



RICK SNYDER  
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