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GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF HEALTH CARE SERVICES

STEVEN H. HILFINGER
DIRECTOR

**MICHIGAN BOARD OF MEDICINE
DISCIPLINARY SUBCOMMITTEE
NOVEMBER 21, 2012 MEETING**

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976, PA 267, as amended, the Michigan Board of Medicine Disciplinary Subcommittee met in regular session on November 21, 2012, at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

CALL TO ORDER

Theresa Fraley, Chairperson, called the meeting to order at 8:40 a.m.

ROLL CALL

Members Present: Theresa Fraley, Public Member, Chairperson
David Dull, M.D.
Peter Graham, M.D.
Gail Torreano, Public Member

Members Absent: Oliver Cameron, M.D., Ph.D.
Dennis Szymanski, M.D.
Jamie Frain, Public Member

Staff Present: Celia I. Lowe, Board Secretary, Health Professions Division
Kiran Parag, Analyst, Health Professions Division
Norene Lind, Policy Manager, Health Professions Division
Michele Wagner-Gutkowski, Assistant Attorney General

Others Present: Richard Burney, M.D.
Richard Bates, M.D.
Tom Sparks, Attorney

APPROVAL OF MINUTES

MOTION by Torreano, seconded by Graham, to approve the minutes of the September 19, 2012 meeting as presented.

MOTION PREVAILED

APPROVAL OF AGENDA

MOTION by Torreano, seconded by Graham, to approve the agenda as presented.

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Robert Kevin Butryn, M.D. – Consent Order and Stipulation

MOTION by Torreano, seconded by Graham, to accept the Consent Order and Stipulation in the matter of Robert Kevin Butryn, M.D.

Discussion was held.

A roll call vote followed: Yeas – Graham, Torreano, Dull, Fraley

MOTION PREVAILED

Michael Arthur Roth, M.D. – Consent Order and Stipulation

MOTION by Graham, seconded by Dull, to accept the Consent Order and Stipulation in the matter of Michael Arthur Roth, M.D.

Discussion was held.

A roll call vote followed: Yeas – Fraley, Dull
Nays – Torreano, Graham

MOTION FAILED

MOTION by Dull, seconded by Torreano, to reject the Consent Order and Stipulation in the matter of Michael Arthur Roth, M.D., and submit a counter offer, assessing a fine of \$2,000.00, payable within ninety (90) days by the Respondent from the effective date of the Order.

A roll call vote followed: Yeas – Graham, Torreano, Dull, Fraley

MOTION PREVAILED

Mark Joseph Heinzelmann, M.D. – Consent Order and Stipulation

Graham recused himself from this matter, as he served as Board conferee.

MOTION by Dull, seconded by Torreano, to accept the Consent Order and Stipulation in the matter of Mark Joseph Heinzelmann, M.D.

A roll call vote followed: Yeas – Torreano, Dull, Fraley

MOTION PREVAILED

Jack W. Wagner, M.D. – Consent Order and Stipulation

Graham recused himself from this matter, as he served as Board conferee.

MOTION by Dull, seconded by Torreano, to accept the Consent Order and Stipulation in the matter of Jack W. Wagner, M.D.

Discussion held.

A roll call vote followed: Yeas – Dull, Torreano, Fraley

MOTION PREVAILED

Mohammad Abidur Rahman, M.D. – Consent Order and Stipulation

MOTION by Dull, seconded by Torreano, to accept the Consent Order and Stipulation in the matter of Mohammad Abidur Rahman, M.D.

Discussion held.

A roll call vote followed: Yeas – Graham, Torreano, Dull, Fraley

MOTION PREVAILED

Sameh G. Sawires, M.D. – Consent Order and Stipulation

MOTION by Dull, seconded by Graham, to accept the Consent Order and Stipulation in the matter of Sameh G. Sawires, M.D.

A roll call vote followed: Yeas – Graham, Torreano, Dull, Fraley

MOTION PREVAILED

John H. Roberts, M.D. – Consent Order and Stipulation

MOTION by Torreano, seconded by Graham, to accept the Consent Order and Stipulation in the matter of John H. Roberts, M.D.

A roll call vote followed: Yeas – Graham, Torreano, Dull, Fraley

MOTION PREVAILED

Lucy Maryanna Dossett, M.D. – Order of Dismissal

MOTION by Torreano, seconded by Graham, to accept the Order of Dismissal in the matter of Lucy Maryanna Dossett, M.D.

Discussion was held.

A roll call vote followed: Yeas – Graham, Dull, Torreano, Fraley

MOTION PREVAILED

Matthew Ling, M.D. – Order of Dismissal

Dull recused himself from this matter, as he served as Board conferee.

MOTION by Torreano, seconded by Graham, to accept the Order of Dismissal in the matter of Matthew Ling, M.D.

Discussion was held.

A roll call vote followed: Yeas – Graham, Torreano, Fraley

MOTION PREVAILED

Harold D. Friedl, M.D. – Administrative Complaint

MOTION by Graham, seconded by Dull to suspend Respondent's license for a period of six (6) months and one (1) day and assess a fine of \$5,000.00, payable prior to the Respondent filing an application for reinstatement of licensure in the matter of Harold D. Friedl, M.D.

A roll call vote followed: Yeas – Graham, Dull, Torreano, Fraley

MOTION PREVAILED

Dwight E. Smith, M.D. – Administrative Complaint

MOTION by Graham, seconded by Dull, to suspend Respondent's license for a period of six (6) months and one (1) day and assess a fine of \$2,500.00, payable prior to the Respondent filing an application for reinstatement of licensure in the matter of Dwight E. Smith, M.D.

A roll call vote followed: Yeas – Graham, Torreano, Dull, Fraley

MOTION PREVAILED

PUBLIC COMMENT

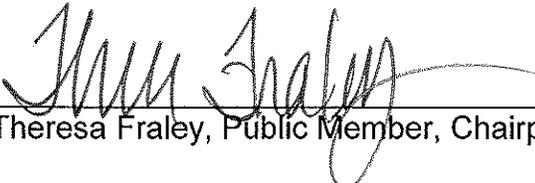
None

ANNOUNCEMENTS

The next regularly scheduled Disciplinary Subcommittee meeting will be held on January 16, 2013, at 8:30 a.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 2, Lansing, Michigan.

ADJOURNMENT

MOTION by Graham, seconded by Dull, to adjourn the meeting at 9:50 a.m.



Theresa Fraley, Public Member, Chairperson

1-16-13

Date Minutes Approved



Celia I. Lowe, Board Secretary

12/4/12

Date Minutes Prepared