nurses or other medical personnel to assist in his practice, as long as he is present and directing their activities appropriate to their level of expertise and ability.

(8) **Treatment of Self / Family Members Prohibited**. Except as may be necessitated by an emergency or life threatening medical condition, Dr. Aiken shall not, for the remainder of his career, undertake to treat, dispense, prescribe or administer any controlled substances to any member of his immediate family. In addition, Dr. Aiken shall arrange for other physicians to attend to his own health care needs.

(9) **Continuing Medical Education**. Dr. Aiken shall obtain not less than fifty (50) credit hours per year for each of the first three (3) years of his probationary period through attendance at and participation in continuing medical education ("CME") programs accredited by the American Medical Association. On or before the anniversary date of the effective date of this Consent Order, Dr. Aiken shall cause to be submitted to the Board written certification of the CME programs and credits completed by him during the preceding twelve (12) months.

(10) **Notification**. Dr. Aiken shall provide a complete copy of this Order to each hospital, clinic, facility or other employer or prospective employer at which or for whom he provides services as a physician in this state.

(11) **Cooperation with Board's Probation and Compliance Officer**. Dr. Aiken shall immediately notify the Board's Probation and Compliance Officer of any change in his current home and professional addresses and telephone numbers and he shall direct all matters required pursuant to this Consent Order to the attention of the Compliance Officer, with whom

he shall cooperate on all matters and inquiries pertaining to his compliance with the terms and conditions of this Consent Order.

(12) **Probation Monitoring Fee.** For each year of the probationary period Dr. Aiken shall pay the Board a probation monitoring fee of Three Hundred (\$300.00) Dollars. Payment of the initial fee shall be due not later than sixty (60) days from the effective date of this Order. All subsequent annual payments shall be due on or before the anniversary date of the initial fee payment.

(13) **Effect of Violation / Sanction / Resolution.** By his subscription hereto, Dr. Aiken acknowledges that his receipt of written notification that the Board has received apparently reliable information which indicates his failure to comply with the requirements set forth by this Order in any respect shall, without the need for formal hearing or for providing him with any right to which he may otherwise be entitled pursuant to the Louisiana Administrative Procedure Act, La. Rev. Stat. §§49:951 et seq., or which otherwise may be afforded to him by law, constitute his irrevocable consent to the immediate suspension of his license to practice medicine as a physician in this state. Thereafter, he will not be eligible to request reinstatement of his license for a minimum of one (1) year, pending a hearing before the Board and the conclusion of the administrative proceedings by issuance of a final decision following administrative adjudication of such charges; or alternatively, by the Board's acceptance of a superseding consent or other order or recommendation respecting disposition of such charges.

WHEREAS, pursuant to subsections (2), 8(d) and (9) of Section 73-25-29, Miss. Code (1972), Ann., the aforementioned history of chemical dependency and actions by the Louisiana Board of Medical Examiners constitute grounds for which the Mississippi State Board of Medical Licensure may revoke the Mississippi medical license of Applicant, 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, Applicant wishes to avoid a hearing before the Mississippi State Board of Medical Licensure and, in lieu thereof, has consented to certain restrictions on his license to practice medicine in the State of Mississippi;

NOW, THEREFORE, the Mississippi State Board of Medical Licensure with consent of Applicant as signified by his joinder herein, does hereby grant unto Applicant a license

placed on **INDEFINITE PROBATION** to practice medicine in the state of Mississippi, subject to the following probationary terms and conditions:

