

**NEBRASKA BOARD OF MEDICINE AND SURGERY**

**MEETING MINUTES**

**October 12, 2018**

**ROLL CALL**

The meeting of the Board of Medicine and Surgery was called to order by Chairperson, Mark Goodman, MD, at 9:00 a.m. on October 12, 2018, in the Light House Room, Country Inn & Suites, 5353 N. 27<sup>th</sup>, Lincoln, Nebraska. The following members answered the roll call:

Mark Goodman, MD, Chairperson  
Carl Smith, MD,  
Michael Bittles, MD  
Judith Scott, DO  
Jeffrey Howorth  
Merle Henkenius

Absent:

Todd Stull, MD, Vice-Chairperson  
John Massey, MD, Secretary

A quorum was present and the meeting convened.

Also present to participate in the meeting: Becky Wisell, Administrator, Jesse Cushman, Program Manager, Jan Gadeken-Harris, Health Licensing Coordinator, Licensure Unit; Mindy Lester, Assistant Attorney General; Suzanna Glover-Ettrich, DHHS Legal Department; Dennis Scott, Kathleen Krueger, Mark Meyerson, Jeff Newman, Trevor Klaassen, Investigators with the Investigation Unit, Anna Harrison, Compliance Monitor, from Licensing and Investigations.

Dr. Goodman announced that there is a copy of all the public documents being reviewed at this meeting available in the meeting room pursuant to the Open Meetings Act.

**REVIEW OF AGENDA**

Scott moved, seconded by Bittles, to approve adoption of the agenda. Voting aye: Bittles, Goodman, Henkenius, Howorth, Scott and Smith. Voting nay: none. Absent: Massey and Stull. Abstain: none. Motion carried.

**APPROVAL OF MINUTES OF THE MEETING**

Smith moved, seconded by Scott to approve the minutes for August 17, 2018 as presented. Voting aye: Bittles, Goodman, Henkenius, Howorth, Scott and Smith. Voting nay: none. Absent: Massey and Stull. Abstain: none. Motion carried.

**PUBLIC STATEMENTS**

Dr. Reginald Burton and Wayne Waite, Dr. Burton's Attorney introduced personal statements in support of Dr. Burton's Reinstatement after Suspension application.

**INVESTIGATIONAL REPORTS, DISCIPLINARY REPORTS, APPLICATION REVIEW – CLOSED SESSION**

Scott moved, seconded by Howorth, to go into closed session at 9:20 a.m. for the purpose of review and discussion of investigative reports, disciplinary reports, licensure applications, and other confidential information, and for the prevention of needless injury to the reputation of the individuals. Voting aye: Bittles, Goodman, Henkenius, Howorth, Scott and Smith. Voting nay: none. Absent: Massey and Stull. Abstain: none. Motion carried.

Goodman recused himself from the meeting at 9:44 a.m.

Goodman returned to the meeting at 9:57 a.m.

Goodman recused himself from the meeting at 10:07 a.m.  
Goodman returned to the meeting at 10:10 a.m.

Board recessed for a Break at 10:27 a.m.  
Board returned at 10:44 a.m.

Suzanna Glover-Ettrich joined the meeting at 10:44 a.m.

Smith moved, seconded by Howorth, to open the session at 11:48 a.m. Voting aye: Bittles, Goodman, Henkenius, Howorth, Scott and Smith. Voting nay: none. Absent: Massey and Stull. Abstain: none. Motion carried.

### **APPLICATION REVIEW – OPEN SESSION**

#### Physician and Osteopathic Physician Initial Application(s)

ASADI-MOGHADDAM, KAVEH, MD - application for a license to practice medicine and surgery. Smith moved, seconded by Bittles, to recommend issuance of a license. Voting aye: Bittles, Goodman, Henkenius, Howorth, Scott and Smith. Voting nay: none. Absent: Massey and Stull. Abstain: none. Motion carried.

DIXON, DAMON CHRISTOPHER, MD - application for a license to practice medicine and surgery. Smith moved, seconded by Howorth, to recommend issuance of a license. Voting aye: Bittles, Goodman, Henkenius, Howorth, Scott and Smith. Voting nay: none. Absent: Massey and Stull. Abstain: none. Motion carried.

HILL, JASON DAVID, MD - application for a license to practice medicine and surgery. Scott moved, seconded by Smith, to recommend issuance of a license. Voting aye: Bittles, Goodman, Henkenius, Howorth, Scott and Smith. Voting nay: none. Absent: Massey and Stull. Abstain: none. Motion carried.

PAO, DUKE GEORGE, MD - application for a license to practice medicine and surgery. Bittles moved, seconded by Henkenius, to recommend issuance of a license. Voting aye: Bittles, Goodman, Henkenius, Howorth and Scott. Voting nay: Smith. Absent: Massey and Stull. Abstain: none. Motion carried.

WAITE, GLENN, MD - application for a license to practice medicine and surgery. Smith moved, seconded by Bittles, to recommend to deny issuance of a license. Denial was based on no evidence of proof of a medical degree. Voting aye: Bittles, Goodman, Henkenius, Howorth, Scott and Smith. Voting nay: none. Absent: Massey and Stull. Abstain: none. Motion carried.

#### Physician and Osteopathic Physician (after Pre-Licensure Investigation) Initial Application(s)

CASH, MICHAEL STEPHEN, DO - application for a license to practice medicine and surgery. Smith moved, seconded by Scott, to recommend to deny issuance of a license. Denial was based on a felony conviction. Voting aye: Bittles, Goodman, Henkenius, Howorth, Scott and Smith. Voting nay: none. Absent: Massey and Stull. Abstain: none. Motion carried.

MALOLEY-LEWIS, BRITTNEY, DO – application for a license to practice medicine and surgery. Bittles moved, seconded by Smith, to recommend issuance of a license. Voting aye: Bittles, Goodman, Henkenius, Howorth, Scott and Smith. Voting nay: none. Absent: Massey and Stull. Abstain: none. Motion carried.

#### Physician and Osteopathic Physician (after Pre-Licensure Investigation) Reinstatement Application(s)

GHANJANASAK, TANYATORN, DO - application for reinstatement of a license to practice medicine and surgery. Smith moved, seconded by Howorth, to recommend to deny issuance of a license. Denial was based on a felony conviction. Voting aye: Bittles, Goodman, Henkenius, Howorth, Scott and Smith. Voting nay: none. Absent: Massey and Stull. Abstain: none. Motion carried.

Physician and Osteopathic Physician Reinstatement after Suspension Application(s)

BURTON, REGINALD ARTHUR, MD - application for reinstatement after suspension of a license to practice medicine and surgery. Smith moved, seconded by Howorth, to recommend to table for further discussion at the December Board meeting. Voting aye: Bittles, Goodman, Henkenius, Howorth, Scott and Smith. Voting nay: none. Absent: Massey and Stull. Abstain: none. Motion carried.

Locum Tenens Application(s)

GROFF, TERRY ROBERT, MD - application for a license to practice medicine and surgery on a Locum Tenens basis. Howorth moved, seconded by Smith, to recommend issuance of a Locum Tenens license. Voting aye: Bittles, Goodman, Henkenius, Howorth, Scott and Smith. Voting nay: none. Absent: Massey and Stull. Abstain: none. Motion carried.

E-Mail Ballot(s) Since the Last Meeting

Since their last meeting, the Board voted via e-mail ballot to issue a license to practice medicine and surgery to Levy, Armond Leon, MD on August 28, 2018, Ross, Jaron Duane, MD on August 27, 2018 and Thaler, Bruce Jay, MD on August 27, 2018.

**PHARMACEUTICAL CARE AGREEMENTS**

There were no comments or concerns by board members on the pharmaceutical care agreements for review at this meeting.

**FYI'S**

FSMB Nominations of Candidates for Elected Office – No Board Comments at this time.  
FSMB Bylaws – No Board comments at this time.

**IMLCC**

Smith moved, seconded by Howorth to approve Jesse Cushman, Program Manager to represent the Board at the Interstate Medical Licensing Compact Commissioner meeting on November 14, 2018.

**BOARD MEMBER RECOGNITION**

Dr. Carl Smith, MD and Dr. Judith Scott, DO were recognized and awarded plaques from the Department of Health and Human Services in grateful appreciation for their contribution to the protection of public health for the citizens of the State of Nebraska while serving as members of the Board of Medicine and Surgery. Dr. Smith's service to the Board started March 22, 2004 and his term will expire on November 30, 2018. Dr. Scott's service to the Board started December 1, 2008 and her term will expire on November 30, 2018.

**ADJOURNMENT**

There being no further business, Smith moved, seconded by Howorth to adjourn the meeting at 12:05 p.m. Voting aye: Bittles, Goodman, Henkenius, Howorth, Scott and Smith. Voting nay: none. Absent: Massey and Stull. Abstain: none. Motion carried.

Respectfully submitted,

\*signature available upon request\*

Mark Goodman, MD, Chairman  
Board of Medicine and Surgery