

EXECUTIVE COMMITTEE

INDEXES

2005

**MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
INDEX OF 2005 EXECUTIVE COMMITTEE MINUTES**

<u>NAME</u>	<u>MONTH</u>
Barringer, J. T.	May
Carney, David O.	October
.	November
Causey, William	May
.	July
Cloy, James Anthony	May
Dudley, William Harvey.	September
Dunn, III, Jack	July
Frenz, John Allen	March
.	July
Hillman, Jr., Joseph C	July
.	November
Johnson, Alfred	July
Kim, Daniel	July
Lawson, Ronald David.	September
Matthews, Arthur Morris, Jr.	January
Mazur, Richard A	July
Mims, Representative Sam C.	January
Moheyuddin, Shamas.	July
Morris, Jason Kendell	May
.	September
Politi, Barry	May
Posey, II, Willie Lee, D. O.	October
Rester, Robert	May
Sanders, Edwin	May
Taylor, Michelle	January
Thomas, Brian, Psy.D.	March
Vaughan, Thomas A.	July

.....September

Warman, MarcJuly

.....September

Wheeler, HaroldJuly

Zimmerman, James R May

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<u>TOPIC</u>	<u>MONTH</u>
Appointments	
Merideth, Philip T.	July
Ad Hoc Committees	
Letter of Resignation - Ms. Freelon-Foster	May
Letter of Appointment - Ms. Martha Thompson	May
Utilization Review/Annual Renewal Form	May
Utilization Review/Expert Witness	January
Utilization Review revised draft from Dr. Merideth	November
Articles	
Physician Spotlight - Dr. Joe Johnston	October
Audits	
Compliance review findings.	September
Boards	
Optomery, Senate Bill 2683	July
Chronic medication lists.	September
Clinical Skills Assessment	January
Coast Colonic Plus and Nutrition Wellness Center	March
Coast Colonic Plus and Nutrition Wellness Center.	May
Federation of State Medical Boards	
Resolutions, nominations, and appointments, call for	October
USMLE	October
Free Standing Clinics Approved	
Hunt, Tony - Byhalia	May
Free Standing Clinics Denied	
Schepens, Stevens and Dimitriades, Jimmy - Robinsonville	July

Job Description

Executive Director November

Legislation March

Licenses

Expired as of June 30, 2005 July

Restricted temporary October

Limited Institutional Licenses

East Mississippi State Hospital March

East Mississippi State Hospital July

Mississippi Department of Health

Proposed ambulatory surgical changes.September

Mississippi Professionals Health Program

Policy on Licensees w/Conditions Requiring Mood Altering Medication . January

Reconsider Grant money May

Mississippi State Board of Nursing

Request of notification of meetings and filingsNovember

Mississippi State Medical Association

Approval to attend June meeting. May

Letter requesting approval 3 year term on MHPC.October

Letter concerning displacement of physicians/Hurricane Katrina.October

Nominations to fill vacancies in 2006. September

Nurse Practitioners

Letter approving free-standing clinics January

Letter to Nursing Board requesting clarification in regulation November

Medical records (responsibility of).October

Medical records policy November

Roberson, Gary May

Personnel

Mallan G. Morgan, M.D. new Executive Director November

Physicians

Dispensing at Central Ms Correctional Facility July

Qualified for treatment of narcotic addiction (DEA). July

Displaced Florida physicians November

Physician Assistants

CME Fall Conference September
Controlled substances educational program January
Master's Degree Requirements (Blanchard/Scalzo). September
Privileges at VA Hospitals January

Press Release

Departure of W. Joseph Burnett, M.D. and appointment of
Mallan G. Morgan, M.D. November

Regulations

Lasers (Use of) October
Physician Assistants March
Radiologist Assistants Update. September

Radiologist Assistants

Final adoption of admendment governing the practice November
Followup on Bill 2006 to license and monitor November
Official opinion letter July

Redi-Rx July

Reinstatement Fees May

Resignations

Breeland, Neil July
Harper, William B. July

Resolutions

W. Joseph Burnett, M.D. November

Terminations

Luke, Robert Glenn September

Texas Definition of Practice of Medicine March

University of Mississippi Medical Center

TelEmergency request for extension October

Vendors/No Solicitation July

VeriDoc January

Wall Certificates March

Web Site

Request to provide physicians' license numbers January

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<u>NAME</u>	<u>MONTH</u>
Almeida, Oscar Domingo, Jr.	March
Barringer, J.T.	May
Chauvin, John C.	May
Dehenre, Malachy Malvin	January
.	March
Dunn, Russell Arthur	January
Frenz, John Allen	March
.	September
Grafton, Thomas Webber	January
.	March
Hillman, Joseph Carroll, Jr.	March
.	May
.	September
.	October
Hutchins, Kelly Eugene	March
.	May
Lehman, Thomas Michael	March
Mardis, Joseph S.	March
Matthews, Arthur Morris, Jr.	January
Mazur, Richard.	September
.	October
Mora, Marcello.	September
Morris, Gabrielle Fodor	May
Odom, Max K. Jr.	September
Rinaldi, Michael Jon	May
Vaughan, Thomas Alfred.	September
.	October

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<u>TOPIC</u>	<u>MONTH</u>
Ad Hoc Committees	
Utilization Review/Expert Witness	January
Annual Renewal Notice	March
Board Members	
Oath of Office	January
Centre for Professional Excellence	March
Chronic Medication	October
Clinical Skills Assessment	January
CME Requirements	
Include medical ethics	March
Cybernestic Healthcare Services	January
Federation of State Medical Boards	
Annual Meeting	March
Legislation	January
License	
Limited - Dept of Health/East Ms State Hospital	May
Mississippi Professionals Health Program	
Policy on Licensees w/Conditions Requiring Mood Altering Medication ..	January
Approval of grant money	September
Mississippi State Medical Association	
Request approval of appointments to MHPC	October
Nurse Practitioners	
Approval of Board of Nursing's Regulation	March
Joint Issue Committee	January
Letter to Physicians and Nurse Practitioners	March
Final Adoption	May
Update to XIII.C.	October
Physician Assistants Update(education)	October
Policies	
Media review	September
.....	October

Presentations

Board of Pharmacy/Leland "Mac" McDivittSeptember

Radiologist Assistants updateOctober

Regulations

CME amendment January

Laser Devices March

 Final Adoption May

Nurse Practitioners March

Physician Assistants March

 Final Adoption May

Radiologist Assistant May

Resolutions

Fortenberry, Kathy May

Moses, Charles May

JANUARY 2005

**BOARD
INDEXES
2005**

**MINUTES
EXECUTIVE COMMITTEE MEETING
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
JANUARY 19, 2005**

MEMBERS PRESENT:

Dewitt G. Crawford, M.D., Louisville, President
Philip T. Merideth, M.D., J.D., Jackson, Secretary
W. Joseph Burnett, M.D., Director

ALSO PRESENT:

Rhonda Freeman, Division Director, Licensure Division
Kathy Fortenberry, Administrative Assistant
Frances Scott, Special Projects Officer, Investigative Division

NOT PRESENT:

William B. Harper, D.O., Greenwood, Vice President
Charles Moses, Division Director, Investigative Division

The Executive Committee of the Mississippi State Board of Medical Licensure met on Wednesday, January 19, 2005, at 4:15 p.m. in the Executive Conference Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi.

PERSONAL APPEARANCE BY MICHELLE TAYLOR, M.D., APPLICANT, UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

Dr. Burnett and Mrs. Freeman reviewed the application of Dr. Taylor, who has been practicing at the University of Mississippi Medical Center before her licensure application was complete. Dr. Taylor joined the meeting and answered questions from the Executive Committee members. It was the consensus of the Executive Committee to issue her a license upon the completion of her application file.

EXECUTIVE COMMITTEE MINUTES

January 19, 2005

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PERSONAL APPEARANCE BY MARC FINCH, PA-C, WIGGINS, MAPA CONTROLLED SUBSTANCES EDUCATIONAL PROGRAM

Mr. Finch had earlier submitted the agenda for a controlled substances educational program sponsored by the Mississippi Academy of Physician Assistants, which was approved. Some of the members of the Executive Committee had questions regarding the program, and Mr. Finch was asked to meet with the members. Dr. Burnett expressed concern that the President of MAPA, who was signing the certificates, is not licensed in Mississippi because he is employed at a VA hospital. Mr. Finch, who is Program Coordinator for MAPA, will begin signing the certificates.

CONTROLLED SUBSTANCES PRIVILEGES FOR PHYSICIAN ASSISTANTS AT VA HOSPITALS

Mr. Finch was asked to stay for a discussion regarding controlled substances privileges for physician assistants employed at VA hospitals and not licensed by this Board. It was the consensus of the Executive Committee members that the Board had no authority in the practice of these physician assistants and that they should contact DEA directly.

ARTHUR MORRIS MATTHEWS, JR., M.D., GULFPORT, MISSISSIPPI MEDICAL LICENSE NUMBER 07141

Dr. Burnett reviewed correspondence from Stan T. Ingram, Esq., attorney for the Board, regarding Arthur M. Matthews, M.D. After receiving several calls from Mississippi State Medical Association and Medical Assurance Company of Mississippi, Dr. Burnett had asked Mr. Ingram for an opinion on whether or not the Board could take disciplinary action against Dr. Matthews, based upon his plea of guilty for failing to pay taxes, a misdemeanor. Mr. Ingram joined the meeting and answered questions from the Executive Committee members. Dr. Crawford recommended that this matter be taken before the full Board on Thursday.

MISSISSIPPI PROFESSIONALS HEALTH PROGRAM'S POLICY ON LICENSEES WITH CONDITIONS REQUIRING MOOD ALTERING MEDICATION

Dr. Burnett briefly reviewed MPHP's *Policy on Licensees with Conditions Requiring Mood Altering Medication*. This will be presented to the full Board on Thursday.

EXECUTIVE COMMITTEE MINUTES

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REQUEST FROM REPRESENTATIVE SAM C. MIMS TO PROVIDE PHYSICIANS' NUMBERS ON THE WEB SITE

Dr. Burnett reviewed correspondence from Representative Sam C. Mims, requesting that the physicians' license numbers be provided on the Board's web site. Because of the cost involved in doing this, it was the consensus of the Executive Committee members that it would not be feasible to do so.

LETTER TO NURSE PRACTITIONERS RE: FREE-STANDING CLINICS

Dr. Burnett advised that Mr. Ingram had made some recommendations to the letter sent physicians when approved for free-standing clinics. Mr. Ingram will continue to work on these proposed changes.

VERIFICATIONS BY VERIDOC

Mrs. Freeman briefly reviewed the history of the VeriDoc License Verification System, which resulted from some of the states wanting to develop a common verification report form. This is now being tested by Rolf Sletten, Executive Secretary of the North Dakota State Board of Medical Examiners. It was the consensus of the Executive Committee members to obtain more information before making a decision.

CLINICAL SKILLS PORTION OF USMLE STEP II

Since this will be the first year to implement the clinical skills requirement, Dr. Burnett and Mrs. Freeman advised that the University of Mississippi Medical Center was requesting a waiver. Mrs. Freeman will obtain more information, and this will be taken to the full Board on Thursday.

REVIEW OF JANUARY 20 BOARD AGENDA

Dr. Burnett briefly reviewed Thursday's Board agenda.

OTHER BUSINESS

After some discussion of related matters, Dr. Crawford advised that he was forming a new committee, *Utilization Review/Expert Witness*. Dr. Merideth will serve as Chair, with Dr. Bush and Dr. Johnston serving on the committee.

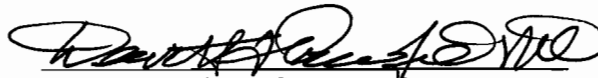
EXECUTIVE COMMITTEE MINUTES

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ADJOURNMENT

There being no further business, the meeting adjourned at 5:30 p.m.



Dewitt G. Crawford, M.D.

President

Minutes taken and transcribed

by Kathy Fortenberry

Administrative Assistant

January 19, 2005

**BOARD MINUTES
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
JANUARY 20, 2005**

The regularly scheduled meeting of the Mississippi State Board of Medical Licensure was held on Thursday, January 20, 2005, in the Executive Conference Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi.

The following members were present:

Dewitt G. Crawford, M.D., Louisville, President
Philip T. Merideth, M.D., J.D., Jackson, Secretary
Larry B. Aycock, M.D., McComb
Freda M. Bush, M.D., Jackson
A. Wallace Conerly, M.D., Jackson
Don A. Gibson, M.D., Richland
Joseph E. Johnston, M.D., Mount Olive
Dwalia S. South, M.D., Ripley
W. Joseph Burnett, M.D., Director

Also present:

Stan T. Ingram, Attorney for the Board
Heather Wagner, Special Assistant Attorney General
Rhonda Freeman, Division Director, Licensure Division
Charles Moses, Division Director, Investigative Division
Kathy Fortenberry, Administrative Assistant
Wesley Breland, Hattiesburg, Consumer Health Ad Hoc Committee
Cecil R. Burnham, Jackson, Consumer Health Ad Hoc Committee

Not present:

William B. Harper, D.O., Greenwood, Vice President
Dianna Freelon-Foster, Grenada, Consumer Health Ad Hoc Committee

The meeting was called to order at 9:40 a.m. by Dr. Crawford, President. The invocation was given by Dr. Aycock. Dr. Crawford welcomed Dr. Gibson as a Board member; Mr. Breland and Mr. Burnham, members of the Consumer Health Ad Hoc Committee; John Fuquay, reporter for *The Clarion Ledger*; and Lisa Rogers, Court Reporter.

OATH OF OFFICE - DON ALBERT GIBSON, M.D., RICHLAND

Don Albert Gibson, M.D., Richland, was administered the Oath of Office by Lisa Rogers, Court Reporter, a copy of which is attached hereto and incorporated by reference. Dr. Gibson was appointed to represent the First Supreme Court District for a term ending June 30, 2010.

APPROVAL OF CERTIFICATION OF MISSISSIPPI LICENSES TO OTHER ENTITIES FOR THE PERIOD OCTOBER 1, 2004, TO DECEMBER 31, 2004

Two hundred ten (210) licenses were certified to other entities for the period October 1, 2004, to December 31, 2004. Motion was made by Dr. Johnston, seconded by Dr. Merideth, and carried unanimously to approve these certifications.

APPROVAL OF LICENSES ISSUED FOR THE PERIOD OCTOBER 1, 2004, TO DECEMBER 31, 2004

Ninety (90) licenses were issued for the period October 1, 2004, to December 31, 2004. Motion was made by Dr. Johnston, seconded by Dr. Conerly, and carried unanimously to approve these licenses.

REVIEW OF MINUTES OF THE BOARD MEETING DATED OCTOBER 14 AND 15, 2004

Minutes of the Board Meeting dated October 14 and 15, 2004, were reviewed. Dr. Johnston moved for approval of the minutes as submitted. Dr. Conerly seconded the motion, and it carried unanimously.

REVIEW OF MINUTES OF THE EXECUTIVE COMMITTEE MEETING DATED NOVEMBER 3, 2004, AND MINUTES OF THE BOARD MEETING DATED NOVEMBER 4, 2004

Minutes of the Executive Committee Meeting dated November 3, 2004, and Minutes of the Board Meeting dated November 4, 2004, were reviewed. Dr. Johnston moved for approval of the minutes as submitted. Dr. Merideth seconded the motion, and it carried unanimously.

REPORT OF JANUARY 19, 2005, EXECUTIVE COMMITTEE MEETING

Dr. Burnett reported on Wednesday's Executive Committee meeting.

Dr. Burnett reviewed Mr. Ingram's opinion concerning whether or not the Board could seek disciplinary action against Arthur Morris Matthews, Jr., M.D., Gulfport, based upon his plea of guilty for failing to pay taxes, a misdemeanor. Motion was made by Dr. South and seconded by Dr. Aycock to follow Mr. Ingram's recommendation, which was not to seek disciplinary action against Dr. Matthews. Before a vote was taken, motion was made by Dr. Merideth, seconded by Dr. Bush, and carried unanimously that the Board consider going into Executive Session. With a motion by Dr. Bush, seconded by Dr. Merideth, the Board went into Executive Session. Upon motion by Dr. Bush, seconded by Dr. Johnston, and carried unanimously, the Board came out of Executive Session at which time Dr. Crawford announced that the issue was discussed, but no votes or action taken. Motion was made by Dr. Merideth, seconded by Dr. Johnston to table this item. The vote was five for and two against.

Since this will be the first year to implement the clinical skills requirement, Dr. Burnett and Mrs. Freeman advised that the University of Mississippi Medical Center was requesting a waiver. Mrs. Freeman will obtain more information and report back on this.

Dr. Burnett presented other informational items, which are reflected in the Executive Committee Minutes. Motion was made by Dr. Johnston, seconded by Dr. Bush, and carried unanimously to approve the actions of the Executive Committee.

REPORTS FROM AD HOC COMMITTEES

Alternative Medicine - There was no new information to report.

Consumer Health - There was no new information to report.

Educational Development - Dr. Aycock advised that the committee was working on adding a CME requirement to include medical ethics. He hopes to have a report for the next meeting.

Impaired Physicians Program - There was no new information to report.

Manpower - There was no new information to report.

Nurse Practitioner and Expanded Role - Dr. Bush reported on Wednesday's meeting with the Joint Issues Committee. The next meeting is scheduled for February 17.

Rules, Regulations, and Legislative - House Bills 439 and 1410 pertaining to nurse practitioners were briefly discussed.

Telemedicine - Dr. Elayne Hayes-Anthony, Cybernostic Healthcare Services, who has met with the Board previously, was present and answered questions from the Board members. After some discussion, motion was made by Dr. Bush, seconded by Dr. Johnston, and carried unanimously that Cybernostic Healthcare Services could go forward, operating under the Board's guidelines pertaining to free standing clinics.

Dr. Crawford announced the formation of a new committee, ***Utilization Review/Expert Witness***. Dr. Merideth will serve as Chair, with Dr. Bush and Dr. Johnston serving on the committee.

THE BOARD RECESSED AT 10:50 A.M. AND RECONVENED AT 11:30 A.M.

Dr. Burnett introduced Sherry Harris, who has recently joined the Board's staff as receptionist.

HEARING IN THE CASE OF RUSSELL ARTHUR DUNN, M.D., BRANDON, MISSISSIPPI MEDICAL LICENSE NUMBER 03117

Dr. Dunn was not present or represented by legal counsel. Mr. Ingram verified that Dr. Dunn was not present and entered as an exhibit a letter from Dr. Dunn, in which he stated he would not be present for the hearing.

Neil Breeland, Investigator for the Board, was sworn in and stated that he had searched the facility and Dr. Dunn was not present. Mr. Ingram entered a number of exhibits and questioned Mr. Breeland.

Gary D. Carr, M.D., Medical Director, Mississippi Professionals Health Program, was sworn in and answered questions from Mr. Ingram. Alexandria G. Polles, M.D., addiction psychiatrist from Hattiesburg, was sworn in. Mr. Ingram entered her curriculum vitae as an exhibit and submitted Dr. Polles as an expert witness. Dr. Polles answered questions from Mr. Ingram regarding her treatment of Dr. Dunn.

Motion was made by Dr. Meredith, seconded by Dr. Bush, and carried unanimously that the Board consider going into Executive Session to consider entry of an order which may be appealable. With a motion by Dr. Aycock, seconded by Dr. Johnston, the Board went into Executive Session. Dr. Gibson recused himself.

Upon motion by Dr. Johnston, seconded by Dr. Bush, and carried unanimously, the Board came out of Executive Session at which time Dr. Crawford announced to suspend indefinitely Licensee's license to practice medicine effective immediately. The Board's Order is attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Lisa Rogers, Court Reporter.

OTHER BUSINESS

Mrs. Freeman reported that she had obtained more information from the University of Mississippi concerning their request for a waiver on the clinical skills requirement. There have been some problems with the testing since this is the first year, and UMC officials are not sure how this will affect the July 1, 2005, starting date. Motion was made by Dr. Merideth, seconded by Dr. Johnston, and carried unanimously that the requirement of passing the clinical skills assessment be waived for one year for obtaining a temporary license at UMC. When the temporary license is renewed at the end of one year, proof of passing the clinical skills exam must be presented.

APPROVAL OF MISSISSIPPI PROFESSIONALS HEALTH PROGRAM'S POLICY ON LICENSEES WITH CONDITIONS REQUIRING MOOD ALTERING MEDICATION

Dr. Carr reviewed his proposed *Policy on Licensees with Conditions Requiring Mood Altering Medication* and answered questions from the Board members. Motion was made by Dr. Johnston, seconded by Dr. Conerly, and carried unanimously to accept this policy, a copy of which is attached hereto and incorporated by reference.

HEARING IN THE CASE OF MALACHY MALVIN DEHENRE, M.D., LAUREL, MISSISSIPPI MEDICAL LICENSE NUMBER 12652

Dr. Dehenre was present and represented by Paul Mathis, Jr., Esq., Greenville.

Mr. Ingram reviewed the charges, which resulted from action in Alabama.

Mr. Mathis addressed the Board and requested a continuance. Mr. Ingram responded to this request.

Motion was made by Dr. Aycock, seconded by Dr. Merideth, and carried unanimously that the Board consider going into Executive Session to consider entry of an order which may be appealable. With a motion by Dr. Johnston, seconded by Dr. Merideth, the Board went into Executive Session.

Upon motion by Dr. Aycock, seconded by Dr. Johnston, and carried unanimously, the Board came out of Executive Session at which time Dr. Crawford announced to grant the continuance until the next regularly scheduled meeting. Licensee will be notified as soon as a date is established. The Board's Order of Continuance is attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Lisa Rogers, Court Reporter.

PERSONAL APPEARANCE BY THOMAS WEBBER GRAFTON, D.O., MEMPHIS, MISSISSIPPI MEDICAL LICENSE NUMBER 12613, TO REQUEST REINSTATEMENT OF LICENSE

Dr. Grafton was present but not represented by legal counsel. Also present was Mrs. Grafton.

Dr. Burnett explained the action would not be effective until February 8, 2005, which would be the end of the three months suspension as stated in the November 2004 Order of the Board.

Gary D. Carr, M.D., Medical Director, Mississippi Professionals Health Program, addressed the Board on behalf of Dr. Grafton. Dr. Carr and Dr. Grafton are sworn in, and Dr. Grafton addressed the Board. Both answered questions from the Board members.

Motion was made by Dr. Johnston, seconded by Dr. Bush, and carried unanimously that the Board consider going into Executive Session to consider entry of an order which may be appealable. With a motion by Dr. Johnston, seconded by Dr. Conerly, the Board went into Executive Session.

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Upon motion by Dr. Gibson, seconded by Dr. South, and carried unanimously, the Board came out of Executive Session at which time Dr. Merideth announced to authorize the Executive Director of the Board and the Executive Committee to consider the removal of the suspension of the Licensee's license to practice medicine on or after February 8, 2005, upon proof of completion of Items #2 and #3 of the Board's Order of November 4, 2004. The Board's Order is attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Lisa Rogers, Court Reporter.

ADJOURNMENT

The meeting was adjourned at 1:40 p.m. with the next meeting date to be announced.



Dewitt G. Crawford, M.D.
President

Minutes taken and transcribed
by Kathy Fortenberry
Administrative Assistant
January 20, 2005

**EXECUTIVE SESSION
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
JANUARY 20, 2005**

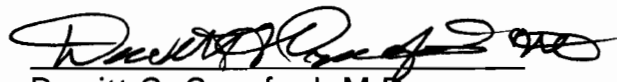
AGENDA ITEM XII

**HEARING IN THE CASE OF RUSSELL ARTHUR DUNN, M.D., BRANDON,
MISSISSIPPI MEDICAL LICENSE NUMBER 03117**

Motion made by Dr. Johnston, seconded by Dr. Aycock, and carried to suspend indefinitely Licensee's license to practice medicine effective immediately.

<u>VOTE:</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Larry B. Aycock, M.D.	X			
Freda M. Bush, M.D.	X			
A. Wallace Conerly, M.D.	X			
Dewitt G. Crawford, M.D.	X			
Don A. Gibson, M.D.			X	
William B. Harper, D.O.				X
Joseph E. Johnston, M.D.	X			
Philip T. Merideth, M.D., J.D.	X			
Dwalia S. South, M.D.	X			

With a motion by Dr. Johnston, seconded by Dr. Bush, the Board came out of Executive Session.


Dewitt G. Crawford, M.D.
President

**EXECUTIVE SESSION
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
JANUARY 20, 2005**

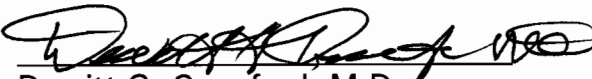
AGENDA ITEM XIII

**HEARING IN THE CASE OF MALACHY MALVIN DEHENRE, M.D., LAUREL,
MISSISSIPPI MEDICAL LICENSE NUMBER 12652**

Motion made by Dr. Aycock, seconded by Dr. Johnston, and carried to grant the Licensee's motion for a continuance.

<u>VOTE:</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Larry B. Aycock, M.D.	X			
Freda M. Bush, M.D.	X			
A. Wallace Conerly, M.D.	X			
Dewitt G. Crawford, M.D.	X			
Don A. Gibson, M.D.	X			
William B. Harper, D.O.				X
Joseph E. Johnston, M.D.	X			
Philip T. Merideth, M.D., J.D.	X			
Dwalia S. South, M.D.	X			

With a motion by Dr. Aycock, seconded by Dr. Johnston, the Board came out of Executive Session.


Dewitt G. Crawford, M.D.
President

**EXECUTIVE SESSION
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
JANUARY 20, 2005**

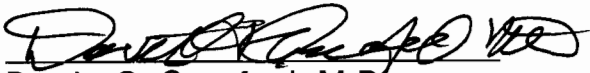
AGENDA ITEM XIV

**PERSONAL APPEARANCE BY THOMAS WEBBER GRAFTON, D.O., MEMPHIS,
MISSISSIPPI MEDICAL LICENSE NUMBER 12613, TO REQUEST REINSTATEMENT
OF LICENSE**

Motion made by Dr. Johnston, seconded by Dr. Bush, and carried to authorize the Executive Director of the Board and the Executive Committee to consider the removal of the suspension of the Licensee's license to practice medicine on or after February 8, 2005, upon proof of completion of Items #2 and #3 of the Board's Order of November 4, 2004.

<u>VOTE:</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Larry B. Aycock, M.D.	X			
Freda M. Bush, M.D.	X			
A. Wallace Conerly, M.D.	X			
Dewitt G. Crawford, M.D.	X			
Don A. Gibson, M.D.	X			
William B. Harper, D.O.				X
Joseph E. Johnston, M.D.	X			
Philip T. Merideth, M.D., J.D.	X			
Dwalia S. South, M.D.	X			

With a motion by Dr. Gibson, seconded by Dr. South, the Board came out of Executive Session.


Dewitt G. Crawford, M.D.
President

OATH OF OFFICE

I, Don Albert Gibson, M.D. do solemnly swear (or affirm)

that I will faithfully support the Constitution of the United States and the Constitution of the State of Mississippi, and obey the laws thereof; that I am not disqualified from holding the office of _____

Member, Mississippi State Board of Medical Licensure

that I will faithfully discharge the duties of the office upon which I am about to enter. So help me God.

Subscribed and sworn to before me at

Jackson

Mississippi, this 20th day

of January, 19-2005

Don A. Gibson

By

Khonda Freeman

Notary Public State of Mississippi At Large
My Commission Expires: October 11, 2007
Bonded Thru Helden, Brooks & Garland, Inc.

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

**RUSSELL ARTHUR DUNN, M.D.
MS MEDICAL LICENSE NO. 3117**

DETERMINATION AND ORDER

THIS MATTER came on regularly for hearing before the Mississippi State Board of Medical Licensure (hereinafter "Board"), pursuant to Title 73, Chapter 25, Miss. Code (1972) Annotated. The Board initiated these proceedings on January 4, 2005, by issuance of a Summons against Russell Arthur Dunn, M.D. (hereinafter "Licensee"), with an attached Affidavit from Neil Breeland, Investigator, after the Board's Examining Committee made certain recommendations with regard to Licensee's ability to practice medicine, in accordance with its authority pursuant to Sections 73-25-61 and 73-25-63 of the Mississippi Code of 1972, Annotated. The Summons and Affidavit were served upon Licensee on January 5, 2005. On that same date, based in part upon the findings of the Examining Committee, Licensee was also served with an Order of Temporary Action Pending Hearing, pursuant to Miss. Code Ann. Section 73-25-63. The affidavit set forth allegations of violations of Subsection (4) of Section 73-25-57 and Subsections (a) and (b) of Section 73-25-53 of the Mississippi Code of 1972, Annotated.

In accordance with Section 73-25-63, this matter was set for hearing on January 20, 2005. Licensee did not appear at the hearing, and did not request the matter be continued. Licensee did submit documentation to the Board for consideration. Complaint Counsel for the Board was Honorable Stan T. Ingram. Sitting as legal advisor to the Board was

Honorable Heather Wagner, Assistant Attorney General. Board members present for the proceedings were Larry Aycock, M.D., Freda Bush, M.D., Wallace Conerly, M.D., Dewitt Crawford, M.D. (Board President), Joseph Johnston, M.D., Dwalia South, M.D. and Philip Meredith, M.D., J.D. Board member William Harper, D.O., was not present for any of the proceedings and did not participate in the decision of the Board. Board member Don Albert Gibson, M.D., recused himself from the matter for personal reasons.

Witnesses testifying during the proceedings on the merits of the charges against Licensee were Neil Breeland, Investigator for the Board; Gary Carr, M.D., Medical Director, Mississippi Professionals Health Program and Chair of the Examining Committee; and Dr. Alexis Polles from the Professional Enhancement Program in Hattiesburg, Mississippi.

Based upon the evidence and testimony presented, the Board renders the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. That on or about October 5, 2004, an order of "Referral of Physician to Examining Committee" was issued directing Licensee to appear before the Examining Committee of the Board for the purpose of determining the fitness of Licensee to practice medicine with reasonable skill and safety to patients, either on a restricted or unrestricted basis, as a result of suffering from possible mental and/or physical illness. The referral was made following a comprehensive investigation establishing that Licensee, who no longer possessed privileges to handle controlled substances, had been administering and prescribing large quantities of non-controlled medication having addiction sustaining or addiction potential to a number of patients, several of which either worked for or lived with Licensee.

2. Licensee appeared before the Examining Committee of the Board on October 20, 2004. The Examining Committee met with Licensee and completed the examination and evaluation. By letter dated October 22, 2004, Dr. Gary Carr reported the findings and recommendations of the Examining Committee with regard to Licensee. This document was admitted as evidence in this matter and was considered by the Board, and the Board adopts in full the findings of the Examining Committee. The final recommendation of the Examining Committee was that Licensee should not be practicing medicine and that Licensee should voluntarily surrender his license to practice medicine. The Examining Committee recommended that, if Licensee determined not to voluntarily surrender his license, that prior to the Board's consideration of this matter, Licensee undergo further evaluation including neuropsychiatric and competency testing. Licensee began such testing with the Professional Enhancement Program (PEP) at Pine Grove, but did not complete that testing. Dr. Polles appeared to testify with regard to the testing performed on Licensee, and the findings and recommendations of the PEP. Exhibit 10 to the proceedings before the Board consists of the findings and conclusions of the PEP. The Board adopts in full the findings of the PEP with regard to Licensee's abilities to practice medicine.

CONCLUSIONS OF LAW

Based upon the foregoing, the Board has determined that Licensee failed to comply with the reasonable order of the Examining Committee pursuant to Section 73-25-57(4). The Board further finds that Licensee is unqualified to practice medicine within the State of Mississippi, pursuant to Sections 73-25-53(a) and (b) of the Mississippi Code of 1972, Annotated, in that Licensee is currently suffering from a mental or physical illness, including

but not limited to deterioration through the aging process, such that Licensee's continued and unrestricted practice constitutes an imminent threat to public health and safety.

ORDER

IT IS HEREBY ORDERED that based upon the Findings of Fact and Conclusions of Law enumerated above, and in accordance with the Board's duty to protect the public, that the License of Russell Arthur Dunn, M.D., should be, and is hereby, indefinitely suspended pursuant to Section 73-25-53 of the Mississippi Code of 1972, Annotated, as amended.

IT IS FURTHER ORDERED that a copy of this Determination and Order shall be sent by registered mail, or personally served upon Russell Arthur Dunn, M.D. The Order shall be given immediate effect.

SO ORDERED, this the 20th day of January 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY:



**DEWITT GREY CRAWFORD, M.D.
PRESIDENT**

Mississippi Professionals Health Program Policy on Licensees with Conditions Requiring Mood Altering Medication:

Introduction:

It is recognized that physicians and other health care providers subject to participation within the Mississippi Professionals Health Program (MPHP) are susceptible to the same illnesses as the general population. As such, they present to their treatment providers and will, from time to time, be treated with any number of mood altering medications. These treatments have the potential to interfere with the licensee's ability to practice with reasonable skill and safety. In the majority of such cases, the licensee and/or their treatment providers are aware of this and take appropriate measures to ensure the licensee is not practicing while under the influence of medications. Typically, these situations will be episodic, self-limited, and appropriately managed. In this situation there is little role for MPHC, beyond providing information and advice as needed.

Other situations are more complicated. Some licensees may require ongoing management with benzodiazepines, perhaps in concert with other medications. Others may have chronic pain requiring ongoing and, perhaps, escalating use of opiate analgesics. In order to assist the licensee, their treatment providers, the regulatory agencies, other involved entities and the general public MPHP may have a monitoring role to play.

Policy

The Mississippi Professionals Health Program shall make its services and expertise available to non-addicted licensees requiring mood altering medication under the following circumstances:

- 1) A licensee requiring mood altering medication requests MPHP's counsel, evaluation and/or monitoring.
- 2) A treatment provider for a licensee requests MPHP's counsel, evaluation and/or monitoring on behalf of a licensee.
- 3) Any entity involved in a licensee's credentialing, privileges, liability insurance, etc. requests MPHP's counsel, evaluation, and/or monitoring of a licensee.
- 4) MPHC receives a substantiated report of impairment from any reporting source.
- 5) The Mississippi State Board of Medical Licensure or Mississippi State Board of Dental Examiners (Board) requests MPHP's counsel, evaluation, and/or monitoring.

Investigation

MPHC shall conduct any investigation required to ensure that the licensee has a legitimate medical condition for which the prescribed medication(s) are indicated and appropriate. MPHC may ask the applicable board to assist with investigation if needed.

Evaluation

Appropriate evaluation may have already been completed. If not, the MPHIC will recommend further evaluation including, but not limited to:

- a) specialty consults
- b) neuropsychiatric testing
- c) pain management consultation
- d) mental health evaluation
- e) A & D evaluation
- f) Other approved evaluation as may be indicated and appropriate.

Monitoring

The purpose of monitoring is to:

- a) ensure the licensee is practicing with reasonable skill and safety
- b) create accountability on the part of the licensee and his/her treatment providers
- c) serve as a resource to treatment providers
- d) serve as a source of support for the licensee
- e) create a "paper trail" of appropriate and responsible behavior to document the licensee's ability to continue to practice in the face of their health problem, and
- f) be positioned to intervene should the licensee's health condition and/or medication requirements preclude continued safe practice.