1. Applicant shall strictly comply with all of the terms and conditions of probation on his license to practice medicine in the State of Louisiana. In the event Applicant fails to comply with any conditions imposed on him by the State of Louisiana, Applicant shall be immediately prohibited without a hearing from practicing medicine. Summary suspension pursuant to this paragraph shall be for an indefinite period of time.
2. In the event Applicant, a current resident of Louisiana, should ever decide to practice in the State of Mississippi, Applicant shall provide the Board with thirty (30) days advance written notice, setting forth his anticipated practice location or locations, whether it be in a clinic or hospital setting. Any practice in the state of Mississippi shall be subject to the following additional restrictions to run for an indefinite period of time:
 - A. Applicant shall be prohibited from utilizing the services of or collaborating with any Advanced Practice Registered Nurse (APRN) or Physician Assistant.
 - B. Applicant shall submit to random, unannounced and witnessed urine and/or blood screens. Applicant shall be responsible for all costs and expenses incurred in relation to the urine and/or blood screens. Upon request of the Board, Applicant shall provide to the Board a monthly work itinerary at the beginning of each month for the purpose of compliance with urine screen monitoring. In the event that a urine or blood screen is received indicating the presence of any mood-altering drugs and/or agents, Applicant shall be immediately prohibited without a hearing from practicing medicine until such

time as he undergoes an evaluation for relapse of chemical dependency at an approved treatment center under the auspices of the Mississippi Professionals Health Program (MPHP) and, thereafter, is found capable of returning to the practice of medicine by MPHP and the Mississippi State Board of Medical Licensure.

- C. Applicant shall maintain advocacy with the MPHP and fully comply with each and every term and condition imposed by the Recovery Contract Agreement that may be issued by the MPHP, or any amendments or extensions thereof, including but not limited to, total abstinence from alcohol and mood altering substances, mandatory attendance at 12-Step and Caduceus meetings, submission of calendars documenting his attendance at said meetings, call-ins for random drug screens and notifying the Board of his monthly work schedules.
- D. In the event Applicant suffers a relapse and/or fails to comply with any or all of the conditions imposed by this Consent Order, or loses advocacy with the MPHP, Applicant shall be immediately prohibited without a hearing from practicing medicine until such time Applicant is found capable of returning to the practice of medicine by MPHP and the Mississippi State Board of Medical Licensure. Further, the Board may, in its sole discretion, require Applicant to undergo further evaluation for chemical dependency.
- E. Applicant shall disclose his recovery and participation in the MPHP, including providing a copy and the details of this Consent Order and the aforementioned Recovery Contract Agreement, to all employers, clinics or hospital medical staffs wherein he may practice medicine.

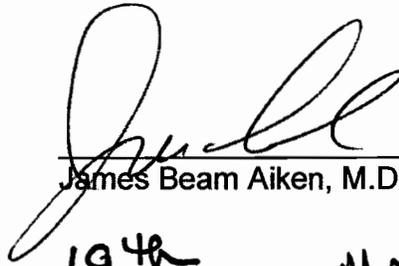
4. Applicant shall report in writing to the Mississippi State Board of Medical Licensure within fifteen (15) days should his medical license in any state be subject to investigation or disciplinary action.
5. Applicant shall obey all federal, state and local laws, and all rules and regulations governing the practice of medicine.
6. Applicant shall reimburse the Board of all costs incurred in relation to the pending matter pursuant to Miss Code Ann. §73-25-30. Applicant shall be advised of the total assessment by separate written notification and shall have 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 Applicant receives the aforementioned notification.

This Consent Order shall be subject to approval by the Mississippi State Board of Medical Licensure. 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, Applicant authorizes the Board to review and examine any documentary evidence or material concerning the Applicant prior to or in conjunction with its consideration of this Consent Order. 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 shall not unfairly or illegally prejudice the Board or any of its members from participation in any further proceedings.

Applicant 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.

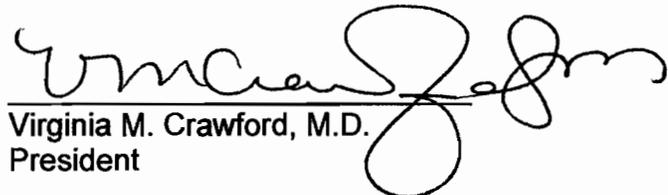
Recognizing his right to notice of charges specified against him, to have such charges adjudicated pursuant to Miss. Code Ann. Section 73-25-27 (1972), to be represented therein by legal counsel of his choice, and to a final decision rendered upon written findings of fact and conclusions of law, James Beam Aiken, 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, thereby authorizing the issuance of a license placed on **INDEFINITE PROBATION** to practice medicine in the State of Mississippi subject to those terms and conditions enumerated above.

Executed, this the 24th, day of April, 2016.



James Beam Aiken, M.D.

ACCEPTED AND APPROVED, this the 10th ¹⁹⁴⁸ day of May ~~April~~, 2016, by the
Mississippi State Board of Medical Licensure.



Virginia M. Crawford, M.D.
President

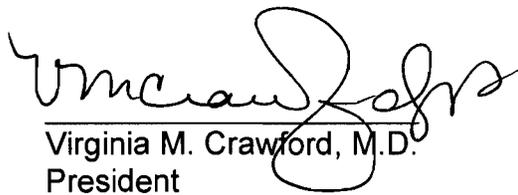
EXECUTIVE SESSION
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
May 19, 2016

AGENDA ITEM: Consent Order for James Bean Aiken, M.D.

In a motion made by Dr. Chance, seconded by Dr. Mayo, and carried the Board voted to accept the Consent Order that had been offered and signed by Dr. Aiken.

| <u>VOTE:</u> | <u>FOR</u> | <u>AGAINST</u> | <u>ABSTAIN</u> | <u>ABSENT</u> |
|-----------------------------|------------|----------------|----------------|---------------|
| Claude D. Brunson, M.D. | X | | | |
| Rickey L. Chance, D.O. | X | | | |
| Virginia M. Crawford, M.D. | X | | | |
| S. Randall Easterling, M.D. | X | | | |
| C. Ken Lippincott, M.D. | X | | | |
| William S. Mayo, D.O. | X | | | |
| Charles D. Miles, M.D. | X | | | |
| J. Ann Rea, M.D. | X | | | |

With a motion by Dr. Crawford, seconded by Dr. Mayo, the Board came out of Executive Session.


Virginia M. Crawford, M.D.
President

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

JONATHAN DAVID INGRAM, M.D.

DETERMINATION AND ORDER

THIS MATTER came on regularly for hearing on May 19, 2016, before the Mississippi State Board of Medical Licensure (hereinafter "Board"), pursuant to Title 73, Chapter 25 of Mississippi Code (1972) Annotated. The Board initiated these proceedings on February 22, 2016, by issuance of a Summons and Affidavit against Jonathan David Ingram, M.D., (hereinafter "Licensee") setting forth a total of two (2) counts of violation of Miss. Code Ann. Sections 73-25-29 and 73-25-83.

Licensee failed to appear either in person or by counsel. Complaint Counsel for the Board was Honorable Stan T. Ingram. Sitting as legal advisor to the Board was Honorable Ellen O'Neal, Assistant Attorney General. Board members present for the proceedings were Virginia Crawford, M.D., President, William S. Mayo, D.O., Claude D. Brunson, M.D., S. Randall Easterling, M.D., Rickey L. Chance, D.O., Charles D. Miles, M.D., Ann Rea, M.D., and Ken Lippincott, M.D.

Based upon the evidence and testimony presented, the Board renders the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. Licensee is a physician licensed to practice medicine in the State of Mississippi, currently holding License No. 16549. Said license expired June 30, 2013.
2. The matter was originally scheduled to be heard on March 24, 2016, but due to unsuccessful efforts to serve Licensee by certified mail, the matter was continued until this date. The Board staff was ultimately able to locate and communicate with Licensee. Proof of service by registered mail of the Summons and Affidavit and previous Order of Continuance was duly presented.
3. That on May 9, 2012, Licensee's certificate to practice medicine and surgery in the

State of Ohio was revoked by the State Medical Board of Ohio, based in part on his failure to comply with investigatory requests, subpoenas, and orders as directed by the Ohio Board. The Ohio Board action was based on a denial of licensure by the State of Florida, which was based on determination that Licensee had failed to adequately respond to questions raised during the application process. Pursuant to Title 73, Chapter 25 of Miss. Code Ann. (1972), the Board initiated proceedings on August 10, 2015, by issuance of a Summons and Affidavit against Licensee setting forth a total of two (2) counts of violation of Miss. Code Ann. Sections 73-25-29 and 73-25-83.

