

AGENDA (REVISED)

CONNECTICUT MEDICAL EXAMINING BOARD Tuesday, February 19, 2008 at 1:30 PM

Department of Public Health Complex
410 Capitol Avenue, Hartford Connecticut
Conference Room C - Building 470

CALL TO ORDER

I. MINUTES

Review and approval of the minutes from January 15, 2008 meeting.

II. UPDATES

A. Chair Updates

B. Information Update Department of Public Health
Connecticut State Medical Society
*Health Assistance interVention Education Network
for Connecticut Health Professionals – (HAVEN)*

III. NEW BUSINESS

A. Oral Argument on Proposed Memorandum of Decision
Jeremy August, MD – Petition No. 2007-0226-001-029

B. Randy Hassen, MD – Petition No. 2007-1210-001-209
Request for License Reinstatement

IV. LEGAL OFFICE BUSINESS

A. Ronald Zeffiro, MD – Petition No. 2006-1030-001-186
Presentation of Consent Order – Matthew Antonetti, Principal Attorney, DPH

B. Nomate Kpea, MD – Petition Nos. 2007-0129-001-016; 2007-0817-001-141
Presentation of Consent Order – David Tilles, Staff Attorney, DPH

V. ASSIGN HEARING PANEL

Mary Miller, MD – Petition No. 2005-0927-001-235

VI. 120 DAY EXTENSIONS

C. Jones, MD – Petition Nos. 2006-0111-001-010; 2006-0401-001-069; 2006-0407-001-068

VII ADDITIONAL AGENDA ITEMS

ADJOURN

The following minutes are draft minutes which are subject to revision and which have not yet been adopted by the Board.

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
January 15, 2008**

The Connecticut Medical Examining Board held a meeting on Tuesday, January 15, 2008 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room C, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT:

Dennis G. O'Neill, MD, Chairman
Martin Courneen
Anne Doremus
Michael Erickson
Robert Fuller, MD
David M. Goldenberg, MD
Steven Hanks, MD
Michael Lindberg, MD
Patricia Loving, PA
C. Steven Wolf, MD

BOARD MEMBERS ABSENT

Regina Stankaitis
George Terranova, MD
Susan Wernick

Dr. O'Neill called the meeting to order at 1:31 p.m.

I. MINUTES

The draft minutes of the December 18, 2007 meeting were reviewed. Dr. O'Neill made a motion, seconded by Dr. Lindberg, to approve the minutes as written. The motion passed with all in favor except Dr. Bridburg who abstained.

II. CHAIR UPDATES

The following correspondence/information was received and reviewed:

1. Letter From Governor M. Jodi Rell asking that Board members be reminded of their statutory duties and responsibilities. This letter has been sent to the chairs of all Department of Public Health Boards and Commissions.
2. Monthly tracking of pending cases.
3. Hearing assignments.
4. Federation of State Medical Boards news and annual meeting information.

III. INFORMATION UPDATES

- A. Department of Public Health Legislative Update
None
- B. Connecticut State Medical Society
None

IV. LEGAL OFFICE BUSINESS

Mark Wasserman, MD – Petition No. 2007-0404-001-051

Stanley Peck, Section Chief, Department of Public Health Legal Office, presented a Consent Order in the matter of Mark Wasserman, MD. Dr. Wasserman was present with Attorney Maureen Dinnan.

Dr. Bridburg made a motion that language be added to page 3 of the order. Respondent and the Department agreed to the suggested change. Dr. Goldenberg made a motion, seconded by Dr. Lindberg, that the Consent Order be approved as modified. The motion passed unanimously. The Order was signed by Dr. O'Neill.

The Board requests the Department change its Consent Order template such that in the event of a medical condition necessitating treatment with medications, respondent shall inform the prescribing health care practitioner that respondent has a history of addiction/substance abuse, and that the prescribing health care practitioner shall in turn report to the Department that he /she has been so informed.

V. NEW BUSINESS

Respondent's Motion for Reconsideration and to Vacate

Charles R. Jones, MD – Petition No. 2004-0917-001-221

Assistant Attorney General Tanya DeMattia was present to provide counsel to the Board regarding respondent's motion for reconsideration and to vacate the Memorandum of Decision the Board issued in this matter on December 18, 2007.

Staff Attorney David Tilles was present for the Department of Public Health. Attorneys Michael Kurs and Christine Collyer were present on behalf of Dr. Jones.

Dr. O'Neill is recused but facilitated the discussion of this matter.

Mr. Erickson arrived at 1:49 p.m.

Dr. Goldenberg made a motion, seconded by Dr. Fuller, to enter executive session to obtain legal advice from the Assistant Attorney General. The motion passed unanimously and the Board entered executive session from 1:50 p.m. to 2:13 p.m.

Dr. Hanks arrived at 1:54 p.m.

Following executive session Dr. Goldenberg made a motion, seconded by Mr. Erickson, to deny respondent's motion for reconsideration and to vacate. The passed with all in favor except for Dr. O'Neill who was recused. Dr. Goldenberg signed the Order on behalf of the Board.

Attorney Kurs made an oral motion for a Stay of the December 18, 2007 Memorandum of Decision pending an appeal to Superior Court. The Board heard argument from Attorney Kurs and Attorney Tilles regarding this motion.

Dr. Goldenberg, Dr. Fuller and Ms. Doremus spoke in opposition to respondent's motion. They stated that the Board identified practice issues in this case that require monitoring as set forth in the Memorandum of Decision.

Dr. Hanks made a motion, seconded by Mr. Courneen, to deny respondent's motion for a Stay. The motion passed with all in favor except Dr. O'Neill who was recused.

The Board discussed that the pending Statement of Charges regarding Dr. Jones (2006-0111-001-010; 2006-0401-001-069; 2006-0407-001-068) should now proceed.

Dr. Bridburg and Ms. Doremus will serve as hearing panelists. The Board Liaison was directed to coordinate the selection of a third panelist. Dr. Bridburg will chair the panel.

VI. ASSIGN HEARING PANEL

Dennis Pollock, MD - Petition No. 2006-0719-001-127

Dr. Fuller and Ms. Loving will serve as hearing panelists in this matter. The Board Liaison will coordinate the selection of a third panelist. Dr. Fuller will chair the panel.

VII. TIME EXTENSIONS

Dr. O'Neill moved and Ms. Doremus seconded to approve 120-day extensions in the following cases: The motion passed unanimously.

M. Albin (unlicensed) – Draft Memorandum of Decision returned to the hearing panel for final review.

J. Mershon (unlicensed) – Draft Memorandum of Decision returned to the hearing panel for final review.

VIII. ADJOURNMENT

As there was no further business, the meeting was adjourned at 2:35 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman