



RICK SNYDER
GOVERNOR

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

MIKE ZIMMER
ACTING DIRECTOR

MICHIGAN BOARD OF MEDICINE DISCIPLINARY SUBCOMMITTEE NOVEMBER 19, 2014 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 19, 2014 at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

CALL TO ORDER

Renee Johnston, Acting Chairperson, called the meeting to order at 8:35 a.m.

ROLL CALL

Members Present: Renee Johnston, Public Member, Acting Chairperson
Peter Graham, M.D.
Mohammed Arsiwala, M.D.
Dennis Szymanski, M.D.

Members Absent: Gail Torreano, Public Member, Chairperson
Carol Sheridan, Public Member

Staff Present: Shellayne Grimes, Secretary, Policy, Rules and Board Support
Kiran Parag, Analyst, Enforcement Section
Joe Campbell, Enforcement Director
Michelle Wagner-Gutkowski, Assistant Attorney General
Kim Osborn, Analyst, Enforcement Section
Jeannie Vogel, Communications Representative

Others Present: Rosalie Tocco-Bradley, MD, PhD
Kara Morley-Smolek, MD
Tom Sparks, Attorney
Andrew Schepers, MSMS
Nancy Short, Governor Snyder's Appointment Office

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Lovis Sevra, Attorney
Max Hoffman, Attorney
Lynn Mills
Genevieve Marnon
Jennifer Andreou
Eric Todd
Oriha Todd
Jose' Brown, Attorney
Aziz Merchant
Chuck M.
Bruce Jonasz
Robert Alexander
Gena Rinckey
Michael DeGrow, MAPA

APPROVAL OF MINUTES

MOTION by Arsiwala, seconded by Szymanski, to approve the minutes of the September 17, 2014 meeting as presented.

MOTION PREVAILED

APPROVAL OF AGENDA

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

MOTION PREVAILED

DSC MASTER RESOLUTION

Grimes noted that the DSC Master Resolution that was approved by this Board in 2008 recently expired. The updated DSC Master Resolution cites the proper department name.

MOTION by Arsiwala, seconded by Szymanski, to approve the updated Board of Medicine DSC Master Resolution.

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Donald E. Harrell, MD – Request for Reconsideration

MOTION by Arsiwala, seconded by Graham, to grant the Request for Reconsideration, vacate the Final Order dated October 24, 2014, and remand back to the Department to resume the administrative process in the matter of Donald E. Harrell, MD.

A roll call vote was held: Yeas – Arsiwala, Graham, Szymanski, Johnston

MOTION PREVAILED

Aziz Moiz Merchant, MD – Request for Reconsideration

MOTION by Graham, seconded by Arsiwala, to deny the Request for Reconsideration, in the matter of Aziz Moiz Merchant, MD.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Graham, Szymanski, Johnston

MOTION PREVAILED

Eric Todd, MD – Request for Reconsideration

MOTION by Arsiwala, seconded by Szymanski, to grant the Request for Reconsideration, vacate the Final Order dated August 14, 2014, and remand back to the Department to resume the administrative process in the matter of Eric Todd, MD.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Graham, Szymanski, Johnston

MOTION PREVAILED

Robert Lewis Alexander, MD – Proposal for Decision

MOTION by Szymanski, seconded by Graham, to accept the Proposal for Decision in the matter of Robert Lewis Alexander, MD.

A roll call vote was held: Yeas – Graham, Szymanski, Johnston
Recuse – Arsiwala

MOTION by Graham, seconded by Szymanski, to accept the Proposal for Decision in the matter of Sharon Leilani McRae, MD.

A roll call vote was held: Yeas – Arsiwala, Graham, Szymanski,
Johnston

MOTION PREVAILED

MOTION by Graham, seconded by Arsiwala, to suspend Respondent's license for six (6) months and one (1) day in the matter of Sharon Leilani McRae, MD.

Additionally, a fine shall be assessed in the amount of \$50,000.00, payable prior to the filing of an application for reinstatement/relicensure.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Graham, Szymanski,
Johnston

MOTION PREVAILED

Andre Louis Rowlett, MD – Proposal for Decision

MOTION by Arsiwala, seconded by Graham, to accept the Proposal for Decision in the matter of Andre Louis Rowlett, MD.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Graham, Szymanski,
Johnston

MOTION PREVAILED

MOTION by Arsiwala, seconded by Graham, to suspend Respondent's license for six (6) months and one (1) day in the matter of Andre Louis Rowlett, MD.

Additionally, a fine shall be assessed in the amount of \$10,000.00, payable prior to the filing of an application for reinstatement/relicensure.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Graham, Szymanski,
Johnston

Aaron Scott Goldfein, MD – Administrative Complaint

MOTION by Arsiwala, seconded by Graham, to assess a fine in the amount of \$5,000.00, payable within 90 days from the date of the Order, in the matter of Aaron Scott Goldfein, MD.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Graham, Szymanski,
Johnston

MOTION PREVAILED

Richard Anthony Miles, MD – Administrative Complaint

MOTION by Graham, seconded by Arsiwala, to suspend Respondent's license for six (6) months and one (1) day in the matter of Richard Anthony Miles, MD.

Additionally, a fine shall be assessed in the amount of \$20,000.00, payable prior to filing an application for reinstatement/relicensure.