A contract for a licensee requiring mood altering medication may include, but is not limited to:

- a) routine, but at least quarterly, written updates from all treatment providers.
- b) a requirement that licensee use one (1) drug store.
- c) a requirement that the licensee avoid self-treatment
- d) a requirement that the licensee avoid alcohol and other mood altering drugs
- e) periodic, but at least quarterly, reports from workplace monitor(s).
- f) a requirement that the licensee submit to further evaluation as might be recommended by MPHIC.
- g) periodic appearances before MPHIC.
- h) a provision that the licensee will immediately withdraw from practice pending further evaluation if asked to do so.
- i) any other monitoring which might be indicated and in the interest of the licensee, their treatment providers, the MPHIC, the Board, and/or other involved entities.

Length of monitoring may be individualized but will, generally, continue so long as the licensee is requiring mood altering medication yet wishes to continue in the practice to which their license affords them the privilege. Monitoring may also continue for licensees who withdraw from practice but hope to return to practice at some future date. Monitoring will not be terminated in the following situations:

- a) the health condition being treated is unstable and medications are requiring adjustment
- b) the licensee's condition is such that future deterioration is likely
- c) any questions/concerns have been raised by monitors, treatment providers, boards or other involved entities within the past 12 months
- d) any contract element has not been adhered to within the past 12 months
- e) treatment necessitates the continuous or intermittent use of Schedule II Medication.

In situations where a licensee wishes to discontinue monitoring against the advice of MPHC, the case in question will be presented – either by name or number as is appropriate – to the applicable board for their decision. The involved licensee and/or their treatment providers may wish to convey their position to the board and are encouraged to do so.

Reporting of a Licensee to Their Board

The applicable Board receives reports on the progress of all licensees, either by name or number as is appropriate to the case. Licensees known to their Board only by number will be reported to the Board by name if:

- a) They are not compliant with the terms of their monitoring contract after appropriate intervention and instruction
- b) They fail to follow the recommendations of MPHC
- c) MPHC determines it is impossible to adequately monitor a particular case
- d) Immediately if it is determined they are not safe to practice with reasonable skill and safety

The licensee with a health condition requiring the use of potentially impairing medications is a complicated dilemma for all concerned. Used appropriately, MPHP can provide a valuable resource to all involved. While some licensee's requiring mood altering medication, and perhaps their treatment providers as well, may reasonably believe they can manage these situations without oversight; they must understand the risk they assume in doing so. This risk is mitigated through sharing it with MPHP serving as a monitoring and advocacy entity to both the licensee and their treatment providers.

BEFORE THE MISSISSIPPI MEDICAL LICENSURE BOARD

IN THE MATTER OF THE PHYSICIAN'S LICENSE OF

MALACHY MALVIN DEHENRE, M.D.

THIRD ORDER OF CONTINUANCE

THIS MATTER was set for hearing on January 20, 2005, before the Mississippi State Board of Medical Licensure (Board). Pursuant to its authority under Section 73-24-89 of the Mississippi Code of 1972, the Board, on August 19, 2004, served Malachy Malvin Dehenre, M.D. (Licensee), with an Order of Prohibition, enjoining Licensee from engaging in the practice of medicine in the State of Mississippi. Since that time, Licensee has, through counsel, requested two continuances. The prior continuances were granted due to the pendency of charges against Licensee's medical license in the State of Alabama. Licensee appeared on January 20, 2005, represented by new counsel, Paul Mathis, and requested another continuance to allow him sufficient time to prepare for this matter. After consideration of the matter, although Mr. Mathis failed to comply with the Board's Rules and Regulations with regard to requesting continuances, the Board finds Licensee's request for a continuance of this matter to a later date to be well taken.

IT IS, THEREFORE, ORDERED that this matter is continued until the next regularly scheduled meeting of the Board. Licensee shall be notified as soon as that date is established. All terms and conditions of the Order of Prohibition dated August 19, 2004, shall remain in full force and effect until further action by the Board.

IT IS FURTHER ORDERED that a copy of this Order of Continuance be mailed to
Licensee's counsel of record.

SO ORDERED, this the 20th day of January, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY:



**DEWITT GREY CRAWFORD, M.D.
PRESIDENT**

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

THOMAS W. GRAFTON, D.O.

DETERMINATION AND ORDER

THIS MATTER came on for hearing on January 20, 2005, before the Mississippi State Board of Medical Licensure, at the request of Thomas W. Grafton, D.O. (Licensee). Licensee appeared requesting the removal of a suspension placed on his license to practice medicine after a hearing conducted on November 4, 2004, pursuant to Title 73, Chapters 25 and 26, Miss. Code (1972) Annotated. Licensee appeared in person making this request and was not represented by counsel. Complaint Counsel for the Board was Honorable Stan T. Ingram. Sitting as legal advisor for the Board was Honorable Heather Wagner, Special Assistant Attorney General. Evidence and testimony was then presented. Based upon such evidence and testimony, the Board renders the following findings of fact and order.

FINDINGS OF FACT

I. That, by Order of the Board dated November 4, 2004, Licensee's License to practice medicine in the State of Mississippi was suspended indefinitely; however, Licensee was given specific authority to petition for removal of that suspension after a period of three months, provided three conditions were met. Those three conditions were as follows: (1) that Licensee enter into and abide by the terms of a contract with the Mississippi Professionals Health Program; (2) that Licensee obtain an evaluation and

obtain treatment from a **Board-approved** psychiatrist; and (3) that Licensee completes a neuropsychological evaluation by a **Board-approved** neuropsychologist.

II. That Licensee has not yet completed these three conditions. He has entered into a contract with the Mississippi Professional Health Program, and Dr. Gary Carr, Director of that program, spoke on Licensee's behalf during the hearing. Licensee has entered into outpatient treatment and counseling, although has not yet completed that course of counseling, and the psychiatrist is not one specifically approved by the Board, although this physician was recommended by the MPHP. Licensee has not completed the neuropsychological evaluation by a Board-approved neuropsychologist. Licensee has an appointment with a neuropsychologist (non-Board-approved) in April of 2005.

III. That the mandatory three month time period for suspension of Licensee's license has not yet expired, and will not expire until February 8, 2005.

ORDER

IT IS HEREBY ORDERED, based upon the Findings of Fact enumerated above, that considering that the mandatory three month time period for the suspension of Licensee's license has not expired, and further considering that the Licensee has not as of this date complied with the November 4, 2004, Order, Licensee's request to have the suspension of his license removed is denied.

IT IS FURTHER ORDERED that if at any time on or after the date of February 8, 2005, Licensee presents evidence to the Board's Executive Director that he has completed all three of the conditions required by the November 4, 2004, Order, the Executive Director and Executive Committee of the Board are hereby authorized to consider lifting the

suspension of Licensee's license to practice medicine in the State of Mississippi, any such action not to be effective until February 8, 2005, at the earliest. If Licensee's Mississippi license to practice medicine is reinstated, the Board specifically reserves to the Executive Director and the Executive Committee the right to impose appropriate and necessary restrictions on said license.

IT IS FURTHER ORDERED , that pursuant to Section 73-25-27, a copy of this Determination and Order shall be sent by registered mail, or personally served upon Thomas W. Grafton, D.O.

SO ORDERED, this the 20th day of January, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY:


**DEWITT GREY CRAWFORD, M.D.
PRESIDENT**

MARCH 2005

**MINUTES
EXECUTIVE COMMITTEE MEETING
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
MARCH 16, 2005**

MEMBERS PRESENT:

Dewitt G. Crawford, M.D., Louisville, President
Philip T. Merideth, M.D., J.D., Jackson, Secretary
A. Wallace Conerly, M.D., Jackson
W. Joseph Burnett, M.D., Director

ALSO PRESENT:

Rhonda Freeman, Division Director, Licensure Division
Kathy Fortenberry, Administrative Assistant
Charles Moses, Division Director, Investigative Division
Frances Scott, Special Projects Officer, Investigative Division

NOT PRESENT:

William B. Harper, D.O., Greenwood, Vice President

The Executive Committee of the Mississippi State Board of Medical Licensure met on Wednesday, March 16, 2005, at 4:00 p.m. in the Executive Conference Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi. Since Dr. Harper could not attend, Dr. Conerly was asked to serve on the Executive Committee for this meeting.

APPROVAL OF BRIAN THOMAS, PSY.D., TUPELO, TO THE BOARD'S LIST OF ACCEPTED NEUROPSYCHOLOGISTS

Dr. Burnett reviewed the curriculum vitae of Dr. Thomas. It was the consensus of the Executive Committee members to add Dr. Thomas to the Board's list of accepted neuropsychologists.

JOHN ALLEN FRENZ, M.D., MISSISSIPPI MEDICAL LICENSE NUMBER 10906

Dr. Burnett advised that according to the Board's policy, *Re-licensure After Surrender of Medical License*, Dr. Frenz had to reapply before he could be considered for re-licensure. If Dr. Frenz is present at Thursday's Board meeting, he will be allowed to address the Board, but his case will not be considered until the application process is complete.

EXECUTIVE COMMITTEE MINUTES

March 16, 2005

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HOUSE BILL 689

House Bill 689, which has been signed by the Governor, was reviewed. This bill authorizes radiologists to use the services of radiologist assistants to practice radiology assistance under their supervision and states that the Board shall define by rule the scope of practice of a radiologist assistant and the educational qualifications necessary to practice as a radiologist assistant. Dr. Burnett advised that the staff would begin working on this.

AMENDMENT TO REGULATIONS GOVERNING THE PRACTICE OF PHYSICIAN ASSISTANTS

A proposed amendment to *Regulations Governing the Practice of Physician Assistants* was reviewed. Currently, 50 hours of CME are required each year, of which 20 of these hours must be Category I, as defined by the ACCME. This amendment would require that ten hours must be related to the prescribing of medications with an emphasis on controlled substances. This proposed amendment will be presented to the full Board on Thursday.

TEXAS STATUTE REGARDING THEIR DEFINITION OF "PRACTICING MEDICINE"

Dr. Burnett reviewed the Texas statute which defined "Practicing medicine" and compared their statute to the Mississippi statute, "Practice of medicine defined". The Rules, Regulations, and Legislative Ad Hoc Committee will be asked to review this and consider a change for next year.

COAST COLONIC PLUS AND NUTRITION WELLNESS CENTER

Charles Ware, Investigator for the Board, joined the meeting to review his investigation of the Coast Colonic Plus and Nutrition Wellness Center. After discussion of whether this was the practice of medicine or not, the Executive Committee asked Dr. Burnett to contact a gastroenterologist for his opinion.

LIMITED INSTITUTIONAL LICENSEES FOR EAST MISSISSIPPI STATE HOSPITAL

Dr. Burnett reported on meeting with Dr. Patricia Dudley and Charles Carlisle, Director, East Mississippi State Hospital, concerning their shortage of psychiatrists. The three psychiatrists currently on their staff with Limited Institutional Licenses are not eligible for renewing these licenses since they have had them for the five-year limit established by the Board's rules and regulations. It was the

EXECUTIVE COMMITTEE MINUTES

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consensus of the Executive Committee members to grant an extension annually on a case-by-case basis. Dr. Burnett was asked to contact Dr. Randy Hendrix and Roger McMurtry of the Department of Mental Health for a recommendation on this situation.

EXTRA WALL CERTIFICATES

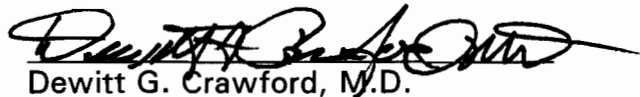
Mrs. Freeman advised that the Board was receiving requests for extra wall certificates. It was the consensus of the Executive Committee members not to provide these since the physician could just copy the original certificate.

REVIEW OF MARCH 17 BOARD AGENDA

Dr. Burnett briefly reviewed Thursday's Board agenda.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:30 p.m.



Dewitt G. Crawford, M.D.

President

Minutes taken and transcribed
by Kathy Fortenberry
Administrative Assistant
March 16, 2005

**BOARD MINUTES
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
MARCH 17, 2005**

The regularly scheduled meeting of the Mississippi State Board of Medical Licensure was held on Thursday, March 17, 2005, in the Executive Conference Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi.

The following members were present:

Dewitt G. Crawford, M.D., Louisville, President
Philip T. Merideth, M.D., J.D., Jackson, Secretary
Larry B. Aycock, M.D., McComb
Freda M. Bush, M.D., Jackson
A. Wallace Conerly, M.D., Jackson
Don A. Gibson, M.D., Richland
Joseph E. Johnston, M.D., Mount Olive
Dwalia S. South, M.D., Ripley
W. Joseph Burnett, M.D., Director

Also present:

Stan T. Ingram, Attorney for the Board
Heather Wagner, Special Assistant Attorney General
Rhonda Freeman, Division Director, Licensure Division
Charles Moses, Division Director, Investigative Division
Kathy Fortenberry, Administrative Assistant
Wesley Breland, Hattiesburg, Consumer Health Ad Hoc Committee
Cecil R. Burnham, Jackson, Consumer Health Ad Hoc Committee

Not present:

William B. Harper, D.O., Greenwood, Vice President
Dianna Freelon-Foster, Grenada, Consumer Health Ad Hoc Committee

The meeting was called to order at 9:15 a.m. by Dr. Crawford, President. The invocation was given by Dr. Johnston. Dr. Crawford welcomed Melissa Saxton, Court Reporter.

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APPROVAL OF CERTIFICATION OF MISSISSIPPI LICENSES TO OTHER ENTITIES FOR THE PERIOD JANUARY 1, 2005, TO FEBRUARY 28, 2005

Two hundred nine (209) licenses were certified to other entities for the period January 1, 2005, to February 28, 2005. Motion was made by Dr. Johnston, seconded by Dr. South, and carried unanimously to approve these certifications.

APPROVAL OF LICENSES ISSUED FOR THE PERIOD JANUARY 1, 2005, TO FEBRUARY 28, 2005

Fifty-eight (58) licenses were issued for the period January 1, 2005, to February 28, 2005. Motion was made by Dr. Johnston, seconded by Dr. South, and carried unanimously to approve these licenses.

REVIEW OF MINUTES OF THE EXECUTIVE COMMITTEE MEETING DATED JANUARY 19, 2005, AND MINUTES OF THE BOARD MEETING DATED JANUARY 20, 2005

Minutes of the Executive Committee Meeting dated January 19, 2005, and Minutes of the Board Meeting dated January 20, 2005, were reviewed. Dr. Bush moved for approval of the minutes as submitted. Dr. Johnston seconded the motion, and it carried unanimously.

REPORT OF MARCH 16, 2005, EXECUTIVE COMMITTEE MEETING

Dr. Burnett reported on Wednesday's Executive Committee meeting. Concern was expressed about House Bill 689, which authorizes radiologists to use the services of radiologist assistants and requires the Board to define by rule the scope of practice of a radiologist assistant and the educational qualifications necessary to practice as a radiologist assistant. Mrs. Wagner addressed this matter.

Dr. Patricia Dudley and Charles Carlisle, Director, East Mississippi State Hospital, recently met with Dr. Burnett concerning their shortage of psychiatrists. The three psychiatrists currently on their staff with Limited Institutional Licenses are not eligible for renewing these licenses since they have had them for the five-year limit established by the Board's rules and regulations. The Executive Committee approved granting an extension annually on a case-by-case basis.

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Dr. Burnett presented other informational items, which are reflected in the Executive Committee Minutes. Motion was made by Dr. Johnston, seconded by Dr. Gibson, and carried unanimously to approve the actions of the Executive Committee.

REPORTS FROM AD HOC COMMITTEES

Alternative Medicine - There was no new information to report.

Consumer Health - Mr. Breland advised his committee was beginning preliminary discussion of what they could do. He expressed an interest in a physician's certification be made available to the public. Motion was made by Dr. Bush, seconded by Dr. Merideth, and carried unanimously for the Board's staff to explore the possibility of one member of this committee attending the Federation of State Medical Boards' Annual Meeting in order to network with public members from other boards.

Educational Development - This committee was asked to consider adding a requirement of having medical ethics as part of the CME requirement. Dr. Aycock advised that the committee had studied what other states were requiring and their recommendation was that it should not be done at this time. Motion was made by Dr. Johnston, seconded by Dr. Merideth, and carried unanimously to accept the recommendation of the committee.

Manpower - There was no new information to report.

Nurse Practitioner and Expanded Role - This report was deferred until later in the meeting.

Professionals Health Program - There was no new information to report.

Rules, Regulations, and Legislative - A proposed amendment to ***Regulations Governing the Practice of Physician Assistants*** was reviewed. Currently, 50 hours of CME are required each year, of which 20 of these hours must be Category I, as defined by the ACCME. This amendment would require that ten hours must be related to the prescribing of medications with an emphasis on controlled substances. Motion was made by Dr. Johnston, seconded by Dr. Merideth, and carried unanimously to adopt the amendment, a copy of which is attached hereto and incorporated by reference. The amendment will be filed with the Secretary of State under the Administrative Procedures Act.

Telemedicine - There was no new information to report.

Utilization Review/Expert Witness - Dr. Merideth gave a brief report on information he has obtained on this issue and advised that he will continue to work on it.

DR. CONERLY EXITED THE MEETING AT 9:55 A.M.

THE BOARD RECESSED AT 9:55 A.M. AND RECONVENED AT 10:10 A.M.

**PRESENTATION BY STAFF OF THE CENTRE FOR PROFESSIONAL EXCELLENCE,
NASHVILLE, TENNESSEE**

David Lasserre, Clinical Director for The Centre for Professional Excellence, gave an informative presentation on their treatment center and answered questions from Board members. Motion was made by Dr. Johnston, seconded by Dr. Bush, and carried unanimously to approve this facility for addition to the Board's list of approved treatment centers.

ADOPTION OF PROPOSED AMENDMENT TO *REGULATION CONCERNING USE OF LASER DEVICES*

Dr. Burnett reviewed a proposed amendment to ***Regulation Concerning Use of Laser Devices***. Motion was made by Dr. Merideth, seconded by Dr. Johnston, and carried unanimously to adopt this amendment, a copy of which is attached hereto and incorporated by reference. The amendment will be filed with the Secretary of State under the Administrative Procedures Act.

ADOPTION OF PROPOSED AMENDMENTS TO *SUPERVISION OF NURSE PRACTITIONERS*

APPROVAL FOR JOINT PROMULGATION OF MISSISSIPPI BOARD OF NURSING'S AMENDMENTS TO THEIR *PRACTICE REQUIREMENTS FOR NURSE PRACTITIONERS*

APPROVAL OF PROPOSED LETTER FROM MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE AND MISSISSIPPI BOARD OF NURSING

Dr. Bush, on behalf of the Nurse Practitioner and Expanded Role Ad Hoc Committee, reviewed the three agenda items pertaining to nurse practitioners.

She made a motion, which carried unanimously, for adoption of the Board's proposed amendments to ***Supervision of Nurse Practitioners***, a copy of which is attached hereto and incorporated by reference. The amendments will be filed with the Secretary of State under the Administrative Procedures Act. These amendments were approved by the Board of Nursing on February 4, 2005, for joint promulgation.

Dr. Bush reviewed the Board of Nursing's amendments to their ***Practice Requirements for Nurse Practitioners***. She made a motion, which carried unanimously, for approval of these amendments to be jointly promulgated with the Board of Nursing.

Dr. Bush reviewed the proposed letter which will be sent by the Board and the Board of Nursing to all physicians and certified/licensed advanced practice nurses. She made a motion, which carried unanimously, for approval of the letter, a copy of which is attached hereto and incorporated by reference. Dr. Burnett asked for clarification on when the letter was to be mailed. The Board agreed with him that it should not be mailed until the proposed amendments to the regulation, ***Supervision of Nurse Practitioners***, had been final adopted, which will probably be at the May meeting.

OTHER BUSINESS

Copies of the proposed Annual Renewal Notice were distributed and reviewed. Motion was made by Dr. Johnston, seconded by Dr. Merideth, and carried unanimously to approve the form, a copy of which is attached hereto and incorporated by reference.

FEBRUARY 8 BOARD ORDER FOR THOMAS WEBBER GRAFTON, D.O., SENATOBIA, MISSISSIPPI MEDICAL LICENSE NUMBER 12613

At the January 20, 2005, Board meeting, the Executive Director and Executive Committee were authorized to lift Dr. Grafton's suspension when Dr. Grafton had met all pre-requisites. Dr. Burnett advised that Dr. Grafton had completed all requirements, and a Board Order was issued on February 8, 2005, allowing Dr. Grafton to return to the practice of medicine.

**HEARING IN THE CASE OF MALACHY MALVIN DEHENRE, M.D., LAUREL,
MISSISSIPPI MEDICAL LICENSE NUMBER 12652**

Dr. Dehenre was present and represented by legal counsel, Paul Mathis, Jr., Esq., Greenville.

Mr. Ingram explained the charges as outlined in the summons and affidavit, which were based on action taken by the Medical Licensure Commission of Alabama, and entered a number of exhibits.

Mr. Mathis addressed the Board and requested that Dr. Dehenre be allowed to practice medicine under a Consent Order. Dr. Dehenre was sworn in and expressed to the Board that he would like to return to the practice of medicine. Dr. Dehenre and Mr. Mathis answered questions from the Board members.

DR. CONERLY RE-JOINED THE MEETING AT 11:40 A.M.

Motion was made by Dr. Johnston, seconded by Dr. Aycock, and carried unanimously that the Board consider going into Executive Session to consider entry of an order which may be appealable. With a motion by Dr. Johnston, seconded by Dr. Aycock, the Board went into Executive Session.

Upon motion by Dr. Bush, seconded by Dr. Gibson, and carried unanimously, the Board came out of Executive Session at which time Dr. Merideth announced an indefinite suspension of Dr. Dehenre's license to practice medicine until such time as he fulfills the requirements of the Order of the Medical Licensure Commission of Alabama dated December 15, 2004, and his Alabama license to practice medicine is reinstated. The Board's Order is attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Melissa Saxton, Court Reporter.

**THE BOARD RECESSED AT 12:30 P.M. FOR LUNCH AND RETURNED AT
1:30 P.M.**

**PERSONAL APPEARANCE BY JOSEPH S. MARDIS, M.D., JACKSON, MISSISSIPPI
MEDICAL LICENSE NUMBER 15863, TO REQUEST REINSTATEMENT OF LICENSE**

Dr. Mardis was present but not represented by legal counsel.

Mr. Ingram entered a number of exhibits and presented the background on Dr. Mardis, whose license was suspended in September 2001.

Dr. Mardis was sworn in and presented his request for reinstatement of his license. Gary D. Carr, Medical Director, Mississippi Professionals Health Program, addressed the Board on behalf of Dr. Mardis. Dr. Mardis and Dr. Carr answered questions from the Board members.

Motion was made by Dr. Johnston, seconded by Dr. Merideth, and carried unanimously that the Board consider going into Executive Session to consider entry of an order which may be appealable. With a motion by Dr. Johnston, seconded by Dr. Bush, the Board went into Executive Session.

Upon motion by Dr. Conerly, seconded by Dr. Bush, and carried unanimously, the Board came out of Executive Session at which time Dr. Merideth announced that the Licensee's indefinite suspension of his license to practice medicine be lifted and that his license to practice medicine be reinstated without restrictions. The Board's Order is attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Melissa Saxton, Court Reporter.

**PERSONAL APPEARANCE BY THOMAS MICHAEL LEHMAN, M.D., PARCHMAN,
MISSISSIPPI MEDICAL LICENSE NUMBER 13009**

Dr. Lehman was present but not represented by legal counsel for this informal appearance.

Dr. Lehman, by way of correspondence dated November 29, 2004, had requested to meet with the Board concerning his Forbearance Agreement. He stated, however, that he now does not want any changes to be considered to the Forbearance Agreement but wants the Board to support his effort to obtain his DEA certificate. Motion was made by Dr. Johnston, seconded by Dr. Merideth, and carried unanimously in support of this effort of Dr. Lehman. Mr. Ingram will write DEA on behalf of the Board.

**PERSONAL APPEARANCE BY JOHN ALLEN FRENZ, M.D., BRANDON, MISSISSIPPI
MEDICAL LICENSE NUMBER 10906, TO REQUEST REINSTATEMENT OF LICENSE**

Dr. Frenz had been advised earlier that he could not petition the Board for reinstatement until he completes the application process. According to the Board's policy, *Re-Licensure After Surrender of Medical License*, Dr. Frenz will need to reappear before he can be considered for re-licensure.

**HEARING IN THE CASE OF JOSEPH CARROLL HILLMAN, JR., M.D., COLUMBUS,
MISSISSIPPI MEDICAL LICENSE NUMBER 06420**

Dr. Hillman was not present or represented by legal counsel. His attorney, J. Randolph Lipscomb, Esq., Columbus, had earlier requested a continuance for the reason that Licensee had just recently obtained legal counsel. Mr. Ingram advised that this could possibly be a two-day hearing.

Motion was made by Dr. Johnston, seconded by Dr. Merideth, and carried unanimously to grant the continuance until May 19, 2005. The Order of Continuance is attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Melissa Saxton, Court Reporter.

**HEARING IN THE CASE OF KELLY EUGENE HUTCHINS, M.D., LAUREL,
MISSISSIPPI MEDICAL LICENSE NUMBER 07021**

Dr. Hutchins was not present or represented by legal counsel. His attorney, John L. Jeffries, Esq., Laurel, requested a continuance due to illness of Licensee's counsel.

Motion was made by Dr. Merideth, seconded by Dr. Bush, and carried unanimously to grant the continuance until May 19, 2005. The Order of Continuance is attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Melissa Saxton, Court Reporter.

THE BOARD RECESSED AT 2:30 P.M. AND RECONVENED AT 2:40 P.M.

**SHOW CAUSE HEARING IN THE CASE OF OSCAR DOMINGO ALMEIDA, JR.,
M.D., APPLICANT, MOBILE, ALABAMA**

Dr. Almeida was present and represented by Tom Anderson, Esq., and Paul J. Delcrambre, Jr., Gulfport. Also present was Mrs. Almeida.

Mr. Ingram explained the reason for the show cause hearing, which was based on Dr. Almeida's license being revoked by the Medical Licensure Commission of Alabama. Mr. Ingram entered a number of exhibits and explained each.

Mr. Anderson addressed the Board and narrated a slide presentation on Dr. Almeida's background.

The following former patients of Dr. Almeida were sworn in individually and each answered questions from Mr. Anderson and Mr. Delcrambre: Lisa Whatley, Lucedale; Kelly Calhoun, Pascagoula; and Melinda Goss, Pascagoula. Shannon Gilmore, M.D., a patient and former colleague of Dr. Almeida, was sworn in and answered questions from Mr. Anderson. Joseph Farina, M.D., McComb, a personal friend of Dr. Almeida, was sworn in and questioned by Mr. Anderson and Mr. Ingram. Jean Sansaricq, M.D., Mobile, was sworn in and questioned by Mr. Delcrambre.

Dr. Almeida was sworn in and questioned by Mr. Delcrambre, Mr. Ingram, and Board members. Gary D. Carr, M.D., Medical Director, Mississippi Professionals Health Program, was sworn in and recognized as an expert witness by Mr. Ingram. Dr. Carr answered questions from Mr. Anderson and recommended licensure of Dr. Almeida.

THE BOARD RECESSED AT 5:00 P.M. AND RECONVENED AT 5:10 P.M.

Dr. Carr is questioned by Mr. Ingram and Board members. Mr. Ingram and Mr. Anderson give their closing statements.

Motion was made by Dr. Johnston, seconded by Dr. Aycock, and carried unanimously that the Board consider going into Executive Session to consider entry of an order which may be appealable. With a motion by Dr. Johnston, seconded by Dr. Bush, the Board went into Executive Session.

BOARD MINUTES
March 17, 2005
Page 10

Upon motion by Dr. South, seconded by Dr. Aycock, and carried unanimously, the Board came out of Executive Session at which time Dr. Crawford announced that upon successful completion of the application process, the Board agrees to grant the applicant's application to practice medicine with a full unrestricted license. Dr. Crawford advised that he was to have a Recovery Contract Agreement with the Mississippi Professionals Health Program. The Board's Order is attached hereto and incorporated by reference.

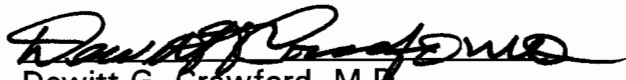
A verbatim account of this proceeding was recorded by Melissa Saxton, Court Reporter.

OTHER BUSINESS

Motion was made by Dr. Bush, seconded by Dr. Johnston, and carried unanimously to approve expenses for staff members to attend the Federation of State Medical Boards' Annual Meeting in Dallas, Texas, May 10-15, 2005.

ADJOURNMENT

The meeting was adjourned at 5:50 p.m. with the next meeting scheduled for Thursday, May 19, 2005. The Board was advised that this may possibly be a two-day meeting.


Dewitt G. Crawford, M.D.
President

Minutes taken and transcribed
by Kathy Fortenberry
Administrative Assistant
March 17, 2005

**EXECUTIVE SESSION
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
MARCH 17, 2005**

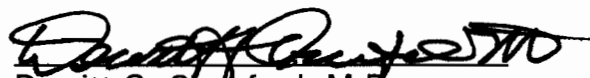
AGENDA ITEM XXI

**SHOW CAUSE HEARING IN THE CASE OF OSCAR DOMINGO ALMEIDA, JR.,
M.D., APPLICANT, MOBILE, ALABAMA**

Motion made by Dr. Bush, seconded by Dr. Johnston, and carried that upon successful completion of the application process, the Board agrees to grant the applicant's application to practice medicine with a full unrestricted license.

<u>VOTE:</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Larry B. Aycock, M.D.	X			
Freda M. Bush, M.D.	X			
A. Wallace Conerly, M.D.	X			
Dewitt G. Crawford, M.D.	X			
Don A. Gibson, M.D.	X			
William B. Harper, D.O.				X
Joseph E. Johnston, M.D.	X			
Philip T. Merideth, M.D., J.D.	X			
Dwalia S. South, M.D.	X			

With a motion by Dr. South, seconded by Dr. Aycock, the Board came out of Executive Session.


Dewitt G. Crawford, M.D.
President

**EXECUTIVE SESSION
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
MARCH 17, 2005**


AGENDA ITEM XVIII

**HEARING IN THE CASE OF MALACHY MALVIN DEHENRE, M.D., LAUREL,
MISSISSIPPI MEDICAL LICENSE NUMBER 12652**

Motion made by Dr. Johnston, seconded by Dr. Aycock, and carried that Licensee's Mississippi license to practice medicine be indefinitely suspended until such time as he fulfills the requirements of the order of the Alabama Medical Licensure Commission dated December 15, 2004, and his Alabama license to practice medicine is reinstated.

<u>VOTE:</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Larry B. Aycock, M.D.	X			
Freda M. Bush, M.D.	X			
A. Wallace Conerly, M.D.			X	
Dewitt G. Crawford, M.D.	X			
Don A. Gibson, M.D.		X		
William B. Harper, D.O.				X
Joseph E. Johnston, M.D.	X			
Philip T. Merideth, M.D., J.D.		X		
Dwalia S. South, M.D.	X			

With a motion by Dr. Bush, seconded by Dr. Gibson, the Board came out of Executive Session.


Dewitt G. Crawford, M.D.
President

**EXECUTIVE SESSION
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
MARCH 17, 2005**


AGENDA ITEM XVII

**PERSONAL APPEARANCE BY JOSEPH S. MARDIS, M.D., JACKSON, MISSISSIPPI
MEDICAL LICENSE NUMBER 15863, TO REQUEST REINSTATEMENT OF LICENSE**

Motion made by Dr. Aycock, seconded by Dr. Gibson, and carried that the Licensee's indefinite suspension of his license to practice medicine be lifted and that his license to practice medicine be reinstated without restrictions.

<u>VOTE:</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Larry B. Aycock, M.D.	X			
Freda M. Bush, M.D.	X			
A. Wallace Conerly, M.D.	X			
Dewitt G. Crawford, M.D.	X			
Don A. Gibson, M.D.	X			
William B. Harper, D.O.				X
Joseph E. Johnston, M.D.	X			
Philip T. Merideth, M.D., J.D.	X			
Dwalia S. South, M.D.	X			

With a motion by Dr. Conerly, seconded by Dr. Bush, the Board came out of Executive Session.


Dewitt G. Crawford, M.D.
President

ADMINISTRATIVE PROCEDURES FILING NOTICE

Agency Mississippi State Board of Medical Licensure
Address 1867 Crane Ridge Drive, Suite 200-B
Jackson, MS 39216
Phone (601) 987-3079

Person to contact Rhonda Freeman
Address 1867 Crane Ridge Drive, Suite 200-B
Jackson, MS 39216
Transmittal date March 18, 2005

Copy attached: Yes No

Name or number of rule(s) XXIX. Regulations Governing the Practice of Physician Assistants

Terms or substance of the actions or description of the subject and issues:
This filing modifies the number of CE hours the physician assistant who prescribes controlled substances must acquire.

Printed name and title
of person authorized to file rules: Rhonda Freeman Division Director
Name Title
Rhonda Freeman
Signature

EMERGENCY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
<input type="checkbox"/> Original filing <input type="checkbox"/> Renewal of effectiveness To be in effect _____ days Effective date: <input type="checkbox"/> Immediately on <input type="checkbox"/> Other (specify): _____	Action proposed: <input type="checkbox"/> New rule(s) <input checked="" type="checkbox"/> Amendment to existing rule(s) <input type="checkbox"/> Repeal of existing rule(s) <input type="checkbox"/> Adoption by reference Proposed date of adoption: <input checked="" type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____	Action taken: <input type="checkbox"/> Adopted with no changes in text <input type="checkbox"/> Adopted with changes <input type="checkbox"/> Adopted by reference <input type="checkbox"/> Withdrawn Date action taken _____ <input type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____

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Accepted for filing by _____	Accepted for filing by <u>J. Day</u>	Accepted for filing by _____

XXII. REGULATIONS GOVERNING THE PRACTICE OF PHYSICIAN ASSISTANTS

J. CONTINUING EDUCATION

Each licensed Physician Assistant must show proof of completing 50 hours of CME each year, 20 hours of which must be Category I, as defined by the Accreditation Council for Continuing Medical Education (ACCME). Physician Assistants who are certified by the NCCPA may meet this requirement by providing evidence of current NCCPA certification.

All Physician Assistants authorized to prescribe controlled substances must show proof of completing 50 hours of CME each year, 20 hours of which must be Category 1, as defined by the ACCME, and 10 hours of which must be related to the prescribing of medications with an emphasis on controlled substances.