4. On September 17, 2015, a hearing was conducted before this Board, wherein Licensee was present and chose to proceed without counsel. A Determination and Order was rendered by the Board, wherein Licensee was found guilty of all counts as set forth in the charging affidavit. However, based on the extenuating circumstances revealed during the testimony of Licensee, it was the decision of the Board to permit Licensee to seek reinstatement of his expired Mississippi license. The Determination and Order set forth certain conditions for which Licensee was to comply, including but not limited to, (a) Licensee may seek reinstatement of his Mississippi Medical License (No. 16549) upon proper submission of an application, (b) payment of all arrears and adherence to any other requirements pertaining to licensure renewal as mandated by Board regulation, and (c) Licensee shall reimburse the Board for all costs of the proceeding pursuant to Miss. Code Ann. §73-25-30, with said amount not to exceed \$10,000. Licensee was to be advised of the total assessment by separate notification with Licensee directed to tender to the Board a certified check or money order on or before forty (40) days from the date the assessment is mailed to Licensee via U.S. mail to his primary practice location as currently shown in his last licensure renewal.

5. Pursuant to the September 17, 2015, Determination and Order, on October 21, 2015, the Board mailed the total investigative assessment to Licensee by certified letter at Licensee's address of record, 3151 Stillhouse Creek Drive, Apt. 24310, Atlanta, Georgia 30339. However, this letter was returned to the Board as "Undeliverable" by the U.S. Postal Service on

December 7, 2015. On December 8, 2015, Licensee was advised via email that the Board had attempted to mail him information concerning the full investigative assessment. Licensee responded to the Board's email and requested that the letter be resent certified along with an electronic copy of the letter to his 3151 Stillhouse Creek Drive, Apt. 24310, Atlanta, Georgia 30339 address.

6. On December 9, 2015, a copy of the original letter, calculation sheet, and change of address form were sent to Licensee via certified mailed to Licensee at 3151 Stillhouse Creek Drive, Apt. 24310, Atlanta, Georgia 30339 address. This certified mail was returned to the Board on February 1, 2016, as "Undeliverable". On February 5, 2016, the Board sent Licensee an email advising him the December 9, 2015, letter was returned to the Board as undeliverable and if he wished to receive this information via certified letter, he would have to provide an address where certified mail could be received.

7. Ultimately, the Board staff communicated with Licensee both via telephone and e-mail. The September 17, 2015, Determination and Order as well as the December 9, 2015, letter and calculation sheet were tendered to Licensee. Notwithstanding, Licensee failed to comply with the aforementioned conditions as set forth in the Determination and Order dated September 17, 2015, including failing to reimburse the Board for investigative costs.

CONCLUSIONS OF LAW AND ORDER

Based upon the foregoing, Licensee is guilty of both counts as set forth in the charging affidavit. That is, Licensee has failed to comply with an order, stipulation or agreement with the Board in violation of Miss. Code Ann., Section 73-25-29(13) and is guilty of unprofessional conduct in violation of Miss. Code Ann., Section 73-25-29(8)(d) and Section 73-25-83(a), as amended.

IT IS THEREFORE ORDERED that the right to seek reinstatement of his Mississippi Medical License (No. 16549) is hereby withdrawn.

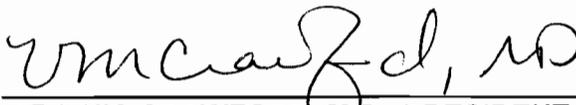
IT IS FURTHER ORDERED, that Licensee shall reimburse the Board for all costs incurred in relation to the pending matter pursuant to Miss. Code Ann. § 73-25-30, with said amount not to exceed \$10,000. Licensee shall be advised of the total assessment by separate notification, and shall tender to the Board a certified check or money order on or before forty (40) days from the date the assessment is mailed to Licensee via U. S. mail to his primary practice location as currently shown in his last licensure renewal.

