

MINUTES
Monthly Meeting
MEDICAL LICENSURE COMMISSION OF ALABAMA
Meeting Location: 848 Washington Avenue
Montgomery, Alabama 36104

April 24, 2024

MEMBERS PRESENT IN PERSON

Craig H. Christopher, M.D., Chairman
Jorge Alsip, M.D., Vice-Chairman
Kenneth W. Aldridge, M.D.
L. Daniel Morris, Esq
Paul M. Nagrodzki, M.D.
Nina Nelson-Garrett, M.D.
Pamela Varner, M.D.

MEMBERS NOT PRESENT

MLC STAFF

Aaron Dettling, General Counsel, MLC
Rebecca Robbins, Operations Director (Recording)
Nicole Roque, Administrative Assistant (Recording)
Heather Lindemann, Licensure Assistant

OTHERS PRESENT

Howard J. Falgout, M.D.

BME STAFF

Buddy Chavez, Investigator
Anthony Crenshaw, Investigator
Rebecca Daniels, Investigator
Amy Dorminey, Director of Operations
Greg Hardy, Investigator
Alicia Harrison, Associate General Counsel

Chris Hart, Technology
Effie Hawthorne, Associate General Counsel
Wilson Hunter, General Counsel
Roland Johnson, Physician Monitoring
Christy Lawson, Paralegal
William Perkins, Executive Director
Tiffany Seamon, Director of Credentialing
Scott Sides, Investigator

Call to Order: 9:00 a.m.

Prior notice having been given in accordance with the Alabama Open Meetings Act, and with a quorum of seven members present, Commission Chairman, Craig H. Christopher, M.D. convened the monthly meeting of the Alabama Medical Licensure Commission.

OLD BUSINESS

Minutes March 28, 2024

Commissioner Nagrodzki made a motion that the Minutes of March 28, 2024, be approved with changes as directed by the Commission. A second was made by Commissioner Aldridge. The motion was approved by unanimous vote.

NEW BUSINESS

Full License Applicants

| <u>Name</u> | <u>Medical School</u> | <u>Endorsement</u> |
|---------------------------------|--|---------------------------|
| 1. Abdelmohaymin Abdalla | University of Khartoum | USMLE/NE |
| 2. Sarah Elisabeth B Amanullah | Jefferson Medical College of Thomas Jefferson University | USMLE/PA |
| 3. Taranjit Kaur Arora | Virginia Commonwealth University School of Medicine | USMLE/VA |
| 4. Puspa Bahadur Bista | Tribhuvan University | USMLE/NY |
| 5. David Christopher Booker | University of Alabama School of Medicine Birmingham | USMLE |
| 6. Felicia Anne Branagan | St Georges University of London | USMLE |
| 7. Morgan Louise Brown | Louisiana State University School of Medicine New Orleans | USMLE |
| 8. Jeremy David Carroll | Frank H. Netter MD School of Medicine at Quinnipiac University | USMLE |
| 9. Mariam Charkviani | David Tvildiani Medical University AIETI Medical School | USMLE/IL |
| 10. Amit Kumar Chatterjee | New York Medical College | USMLE/NC |
| 11. Harshvardhan Chawla | Icahn School of Medicine at Mount Sinai | USMLE/LA |
| 12. John Franklin Cheesebrew | Saint Louis University School of Medicine | USMLE/FL |
| 13. Brando Cobanov | Loma Linda University School of Medicine | USMLE/NJ |
| 14. Chelsea R Cockrell | Edward Via College of Osteopathic Medicine, Carolinas Campus | COMLEX/KY |
| 15. William Cole Connelley | Arkansas College of Osteopathic Medicine | COMLEX |
| 16. Saskia Zita D'Sa | University of Limerick School of Medicine | USMLE/IL |
| 17. Melad N M Dababneh | Jordan University of Science & Technology | USMLE/GA |
| 18. Brigitte Marie Davis | Edward Via College of Osteopathic Medicine, Carolinas Campus | COMLEX |
| 19. Hector J De Jesus Rodriguez | Ponce School of Medicine | USMLE/PR |
| 20. Shawn Michael Deas | University of South Alabama College of Medicine | USMLE |
| 21. Ryan Thomas Deci | Alabama College of Osteopathic Medicine | COMLEX/OH |
| 22. Shanquell Marida Dixon | Florida State University College of Medicine | USMLE |
| 23. Allison M Drury | Wright State University School of Medicine | USMLE |



| <u>Name</u> | <u>Medical School</u> | <u>Endorsement</u> |
|--------------------------------|---|--------------------|
| 24. Dala M Ali El-Oubeidi | University of South Alabama College of Medicine | USMLE/MI |
| 25. Jonathan David Ellis | University of Cincinnati College of Medicine | USMLE/OH |
| 26. Richard Oswald Follwell | Kansas City College of Medicine & Surgery | COMLEX/MO |
| 27. Ronald Fong | Columbia University College of Physicians & Surgeons | USMLE/CA |
| 28. Nastaran Foyouzi Yousefi | Shahid Beheshti University of Medical Sciences | USMLE/MO |
| 29. Adam Joseph Fulcher | Kirksville College of Osteopathic Medicine | COMLEX/ SC |
| 30. Richard Pearson Gean | University of Arkansas College of Medicine | USMLE/VA |
| 31. Weston Bain Gentry | Meharry Medical College School of Medicine | USMLE |
| 32. Alan Dale Howard | University of Alabama School of Medicine Birmingham | USMLE |
| 33. Milza Catherine O Howard | University of Alabama School of Medicine Birmingham | USMLE/NC |
| 34. Caroline Vandiver Jackson | University of Washington School of Medicine | USMLE/WA |
| 35. Tanner Roy Jeppesen | Touro University College of Osteopathic Medicine | COMLEX |
| 36. Alan Gerald Johnson | The Commonwealth Medical College | USMLE/PA |
| 37. Verlisa R Kennedy-Franklin | University of South Alabama College of Medicine | USMLE |
| 38. Mattison Bailey Kernea | Mercer University School of Medicine | USMLE |
| 39. Muhammad Dilawaer Khan | Nishtar Medical College, Bahuddin Zakaria University | USMLE |
| 40. Laura Grace Kukuc | Saint Georges University | USMLE |
| 41. Amy Sessions Mackay | University of Alabama School of Medicine Birmingham | USMLE/VA |
| 42. Jacob Malmquist | University of Texas Medical School at San Antonio | USMLE/GA |
| 43. Danielle M Marsh | Touro University College of Osteopathic Medicine | COMLEX |
| 44. Benjamin Joseph McCormick | University of South Alabama College of Medicine | USMLE/FL |
| 45. Danielle W McGallagher | Philadelphia College of Osteopathic Medicine - Georgia Campus | COMLEX |
| 46. Amanda Lee Meier | Univ of Pikeville Kentucky College of Osteopathic Medicine | COMLEX/IN |
| 47. Michael John Miller | University of California San Diego School of Medicine | USMLE/IA |
| 48. John David Murphy | Alabama College of Osteopathic Medicine | COMLEX/FL |
| 49. Roberto Navarro | Albert Einstein College of Medicine of Yeshiva University | USMLE/NY |
| 50. Javeria Naz | Punjab Medical College, University of the Punjab | USMLE |
| 51. Randy Neil | University of Science, Arts, Technology Faculty of Medicine | USMLE/MN |
| 52. Quy Thi Nguyen | Kansas City University of Medicine & Biosciences | COMLEX/VA |
| 53. Emily Elaine O'Brien | Mercer University School of Medicine | USMLE |
| 54. Francis Oppong | St. George's University School of Medicine, Grenada | USMLE |
| 55. Taylor Alexander Pate | Univ of Tennessee Health Science Center College of Medicine | USMLE/VA |
| 56. Birju Divyangkumar Patel | N H L Municipal Medical College, Gujarat University | USMLE |
| 57. Mollie Christine Perryman | University of Kansas School of Medicine | USMLE |
| 58. Amanda Paige Pomerantz | Lake Erie College of Osteopathic Medicine | COMLEX/OH |
| 59. Matthew Aaron Prevost | University of South Alabama College of Medicine | USMLE/TX |
| 60. Davana Ramaswamy | JSS Medical College | USMLE |
| 61. Nicholas James Rohrhoff | University of Miami Miller School of Medicine | USMLE/CT |
| 62. Christopher Thomas Ryan | Cornell University Medical College | USMLE/TX |
| 63. Hafsa Safdar | Univ of Health Sciences Lahore | USMLE |
| 64. Farah Hussein Salman | University of Sharjah College of Medicine | USMLE |
| 65. Frank Schneider | Fac Med Tech Univ of Munich / Med Fac Ruhr Univ of Bochum | USMLE/NC |
| 66. Matthew Thomas Schultz | University of Washington School of Medicine | USMLE/WA |