ADMINISTRATIVE PROCEDURES FILING NOTICE

Agency Mississippi State Board of Medical Licensure
Address 1867 Crane Ridge Drive, Suite 200-B
Jackson, MS 39216
Phone (601) 987-3079

Person to contact Rhonda Freeman
Address 1867 Crane Ridge Drive, Suite 200-B
Jackson, MS 39216
Transmittal date March 18, 2005

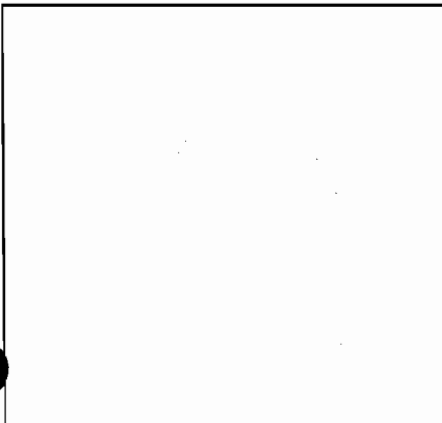
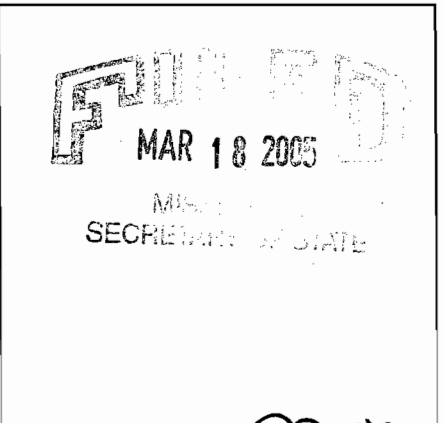
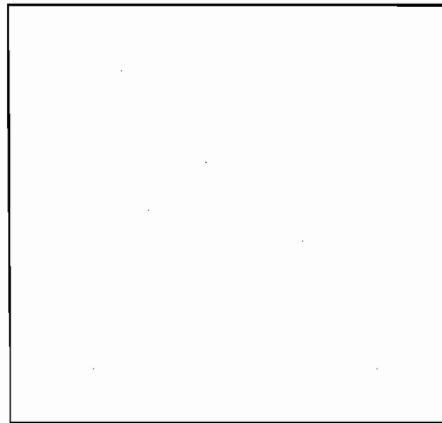
Copy attached: Yes No

Name or number of rule(s) XIX. Regulation Concerning Use of Laser Devices

Terms or substance of the actions or description of the subject and issues:
This filing removes the statement invasive or cosmetic procedures.

Printed name and title
of person authorized to file rules: Rhonda Freeman Division Director
Name Rhonda Freeman Title
Signature

EMERGENCY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
<input type="checkbox"/> Original filing <input type="checkbox"/> Renewal of effectiveness To be in effect _____ days Effective date: <input type="checkbox"/> Immediately on <input type="checkbox"/> Other (specify): _____	Action proposed: <input type="checkbox"/> New rule(s) <input checked="" type="checkbox"/> Amendment to existing rule(s) <input type="checkbox"/> Repeal of existing rule(s) <input type="checkbox"/> Adoption by reference Proposed date of adoption: <input checked="" type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____	Action taken: <input type="checkbox"/> Adopted with no changes in text <input type="checkbox"/> Adopted with changes <input type="checkbox"/> Adopted by reference <input type="checkbox"/> Withdrawn Date action taken _____ <input type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____

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Accepted for filing by _____ Accepted for filing by [Signature] Accepted for filing by _____

XIX. REGULATION CONCERNING USE OF LASER DEVICES

The use of laser devices, ~~either for invasive or cosmetic procedures,~~ is considered to be the practice of medicine in the State of Mississippi and therefore such use shall be limited to physicians and those directly supervised by physicians, such that a physician is on the premises and would be directly involved in the treatment if required.

Adopted March 18, 1999.


ADMINISTRATIVE PROCEDURES FILING NOTICE

Agency Mississippi State Board of Medical Licensure
 Address 1867 Crane Ridge Drive, Suite 200-B
Jackson, MS 39216
 Phone (601) 987-3079

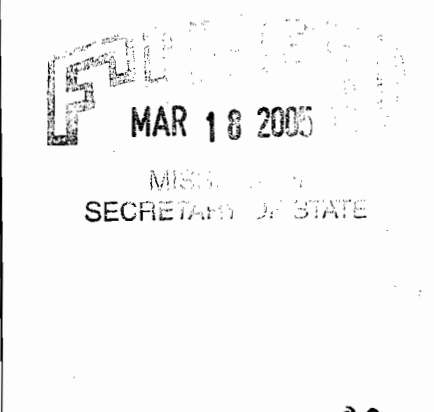

Person to contact Rhonda Freeman
 Address 1867 Crane Ridge Drive, Suite 200-B
Jackson, MS 39216
 Transmittal date March 18, 2005
 Copy attached: Yes No

Name or number of rule(s) XIII. Supervision of Collaboration/Consultation with Nurse Practitioners.

Terms or substance of the actions or description of the subject and issues:
This updates the nurse practitioner regulation wording from supervision to collaboration/consultation and also clarifies some additional points. This regulation has been approved by the Board of Nursing for joint promulgation.

Printed name and title
 of person authorized to file rules: Rhonda Freeman Division Director
 Name Title

 Signature

EMERGENCY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
<input type="checkbox"/> Original filing <input type="checkbox"/> Renewal of effectiveness To be in effect _____ days Effective date: <input type="checkbox"/> Immediately on <input type="checkbox"/> Other (specify): _____	Action proposed: <input type="checkbox"/> New rule(s) <input checked="" type="checkbox"/> Amendment to existing rule(s) <input type="checkbox"/> Repeal of existing rule(s) <input type="checkbox"/> Adoption by reference Proposed date of adoption: <input checked="" type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____	Action taken: <input type="checkbox"/> Adopted with no changes in text <input type="checkbox"/> Adopted with changes <input type="checkbox"/> Adopted by reference <input type="checkbox"/> Withdrawn Date action taken _____ <input type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____ Compilation of Rules and Regs

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Accepted for filing by _____	Accepted for filing by 	Accepted for filing by _____

XIII. SUPERVISION OF COLLABORATION/CONSULTATION WITH NURSE PRACTITIONERS

AUTHORITY: CHAPTERS 25 AND 27, TITLE 73, MISSISSIPPI CODE (1972) ANNOTATED, AS AMENDED

A. SCOPE

These regulations apply to all individuals licensed to practice medicine or osteopathic medicine in the State of Mississippi.

B. DEFINITIONS

For the purpose of Article XIII only, the following terms have the meanings indicated:

1. "Physician" means any person licensed to practice medicine or osteopathic medicine in the State of Mississippi who holds an unrestricted license or whose practice or prescriptive authority is not limited as a result of voluntary surrender or legal/regulatory order.
2. "Free Standing Clinic" means a clinic or other facility wherein patients are treated by a Nurse Practitioner, which is more than fifteen (15) miles away from the Primary Office of the ~~Supervising~~ Collaborative/Consultative Physician. Excluded from this definition are all licensed hospitals, state health department facilities, federally qualified community health clinics and volunteer clinics.
3. "Primary Office" means the usual practice location of a physician and being the same location reported by that physician to the Mississippi State Board of Medical Licensure and the United States Drug Enforcement Administration.
4. "~~Supervising~~ Collaborating/Consulting Physician" means a physician who, pursuant to a duly executed protocol has agreed to ~~supervise~~ collaborate/consult with a Nurse Practitioner.
5. "Nurse Practitioner" means any person licensed to practice nursing in the State of Mississippi and certified by the Mississippi Board of Nursing to practice in an expanded role as a Nurse Practitioner.

C. BOARD REVIEW

1. ~~Before any physician shall execute a protocol to supervise a~~ Physicians who wish to collaborate/consult with a Nurse Practitioner who plans or anticipates practicing in a Free Standing Clinic, the physician must first (a) appear personally or by telephone before the Mississippi State Board of Medical Licensure and/or the Joint Committee of the Board of Medical Licensure and the Board of Nursing if the Board of Medical Licensure determines that the collaborative/consultative relationship may not be approved absent action from the Joint Committee, (b) present and discuss the protocol, and (c) obtain approval from the Board to act as a ~~Supervising~~

Collaborating/Consulting Physician. The facts and matters to be considered by the Board shall include, but ~~is~~ are not limited to, how the ~~Supervising Collaborating/Consulting~~ Physician and Nurse Practitioner plan to implement the protocol, the method and manner of ~~supervision; collaboration, consultation, and referral and liability.~~

2. The requirement for Board appearance and approval set forth in Subpart 1 above also applies to any physician ~~supervising~~ collaborating/consulting with a Nurse Practitioner who later moves to a Free Standing Clinic under an existing protocol.
3. Where a Nurse Practitioner is ~~being supervised~~ practicing in a Free Standing Clinic pursuant to an existing protocol as of the effective date of this regulation, the requirements of personal appearance or telephone interview and Board approval set forth in Subpart 1 above shall not be required until the next succeeding renewal date for said certificate as required by the Mississippi State Board of Nursing.
4. Where two or more physicians anticipate executing a protocol to ~~supervise~~ collaborate/consult with a Nurse Practitioner practicing in a Free Standing Clinic, it shall not be necessary that all of the physicians personally appear before the Mississippi State Board of Medical Licensure as required in Subpart 1 above. In this situation, the physician who will bear the primary responsibility for the ~~supervision of~~ collaboration/consultation with the Nurse Practitioner shall make the required personal appearance or telephone interview.
5. Each collaborative/consultative relationship shall include and implement a formal quality improvement program which shall be maintained on site and shall be available for inspection by representatives of the Mississippi State Board of Medical Licensure. This quality assurance/quality improvement program must be sufficient to provide a valid evaluation of the practice and be a valid basis for change, if any.

~~D.~~ SUPERVISING PHYSICIAN LIMITED

~~No physician shall be authorized to supervise a Nurse Practitioner unless that physician holds an unrestricted license to practice medicine in the State of Mississippi.~~

D. RE-EVALUATION OF NURSE PRACTITIONER CATEGORIES

Pursuant to authority granted in Mississippi Code (1972) Annotated, Section 73-15-5, the Mississippi State Board of Medical Licensure, along with the Mississippi Board of Nursing are granted authority to jointly promulgate rules and regulations governing Nurse Practitioners. In order to insure the current nature and accuracy of said rules and regulations, the Board shall perform a review of said regulations every two (2) years. If changes are deemed necessary, joint action by the Board and Mississippi Board of Nursing shall be pursued.

E. VIOLATION OF REGULATIONS

Any violation of the Rules and Regulations as enumerated above shall constitute unprofessional conduct in violation of Mississippi Code (1972) Annotated, Section 73-25-29(8), as amended.

F. EFFECTIVE DATE OF REGULATION

The above rules and regulations pertaining to ~~Supervising~~ Collaborating/Consulting Physicians shall become effective September 21, 1991.



**Mississippi State Board
of Medical Licensure**
1867 Crane Ridge Drive, Ste 200-B
Jackson, MS 39216
Telephone: (601) 987-3079
Fax: (601) 987-4159
www.msbl.state.ms.us



Mississippi Board of Nursing
1935 Lakeland Drive, Suite B
Jackson, MS 39216-5014
Telephone: (601) 987-4188
Fax: (601) 364-2352
www.msbn.state.ms.us

March 30, 2005

Physicians
&
Certified/Licensed Advanced Practice Nurses

**RE: Summary of Laws Concerning The Collaborative/Consultative Relationship Between
Physicians and Nurse Practitioners**

Dear Healthcare Provider:

The Board of Medical Licensure and The Board of Nursing ("The Boards") are providing this summary of current Laws concerning the collaborative/consultative relationship between Physicians and Nurse Practitioners to assist Physicians and Nurse Practitioners ("NPs") in evaluating their circumstances.

Nurse Practitioners who wish to practice in Mississippi must be in a collaborative relationship with a Physician who holds an unrestricted license and whose practice is compatible with that of the NP. Thus, a Neonatal NP may not have a collaborative relationship with a Gerontologist, unless the Gerontologist provides healthcare to neonates. The NP's scope of practice is based on the educational preparation of the NP, generally accepted national standards of practice as defined by national certifying bodies and approval of the Board of Nursing. A NP's scope of practice may be narrowed but never expanded by the collaborative relationship. Nurse Practitioners may not prescribe controlled substances unless they have obtained controlled substance prescriptive authority from the Board of Nursing. Controlled substance prescriptive authority is tied to the collaborative relationship not the licensure/certification of the NP. Controlled substance prescriptive authority expires when the collaborative relationship is terminated. Prior to beginning practice a NP must execute a *Protocol for Advanced Practice Registered Nurse Practice for Certification to Practice in the State of Mississippi* ("Protocol") and obtain a stamped approved *Verification of Protocol Review* from the Board of Nursing which must be signed by the NP and the NP's collaborating Physician(s).

If the NP's practice will be in a clinic or other facility, excluding hospitals, state health department facilities, Federally Qualified Community Health Clinics and volunteer clinics, which is more than 15 miles away from the Primary Office of the collaborating Physician(s) prior to executing the protocol the Physician(s) must appear in person or by phone before the Board of Medical Licensure, present and discuss the protocol and obtain approval of the Collaborative/Consultative Relationship. At this meeting, the Board of Medical Licensure may consider the plan of implementation of the protocol, the method and manner of collaboration, consultation and referral. (*Bd. Med. Lic. Rules and Reg.*)

By executing the *Verification of Protocol Review*, the NP and Physician(s) agree to adhere to the provisions of Chapter IV of the *Board of Nursing Rules and Regulations* and the *Protocol* including but not limited to:

- a. developing and implementing a quality assurance/quality improvement plan,
- b. acting ethically to meet the needs of patients,
- c. using an evidence-based approach to patient management that critically evaluates and applies research findings pertinent to patient care management and outcomes,
- d. evaluating the patient's response to the healthcare provided and the effectiveness of the care and
- e. using the outcomes of care to revise care delivery strategies and improve the quality of care.

When signing the *Verification of Protocol Review* the NP and Physician(s) acknowledge the contents of Chapter IV of the *Rules and Regulations of the Mississippi Board of Nursing* which requires, among other things, that:

Nurse practitioners ... must practice according to a Board-approved protocol which has been mutually agreed upon by the nurse practitioner and a Mississippi licensed physician whose practice or prescriptive authority is not limited as a result of voluntary surrender or legal/regulatory order. The protocol must outline diagnostic and therapeutic procedures and categories of pharmacologic agents which may be ordered, administered, dispensed and/or prescribed for patients with diagnoses identified by the nurse practitioner.

(*Miss. Bd. Nsg. Rules and Reg. Chpt IV 2.3 c 2.*)

A collaborating Physician must have knowledge of and participate in the development of the protocols and evaluation of the practice of the NP. A quality assurance/quality improvement program must be sufficient to provide a valid evaluation of the practice and be a valid basis for change, if any.

Other than physical limitations on what a physician and nurse practitioner can accomplish, there are no pre-determined limitations on the number of NPs a physician may collaborate with or outside distance concerning a collaborative/consultative relationship. Physicians and NPs should seriously consider whether they are capable of fulfilling the legal requirements prior to entering a collaborative relationship. Failure to comply with the requirements of the above referenced laws, rules and regulations may result in the NP and Physician being subject to investigation and possible disciplinary action.

The Boards encourage all Physicians and NPs to obtain, become familiar with and follow the laws, rules and regulations concerning these issues. These documents and other useful information may be found on the Boards' web sites:

www.msbnl.state.ms.us suggested links Laws and Rules & Regs
www.msbn.state.ms.us suggested links Laws & Regulations and
Advanced Practice RN

Sincerely,

Joseph Burnett, MD
Executive Director
Board of Medical Licensure



Delia Owens, Esq.
Executive Director
Board of Nursing.



MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

ANNUAL RENEWAL NOTICE

Pursuant to Mississippi Law (Section 73-25-14; Section 73-27-12), Mississippi Code (1972), Annotated, the State Board of Medical Licensure shall mail a notice of renewal of license to every physician, osteopath or podiatrist to whom a license was issued or renewed during the current licensing year. The applicant shall obtain and complete the application and submit it to the board in the manner prescribed by the board in the notice before June 30 with the renewal fee (see fee schedule below):

RENEWAL FEE: \$150.00 for on-line renewals and \$175.00 for manual renewals (If received by the Board before July 1, 2005). *After June 30, 2005, each renewal shall include \$25.00 additional fine plus \$5.00 for each month thereafter that the license renewal remains delinquent.*

Pursuant to Section 73-25-14, Mississippi Code (1972), Annotated, the payment of the annual license renewal fee shall be *optional* for physicians, osteopathic physicians, and podiatrists over the age of seventy (70). To qualify, you must be seventy (70) on or before June 30, 2005. However, if you desire to keep your license current, the renewal application must still be completed and submitted to the Board of Medical Licensure by June 30, 2005.

The Board of Medical Licensure has implemented an on-line renewal system, which allows you to renew your Mississippi medical license via the web. Once you have completed the on-line renewal application, a confirmation of the renewal will be e-mailed to you. A wallet card documenting your renewed status will be mailed to you within three working days. You may access the on-line renewal system at www.msbml.state.ms.us.

The 2005 - 2006 on-line renewal fee is \$150. You may submit your renewal fee via credit card (VISA/MasterCard/AmExpress) or by e-check. Note that there is a small convenience fee associated with the use of your credit card. This convenience fee is distributed to the company accepting your credit card, not the Board of Medical Licensure. State statute will not allow the Board to pay the convenience fee for you. Your Mississippi medical license number, date of birth, social security number and an e-mail address will be required for on-line renewing.

If you do not want to renew on-line, you may print a renewal form from the Board's website, www.msbml.state.ms.us/renewalreinform.htm. The manual renewal fee is \$175 and must be paid with cash or check.

If you want the Board to mail you a renewal form, you must submit a written request along with a check in the amount of \$25 to cover the printing, mailing and processing cost of the renewal form.

The Board encourages you to use the on-line renewal system. The on-line renewal system contains more accurate information, guarantees a quicker update of your record, and eliminates reports of lost renewals (to and from the Board).

If you have problems during the on-line process, please contact the Board office at (601) 987-3079 for assistance.

*** If your primary practice location or mailing address is out of the country, you may not utilize the on-line renewal system.**

**BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
IN THE MATTER OF THE PHYSICIAN'S LICENSE**

OF

MALACHY MALVIN DEHENRE, M.D.

DETERMINATION AND ORDER

THIS MATTER came on regularly for hearing before the Mississippi State Board of Medical Licensure (hereinafter "Board"), pursuant to Title 73, Chapter 25, Miss. Code (1972) Annotated. On August 19, 2004, Malachy Malvin DeHenre, M.D., (hereinafter "Licensee") was served with a Summons and Affidavit, charging Licensee with violations of Miss. Code Ann. Section 73-25-29(9), Miss. Code Ann. Section 73-25-29(8) and Miss. Code Ann. Section 73-25-83(a). The two counts set forth in the affidavit charged that Licensee was guilty of having had his medical license suspended by the licensing authority of another state preventing or restricting his ability to practice medicine in that jurisdiction; and that Licensee was guilty of unprofessional conduct, including dishonorable or unethical conduct likely to deceive, defraud or harm the public. On the same date, August 19, 2004, Licensee was also served with a Order of Prohibition, temporarily prohibiting Licensee from practicing medicine in the State of Mississippi, pending a full hearing before the Board.

The matter was initially set for hearing on September 2, 2004. After several continuances, all requested by Licensee, the Board took up the instant matter at its regularly scheduled meeting on March 17, 2005. Licensee was present and participated in the hearing, represented by Honorable Paul Mathis. Honorable Stan Ingram appeared as complaint counsel for the Board. Honorable Heather Wagner was present as general counsel for the Board.

FACTS

Honorable Stan Ingram presented documentary evidence supporting the allegations contained in the Affidavit, namely that the Medical Licensure Commission of Alabama had, after a full hearing, suspended Licensee's license to practice medicine in the State of Alabama by Order dated December 15, 2004. This suspension was for an indefinite term, and established four conditions prerequisite to Licensee being considered for reinstatement in Alabama. Those four conditions were:

1. Licensee was to pay a fine in the amount of \$20,000.00;
2. Licensee was to obtain a minimum of 40 hours of category I continuing medical education in recognizing and managing postoperative complications;
3. Licensee was to obtain a minimum of 12 hours of continuing medical education in recognizing breaches of medical ethics; and
4. Licensee was to arrange to teach a 12 hour course in complying with medical ethics.

A certified copy of the December 15, 2004, was offered into evidence.

Licensee testified on his own behalf. He acknowledged that while initially he disagreed with the conclusions of the Medical Licensure Commission of Alabama, he had come to realize that he had acted inappropriately and had failed to provide the proper standard of care to the patients which were the subject of the Alabama disciplinary action. He testified that he now recognizes his errors in patient care. Licensee testified that he fully intends to meet the four requirements placed upon him by the Alabama Commission. Licensee presented documentary evidence that he had already achieved well over the

minimum number of continuing medical education, in fact, in excess of 100 hours, at least 40 of which were in the area of recognizing and managing postoperative complications. Licensee also testified that he had completed 12 hours of continuing medical education in the area of medical ethics. He stated that he fully intended to pay the administrative fine of \$20,000.00 levied upon him, even if he had to take a loan to do so. He further stated that he had explored, but had not yet finalized, plans to teach in the area of medical ethics, and that the Alabama Commission had agreed to allow him to meet that requirement by teaching 6 (six) two-hour courses, rather than one twelve-hour course. Licensee testified that he has been out of work since the August 19, 2004, Order of Prohibition, and living off savings since that time, and that he needs to be able to practice medicine in Mississippi in order to support himself and his two children and pay his children's educational expenses.

DETERMINATION AND ORDER

Pursuant to Miss. Code Ann. Section 73-25-29(9), the Board may take appropriate action, including but not limited to revocation or suspension, against the license of a physician as a result of the restriction of that physician's ability to practice medicine in another state. Here, evidence presented during the hearing clearly supports that, after a full hearing on the merits of charges brought against Licensee, the Medical Licensure Commission of the State of Alabama indefinitely suspended Licensee's license to practice medicine in Alabama. That suspension is to last at least one year from December 15, 2004, and reinstatement is conditioned upon the completion of four separate discrete requirements, which are not unreasonable considering the charges brought against Licensee in Alabama. After careful consideration of the evidence presented, the Board

finds that although License has accepted responsibility for his actions, sufficient grounds exist for this Board to indefinitely suspend Licensee's license to practice medicine in the State of Mississippi until such time as Licensee fulfills the requirements of the December 15, 2004, Order of the Alabama Medical Licensure Commission and can present evidence of reinstatement of his Alabama license.

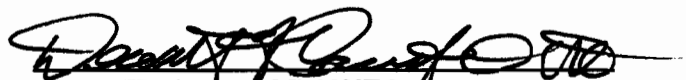
IT IS, THEREFORE, ORDERED that, pursuant to Miss. Code Ann. Section 73-25-29(9), the Mississippi State medical license of Malachy Malvin DeHenre, M.D. is hereby suspended indefinitely, until such time as Dr. DeHenre presents proof of satisfaction of the terms of the December 15, 2004, Order of the Alabama Medical Licensure Commission and reinstatement of his Alabama license to practice medicine.

IT IS FURTHER ORDERED that pursuant to Section 73-25-27, a copy of this Determination and Order shall be sent by registered mail, or personally served upon Malachy Malvin DeHenre, or his Counsel, Honorable Paul Mathis. This Order shall be given immediate effect.

SO ORDERED, this the 17th day of March, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY:



**DEWITT GREY CRAWFORD, M.D.
PRESIDENT**

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

JOSEPH S. MARDIS, M.D.

ORDER OF REINSTATEMENT

THIS MATTER came on regularly for consideration on March 17, 2005, before the Mississippi State Board of Medical Licensure (the "Board"), in response to the request of Joseph S. Mardis, M.D. (hereinafter "Licensee"), seeking full reinstatement of his license to practice medicine in the State of Mississippi.

PROCEDURAL HISTORY

By that certain Consent Order, dated September 25, 2001, the Board indefinitely suspended Licensee's certificate to practice medicine in the State of Mississippi, with the right to petition the Board for reinstatement of his license upon the satisfaction of three conditions:

1. Successful completion of all recommended treatment for chemical dependency;
2. Obtain affiliation with the Mississippi Recovering Physicians Program (now referred to as the Mississippi Professionals Health Program); and
3. Obtain advocacy of that program.

In its September 25th Order, the Board specifically reserved the right to impose additional conditions on the medical license of Licensee, if reinstated.

FACTS

Licensee appeared before the Board at its regular meeting on March 17, 2005, and was not represented by counsel. Licensee presented proof that he had satisfied all the conditions established by the Board as necessary prior to reinstatement of his license. Licensee testified that he has been presented with an opportunity for employment at COPAC, and desires an unrestricted license in order to be able to accept that employment. Dr. Gary Carr, Medical Director of the Mississippi Professionals Health Program, appeared on Licensee's behalf and concurred that Licensee has satisfied all necessary prerequisites. Licensee has obtained the advocacy of the MPHP.

ORDER

Based on the foregoing, the Board, having taken this request under consideration, and having reviewed the evidence produced in support of this request, finds the request for reinstatement to be well-taken.

IT IS THEREFORE ORDERED that Licensee's license to practice medicine in the State of Mississippi be reinstated, subject to no restrictions or limitations.

SO ORDERED this the 17th day of March, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY:



**DEWITT GREY CRAWFORD, M.D.
BOARD PRESIDENT**

BEFORE THE MISSISSIPPI MEDICAL LICENSURE BOARD

**IN THE MATTER OF THE PHYSICIAN'S LICENSE OF
JOSEPH CARROLL HILLMAN, M.D.**

ORDER OF CONTINUANCE

THIS MATTER was set for hearing on March 17, 2005, before the Mississippi State Board of Medical Licensure (Board). Prior to that date, Licensee, Joseph Carroll Hillman, M.D., requested a continuance, for the reason that Licensee has just recently obtained legal counsel. After consideration of the matter, the Board finds Licensee's motion for a continuance of this matter to be well taken.

IT IS, THEREFORE, ORDERED that this matter is continued until Thursday, May 19, 2005, at 10:00 a.m.

IT IS FURTHER ORDERED that a copy of this Order of Continuance be mailed to Licensee's counsel of record.

SO ORDERED, this the 17th day of March, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY:


**DEWITT GREY CRAWFORD, M.D.
BOARD PRESIDENT**

BEFORE THE MISSISSIPPI MEDICAL LICENSURE BOARD

**IN THE MATTER OF THE PHYSICIAN'S LICENSE OF
KELLY EUGENE HUTCHINS, M.D.**

ORDER OF CONTINUANCE

THIS MATTER was set for hearing on March 17, 2005, before the Mississippi State Board of Medical Licensure (Board). Prior to that date, Licensee, Kelly Eugene Hutchins, M.D., by and through counsel, requested a continuance, due to illness of Licensee's counsel. After consideration of the matter, the Board finds Licensee's motion for a continuance of this matter to be well taken.

IT IS, THEREFORE, ORDERED that this matter is continued until Thursday, May 19, 2005, at 10:00 a.m.

IT IS FURTHER ORDERED that a copy of this Order of Continuance be mailed to Licensee's counsel of record.

SO ORDERED, this the 17th day of March, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY:


**DEWITT GREY CRAWFORD, M.D.
BOARD PRESIDENT**

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

OSCAR DOMINGO ALMEIDA, JR., M.D.

DETERMINATION AND ORDER

THIS MATTER came on regularly for hearing before the Mississippi State Board of Medical Licensure (hereinafter "Board"), pursuant to Title 73, Chapter 25, Miss. Code (1972) Annotated. On March 4, 2005, Oscar Domingo Almeida, Jr., M.D., (Licensee) was served with a Summons and supporting Affidavit. The Summons required Licensee to appear before the Board on March 17, 2005, and show cause why his application for a license to practice medicine in the State of Mississippi should not be denied. Licensee was charged with being guilty of Miss. Code Ann. Section 73-25-29(9), that is, being the subject of the revocation of a licence to practice medicine in another jurisdiction by the licensing entity of that jurisdiction, constituting grounds for denial of his application for a Mississippi license to practice medicine.

Licensee appeared on March 17, 2005, and was represented by counsel, Honorable Tom Anderson and Honorable Paul Delcambre. Complaint Counsel for the Board was Honorable Stan Ingram. Sitting as legal advisor to the Board was Honorable Heather Wagner.

FACTS

Evidence was presented that in 2002, the Alabama Medical Licensure Commission (the "Commission") took action to revoke the Alabama license to practice of Licensee, an OB/GYN, after a full hearing on the merits of certain allegations brought against Licensee.

The basis for this disciplinary action involved several different patients who had alleged various levels of professional sexual misconduct by Licensee towards them. After a lengthy appellate process, during which two appellate courts reversed the determination of the Commission, the Alabama Supreme Court upheld the determination to revoke Licensee's license to practice medicine, by Order dated September 3, 2004. A certified copy of the decision of the Commission and a copy of the Order of the Alabama Supreme Court were admitted into evidence.

On his own behalf, Licensee, through counsel, presented testimony of a number of witnesses. Several witnesses were patients of his up until the revocation of his Alabama license. The patient witnesses all testified to Licensee's skills as a physician, that they were aware of the pending disciplinary action against him by the Commission, and that they continued under his care despite the pending action. These patients were all Mississippi residents, and testified that if he were to become licensed to practice in Mississippi, they would continue as patients. Also testifying were three fellow physicians, two being colleagues of Licensee in Mobile, and another a Mississippi physician practicing in McComb. These witnesses testified to the medical skills of Licensee, his participation on various boards, and his general character, including his charitable works. All three physicians testified that they fully supported Licensee's efforts to become licensed to practice medicine in Mississippi.

Licensee also testified on his own behalf. Evidence was presented that Licensee attended the University of South Alabama College of Medicine (USA), and completed a four year residency in Obstetrics/Gynecology. From 1989 to 2004, Licensee was in private practice in Mobile, Alabama. Licensee possesses privileges at numerous hospitals in the

Mobile area, is a member of many professional associations and is a professor at USA. He is a Board certified OB/GYN as of 2004, during the time of the pending disciplinary action. He was promoted from associate professor to full professor at USA in 2004 as well. Licensee testified with regard to his extensive research and writings in the area of microlaparoscopy, in which he pioneered several techniques, and has written the only medical textbook devoted entirely to the subject.

Licensee estimated the number of patients he has seen at about 9000 women, approximately 2500 of which were Mississippi residents who traveled to Mobile to see him. He testified he was first made aware of the charges brought against him by the Alabama State Board of Medical Examiners (an arm of the Alabama Medical Licensure Commission) in the year 2000. The allegations by four patients involved various levels of professional sexual misconduct, from suggestive comments, to inappropriate vaginal examinations to kissing of one patient. These activities were alleged to have taken place in 1997 to 1998. Licensee testified that there have never been any complaints filed with the Commission (even by the patients who were the subject of the disciplinary action) before or since, and he has never been disciplined by any hospital. The revocation of his license was the only disciplinary action taken against him by the Commission.

Licensee testified that he is seeking a license to practice medicine in Mississippi for two major reasons. The first of those is that he has attempted to resolve the disciplinary issue in Alabama, and has been unsuccessful. In explanation, he testified that the Commission indicated that before consideration would be given to reinstatement of his license, he would have to admit wrongdoing. He firmly denies, as he has since the initiation of the charges brought against him, that he acted inappropriately with any

patients, although he acknowledges a need to be more sensitive to the individual perceptions of his patients. He feels that to admit wrongdoing would be tantamount to lying, and he is unwilling to do this. He feels that he has been given no real option that his Alabama license will be reinstated. His other major reason for seeking a Mississippi license is that he already has a substantial patient base in Mississippi.

The final witness on behalf of Licensee was Gary Carr, M.D., Medical Director of the Mississippi Professionals Health Program. He was accepted by the Board as an expert witness. Dr. Carr testified that, although MPHP rarely becomes involved in cases of this nature, he did review Licensee's case, and MPHP is supportive of Licensee's efforts to obtain a Mississippi License. With regard to these efforts, Dr. Carr stated that he viewed the evidence presented against Licensee in Alabama as inconsistent with Licensee's history and evaluations to which he submitted, which indicated no psychological condition which would predispose an individual to this type of behavior. Dr. Carr noted the significance of Licensee's steadfast denials over the five year period over which this case has spanned. Dr. Carr further testified as to the significance of the lack of any other complaints to staff, hospitals or to the Alabama Board since the charges arising in 1997 and 1998, explaining that if a physician has gotten to the point of committing sexual misconduct with patients, that behavior usually continues, and it would be highly unlikely to simply stop.

Dr. Carr also testified with regard to the level of discipline imposed in relation to the level of offense. He characterized professional sexual misconduct as falling into three distinct degrees; impropriety, which may consist of inappropriate comments or innuendo, contact, involving inappropriate touching, and violation, which would be actual sexual

intercourse. He testified that in Licensee's case, the allegations never arose to a violation, and that in sexual misconduct cases where the offenses do not arise to a violation, licensing entities should generally consider probation terms.

DETERMINATION AND ORDER

Pursuant to Miss. Code Ann. Section 73-25-29(9), the Board has the option to deny granting a Mississippi license to a physician who has been the subject of a disciplinary action by a professional licensing agency in another jurisdiction. In this case, there is uncontroverted proof that Licensee's Alabama medical license has been revoked by the Medical Licensure Commission of Alabama. However, after considering the testimony and evidence presented, the Board has determined to grant Licensee an unrestricted Mississippi license to practice medicine. The testimony of Licensee and the advocacy of the Mississippi Professionals Health Program and Dr. Gary Carr on his behalf were compelling. The isolated charges and the amount of time which has passed without any further complaints or charges were factors considered by the Board, as was the harshness of the penalty imposed for the level of misconduct found to have occurred by the Alabama Medical Licensure Commission. Likewise, the Board considered the fact that the Order of the Alabama Medical Licensure Commission did not specify clear directives for Licensee to follow in order to obtain re-issuance of his Alabama license. The Board is of the opinion that Licensee would be an asset to the State of Mississippi.

IT IS, THEREFORE, ORDERED that Licensee, Oscar Domingo Almeida, Jr., M.D., should be granted an unrestricted license to practice medicine in the State of Mississippi, upon successful completion of the application process.

SO ORDERED, this the 17th day of March, 2005.

MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE

BY: 
DEWITT GREY CRAWFORD, M.D.
PRESIDENT

MAY 2005

**MINUTES
EXECUTIVE COMMITTEE MEETING
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
MAY 18, 2005**

MEMBERS PRESENT:

Dewitt G. Crawford, M.D., Louisville, President
Philip T. Merideth, M.D., J.D., Jackson, Secretary
A. Wallace Conerly, M.D., Jackson
W. Joseph Burnett, M.D., Director

ALSO PRESENT:

Rhonda Freeman, Division Director, Licensure Division
Regina Lyle, Administrative Assistant
Charles Moses, Division Director, Investigative Division
Frances Scott, Special Projects Officer, Investigative Division
Sherry Harris, Administrative Assistant

NOT PRESENT:

William B. Harper, D.O., Greenwood, Vice President

The Executive Committee of the Mississippi State Board of Medical Licensure met on Wednesday, May 18, 2005, at 4:00 p.m. in the Executive Conference Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi. Since Dr. Harper could not attend, Dr. Conerly was asked to serve on the Executive Committee for this meeting.