IT IS FURTHER ORDERED that pursuant to Section 73-25-27, a copy of this Determination and Order shall be sent by registered mail, or personally served upon Jonathan David Ingram, M.D.

SO ORDERED, this the 19th day of May, 2016.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY:



VIRGINIA CRAWFORD, M.D., PRESIDENT

**BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
IN THE MATTER OF THE PHYSICIAN LICENSE**

OF

RONNIE ALI, D.O.

CONSENT ORDER

WHEREAS, RONNIE ALI, D.O., hereinafter referred to as "Licensee," is the current holder of Mississippi Medical License No. 16596, said license number expires on June 30, 2016;

WHEREAS, the Investigative Staff of the Mississippi State Board of Medical Licensure, hereinafter referred to as the "Board," has conducted an investigation of Licensee and has in its possession evidence which, if produced during the course of an evidentiary hearing, could substantiate that Licensee has violated provisions of the Board's Administrative Code pertaining to the collaboration of physicians with Advanced Practice Registered Nurses (APRNs), i.e.; is guilty of operating multiple unapproved Free Standing Clinics (Pascagoula, Petal, Picayune and Diamondhead); is guilty of failing to maintain an on-site, formal quality improvement program which is to be available for inspection by representatives of the Board; is guilty of failing to conduct quarterly, face to face meetings with collaborative APRNs for the purpose of quality assurance; is guilty of the use of any false, fraudulent or forged statement or document; is guilty of failing to obtain the requisite 100 hours of AMA or AOA Category 1 CME in the core-content of bariatric medicine despite collaborating with an APRN providing comprehensive treatment for obesity; is guilty

of advertising himself in a way that is misleading because of the omission of necessary information, provides misleading information, and otherwise operates to deceive; and is guilty of unprofessional conduct, which includes being guilty of any dishonorable or unethical conduct likely to deceive, defraud or harm the public.

WHEREAS, the above conduct, if established before the Board, constitutes violations of the Mississippi Medical Practice Act, specifically, Subsections (8)(d), (8)(f) and (13) of § 73-25-29 and § 73-25-83(a), Miss. Code Ann. (1972), as amended, and Title 30, Part 2630, *Collaboration/Consultation, Rules 1.3, 1.4, and 1.5*; Title 30, Part 2640, Rule 1.6 *Bariatric Medicine/Medical Weight Loss Clinics*; and Title 30, Part 2635, Rule 12.3 *Physician Advertising* of the Board's Administrative Code, 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 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 his joinder herein, does hereby **restrict** Licensee's medical license, for a period of **two (2) years**, subject to the following terms and conditions, to-wit:

1. Licensee is hereby prohibited from collaborating with any mid-level providers, including but not limited to APRN's (Nurse Practitioners) or Physician Assistants (P.A.'s).
2. Licensee shall submit current employment locations and employer information for all facilities at which Licensee practices, to include contact information for

Licensee's immediate supervisor(s). Licensee shall immediately (within 48 hours) notify the Board of any changes to his Emergency Room practice locations. Licensee shall notify the Board within ten (10) business days of any change in collaborative status.

3. Licensee shall not prescribe, administer or dispense any controlled, non-controlled or over the counter (OTC) substances for the treatment of obesity, weight loss or weight control.
4. Licensee shall not collaborate with any mid-level providers, including but not limited to any APRN's (Nurse Practitioners) or Physician Assistants (P.A.'s), in the treatment of obesity, weight loss or weight control.
5. Licensee shall provide the Board a complete listing of all Urgent Care / Maxem Health or other medical facilities that he owns or in which he has a financial interest within the State of Mississippi.
6. Licensee shall attend and successfully complete Continuing Medical Education (CME) courses in the areas of (i) Collaboration with Mid-Level Providers, (ii) Boundaries and (iii) Medical Ethics. The CME courses required herein shall be attained by attending a course in each subject noted above (or a composite course if available) as provided by Professional Boundaries, Inc (PBI). Licensee shall be required to participate in the optional 12 month followup and evaluation review as offered by the PBI Ethics course required herein. Any credit received for such CME shall be in addition to the usual forty (40) hours of Category I credits required by Board regulation. Licensee will be required to be on-site while taking the CME course(s), as the course(s) can not be taken on-line or by other means. Licensee

shall submit proof of successful completion to the Board, to include 12 month follow-up documentation required herein.

