

**TELECONFERENCE/VIRTUAL  
MEDICAL EXAMINING BOARD  
MEETING MINUTES  
March 27, 2020**

**PRESENT:** Alaa Abd-Elseyed, M.D.; Milton Bond, Jr., David Bryce, M.D; Michael Carton, Clarence Chou, M.D.; Bradley Kudick; Lee Ann Lau, M.D. (*excused at 3:46 p.m.*); David Roelke, M.D.; Kenneth Simons, M.D.; Sheldon Wasserman, M.D.; Timothy Westlake, M.D.

**EXCUSED:** Sumeet Goel, D.O.; Padmaja Doniparthi, M.D

**STAFF:** Valerie Payne, Executive Director; Jameson Whitney, Legal Counsel; Megan Glaeser, Bureau Assistant; and other Department staff

**CALL TO ORDER**

Kenneth Simons, Chairperson, called the meeting to order at 2:32 P.M. A quorum was confirmed with eleven (11) members present.

**ADOPTION OF AGENDA**

**Amendment to the Agenda**

- Open Session: After item “I. Federation of State Medical Boards (FSMB) Matters – Discussion and Consideration” **ADD:**
  - HHS Secretary Azar Letter to the Governors

**MOTION:** Bradley Kudick moved, seconded by Alaa Abd-Elseyed, to adopt the Agenda as amended. Motion carried unanimously.

**APPROVAL OF MINUTES OF FEBRUARY 19, 2020**

**Amendment to the Minutes**

- Closed Session: Credentialing Matters; Michael Perez Rodriguez: Add first names to the motion and second regarding action on the waiver of post graduate training.
  - “**Padmaja** Doniparthi moved, seconded by **Bradley** Kudick...”
- Closed Session: DLSC Matters; 19 MED 081 – Amy L. Groff, D.O.: Add first name to motion second.
  - “Lee Ann Lau moved, seconded by **Milton** Bond, Jr...”

**MOTION:** Bradley Kudick moved, seconded by Sheldon Wasseman, to adopt the Minutes of February 19, 2020 as amended. Motion carried unanimously.

**ADMINISTRATIVE RULE MATTERS**

**Statement of Scope for Med 13, Relating to Continuing Medical Education for Physicians**

**MOTION:** Lee Ann Lau moved, seconded by Sheldon Wasserman, to approve the Scope Statement revising Med 13, relating to continuing medical education for physicians, for submission to the Department of Administration and Governor’s Office and for publication. Additionally,

the Board authorizes the Chairperson to approve the Scope Statement for implementation no less than 10 days after publication. Motion carried unanimously.

**MOTION:** Lee Ann Lau moved, seconded by Timothy Westlake, that if the Board is directed under s. 227.136 (1), Stats., to hold a preliminary public hearing and comment period on the Scope Statement revising Med 13, relating to continuing medical education for physicians, the Chairperson is authorized to approve the notice required under s. 227.136(2), Stats. Motion carried unanimously.

## **REPORT OF RECOMMENDATIONS FROM THE MEDICAL EXAMINING BOARD LICENSURE FORMS COMMITTEE**

### **Minnesota Reciprocity**

**MOTION:** Sheldon Wasserman moved, seconded by Clarence Chou, to request the Department investigate the process for discontinuing Minnesota reciprocity. Motion carried unanimously.

### **CLOSED SESSION**

**MOTION:** Bradley Kudick moved, seconded by Lee Ann Lau, to convene to Closed Session to deliberate on cases following hearing (§ 19.85(1)(a), Stats.); to consider licensure or certification of individuals (§ 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (§ 19.85(1)(b), Stats. and § 448.02(8), Stats.); to consider individual histories or disciplinary data (§ 19.85(1)(f), Stats.); and to confer with legal counsel (§ 19.85(1)(g), Stats.). Kenneth Simons, the Chairperson, read the language of the motion aloud for the record. The vote of each member was ascertained by voice vote. Roll Call Vote: Alaa Abd-Elseyed-yes; Milton Bond, Jr.-yes; David Bryce-yes; Michael Carton-yes; Clarence Chou-yes; Bradley Kudick-yes; Lee Ann Lau-yes; David Roelke-yes; Kenneth Simons-yes; Sheldon Wasserman-yes; and Timothy Westlake-yes. Motion carried unanimously.

The Board convened into Closed Session at 3:21 p.m.

## **DELIBERATION ON DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) MATTERS**

### **Stipulations, Final Decisions and Orders**

#### ***16 MED 014 – John W.P. Horan, M.D.***

**MOTION:** Bradley Kudick moved, seconded by David Roelke, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against John W.P. Horan, M.D., DLSC Case Number 16 MED 014. Motion carried unanimously.