PERSONAL APPEARANCE BY BARRY POLITI, M.D., JACKSON, APPLICANT

Mrs. Freeman provided the Executive Committee with a synopsis of Dr. Politi's application process. Gary Carr, M.D., Medical Director, Mississippi Professionals Health Program, was asked to join the meeting. After discussing the case, the Executive Committee and Dr. Carr agreed that Dr. Politi needed to be monitored. It was the consensus of the Executive Committee to issue Dr. Politi a permanent unrestricted license with the stipulation added that he would be under contract with MPHP for monitoring purposes. Dr. Politi joined the meeting but not represented by legal counsel. He executed a written agreement for this informal meeting, a copy of which is attached hereto and incorporated by reference. Dr. Politi was advised of the Board's recommendations and he was in agreement with their decision.

EXECUTIVE COMMITTEE MINUTES

May 18, 2005

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PERSONAL APPEARANCE BY J. T. BARRINGER, M.D., JACKSON, APPLICANT

Gary Carr, M.D., Medical Director, Mississippi Professionals Health Program, had requested to meet with the Executive Committee prior to asking Dr. Barringer to join so he could address his concerns with sexual problems for which Dr. Barringer had been treated. Stan Ingram, Esq., attorney for the Board, was requested to join the meeting to give his recommendations. Dr. Barringer was not represented by legal counsel but had executed a written agreement for this informal meeting, a copy of which is attached hereto and incorporated by reference. He was asked to join the meeting to address questions from the Executive Committee. Dr. Merideth made the motion to have Dr. Barringer appear before the full Board in a show cause hearing on Thursday. Dr. Crawford seconded the motion and it carried unanimously.

EDWIN SANDERS, P.A., VICKSBURG, APPLICANT

Dr. Burnett gave a recap of the application process for Edwin Sanders and the concern with the December 31, 2004, law changing the education requirements. Mrs. Freeman covered the Order from Alabama outlining the conditions set forth. A copy of the Order is attached and hereto incorporated by reference. The Executive Committee unanimously approved to license Mr. Sanders with the agreement that before his protocol will be considered for approval he must meet the same requirements as set forth in the Alabama Order signed on January 23, 2003.

ROBERT RESTER, M.D., BRANDON, MISSISSIPPI MEDICAL LICENSE NUMBER 05667

Dr. Rester is retired and wants to treat his family but does not want to sign the Volunteer License Acknowledgment. The Executive Committee discussed the matter and the decision was made to advise Dr. Rester to sign the Volunteer License Acknowledgment or to keep his permanent license active.

JASON KENDELL MORRIS, M.D., CLEVELAND, MISSISSIPPI MEDICAL LICENSE NUMBER 14181, DETERMINATION OF REASONABLE CAUSE AND ORDER OF AUTHORITY TO INSPECT AND COPY RECORDS

Thomas Washington, Board Investigator, joined the meeting and presented to the Executive Committee those facts necessary to make a determination of reasonable cause pursuant to Miss. Code Ann. 73-25-28, to inspect records of Dr. Morris. After questioning Mr. Washington, the Executive Committee found that

EXECUTIVE COMMITTEE MINUTES

May 18, 2005

Page 3

reasonable cause did exist and made the decision to allow Mr. Washington and Dr. Burnett approval to obtain and copy records necessary for the investigation.

JAMES ANTHONY CLOY, M.D., JACKSON, MISSISSIPPI MEDICAL LICENSE NUMBER 13164, DETERMINATION OF REASONABLE CAUSE AND ORDER OF AUTHORITY TO INSPECT AND COPY RECORDS

Charles Ware, Board Investigator, joined the meeting and presented to the Executive Committee those facts necessary to make a determination of reasonable cause pursuant to Miss. Code Ann. 73-25-28, to inspect records of Dr. Cloy. After questioning Mr. Ware, the Executive Committee found that reasonable cause did exist and made the decision to allow Mr. Ware and Dr. Burnett approval to obtain and copy records necessary for the investigation.

WILLIAM CAUSEY, M.D., JACKSON, MISSISSIPPI MEDICAL LICENSE NUMBER 05594, SURRENDER OF MEDICAL LICENSE

Dr. Burnett advised the Executive Committee that he had received a letter from Stan Ingram, Esq., that Dr. Causey had voluntarily surrendered his DEA.

JAMES R. ZIMMERMAN, M.D., ATLANTA, MISSISSIPPI MEDICAL LICENSE NUMBER 12898, PETITION LIFTING RESTRICTIONS

Frances Scott provided the Executive Committee with a chronological summary. Dr. Zimmerman was not present but had written the Board petitioning a lifting of the restrictions that had been placed on his medical license. It was the consensus of the Executive Committee to remove all restrictions from Dr. Zimmerman's license. The Order of the Board is attached hereto and incorporated by reference.

APPROVAL OF FREE STANDING CLINIC, BYHALIA, TONY HUNT, M.D., SUPERVISING PHYSICIAN

Dr. Burnett advised the Executive Committee that he had given Dr. Hunt approval via telephone, pending application approval, authority to open the Free Standing Clinic in Byhalia on May 2, 2005.

EXECUTIVE COMMITTEE MINUTES

May 18, 2005

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LETTER OF RESIGNATION FROM DIANNA FREELON-FOSTER, CONSUMER HEALTH AD HOC COMMITTEE

Dr. Burnett reviewed a letter from Mrs. Freelon-Foster resigning her position on the Consumer Health Ad Hoc Committee due to scheduling conflicts.

CONFIRMATION OF MARTHA THOMPSON, CONSUMER HEALTH AD HOC COMMITTEE

Dr. Burnett reported that Ms. Martha Thompson had consented to serve on the Consumer Health Ad Hoc Committee and would be attending the Board meeting on Thursday.

APPLICANTS, NEIL BREELAND AND THOMAS WASHINGTON, TO REPLACE RETIRING DIRECTOR OF INVESTIGATIONS, CHARLES MOSES

Dr. Burnett advised the Executive Committee that he had interviewed Mr. Breeland and Mr. Washington and that it was his recommendation, as well as the staff's recommendation, to promote Neil Breeland to the position. The Executive Committee unanimously approved the decision.

QUESTIONS PERTAINING TO UTILIZATION REVIEW ON THE ANNUAL RENEWAL FORM

After discussing the issue, Dr. Burnett asked Dr. Merideth to write a letter to bring before the Board with his proposal of the questions to add on the renewal form.

SUPERVISION OF NURSE PRACTITIONER BY GARY ROBERSON, M.D., JACKSON

Dr. Burnett advised that he had approved Gary Roberson, M.D., to supervise nurse practitioners with the extension of distance granted.

REINSTATEMENT FEES

Regina Lyle addressed the Executive Committee and advised that a letter had been received from Dr. Grayson Norquist questioning the fines assessed for reinstatement of medical license. After a discussion, the Executive Committee's decision is to not make any changes to the current statute 73-25-14 at this time.

EXECUTIVE COMMITTEE MINUTES

May 18, 2005

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MISSISSIPPI STATE MEDICAL ASSOCIATION MEETING, JUNE 2 - 5, 2005, BILOXI

The Executive Committee approved paying the expenses for Dr. Burnett to attend the annual meeting of the Mississippi State Medical Association. The meeting will be held in Biloxi June 2 through 5.

MPHP RECONSIDER GRANT MONEY AT \$20.00 PER LICENSEE

The issue to reconsider the grant money was discussed and concerns were expressed about the financial integrity of the Mississippi State Board of Medical Licensure over the next few years. Dr. Crawford asked Dr. Burnett to send a letter to the Board members and include this issue in the next meeting.

RESPONSE ON COLONIC THERAPY AND REFLEXOLOGY FROM ANIL MINECHA, M.D.

Dr. Burnett advised the Executive Committee that he had received a letter from Dr. Minecha in response to his request regarding colonic therapy and reflexology being considered "the practice of medicine". Dr. Minecha's letter stated that he does not consider the procedures a practice of medicine.

OTHER BUSINESS

The issue of per diem compensation and travel reimbursement checks not being deposited timely was discussed. Mrs. Freeman advised that it was causing problems for the accounting department and recommended direct deposit for the reimbursements. The Executive Committee agreed with the direct deposit procedure and the necessary paperwork was given to the Executive Committee members. The same information will be provided to the other members at the full Board meeting on Thursday.

Dr. Burnett advised the Executive Committee that he had spoken with Dr. Harper and that due to circumstances he needed to resign the position of Vice President of the Executive Committee. Dr. Harper will be sending a letter to the Board advising same.

Dr. Burnett stated that the governor had signed the legislation that required the Mississippi State Board of Medical Licensure to define the scope of practice of radiologist assistants. The law will go into effect on July 1, 2005. The matter was referred to the Board meeting on Thursday.

EXECUTIVE COMMITTEE MINUTES
May 18, 2005
Page 6

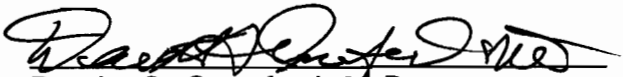
REVIEW OF MAY 19 BOARD AGENDA

Dr. Burnett briefly reviewed Thursday's Board agenda.

Stan Ingram addressed the Motion for Continuance that had been requested in the case of Joseph C. Hillman, M.D., and made the recommendation that Dr. Hillman be referred to the Examining Committee solely for the purpose to determine his fitness to practice medicine with reasonable skill and safety to patients.

ADJOURNMENT

There being no further business, the meeting adjourned at 6:30 p.m.


Dewitt G. Crawford, M.D.
President

Minutes taken and transcribed
by Sherry Harris
Administrative Assistant
May 18, 2005

AGREEMENT TO APPEAR INFORMALLY BEFORE EXECUTIVE COMMITTEE

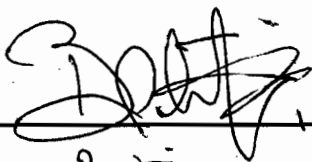
I, Barry Politi, have requested an opportunity to appear informally before the Executive Committee of the Mississippi State Board of Medical Licensure (hereinafter "Board") to discuss possible resolution of a pending disciplinary matter/investigation or to respond to a complaint duly received by the Board. It is the purpose of the informal meeting to discuss the facts of the case, to give me an opportunity to ask questions of the Committee or its staff, and to give the Committee or its staff an opportunity to ask questions of me. Because the meeting is informal, no disciplinary action will be taken without my express written consent. In so doing, I have been advised and understand the following:

1. During the meeting, the Executive Committee may or may not be represented by legal counsel. Notwithstanding, I understand that I have a right, if I so choose, to employ legal counsel and have counsel present during the informal meeting.
2. I authorize the Committee Members to review and examine any statements, documentary evidence, or materials concerning the allegations during my informal appearance.
3. Because the purpose of my appearance is to avoid a hearing before the Board, I agree that presentation to and consideration by the Committee of any facts, matters, and documents pertaining to my case shall not unfairly or illegally prejudice the Committee members from further participation or consideration in the event a formal disciplinary hearing is later conducted. Stated differently, in the event the pending matter is not resolved following my appearance before the Committee, I will not object to any of the Committee members from further participating in subsequent meetings or hearings that may be conducted in relation to this matter.
4. By signing my name in the space provided below, I hereby authorize the Executive Committee to proceed with the informal appearance, subject to the stipulations and understandings as noted above. I have elected to proceed:

with legal counsel present (name of counsel: _____)

without legal counsel present

EXECUTED, this the 18th day of May, 2005.



Politi

Witness:



Shirley Thomas

RECEIVED

JAN 24 2003

BEFORE THE ALABAMA BOARD
OF MEDICAL EXAMINERS

IN THE MATTER OF EDWIN SANDERS, P.A.

)
)
) **ABME**
) CASE NO. 00-00-8PA
)

ORDER

This matter is before the Alabama Board of Medical Examiners on an application for reinstatement of a license to practice as a physician's assistant in the state of Alabama of Edwin Sanders, P.A. Previously, on July 17, 2002, the Board of Medical Examiners entered an Order to Show Cause requiring Mr. Sanders to appear and show cause why his application should not be denied. A hearing was held on January 15, 2003. Mr. Sanders was present and was not represented by an attorney. Patricia E. Shaner, Esq. represented the Board of Medical Examiners. Wayne P. Turner, Esq. served as hearing officer.

Mr. Sanders presented evidence in support of his application for reinstatement, including his own testimony. Based upon the evidence, it is the opinion of the Alabama State Board of Medical Examiners that the license to practice as a physician's assistant in Alabama of Edwin Sanders, P.A. should be REINSTATED. However, Mr. Sanders shall not be allowed to practice in the state of Alabama unless and until he shall have met the following conditions:

1. Mr. Sanders shall provide evidence to the Board of Medical Examiners that he has met all the requirements for continuing education set forth by the National Commission on Certification of Physician's Assistants.

2. Mr. Sanders shall demonstrate to the appropriate staff member or members of the Board of Medical Examiners that he is thoroughly familiar with all the rules and regulations governing physician's assistants in the state of Alabama.

3. Mr. Sanders may only practice with a collaborating physician who has been approved by the Board of Medical Examiners and who will have agreed to provide quarterly reports to the Board of Medical Examiners with regard to his monitoring of Mr. Sanders, for a period of two years.

4. Mr. Sanders may not practice in a location remote from the practice of his collaborating physician. His practice must actually be in the same office with such collaborating physician.

5. Mr. Sanders shall provide evidence to the Board that he has notified his collaborating physician of the fact that his license has been disciplined by the Board of Medical Examiners and that such collaborating physician has been provided copies of all relevant documents in connection with such discipline.

ENTERED THIS 23 day of January, 2003.

George C. Smith M.D.
GEORGE C. SMITH, JR., M.D.
Chairman, Alabama Board of
Medical Examiners

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

JAMES R. ZIMMERMAN, M.D.

ORDER LIFTING RESTRICTIONS

THIS MATTER came before the Executive Committee of the Mississippi State Board of Medical Licensure, pursuant to Mississippi Code Ann. Section 73-43-14, upon petition by Licensee, James R. Zimmerman, M.D., for the lifting of all restrictions on his Mississippi license to practice medicine, imposed by virtue of that certain Consent Order dated June 17, 2004. Pursuant to that Consent Order, Licensee's license was indefinitely suspended, with the suspension stayed, conditioned upon compliance with the following specific requirements:

1. Licensee shall report in writing to the Mississippi State Board of Medical Licensure within fifteen (15) days should his medical license in any state or privileges at any hospital in any state be subject to investigation or disciplinary action. Further, Licensee shall report in the same manner, any claims or settlements for medical malpractice.
2. Licensee shall obey all federal, state and local laws, and all rules and regulations governing the practice of medicine.
3. Pursuant to Miss. Code Ann. Section 73-25-30, Licensee shall pay all investigative costs as are allowed by law, attributable to the current investigation and matter, not to exceed \$3,000.00. Licensee shall be


advised of the total assessment by separate written notification, and shall have a certified check or money order made payable to the Mississippi State Board of Medical Licensure on or before forty (40) days from the day of acceptance and approval of this Consent Order by the Board.

After considering Licensee's request, and being advised that the Licensee has complied with the requirements imposed upon him by the June 17, 2004, Consent Order, the Executive Committee finds that all restrictions placed upon Licensee's Mississippi medical license and the indefinite suspension of his license should be lifted.

IT IS THEREFORE ORDERED that all the suspension and restrictions placed upon the Mississippi medical license of James R. Zimmerman, M.D., are hereby lifted, and that Licensee shall possess an unrestricted Mississippi license.

SO ORDERED this the 18th day of May, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**


**DEWITT GREY CRAWFORD, M.D.
PRESIDENT**

BOARD MINUTES
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
MAY 19, 2005

The regularly scheduled meeting of the Mississippi State Board of Medical Licensure was held on Thursday, May 19, 2005, in the Executive Conference Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi.

The following members were present:

Dewitt G. Crawford, M.D., Louisville, President
Philip T. Merideth, M.D., J.D., Jackson, Secretary
Larry B. Aycock, M.D., McComb
Freda M. Bush, M.D., Jackson
A. Wallace Conerly, M.D., Jackson
Don A. Gibson, M.D., Richland
Dwalia S. South, M.D., Ripley
W. Joseph Burnett, M.D., Director

Also present:

Stan T. Ingram, Attorney for the Board
Heather Wagner, Special Assistant Attorney General
Rhonda Freeman, Division Director, Licensure Division
Regina Lyle, Administrative Assistant
Charles Moses, Division Director, Investigative Division
Sherry Harris, Administrative Assistant
Wesley Breland, Hattiesburg, Consumer Health Ad Hoc Committee
Martha Thompson, Oxford, Consumer Health Ad Hoc Committee

Not present:

William B. Harper, D.O., Greenwood, Vice President
Joseph E. Johnston, M.D., Mount Olive
Cecil R. Burnham, Jackson, Consumer Health Ad Hoc Committee

The meeting was called to order at 9:15 a.m. by Dr. Crawford, President. The invocation was given by Dr. Aycock. Dr. Crawford welcomed Dianne Stringer, Court Reporter. Dr. Crawford introduced and welcomed Ms. Martha Thompson, new member of the Consumer Health Ad Hoc Committee, replacing Ms. Freelon-Foster.

OTHER BUSINESS

Dr. Crawford advised the Board that Dr. Harper had resigned the Vice President position on the Board effective July 01, 2005. Dr. Crawford advised that Dr. Merideth will replace Dr. Harper as Vice President of the Board, and that Dr. South will replace Dr. Merideth as Secretary of the Board. Motion was made by Dr. Bush, seconded by Dr. Conerly, and carried unanimously to approve the new Board officers.

Dr. Burnett gave a report on the Federation of State Medical Boards meeting held in Dallas, Tx. Dr. Crawford and Dr. Bush also attended the FSMB meeting. Dr. Burnett recognized Dr. Crawford and advised that he was successful in his campaign for the Nominating Committee. Dr. Burnett said that we have two (2) Board members that are officers on a national level.

APPROVAL OF CERTIFICATION OF MISSISSIPPI LICENSES TO OTHER ENTITIES FOR THE PERIOD MARCH 1, 2005, TO APRIL 30, 2005

Dr. Merideth questioned the certification to Mississippi for John Wilbur McFadden, M.D. Ms. Freeman verified the certification was a request from a law firm and gave a brief explanation of the certification process. After a brief discussion, the licenses were approved as submitted.

Two hundred twenty-seven (227) licenses were certified to other entities for the period March 1, 2005, to April 30, 2005. Motion was made by Dr. Bush, seconded by Dr. South, and carried unanimously to approve these certifications.

APPROVAL OF LICENSES ISSUED FOR THE PERIOD MARCH 1, 2005, TO APRIL 30, 2005

Forty-four (44) licenses were issued for the period March 1, 2005, to April 30, 2005. Motion was made by Dr. Bush, seconded by Dr. Merideth, and carried unanimously to approve these licenses.

**REVIEW OF MINUTES OF THE EXECUTIVE COMMITTEE MEETING DATED
MARCH 16, 2005, AND MINUTES OF THE BOARD MEETING DATED
MARCH 17, 2005**

Minutes of the Executive Committee Meeting dated March 16, 2005, and Minutes of the Board Meeting dated March 17, 2005, were reviewed. Dr. South moved for approval of the minutes as submitted. Dr. Gibson seconded the motion, and it carried unanimously.

REPORT OF MAY 18, 2005, EXECUTIVE COMMITTEE MEETING

Dr. Burnett reported on Wednesday's Executive Committee meeting. Dr. Burnett advised the Board that J.T. Barringer, M.D., Jackson, applicant for consideration of permanent license had appeared before the Executive Committee on Wednesday. The Executive Committee made the decision for Dr. Barringer to appear before Thursday's full Board for a show cause hearing.

Dr. Crawford advised the Board that due to accounting concerns there was the need for Board members to use direct deposit. There were no objections. Paperwork was distributed to each Board member to complete and return.

Dr. Burnett presented other informational items, which are reflected in the Executive Minutes. Motion was made by Dr. South, seconded by Dr. Conerly, and carried unanimously to approve the actions of the Executive Committee.

**HEARING IN THE MATTER OF JOSEPH CARROLL HILLMAN, JR., M.D.,
COLUMBUS, MISSISSIPPI MEDICAL LICENSE NUMBER 06420**

Dr. Hillman was not present or represented by legal counsel. Dr. Hillman's attorney, J. Randolph Lipscomb, Esq., Columbus, had earlier requested another continuance requesting additional time to review documentation received from the Board's attorney.

Stan Ingram, Esq., attorney for the Board, addressed the Board. Mr. Ingram made the recommendation to request that Dr. Hillman submit for an evaluation before the Examining Committee that is made up of three (3) members appointed by the Executive Committee and they are: Dr. Gary Carr, Dr. Michael Byers, and Dr. George Wilkerson. The purpose of the evaluation is to determine Dr. Hillman's fitness to practice medicine with reasonable skill and safety to patients.

BOARD MINUTES

May 19, 2005

Page 4

Motion was made by Dr. Merideth, seconded by Dr. South, and carried unanimously to grant continuance until the July meeting. The Order of Continuance is attached hereto and incorporated by reference.

Motion was made by Dr. Bush, seconded by Dr. Conerly, and carried unanimously to request Dr. Hillman to appear before the Examining Committee. The Referral of Physician to Examining Committee and Order are attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Dianne Stringer, Court Reporter.

SHOW CAUSE HEARING IN THE CASE OF J.T. BARRINGER, M.D., JACKSON, APPLICANT

Dr. Barringer was present but not represented by legal counsel. Ms. Wagner questioned Dr. Barringer regarding legal representation, and Dr. Barringer stated he wished to waive his right to an attorney and proceed without legal counsel. Dr. Barringer was sworn in.

Mr. Ingram explained the reasons for the show cause hearing and advised the Board that in the initial application process that Dr. Barringer had admitted that he has been diagnosed and treated for pedophilia. Mr. Ingram entered a number of exhibits, questioned Dr. Barringer, and asked him to address the Board as to why he felt he should receive his medical license.

Dr. Barringer addressed the Board giving a chronological summary of his evaluation and treatment. The Board members asked questions of Dr. Barringer.

Gary D. Carr, M.D. Medical Director, Mississippi Professionals Health Program, and Mel Flowers, M.D., also with MPHP were present. Dr. Carr was sworn in and recognized as an expert witness by Mr. Ingram. Dr. Carr was questioned by Mr. Ingram.

Mr. Ingram addressed the Board of his concerns and advised them as to the options available from a legal perspective.

BOARD MINUTES

May 19, 2005

Page 5

Motion was made by Dr. Bush, seconded by Dr. South, and carried that the Board consider going into Executive Session to consider an order which may be appealable. Upon motion made by Dr. Merideth, seconded by Dr. Conerly, the Board went into Executive Session.

Upon motion made by Dr. Bush, seconded by Dr. Conerly, and carried unanimously, the Board came out of Executive Session at which time Dr. Crawford announced the Board's decision to grant Dr. Barringer a license to practice medicine subject to a Recovery Contract Agreement with MPHP that contains a "zero tolerance" provision to be defined by the MPHP and approved by the Executive Committee of MSBML. The Board's Order is attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Dianne Stringer, Court Reporter.

THE BOARD RECESSED AT 11:15 A.M. AND RECONVENED AT 11:25 A.M.

**HEARING IN THE CASE OF KELLY EUGENE HUTCHINS, M.D., LAUREL,
MISSISSIPPI MEDICAL LICENSE NUMBER 07021**

Dr. Hutchins was present and represented by legal counsel, Glen Hall, Esq., Jackson. Also present was Gary D. Carr, M.D., Medical Director, Mississippi Professionals Health Program.

Mr. Ingram entered a number of exhibits and explained the charges outlined in the Summons and Affidavit.

Mr. Hall addressed the Board stating that Dr. Hutchins was not admitting guilt or denying guilt.

Dr. Carr was sworn in and recognized as an expert witness by Mr. Ingram. Dr. Carr answered questions from Mr. Ingram about his involvement with Dr. Hutchins. Mr. Hall cross-examined Dr. Carr.

Dr. Hutchins was sworn in and answered questions from Mr. Ingram, Mr. Hall and the Board.

Motion was made by Dr. Merideth, seconded by Dr. Gibson, and carried unanimously that the Board consider going into Executive Session to consider an order which may be appealable. With a motion by Dr. Bush, seconded by Dr. South, the Board went into Executive Session.

Upon motion made by Dr. Aycock, seconded by Dr. South, and carried unanimously, the Board ruled that Dr. Hutchins' license to practice medicine is suspended indefinitely, and that he may apply for removal of the suspension upon compliance with the recommendations for evaluation made by the MPHP as described in the MPHP's December 14, 2004, letter to Dr. Burnett, and upon the restoration of advocacy for Dr. Hutchins by the MPHP. The Board's Order is attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Dianne Stringer, Court Reporter.

FINAL ADOPTION OF PROPOSED AMENDMENTS TO *SUPERVISION OF NURSE PRACTITIONERS*

Motion was made by Dr. Conerly, seconded by Dr. Merideth, and carried unanimously to adopt in final form the amendments to the Board's regulation pertaining to the Supervision of Nurse Practitioners, a copy of which is attached hereto and incorporated by reference. The amended regulation will be filed with the Secretary of State under the Administrative Procedures Act.

OTHER BUSINESS

Dr. Crawford requested Charles Moses to stand. Dr. Crawford read the Resolution and recognized Mr. Moses for his sixteen years and eight months as Investigator and Chief Investigator for the Board. Dr. Crawford advised that Mr. Moses will be retiring June 30, 2005. A copy of the Resolution is attached hereto and incorporated by reference.

Dr. Crawford advised that Kathy Fortenberry, Executive Secretary to the Board's Director, was retiring after twelve years. Ms. Fortenberry was not present but Dr. Crawford read the Resolution to the Board. Ms. Fortenberry will also be retiring effective June 30, 2005. A copy of the Resolution is attached hereto and incorporated by reference.

REPORTS FROM AD HOC COMMITTEES

Alternative Medicine - There was no new information to report.

Consumer Health - Ms. Martha Thompson will replace Ms. Freelon-Foster on this Committee.

Educational Development - There was no new information to report.

Manpower - There was no new information to report.

Nurse Practitioner and Expanded Role - Effective July 01, 2005, Dr. Merideth will replace Dr. South on the Nursing Board.

Professionals Health Program - There was no new information to report.

Rules, Regulations, and Legislative - Dr. Crawford referred the issue to define the scope of practice of radiologist assistants to this committee. There was discussion of changes that need to be made. Matter will be discussed further at the July meeting.

Telemedicine - There was no new information to report.

Utilization Review/Expert Witness - Dr. Merideth reported that he had inquired other medical boards and the information received indicated that they do not have any rules on utilization review/expert witness.

FINAL ADOPTION OF PROPOSED AMENDMENT TO *REGULATION CONCERNING USE OF LASER DEVICES*

Motion was made by Dr. Conerly, seconded by Dr. Merideth, and carried unanimously to adopt in final form the amendment to the Board's regulation concerning Use of Laser Devices, a copy of which is attached hereto and incorporated by reference. The amended regulation will be filed with the Secretary of State under the Administrative Procedures Act.

BOARD MINUTES

May 19, 2005

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FINAL ADOPTION OF PROPOSED AMENDMENT TO *REGULATIONS GOVERNING THE PRACTICE OF PHYSICIAN ASSISTANTS*

Motion was made by Dr. Conerly, seconded by Dr. Bush, and carried unanimously to adopt in final form the amendment to the Board's regulation governing the Practice of Physician Assistants, a copy of which is attached hereto and incorporated by reference. The amended regulation will be filed with the Secretary of State under the Administrative Procedures Act.

LETTER FROM DEPARTMENT OF MENTAL HEALTH REGARDING LIMITED INSTITUTIONAL LICENSEES AT EAST MISSISSIPPI STATE HOSPITAL

For informational purposes, Dr. Burnett advised the Board that he had written Dr. Randy Hendrix, Executive Director of the Department of Mental Health, advising him that the limited licenses extensions would be for one year and will be considered for an additional extension on a case-by-case basis.

APPROVAL OF CONSENT ORDER EXECUTED BY MICHAEL JON RINALDI, D.O., FLORIDA, MISSISSIPPI MEDICAL LICENSE NUMBER 18481

Dr. Rinaldi was not present or represented by legal counsel. Dr. Burnett reviewed the Consent Order executed by Dr. Rinaldi which suspends his license, with the suspension stayed, based on action taken by the Iowa Board of Medical Examiners. Motion was made by Dr. Aycok, seconded by Dr. Bush, and carried unanimously to accept the Consent Order, a copy of which is attached hereto and incorporated by reference.

APPROVAL OF CONSENT ORDER EXECUTED BY GABRIELLE FODOR MORRIS, M.D., INDIANA, MISSISSIPPI MEDICAL LICENSE NUMBER 18159

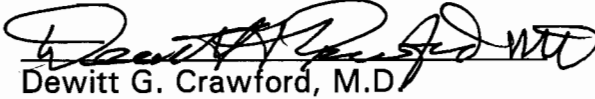
Dr. Morris was not present or represented by legal counsel. Dr. Burnett reviewed the Consent Order executed by Dr. Morris which suspends her license, with the suspension stayed, based on action taken by the Medical Board of California. Motion was made by Dr. Aycok, seconded by Dr. South, and carried unanimously to accept the Consent Order, a copy of which is attached hereto and incorporated by reference.

**SUSPENSION AND REINSTATEMENT OF LICENSE OF JOHN C. CHAUVIN, M.D.,
WEST, MISSISSIPPI MEDICAL LICENSE NUMBER 09218**

Dr. Chauvin was not present or represented by legal counsel. For informational purposes, Dr. Burnett advised that Dr. Chauvin's license had been suspended for noncompliance with a child support order as directed by the Department of Human Services Division of Child Support Enforcement. Dr. Chauvin's license was reinstated after notification was received from the Department of Human Services.

ADJOURNMENT

The meeting was adjourned at 1:15 p.m. with the next meeting scheduled for Thursday, July 28, 2005.


Dewitt G. Crawford, M.D.
President

Minutes taken and transcribed
by Sherry Harris
Administrative Assistant
May 19, 2005

**EXECUTIVE SESSION
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
MAY 19, 2005**

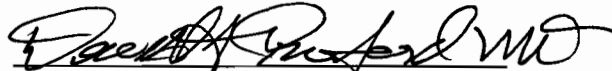
AGENDA ITEM – XVII

**HEARING IN THE CASE OF KELLY EUGENE HUTCHINS, M.D., LAUREL,
MISSISSIPPI MEDICAL LICENSE NUMBER 07021**

Motion made by Dr. Aycock, seconded by Dr. South, and carried that Dr. Hutchins' license to practice medicine is suspended indefinitely and that he may apply for removal of the suspension upon compliance with the recommendations for evaluation made by the MPHP as described in the MPHP's December 14, 2004, letter to Dr. Burnett, and upon the restoration of advocacy for Dr. Hutchins by the MPHP.

<u>VOTE:</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Larry B. Aycock, M.D.	X			
Freda M. Bush, M.D.	X			
A. Wallace Conerly, M.D.	X			
Dewitt G. Crawford, M.D.	X			
Don A. Gibson, M.D.	X			
William B. Harper, D.O.				X
Joseph E. Johnston, M.D.				X
Philip T. Merideth, M.D., J.D.	X			
Dwalia S. South, M.D.	X			

With a motion by Dr. Bush, seconded by Dr. Crawford, the Board came out of Executive Session.


Dewitt G. Crawford, M.D.
President

**EXECUTIVE SESSION
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
MAY 19, 2005**

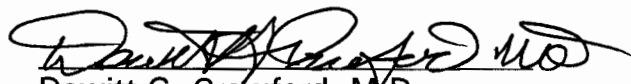
AGENDA ITEM – Referred from the Executive Committee meeting

**SHOW CAUSE HEARING IN THE CASE OF J. T. BARRINGER, M.D., JACKSON,
APPLICANT FOR CONSIDERATION OF PERMANENT LICENSE**

Motion made by Dr. Bush, seconded by Dr. Conerly, and carried to grant Dr. Barringer a license to practice medicine subject to a Recovery Contract Agreement with MPHP that contains a "zero tolerance" provision to be defined by the MPHP and approved by the Executive Committee of MSBML.

<u>VOTE:</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Larry B. Aycock, M.D.	X			
Freda M. Bush, M.D.	X			
A. Wallace Conerly, M.D.	X			
Dewitt G. Crawford, M.D.	X			
Don A. Gibson, M.D.	X			
William B. Harper, D.O.				X
Joseph E. Johnston, M.D.				X
Philip T. Merideth, M.D., J.D.	X			
Dwalia S. South, M.D.	X			

With a motion by Dr. Bush, seconded by Dr. Aycock, the Board came out of Executive Session.


Dewitt G. Crawford, M.D.
President

BEFORE THE MISSISSIPPI MEDICAL LICENSURE BOARD

**IN THE MATTER OF THE PHYSICIAN'S LICENSE OF
JOSEPH CARROLL HILLMAN, M.D.**

ORDER OF CONTINUANCE

THIS MATTER was set for hearing on May 19, 2005, before the Mississippi State Board of Medical Licensure (Board). Prior to that date, counsel for Licensee requested a continuance, in accordance with the rules and procedures of the Board. After consideration of the matter, the Board finds the motion for a continuance of this matter to be well taken.

IT IS, THEREFORE, ORDERED that this matter is continued until Thursday, July 28, 2005, at 9:00 a.m.

IT IS FURTHER ORDERED that a copy of this Order of Continuance be mailed to Licensee's counsel of record.

SO ORDERED, this the 19th day of May, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY: 
**DEWITT GREY CRAWFORD, M.D.
BOARD PRESIDENT**

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

JOSEPH C. HILLMAN, JR., M.D.

REFERRAL OF PHYSICIAN TO EXAMINING COMMITTEE

**TO: GARY D. CARR, M.D., CHAIRMAN
MICHAEL BYERS, M.D.
GEORGE WILKERSON, M.D.**

By authority granted unto the Mississippi State Board of Medical Licensure pursuant to Miss. Code (1972) Ann., Sections 73-25-51 through 73-25-67, referral of JOSEPH C. HILLMAN, JR., M.D. is hereby made to you as designated members of the Examining Committee, for the purpose of determining the fitness of JOSEPH C. HILLMAN, JR., M.D. to practice medicine with reasonable skill and safety to patients, either on a restricted or unrestricted basis.

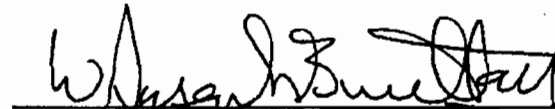
The Mississippi State Board of Medical Licensure has reasonable cause to believe that JOSEPH C. HILLMAN, JR., M.D., licensed to practice medicine in this state, may be unable to practice medicine with reasonable skill and safety to patients by reason of mental illness. A summary of the underlying facts and circumstances substantiating reasonable cause for this referral and request for examination is attached hereto as Exhibit "A". The examination shall be conducted at the offices of the Mississippi State Medical Association, 408 West Parkway Place, Ridgeland, Madison County, Mississippi, at 5:00 p.m., on June 16, 2005.

The Mississippi State Board of Medical Licensure further requests that you order said physician to appear before the Committee for the examination, after which, report your findings and recommendations to the Board.

DATED, this the 18th day of May, 2005, at Jackson, Mississippi.