7. Licensee shall obey all federal, state and local laws, and all rules and regulations governing the practice of medicine.
8. 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.
9. 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. Should this Consent Order not be accepted by the Board, it is agreed that presentation to and consideration of this

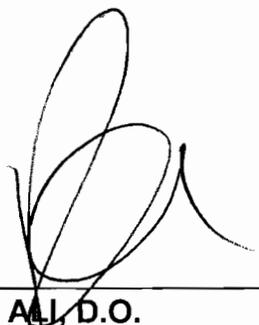
Consent Order and other documents and matters pertaining thereto by the Board shall not unfairly or illegally prejudice the Board or any of its members from participation in any further proceedings.

Further, it is not the intent or purpose of this Order to encourage malpractice liability as a result of Board action. Therefore, by execution of this Consent Order, Licensee is not admitting to or acknowledging any conduct or act of malpractice.

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 U.S. Drug Enforcement Administration, and the Board makes no representation as to action, if any, which the U.S. Drug Enforcement Administration may take in response to this Order.

Recognizing his right to notice of charges specified against him, to have such charges adjudicated pursuant to Miss. Code Ann., § 73-25-27 (1972), 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, **RONNIE ALI, D.O.**, 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 19th day of May, 2016.



RONNIE ALI, D.O.

ACCEPTED AND APPROVED, this the 19th day of May, 2016, by the Mississippi
State Board of Medical Licensure.



VIRGINIA M. CRAWFORD, M.D.
BOARD PRESIDENT

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

XIULU RUAN, M.D.

ORDER OF CONTINUANCE

THIS MATTER came on regularly for hearing on May 19, 2016, before the Mississippi State Board of Medical Licensure (hereinafter "Board") in response to the request for a continuance of the hearing set for this date filed by Xiulu Ruan, M.D., (hereinafter "Licensee"). The Board is advised that the federal criminal trial in response to charges of "Conspiracy to Distribute Controlled Substances Outside the Usual Course of Professional Practice" and "Conspiracy to Commit Healthcare Fraud" brought by the U. S. Department of Justice, is now set for July 11, 2016. In the interim, this Board is advised that on August 19, 2015, Licensee surrendered his Alabama Controlled Substances Certificate pending an investigation by the Alabama Board of Medical Examiners. As a condition of receiving a continuance, Licensee has agreed not to practice medicine in Mississippi until the trial before the U. S. District Court for the Southern District of Alabama has been concluded, and thereafter all charges before the Mississippi Board have been heard. Accordingly, the Board finds Licensee's motion to be well taken.

IT IS, THEREFORE, ORDERED, that this matter is hereby continued until such time as (1) the aforementioned criminal trial before the U. S. District Court for the Southern District of Alabama has been completed and a judgment duly entered, and thereafter (2) all charges pending before the Mississippi Board have been heard and an

order duly entered.

IT IS FURTHER ORDERED, that upon receipt of the judgment and/or order rendered by the federal trial court, the charges pending against Licensee by this Board shall be scheduled for the first available Board meeting.

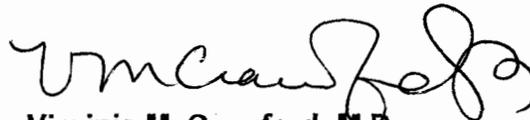
IT IS FURTHER ORDERED, that based on the outcome of the aforementioned trial, the Mississippi State Board of Medical Licensure may amend the pending allegations to add additional charges.