| <u>Name</u> | <u>Medical School</u> | <u>Endorsement</u> |
|-------------------------------|---|--------------------|
| 67. Stephanie Lynne Smith | Philadelphia College of Osteopathic Medicine | COMLEX/TN |
| 68. Brent Jerald Smith | Marshall University School of Medicine | USMLE |
| 69. Brian Patrick Staak | Uniformed Services University of Health Sciences | USMLE/VA |
| 70. Prakash G B Suryanarayana | Kasturba Medical College, Manipal University | USMLE/AZ |
| 71. Yoshiki Takeyama | New York College of Osteopathic Medicine | COMLEX |
| 72. Margaret I Thirston | Rosalind Franklin University of Medicine and Science | USMLE/IL |
| 73. James David Thomasson Jr. | Univ of Tennessee Health Science Center College of Medicine | USMLE/AR |
| 74. Yarlini Vipulanandan | University of Texas Southwestern Medical Center at Dallas | USMLE/TX |
| 75. Harminder Kaur Vohra | Yerevan State Medical University | USMLE |
| 76. Sarah Livingston Weiner | University of South Carolina School of Medicine | USMLE |
| 77. John Mark Weldy | University of Mississippi School of Medicine | USMLE |
| 78. Christopher Vann Wood | Edward Via College of Osteopathic Medicine-Auburn campus | COMLEX |
| 79. Dawn Marie Yules | George Washington Univ School of Med and Health Sciences | USMLE/MD |
| 80. Andrey Yusupov | Uniformed Services University of Health Sciences | USMLE/HI |
| 81. Tatyana Zigadlo | St. George's University School of Medicine, Grenada | USMLE/IN |
| 82. Suzie Jean | Medical University of the Americas (Nevis) | USMLE/GA |
| 83. *David Peter Suarez | Chicago College of Osteo Med/NY College of Osteo Med | COMLEX/NY |
| 84. *Ali Syed | University of Maryland School of Medicine | USMLE/CO |
| 85. *Barry Scott Lowy | American University of the Caribbean | USMLE/NE |
| 86. *Brian Christopher Fiore | Nova Southeastern University College of Medicine | COMLEX/FL |
| 87. Christina Leann Appin | University of South Florida College of Medicine | USMLE/GA |
| 88. Kim Jeffery Horowitz | American University of the Caribbean | FLEX/MI |

**Approved pending acceptance and payment of NDC issued by the BME.*

A motion was made by Commissioner Aldridge with a second by Commissioner Alsip to approve applicant numbers one through eighty-eight (1-88) for full licensure. The motion was approved by unanimous vote.

Limited License Applicants

| | <u>Name</u> | <u>Medical School</u> | <u>Endorsement</u> | <u>Location</u> | <u>Licens</u> |
|----|---------------------|------------------------------------|--------------------|--------------------------------|---------------|
| 1. | Motunrayo E Adeleye | LAUTECH College of Health Sciences | LL/AL | Southeast Health IM | R |
| 2. | Maha S Adam Babker | Bahria Univ Med & Dental College | LL/AL | USA Health Pathology | R |
| 3. | Milan Regmi | Tribhuvan University | LL/AL | Southeast Health IM | R |
| 4. | Kripa Shrestha | Univ of Science of Tech Chittagong | LL/AL | North AL Shoals Hos Psychiatry | R |

A motion was made by Commissioner Alsip with a second by Commissioner Morris to approve applicant numbers one through four (1-4) for limited licensure. The motion was approved by unanimous vote.



IMLCC Report

The Commission received as information a report of the licenses that were issued via the Interstate Medical Licensure Compact from March 1, 2024, through March 31, 2024. A copy of this report is attached as Exhibit "A".

REPORTS

Physician Monitoring Report

The Commission received as information the physician monitoring report dated April 23, 2024. A copy of the report is attached as Exhibit "B".

APPLICANTS FOR REVIEW

Dev M. Gandhi, M.D.

A motion was made by Commissioner Aldridge with a second by Commissioner Morris to approve Dr. Gandhi's application for full licensure. The motion was approved by unanimous vote.

Hani Hanna, M.D.

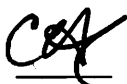
A motion was made by Commissioner Alsip with a second by Commissioner Morris to approve Dr. Hanna's application for full licensure. The motion was approved by unanimous vote.

Denise Johnson, M.D.

A motion was made by Commissioner Alsip with a second by Commissioner Nagrodzki to approve Dr. Johnson's application for full licensure pending execution of Voluntary Agreement with the Alabama State Board of Medical Examiners. The motion was approved by unanimous vote.

Mikhail Joutovsky, D.O.

A motion was made by Commissioner Alsip with a second by Commissioner Morris to defer any action on Dr. Joutovsky's application for licensure until the May 29, 2024 Commission meeting. The motion was approved by unanimous vote.



DISCUSSION ITEMS

Rodney L. Dennis, M.D.

The Commission received as information an update from Aaron Dettling, General Counsel, regarding the appeal filed by Rodney L. Dennis, M.D. in the Alabama Court of Civil Appeals.

ADMINISTRATIVE FILINGS

Eva Rubin, M.D.

The Commission received an Administrative Complaint filed by the Alabama State Board of Medical Examiners. A motion was made by Commissioner Alsip with a second by Commissioner Morris to enter an order setting a hearing for July 24, 2024. The motion was approved by unanimous vote. A copy of the Commission's order is attached hereto as Exhibit "C".

Michael D. Dick, M.D.

The Commission considered a motion filed on behalf of Dr. Dick to lift the order temporarily suspending his Alabama medical license. A motion was made by Commissioner Alsip with a second by Commissioner Morris to deny Dr. Dick's request to lift the temporary suspension of his Alabama medical license. The motion was approved by unanimous vote. A copy of the Commission's order is attached hereto as Exhibit "D".

Mark Koch, D.O.

The Commission considered a motion filed on behalf of Dr. Koch to remove restrictions placed on his Alabama medical license. A motion was made by Commissioner Alsip with a second by Commissioner Aldridge to defer any action and to place the request on the May 29, 2024 Commission agenda for consideration. The motion was approved by unanimous vote.

Divya A. Carrigan, M.D.

The Commission received an Administrative Complaint and Petition for Summary Suspension filed by the Alabama State Board of Medical Examiners. A motion was made by Commissioner Alsip with a second by Commissioner Nagrodzki to enter an order summarily suspending Dr. Carrigan's license to practice medicine in Alabama and setting a hearing for July 24, 2024. The motion was approved by unanimous vote. A copy of the Commission's order is attached hereto as Exhibit "E".

CAE

At 9:58 a.m., the Commission entered closed session pursuant to Alabama Code § 34-24-361.1 to hear and consider the following matters:

CLOSED SESSION UNDER ALA. CODE 34-24-361.1

Amjad Butt, M.D.

At the conclusion of the hearing, a motion was made by Commissioner Alsip with a second by Commissioner Aldridge to deny Dr. Butt's request to lift the restrictions placed on his Alabama medical license. The motion was approved by unanimous vote. A copy of the Commission's order is attached hereto as Exhibit "F".

Kristin Dobay, M.D.

At the conclusion of the hearing, a motion was made by Commissioner Aldridge with a second by Commissioner Nelson-Garrett to issue an order approving the issuance and restricting Dr. Dobay's Alabama medical license. Among other requirements, the order requires that a practice plan must be approved by the Commission prior to Dr. Dobay's practice of medicine. The order restricts Dr. Dobay from solo practice and requires structured preceptorship. Dr. Dobay may only practice obstetrics and gynecology and shall commence recertification with the American Board of Obstetrics and Gynecology. The Board's Physician Monitor will monitor his practice for a minimum of one year and Dr. Dobay shall continue psychotherapy with monthly reports to the Commission. Dr. Dobay is restricted from the supervision of Family Practice residents. The motion was approved by unanimous vote. Dr. Christopher took no part in the deliberation or decision of this matter, and Mr. Dettling took no part in the preparation of the Commission's findings. A copy of the Commission's order is attached hereto as Exhibit "G".

Meeting adjourned at 5:56 p.m.

PUBLIC MEETING NOTICE: The next meeting of the Alabama Medical Licensure Commission was announced for Wednesday, May 29, 2024, beginning at 9:00 a.m.



Craig H. Christopher M.D.