**MISSISSIPPI STATE BOARD OF MEDICAL
LICENSURE**

BY:



W. JOSEPH BURNETT, M.D.
DIRECTOR
MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE

CERTIFICATE OF SERVICE

I, Stan Ingram, Esq., do hereby certify that I on May 25, 2005, forwarded via Federal Express priority overnight, delivery pre-paid, a true and correct copy of the above and foregoing *Referral of Physician to Examining Committee and Order* to Joseph Lipscomb at his place of business at 223 N. 6th Street, Columbus, Mississippi 39701.

DATED, this the 25th day of May, 2005.


STAN INGRAM

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE OF

JOSEPH C. HILLMAN, JR., M.D.

ORDER

TO: JOSEPH C. HILLMAN, JR., M.D.

YOU ARE HEREBY ORDERED to appear before the Examining Committee designated by the Mississippi State Board of Medical Licensure, under authority of Section 73-25-55 and Section 73-25-57 of the Miss. Code (1972) Ann., at the office of the Mississippi State Medical Association, 408 West Parkway Place, Ridgeland, Madison County, Mississippi, on June 16, 2005, at 4:00 p.m., for the purpose of determining your fitness to practice medicine with reasonable skill and safety to patients by reason of possible mental or physical illness. A summary of underlying facts and circumstances substantiating reasonable cause for such examination is attached hereto as Exhibit "A".

The Examining Committee shall report to the Mississippi State Board of Medical Licensure its findings on your examination, its determination of your fitness to engage in the practice of medicine with reasonable skill and safety to patients, either on a restrictive or unrestrictive basis, and any management that the Committee may recommend. Further, if the Examining Committee, in its discretion, should deem a diagnostic mental or physical examination necessary to its determination of your fitness to practice medicine, it shall order you to submit to such examination.


The recommendation of the Examining Committee shall be advisory and shall not be binding on the Board. In the event it is the recommendation of the Examining

Committee to impose a restriction, suspension or revocation of your license, you will be entitled to a hearing and formal proceedings before the Mississippi State Board of Medical Licensure, pursuant to Section 73-25-63, Miss. Code (1972) Ann.

Pursuant to Section 73-25-57 (2) and (3), Miss. Code (1972) Ann., you are entitled to an independent mental or physical examination if you so request, and if you are ordered by the Examining Committee to submit to a diagnostic or physical examination, you have the right to designate another physician to be present at the examination and make an independent report to the Board.

Pursuant to Section 73-25-57(4), Miss. Code (1972) Ann., your failure to appear before the Examining Committee or failure to submit to a mental or physical examination as required by the Examining Committee, shall constitute grounds for the suspension of your license to practice medicine in this State until such time as you are examined.

DATED, this the 18th day of May, 2005.



GARY D. CARR, M.D., CHAIRMAN
EXAMINING COMMITTEE
MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE

EXHIBIT A

AFFIDAVIT

STATE OF MISSISSIPPI

COUNTY OF HINDS

I, Neil Breeland, Investigator, Mississippi State Board of Medical Licensure, do hereby make oath that the following is a summary of the underlying facts and circumstances substantiating reasonable cause to refer JOSEPH C. HILLMAN, JR., M.D., to the Examining Committee designated by the Mississippi State Board of Medical Licensure, pursuant to authority set forth in the Mississippi Disabled Physician Law, Sections 73-25-51, et seq., to-wit:

1. That JOSEPH C. HILLMAN, JR., M.D. hereinafter referred to as "Licensee", was issued Mississippi Licensee Number 06420 by the Mississippi State Board of Medical Licensure, hereinafter referred to as "the Board," on June 7, 1972, and that Licensee is a physician duly licensed to practice medicine in the State of Mississippi with said medical license number current until June 30, 2005. For the purpose of designation of the Examining Committee pursuant to Mississippi Code Annotate 73-25-55(2)(b), the undersigned has determined that as of the date of this affidavit, Licensee is not a member of the Mississippi State Medical Association.
2. That from on or about May 16, 2003 to on or about May 18, 2004, patient file entries indicate that Licensee while maintaining a doctor/patient relationship with patient No. 2, did commit one or more of the following acts of unprofessional and unethical conduct, to-wit:
 - a. Permitted said patient to perform various tasks and chores in conjunction with his residence in Columbus, Mississippi.
 - b. Traveled with said patient in the Columbus and Aberdeen area for personal reasons.
 - c. Met said patient after hours at Licensee's residence or patient's hotel, in some cases without the presence of other individuals.

- d. Provided said patient with gifts, including, but not limited to the following monetary disbursements via check from Licensee's practice location and/or Western-Union Money-grams, to-wit:

<u>Date</u>	<u>Amount</u>	<u>Western-Union Reference No. or Ck No.</u>
March 10, 2004	\$125.00	Ck. No. 4023
March 10, 2004	\$100.00	MTCN No.6130996977
March 15, 2004	\$700.00	Cash toward purchase of car
March 17, 2004	\$70.00	54582252
March 19, 2004	\$35.00	08663567
March 25, 2004	\$35.00	MTCN No.2010718383
March 27, 2004	\$50.00	63392688
April 9, 2004	\$50.00	83606230
April 15, 2004	\$100.00	93988454
April 19, 2004	\$100.00	62092989
April 21, 2004	\$260.00	57579011
April 22, 2004	\$100.00	66566882

3. In addition to the above, Licensee while maintaining a doctor/patient relationship with Patient No. 2, engaged in sexual activity with said patient, said conduct taking place at Licensee's residence and practice in Columbus, Mississippi. Documentation of the explicit sexual contact by and between Licensee and Patient No. 2 is found in the medical file via internet chat rooms and conversations by Licensee using an internet identifier of "Heydere 123." As one example, the medical file for Patient No. 2 contains a copy of an email conversation printed on or about March 28, 2004, between Licensee and an unknown party, wherein Licensee made the following acknowledgments:

Heydere 123 [11:42 AM]:...but he did come and lie in the bed with me, when he was staying here...and he did lean over and he did pull the covers back to see if I was hard, and then went down on my cock for just a few seconds...I didn't cum or anything, and I told him he needed to not do that right now...and that was it.

JPnAL69 [11:43 AM]: I gotcha.

Heydere 123 [11:43 AM]: I never did ANYTHING with him, but I guess you could say that HE did something with me...so he, I guess, isn't actually lying about that.

Section 8.14 of the 1996-1997 Edition of the American Medical Association, Council on Ethical and Judicial Affairs, Code of Medical Ethics, expressly prohibits sexual misconduct in the practice of medicine, to-wit:

Sexual Misconduct in the Practice of Medicine

Sexual contact that occurs concurrent with the physician-patient relationship constitutes sexual misconduct. Sexual or romantic interactions between physicians and patients detract from the goals of the physician-patient relationship, may exploit the vulnerability of the patient, may obscure the physician's objective judgment concerning the patient's health care, and ultimately may be detrimental to the patients well-being.

If a physician has reason to believe that non-sexual contact with a patient may be perceived as or may lead to sexual contact, then he or she should avoid the non-sexual contact. At a minimum, a physician's ethical duties include terminating the physician-patient relationship before initiating a dating, romantic, or sexual relationship with a patient.

Sexual or romantic relationships between a physician and a former patient may be unduly influenced by the previous physician-patient relationship. Sexual or romantic relationships with former patients are unethical if the physician uses or exploits trust, knowledge, emotions, or influence derived from the previous professional relationship. (I, II, IV)

4. On or about May 29, 2003, Patient No. 2 was admitted to the Baptist Memorial Hospital-Golden Triangle, Columbus, Mississippi based on an apparent drug overdose. Prior to admission, Patient No. 2 was found by the Columbus Police Department at a local hotel exhibiting bizarre behavior, i.e. kicking a hotel vending machine totally naked. The ER physician at Golden Triangle contacted Licensee, and according to hospital records, Licensee advised the ER staff that he had prescribed Lorcet to the patient for back pain; that Patient No. 2 had been working at his house and had borrowed Licensee's Jeep to run an errand. Patient No. 2 was placed on respiratory isolation due to possible overdose. During treatment at the Golden Triangle,

Licensee entered the hospital, and over the objection of the nursing staff, went into Patient's room declaring that Patient No. 1 was not sick and should not be in isolation. At the time of this event, Licensee did not hold medical staff privileges at Golden Triangle. The nursing staff was later instructed by Golden Triangle administration not to permit Licensee to visit Patient No. 2.

Following seizure of the medical record for Patient No. 2 from Licensee's clinic, it was discovered that the medical record contained an original progress note dated June 22, 2003 from the Baptist Memorial Hospital-Golden Triangle. Upon contact with hospital administration, a review of the file revealed that the progress note was missing. According to Licensee, an individual who worked at the hospital provided Licensee with the hospital's original progress note. Notwithstanding, Licensee made no attempt to return the same to Baptist Memorial Hospital-Golden Triangle. Upon inquiry, Licensee initially identified the alleged hospital employee, but the name proved unable to be verified. Thereafter, Licensee has refused to identify the alleged hospital employee.

5. That the investigative staff of the Board, joined by Board Counsel, Stan T. Ingram, and others have conducted several informal interviews and meetings with Licensee in an attempt to address not only boundary violations, but also questionable prescribing to a number of other patients. While denying sexual contact with the patient, Licensee acknowledged the above gifts, etc, justifying his conduct with the patient through biblical principles. During each and every meeting Licensee exhibit very little, if any, insight into boundary issues and claimed that he had done nothing wrong with Patient No. 2.

That Licensee's actions of inappropriate sexual contact with a patient, along with the other boundary violations noted above, and his failure to recognize and comprehend the seriousness of maintaining proper boundaries, all leads Neil Breeland, Investigator of the Board, to believe there is a valid concern whether or not Licensee has the mental capability to practice medicine with reasonable skill and safety to the public, and that Licensee should be referred to the Board's Examining Committee for further review, examination and determination.

Neil Breeland

Neil Breeland, Investigator
Mississippi State Board of Medical Licensure

2005

SWORN TO AND SUBSCRIBED BEFORE ME, this the 19th day of May,

Shuley Thomas

NOTARY PUBLIC

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE
MY COMMISSION EXPIRES: Dec 15, 2007
BONDED THRU NOTARY PUBLIC UNDERWRITERS



Mississippi Professionals Health Program

Mississippi Professionals Health Committee

Kay Gatewood, Executive Director
625 Lakeland East Drive, Suite C
Jackson, Mississippi 39232-8817
(601) 420-0240
1-800-844-1446
Fax: (601) 420-0290

Gary D. Carr, MD, Medical Director
5192 Old Highway 11, Suite 1
Hattiesburg, Mississippi 39402
(601) 261-9899
Cell: (601) 297-6777
Fax: (601) 268-0376



June 20, 2005

W. Joseph Burnett, M.D., Director
Mississippi State Board of Medical Licensure
1867 Crane Ridge Drive Suite 200B
Jackson, MS 39216

RE Joseph C. Hillman, Jr., M.D.

Dear Dr. Burnett:

On 6/16/05 Dr. Hillman presented himself without counsel before the Examining Committee pursuant to Mississippi Code (1972) ann., Section 73-25-51 through 73-25-67. Committee members included myself, Gary D. Carr, M.D., Chairman, Mike Byers, M.D., and George Wilkerson, M.D. The purpose of our Committee meeting was explained fully to Dr. Hillman including the fact that our findings would be forwarded to the Mississippi State Board of Medical Licensure for the Board's consideration. It was also explained that the Committee's findings are non-binding on the licensure board. He voiced understanding the process and agreed to proceed.

Committee members reviewed Dr. Hillman's treatment of Patient #1 at some length. Dr. Hillman's judgement in this particular case appeared to break down. Dr. Hillman obviously believed this particular patient to be in significant pain and became vested in his attempts to assist patient #1 in a co-dependent fashion. Unfortunately, his efforts seemed to ignore the expertise of specialists used and diagnostic studies obtained. Committee members were of the opinion, however, that this one case must be taken in the context of a physician who has been in practice for many years. Materials provided for the Committee's review failed to demonstrate a pervasive pattern of over-prescribing.

Patient #2 is a more concerning situation. In this case, boundary crossings progressed to overt boundary violations. If the Committee accepts Dr. Hillman's altruistic version of events, Committee members are still left with the fact that Dr. Hillman was well outside his role in the doctor/patient relationship which ultimately left him in an indefensible position with Patient #2.

Committee members recommend that Dr. Hillman: 1) Secure and successfully complete a prescribing course which meets with the approval of the Mississippi State Board of Medical Licensure; 2) Make arrangements and present to an approved facility such as the Professional Renewal Center in Lawrence, Kansas for further evaluation and any treatment that might be recommended.

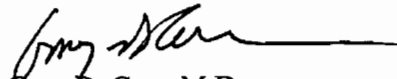
RE: Joseph Hillman, Jr., M.D.

Page Two

The Examining Committee was of the opinion that the Mississippi State Board of Medical Licensure would be better positioned to judge Dr. Hillman's psychological issues and rehabilitative potential after a thorough evaluation at a facility such as PRC. Alternatives were discussed; however, Dr. Hillman had already contacted PRC and agrees that they would be best suited to assist him.

The Examining Committee will send an addendum report based on the evaluation findings from the Professional Renewal Center. Please do not hesitate to call on us if you have any questions. On behalf of the Examining Committee I am,

Sincerely,



Gary D. Carr, M.D.

Chairman, Examining Committee

GDC/dcy

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

JOHN T. BARRINGER, M.D.

DETERMINATION AND ORDER

THIS MATTER came on regularly for hearing before the Mississippi State Board of Medical Licensure (hereinafter "Board"), pursuant to Title 73, Chapter 25, Miss. Code (1972) Annotated. On May 4, 2005, John T. Barringer, M.D. (Applicant) was served with an Order to Show Cause and supporting Affidavit. The Order to Show Cause required Applicant to appear before the Board on May 19, 2005, and show cause why his application for a license to practice medicine in the State of Mississippi should not be denied. Applicant was charged with a violation of Miss. Code Ann. Section 73-25-53(a) and Miss. Code Ann. Section 73-25-83(b), that is, being unable to practice medicine with reasonable skill and safety to patients by reason of mental illness, and being, therefore, professionally incompetent in the practice of medicine or surgery, all constituting grounds for denial of his application for a Mississippi license to practice medicine.

Applicant appeared on May 19, 2005, and was not represented by counsel. Complaint Counsel for the Board was Honorable Stan Ingram. Sitting as legal advisor to the Board was Honorable Heather Wagner. Board Members William B. Harper, D.O., and Joseph E. Johnston, M.D., were not present and did not participate in the hearing or determination.

FACTS

The factual allegations set forth in Paragraph 1 of the Affidavit dated May 3, 2005, which accompanied the Order to Show Cause are fully incorporated into this Determination and Order. Evidence was presented that on or about January 7, 2005, Applicant submitted his application for a license to practice medicine in the State of Mississippi. When completing this questionnaire, Applicant responded in the affirmative to the following questions, designated as Question No. 22:

“Have you ever been diagnosed as having or have you ever been treated for pedophilia, exhibitionism or voyeurism, bipolar disorder, sexual disorder, schizophrenia, paranoia or other psychiatric condition?”

Evidence obtained by the Mississippi State Board of Medical Licensure indicated that during his medical school training at the University of Miami, Applicant self-referred himself for mental health evaluation and treatment, clinical sex therapy and pastoral counseling. Applicant was being treated for “mild obsessive/compulsive disorder with sexually deviate fantasies focused on minor female children.” There was no evidence presented that Applicant ever acted out on his sexual fantasies, with one exception noted, which Applicant reported himself. See paragraph 1(c) of the Affidavit. Applicant was granted a temporary Mississippi license, and has continued in treatment, with advocacy from the Mississippi Professionals Health Program. He signed contract with the Mississippi Professionals Health Program, and obtained evaluation and treatment at COPAC and the Behavioral Medicine Institute in Atlanta, Georgia. The Mississippi Professionals Health Committee supports his request for a permanent license, with limitations.

Applicant testified on his own behalf. He did not deny any of the factual allegations contained in the Affidavit supporting the Order to Show Cause. He did deny the allegation

that he is "unable to practice medicine with reasonable skill and safety to patients and is professionally incompetent in the practice of medicine or surgery" due to his mental illness. Applicant testified to a number of favorable recommendations with regard to his competency and skills. Applicant testified that there have never been any complaints lodged against him, nor has he ever been charged with any crime related to his disorder. Applicant testified that when he first became aware of his problem, he took immediate steps and self-referred himself for counseling. He testified that he answered Question No. 22 on his application for a Mississippi license to practice medicine honestly, when it would have been quite easy to answer "no."

Applicant discussed the terms of his agreement with the Mississippi Professionals Health Program. One of the terms is that he must fully disclose his sexual issues when seeking employment. Due to this, he has found it difficult to find a residency program which will accept him. He further testified he has difficulty finding any job in a hospital setting and is currently working at Barnes and Noble Café.

Applicant testified that if granted a license he is not likely to present a risk to the public, because he self-referred, but also because the MSBML is aware of his problem and can monitor him and his behavior. Applicant is committed to staying away from children and continuing treatment. He is committed to overcoming pedophilia, even if his license to practice medicine is denied. He has strong family and clergy support.

Gary Carr, M.D., Medical Director of the Mississippi Professionals Health Program testified on behalf of Applicant. Dr. Carr testified that the Committee of the Mississippi Professionals Health Program supports the granting of an unrestricted license to Applicant, provided Applicant enters into a lifetime contract with MPHP for continued treatment and

monitoring. Dr. Carr testified that Applicant's current therapist has found him fit to practice medicine.

DETERMINATION AND ORDER

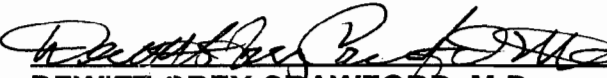
Pursuant to Miss. Code Ann. Section 73-25-53, the Board has the option to deny granting a Mississippi license to a physician who is unable to practice medicine with reasonable skill or safety by reason of mental illness. In this case, it is uncontested that Applicant has been diagnosed with pedophilia. However, after considering the testimony and evidence presented, the Board finds that Dr. Barringer is not unable to practice medicine with reasonable skill or safety, and has determined to grant Applicant an unrestricted Mississippi license to practice medicine. The testimony of Applicant and the advocacy of the Mississippi Professionals Health Program and Dr. Gary Carr on his behalf were compelling. That Applicant self-referred for evaluation and therapy for his condition, has never received any complaints with regard to his condition and has been compliant with his therapy and his contract with the Mississippi Professionals Health Program were important considerations. The Board is of the opinion, however, that Applicant should remain subject to a Recovery Contract Agreement with the Mississippi Professionals Health Program. That Contract should contain a "zero tolerance" provision, which is to be defined by the MPHP and approved by the Executive Committee of the Mississippi State Board of Medical Licensure. This will enable monitoring of Applicant's behavior by the MPHP.

IT IS, THEREFORE, ORDERED that Applicant, John T. Barringer, M.D., should be granted an unrestricted license to practice medicine in the State of Mississippi, upon

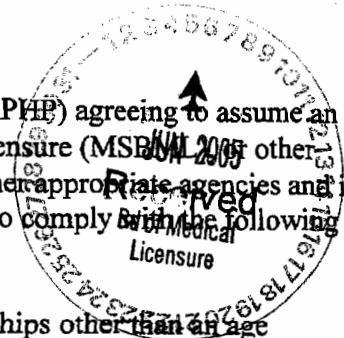
successful completion of the application process and subject to the entry of a Recovery Contract Agreement with the Mississippi Professionals Health Program.

SO ORDERED, this the 19th day of May, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY: 
**DEWITT GREY CRAWFORD, M.D.
PRESIDENT**

RECOVERY CONTRACT AGREEMENT



IN CONSIDERATION of the Mississippi Professionals Health Program (MPHP) agreeing to assume an active advocacy role on my behalf with the Mississippi State Board of Medical Licensure (MSBML) other licensing boards, hospital boards, managed care panels, malpractice carriers and other appropriate agencies and in compliance with MSBML requirements, I, J.T. BARRINGER, MD, hereby agree to comply with the following terms and conditions:

1. **Total Abstinence.** I agree to abstain completely from any sexual relationships other than an appropriate partner, the use of any medications or mood-altering substances including non-approved over-the-counter medications unless ordered by my Primary Care Physician and, when appropriate, in consultation with the MPHP/MSBML. I have not been diagnosed with a Substance Use Disorder, therefore, the social use of alcohol is not prohibited. I understand I may have a diagnosis of Sexual Addiction and I will continue to explore this issue in compliance with MPHC and/or my treatment professionals.

I agree not to prescribe, dispense or administer to myself, family members or persons under 18 years of age any drug having addiction-forming or addiction-sustaining liability. I understand it is the strong recommendation of the MSBML that physicians not treat themselves or family members in any way.

2. **Relationships.** I agree to abstain completely from relationships with persons of both genders who are less than 18 years of age. This prohibition includes both professional and private time. Further, I will ensure I am never unattended and alone with persons in this age group.

3. **Urine and/or Serum Screens.** I agree, should I be asked, to allow investigators of the MSBML to obtain random, unannounced, witnessed chain-of-custody urine/blood samples and agree to cooperate with them fully in this process. I understand I will be asked to submit to random Testosterone level testing as may be requested by MPHC and/or my treating professionals.

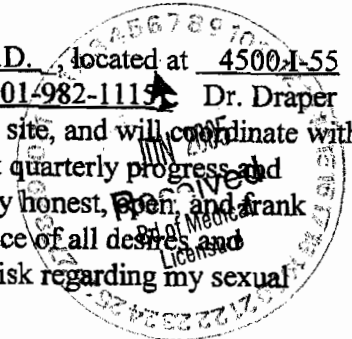
I further agree, if asked to do so, to provide random urine and/or blood samples for drugs of abuse screens as directed by the Mississippi Professionals Health Program in addition to any other screens which may be obtained by other agencies. I understand the MSBML will receive a copy of any screens collected by the MPHP and reciprocally MPHP will receive a copy of screens from the Board. I understand that I am responsible for all costs related to drug screening, whether at the request of the MSBML or MPHP and that failure to pay for screens is a violation of my contract.

4. **Primary Care Physician.** I have selected Dr. _____ (subject to approval by MPHC) as my Primary Care Physician, located at _____, office phone _____.

I agree to provide the MPHP and MSBML with a release for the purpose of monitoring any treatment provided to me by my Primary Care Physician and/or any specialist he may refer me to.

I agree that in the event my Primary Care Physician or specialist determines that it is necessary to administer, dispense or prescribe to me any drug having addiction-forming or addiction-sustaining liability, the Primary Care Physician shall notify the MPHP by phone, fax or in writing, to the attention of the Medical Director, within twenty-four (24) hours of administration, dispensation or issuance of any prescription. I understand this information will be forwarded to the MSBML by the MPHP. This requirement shall also apply to any care rendered to me by a dentist. The responsibility to ensure that the primary care physician or dentist files the required notification rests with me.

5 **Psychotherapy.** I agree to continue treatment with Douglas Draper, Ph.D., located at 4500 J-55 North, #234, Jackson, MS 39211, office phone 601-982-8531, fax 601-982-1115. Dr. Draper will attend relapse prevention, receive the surveillance forms from my work site, and will coordinate with my psychiatrist, other treatment professionals and MPHC. I understand that quarterly progress and compliance reports will be sent to MPHC. I understand that I must be totally honest, open, and frank with my psychotherapist and treating physicians, acknowledging the existence of all desires and fantasias, any relapse related to my sexual disorder, any conduct deemed a risk regarding my sexual disorder, or any conduct deemed a violation of this agreement



6 **Psychiatrist.** I agree to see a psychiatrist _____, located at _____, office phone _____. I agree to follow any prescribed medication treatment including, but not limited to, Provera. I understand that quarterly progress and compliance reports will be sent to MPHC.

7. **Primary Work Site Monitor.** I understand I will be assigned a primary work site monitor (when applicable), who may inspect my practice environment and make recommendations to the MPHC as regards my practice and its consistency with my continued recovery. The work site monitor will coordinate efforts of other assigned monitors, collect progress reports from these other monitors and communicate with MPHC as is necessary, but no less often than quarterly.

I have been assigned _____ as my primary work site monitor located at _____, office phone _____.

8. **Monitor Forms.** Monitors acceptable to MPHC shall be assigned to work through the primary work site monitor to complete monthly progress/compliance reports regarding my work and recovery. I understand these reports will be shared, as necessary, with appropriate personnel in my residency or workplace, my therapist, psychiatrist, and others designated on the CC list at the end of this document who are believed by MPHC to have a need to know. MPHC will utilize these reports to assist with guiding my ongoing treatment and keeping the MSBML apprised of my contract compliance and progress.

9. **Minister.** I agree to involve my minister in my recovery, and understand that my minister will submit regular reports to Dr. Draper and MPHP on my progress in addressing my sexual disorder. My minister is _____, address _____, phone _____.

10. **Follow-up with Dr. Abel/Polygraphy.** I agree to return to the Behavioral Institute of Atlanta (BMI) on a semi-annual basis (or more frequently if asked to do so) for follow-up and polygraph testing with Dr. Abel. I will continue these follow-up visits until released by Dr. Abel, subject to the approval of MPHC and the MSBML..

11. **Residency Training.** I understand I am encouraged to continue to pursue residency training opportunities in specialties that do not require care of persons under 18 years of age. MPHC has suggested Internal Medicine, Pathology, and Geriatric Medicine as possibilities. I understand I am specifically prohibited from residency or work environments which would require my treating patients less than 18 years of age. Any residency possibility not outlined above requires the written approval of MPHC. I understand I am required to discuss my diagnosis and monitoring with any residency and/or work place I may pursue.

12. **Chaperones.** I agree to the appropriate use of chaperones during my medical training and medical practice. I understand that I am not, at any time whatsoever, to have contact or encounters with children and adolescents without the presence of other adults present as chaperones. I agree to avoid all situations that may even offer the "appearance of impropriety" as it pertains to persons under the age of 18 years of age.
13. **Zero Tolerance Policy.** I understand I am being given an opportunity to pursue a medical career secondary to a) self-reporting of my sexual disorder, b) the fact that I have never acted out my sexual desires, and c) I have sought out help in an effort to see I do not act out my sexual desires. In addition, monitored practice is believed to afford the general public greater protection than my pursuit of some other unmonitored occupation in society. I understand and agree that acting on my sexual desires could result in irreparable harm to the victim, myself, friends and family. To this extent, I agree that I have been and will receive zero tolerance by the MSBML. Any violation of this contract shall be viewed seriously and will be immediately reported to the MSBML, pursuant to Paragraph #23 below. Depending upon the nature of the violation, the MPHC shall make a recommendation to the MSBML as to management of any violation, including but not limited to a requirement that I immediately withdraw from practice of medicine pending further evaluation and treatment at an approved facility. Notwithstanding, I agree and understand that if at any time I act out on my sexual desires and/or fantasies, the MSBML will have no other choice but to summarily revoke my medical license, without hearing, said action to be deemed disciplinary in nature and reportable to the Federation of State Medical Boards, the National Practitioner Data Bank and appropriate law enforcement agencies. So as to encourage my continued honesty, openness and frankness with my therapist and treating physicians, merely experiencing such desires and fantasies, while indicative of need for further treatment (which I agree to promptly pursue), does not in and of itself constitute acting out. As used here, "acting out", includes any inappropriate touching or sexual contact with a child or adolescent.
14. **Reporting Requirements.** I agree to contact the office of the MPHP in person or by phone each month.
15. **Medical Release and Authorization.** I agree to provide appropriate release forms for urine drug screen results, treatment center records, therapist reports, and other written and verbal information required to comply, and in compliance with this contract.

I hereby authorize the treatment center wherein I received treatment or will receive treatment for pedophilia, its administrator, medical staff and personnel, or any other treatment center or hospital to release to the MPHP/MSBML all records of any treatment. Additionally, I shall provide the MPHP/MSBML with authorization to obtain medical information for the purpose of monitoring or reviewing treatment or therapy that I have received, or will receive, from said treatment center or individual treatment providers.

I agree and understand that there must be a free flow of information to and from the MPHP, the MSBML, my monitors, therapist, physicians, etc. necessary to ensure my compliance with this Agreement, but most importantly, to ensure my continued recovery contingent upon protection of the public. In this regard, I hereby agree to execute any and other medical releases necessary to accomplish this goal. At any time, the MPHP, MSBML, and others referenced in this document, present or future, may freely communicate with, via telephone, facsimile, or personal interview, any individual or entity involved in my treatment and/or recovery, including but not limited to, any employee and/or representative of MPHP/MSBML, any hospital or health care facility in whom I have received or will receive treatment, any physician or other health care entity from which I have received medical and/or dental care, business associates, monitors, partners, friends and family. In so doing, I waive any and all privileges and rights of confidentiality which I would otherwise possess with respect thereto.

Any refusal on my part to execute or maintain a medical release deemed necessary to accomplish the above exchange of information, or any act on my part which may be interpreted as a revocation of a previously executed release, shall be deemed a violation of this Agreement and shall be immediately reported to the MPHP/MSBML.

16. **Progress Reports/Access to Agreement.** I understand that a copy of any and all aftercare conditions and/or contracts and all other aspects of my recovery process shall be forwarded to the MSBML, as well as other parties listed on the last page of my contract.

I understand MPHP shall provide the MSBML with progress reports on a quarterly basis (or more often if required by Paragraph #13 above, or if requested to do so by the MSBML).

17. **Periodic Re-evaluation.** I agree to appear before the MPHC located in Jackson, MS for periodic re-evaluation when scheduled by the MPHC.
18. **Family and Spouse.** I will actively encourage my SPOUSE/SIGNIFICANT OTHER/FAMILY to involve themselves in continuing, supportive care.
19. **Statutory Compliance.** I agree to obey all federal, state and local laws and all rules governing the practice of medicine in the State of Mississippi.
20. **Term.** I agree to the terms of this contract **for the life of my medical license** and I will follow this contract and any subsequent recommendations of the MPHC during my continuing care monitoring. Periodic evaluations will be made by the MPHC, in concert with my treating professionals, for the purpose of contract modifications.
21. **Notification of Change in Status/Portability.** I agree to notify the MPHP/MSBML of any change in my physical or mental health, my residence or place of employment.

I agree that should I decide to leave Mississippi to reside in or practice in another state, both MSBML and MPHP hereby have my irrevocable authorization to notify the appropriate State Licensure Board and/or Physicians Health Program of my residence and/or practice in that state. Should I, at any time, leave the State of Mississippi to live in or practice in another state without appropriate coordination with MPHP and MSBML, such action on my part shall be deemed a violation of this contract prompting immediate MSBML disciplinary action, notification of appropriate state agencies and a report to the National Practitioners Data Bank. Any, and all, confidential information in the possession of both the MSBML and MPHP would then become subject to public disclosure and forwarded to the appropriate state(s).

I further agree to notify the MPHP and MSBML in writing, within ten (10) days prior to departing this state to practice in another state.

22. **Payment of Costs.** I agree to pay annual MPHP dues and fees when billed.
23. **Breach of Contract and/or Relapse.** I understand that ANY breach of this contract will be grounds for re-evaluation by the MPHC with an immediate report to the MSBML.

I understand that should I experience a relapse related to my sexual disorder, this fact shall be immediately reported by the MPHC to the Executive Director of the MSBML. Should concerns arise regarding the stability of my recovery, I agree to immediately discontinue the practice of medicine on request of MPHC or the MSBML. In so agreeing, I hereby forfeit any and all due process rights which I would otherwise be entitled. Failure to immediately comply with a request to discontinue practice shall be sufficient grounds for the MSBML to take formal disciplinary action. If asked to withdraw from practice, MPHC would then investigate the concerns in question and report to the MSBML. MPHC's report will include, or be followed by, MPHC's response to the concerns in question and its recommendations regarding same. I understand that MPHC's recommendations regarding licensure issues and/or disciplinary actions are non-binding on the MSBML, and subject to the right of the MSBML to summarily revoke my license without hearing pursuant to Paragraph #13 above, in the event it is determined that I have inappropriately touched or had sexual contact with a child or adolescent.

In the event I am viewed to be at risk regarding my sexual disorder and/or fail to comply with any or all of the conditions imposed by this Agreement, the MSBML shall have the authority, with recommendation from the MPHC, to immediately prohibit me from practicing medicine until such time as the MSBML and MPHC determines if I am able to return to the practice of medicine. In so doing, the MPHC may require me to undergo further evaluation and/or treatment for my sexual disorder.

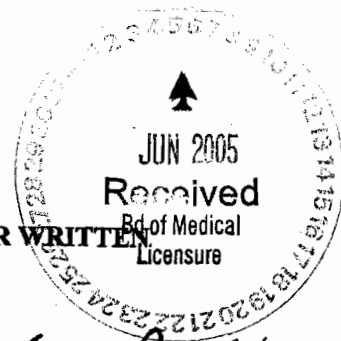
Subject to Paragraph #13 above, in the event of a relapse or violation of this agreement, any action by the MSBML may be deemed disciplinary action, and all documents relating thereto, including this Agreement, shall thereafter be deemed public record and reportable to the Federation of State Medical Boards, the National Practitioner Data Bank and other entities requiring MSBML reporting.

24. **Honest Disclosure.** I understand my ethical and contractual obligation to honestly and completely answer any and all application questions regarding my diagnosis, recovery and participation with MPHP. Such questions may appear on application or reappointment materials with practice groups, hospital credentialing groups, state licensing boards, malpractice carriers, etc. In addition, I understand my contractual obligation to disclose to any and all residency opportunities and potential employers. Deception or dishonesty in reporting reflect negatively on my recovery and MPHP in its role as my advocate. When in doubt, I will call MPHP for guidance. Infractions regarding dishonesty are viewed seriously and shall result in a report to the Board of Medical Licensure and possible recommendations for further evaluation/treatment, discontinuation of practice, and perhaps loss of advocacy to practice medicine.
25. **Change of Occupation.** Should I determine to leave the practice of medicine, or should I lose the privilege to practice medicine, MPHC will make itself available to me to offer counsel and recommendations in my efforts to pursue another line of work which would be consistent with my personal recovery and the public safety.
26. **Subpoena for Records.** Unless directed otherwise by the program participant, MPHC resists release of subpoenaed participant records to the fullest extent of the law. I understand that I am financially liable for all MPHC costs and attorney fees in such matters.
27. **Hold Harmless Agreement.** As an express condition for participation, I hereby release and forever discharge the MPHP, MPHC and the MSBML, their respective agents, representatives, employees, staff members and all personnel designated by the MPHP, MPHC or the MSBML to assist me, and each of them and all of them, past, present and future, from any claims, demands, obligations, costs of any kind or nature whatsoever, arising out of any action of commission or omission in connection with my participation in the Mississippi Professionals Health Program.

28. **Consent Order.** I agree to comply fully with any consent order with the MS State Board of Medical Licensure, which is hereby incorporated by reference, should the Medical Board elect to institute same.

29. **CHECKLIST:**

- 1. Random, observed, urine screen.
- 2. Monthly workplace monitors & minister's evaluation reports
- 3. Annual fees when billed.



NOTE: ALTERATIONS OF THIS CONTRACT CANNOT BE MADE WITHOUT PRIOR WRITTEN APPROVAL FROM THE MEDICAL DIRECTOR AND/OR THE MIPC.