A roll call vote was held: Yeas – Arsiwala, Graham, Szymanski,
Johnston

MOTION PREVAILED

Don Spivak, MD – Administrative Complaint

MOTION by Graham, seconded by Szymanski, to suspend Respondent's license for a minimum period of one (1) day in the matter of Don Spivak, MD.

Respondent's license shall be automatically reinstated to a full and unlimited license upon receipt by the Department of satisfactory evidence that Respondent has completed 56.25 hours of Board-approved continuing education and has paid a fine in the amount of \$10,000.00.

If Respondent's license remains suspended for more than six (6) months, Respondent shall petition for reinstatement.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Graham, Szymanski,
Johnston

MOTION PREVAILED

Sam Gbute Vorkpor, MD – Administrative Complaint

MOTION by Graham, seconded by Szymanski, to issue a reprimand in the matter of Sam Gbute Vorkpor, MD.

Additionally, a fine shall be assessed in the amount of \$5,000.00, payable within 90 days from the date of the Order.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Graham, Szymanski, Johnston

MOTION PREVAILED

Frank Lawrence Amprim, MD – Consent Order and Stipulation

MOTION by Szymanski, seconded by Arsiwala, to accept the Consent Order and Stipulation in the matter of Frank Lawrence Amprim, MD.

A roll call vote was held: Yeas – Arsiwala, Graham, Szymanski, Johnston

MOTION PREVAILED

Mary Frances Bridges, MD – Consent Order and Stipulation

MOTION by Graham, seconded by Szymanski, to accept the Consent Order and Stipulation in the matter of Mary Frances Bridges, MD.

A roll call vote was held: Yeas – Arsiwala, Graham, Szymanski, Johnston

MOTION PREVAILED

Srinivas Stalin Ganji, MD – Consent Order and Stipulation

MOTION by Arsiwala, seconded by Graham, to accept the Consent Order and Stipulation in the matter of Srinivas Stalin Ganji, MD.

A roll call vote was held: Yeas – Arsiwala, Graham, Szymanski, Johnston

MOTION PREVAILED

Sameh G. Sawires, MD – Consent Order and Stipulation

MOTION by Arsiwala, seconded by Graham, to accept the Consent Order and Stipulation in the matter of Sameh G. Sawires, MD.

A roll call vote was held: Yeas – Arsiwala, Graham, Szymanski,
Johnston

MOTION PREVAILED

Joshua Stephen Smith, MD – Consent Order and Stipulation

MOTION by Graham, seconded by Szymanski, to accept the Consent Order and Stipulation in the matter of Joshua Stephen Smith, MD.

A roll call vote was held: Yeas – Arsiwala, Graham, Szymanski,
Johnston

MOTION PREVAILED

Michael Sackman, MD – Consent Order and Stipulation

MOTION by Arsiwala, seconded by Szymanski, to accept the Consent Order and Stipulation in the matter of Michael Sackman, MD.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Graham, Szymanski,
Johnston

MOTION PREVAILED

Ali Abdul Karim Elhorr, MD – Consent Order and Stipulation

MOTION by Graham, seconded by Szymanski, to accept the Consent Order and Stipulation in the matter of Ali Abdul Karim Elhorr, MD.

A roll call vote was held: Yeas – Graham, Szymanski, Johnston
Recuse – Arsiwala

MOTION PREVAILED

Frank Patino, MD – Consent Order and Stipulation

MOTION by Graham, seconded by Szymanski, to accept the Consent Order and Stipulation in the matter of Frank Patino, MD.

A roll call vote was held: Yeas – Arsiwala, Graham, Szymanski,
Johnston

MOTION PREVAILED

Firas Zouabi, MD – Consent Order and Stipulation

MOTION by Szymanski, seconded by Arsiwala, to accept the Consent Order and Stipulation in the matter of Firas Zouabi, MD.

A roll call vote was held: Yeas – Arsiwala, Graham, Szymanski,
Johnston

MOTION PREVAILED

Glenn Pierce Gardner, MD – Consent Order and Stipulation

MOTION by Arsiwala, seconded by Graham, to accept the Consent Order and Stipulation.

Discussion was held.

A roll call vote followed: Yeas – Arsiwala, Graham, Szymanski,
Johnston

MOTION PREVAILED

David Arthur Williamson, MD – Request for Dismissal

MOTION by Szymanski, seconded by Arsiwala, to accept the Request for Dismissal in the matter of David Arthur Williamston, MD.

A roll call vote was held: Yeas – Arsiwala, Graham, Szymanski,
Johnston

MOTION PREVAILED

PUBLIC COMMENT

Jose Brown addressed the Board regarding the case of Aziz Moiz Merchant, MD - Request for Reconsideration case, and was asked to refrain from further comment by Campbell.

An unknown person addressed the Board regarding the case of Aziz Moiz Merchant, MD - Request for Reconsideration case, and was asked to refrain from further comment by Campbell.

Aziz Moiz Merchant, MD - Request for Reconsideration case, and was asked to refrain from further comment by Campbell.

ANNOUNCEMENTS

The next regularly scheduled Disciplinary Subcommittee meeting will be held on January 21, 2015, at 8:30 a.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

ADJOURNMENT

MOTION by Graham, seconded by Arsiwala, to adjourn the meeting at 9:47 a.m.

Renee Johnston
Renee Johnston, Public Member, Acting
Chairperson

1.21.15
Date Minutes Approved

Shelleyne Grimes
Shelleyne Grimes, Board Secretary

11/19/2014
Date Minutes Prepared