CRAIG H. CHRISTOPHER, M.D., Chairman
Alabama Medical Licensure Commission

Rebecca Robbins

Rebecca Robbins, Director of Operations
Recording Secretary
Alabama Medical Licensure Commission

05/29/2024

Date Signed

CR

EXHIBIT

A

IMLCC Licenses Issued March 1, 2024 - March 31, 2024 (124)

| Name | License Type | License Number | Status | Issue Date | Expiration Date | State of Principal Licensure |
|-------------------------------|--------------|----------------|--------|------------|-----------------|------------------------------|
| Drew Clifford Hunter | MD | 48402 | Active | 3/5/2024 | 12/31/2024 | Arizona |
| Jordan Fisher | MD | 48427 | Active | 3/8/2024 | 12/31/2024 | Arizona |
| Priyanka Sarihan | MD | 48460 | Active | 3/15/2024 | 12/31/2024 | Arizona |
| Andrew Rosenbach | MD | 48376 | Active | 3/1/2024 | 12/31/2024 | Colorado |
| Gabriela Belen Montes Aldana | MD | 48386 | Active | 3/4/2024 | 12/31/2024 | Colorado |
| Vanessa Escobar | MD | 48408 | Active | 3/6/2024 | 12/31/2024 | Colorado |
| Eric Christian DeWarren | MD | 48411 | Active | 3/6/2024 | 12/31/2024 | Colorado |
| Joseph Jackson Kezeor | MD | 48422 | Active | 3/7/2024 | 12/31/2024 | Colorado |
| Annie Lyn Casta | MD | 48430 | Active | 3/8/2024 | 12/31/2024 | Colorado |
| Huma Masood | MD | 48433 | Active | 3/8/2024 | 12/31/2024 | Colorado |
| Courtney Dugan | MD | 48445 | Active | 3/12/2024 | 12/31/2024 | Colorado |
| Ann Marie Wyborny | DO | 3639 | Active | 3/12/2024 | 12/31/2024 | Colorado |
| Kristin Ayn Carmody | MD | 48455 | Active | 3/15/2024 | 12/31/2024 | Colorado |
| Cameron Paul Mahle | MD | 48467 | Active | 3/19/2024 | 12/31/2024 | Colorado |
| Quang Dang Vu | MD | 48485 | Active | 3/22/2024 | 12/31/2024 | Colorado |
| Sheila Rose Boyle | MD | 48490 | Active | 3/25/2024 | 12/31/2024 | Colorado |
| Angelique Renae Polidoro | DO | 3650 | Active | 3/28/2024 | 12/31/2024 | Colorado |
| Karuna Sharma | MD | 48571 | Active | 3/29/2024 | 12/31/2024 | Colorado |
| Alexia Cassandra McIntyre | MD | 48381 | Active | 3/4/2024 | 12/31/2024 | Georgia |
| Nana Yaa Tackie | MD | 48382 | Active | 3/4/2024 | 12/31/2024 | Georgia |
| Thomas James Doohan | MD | 48413 | Active | 3/7/2024 | 12/31/2024 | Georgia |
| Tiffani Lynee Bell Washington | MD | 48420 | Active | 3/7/2024 | 12/31/2024 | Georgia |
| Marie Gertrude Juste | MD | 48421 | Active | 3/7/2024 | 12/31/2024 | Georgia |
| Paul Dudley | MD | 48429 | Active | 3/8/2024 | 12/31/2024 | Georgia |
| Tonya Echols Cole | MD | 48432 | Active | 3/8/2024 | 12/31/2024 | Georgia |
| Measha Dancy | MD | 48441 | Active | 3/11/2024 | 12/31/2024 | Georgia |
| Robert Daniel Maner | DO | 3637 | Active | 3/11/2024 | 12/31/2024 | Georgia |
| Victor Michael Tseng | MD | 48442 | Active | 3/12/2024 | 12/31/2024 | Georgia |

| | | | | | | |
|-----------------------------|----|-------|--------|-----------|------------|-----------|
| Osemelu Oghenemiren Aburime | MD | 48443 | Active | 3/12/2024 | 12/31/2024 | Georgia |
| Olatunde Idowu | MD | 48449 | Active | 3/13/2024 | 12/31/2024 | Georgia |
| Vivian Nneka Okirie | MD | 48458 | Active | 3/15/2024 | 12/31/2024 | Georgia |
| Melba Margaret Taylor | MD | 48463 | Active | 3/18/2024 | 12/31/2024 | Georgia |
| Psyche Veona Kendra Robert | MD | 48471 | Active | 3/20/2024 | 12/31/2024 | Georgia |
| Sergio Esteban Angel | MD | 48494 | Active | 3/25/2024 | 12/31/2024 | Georgia |
| Maria Alejandra Angel | MD | 48495 | Active | 3/25/2024 | 12/31/2024 | Georgia |
| Hsiao Soriano | MD | 48497 | Active | 3/26/2024 | 12/31/2024 | Georgia |
| Nina Joy Mena | MD | 48543 | Active | 3/28/2024 | 12/31/2024 | Georgia |
| Ayesha Mehwash | MD | 48569 | Active | 3/28/2024 | 12/31/2024 | Georgia |
| Kisha LaShaun Burgess | DO | 3657 | Active | 3/29/2024 | 12/31/2024 | Georgia |
| Avida Nubia Bussell | MD | 48387 | Active | 3/4/2024 | 12/31/2024 | Illinois |
| Suhaib Kazmouz | MD | 48399 | Active | 3/5/2024 | 12/31/2024 | Illinois |
| Andrew Michael Britt | DO | 3632 | Active | 3/6/2024 | 12/31/2024 | Illinois |
| Syeda Farheen Ali | MD | 48434 | Active | 3/8/2024 | 12/31/2024 | Illinois |
| Mark Joseph Wilson | MD | 48436 | Active | 3/11/2024 | 12/31/2024 | Illinois |
| Ziad Alaani | MD | 48450 | Active | 3/13/2024 | 12/31/2024 | Illinois |
| Kevin Alan Copley | MD | 48474 | Active | 3/20/2024 | 12/31/2024 | Illinois |
| Tabitha Ann Watts | MD | 48480 | Active | 3/22/2024 | 12/31/2024 | Illinois |
| Cheriece McNeely | MD | 48481 | Active | 3/22/2024 | 12/31/2024 | Illinois |
| Traci Armer Kurtzer | MD | 48482 | Active | 3/22/2024 | 12/31/2024 | Illinois |
| Brandon Zelman | DO | 3642 | Active | 3/26/2024 | 12/31/2024 | Illinois |
| Phumeza Msikinya | MD | 48414 | Active | 3/7/2024 | 12/31/2024 | Indiana |
| Sohaib Aleem | MD | 48424 | Active | 3/7/2024 | 12/31/2024 | Indiana |
| Nicole Golding | MD | 48477 | Active | 3/22/2024 | 12/31/2024 | Iowa |
| Patrick Campbell | MD | 48466 | Active | 3/19/2024 | 12/31/2024 | Kentucky |
| Nassir Marrouche | MD | 48425 | Active | 3/7/2024 | 12/31/2024 | Louisiana |
| Stephanie Turner | MD | 48448 | Active | 3/13/2024 | 12/31/2024 | Louisiana |
| Juan Alberto Arrisueno | MD | 48438 | Active | 3/11/2024 | 12/31/2024 | Maryland |
| Taranjeet Singh Jolly | MD | 48444 | Active | 3/12/2024 | 12/31/2024 | Maryland |
| Michael Harsh Bass | MD | 48456 | Active | 3/15/2024 | 12/31/2024 | Maryland |

| | | | | | | |
|---------------------------|----|-------|--------|-----------|------------|-------------|
| Ben Tacheron | MD | 48489 | Active | 3/25/2024 | 12/31/2024 | Maryland |
| Michael Sean Hooker | MD | 48547 | Active | 3/28/2024 | 12/31/2024 | Maryland |
| Jennifer Minna Hanna | DO | 3635 | Active | 3/11/2024 | 12/31/2024 | Michigan |
| Dana Achmar | MD | 48472 | Active | 3/20/2024 | 12/31/2024 | Michigan |
| Traci Randell Trice | MD | 48486 | Active | 3/22/2024 | 12/31/2024 | Michigan |
| Sumrine Shamsher Raja | MD | 48570 | Active | 3/28/2024 | 12/31/2024 | Michigan |
| Jessie Samantha Lindemann | MD | 48374 | Active | 3/1/2024 | 12/31/2024 | Minnesota |
| Treta Purohit Goyal | MD | 48484 | Active | 3/22/2024 | 12/31/2024 | Minnesota |
| Zachery Glenn | MD | 48406 | Active | 3/5/2024 | 12/31/2024 | Mississippi |
| Antone M Nichols | DO | 3633 | Active | 3/7/2024 | 12/31/2024 | Mississippi |
| Charles M Robertson | MD | 48496 | Active | 3/26/2024 | 12/31/2024 | Mississippi |
| Mark Prithvi Shashikant | MD | 48426 | Active | 3/7/2024 | 12/31/2024 | Nebraska |
| Dillenia Cecilia Rosica | MD | 48439 | Active | 3/11/2024 | 12/31/2024 | Nebraska |
| Kimia Kani | MD | 48475 | Active | 3/20/2024 | 12/31/2024 | Nebraska |
| Robert Anton | MD | 48491 | Active | 3/25/2024 | 12/31/2024 | Nebraska |
| Judith Wolfstein | MD | 48545 | Active | 3/28/2024 | 12/31/2024 | Nebraska |
| Jayson Alan Weir | MD | 48457 | Active | 3/15/2024 | 12/31/2024 | Nevada |
| Hagop Yaghia Sarkissian | MD | 48464 | Active | 3/18/2024 | 12/31/2024 | Nevada |
| Stephen Mark Pickstone | MD | 48470 | Active | 3/20/2024 | 12/31/2024 | Ohio |
| Devin Lee Patchell | MD | 48501 | Active | 3/26/2024 | 12/31/2024 | Ohio |
| Robert Marion Gordon | MD | 48375 | Active | 3/1/2024 | 12/31/2024 | Oklahoma |
| Noha Hamada | MD | 48500 | Active | 3/26/2024 | 12/31/2024 | Oklahoma |
| Seth Banks | MD | 48373 | Active | 3/1/2024 | 12/31/2024 | Tennessee |
| Robert Jeffrey Green | MD | 48377 | Active | 3/1/2024 | 12/31/2024 | Tennessee |
| Miles Lee Hartsfield | DO | 3634 | Active | 3/8/2024 | 12/31/2024 | Tennessee |
| Ryan Wesley Gordon | MD | 48440 | Active | 3/11/2024 | 12/31/2024 | Tennessee |
| Shannon Hardy | MD | 48473 | Active | 3/20/2024 | 12/31/2024 | Tennessee |
| Joshua Michael Lawrenz | MD | 48492 | Active | 3/25/2024 | 12/31/2024 | Tennessee |
| Meredith Wall Wagner | MD | 48544 | Active | 3/28/2024 | 12/31/2024 | Tennessee |
| Maryam Buni | MD | 48378 | Active | 3/1/2024 | 12/31/2024 | Texas |
| Richard Infante Durante | MD | 48383 | Active | 3/4/2024 | 12/31/2024 | Texas |

| | | | | | | |
|-----------------------------|----|-------|--------|-----------|------------|------------|
| Guillermo Garcia-Manero | MD | 48384 | Active | 3/4/2024 | 12/31/2024 | Texas |
| Ritesh J Mehta | MD | 48388 | Active | 3/4/2024 | 12/31/2024 | Texas |
| Deborah Elaine Farr | MD | 48389 | Active | 3/4/2024 | 12/31/2024 | Texas |
| Krithika Srinivasan | MD | 48400 | Active | 3/5/2024 | 12/31/2024 | Texas |
| Rosemary Castoreno | MD | 48407 | Active | 3/5/2024 | 12/31/2024 | Texas |
| Foluke Adeola Akinyemi | MD | 48410 | Active | 3/6/2024 | 12/31/2024 | Texas |
| Peter Aiad Samuel | MD | 48412 | Active | 3/6/2024 | 12/31/2024 | Texas |
| Juan Latorre | MD | 48415 | Active | 3/7/2024 | 12/31/2024 | Texas |
| Okemefuna Iheanacho Okpara | MD | 48419 | Active | 3/7/2024 | 12/31/2024 | Texas |
| Lizette V Duckworth | MD | 48423 | Active | 3/7/2024 | 12/31/2024 | Texas |
| Helen Margaret Johnson | MD | 48428 | Active | 3/8/2024 | 12/31/2024 | Texas |
| Monica Dandona Desai | MD | 48435 | Active | 3/8/2024 | 12/31/2024 | Texas |
| Tracy Papa | DO | 3636 | Active | 3/11/2024 | 12/31/2024 | Texas |
| Krishna Prasad Khanal | MD | 48446 | Active | 3/12/2024 | 12/31/2024 | Texas |
| Cliff Omoregie | MD | 48447 | Active | 3/12/2024 | 12/31/2024 | Texas |
| Edwin Justin Ostrin | MD | 48462 | Active | 3/15/2024 | 12/31/2024 | Texas |
| Sujoy Gill | MD | 48465 | Active | 3/18/2024 | 12/31/2024 | Texas |
| Zhongxing Liao | MD | 48478 | Active | 3/22/2024 | 12/31/2024 | Texas |
| Yago Luis Nieto | MD | 48488 | Active | 3/25/2024 | 12/31/2024 | Texas |
| Carmelita Paredez Escalante | MD | 48498 | Active | 3/26/2024 | 12/31/2024 | Texas |
| Marshall Edward Hicks | MD | 48499 | Active | 3/26/2024 | 12/31/2024 | Texas |
| William Taylor Jackson | MD | 48546 | Active | 3/28/2024 | 12/31/2024 | Texas |
| Lauren Adair Chambers | DO | 3631 | Active | 3/5/2024 | 12/31/2024 | Utah |
| Jayson Lance Malufau | DO | 3638 | Active | 3/12/2024 | 12/31/2024 | Utah |
| Jennie Michelle Allen-Rich | MD | 48405 | Active | 3/5/2024 | 12/31/2024 | Washington |
| Raj Bharath Penumetsa | MD | 48437 | Active | 3/11/2024 | 12/31/2024 | Washington |
| Holly McNew | MD | 48459 | Active | 3/15/2024 | 12/31/2024 | Washington |
| Tamas Ungar | MD | 48461 | Active | 3/15/2024 | 12/31/2024 | Washington |
| Leah Naomi Kiviat | MD | 48468 | Active | 3/19/2024 | 12/31/2024 | Washington |
| Mahmoud Adeeb Ahmad Hamdan | MD | 48483 | Active | 3/22/2024 | 12/31/2024 | Washington |
| Jason Erik Rogers | MD | 48487 | Active | 3/22/2024 | 12/31/2024 | Washington |

| | | | | | | |
|-------------------------|----|-------|--------|-----------|------------|---------------|
| Melissa Dianne Hummelke | MD | 48502 | Active | 3/26/2024 | 12/31/2024 | Washington |
| Theodore Paul Werblin | MD | 48401 | Active | 3/5/2024 | 12/31/2024 | West Virginia |
| Carol Uebelacker | MD | 48385 | Active | 3/4/2024 | 12/31/2024 | Wisconsin |

**Total licenses issued since April 2017 - 3,956*



EXHIBIT

B

STATE of ALABAMA
MEDICAL LICENSURE COMMISSION

To: Medical Licensure Commission
From: Nicole Roque
Subject: April Physician Monitoring Report
Date: 4/23/2024

The physicians listed below are currently being monitored by the MLC.

Physician: Gary M. Bullock, D.O.
Order Type: MLC
Due Date: 6/27/2024
Order Date: 8/25/2023
License Status: Active-Probation
Requirements: Administrative Cost (\$27,460.27)
Administrative Fine (\$20,000)
Administrative Cost and Fine to be paid in full by 6/27/2024.
No Prescribing
Received: PDMP Compliant
*No payment has been received.

Physician: Ronald Edwin Calhoun, M.D.
Order Type: BME/MLC
Due Date: Quarterly
Order Date: 3/25/2014
License Status: Active
Requirements: APHP Report
Received: Report from Rob Hunt with supporting documents

Physician: Daniel Clanton Clower, M.D.
Order Type: MLC
Due Date: Quarterly
Order Date: 1/22/2015
License Status: Active
Requirements: Limited Prescribing
Worksite report from Dr. Park T. Chitto,
Received: PDMP Compliant
Report from Dr. Chittom

Physician: **Ran Halleluyan, M.D.**
Order Type: MLC
Due Date: Quarterly
Order Date: 9/28/2022
License Status: Active-Restricted
Requirements: Psychiatrist Report
Received: Report from Dr. Harold Veits

Physician: **Mark Koch, D.O.**
Order Type: MLC
Due Date: Quarterly
Order Date: 10/25/2022
License Status: Active-Restricted
Requirements: APHP Report
Received: Report from Rob Hunt with supporting documents

Physician: **Barry Neal Lumpkins, M.D.**
Order Type: MLC
Due Date: Quarterly
Order Date: No order in place
License Status: Active
Requirements: Check PDMP Quarterly
Received: PDMP Compliant

Physician: **Shakir Raza Meghani, M.D.**
Order Type: BME/MLC
Due Date: Monthly
Order Date: 11/20/2023
License Status: Active
Requirements: Check PDMP Monthly
Received: PDMP Compliant

Physician: **Frances Delaine Salter, M.D.**
Order Type: MLC
Due Date: Quarterly
Order Date: 10/4/2005
License Status: Active
Requirements: APHP Report
Received: Report from Rob Hunt with supporting documents

Physician: **Hobert James Sharpton, D.O.**
Order Type: MLC
Due Date: Quarterly
Order Date: No order in place
License Status: Active
Requirements: Check PDMP Quarterly
Received: PDMP Compliant

Physician: Janie T. Bush Teschner, M.D.
Order Type: BME/MLC
Due Date: Other
Order Date: 4/19/2023
License Status: Active-Probation
Requirements: APHP Report
Practice Plan
Limited Practice (Pending practice place approval)
Therapist Report
AA/NA Meetings
CME
Received: Report from Rob Hunt with supporting documents

Physician: Charles R. Thompson, M.D.
Order Type: MLC
Due Date: Quarterly
Order Date: 10/27/2021
License Status: Active
Requirements: Check PDMP Quarterly
Received: PDMP Compliant

EXHIBIT

C

**ALABAMA STATE BOARD OF
MEDICAL EXAMINERS,**

Complainant,

vs.