Gary A. Carr, M.A. 6/6/05
 Medical Director, MPHP Date

[Signature] 6/6/05
 MPHC Chairman Date

 Executive Director, MSBML Date

[Signature]
 Program Participant Date

 Witness to Participant Signature Date

- cc:
- Program Participant
 - Executive Director, MSBML
 - Primary Work Site Monitor
 - Monitors
 - Primary Care Physician
 - Psychiatrist
 - Psychologist
 - Dr. Abel, BMI
 - Minister

BEFORE THE MISSISSIPPI MEDICAL LICENSURE BOARD

**IN THE MATTER OF THE PHYSICIAN'S LICENSE OF
KELLY EUGENE HUTCHINS, M.D.**

DETERMINATION AND ORDER

THIS MATTER came on regularly for hearing before the Mississippi State Board of Medical Licensure (hereinafter "Board"), pursuant to Title 73, Chapter 25, Mississippi Code of 1972, Annotated. The Board initiated these proceedings on February 11, 2005, by issuance of a Summons against Kelly Eugene Hutchins, M.D. (hereinafter "Licensee"), with an attached Affidavit from Neil Breeland, Investigator. The Summons and Affidavit were served upon Licensee on February 15, 2005. The affidavit set forth allegations of violations of Subsections (8) and (13) of Section 73-25-29 and Subsection(8)(d) of Section 73-25-53 of the Mississippi Code of 1972, Annotated. On that same date Licensee was also served with an Order of Prohibition, pursuant to Miss. Code Ann. Section 73-25-63, prohibiting Licensee from practicing medicine until such time as the Board has made a determination that Licensee is able to return to the practice of medicine . The hearing in this matter was originally scheduled for March 17, 2005, but at the request of Licensee, was continued until May 19, 2005. The Order of Prohibition remained in effect during the pendency of the hearing.

Licensee appeared on May 19, 2005, as was represented by Counsel, Honorable Glen Hall. Complaint Counsel for the Board was Honorable Stan Ingram. Sitting as legal advisor to the Board was Honorable Heather Wagner. All members of the Board were present for the hearing with the exception of William B. Harper, D.O. and Joseph E. Johnston, M.D.

FACTS

With the caveat that he be allowed an opportunity to explain his actions, Licensee admitted the factual allegations set forth in the Affidavit of Neil Breeland, Investigator, dated February 11, 2005, therefore, the Board accepts those allegations in their entirety and fully incorporates those findings in this Determination and Order. To summarize those facts, Licensee suffers from alcoholism. On or about July 5, 2004, Licensee entered into a Recovery Contract Agreement (RCA) with the Mississippi Professionals Health Program (MPHP) in exchange for that entity providing advocacy on Licensee's behalf with the Board. One condition of the RCA was that Licensee was to submit to random, unannounced urine screens. These urine screens could be requested by either the MPHP or the Board. Licensee's RCA provided that upon notification of Licensee's failure to comply with any of the terms of the RCA, the Board had the discretion to prohibit Licensee from practicing medicine. On December 2, 2004, Licensee refused to provide a urine sample to the Board's investigator, Neil Breeland. Upon learning of the failure to cooperate, the MPHP withdrew advocacy on behalf of Licensee. After subsequent communication with Licensee and the MPHP, the Board issued its Order of Prohibition on February 11, 2005, and noticed Licensee for a hearing on March 17, 2005. The Order of Prohibition has been in effect since its issuance.

Gary Carr, M.D., Medical Director of MPHP, testified that as a result of the report that Licensee had refused a random urine screen, the MPHP withdrew its advocacy on behalf of Licensee. Dr. Carr testified that he was concerned with regard to Licensee's demeanor as reported to him at the time of the refusal of the urine sample. He further testified that Licensee exhibited inappropriate anger with him on other occasions, notably

when Licensee called him concerned about attending Caduceus Group meetings at night, as Licensee's night vision is not good. Although Licensee's demeanor improved during the conversation, Dr. Carr testified that the initial anger was inappropriate to the situation, and that he was concerned that this signaled Licensee had either relapsed or was in the beginning stages of relapse. Dr. Carr also testified that when meeting with the Mississippi Professionals Health Committee on December 13, 2004, to discuss the refused urine sample, Licensee presented as "angry, accusing, rude, insulting, cursing, and threatening." Dr. Carr and the members of the Committee advised Licensee that in order to regain the advocacy of the MPHP, Licensee should submit to further evaluation, specifically to determine the status of his recovery, to obtain personality and neuropsychiatric testing, and evaluation of "sexual addiction."

In explanation of his actions on the date of December 2, 2004, Licensee testified that he was taken off guard when Investigator Breeland appeared at his home for the urine sample. Licensee testified further that initially, he refused the urine sample due to a misunderstanding about the RCA, believing that only the MPHP had the authority to request random urine samples. When that was clarified, Licensee testified that he attempted to provide a sample, but that due to his multiple sclerosis, he was unable to do so. He stated to the Board that he did not refuse, but was simply unable to comply. He testified that he gave a sample the next day. He apologized for his anger at the time of the attempted sample, and acknowledged that he was mistaken in his understanding of the RCA and its requirements. Licensee testified that his recovery process has meant a lot to him and that he would like to retain his license in order that he could practice as an addictionologist.

DETERMINATION AND ORDER

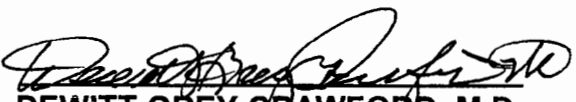
The Board is concerned that Licensee may be in the beginnings of a relapse with regard to his alcoholism. The Board is further concerned that at the present time, Licensee has not followed the recommendations of the MPHP with regard to additional evaluations, and currently does not have the advocacy of the MPHP. The Board is of the opinion that until such time as advocacy has been restored, Licensee should not practice medicine.

IT IS, THEREFORE, ORDERED, the Mississippi Medical License of Dr. Kelly Eugene Hutchins is indefinitely suspended. Dr. Hutchins may petition to have the suspension lifted upon compliance with the recommendations for evaluation made by the MPHP, as described in the December 14, 2004, letter from MPHP to the Board's Executive Director, and upon the restoration of advocacy for Dr. Hutchins by the MPHP.

SO ORDERED, this the 19th day of May, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY:


**DEWITT GREY CRAWFORD, M.D.
BOARD PRESIDENT**

ADMINISTRATIVE PROCEDURES FILING NOTICE

Agency Mississippi State Board of Medical Licensure
Address 1867 Crane Ridge Drive, Suite 200-B
Jackson, MS 39216
Phone (601) 987-3079

Person to contact Rhonda Freeman
Address 1867 Crane Ridge Drive, Suite 200-B
Jackson, MS 39216
Transmittal date May 20, 2005
Copy attached: Yes No

Name or number of rule(s) XIII. Collaboration/Consultation with Nurse Practitioners.

Terms or substance of the actions or description of the subject and issues:
This updates the nurse practitioner regulation wording from supervision to collaboration/consultation and also clarifies some additional points. This regulation has been approved by the Board of Nursing for joint promulgation.

Printed name and title
of person authorized to file rules: Rhonda Freeman Division Director
Name Rhonda Freeman Title
Signature

EMERGENCY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
<input type="checkbox"/> Original filing <input type="checkbox"/> Renewal of effectiveness To be in effect _____ days Effective date: <input type="checkbox"/> Immediately on <input type="checkbox"/> Other (specify): _____	Action proposed: <input type="checkbox"/> New rule(s) <input type="checkbox"/> Amendment to existing rule(s) <input type="checkbox"/> Repeal of existing rule(s) <input type="checkbox"/> Adoption by reference Proposed date of adoption: <input type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____	Action taken: <input checked="" type="checkbox"/> Adopted with no changes in text <input type="checkbox"/> Adopted with changes <input type="checkbox"/> Adopted by reference <input type="checkbox"/> Withdrawn Date action taken <u>May 19, 2005</u> <input checked="" type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____

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Accepted for filing by _____ Accepted for filing by _____ Accepted for filing by [Signature]

XIII. COLLABORATION/CONSULTATION WITH NURSE PRACTITIONERS

AUTHORITY: CHAPTERS 25 AND 27, TITLE 73, MISSISSIPPI CODE (1972) ANNOTATED, AS AMENDED

A. SCOPE

These regulations apply to all individuals licensed to practice medicine or osteopathic medicine in the State of Mississippi.

B. DEFINITIONS

For the purpose of Article XIII only, the following terms have the meanings indicated:

1. "Physician" means any person licensed to practice medicine or osteopathic medicine in the State of Mississippi who holds an unrestricted license or whose practice or prescriptive authority is not limited as a result of voluntary surrender or legal/regulatory order.
2. "Free Standing Clinic" means a clinic or other facility wherein patients are treated by a Nurse Practitioner, which is more than fifteen (15) miles away from the Primary Office of the Collaborative/Consultative Physician. Excluded from this definition are all licensed hospitals, state health department facilities, federally qualified community health clinics and volunteer clinics.
3. "Primary Office" means the usual practice location of a physician and being the same location reported by that physician to the Mississippi State Board of Medical Licensure and the United States Drug Enforcement Administration.
4. "Collaborating/Consulting Physician" means a physician who, pursuant to a duly executed protocol has agreed to collaborate/consult with a Nurse Practitioner.
5. "Nurse Practitioner" means any person licensed to practice nursing in the State of Mississippi and certified by the Mississippi Board of Nursing to practice in an expanded role as a Nurse Practitioner.

C. BOARD REVIEW

1. Physicians who wish to collaborate/consult with a Nurse Practitioner who plans or anticipates practicing in a Free Standing Clinic, must first (a) appear personally or by telephone before the Mississippi State Board of Medical Licensure and/or the Joint Committee of the Board of Medical Licensure and the Board of Nursing if the Board of Medical Licensure determines that the collaborative/consultative relationship may not be approved absent action from the Joint Committee, (b) present and discuss the protocol, and (c) obtain approval from the Board to act as a Collaborating/Consulting Physician. The facts and matters to be considered

by the Board shall include, but are not limited to, how the Collaborating/Consulting Physician and Nurse Practitioner plan to implement the protocol, the method and manner of, collaboration, consultation, and referral.

2. The requirement for Board appearance and approval set forth in Subpart 1 above also applies to any physician collaborating/consulting with a Nurse Practitioner who later moves to a Free Standing Clinic under an existing protocol.
3. Where a Nurse Practitioner is practicing in a Free Standing Clinic pursuant to an existing protocol as of the effective date of this regulation, the requirements of personal appearance or telephone interview and Board approval set forth in Subpart 1 above shall not be required until the next succeeding renewal date for said certificate as required by the Mississippi State Board of Nursing.
4. Where two or more physicians anticipate executing a protocol to collaborate/consult with a Nurse Practitioner practicing in a Free Standing Clinic, it shall not be necessary that all of the physicians personally appear before the Mississippi State Board of Medical Licensure as required in Subpart 1 above. In this situation, the physician who will bear the primary responsibility for the collaboration/consultation with the Nurse Practitioner shall make the required personal appearance or telephone interview.
5. Each collaborative/consultative relationship shall include and implement a formal quality improvement program which shall be maintained on site and shall be available for inspection by representatives of the Mississippi State Board of Medical Licensure. This quality assurance/quality improvement program must be sufficient to provide a valid evaluation of the practice and be a valid basis for change, if any.

D. RE-EVALUATION OF NURSE PRACTITIONER CATEGORIES

Pursuant to authority granted in Mississippi Code (1972) Annotated, Section 73-15-5, the Mississippi State Board of Medical Licensure, along with the Mississippi Board of Nursing are granted authority to jointly promulgate rules and regulations governing Nurse Practitioners. In order to insure the current nature and accuracy of said rules and regulations, the Board shall perform a review of said regulations every two (2) years. If changes are deemed necessary, joint action by the Board and Mississippi Board of Nursing shall be pursued.

E. VIOLATION OF REGULATIONS

Any violation of the Rules and Regulations as enumerated above shall constitute unprofessional conduct in violation of Mississippi Code (1972) Annotated, Section 73-25-29(8), as amended.

F. EFFECTIVE DATE OF REGULATION

The above rules and regulations pertaining to Collaborating/Consulting Physicians shall become effective September 21, 1991.

Amended May 19, 2005.

RESOLUTION

WHEREAS, Charles Moses, Brandon, Mississippi, faithfully and conscientiously served the Mississippi State Board of Medical Licensure for sixteen years and eight months as Investigator and Chief Investigator for the Board; and

WHEREAS, Charles Moses discharged his duties with firmness, dignity and compassion, always striving to implement both the spirit and letter of the Mississippi Medical Practice Act, thereby working for the greater benefit of the Board and citizens of the State of Mississippi; and

WHEREAS, during his years of service, Charles Moses continually and graciously gave his efforts, time and abilities toward fulfilling his responsibilities as investigator for the Board, always respecting the rights of licensees, patients and others, while serving to protect the public;

THEREFORE, BE IT RESOLVED, that the Mississippi State Board of Medical Licensure, on behalf of the Board and the people of the State of Mississippi, by means of this resolution, expresses to Charles Moses, its gratitude and appreciation for his services during the years he devoted to the Board and the State of Mississippi; and

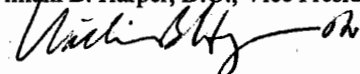
BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of the Board and a copy be given to Charles Moses expressing to him the highest esteem of the Board.

DATED, this the Nineteenth Day of May, 2005.

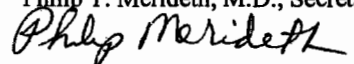
Dewitt G. Crawford, M.D., President



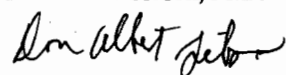
William B. Harper, D.O., Vice President



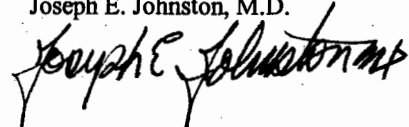
Philip T. Merideth, M.D., Secretary



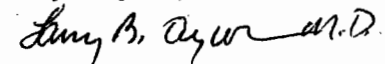
Don Albert Gibson, M.D.



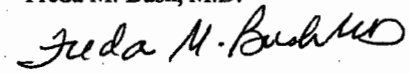
Joseph E. Johnston, M.D.



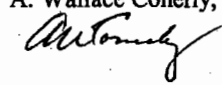
Larry B. Aycok, M.D.



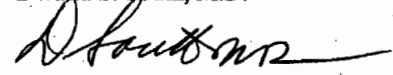
Freda M. Bush, M.D.



A. Wallace Conerly, M.D.



Dwalia S. South, M.D.



ATTEST:



W. Joseph Burnett, M.D.
Executive Director

RESOLUTION

WHEREAS, Kathy Fortenberry, Brandon, Mississippi, faithfully and conscientiously served the Mississippi State Board of Medical Licensure as the Executive Secretary to the Board's Director for twelve years; and

WHEREAS, Kathy Fortenberry discharged her duties with firmness, dignity and compassion, always serving as a consummate representative of the Office of Director of the Board, and thereby working to the great benefit of the Board and citizens of the State of Mississippi; and

WHEREAS, during her years of service, Kathy Fortenberry continually and graciously gave her efforts, time and abilities toward fulfilling her responsibilities as representative of the Director's Office, showing courtesy and patience when often needed;

THEREFORE, BE IT RESOLVED, that the Mississippi State Board of Medical Licensure, on behalf of the Board and the people of the State of Mississippi, by means of this resolution, expresses to Kathy Fortenberry, its gratitude and appreciation for her services during the years she devoted to the Board and the State of Mississippi; and

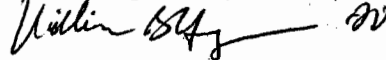
BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of the Board and a copy be given to Kathy Fortenberry expressing to her the highest esteem of the Board.

DATED, this the Nineteenth Day of May, 2005.

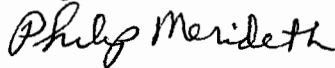
Dewitt G. Crawford, M.D., President



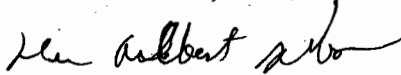
William B. Harper, D.O., Vice President



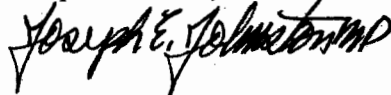
Philip T. Merideth, M.D., Secretary



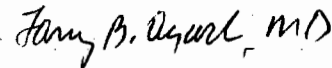
Don Albert Gibson, M.D.



Joseph E. Johnston, M.D.



Larry B. Aycock, M.D.



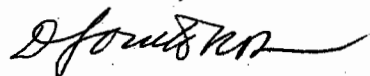
Freda M. Bush, M.D.



A. Wallace Conerly, M.D.



Dwalia S. South, M.D.



ATTEST:


W. Joseph Burnett, M.D.
Executive Director

ADMINISTRATIVE PROCEDURES FILING NOTICE

Agency Mississippi State Board of Medical Licensure
Address 1867 Crane Ridge Drive, Suite 200-B
Jackson, MS 39216
Phone (601) 987-3079

Person to contact Rhonda Freeman
Address 1867 Crane Ridge Drive, Suite 200-B
Jackson, MS 39216
Transmittal date May 20, 2005

Copy attached: Yes No

Name or number of rule(s) XIX. Regulation Concerning Use of Laser Devices

Terms or substance of the actions or description of the subject and issues:

This filing removes the statement invasive or cosmetic procedures.

Printed name and title
of person authorized to file rules: Rhonda Freeman Division Director

Name Rhonda Freeman
Signature

Title

EMERGENCY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
<input type="checkbox"/> Original filing <input type="checkbox"/> Renewal of effectiveness To be in effect _____ days Effective date: <input type="checkbox"/> Immediately on <input type="checkbox"/> Other (specify): _____	Action proposed: <input type="checkbox"/> New rule(s) <input type="checkbox"/> Amendment to existing rule(s) <input type="checkbox"/> Repeal of existing rule(s) <input type="checkbox"/> Adoption by reference Proposed date of adoption: <input type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____	Action taken: <input checked="" type="checkbox"/> Adopted with no changes in text <input type="checkbox"/> Adopted with changes <input type="checkbox"/> Adopted by reference <input type="checkbox"/> Withdrawn Date action taken <u>May 19, 2005</u> <input checked="" type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____

OFFICIAL FILING STAMP	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
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Accepted for filing by _____ Accepted for filing by _____ Accepted for filing by [Signature]

XIX. REGULATION CONCERNING USE OF LASER DEVICES

The use of laser devices is considered to be the practice of medicine in the State of Mississippi and therefore such use shall be limited to physicians and those directly supervised by physicians, such that a physician is on the premises and would be directly involved in the treatment if required.

Adopted March 18, 1999. Amended May 19, 2005.

ADMINISTRATIVE PROCEDURES FILING NOTICE

Agency Mississippi State Board of Medical Licensure
Address 1867 Crane Ridge Drive, Suite 200-B
Jackson, MS 39216
Phone (601) 987-3079

Person to contact Rhonda Freeman
Address 1867 Crane Ridge Drive, Suite 200-B
Jackson, MS 39216
Transmittal date May 20, 2005

Copy attached: Yes No

Name or number of rule(s) XXII. Regulations Governing the Practice of Physician Assistants

Terms or substance of the actions or description of the subject and issues:
This filing modifies the number of CE hours the physician assistant who prescribes controlled substances must acquire.

Printed name and title
of person authorized to file rules: Rhonda Freeman Division Director
Name Rhonda Freeman Title
Signature

EMERGENCY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
<input type="checkbox"/> Original filing <input type="checkbox"/> Renewal of effectiveness To be in effect _____ days Effective date: <input type="checkbox"/> Immediately on <input type="checkbox"/> Other (specify): _____	Action proposed: <input type="checkbox"/> New rule(s) <input type="checkbox"/> Amendment to existing rule(s) <input type="checkbox"/> Repeal of existing rule(s) <input type="checkbox"/> Adoption by reference Proposed date of adoption: <input type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____	Action taken: <input checked="" type="checkbox"/> Adopted with no changes in text <input type="checkbox"/> Adopted with changes <input type="checkbox"/> Adopted by reference <input type="checkbox"/> Withdrawn Date action taken <u>May 19, 2005</u> <input checked="" type="checkbox"/> 30 days after filing <input type="checkbox"/> Other (specify): _____

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Accepted for filing by _____	Accepted for filing by _____	Accepted for filing by <u>[Signature]</u>

XXII. REGULATIONS GOVERNING THE PRACTICE OF PHYSICIAN ASSISTANTS

J. CONTINUING EDUCATION

Each licensed Physician Assistant must show proof of completing 50 hours of CME each year, 20 hours of which must be Category I, as defined by the Accreditation Council for Continuing Medical Education (ACCME). Physician Assistants who are certified by the NCCPA may meet this requirement by providing evidence of current NCCPA certification.

All Physician Assistants authorized to prescribe controlled substances must show proof of completing 50 hours of CME each year, 20 hours of which must be Category 1, as defined by the ACCME, and 10 hours of which must be related to the prescribing of medications with an emphasis on controlled substances.

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE OF

MICHAEL JON RINALDI, D.O.

CONSENT ORDER

WHEREAS, the Mississippi State Board of Medical Licensure has in its possession evidence that Michael Jon Rinaldi, D.O.,(hereinafter referred to as "Licensee") has had disciplinary action imposed against his Iowa Medical License for engaging in an inappropriate sexual relationship with a patient while maintaining a doctor/patient relationship, said "Settlement Agreement and Final Order" and related documents certified by the Board of Medical Examiners of the State of Iowa attached hereto as "Exhibit A" and incorporated herein by reference;

WHEREAS, pursuant to Subsections (8)(d), (9) and (13) of Section 73-25-29 and Section 73-25-83(a), Miss. Code Ann. (1972), the aforementioned acts constitute unprofessional and unethical conduct, for which the Mississippi State Board of Medical Licensure may revoke the Mississippi medical license of Licensee, suspend his right to practice for a time deemed proper by the Board, place his license on probation, the terms of which may be set by the Board, or take any other action in relation to his license as the Board may deem proper under the circumstances;

WHEREAS, Licensee is the current holder of License No. 18481 for the practice of medicine in the State of Mississippi;

WHEREAS, it is the desire of Licensee to avoid a hearing before the Mississippi State Board of Medical Licensure and in lieu thereof requests that certain restrictions be

placed on his license to practice medicine in the State of Mississippi;

NOW, THEREFORE, the Mississippi State Board of Medical Licensure, with consent of Licensee as signified by his joinder herein, does hereby suspend Licensee's certificate to practice medicine in the State of Mississippi for an indefinite period of time with the suspension automatically stayed, subject to the following probationary terms and conditions, to-wit:

1. Licensee shall comply with all probationary terms and conditions imposed by the Iowa Board of Medical Examiners. In the event Licensee fails to comply with any conditions imposed on him by the State of Iowa, the stay of suspension of his license shall be immediately removed and Licensee shall be prohibited from practicing medicine until such time as a determination is made by the Mississippi State Board of Medical Licensure that Licensee is again ready to return to the practice of medicine. Summary suspension pursuant to this paragraph shall be for an indefinite period of time, notwithstanding any term or right to petition for reinstatement provided herein.
2. Licensee shall notify the Mississippi State Board of Medical Licensure no less than sixty (60) days prior to relocating his practice to the State of Mississippi. In conjunction with such practice relocation, Licensee shall authorize any treatment center, its director, staff or employees to release to the Mississippi State Board of Medical Licensure all records of his evaluation, treatment and/or recommendations for aftercare monitoring. At such time, the Board reserves the right to require Licensee to personally appear before the Board, which may impose any further restrictions deemed necessary to protect the public.

3. Licensee shall report in writing to the Mississippi State Board of Medical Licensure within fifteen (15) days should his medical license or hospital privileges in any state be subject to investigation or disciplinary action.
4. Licensee shall obey all federal, state and local laws, and all rules and regulations governing the practice of medicine.
5. Pursuant to Miss. Code Ann., Section 73-25-30, Licensee shall pay all investigative costs associated with the disciplinary action taken herein. Licensee shall be advised of the total assessment by separate written notification, and shall have a certified check or money order made payable to the Mississippi State Board of Medical Licensure on or before forty (40) days from the day of acceptance and approval of this Consent Order by the Board.

At such time as all probationary terms and conditions have been removed from his license in the State of Iowa, Licensee shall have the right to petition the Mississippi State Board of Medical Licensure for release of any or all of the above enumerated conditions. Thereafter, any right to petition the Board for reconsideration shall be at reasonable intervals, but not less than twelve (12) months from date of last appearance.

This Consent Order shall be subject to approval by the Board. If the Board fails to approve the Consent Order, in whole or in part, it shall have no force or effect on the parties. It is further understood and agreed that the purpose of this Consent Order is to avoid a hearing before the Board. In this regard, Licensee authorizes the Board to review and examine any documentary evidence or materials concerning Licensee prior to or in conjunction with its consideration of the Consent Order. Should the Consent Order not be

accepted by the Board, it is agreed that presentation to and consideration of the Consent Order and other documents and matters pertaining thereto by the Board shall not unfairly or illegally prejudice the Board or any of its members from further participation or consideration of the resolution of the proceedings.

Licensee understands and expressly acknowledges that this Consent Order, if approved and executed by the Mississippi State Board of Medical Licensure, shall constitute a public record of the State of Mississippi.

Recognizing his right to notice of charges specified against him, to have such charges adjudicated pursuant to Miss. Code Ann. (1972) Section 73-25-27, to be represented therein by legal counsel of his choice, and to a final decision rendered upon written findings of fact and conclusions of law, nonetheless hereby waives his right to notice and a formal adjudication of charges and authorizes the Board to enter an order accepting this Consent Order, thereby suspending his license to practice medicine in the State of Mississippi for an indefinite period of time, staying the suspension, subject to those terms and conditions enumerated above.

EXECUTED, this the 8th day of April, 2005.



MICHAEL JON RINALDI, D.O.

ACCEPTED AND APPROVED, this the 19th day of May, 2005, by the Mississippi State Board of Medical Licensure.



DEWITT G. CRAWFORD, M.D.
PRESIDENT

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE OF

GABRIELLE FODOR MORRIS, M.D.

CONSENT ORDER

WHEREAS, the Mississippi State Board of Medical Licensure has in its possession evidence that GABRIELLE FODOR MORRIS, M.D.,(hereinafter referred to as "Licensee") has had disciplinary action imposed against her California Medical License for repeated negligent acts under California Business and Professions Code section 2234(c), said "Stipulated Settlement and Disciplinary Order" and related documents certified by the Division of Medical Quality, Medical Board of California attached hereto as "Exhibit A" and incorporated herein by reference;

WHEREAS, pursuant to Subsection (9) of Section 73-25-29 and Section 73-25-83(a), Miss. Code Ann. (1972), the aforementioned acts constitute the basis for which the Mississippi State Board of Medical Licensure may revoke the Mississippi medical license of Licensee, suspend her right to practice for a time deemed proper by the Board, place her license on probation, the terms of which may be set by the Board, or take any other action in relation to her license as the Board may deem proper under the circumstances;

WHEREAS, Licensee is the current holder of License No. 18159 for the practice of medicine in the State of Mississippi;

WHEREAS, it is the desire of Licensee to avoid a hearing before the Mississippi State Board of Medical Licensure and in lieu thereof requests that certain restrictions be placed on her license to practice medicine in the State of Mississippi;

NOW, THEREFORE, the Mississippi State Board of Medical Licensure, with consent of Licensee as signified by her joinder herein, does hereby suspend Licensee's certificate to practice medicine in the State of Mississippi for an indefinite period of time with the suspension automatically stayed, subject to the following probationary terms and conditions, to-wit:

1. Licensee shall comply with all probationary terms and conditions imposed by the Medical Board of Californian. In the event Licensee fails to comply with any conditions imposed on her by the State of California, the stay of suspension of her license shall be immediately removed and Licensee shall be prohibited from practicing medicine until such time as a determination is made by the Mississippi State Board of Medical Licensure that Licensee is again ready to return to the practice of medicine. Summary suspension pursuant to this paragraph shall be for an indefinite period of time, notwithstanding any term or right to petition for reinstatement provided herein.
2. Licensee shall notify the Mississippi State Board of Medical Licensure no less than sixty (60) days prior to relocating her practice to the State of Mississippi. At such time, the Board reserves the right to require Licensee to personally appear before the Board, which may impose any further restrictions deemed necessary to protect the public.
3. Licensee shall report in writing to the Mississippi State Board of Medical Licensure within fifteen (15) days should her medical license or hospital privileges in any state be subject to investigation or disciplinary action.
4. Licensee shall obey all federal, state and local laws, and all rules and regulations governing the practice of medicine.

5. Pursuant to Miss. Code Ann., Section 73-25-30, Licensee shall pay all investigative costs associated with the disciplinary action taken herein. Licensee shall be advised of the total assessment by separate written notification, and shall have a certified check or money order made payable to the Mississippi State Board of Medical Licensure on or before forty (40) days from the day of acceptance and approval of this Consent Order by the Board.

At such time as all probationary terms and conditions have been removed from her license in the State of California, Licensee shall have the right to petition the Mississippi State Board of Medical Licensure for release of any or all of the above enumerated conditions. Thereafter, any right to petition the Board for reconsideration shall be at reasonable intervals, but not less than twelve (12) months from date of last appearance.

This Consent Order shall be subject to approval by the Board. If the Board fails to approve the Consent Order, in whole or in part, it shall have no force or effect on the parties. It is further understood and agreed that the purpose of this Consent Order is to avoid a hearing before the Board. In this regard, Licensee authorizes the Board to review and examine any documentary evidence or materials concerning Licensee prior to or in conjunction with its consideration of the Consent Order. Should the Consent Order not be accepted by the Board, it is agreed that presentation to and consideration of the Consent Order and other documents and matters pertaining thereto by the Board shall not unfairly or illegally prejudice the Board or any of its members from further participation or consideration of the resolution of the proceedings.

Licensee understands and expressly acknowledges that this Consent Order, if approved and executed by the Mississippi State Board of Medical Licensure, shall constitute a public record of the State of Mississippi.

Recognizing her right to notice of charges specified against her, to have such charges adjudicated pursuant to Miss. Code Ann. (1972) Section 73-25-27, to be represented therein by legal counsel of her choice, and to a final decision rendered upon written findings of fact and conclusions of law, Licensee nonetheless hereby waives her right to notice and a formal adjudication of charges and authorizes the Board to enter an order accepting this Consent Order, thereby suspending her license to practice medicine in the State of Mississippi for an indefinite period of time, staying the suspension, subject to those terms and conditions enumerated above.

EXECUTED, this the 15th day of April, 2005.


GABRIELLE FODOR MORRIS, M.D.

ACCEPTED AND APPROVED, this the 19th day of May, 2005, by the Mississippi State Board of Medical Licensure.


DEWITT G. CRAWFORD, M.D.
PRESIDENT

JULY 2005

JULY 2005

**EXECUTIVE COMMITTEE
MEETING ONLY**

**MINUTES
EXECUTIVE COMMITTEE MEETING
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
JULY 28, 2005**

MEMBERS PRESENT:

Dewitt G. Crawford, M.D., Louisville, President
Philip T. Merideth, M.D., J.D., Jackson, Vice President
Don A. Gibson, M.D., Richland
W. Joseph Burnett, M.D., Director

ALSO PRESENT:

Stan T. Ingram, Attorney for the Board
Rhonda Freeman, Division Director, Licensure Division
Thomas Washington, Division Director, Investigative Division
Frances Scott, Special Projects Officer, Investigative Division
Sherry Harris, Administrative Assistant

NOT PRESENT:

Dwalia S. South, M.D., Ripley, Secretary

The Executive Committee of the Mississippi State Board of Medical Licensure met on Thursday, July 28, 2005, at 4:00 p.m. in the Executive Conference Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi. Since Dr. South could not attend, Dr. Gibson was asked to serve on the Executive Committee for this meeting.

Stan Ingram, attorney for the Board, brought up a discussion on media review during disciplinary investigations and hearings, specifically, what documents should be kept confidential. Mr. Ingram advised that he knew the issue would be coming up as to one of the items on the agenda. Mr. Ingram made the recommendation that all summons and affidavits duly files to initiate a disciplinary matter, not be made public record until after the matter has been resolved by either (i) entry of a consent order duly signed by the respondent, or (ii) entry of a determination and order following hearing. The Executive Committee discussed the issue and requested that Mr. Ingram draft a policy to bring before the Full Board at the next meeting which is scheduled for Thursday, September 8, 2005.

EXECUTIVE COMMITTEE MEETING

JULY 28, 2005

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PERSONAL APPEARANCE BY JACK DUNN, III, M.D., JACKSON, TO REQUEST REMOVAL OF RESTRICTIONS, MISSISSIPPI MEDICAL LICENSE NUMBER 18403

Dr. Dunn joined the meeting but was not represented by legal counsel. He executed a written agreement for this informal meeting, a copy of which is attached hereto and incorporated by reference.

Dr. Burnett introduced Dr. Dunn and advised the Executive Committee that Dr. Dunn was requesting removal of the restrictions placed on his Mississippi medical license. Dr. Dunn addressed the Executive Committee and expressed his thanks for being allowed the opportunity to address them. Gary D. Carr, M.D., Medical Director, Mississippi Professionals Health Program, also addressed the Committee and advised that MPHP had been monitoring Dr. Dunn and was in favor of Dr. Dunn's request. After discussion and questions by the Executive Committee members, it was the consensus of the Executive Committee members to remove all restrictions. The Order of the Board is attached hereto and incorporated by reference.

PERSONAL APPEARANCE BY THOMAS A. VAUGHAN, M.D., GULFPORT, TO REQUEST LIFTING ORDER OF PROHIBITION, MISSISSIPPI MEDICAL LICENSE NUMBER 07887

Dr. Vaughan joined the meeting and was represented by legal counsel, James D. Kopernak. Dr. Vaughan had executed a written agreement for this informal meeting, a copy of which is attached hereto and incorporated by reference.

Dr. Burnett introduced Dr. Vaughan and Mr. Kopernak and briefly reviewed Dr. Vaughan's chronological summary. Mr. Kopernak provided additional information to Mr. Ingram to make part of Dr. Vaughan's records. Dr. Carr, Medical Director, MPHP, also addressed the Executive Committee and advised they have been monitoring Dr. Vaughan. The need for a written practice plan for Dr. Vaughan's future practicing was discussed. After discussion and questions by the Executive Committee members, it was the consensus of the Executive Committee to table the matter for the Full Board to consider at the September meeting.

EXECUTIVE COMMITTEE MINUTES

JULY 28, 2005

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**JOSEPH C. HILLMAN, JR., M.D., COLUMBUS, CONTINUANCE, MISSISSIPPI
MEDICAL LICENSE NUMBER 06420**

Mr. Ingram addressed the Executive Committee and advised that Dr. Hillman was not present; however, his attorney, J. Randolph Lipscomb, was here and had requested an opportunity to address the Board. Mr. Ingram advised the Executive Committee that Mr. Lipscomb was here to talk about media issues and the recommendations of the Examining Committee. Dr. Carr addressed the Board and advised that the decision of the Examining Committee was for Dr. Hillman to attend a prescribing course and that he should be required to obtain an evaluation at an approved facility regarding boundary issues.

Mr. Lipscomb was introduced to the Board. After some discussion about the media issue and the decision of the Examining Committee, the Executive Committee advised Mr. Lipscomb that it was their consensus that Dr. Hillman follow the instructions submitted by the Examining Committee.