#### ***16 MED 224 – Steven M. Kotsonis, M.D.***

**MOTION:** Lee Ann Lau moved, seconded by David Bryce, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Steven M. Kotsonis, M.D., DLSC Case Number 16 MED 224. Motion carried unanimously.

***16 MED 271 – Waleed S. Najeeb, M.D.***

**MOTION:** Lee Ann Lau moved, seconded by Timothy Westlake, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Waleed S. Najeeb, M.D., DLSC Case Number 16 MED 271. Motion carried unanimously.

**Administrative Warnings**

***19 MED 027 – R.J.K.***

**MOTION:** Lee Ann Lau moved, seconded by David Roelke, to issue an Administrative Warning in the matter of R.J.K., DLSC Case Number 19 MED 027. Motion carried unanimously.

**Case Closings**

**MOTION:** Alaa Abd-Elsayed moved, seconded by David Roelke, to close the following DLSC Cases for the reasons outlined below:

1. 17 MED 344 – T.J.S. – No Violation
2. 18 MED 203 – Unknown – No Violation
3. 18 MED 325 – J.B. – No Violation
4. 19 MED 211 – M.F., T.S. – No Violation
5. 19 MED 213 – C.L. – No Violation
6. 19 MED 382 – R.L. – No Violation
7. 19 MED 527 – C.B. – No Violation
8. 19 MED 290 – D.M.M. – Insufficient Evidence

Motion carried unanimously.

***19 MED 027 – S.C.R.***

**MOTION:** Lee Ann Lau moved, seconded by David Roelke, to close DLSC Case Number 19 MED 027, against S.C.R., for No Violation. Motion carried unanimously.

***19 MED 547 – J.B.***

**MOTION:** Bradley Kudick moved, seconded by Alaa Abd-Elsayed, to close DLSC Case Number 19 MED 547, against J.B., for No Violation. Motion carried unanimously.

***19 MED 484 – L.A.B.***

**MOTION:** David Roelke moved, seconded by Clarence Chou, to close DLSC Case Number 19 MED 484, against L.A.B., for No Violation. Motion carried unanimously.

### **MONITORING MATTERS**

#### ***Raymond Watts, M.D. – Requesting Reinstatement of Full Licensure***

**MOTION:** Lee Ann Lau moved, seconded by Bradley Kudick, to table the request of Raymond Watts, M.D. until the April 15, 2020 meeting. Motion carried unanimously.

*(Lee Ann Lau was excused at 3:46 p.m.)*

### **DELIBERATION OF PROPOSED FINAL DECISIONS AND ORDERS**

#### ***James A Puerner, M.D., Respondent (DHA Case number SPS-19-0060/DLSC Case Number 18 MED 331)***

**MOTION:** Bradley Kudick moved, seconded by David Bryce, to adopt the Findings of Fact, Conclusions of Law, and Proposed Decision and Order, with variance, in the matter of disciplinary proceedings against James A Puerner, M.D., Respondent – DHA Case Number SPS-19-0060/DLSC Case Number 18 MED 331. Motion carried unanimously.

### **RECONVENE TO OPEN SESSION**

**MOTION:** David Roelke moved, seconded by Clarence Chou, to reconvene to Open Session. Motion carried unanimously.

The Board reconvened to Open Session at 4:04 p.m.

### **VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION**

**MOTION:** David Roelke moved, seconded by Michael Carton, to affirm all motions made and votes taken in Closed Session. Motion carried unanimously.

*(Be advised that any recusals or abstentions reflected in the closed session motions stand for the purposes of the affirmation vote.)*

### **OPEN SESSION ITEMS NOTICED ABOVE NOT COMPLETED IN THE INITIAL OPEN SESSION**

**MOTION:** Bradley Kudick moved, seconded by David Roelke, to recognize and thank Yolanda McGowan, Division Administrator for her service to the Division of Policy Development, the Department of Safety and Professional Services, the Medical Examining Board and the State of Wisconsin. Motion carried unanimously.

### **DELEGATION OF RATIFICATION OF EXAMINATION RESULTS AND RATIFICATION OF LICENSES AND CERTIFICATES**

**MOTION:** David Roelke moved, seconded by David Bryce, to delegate ratification of examination results to DSPS staff and to ratify all licenses and certificates as issued. Motion carried unanimously.

**ADJOURNMENT**

**MOTION:** Alaa Abd-Elseyed moved, seconded by Milton Bond, Jr., to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 4:10 p.m.