EVA RUBIN, M.D.,

Respondent.

**BEFORE THE MEDICAL
LICENSURE COMMISSION
OF ALABAMA**

CASE NO. 2023-265

ORDER SETTING HEARING
For Contested Cases Initiated by Administrative Complaint

The Medical Licensure Commission has received the verified Administrative Complaint filed by the Alabama State Board of Medical Examiners in this matter. The Commission has determined that this matter is due to be set down for hearing under the provisions of Ala. Code § 34-24-361(e). This Order shall serve as the Notice of Hearing prescribed in Ala. Admin. Code r. 545-X-3-.03(3), (4). The Commission's legal authority and jurisdiction to hold the hearing in this matter are granted by Article 8, Chapter 24, Title 34 of the Code of Alabama (1975), and the particular sections of the statutes and rules involved are as set forth in the Administrative Complaint and in this Order.

1. Service of the Administrative Complaint

A copy of the Administrative Complaint and a copy of this Order shall be served forthwith upon the Respondent, by personally delivering the same to Respondent if he or she can be found within the State of Alabama, or, by overnight courier, signature required, to Respondent's last known address if he or she cannot be found within the State of Alabama. The Commission further directs that personal service of process shall be made by _____, who is designated as the duly authorized agent of the Commission.

2. Initial Hearing Date

This matter is set for a hearing as prescribed in Ala. Code §§ 34-24-360, *et seq.*, and Ala. Admin. Code Chapter 545-X-3, to be held on Wednesday, July 24, 2024, at 10:00 a.m., at 848 Washington Avenue, Montgomery, Alabama, 36104. Unless otherwise specified by the Commission, the hearing will be held in person. All parties and counsel are expected to appear and to be prepared for the hearing at this date, time, and place.

3. Appointment of Hearing Officer

The Commission appoints the Honorable William R. Gordon, Circuit Judge (Ret.) as the Hearing Officer in this matter, pursuant to Ala. Admin. Code r. 545-X-3-.08. The Hearing Officer shall exercise general superintendence over all pre-hearing proceedings in this matter, and shall serve as the presiding officer at the

hearing, having and executing all powers described in Ala. Admin. Code r. 545-X-3-.08(1)(a)-(g).

4. Answer

Respondent shall file an Answer, as prescribed in Ala. Admin. Code r. 545-X-3-.03(6), within 20 calendar days of the service of the Administrative Complaint. If Respondent does not file such an Answer, the Hearing Officer shall enter a general denial on Respondent's behalf.

5. Rescheduling/Motions for Continuance

All parties and attorneys are expected to check their schedules immediately for conflicts. Continuances will be granted only upon written motion and only for good cause as determined by the Chairman (or, in his absence, the Vice-Chairman) of the Medical Licensure Commission. Continuances requested on grounds of engagement of legal counsel on the eve of the hearing will not be routinely granted.

6. Case Management Orders

The Hearing Officer is authorized, without further leave of the Commission, to enter such case management orders as he considers appropriate to the particular case. Among any other matters deemed appropriate by the Hearing Officer, the Hearing Officer may enter orders addressing the matters listed in Ala. Admin. Code

r. 545-X-3-.03(5)(a)-(f) and/or 545-X-3-.08(1)(a)-(g). All parties will be expected to comply with such orders.

7. Manner of Filing and Serving Pleadings

All pleadings, motions, requests, and other papers in this matter may be filed and served by e-mail. All filings should be e-mailed to:

- The Hearing Officer, William Gordon (wrgordon@charter.net);
- The Director of Operations of the Medical Licensure Commission, Rebecca Robbins (rrobbins@almlc.gov);
- General Counsel of the Medical Licensure Commission, Aaron Dettling (adettling@almlc.gov);
- General Counsel for the Alabama Board of Medical Examiners, Wilson Hunter (whunter@albme.gov); and
- Respondent/Licensee or his or her counsel, as appropriate.

The Director of Operations of the Medical Licensure Commission shall be the custodian of the official record of the proceedings in this matter.

8. Discovery

Consistent with the administrative quasi-judicial nature of these proceedings, limited discovery is permitted, under the supervision of the Hearing Officer. *See* Ala. Code § 41-22-12(c); Ala. Admin. Code r. 545-X-3-.04. All parties and attorneys

shall confer in good faith with one another regarding discovery. If disputes regarding discovery are not resolved informally, a motion may be filed with the Hearing Officer, who is authorized to hold such hearings as appropriate and to make appropriate rulings regarding such disputes.

9. Publicity and Confidentiality

Under Alabama law, the Administrative Complaint is a public document. The hearing itself is closed and confidential. The Commission's written decision, if any, will also be public. *See* Ala. Code § 34-24-361.1; Ala. Admin. Code r. 545-X-3-.03(10)(h), (11).

10. Stipulations

The parties are encouraged to submit written stipulations of matters as to which there is no basis for good-faith dispute. Stipulations can help to simplify and shorten the hearing, facilitate the Commission's decisional process, and reduce the overall costs of these proceedings. Written stipulations will be most useful to the Commission if they are submitted in writing approximately 10 days preceding the hearing. The Hearing Officer is authorized to assist the parties with the development and drafting of written stipulations.

11. Judicial Notice

The parties are advised that the Commission may take judicial notice of its prior proceedings, findings of fact, conclusions of law, decisions, orders, and judgments, if any, relating to the Respondent. *See* Ala. Code § 41-22-13(4); Ala. Admin. Code r. 545-X-3-.09(4).

12. Settlement Discussions

The Commission encourages informal resolution of disputes, where possible and consistent with public interest. If a settlement occurs, the parties should notify the Hearing Officer, the Commission's Director of Operations, and Commission's General Counsel. Settlements involving Commission action are subject to the Commission's review and approval. To ensure timely review, such settlements must be presented to the Commission no later than the Commission meeting preceding the hearing date. Hearings will not be continued based on settlements that are not presented in time for the Commission's consideration during a monthly meeting held prior to the hearing date. The Commission Vice-Chairman may assist the parties with the development and/or refinement of settlement proposals.

13. Subpoenas

The Commission has the statutory authority to compel the attendance of witnesses, and the production of books and records, by the issuance of subpoenas. *See* Ala. Code §§ 34-24-363; 41-22-12(c); Ala. Admin. Code r. 545-X-3-.05. The

parties may request that the Hearing Officer issue subpoenas for witnesses and/or documents, and the Hearing Officer is authorized to approve and issue such subpoenas on behalf of the Commission. Service of such subpoenas shall be the responsibility of the party requesting such subpoenas.

14. Hearing Exhibits

- A. Parties and attorneys should, if possible, stipulate as to the admissibility of documents prior to the hearing.
- B. The use of electronic technology, USB drives, CD's, DVD's, etc. is acceptable and encouraged for voluminous records. If the Commission members will need their laptop to view documents, please notify the Hearing Officer prior to your hearing.
- C. If providing hard copies, voluminous records need not be copied for everyone but, if portions of records are to be referred to, those portions should be copied for everyone.
- D. If a document is to be referred to in a hearing, copies should be available for each Commission member, the Hearing Officer, the Commission's General Counsel, opposing attorney, and the court reporter (12 copies).
- E. Index exhibits/documents for easy reference.
- F. Distribute exhibit/document packages at the beginning of the hearing to minimize distractions during the hearing.

15. Administrative Costs

The Commission is authorized, pursuant to Ala. Code § 34-24-381(b) and Ala. Admin. Code r. 545-X-3-.08(9) and (10), to assess administrative costs against the Respondent if he or she is found guilty of any of the grounds for discipline set forth in Ala. Code § 34-24-360. The Board of Medical Examiners [X]has / []has

not given written notice of its intent to seek imposition of administrative costs in this matter.

16. Appeals

Appeals from final decisions of the Medical Licensure Commission, where permitted, are governed by Ala. Code § 34-24-367.

DONE on this the 30th day of April, 2024.

**THE MEDICAL LICENSURE
COMMISSION OF ALABAMA**

By:

E-SIGNED by Craig Christopher, M.D.
on 2024-04-30 12:19:04 CDT

Craig H. Christopher, M.D.
Its Chairman

Distribution:

- Honorable William R. Gordon (incl. Administrative Complaint)
- Rebecca Robbins
- Respondent/Respondent's Attorney
- E. Wilson Hunter
- Aaron L. Dettling

EXHIBIT

D

**ALABAMA STATE BOARD OF
MEDICAL EXAMINERS,**

Complainant,

v.

MICHAEL D. DICK, M.D.,

Respondent.

**BEFORE THE MEDICAL
LICENSURE COMMISSION OF
ALABAMA**

CASE NO. 2018-031

ORDER

This matter is before the Medical Licensure Commission of Alabama on (1) Respondent's "Motion to Lift Order Temporarily Suspending License," filed on April 4, 2024; (2) the Board's opposition to the preceding motion, filed on April 16, 2024, and (3) the Board's "Motion for Leave to Amend Administrative Complaint," also filed on April 16, 2024.