**PRESENTATION BY RHONDA FREEMAN ON BUDGET REQUEST FOR FISCAL YEAR
ENDING JUNE 30, 2007**

Mrs. Freeman made a presentation to the Executive Committee and covered FY 2005 versus FY 2006, and projected FY 2007's budget. Since Senate Bill 2066 was passed in the Special Session requiring that we transfer \$340,000.00 to the Contingency Fund, the need to look towards the future and prepare for adjustments is likely ahead. After some discussion, motion was made by Dr. Gibson, seconded by Dr. Merideth, and carried without objection to approve the budget request for Fiscal Year 2007. A copy of the budget request is attached hereto and incorporated by reference.

**PERSONAL APPEARANCE BY DANIEL KIM, M.D., JACKSON, TO REQUEST
REMOVAL OF RESTRICTIONS, MISSISSIPPI MEDICAL LICENSE NUMBER 17329**

Dr. Kim joined the meeting but was not represented by legal counsel. He executed a written agreement for this informal meeting, a copy of which is attached hereto and incorporated by reference.

Dr. Kim addressed the Executive Committee and answered questions from the members. After a brief discussion, it was the consensus of the Executive Committee to remove all restrictions. The Order of the Board is attached hereto and incorporated by reference.

EXECUTIVE COMMITTEE MINUTES

JULY 28, 2005

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**PERSONAL APPEARANCE BY HAROLD WHEELER, M.D., GREENWOOD,
MISSISSIPPI MEDICAL LICENSE NUMBER 10035**

Dr. Wheeler joined the meeting and was represented by legal counsel, Hiram Eastland. Dr. Wheeler had executed a written agreement for the informal meeting, a copy of which is attached hereto and incorporated by reference.

Dr. Wheeler and his attorney, Mr. Eastland, had been given an Agreed Order of Reinstatement to review. Dr. Wheeler addressed the Board and expressed his appreciation and then answered questions from the members. Dr. Crawford requested that Dr. Wheeler and Mr. Eastland wait in the lobby. After a brief discussion, the Executive Committee approved the order pending verification that Dr. Wheeler's conviction of "making a false statement" is not the same as "perjury". Mr. Ingram was present at the meeting and was asked to check the legal statute and advise. On August 01, 2005, an email was received from Mr. Ingram advising that the terms are not the same. A copy of the Agreed Order of Reinstatement is attached hereto and incorporated by reference. Also, attached is a copy of the letter from Pam Ratliff with the Firm of Armstrong Allen, responding to the Committee's request for research.

**SHAMAS MOHEYUDDIN, M.D., JACKSON, MISSISSIPPI MEDICAL LICENSE
NUMBER 18918**

For informational purposes only, Dr. Burnett covered the irregular behavior of Dr. Moheyuddin during his USMLE exam. There were no questions or objections from the Executive Committee members.

**WILLIAM A. CAUSEY, M.D., JACKSON, MISSISSIPPI MEDICAL LICENSE NUMBER
05594**

For informational purposes only, Dr. Burnett discussed the letter Dr. Causey had sent to the Board dated June 1, 2005, advising he did not wish to renew his license for the coming year. Dr. Burnett advised the Executive Committee that he had recommended that the Physician Tracking System indicate "Do not renew" on Dr. Causey. The Executive Committee was in consensus with the recommendation.

EXECUTIVE COMMITTEE MINUTES

JULY 28, 2005

Page 5

RICHARD A. MAZUR, M.D., FAYETTE, MISSISSIPPI MEDICAL LICENSE NUMBER 14103

Dr. Burnett advised that Dr. Mazur's Mississippi license is currently suspended for noncompliance of a child support order, and that additional information had been received concerning a conviction of writing unlawful prescriptions. After discussing the issue, it was the consensus of the Executive Committee to issue the proper summons and affidavit charging Dr. Mazur with violation of the Mississippi Medical Practice Act as a result of the conviction.

PERSONAL APPEARANCE BY ALFRED JOHNSON, M.D., APPLICANT, ATLANTA

Dr. Johnson joined the meeting but was not represented by legal counsel. He executed a written agreement for this informal meeting, a copy of which is attached hereto and incorporated by reference.

Dr. Johnson addressed the Executive Committee and answered questions from the members. After a discussion about his work in Atlanta and some possible malpractice concerns, it was the consensus of the Board to issue Dr. Johnson an unrestricted Mississippi medical license.

MARC WARMAN, M.D., FAIRFIELD, CONNECTICUT, APPLICANT, INTRAOPERATIVE MONITORING SERVICES IN MISSISSIPPI

Dr. Burnett advised the Executive Committee that Dr. Warman had written requesting an exemption or reprieve from the Board's requirement for an in-state interview and jurisprudence examination due to his medical history. After a brief discussion, it was the consensus of the Executive Committee to advise Dr. Warman that the Board will not make an exception, and he must present for the personal interview to receive his Mississippi medical license.

JOHN FRENZ, M.D., JACKSON, CONCERNING APPLICATION FOR LICENSURE

For informational purposes only, Dr. Burnett discussed the application for license for Dr. Frenz. After a brief discussion, it was the consensus of the Executive Committee that Dr. Frenz should appear before the Full Board for a show cause hearing once his application is complete.

EXECUTIVE COMMITTEE MINUTES

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APPOINTMENT OF PHILIP T. MERIDETH, M.D., J.D., TO THE BOARD OF NURSING

Dr. Crawford made the motion to approve the appointment of Philip Merideth, M.D., J.D., to the Board of Nursing. The motion was seconded by Dr. Gibson and there were no objections.

LETTER OF RESIGNATION AS VICE PRESIDENT FROM WILLIAM B. HARPER, D.O.

Dr. Burnett advised that a letter had been received from Dr. Harper resigning as Vice President of the Executive Committee. It was the consensus of the Executive Committee to accept his resignation from the Executive Committee with no objections. A copy of Dr. Harper's letter is attached hereto and incorporated by reference.

LETTER REQUESTING WITHDRAWAL OF APPLICATION FOR THE POSITION OF DIVISION DIRECTOR II FROM NEIL BREELAND

For informational purposes only, Dr. Burnett covered the letter received from Neil Breeland. It was the consensus of the Executive Committee members to accept this request.

LETTER FROM EAST MISSISSIPPI STATE HOSPITAL REGARDING LIMITED INSTITUTIONAL LICENSES

For informational purposes only, Dr. Burnett advised that he had received a letter from Patricia Dudley, M.D., East Mississippi State Hospital thanking the Board for considering the annual renewals of their Limited Licenses. It was the consensus of the Executive Committee members for the renewals to remain on a case by case basis.

OFFICIAL OPINION CONCERNING RADIOLOGIST ASSISTANTS

For informational purposes only, Dr. Burnett reviewed the letter from the Attorney General's office providing an official opinion concerning radiologist assistants. The radiologist physicians utilizing radiologist assistants are required to ensure educational requirements are met and to limit their use to the scope of practice defined by the Board. Dr. Burnett advised that he has been in conversation with Rep Sid Bondurant about writing language to introduce in the next legislative session concerning the application process and monitoring responsibilities. A copy of the letter is attached hereto and incorporated by reference.

EXECUTIVE COMMITTEE MINUTES

JULY 28, 2005

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PHYSICIANS QUALIFIED FOR TREATMENT OF NARCOTIC ADDICTION (DEA)

For informational purposes only, Dr. Burnett reviewed the qualifications and list of approved physicians for treatment of narcotic addiction provided by the Drug Enforcement Administration.

PHYSICIANS DISPENSING - CENTRAL MS CORRECTIONAL FACILITY

Dr. Burnett briefly discussed a letter received from the Central MS Correctional Facility regarding a January 24, 2005, site visit and the problems uncovered. Pharmacist are now handling the dispensing of drugs at the facility.

CONSIDER EXEMPTION REDI-RX

Dr. Burnett advised that a letter had been received from DHS - Redi-Rx asking the Board to consider issuing an exemption to the regulations pertaining to Prescribing, Administering and Dispensing of Medication due to their repackaging facility. After a brief discussion, there were no objections to the request since the drugs are prepackaged.

MISSISSIPPI STATE BOARD OF OPTOMETRY SENATE BILL 2683, ORAL MEDICATIONS

For informational purposes only, Dr. Burnett reviewed the letter from the Mississippi State Board of Optometry advising of new legislation effective July 1, 2005, allowing Optometrists in the State of Mississippi to prescribe oral analgesic controlled substances in Schedule IV & V, as they pertain to treatment and management of eye disease by written prescription only. In relation to this same agenda item, Stan Ingram advised the Board of a lawsuit filed against the State Board of Optometry pertaining to implementation of the new legislation and rules and regulations thereafter adopted by the Board of Optometry. Mr. Ingram requested the Committee's authorization to file an amicus brief, insofar as the lawsuit may adversely impact the procedures used by all boards during informal appearances. The Committee authorized the preparation and filing of the amicus brief, subject to the stipulation that the Medical Board was not taking a position as to the substantive issues in the lawsuit.

EXECUTIVE COMMITTEE MINUTES
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VENDORS/NO SOLICITATION

For informational purposes only, Dr. Burnett discussed the issue of vendors/no solicitation with the Executive Committee members. The Executive Committee members concurred and No Soliciting signs will be placed.

APPLICATION FOR FREE STANDING CLINIC, ROBINSONVILLE, STEVEN SCHEPENS, M.D., AND JIMMY DIMITRIADES, M.D.

Dr. Burnett reviewed the application for the Free Standing Clinic. After discussing the application, the Executive Committee members unanimously made the decision to not approve the application due to the fact that the distance between the physicians' and nurse practitioners' practice is in excess of 350 miles.

APPROVAL OF PHYSICIANS WITH LICENSE EXPIRATION DATE OF JUNE 30, 2005

Copies of a list of physicians who have not renewed were distributed to the Executive Committee for their review. Motion was made by Dr. Crawford, seconded by Dr. Merideth, and carried with no objections to report the list to the Attorney General's Office and other entities. A copy of the list is attached hereto and incorporated by reference.

PRESENTATION FROM INVESTIGATIVE DIVISION ON INSERVICE MANAGEMENT SOFTWARE (IMS)

Dr. Burnett briefly discussed the new software that the Investigative Division will be using and advised that Thomas Washington, Division Director, Investigative Division, will be making a presentation to the Full Board at the September 8, 2005, meeting.

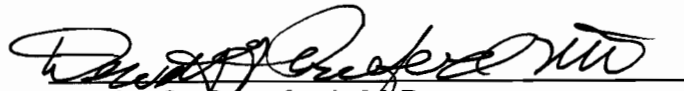
OTHER BUSINESS

Dr. Merideth advised the Executive Committee members that he would be attending orientation at the Nursing Board on Friday, July 29, 2005.

EXECUTIVE COMMITTEE MINUTES
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ADJOURNMENT

There being no further business, the meeting adjourned at 07:30 p.m.


Dewitt G. Crawford, M.D.
President

Minutes taken and transcribed
by Sherry Harris
Administrative Assistant
July 28, 2005

RECEIVED

JUL 13 2005

MSRM

AGREEMENT TO APPEAR INFORMALLY BEFORE EXECUTIVE COMMITTEE

I, Jack Dunn, III, M.D., have requested an opportunity to appear informally before the Executive Committee of the Mississippi State Board of Medical Licensure (hereinafter "Board") to discuss possible resolution of a pending disciplinary matter/investigation or to respond to a complaint duly received by the Board. It is the purpose of the informal meeting to discuss the facts of the case, to give me an opportunity to ask questions of the Committee or its staff, and to give the Committee or its staff an opportunity to ask questions of me. Because the meeting is informal, no disciplinary action will be taken without my express written consent. In so doing, I have been advised and understand the following:

1. During the meeting, the Executive Committee may or may not be represented by legal counsel. Notwithstanding, I understand that I have a right, if I so choose, to employ legal counsel and have counsel present during the informal meeting.
2. I authorize the Committee Members to review and examine any statements, documentary evidence, or materials concerning the allegations during my informal appearance.
3. Because the purpose of my appearance is to avoid a hearing before the Board, I agree that presentation to and consideration by the Committee of any facts, matters, and documents pertaining to my case shall not unfairly or illegally prejudice the Committee members from further participation or consideration in the event a formal disciplinary hearing is later conducted. Stated differently, in the event the pending matter is not resolved following my appearance before the Committee, I will not object to any of the Committee members from further participating in subsequent meetings or hearings that may be conducted in relation to this matter.
4. By signing my name in the space provided below, I hereby authorize the Executive Committee to proceed with the informal appearance, subject to the stipulations and understandings as noted above. I have elected to proceed:

with legal counsel present (name of counsel: _____)

without legal counsel present

EXECUTED, this the 11th day of July, 2005.

Jack Dunn, III, M.D.

Witness: [Signature]

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

JACK DUNN, III, M.D.

ORDER REMOVING ALL RESTRICTIONS

THIS MATTER came on regularly for consideration on July 28, 2005, before the Executive Committee of the Mississippi State Board of Medical Licensure, in response to the request of Jack Dunn, III, M.D. (hereinafter "Licensee"), for removal of all restrictions on his license to practice medicine in the State of Mississippi. By virtue of that certain Order Granting License, dated September 18, 2003, Licensee was issued a license to practice medicine, subject to certain conditions, namely, (1) successful completion of a recognized clinical assessment, (2) submission of a Practice Plan for a supervised working environment, (3) execution of a "Recovery Contract Agreement" with the Mississippi Recovering Physicians Program, now Mississippi Professional Health Program (MPHP), and (4) assessment of all costs. All conditions were satisfied. Thereafter, Licensee has practiced medicine for the past two years in full compliance with the Order. The Executive Committee of the Board, after hearing said request, finds the same to be well-taken.

IT IS HEREBY ORDERED, that Licensee's request for removal of all restrictions on his license to practice medicine in the State of Mississippi is hereby granted. Licensee now holds an unrestricted license to practice medicine in the State of Mississippi.

IT IS FURTHER ORDERED, that pursuant to Miss. Code Ann. Sections 73-25-27 and 73-25-32 (1972), a copy of this Order shall be sent by registered mail or personally served upon Jack Dunn, III, M.D.

ORDERED, this the 28th day of July, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY:


DEWITT G. CRAWFORD, M.D.
PRESIDENT

RECEIVED

JUL 18 2005

AGREEMENT TO APPEAR INFORMALLY BEFORE EXECUTIVE COMMITTEE

MSBML

I, Thomas A. Vaughn, M.D., have requested an opportunity to appear informally before the Executive Committee of the Mississippi State Board of Medical Licensure (hereinafter "Board") to discuss possible resolution of a pending disciplinary matter/investigation or to respond to a complaint duly received by the Board. It is the purpose of the informal meeting to discuss the facts of the case, to give me an opportunity to ask questions of the Committee or its staff, and to give the Committee or its staff an opportunity to ask questions of me. Because the meeting is informal, no disciplinary action will be taken without my express written consent. In so doing, I have been advised and understand the following:

1. During the meeting, the Executive Committee may or may not be represented by legal counsel. Notwithstanding, I understand that I have a right, if I so choose, to employ legal counsel and have counsel present during the informal meeting.
2. I authorize the Committee Members to review and examine any statements, documentary evidence, or materials concerning the allegations during my informal appearance.
3. Because the purpose of my appearance is to avoid a hearing before the Board, I agree that presentation to and consideration by the Committee of any facts, matters, and documents pertaining to my case shall not unfairly or illegally prejudice the Committee members from further participation or consideration in the event a formal disciplinary hearing is later conducted. Stated differently, in the event the pending matter is not resolved following my appearance before the Committee, I will not object to any of the Committee members from further participating in subsequent meetings or hearings that may be conducted in relation to this matter.
4. By signing my name in the space provided below, I hereby authorize the Executive Committee to proceed with the informal appearance, subject to the stipulations and understandings as noted above. I have elected to proceed:

with legal counsel present (name of counsel: JAMES KOPERNAK)

without legal counsel present

EXECUTED, this the 15th day of July, 2005.

Thomas A. Vaughn, M.D.

Witness: _____

**BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
IN THE MATTER OF THE PHYSICIAN'S LICENSE
OF JOSEPH C. HILLMAN, M.D.**

ORDER OF CONTINUANCE

THIS MATTER came on regularly for hearing on July 28, 2005, before the Executive Committee of the Mississippi State Board of Medical Licensure, in response to a request for continuance of the hearing by Board Counsel and Joseph C. Hillman, M.D. (hereinafter "Licensee") through his attorney, Joseph Randolph Lipscomb. After consideration of the matter, the Committee finds Licensee's motion to be well taken.

IT IS, THEREFORE, ORDERED that this matter is continued until the next regularly scheduled meeting of the Mississippi State Board of Medical Licensure following receipt of the report of independent mental or physical examination as ordered by the Examining Committee pursuant to Miss. Code Ann. Section 73-25-57(2).

SO ORDERED, this the 28th day of July, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY:


DEWITT G. CRAWFORD, M.D.

PRESIDENT

DRAFT Printed on 07/28/2005 12:47:38 PM

Mississippi State Board of Medical Licensure 1867 Crane Ridge Drive, Suite 200-B, Jackson, MS 39216

W. Joseph Burnett, M.D.

AGENCY		ADDRESS			CHIEF EXECUTIVE OFFICER	
		(1) Actual Expenses FY Ending June 30, 2005	(2) Estimate Expenses FY Ending June 30, 2006	(3) Requested for FY Ending June 30, 2007	(4) Requested Increase (+) or Decrease (-) FY 2007 vs. FY 2006 (Col. 3 vs. Col. 2)	
					AMOUNT	PERCENT
I. A. PERSONAL SERVICES						
1. Salaries, Wages & Fringe Benefits (Base)		887,626	992,188	992,188		
a. Additional Compensation				49,233		
b. Proposed Vacancy Rate (Dollar Amount)						
c. Per Diem		3,360	6,960	6,960		
Total Salaries, Wages & Fringe Benefits		890,986	999,148	1,048,381	49,233	4.92%
2. Travel						
a. Travel & Subsistence (In-State)		7,486	10,000	10,000		
b. Travel & Subsistence (Out-of-State)		7,333	18,000	18,000		
c. Travel & Subsistence (Out-of-Country)						
Total Travel		14,819	28,000	28,000		
B. CONTRACTUAL SERVICES (Schedule B):						
a. Tuition, Rewards & Awards		4,701	15,500	15,500		
b. Communications, Transportation & Utilities		17,742	30,350	30,350		
c. Public Information			300	50	(250)	(83.33%)
d. Rents		161,220	165,781	165,781		
e. Repairs & Service		3,420	8,200	7,800	(400)	(4.87%)
f. Fees, Professional & Other Services		129,186	295,837	197,800	(98,037)	(33.13%)
g. Other Contractual Services		14,585	25,100	25,600	500	1.99%
h. Data Processing		98,395	204,000	225,616	21,616	10.59%
i. Other		31	300	40	(260)	(86.66%)
Total Contractual Services		429,280	745,368	668,537	(76,831)	(10.30%)
C. COMMODITIES (Schedule C):						
a. Maintenance & Construction Materials & Supplies						
b. Printing & Office Supplies & Materials		25,467	33,500	32,400	(1,100)	(3.28%)
c. Equipment, Repair Parts, Supplies & Accessories		9,303	12,800	15,500	2,700	21.09%
d. Professional & Scientific Supplies & Materials						
e. Other Supplies & Materials		2,841	7,050	9,430	2,380	33.75%
Total Commodities		37,611	53,350	57,330	3,980	7.46%
D. CAPITAL OUTLAY:						
1. Total Other Than Equipment (Schedule D-1)						
2. Equipment (Schedule D-2):						
a. Automobiles, SUV, Vans, Trucks & Other Vehicles		19,733	20,000		(20,000)	(100.00%)
b. Road Machinery, Farm & Other Working Equipment						
c. Office Machines, Furniture, Fixtures & Equipment		625	5,000		(5,000)	(100.00%)
d. IS Equipment (Data Processing & Telecommunications)		35,812	15,000	19,200	4,200	28.00%
e. Equipment - Lease Purchase						
f. Other Equipment		3,499		800	800	
Total Equipment		59,669	40,000	20,000	(20,000)	(50.00%)
E. SUBSIDIES, LOANS & GRANTS (Schedule E):						
1. Total Subsidies, Loans & Grants		195,400	200,000	200,000		
TOTAL EXPENDITURES		1,627,765	2,065,866	2,022,248	(43,618)	(2.11%)
II. BUDGET TO BE FUNDED AS FOLLOWS:						
Cash Balance-Unencumbered		1,681,769	1,489,588	606,790	(882,798)	(59.26%)
General Fund Appropriation (Enter General Fund Lapse Below)						
Federal Funds						
Other Funds (Specify)						
Special Fund		1,685,584	1,600,000	1,500,000	(100,000)	(6.25%)
Transfers to Contingency Fund		(250,000)	(416,932)		416,932	
Less: Estimated Cash Available Next Fiscal Period		(1,489,588)	(606,790)	(84,542)	(522,248)	(86.06%)
TOTAL (same as total of A through E above)		1,627,765	2,065,866	2,022,248	(43,618)	(2.11%)
GENERAL FUND LAPSE						
III. PERSONNEL DATA						
Number of Positions Authorized in Appropriation Bill		21	22	22		
a.) Full Perm						
b.) Full T-L						
c.) Part Perm.						
d.) Part T-L						
Average Annual Vacancy Rate (Percentage)						
a.) Full Perm						
b.) Full T-L						
c.) Part Perm.						
d.) Part T-L						

Approved by: _____
Official of Board or Commission

Budget Officer: Tassie Furini

Phone Number: 987-3079

Submitted by: W. Joseph Burnett, M. D.
Name

Title: Executive Director

Date: August 1, 2005

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

DANIEL KIHONG KIM, M.D.

ORDER REMOVING ALL RESTRICTIONS

THIS MATTER came on regularly for consideration on July 28, 2005, before the Executive Committee of the Mississippi State Board of Medical Licensure, in response to the request of Daniel Kim, M.D. (hereinafter "Licensee"), for removal of all restrictions on his license to practice medicine in the State of Mississippi. By virtue of that certain Consent Order, July 19, 2001, and Supplemental Consent Order, June 19, 2002, Licensee was issued a license to practice medicine subject to certain conditions, including but not limited to, (1) practice limited to a structured and supervised working environment, (2) periodic surveillance by the Board, (3) successful completion of the Board's jurisprudence examination, and (4) assessment of all costs. All conditions were satisfied. Thereafter, Licensee has practiced medicine for the past four years in full compliance with the Orders. The Executive Committee of the Board, after hearing said request, finds the same to be well-taken.

IT IS HEREBY ORDERED, that Licensee's request for removal of all restrictions on his license to practice medicine in the State of Mississippi is hereby granted. Licensee now holds an unrestricted license to practice medicine in the State of Mississippi.

IT IS FURTHER ORDERED, that pursuant to Miss. Code Ann. Sections 73-25-27 and 73-25-32 (1972), a copy of this Order shall be sent by registered mail or personally served upon Daniel Kim, M.D.

ORDERED, this the 28th day of July, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

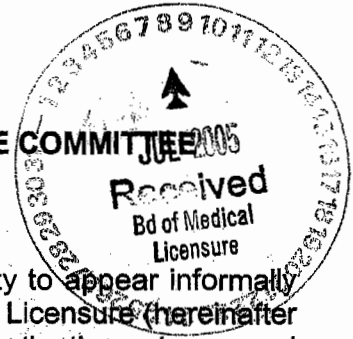
BY:



DEWITT G. CRAWFORD, M.D.

PRESIDENT

AGREEMENT TO APPEAR INFORMALLY BEFORE EXECUTIVE COMMITTEE



I, Harold Wheeler, M.D., have requested an opportunity to appear informally before the Executive Committee of the Mississippi State Board of Medical Licensure (hereinafter "Board") to discuss possible resolution of a pending disciplinary matter/investigation or to respond to a complaint duly received by the Board. It is the purpose of the informal meeting to discuss the facts of the case, to give me an opportunity to ask questions of the Committee or its staff, and to give the Committee or its staff an opportunity to ask questions of me. Because the meeting is informal, no disciplinary action will be taken without my express written consent. In so doing, I have been advised and understand the following:

1. During the meeting, the Executive Committee may or may not be represented by legal counsel. Notwithstanding, I understand that I have a right, if I so choose, to employ legal counsel and have counsel present during the informal meeting.
2. I authorize the Committee Members to review and examine any statements, documentary evidence, or materials concerning the allegations during my informal appearance.
3. Because the purpose of my appearance is to avoid a hearing before the Board, I agree that presentation to and consideration by the Committee of any facts, matters, and documents pertaining to my case shall not unfairly or illegally prejudice the Committee members from further participation or consideration in the event a formal disciplinary hearing is later conducted. Stated differently, in the event the pending matter is not resolved following my appearance before the Committee, I will not object to any of the Committee members from further participating in subsequent meetings or hearings that may be conducted in relation to this matter.
4. By signing my name in the space provided below, I hereby authorize the Executive Committee to proceed with the informal appearance, subject to the stipulations and understandings as noted above. I have elected to proceed:

with legal counsel present (name of counsel: Hiram Eastland)

without legal counsel present

EXECUTED, this the 07 day of July, 2005.

Harold J. Wheeler

Witness: Bobbie Haslett

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF PHYSICIAN'S LICENSE

OF

HAROLD JOHN WHEELER, M.D.

ORDER OF AGREED REINSTATEMENT

WHEREAS, Harold John Wheeler, M.D., hereinafter referred to as "Licensee" is the current holder of License No. 10035, issued July, 1983, for the practice of medicine in the State of Mississippi;

WHEREAS, on September 19, 2001, a federal grand jury of the United States District Court for the Northern District of Mississippi, returned a four (4) count indictment against Licensee in Case Number 4:01cr109, charging Licensee with violation of Title 18, United States Code;

WHEREAS, on May 25, 2002, a jury of the United States District Court, Northern District of Mississippi, found Licensee guilty of one (1) count of the aforementioned four (4) count indictment, i.e. violation of Section 1001 (a) (2) of Title 18 of the United States Code;

WHEREAS, on September 10, 2002, Licensee was sentenced by the U.S. District Court to serve a period of eighteen (18) months confinement in a federal correctional facility, beginning on or about October 14, 2002;

Licensee appealed his conviction to the U. S. Court of Appeals for the Fifth Circuit, New Orleans, Louisiana. During the pendency of appeal, Licensee obtained a stay of incarceration. On October 31, 2003, the Fifth Circuit entered its order affirming the

judgment of conviction and sentence. Thereafter, on April 2, 2004, the U.S. District Court entered its directive to Licensee that he report to the Federal Correctional Institution, Yazoo City, Mississippi, on or before twelve noon April 19, 2004, in order to begin the service of his sentence. Licensee complied with the U.S. District Court's directive;

WHEREAS, on June 17, 2004, a hearing was conducted before the Mississippi State Board of Medical Licensure (hereinafter the "Board"), wherein Licensee was not present or represented by counsel. Based on the felony conviction and incarceration, the Board suspended Dr. Wheeler's Mississippi medical license for an indefinite period of time. Upon release of incarceration, the order specifically authorized Licensee to petition this Board for reinstatement;

WHEREAS, the Federal Bureau of Prisons, Community Corrections Manager has reported the scheduled release for Dr. Wheeler to be August 8, 2005. Dr. Wheeler will be supervised by the probation office for the Northern District of Mississippi for three (3) years following his release from federal custody;

WHEREAS, pursuant to the specific terms and conditions of the June 17, 2004 disciplinary order, Dr. Wheeler requests consideration of reinstatement of his license at such time as he is released from federal custody;

WHEREAS, pursuant to Section 73-25-32, Mississippi Code (1972), Annotated, the Board may take into consideration (i) all activities of the petitioner since the disciplinary action was taken, (ii) the offense for which he was disciplined, (iii) his activities during the time his certificate was in good standing, and (iv) his general reputation for truth, professional ability and good character;

WHEREAS, Section 73-25-32 also prohibits consideration of any reinstatement “while the petitioner is under sentence for any criminal offense, including any period during which he is under probation or parole.” By virtue of the June 17, 2004, disciplinary order, however, the Board specifically reserved the right to consider of reinstatement upon Dr. Wheeler’s release from incarceration, subject to the further right of the Board to impose whatever restrictions or conditions it deemed necessary to protect the public;

WHEREAS, it is the desire of Licensee to avoid a reinstatement hearing before the Board, and in lieu thereof, requests that his license to practice medicine in the State of Mississippi be reinstated subject to certain terms and conditions;

NOW, THEREFORE, the Mississippi State Board of Medical Licensure, with consent of Licensee as signified by his joinder herein, hereby authorizes reinstatement of Dr. Wheeler’s certificate to practice medicine in the State of Mississippi, subject to the following terms and conditions, to-wit:

1. Licensee shall strictly comply with all of the terms and conditions of his Federal probation.
2. Licensee shall obtain at least fifty (50) hours of Category 1 Continuing Medical Education (CME) in addition to the Licensure requirement and approved by the American Medical Association, with emphasis on medical ethics. Following completion of each course, Licensee shall submit to the Board documented proof of successful completion.
3. Licensee shall report in writing to the Mississippi State Board of Medical Licensure within fifteen (15) days should his medical license in any state be subject to investigation or disciplinary action.

4. Licensee shall obey all federal, state and local laws, and all rules and regulations governing the practice of medicine.

At such time as Licensee has completed all federal probationary terms and conditions, Licensee shall have the right to petition the Mississippi State Board of Medical Licensure for a release of any or all of above enumerated conditions. Thereafter, any right to petition the Board for reconsideration shall be at reasonable intervals, but not less than twelve (12) months from date of last appearance.

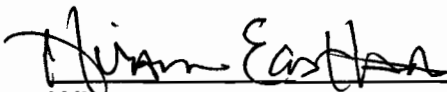
Licensee understands and expressly acknowledges that this Agreed Order, if approved and executed by the Mississippi State Board of Medical Licensure, shall constitute a public record of the State of Mississippi. Licensee further acknowledges that the Board shall provide a copy of this Order to, among others, the U.S. Drug Enforcement Administration, and the Board makes no representation as to action, if any, which the U.S. Drug Enforcement Administration may take in response to this Order.

This Agreed Order shall be subject to approval by the Board. If the Board fails to approve this Order, in whole or in part, it shall have no force or effect on the parties. It is further understood and agreed that the purpose of this Agreed Order is to avoid a hearing before the Board. In this regard, Licensee authorizes the Board to review and examine any documentary evidence or materials concerning Licensee prior to or in conjunction with its consideration of this Order. Should this Order not be accepted by the Board, it is agreed that presentation to and consideration of the Order and other documents and matters pertaining thereto by the Board shall not unfairly or illegally prejudice the Board or any of its members from further participation or consideration of the resolution of the proceeding.

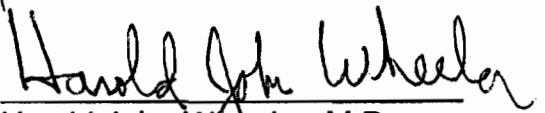
Pursuant to Miss. Code Ann. Section 73-25-30, Licensee shall pay all such investigative costs as are allowed by law. Licensee shall be advised of the total assessment by separate written notification, and shall have a certified check or money order made payable to the Mississippi State Board of Medical Licensure on or before forty (40) days from the day of acceptance and approval of this Agreed Order by the Board.

Recognizing his right to notice of charges specified against him, to have such charges adjudicated pursuant to Miss. Code Ann. Section 73-25-27 (1972), to be represented therein by legal counsel of his choice, and to a final decision rendered upon written findings of fact and conclusions of law, Harold John Wheeler, M.D., nonetheless, hereby waives his right to notice and a formal reinstatement hearing, and authorizes the Board to enter an order accepting this Agreed Order, thereby reinstating his license, subject to those terms and conditions enumerated above.

Executed, this the 28th day of July, 2005.

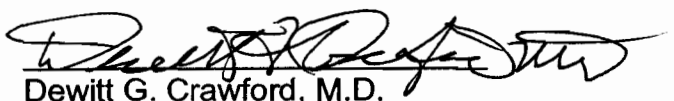


Witness



Harold John Wheeler, M.D.

ACCEPTED AND APPROVED, this the 28th day of July, 2005,
by the MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE.

By: 

Dewitt G. Crawford, M.D.
President

ATTORNEYS AT LAW
ARMSTRONG ALLEN
PLLC

RECEIVED

AUG 03 2005

MSBML

August 2, 2005

W. Joseph Burnett, M.D.
Mississippi State Board of Medical Licensure
1867 Crane Ridge Dr., Ste. 200B
Jackson, MS 39216

RE: Harold J. Wheeler, M.D., License No. 10035

Dear Dr. Burnett:

In reference to the recent petition for licensure reinstatement by Harold J. Wheeler, M.D., I was asked to research Mississippi law regarding the legal definition of perjury. As you are aware, Mississippi Code Annotated § 99-19-35, in relevant part, prevents persons convicted of perjury or of obtaining money or goods under false pretenses from being allowed to practice medicine until such time as the individual has received a full pardon for said conviction. Because Dr. Wheeler received a felony conviction for having made a false statement to an agency of the United States Department of Agriculture in applying for 1998 Crop Disaster Assistance, it must now be determined whether that conviction is considered to be a conviction for perjury for which licensure reinstatement would not be allowed by statute.

In relevant part, Mississippi Code Annotated § 97-9-59 defines perjury as meaning to swear, testify or affirm falsely to any material matter under any oath, affirmation or declaration legally administered in any matter, cause or proceeding in a court of law or equity, or before any officer thereof, or in any case where an oath or affirmation is required by law or is necessary for the prosecution or defense of any private right or for the ends of public justice, or in any matter or proceeding before any tribunal, or where any oath may be lawfully required. (Emphasis added.) In reading this statutory definition, the facts and circumstances surrounding the Dr. Wheeler's felony conviction do not appear to meet the statutory definition of perjury. Dr. Wheeler is not charged or accused with having made a false or material statement under oath in a matter or proceeding where an oath is required by law. According to the documents reviewed, Dr. Wheeler was convicted of having made a false statement to an agency of the United States Department of Agriculture in applying for 1998 Crop Disaster Assistance by submitting a false statement in his CCC-540A Crop Loss Disaster Assistance form. Whether the false statement contained in the filing of a CCC-540A form could be deemed to constitute perjury appears to depend on whether the form was signed under oath. A copy of a CCC-540A form obtained from the Department of Agriculture contains only a simple statement above the applicant's signature line which indicates that the individual signing the form is doing so to "certify that all the information

Pamela S. Ratliff | Direct 601-987-4824 | Direct Fax 601-713-9481 | PRatliff@ArmstrongAllen.com

P.O. Box 14028 | Jackson, MS 39236 | Office 601-713-1192 | Fax 601-713-2049

August 2, 2005
Page 2

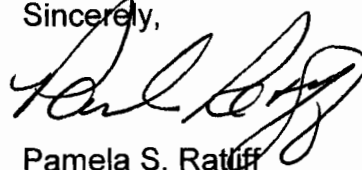
RECEIVED
AUG 03 2005

reported is true and correct and [that the applicant] understand[s] that if any information is determined to be in error that the application may be denied and may result in determination of ineligibility in whole or in part." No mention is found in our copy of the CCC-540A application form that any statements are being signed or are understood to have been made by the applicant under oath. Therefore, based on the reading of definition of perjury, along with the language used in the CCC-540A form, it does not appear that a conviction for submitting a false CCC-540A form is deemed to constitute perjury, as defined by Mississippi statute

In conclusion, applying the specific Mississippi statutory definition of perjury, the signed, false statement contained in the CCC-540A form for which Dr. Wheeler was convicted does not appear to have been made under oath and therefore does not meet the statutory definition of perjury. Therefore, as Dr. Wheeler's conviction does not appear to have been for perjury, the prohibition against the practice of medicine for the events or occurrences articulated in Mississippi Code Annotated § 99-19-35 do not appear to apply to bar Dr. Wheeler from the practice medicine.