IT IS FURTHER ORDERED, that pending the outcome of the hearing before this Board, Licensee shall be prohibited from practicing medicine in any form in the state of Mississippi.

ORDERED, this the 19th day of May, 2016.

Licensure

Mississippi State Board of Medical



Virginia M. Crawford, M.D.
President

AGREED:



Xiulu Ruan, M. D.,

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
IN THE MATTER OF THE PHYSICIAN'S LICENSE
OF
FELICIE GRETCHEN WYATT, M.D.

SECOND ORDER OF CONTINUANCE

THIS MATTER came on regularly for hearing on May 19, 2016, before the Mississippi State Board of Medical Licensure (hereinafter "Board") in response to the second request for continuance of the hearing now set for this date, filed by Felicie Gretchen Wyatt, M.D., (hereinafter "Licensee"). The Board is advised that the federal criminal trial in response to charges of Conspiracy to Distribute Schedule II, III and IV controlled substances brought by the U. S. Department of Justice, is now set for June 27, 2016. In the interim, this Board is advised that the Arkansas State Medical Board has entered two separate emergency orders, the latest of which suspended Licensee's Arkansas medical license pending a hearing set for June 9, 2016. As a condition of receiving a continuance, Licensee has agreed not to practice medicine in Mississippi until the hearings in both of the above pending matters have been concluded, and thereafter, all charges before the Mississippi Board have been heard. Accordingly, the Board finds Licensee's motion to be well taken.

IT IS, THEREFORE, ORDERED, that this matter is hereby continued until such time as (1) both trials, including the administrative hearing before the Arkansas State Medical Board and the criminal trial before the U. S. District Court, whichever is the last to occur, have been completed and judgments duly entered, and thereafter (2) all charges pending before the Mississippi Board have been heard and an order duly entered.

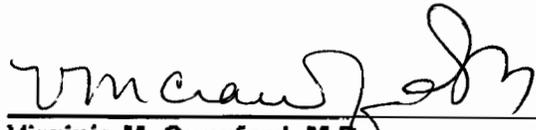
IT IS FURTHER ORDERED, that upon receipt of the orders rendered by the Arkansas Board and federal trial court, the charges pending against Licensee by this Board shall be scheduled for the first available Board meeting.

IT IS FURTHER ORDERED, that based on the outcome of the aforementioned hearings, the Mississippi State Board of Medical Licensure may amend the pending allegations to add additional charges.

IT IS FURTHER ORDERED, that pending the outcome of the hearing before this Board, Licensee shall be prohibited from practicing medicine in any form in the state of Mississippi.

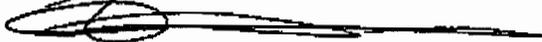
ORDERED, this the 19th day of May, 2016.

Mississippi State Board of Medical Licensure



Virginia M. Crawford, M.D.
President

AGREED:



Felicie Gretchen Wyatt, M.D.

EXECUTIVE SESSION
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
May 19, 2016

AGENDA ITEM: Examining Committee Report

In a motion made by Dr. Mayo, seconded by Dr. Miles, and carried the Board voted to pursue the Chancery Court for enforcement of a subpoena served on Baptist Hospital Desoto.

| <u>VOTE:</u> | <u>FOR</u> | <u>AGAINST</u> | <u>ABSTAIN</u> | <u>ABSENT</u> |
|-----------------------------|------------|----------------|----------------|---------------|
| Claude D. Brunson, M.D. | X | | | |
| Rickey L. Chance, D.O. | X | | | |
| Virginia M. Crawford, M.D. | X | | | |
| S. Randall Easterling, M.D. | X | | | |
| C. Ken Lippincott, M.D. | X | | | |
| William S. Mayo, D.O. | X | | | |
| Charles D. Miles, M.D.. | X | | | |
| J. Ann Rea, M.D. | X | | | |

With a motion by Dr. Rea, seconded by Dr. Easterling, the Board came out of Executive Session.


Virginia M. Crawford, M.D.
President