Respondent has executed an agreement providing that the summary suspension of his license will remain "in full force and effect until a final order of the Commission is issued in the above case or until the said administrative action is otherwise resolved." For this reason, among others, Respondent's motion for relief from the Commission's order temporarily suspending his license is DENIED.

The Hearing Officer, by Order of April 18, 2024, has already granted the Board's motion for leave to amend the Administrative Complaint. The Commission agrees with the Hearing Officer's Order.

After the Board files its amended Administrative Complaint, the Commission anticipates entering a new Order Setting Hearing to govern the progress of this matter toward final adjudication.

DONE on this the 30th day of April, 2024.

THE MEDICAL LICENSURE
COMMISSION OF ALABAMA

By:

E-SIGNED by Craig Christopher, M.D.
on 2024-04-30 08:28:59 CDT

Craig H. Christopher, M.D.
its Chairman

**EXHIBIT
E**

**ALABAMA STATE BOARD OF
MEDICAL EXAMINERS,**

Complainant,

vs.

**DIVYA ALAPATI CARRIGAN,
M.D.,**

Respondent.

**BEFORE THE MEDICAL
LICENSURE COMMISSION
OF ALABAMA**

CASE NO. 2024-036

**ORDER TEMPORARILY SUSPENDING LICENSE
AND SETTING HEARING**

The Medical Licensure Commission has received the verified Administrative Complaint and Petition for Summary Suspension of License (“the Administrative Complaint”) filed by the Alabama State Board of Medical Examiners in this matter. The Commission has determined that this matter is due to be set down for hearing under the provisions of Ala. Code § 34-24-361(e). This Order shall serve as the Notice of Hearing prescribed in Ala. Admin. Code r. 545-X-3-.03(3), (4). The Commission’s legal authority and jurisdiction to hold the hearing in this matter are granted by Article 8, Chapter 24, Title 34 of the Code of Alabama (1975), and the particular sections of the statutes and rules involved are as set forth in the Administrative Complaint and in this Order.

1. Temporary Suspension of License

Upon the verified Administrative Complaint of the Alabama State Board of Medical Examiners, and pursuant to the legal authority of Ala. Code §§ 34-24-361(f) and 41-22-19(d), it is the ORDER of the Commission that the license to practice medicine or osteopathy, license certificate number MD.37650 of DIVYA ALAPATI CARRIGAN, M.D. ("Respondent"), be, and the same is hereby, immediately SUSPENDED. Respondent is hereby ORDERED and DIRECTED to surrender the said license certificate to Bob Steelman, a duly authorized agent of the Medical Licensure Commission. Respondent is further ORDERED immediately to CEASE and DESIST from the practice of medicine in the State of Alabama.

This action is taken consistent with the Rules and Regulations of the Board of Medical Examiners and the Medical Licensure Commission and Ala. Code § 34-24-361(f), based upon the request of the Alabama State Board of Medical Examiners upon the Board's finding and certification that the Board presently has in its possession evidence that the continuance in practice of Respondent may constitute an immediate danger to his patients and the public.

Respondent is reminded that the suspension of his or her license to practice medicine in Alabama triggers certain obligations with regard to patient notification

and patient records. *See* Ala. Admin. Code r. 540-X-9-.10(4)(c); 545-X-4-.08(4)(c).

Respondent shall comply with these requirements.

2. Service of the Administrative Complaint

A copy of the Administrative Complaint and a copy of this Order shall be served forthwith upon the Respondent, by personally delivering the same to Respondent if he or she can be found within the State of Alabama, or, by overnight courier, signature required, to Respondent's last known address if he or she cannot be found within the State of Alabama. The Commission further directs that personal service of process shall be made by Paul Steelman, who is designated as the duly authorized agent of the Commission.

3. Initial Hearing Date

This matter is set for a hearing as prescribed in Ala. Code §§ 34-24-360, *et seq.*, and Ala. Admin. Code Chapter 545-X-3, to be held on Wednesday, July 24, 2024, at 10:00 a.m., at 848 Washington Avenue, Montgomery, Alabama, 36104. Unless otherwise specified by the Commission, the hearing will be held in person. All parties and counsel are expected to appear and to be prepared for the hearing at this date, time, and place.

4. Appointment of Hearing Officer

The Commission appoints the Honorable William R. Gordon, Circuit Judge (Ret.) as the Hearing Officer in this matter, pursuant to Ala. Admin. Code r. 545-X-3-.08. The Hearing Officer shall exercise general superintendence over all pre-hearing proceedings in this matter, and shall serve as the presiding officer at the hearing, having and executing all powers described in Ala. Admin. Code r. 545-X-3-.08(1)(a)-(g).

5. Answer

Respondent shall file an Answer, as prescribed in Ala. Admin. Code r. 545-X-3-.03(6), within 20 calendar days of the service of the Administrative Complaint. If Respondent does not file such an Answer, the Hearing Officer shall enter a general denial on Respondent's behalf.

6. Rescheduling/Motions for Continuance

All parties and attorneys are expected to check their schedules immediately for conflicts. Continuances will be granted only upon written motion and only for good cause as determined by the Chairman (or, in his absence, the Vice-Chairman) of the Medical Licensure Commission. Continuances requested on grounds of engagement of legal counsel on the eve of the hearing will not be routinely granted.

7. Case Management Orders

The Hearing Officer is authorized, without further leave of the Commission, to enter such case management orders as he considers appropriate to the particular case. Among any other matters deemed appropriate by the Hearing Officer, the Hearing Officer may enter orders addressing the matters listed in Ala. Admin. Code r. 545-X-3-.03(5)(a)-(f) and/or 545-X-3-.08(1)(a)-(g). All parties will be expected to comply with such orders.

8. Manner of Filing and Serving Pleadings

All pleadings, motions, requests, and other papers in this matter may be filed and served by e-mail. All filings should be e-mailed to:

- The Hearing Officer, William Gordon (wrgordon@charter.net);
- The Director of Operations of the Medical Licensure Commission, Rebecca Robbins (rrobbins@almlc.gov);
- General Counsel of the Medical Licensure Commission, Aaron Dettling (adettling@almlc.gov);
- General Counsel for the Alabama Board of Medical Examiners, Wilson Hunter (whunter@albme.gov); and
- Respondent/Licensee or his or her counsel, as appropriate.

The Director of Operations of the Medical Licensure Commission shall be the custodian of the official record of the proceedings in this matter.

9. Discovery

Consistent with the administrative quasi-judicial nature of these proceedings, limited discovery is permitted, under the supervision of the Hearing Officer. *See* Ala. Code § 41-22-12(c); Ala. Admin. Code r. 545-X-3-.04. All parties and attorneys shall confer in good faith with one another regarding discovery. If disputes regarding discovery are not resolved informally, a motion may be filed with the Hearing Officer, who is authorized to hold such hearings as appropriate and to make appropriate rulings regarding such disputes.

10. Publicity and Confidentiality

Under Alabama law, the Administrative Complaint and this Order are public documents. The hearing itself is closed and confidential. The Commission's written decision, if any, will also be public. *See* Ala. Code § 34-24-361.1; Ala. Admin. Code r. 545-X-3-.03(10)(h), (11).

11. Stipulations

The parties are encouraged to submit written stipulations of matters as to which there is no basis for good-faith dispute. Stipulations can help to simplify and shorten the hearing, facilitate the Commission's decisional process, and reduce the overall costs of these proceedings. Written stipulations will be most useful to the Commission if they are submitted in writing approximately 10 days preceding the

hearing. The Hearing Officer is authorized to assist the parties with the development and drafting of written stipulations.

12. Judicial Notice

The parties are advised that the Commission may take judicial notice of its prior proceedings, findings of fact, conclusions of law, decisions, orders, and judgments, if any, relating to the Respondent. *See* Ala. Code § 41-22-13(4); Ala. Admin. Code r. 545-X-3-.09(4).

13. Settlement Discussions

The Commission encourages informal resolution of disputes, where possible and consistent with public interest. If a settlement occurs, the parties should notify the Hearing Officer, the Commission's Director of Operations, and Commission's General Counsel. Settlements involving Commission action are subject to the Commission's review and approval. To ensure timely review, such settlements must be presented to the Commission no later than the Commission meeting preceding the hearing date. Hearings will not be continued based on settlements that are not presented in time for the Commission's consideration during a monthly meeting held prior to the hearing date. The Commission Vice-Chairman may assist the parties with the development and/or refinement of settlement proposals.

14. Subpoenas

The Commission has the statutory authority to compel the attendance of witnesses, and the production of books and records, by the issuance of subpoenas. See Ala. Code §§ 34-24-363; 41-22-12(c); Ala. Admin. Code r. 545-X-3-.05. The parties may request that the Hearing Officer issue subpoenas for witnesses and/or documents, and the Hearing Officer is authorized to approve and issue such subpoenas on behalf of the Commission. Service of such subpoenas shall be the responsibility of the party requesting such subpoenas.

15. Hearing Exhibits

- A. Parties and attorneys should, if possible, stipulate as to the admissibility of documents prior to the hearing.
- B. The use of electronic technology, USB drives, CD's, DVD's, etc. is acceptable and encouraged for voluminous records. If the Commission members will need their laptop to view documents, please notify the Hearing Officer prior to your hearing.
- C. If providing hard copies, voluminous records need not be copied for everyone but, if portions of records are to be referred to, those portions should be copied for everyone.
- D. If a document is to be referred to in a hearing, copies should be available for each Commission member, the Hearing Officer, the Commission's General Counsel, opposing attorney, and the court reporter (12 copies).
- E. Index exhibits/documents for easy reference.
- F. Distribute exhibit/document packages at the beginning of the hearing to minimize distractions during the hearing.

16. Administrative Costs

The Commission is authorized, pursuant to Ala. Code § 34-24-381(b) and Ala. Admin. Code r. 545-X-3-.08(9) and (10), to assess administrative costs against the Respondent if he or she is found guilty of any of the grounds for discipline set forth in Ala. Code § 34-24-360. The Board of Medical Examiners [X]has / []has not given written notice of its intent to seek imposition of administrative costs in this matter.

17. Appeals

Appeals from final decisions of the Medical Licensure Commission, where permitted, are governed by Ala. Code § 34-24-367.

DONE on this the 24th day of April, 2024.

THE MEDICAL LICENSURE
COMMISSION OF ALABAMA

By:

E-SIGNED by Craig Christopher, M.D.
on 2024-04-24 09:40:59 CDT

Craig H. Christopher, M.D.
its Chairman

Distribution:

- Honorable William R. Gordon (incl. Administrative Complaint)
- Rebecca Robbins
- Respondent/Respondent's Attorney
- E. Wilson Hunter
- Aaron L. Dettling

EXHIBIT**F****ALABAMA STATE BOARD OF
MEDICAL EXAMINERS,****Complainant,****vs.****AMJAD I. BUTT, M.D.,****Respondent.****BEFORE THE MEDICAL
LICENSURE COMMISSION
OF ALABAMA****CASE NO. 2013-005****ORDER**

This matter is before the Medical Licensure Commission of Alabama on Respondent's request to lift the restrictions on his license imposed by our Orders of July 31, 2015 and October 13, 2016. The Board, on November 27, 2023, filed a written statement of its reasons for opposing Respondent's request. Pursuant to the provisions of Ala. Code § 34-24-361(h)(9), on April 24, 2024, the Commission held an evidentiary hearing on this matter at which Respondent testified and was represented by counsel.

A brief overview of the procedural history of this matter is in order. Based on an Administrative Complaint filed by the Board, on March 27, 2013, we entered an order summarily suspending Respondent's license to practice medicine in Alabama and setting this matter for a contested case hearing. Based on the evidence presented at that hearing, on November 20, 2013, we entered findings of fact and conclusions of law. In those findings, we found that Respondent's care of at least five patients fell below the minimum standard of care expected of physicians in this State. Those failures led to

the deaths of four of those five patients. Based on those findings, we revoked Respondent's license to practice medicine, stayed the revocation, and imposed "indefinite" terms of probation.

Those terms of probation—as amended and memorialized in subsequent orders dated July 31, 2015 and October 13, 2016—provide, among other things, that Respondent is prohibited from performing invasive cardiology procedures. The prohibited procedures include, but are not limited to, "angiography, catheterization, and peripheral invasive procedures." Our orders also prohibit Respondent from practicing medicine in Alabama except pursuant to an approved practice plan, which includes at least "the location of the intended practice, the names and pertinent information regarding other physicians in the practice, the precise nature of the expected practice, including the number of hours expected to be worked, and any expected hospital affiliation."

Respondent has requested that the Commission modify or remove the conditions of probation at least 10 times. We have denied those requests by orders dated February 6, 2015, September 10, 2015, March 4, 2016, April 5, 2016, August 5, 2016, September 7, 2018, October 7, 2018, November 29, 2019, April 28, 2020, and June 7, 2021.

In our orders of September 7 and October 7, 2018, we specified conditions under which we would consider granting relief from the probationary restrictions: "The Commission will consider lifting restrictions on Dr. Butt's license upon his completion of an ACGME-approved cardiac fellowship in interventional cardiology; upon his

further showing that he is competent to practice in the restricted areas; and upon a showing that his payment of any outstanding fines and costs have been paid.”

Respondent has not demonstrated that he has completed an ACGME-approved cardiac fellowship in interventional cardiology. More importantly, though, Respondent has made no showing that he is competent to practice in the area of interventional cardiology.

Upon review of all relevant circumstances of this case, and upon consideration of Respondent’s testimony, the Commission concludes that the license restrictions imposed by our Orders of July 31, 2015 and October 13, 2016 remain necessary to protect public safety.

Accordingly, Respondent’s request to alter, amend, or vacate the license restrictions is DENIED.

DONE on this the 30th day of April, 2024.

**THE MEDICAL LICENSURE
COMMISSION OF ALABAMA**

By:

E-SIGNED by Craig Christopher, M.D.
on 2024-04-30 08:27:23 CDT

Craig H. Christopher, M.D.
its Chairman

In re:**KRISTIN JOSEF DOBAY, MD****Respondent****BEFORE THE MEDICAL
LICENSURE COMMISSION
OF ALABAMA****FINDINGS OF FACT AND CONCLUSIONS OF LAW**

This matter came before the Medical Licensure Commission of Alabama (“Commission”) for a contested case hearing regarding initial licensure on April 24, 2024.

I. Introduction and Statement of the Case

Kristin Josef Dobay, M.D. (“Respondent”) applied for an Alabama medical license on June 26, 2023. His license application, supporting documents, and documents admitted into evidence detailed the September 18, 2019, voluntary surrender of his license to practice medicine in the state of Tennessee, the November 18, 2021, reinstatement of his Tennessee license with conditions, and the January 5, 2023, denial of Dr. Dobay’s reinstatement application by the Kentucky Board of Medical Examiners. The Alabama Board of Medical Examiners (“Board”) issued a Certificate of Qualifications to Dr. Dobay on

October 26, 2023, after he signed a Voluntary Agreement placing certain restrictions on his practice of medicine in Alabama.

II. Procedural History

On October 26, 2023, the Board issued Respondent a Certificate of Qualification after he signed a Voluntary Agreement with the Board to limit his practice to obstetrics and gynecology and not engage in the treatment of weight loss or chronic pain.

The Commission considered Respondent's licensure application during its January 24, 2024, meeting and determined that this matter was due to be set down for hearing under the provisions of Ala. Code §§ 34-24-333(a) and 41-22-19(a) (1975).

The Commission's Order dated February 9, 2024, served as the Notice of Hearing prescribed in Ala. Admin. Code r. 545-X-3-.03(3), (4) (MLC). The Commission's legal authority and jurisdiction to hold the hearing in this matter are granted by Article 8, Chapter 24, Title 34 of the Code of Alabama (1975), and the applicable statutes and administrative rules are set forth in the Commission and Board Administrative Codes and this order.

In contested cases, the Alabama Administrative Procedure Act requires a division of responsibilities between the prosecutorial and adjudicatory functions

of the agency. *See* Ala. Code § 41-22-18(a). Accordingly, the Commission designated Commission Chairman Craig H. Christopher, MD, and Commission General Counsel Aaron L. Detling as the prosecutorial team for the purposes of this hearing. Dr. Christopher and Mr. Dettling presented the facts and argument relevant to the Respondent's application for licensure, and neither participated in the deliberation, decision, or preparation of the findings in connection with this matter.

The Chairman and General Counsel's Statement of Contentions, which was duly served with the Commission and Respondent's counsel on February 24, 2024, included the following potential reasons for denying, restricting, or conditioning the issuance of a medical license to Respondent:

1. Whether Respondent has exhibited a pattern of conduct inconsistent with the standards of licensure of physicians in the State of Alabama, including but not limited to multiple arrests for driving under the influence of alcohol;
2. Whether the Respondent is clinically competent to practice medicine. He has been absent for more than two years, and this absence from practice triggers the rebuttable presumption of clinical incompetence under Ala. Code § 34-24-360(20) (1975) and Ala. Admin. Code r. 540-X-23-.03(1) (ABME);

3. Whether Respondent has exhibited a pattern of deceit and deception in the practice of medicine inconsistent with the standards of licensure of physicians in the State of Alabama;
4. Whether Respondent has engaged in unethical conduct in the practice of medicine, including, but not limited to, prescribing or providing controlled substances to an individual with whom he had an intimate relationship for other than a legitimate medical purpose and/or, at a minimum, making possible the diversion of substantial quantities of controlled substances by pre-signing blank prescription forms contrary to federal law;
5. Whether Respondent has exhibited a pattern of disruptive behavior exhibiting a potential untreated personality disorder negatively impacting Respondent's fitness to practice medicine with reasonable skill and safety to patients; and,
6. Whether Respondent's multiple professional evaluations over the last five years exhibit a pattern of reduction of personal responsibility and blaming others for professional lapses, indicating a lack of insight into personal and professional shortcomings and/or lack of good moral character.

On April 24, 2024, we conducted a full evidentiary hearing as prescribed in Ala. Admin. Code r. 545-X-3-.01 et seq. (MLC). Dr. Christopher and Mr. Detling presented the case challenging the Respondent's licensure application.

Mr. Fox DeMoisey represented the Respondent. The Commission offered each side the opportunity to present evidence and argument in support of its respective contentions and to cross-examine the witnesses presented by the other side. After careful review, we have made our independent and collective judgments regarding the weight and credibility to give the evidence, and the fair and reasonable inferences to be drawn from it. Having done so, and as prescribed in Ala. Code § 41-22-16, we enter the following Findings of Fact and Conclusions of Law.

Commission Vice-Chairman, Jorge A. Alsip, MD, and the Commission's Hearing Officer, the Honorable William R. Gordon, presided at the hearing and prepared the Commission's written findings.

III. Findings of Fact

We find the following facts to be established by the preponderance of the evidence presented at the hearing:

1. Respondent became licensed to practice medicine in Tennessee in 2009 and was licensed to practice medicine in Kentucky from 2003 to 2013.
2. In 2011, following an arrest in Hopkinsville, Kentucky, for multiple charges, including Driving Under the Influence (DUI), Respondent underwent an evaluation at the Vanderbilt Comprehensive Assessment Program ("VCAP"),

where he was diagnosed with Alcohol Abuse and determined to be unfit to practice medicine without conditions or limitations.

3. On December 7, 2018, Respondent was arrested for DUI a second time in Hopkinsville, Kentucky.

4. On December 10, 2018, Respondent voluntarily refrained from practicing at TriStar Centennial Medical Center (Nashville), and TriStar suspended his privileges on December 10, 2018.

5. On December 12, 2018, the St. Thomas (Nashville) Medical Executive Committee suspended Respondent's clinical privileges.

6. Between January 2019 and October 2022, a period of less than five years, Respondent was assessed for boundary and/or substance use issues eight times at multiple facilities.

7. Dr. Sandra Frazier, Medical Director of the Alabama Professionals Health Program, advocates for Respondent, and both sides have stipulated that Respondent is currently doing well in his recovery from alcohol use disorder.

8. Respondent testified that he used another physician's pre-signed blank prescriptions on or about May 19, 2019, to prescribe the following controlled substances for his intimate partner: Ritalin, clonazepam, gabapentin, Abilify, and Depakote. Respondent stated the other physician authorized this;

however, the other physician denied this to the Tennessee Board of Medical Examiners.

9. Respondent testified that he signed multiple blank prescription forms for use by an addiction treatment program's non-physician staff to prescribe controlled substances when Respondent was not onsite. He further testified that several of these prescriptions were subsequently stolen and used by others to obtain controlled substances illicitly.

10. Respondent testified he has not practiced medicine since the September 18, 2019, surrender of his Tennessee medical license.

11. On September 12, 2022, Respondent submitted to a neuropsychological and clinical skills assessment performed by LifeGuard. The October 10, 2022, LifeGuard report stated, "There are no cognitive contraindications to" Respondent returning to practice. However, the LifeGuard assessment did not include an evaluation of his surgical or procedural skills. The board-certified OB/GYN who administered the oral case presentations stated she would "anticipate that he would engage, given his time away from clinical work, in a period of supervised clinical practice."

IV. Conclusions of Law

1. The Medical Licensure Commission of Alabama has jurisdiction over the subject matter of this contested case proceeding under 1981 Ala. Acts 218, Ala. Code §§ 34-24-310, *et seq.* The Commission has the power to determine whether there is “good and reasonable cause for refusing to issue” a license to Respondent to practice medicine or osteopathy in the State of Alabama within the meaning of Ala. Code § 34-24-333(a), and whether a license to practice medicine should be denied, issued, or issued with restrictions and/or conditions of probation based upon the totality of the relevant facts and circumstances.

2. The Commission properly notified the Respondent of the time, date, and place of the administrative hearing and the contentions regarding his licensure application in compliance with Ala. Admin. Code r. 545-X-4-.10 (MLC).

3. Based on the findings -- particularly Finding of Fact No. 9 -- we conclude that Respondent pre-signed blank prescription forms and made them available to employees and support personnel in an addiction treatment clinic, which is a violation under Ala. Admin. Code r. 540-X-4-.06(5), (8) (ABME).

4. Based on the findings -- particularly Findings of Fact No. 8 -- we conclude that Respondent prescribed multiple controlled substances for a patient using a prescription form that had been pre-signed by another physician, which is a violation under Ala. Admin. Code r. 540-X-4-.06(1)(e) (ABME).

5. Based on the findings — particularly Finding of Fact Nos. 8, 9, 11— we conclude that Respondent is incompetent to practice obstetrics and gynecology in an unsupervised practice setting under Ala. Admin. Code r. 540-X-23-.03(2c 4.)

6. We reach these conclusions based on all the evidence presented, viewed through the lens of our professional experience and specialized knowledge of the practice of medicine. *See* Ala. Code § 41-22-13(5) (“The experience, technical competence, and specialized knowledge of the agency may be utilized in the evaluation of the evidence.”).

V. Decision

Based on all of the foregoing, the Commission determines, therefore, that the license to practice medicine in the State of Alabama is due to be and hereby is issued to Kristin Josef Dobay, M.D., subject to the following restrictions:

(1) Dr. Dobay shall enter into, maintain, and fully comply with a lifetime monitoring contract with the Alabama Physicians’ Health Program.

(2) Dr. Dobay may practice medicine in Alabama only pursuant to a written practice plan submitted to, and approved in advance by, the Commission. A practice plan will contain, at a minimum, specific information regarding: the proposed name of the employer; the proposed scope of practice or type of services he will provide; the proposed days/hours of work; typical patient populations of the proposed practice; the name of Respondent’s proposed preceptor; and specifically, how the

preceptor will be involved in monitoring and mentoring Respondent in his return to the practice of medicine.

(3) Dr. Dobay is not approved for solo practice and must practice in a clinic with at least one other physician. At least one physician in the practice, besides Dr. Dobay, must be credentialed by the medical staff of a local hospital to provide inpatient obstetric and gynecologic services.

(4) Dr. Dobay must engage in a structured preceptorship meeting the following requirements:

(a) The preceptorship will be designed, implemented, supervised, and documented by LifeGuard to conduct a robust evaluative process of Dr. Dobay's clinical acumen and hands-on care, including proficiency in gynecological surgery, obstetrics, deliveries, and office-based care, including office procedures;

(b) The preceptorship may be terminated after six (6) months if the preceptor determines Dr. Dobay possesses the clinical competence and proficiency to perform gynecological surgery, obstetrics, deliveries, and office-based care, including office procedures;

(c) LifeGuard shall provide vetting of the supervising physician ("preceptor"), and he or she must be approved by both LifeGuard and the Commission;

(d) The preceptor and LifeGuard must make reports to the Commission every month, and the reports must include the number of procedures performed, complications, if any, assessments of clinical competency, recommendations by LifeGuard, and other matters deemed pertinent by LifeGuard; and

- (e) After the preceptorship's conclusion, LifeGuard will provide a final report to the Commission summarizing Dr. Dobay's performance during the preceptorship and setting forth any further recommendations for his professional development.
- (5) Dr. Dobay will only practice obstetrics and gynecology, and will not practice chronic pain management, Medically Assisted Treatment, or weight loss treatment.
- (6) Dr. Dobay will not apply for an Alabama Medical Cannabis Certification (AMCC) Permit.
- (7) The Board's Physician Monitor should monitor Dr. Dobay's practice for a minimum of one year, including interviews with Labor & Delivery and surgical staff nurses, supervisors, and hospital administrative staff to ensure a satisfactory work environment.
- (8) Dr. Dobay's work hours, excluding call, will be limited to 40 hours per week.
- (9) Dr. Dobay shall continue psychotherapy on at least a monthly basis by a therapist approved by the Commission and with experience in treating physicians with distressed or disruptive behavior, with quarterly reports to the Commission.
- (10) Dr. Dobay shall commence the American Board of Obstetrics and Gynecology's recertification process and shall make quarterly reports of his progress to the Board's Physician Monitor.
- (11) Dr. Dobay shall not participate in the supervision of Family Practice residents until he is determined to be competent to practice independently by LifeGuard and the Commission.

(12) If the relationship between Dr. Dobay and LifeGuard is terminated by either party, Dr. Dobay must obtain the Commission's approval to have a different physician assessment and education organization perform the services required by this order.

DONE on this the 3rd day of May, 2024.

**THE MEDICAL LICENSURE
COMMISSION OF ALABAMA**

By:

E-SIGNED by Jorge Alsip, M.D.
on 2024-05-03 09:10:03 CDT

Jorge A. Alsip, M.D.
its Vice-Chairman