Should you have any additional questions, please do not hesitate to contact this office.

Sincerely,



Pamela S. Ratiff

PSR:jb

CC: Hiram Eastland, Esq.
Heather Wagner, Esq.

AGREEMENT TO APPEAR INFORMALLY BEFORE EXECUTIVE COMMITTEE

I, Alfred B Johnson, have requested an opportunity to appear informally before the Executive Committee of the Mississippi State Board of Medical Licensure (hereinafter "Board") to discuss possible resolution of a pending disciplinary matter/investigation or to respond to a complaint duly received by the Board. It is the purpose of the informal meeting to discuss the facts of the case, to give me an opportunity to ask questions of the Committee or its staff, and to give the Committee or its staff an opportunity to ask questions of me. Because the meeting is informal, no disciplinary action will be taken without my express written consent. In so doing, I have been advised and understand the following:

1. During the meeting, the Executive Committee may or may not be represented by legal counsel. Notwithstanding, I understand that I have a right, if I so choose, to employ legal counsel and have counsel present during the informal meeting.
2. I authorize the Committee Members to review and examine any statements, documentary evidence, or materials concerning the allegations during my informal appearance.
3. Because the purpose of my appearance is to avoid a hearing before the Board, I agree that presentation to and consideration by the Committee of any facts, matters, and documents pertaining to my case shall not unfairly or illegally prejudice the Committee members from further participation or consideration in the event a formal disciplinary hearing is later conducted. Stated differently, in the event the pending matter is not resolved following my appearance before the Committee, I will not object to any of the Committee members from further participating in subsequent meetings or hearings that may be conducted in relation to this matter.
4. By signing my name in the space provided below, I hereby authorize the Executive Committee to proceed with the informal appearance, subject to the stipulations and understandings as noted above. I have elected to proceed:

with legal counsel present (name of counsel: _____)

without legal counsel present

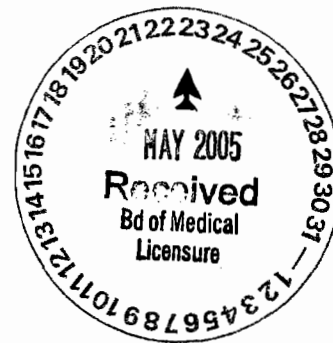
EXECUTED, this the 28th day of July, 2005.

Alfred B Johnson

Witness Sherry Harris

May 19, 2005

Dr. Joe Burnett, Director
MS State Board of Medical Licensure
1867 Crane Ridge Road Suite 200 B
Jackson, MS 39216



Dear Joe,

Regrettably, I must resign the office of Vice-President of the Mississippi State Board of Medical Licensure. Due to several circumstances, I will no longer be able to fulfill the obligations and responsibility the office position deserves. I continue to look forward to fulfilling my duties as a regular board member. Please feel free to call anytime and I look forward to seeing you soon.

Sincerely,

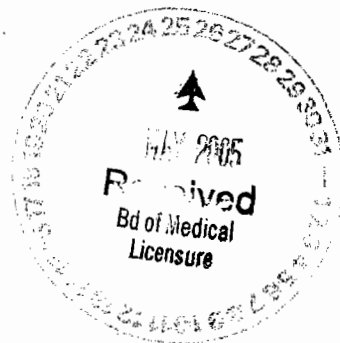
A handwritten signature in cursive script, appearing to read "William B. Harper D.O.".

William B. Harper D.O.
201 East Cleveland
Greenwood, MS 38930

STATE OF MISSISSIPPI



JIM HOOD
ATTORNEY GENERAL



OPINIONS
DIVISION

May 20, 2005

W. Joseph Burnett, M.D., Executive Director
Mississippi State Board of Medical Licensure
Post Office Box 9268
Jackson, Mississippi 39286-9268

Re: House Bill 689 (2005 Regular Session)

Dear Dr. Burnett:

OFFICIAL OPINION
Attorney General Jim Hood has received your request for an official opinion and has assigned it to me for research and response. Your letter reads as follows:

House Bill 689 requires the Mississippi State Board of Medical Licensure to adopt rules and regulations for radiologist assistants. My understanding is that the Board is given the authority to define the scope of practice and prescribe the educational qualifications.

I am requesting an Official Attorney General Opinion as to whether the Board may, in addition to defining the scope of practice and educational requirements for radiologist assistants, require radiologist assistants to apply to the Board and to pay a fee for that application, or monitor or regulate the radiologist assistants in any way.

* * * * *

House Bill 689 (2005 Regular Session) reads as follows:

- SECTION 1.** (1) A radiologist may use the services of a radiologist assistant to practice radiology assistance under the supervision of the radiologist.
(2) **The State Board of Medical Licensure shall define by rule the scope**

of practice of a radiologist assistant and the educational qualifications necessary to practice as a radiologist assistant. Those rules shall be consistent with guidelines adopted by the American College of Radiology, the American Society of Radiologic Technologists, and the American Registry of Radiologic Technologists.

(3) A radiologist assistant must be a radiologic technologist registered under Sections 41-58-1 through 41-58-5 and must be certified and registered with the American Registry of Radiologic Technologists and credentialed to provide radiology services under the supervision of a radiologist.

(4) A radiologist assistant may not interpret images, make diagnoses or prescribe medications or therapies.

SECTION 2. This act shall take effect and be in force from and after July 1, 2005. [emphasis added]

As you correctly note in your request, Section 1 (2) directs the Mississippi State Board of Medical Licensure (the "Board") to define the scope of practice of radiologist assistants and to prescribe educational requirements necessary for practice as a radiologist assistant. However, we do not find any language which would authorize the Board to regulate radiologist assistants, to require application to the Board to practice as a radiologist assistant, or to collect any kind of fee for application to practice as a radiologist assistant.

Regulations adopted by the Board apply to all physicians licensed to practice in the State of Mississippi. In enacting the regulation required by House Bill 689, the Board will be providing guidance to those radiologists practicing in the State of Mississippi wishing to utilize radiologist assistants. It is incumbent on the radiologist physicians utilizing radiologist assistants to ensure the educational requirements have been met and to limit their use of radiologist assistants to the scope of practice defined by the Board. Failure of a radiologist to comply with a regulation enacted by the Board may result in disciplinary action against that physician pursuant to Miss. Code Ann. Section 73-25-29(13).

If our office may be of further assistance, please advise.

Sincerely,

JIM HOOD, ATTORNEY GENERAL

By:



Heather P. Wagner
Assistant Attorney General

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
MISSISSIPPI PHYSICIANS - LICENSE EXPIRATION 06/30/2005
CURRENT MISSISSIPPI PHYSICIANS
 PRINTED: 7/22/2005

License	Issued	Disciplinary	Name	Address	City	State	Zip
17393	10/01/2001	NO	ACCOUSTI, WILLIAM KENNETH, MD	CHILDREN'S HOSPITAL DEPT OF ORTHOPAEDICS 200 HENRY CLAY AVE	NEW ORLEANS	LA	70118
11881	08/30/1988	NO	ADAMS, WILLIAM M, JR., MD	5200 PARK AVE	MEMPHIS	TN	38319
14293	03/27/1995	NO	ADKINS, WILLIAM BRADFORD, MD	244 COATSLAND DR WOMAN'S CLINIC	JACKSON	TN	38301
10973	04/08/1988	NO	AGUIILLARD, ROBERT NEAL, MD	266 S CLEVELAND STE 203	MEMPHIS	TN	38404
15625	09/29/1997	NO	AHMED, NAZIA, MD	CENTRAL ARKANSAS VET HEALTHCARE EUGENE J TOWBIN HEALTHCARE CENTER 2200 FORT ROOTS DR	NORTH LITTLE ROCK	AR	72114
17746	08/12/2002	NO	AKRAM, NOVERA, MD	CLAY COUNTY MEDICAL CENTER 835 MEDICAL CENTER DR	WEST POINT	MS	39773
09348	05/12/1981	NO	ALEXANDER, AUBREY MURRAY, JR, MD	4807 WARWICK	ALEXANDRIA	LA	71303
13491	08/28/1993	NO	ALFARAWATI, MOHAMMAD NABEEL, MD	GREENVILLE PULMONARY PLLC 1160 SOUTH COLORADO	GREENVILLE	MS	38701
16274	04/05/1999	NO	ALFEREZ, TLALOC SELWAY, MD	3600 PRYANIA ST STE 65	NEW ORLEANS	LA	70115
09933	07/01/1983	NO	ALLEN, JAMES TIMOTHY, MD	2441 STATE STREET	NEW ALBANY	IN	471504962
13346	09/28/1992	NO	AMEDURI, CLIFFORD JAMES, MD	UNITY HEALTH SYSTEM DEPT P M E R 5TH FLOOR 89 GENESEE ST	ROCHESTER	NY	14611
15047	09/09/1996	NO	AMOAH, EDWARD, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
02804	06/21/1949	NO	ANGLIN, WALTER MCADOO, MD	8312 TURQUOISE ST	EL PASO	TX	79904-2513
08600	03/30/1979	NO	ARIAS, MANUEL, MD	3045 ASCOT LANE	ROSWELL	GA	30076
16602	11/15/1999	NO	ARMSTRONG, MARSHA CHRISTINE, MD	WOMEN'S HEALTH CENTER 6215 HUMPHREYSM SUITE 100	MEMPHIS	TN	38120
14810	05/20/1996	NO	ARNOLD, JOHN FRANCIS, MD	DEPT OF RADIOLOGY EMORY UNIVERSITY 1364 CLIFTON RD NE	ATLANTA	GA	30322
06149	06/11/1971	NO	ARRANTS, CHARLES DREW, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
04954	07/17/1964	NO	ARRAS, MILTON JOHN, MD	COLLETON MEDICAL CENTER 501 ROBERTSON BLVD.	WALTERBORO	SC	29488
12905	07/01/1991	NO	ARROWOOD, KYLE BINNING, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
17696	07/08/2002	NO	ARTHUR, SCOTT THOMAS, MD	ATTN JOAN CROWSON UNIVERSITY OF TN CAMPBELL CLINIC 1211 UNION AVE STE 510	MEMPHIS	TN	38104
18051	05/12/2003	NO	ASSEFA, KIDANE H., MD	825 RIDGE LAKE BLVD.	MEMPHIS	TN	38120
80124	07/24/1995	NO	AUSTIN, CORLISS LA-SHUNUETTE, DPM	3693 WITTENBURG CT	DECATUR	GA	30034
12937	07/23/1991	NO	AUSTIN, SUSAN M, MD	THE ORTHOPAEDOC CLINIC 1068 CRESTHAVEN #400	MEMPHIS	TN	38119
17938	01/13/2003	NO	AUSTIN, THOMAS COLE, MD	DEPT OF OBSTETRICS AND GYNECOLOGY U M C 2500 N. STATE ST	JACKSON	MS	39216
16846	07/10/2000	NO	AWDEH, MAHIR R, MD	6005 PARK AVE #428B	MEMPHIS	TN	38119
14307	04/10/1995	NO	BADWEY, ROBERT ELIAS, MD	DOUGLAS PEDIATRICS ASSOCIATES PC 9280 HWY 5 STE. A	DOUGLASVILLE	GA	30134-0609
15310	05/19/1997	NO	BAGLINO, MICHAEL JOSEPH, DO	610 PADDODCK CLUB DR	PCB	FL	32407
12451	05/29/1990	NO	BAKER, LAURIE MOLING, MD	SOUTHWIND MED SPECIALIST P C 3625 CHAMPION HILLS DR STE 2000	MEMPHIS	TN	37125
03855	08/26/1957	NO	BALL, GEORGE, MD	183 DOGWOOD PL.	JACKSON	MS	39232
04956	06/17/1964	NO	BALLENGER, REID LANGFORD, MD	6215 HUMPHREYS BLVD STE 401	MEMPHIS	TN	38120
03857	06/25/1957	YES	BARKER, GEORGE LOVELACE, MD	6666 LONDON DR	MEMPHIS	TN	38120
07404	09/18/1975	NO	BARLOW, CARL WAYNE, MD	EMERGENCY DEPT DALE MEDICAL CENTER 126 HOSPITAL AVE	OZARK	AL	36360
12930	07/16/1991	NO	BARNES, GARY THOMAS, MD	CLEVELAND COMMUNITY HOSPITAL 2800 WEST SIDE DRIVE NW	CLEVELAND	TN	37312
18229	09/08/2003	NO	BARRETTE, RONALD JAMES, DO	C/O THE GREENVILLE CLINIC 1502 SOUTH COLORADO ST.	GREENVILLE	MS	38701
14742	03/11/1996	NO	BATARIO, DANILO FORTALEZA, MD	2747-B COLONIAL ST	HAYS	KS	67601
16634	11/28/1999	NO	BATSON, HAROLD HENRY, MD	JMC DEPT OF MEDICINE 2500 N STATE ST	JACKSON	MS	39216
12816	07/01/1991	NO	BAXTER, MALCOM EVERETT, MD	394 HARDING PL STE 200	NASHVILLE	TN	37211
15479	08/11/1997	NO	BECHTEL, WILLIAM C, MD	215 WOODSBORO DR	ROYAL OAK	MI	48067
14264	02/21/1995	NO	BECKFORD, NEAL STANLEY, MD	7655 POPLAR AVE STE #155	GERMANTOWN	TN	38138
13384	12/14/1992	NO	BELLEMARE, NANCY ANN, DO	HANCOCK CNTY MEDICAL CNTR DRINKWATER BLVD	BAY ST LOUIS	MS	39520
18123	06/30/2003	NO	BERRY, JENNIFER YVONNE, MD	REHABSOURCE 1780 STATE HWY 1 SOUTH	GREENVILLE	MS	38701
16181	12/28/1998	NO	BHOWMICK, SAMAR KUMAR, MD	UNIVERSITY OF SOUTH ALABAMA CHILDREN & WOMEN HOSPITAL 1504 SPRINGHILL AVE.	MOBILE	AL	36604-3273
07744	08/16/1976	NO	BILLINGSLEY, CLARENCE BURDINE, II, MD	LAHAYE CENTER STE 800 201 RUE IBERVILLE	LAFAYETTE	LA	70507
16295	05/03/1999	NO	BILLS, JOHN MANNING, JR., MD	CORDOVA MEDICAL CLINIC 1660 BONNIE LN STE 105	CORDOVA	TN	38016
13290	07/27/1992	NO	BINGHAM, RONALD CRAIG, MD	36A SANDSTONE CIRCLE	JACKSON	TN	38305

License	Issued	Disciplinary Name	Address	City	State	Zip
11633	03/08/1988	NO	BIRNBAUM, STUART ELLIS, MD	PEDIATRIC CARDIOLOGY CONSULTANTS MEDICAL OFFICE BLDG B 7705 POPLAR AVE STE 130	GERMANTOWN	TN 38138
09078	08/04/1980	NO	BISHOP, LAURIE ANN, MD	N SHORE REGIONAL MDCL CTR 100 MEDICAL CENTER DR	SLIDELL	LA 70481-8572
02558	12/12/1946	NO	BLAND, WILLIAM GRIFFIN, MD	804 E BEACH	LONG BEACH	MS 39580
13428	03/29/1993	NO	BLEDSE, MICHAEL L. MD	3223 EDEN AVENUE, ML 0056	CINCINNATI	OH 45267
10932	01/06/1986	NO	BLOCK, WILLIAM ALEXANDER, MD	QUEST DIAGNOSTICS INC 4444 GIDDINGS RD	AUBURN HILLS	MI 48326
09370	06/01/1981	NO	BLOOME, ROBERT STEVEN, DO	1214 FOREST AVE NW	FT. PAYNE	AL 35967
05411	06/07/1967	NO	BLYTHE, JOSEPH ALFRED, III, MD	266 S CLEVELAND ST STE 203	MEMPHIS	TN 38104
15510	08/18/1967	NO	BOBAK, HUGH MARK, MD	208 MCFARLAND CIRCLE NORTH	TUSCALOOSA	AL 35406
15436	07/28/1997	NO	BRADFORD, ANDREA CAROL, MD	MEDICAL DIRECTOR, DMHDDAD 2 PEACHTREE STREET NW SUITE 22.396	ATLANTA	GA 303033142
12477	07/01/1990	NO	BRADFORD, NATHAN FELDING, MD	HOSPITAL MEDICAL CONSULTANTS 819 N FANT ST	ANDERSON	SC 29621
16437	07/26/1999	NO	BRADLEY, GRETCHEN NEAL, MD	HEALTHSCREEN INC 3003 LAKELAND CV.	FLOWOOD	MS 39208
11496	07/01/1987	NO	BRASWELL, RONALD ALVIN, MD	DEPT OF OPHTHALMOLOGY 2500 N STATE ST	JACKSON	MS 392164505
12900	07/01/1991	NO	BRAYMER, JOFFA LYN, MD	OCHSNER CLINIC OF BATON ROUGE 9001 SUMMA AVE.	BATON ROUGE	LA 70809
17459	12/17/2001	NO	BREITLING, MELISSA AMELIA, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.		
80138	06/23/1997	NO	BRIGHTMAN, VICTORIA IHYOMA, DPM	904 COLUMBUS AVE	NEW YORK CITY	NY 10025
17764	08/28/2002	NO	BRIMAH, OLUJOKE, MD	ITTA BENA CLINIC 103 BASKET STREET	ITTA BENA	MS 38941
18102	06/16/2003	NO	BRISLIN, KENNETH JAMES, MD	MS SPORTS MEDICINE 1325 E. FORTIFICATION ST.	JACKSON	MS 39202
16234	03/01/1989	NO	BROWN, CHANDRA LYNN, MD	HARVEST FAMILY MEDICINE ASSOC PA 6105 WINDCOM CT SUITE 100	PLANO	TX 75093
08278	06/11/1971	NO	BROWN, JOE LAWRENCE, II, MD	THE JACKSON CLINIC PA 616 W FOREST AVE	JACKSON	TN 38301-3902
05587	08/21/1968	NO	BRUCE, JOSEPH VIRGIL, MD	VAN BUREN MEDICAL CLINIC 1009 HWY BUS 80	VAN BUREN	MO 63965
03712	06/27/1956	NO	BRYANT, JAMES WALTER, MD	HUMPHREYS FAMILY PRACTICE CLINIC PC 5220 PARK AVE STE 100	MEMPHIS	TN 381193500
17919	01/06/2003	NO	BRYANT, NANCY LOUISE, MD	P O BOX 6976	LEAWOOD	KS 66206
14533	08/15/1995	NO	BURKE, RONALD GLEN, MD	901 SEVENTH AVE STE 110	FT WORTH	TX 761042734
14483	09/11/1995	NO	BURKE, SHERRI ANN, DO	3200 RIVERFRONT DR STE 103	FORT WORTH	TX 76107
09053	07/24/1980	YES	BURNETT, ROBERT JAMES, III, DO	213 LAKEVIEW	SOMERVILLE	TN 38068
04017	06/25/1958	NO	BUTLER, TARVER HATTEN, MD	1806 S 28TH AVE	HATTIESBURG	MS 39402
17852	11/18/2002	NO	BUTT, AMJAD IQBAL, MD	RUSH MEDICAL GROUP INC 1800 12TH ST	MERIDIAN	MS 39301
09815	11/15/1982	NO	CALCOTE, ROBERT WAYNE, MD	1543 PROFESSIONAL PARKWAY	AUBURN	AL 36830
17544	03/04/2002	NO	CALHOUN, DOUGLAS NEWTON, MD	CAMPBELL FOUNDATION ATTN: JOAN CROWSON 1211 UNION AVENUE SUITE 510	MEMPHIS	TN 38104
13113	05/04/1982	NO	CALLAGHAN, JAMES WILLIAM, MD	1101 MEDICAL CENTER BLVD WJMC EMERGENCY DEPARTMENT	MARRERO	LA 70072
18144	07/01/2003	NO	CALLAGHAN, TIMOTHY JOSEPH, MD	COCKRELL FAMILY MEDICAL CENTER 403 GETWELL DRIVE, SUITE B	SENATOBIA	MS 38668
05865	06/12/1970	NO	CAMERON, RALPH FRIDGE, JR., MD	175 HECTOR AVE	TERRYTOWN	LA 70056
10978	04/16/1986	NO	CAMPBELL, EDWARD M, IV., MD	10545 LAKE FOREST BLVD	NEW ORLEANS	LA 70127
16019	08/05/1988	NO	CANTRELL, MICHAEL WILLIAM, MD	1ST FIGHTER WING HOSPITAL 45 PINE STREET	LANGLEY AFB	VA 236652080
05770	06/11/1969	NO	CARTER, DAVID KEY, MD	1350 WALTON WAY	AUGUSTA	GA 30901
17906	12/17/2002	NO	CARTER, JAMES ROLAND, MD	WADSWORTH CLINIC PA 2240 HWY 51 SOUTH	HERNANDO	MS 38632
18441	03/08/2004	NO	CARTER, JOHN GARDERE, MD	ANESTHESIOLOGY GROUP ASSOC. 8212 SUMMA AVENUE	BATON ROUGE	LA 70809
18024	04/14/2003	NO	CASTRO-GIDEON, MARCIA JEAN, MD	BAPTIST MINOR MEDICAL 584 N GERMANTOWN PARK	CORDOVA	TN 38018
18402	02/02/2004	NO	CATHERALL, MARK THOMAS, MD	KEESLER MEDICAL CENTER 301 FISHER STREET	KEESLER AFB	MS 39534
12828	07/01/1991	NO	CHAMBERS, EUGENE PRICHARD, JR., MD	VANDERBILT UNIVERSITY MED CENTER 597 PRESTON RESEARCH BUILDING	NASHVILLE	TN 37232
12991	09/30/1991	NO	CHANG, KI-MUN, MD	7900 AIRWAYS BLVD BLD C #6	SOUTHAVEN	MS 38671
12347	11/22/1989	NO	CHASE, NANCY ANN, MD	NANCY A, CHASE, MD PEDIATRIC CARDIOLOGY 805 ESTATE PLACE, SUITE 1	MEMPHIS	TN 38120
14143	10/03/1994	NO	CHEN, CHANG WEN, MD	CONCORD FAMILY PRACTICE 10430 LOVELL CENTER DR	KNOXVILLE	TN 37922
17886	12/02/2002	NO	CHINAGOZI, SONJI JOELL, MD	RIVER BEND MEDICAL CLINIC 2859 LAKELAND DR	FLOWOOD	MS 39232
18761	12/13/2004	NO	CHOWDHARY, YASHWANT MOHAN, MD	HORN LAKE FAMILY PRACTICE 3102 GOODMAN RD	HORN LAKE	MS 38537
17367	08/10/2001	NO	CHUGHTAJ, SALEEM, MD	RADIOLOGY DEPARTMENT MAGNOLIA REGIONAL HEALTH CENTER 611 ALCORN DRIVE	CORINTH	MS 38834
14837	06/10/1996	NO	CHYLE, VALERIAN, JR, MD	TEXAS CANCER CENTER - ROUND ROCK 2410 ROUND ROCK AVE STE 150	ROUND ROCK	TX 78681
14168	10/24/1994	NO	CLARK, JIMMIE DENISE, MD	701 UNIVERSITY BLVD EAST SUITE 507	TUSCALOOSA	AL 354012087
11928	11/07/1988	NO	CLARKE, DIANE, MD	1116 WINDSONG LN	LONGVIEW	TX 75604
15317	08/02/1997	NO	COBB, JAMES ROBERT, JR., DO	301 MARIARDEN RD	DADEVILLE	AL 36853
05423	06/07/1967	NO	COCKROFT, ROBERT LAWRENCE, MD	6075 POPLAR AVE STE 405	MEMPHIS	TN 38119
18264	10/06/2003	NO	COLDWELL, DOUGLAS MICHAEL, MD	DEPT OF RADIOLOGY U M C 2500 N STATE ST	JACKSON	MS 39216

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17617	05/13/2002	NO	CONNOLLY, JAMES LAPEYRE, MD	DEPT OF OTOLARYNGOLOGY UNIVERSITY OF MISSISSIPPI MED CTR 2500 NORTH STATE STREET	JACKSON	MS	39216-4505
80175	05/19/2003	NO	CONTI, MICHAEL ANTHONY, DPM	1350 SUNSET BLVD STE B	GRENADA	MS	38901
04177	06/24/1959	NO	COOPER, CHARLIE W, MD	MAA 6060 POPLAR AVE #364	MEMPHIS	TN	38119
14113	09/12/1994	NO	CORSON, RICHARD HOWELL, MD	568 HWY 6 E	BATESVILLE	MS	38606
07183	01/27/1975	NO	COVINGTON, FRANK LEE, JR, MD	501 S BURMA	GILLETTE	WY	82717
09759	07/01/1982	NO	COVINGTON, NANCY L MCMULLEN, MD	311 WEST 8TH ST	ROME	GA	30165
11179	08/20/1986	NO	COX, DIETHRA DIANE, MD	METRO HEALTH CLEMENT CTR 2500 E 79TH ST	CLEVELANO	OH	44104
05349	03/15/1986	NO	CRADDOCK, CULVER CARTER, MD	NO PRIMARY PRACTICE ADDRESS ON FILE			
11023	07/01/1986	NO	CROSBY, ROBERT LEE, III, MD	800 VIRTURE ST #110	CHALMETTE	LA	70043
14677	12/18/1995	NO	CROSSON, CHARLES MACK, MD	5700 J ST	SACRAMENTO	CA	95819
17618	05/13/2002	NO	CROUSHORN, JOHN MARSHALL, MD	DEPT OF EMERGENCY MEDICINE UNIVERSITY OF MISSISSIPPI MED CTR 2500 NORTH STATE STREET	JACKSON	MS	39216-4505
07950	07/29/1977	NO	CULASSO, MIGUEL ANGEL, MD	740 GAUSE BLVD	SLIDELL	LA	70458
18588	07/12/2004	NO	CYRUS, CARLOS BYRON, MD	UNIVERSITY OF TX-SOUTHWESTERN DEPT OF PHYSICAL MEDICINE AND REHAB 5601 HANNY HIVES BLVD	DALLAS	TX	75206
11930	11/07/1988	NO	D'ANGELO, MARC SCOTT, MD	651 BLACK ROCK RD	BRYN MAWR	PA	19010
17895	12/09/2002	NO	DABBS, CLIFTON RILEY, DO	WALTER REED ARMY MEDICAL CENTER 6900 GEORGIA AVE NW	WASHINGTON	DC	20307
15256	04/07/1997	NO	DAILY, REBECCA SUSAN, MD	268 LAKEVIEW LN	CHEROKEE	AL	35616-0488
14031	07/18/1994	NO	DAOUD, BASEEM TAHER, MD	KING HUSSEIN CANCER CENTER QUEEN RANIA ALABDULLAH ST PO BOX 1269 AL-JUBHA	AMMAN		11941
16364	06/14/1999	NO	DASAREE, LAKSHMI KANAKAVALLI, MD	6005 PARK AVE., #605	MEMPHIS	TN	38119
09580	06/15/1982	NO	DAVIES, THOMAS CLIFFORD, MD	13146 MIDLOTHIAN TURNPIKE #218	MIDLOTHIAN	VA	23113
12967	08/28/1991	NO	DAVIS, DANIEL ROY, MD	C/O MRS. DAVIS 1314 BERKELEY ST.	WICHITA	KS	67216
18472	04/05/2004	NO	DAVIS, JAMES WILLIAMS, MD	ROCKINGHAM MEMORIAL 640 S MAIN ST	HARRISONBURG	VA	22601
05517	06/07/1967	NO	DAVIS, JOHN JENNINGS, JR, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
14801	05/13/1996	NO	DAVIS, RANDALL ANDREW, MD	6075 POPLAR AVE SUITE 405	MEMPHIS	TN	38119
15023	08/26/1996	NO	DAVIS, SHANNON PEYTON, MD	ENT-HEAD & NECK SURGERY OF HUNTSVILLE P.C. 201 WHITESPORT DRIVE	HUNTSVILLE	AL	35801
10181	02/21/1984	NO	DENPSEY, THOMAS JACKSON, MD	ROME RADIOLOGY GROUP 1104 MARTHA BERRY BLVD	ROME	LA	30165
14138	09/26/1994	NO	DENNEY, WILLIAM DAVID, MD	NASHVILLE VA MEDICAL CENTER RADIOLOGY SECTION 111H 1310 24TH AVE	NASHVILLE	TN	37212
09101	08/04/1980	NO	DENT, WILLIAM WARREN, MD	2202 STATE AVE STE 108	PANAMA CITY	FL	32405
16727	04/17/2000	NO	DEY, JAYANT, MD	ENDOCRINOLOGY CONSULTANTS PLLC 670 CROSSOVER RD	TUPELO	MS	38801
17802	09/30/2002	NO	DIAMOND, ANGELA, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
15004	08/19/1996	NO	DINGFELDER, JAMES RAY, MD	180 PROVIDENCE RD #3	CHAPEL HILL	NC	27514
15070	09/23/1986	NO	DISTEFANO, JAMES SALVATORE, DO	SOUTHCREST HOSPITAL 8801 SOUTH 101ST EAST AVE	TULSA	OK	74133
04680	05/20/1982	NO	DONALD, ROBERT LAVALLE, JR, MD	DOCTORS PLAZA 4211 HOSPITAL RD STE 202	PASCAGOULA	MS	395815316
15577	09/08/1997	NO	DONATI, DONNA LOUISE, MD	RADIOLOGISTS P.C. 517 BLVD, PARK WEST	MOBILE	AL	36609
18503	05/03/2004	NO	DONNELLY, TARA KIM, MD	UMC DEPT OF PEDIATRICS 2500 NORTH STATE ST.	JACKSON	MS	39216
12942	08/05/1991	NO	DORSEY, LESLIE Y, MD	UNIVERSITY OF MS MEDICAL CENTER DEPT. OF ANESTHESIOLOGY 2500 N STATE ST	JACKSON	MS	39216
17699	07/08/2002	NO	DOWNS, BRANDON H, MD	ATTN: JOAN CROWSON UNIVERSITY OF TN-CAMPBELL CLINIC 1211 UNION AVE STE 510	MEMPHIS	TN	38104
16842	07/05/2000	NO	DRAPER, THOMAS SUTHERLAND, MD	DBA IUKA HOSPITAL 1777 CURTIS DR	IUKA	MS	38852
05263	06/15/1966	NO	DUGGAR, PERRY NEIL, MD	ONE EASTMONT PLACE	JACKSON	MS	39211
18779	12/20/2004	NO	DUNNAM-SMITH, GINGER ELAINE, MD	NAVAL MOBILE CONSTRUCTION BATTALION -ONE NAVY SEABEE BASE	GULFPORT	MS	39501
15925	07/13/1998	NO	DUPLANTIS, ALLEN JOSEPH, JR, MD	CARDIOLOGY CLINIC OF RUSSELLVILLE 1813 W MAIN	RUSSELLVILLE	AR	72801
07243	06/12/1975	NO	DYE, TERRELL EDWARD, MD	3529 S BASCOM AVE N3	CAMPBELL	CA	95008
17773	09/09/2002	NO	DYER, GUY DAVID, MD	BAPTIST MEMORIAL HOSPITAL UNION COUNTY 200 HWY 30 WEST	NEW ALBANY	MS	38652-3197
18316	11/10/2003	NO	DYKSTRA, TIMOTHY CLARK, MD	SOUTH CENTRAL REGIONAL MEDICAL CTR 1220 JEFFERSON ST.	LAUREL	MS	39440
17587	04/15/2002	NO	EASTERWOOD, LEE HUNTER, MD	UMC DEPT OF SURGERY 2500 N STATE ST	JACKSON	MS	39216
13090	03/16/1992	NO	EDWARDS, ELUSTACE LOUIS, MD	WILLIS KNIGHTON PIERREMONT 8001 YOUREE DR	JACKSON	LA	71115
10984	05/07/1986	NO	ELDIN, AHMED RAOF, MD	KING FAISAL SPECIALIST HOSPITAL RESEARCH CENTER M B C # 84 P O BOX 3354	RIYADH SAUDI ARABIA		11211
02256	02/14/1944	NO	ELLIS, ROBERT SMITH, MD	1001 A W COLLEGE BLVD	NICEVILLE	FL	32578

License	Issued	Disciplinary	Name	Address	City	State	Zip
80120	05/01/1994	NO	ERALI, RICHARD PEARL, DPM	2161 S LAMAR	OXFORD	MS	38655
12635	07/31/1990	NO	EVANCHO, ANDREW MICHAEL, MD	1112 WEISGARGER RD	KNOXVILLE	TN	37909
05802	06/21/1968	NO	EVANS, JEROME EDWARD, MD	INSTITUTE OF LIVING	HARTFORD	CT	06106
18561	06/28/2004	NO	EVANS, MICHELLE YVETTE, MD	MEDICAL COLLEGE OF GEORGIA 1120 15TH ST BP 1105	AUGUSTA	GA	309002
08334	08/08/1978	NO	EVERSON, FREDDIE LEE, MD	HEALTH FIRST MEDICAL GROUP MIDTOWN HEALTH CENTER 1588 UNION AVE	MEMPHIS	TN	38104
80181	08/30/2004	NO	EZZEH, MARY ANN BROWN, DPM	GA CAR MICHAEL JERRY CLOWER BLVD	YAZOO CITY	MS	39194
17395	10/01/2001	NO	FAKHRUDDIN, ATIF, MD	515 WILLOWBROOK RD SUITE 1	COLUMBUS	MS	39705
14294	03/27/1995	NO	FARMER, GUY ROBERT, JR, DO	THE ARNETT CLINIC 2600 GREENBUSH ST.	LAFAYETTE	IN	47904
17462	12/17/2001	NO	FARMER, LAYMON CHARLES, DO	EAST TENNESSE ANESTHESIA SERVICES HIGH POINT	HIGH POINT	NC	27262475
14664	12/05/1995	NO	FERRON, FRANCOIS, MD	THE FAIRMONT MEDICAL CLINIC 3301 PLAINVIEW # D-8	PASADENA	TX	77504
14573	09/11/1995	NO	FIALA, MARTIN JASON, MD	1905 N JACKSON ST STE 930	TULLAHOHA	TN	37388
11033	07/01/1986	NO	FOLSE, TIMOTHY EDMONDS, MD	COLLIERVILLE MEDICAL SPECIALISTS 242 POPLAR VIEW LN	COLLIERVILLE	TN	38017
18167	07/21/2003	NO	FONTENOT, MATTHEW SHANE, MD	DIVISION OF NEPHROLOGY U M C 2500 N STATE ST	JACKSON	MS	392164505
07005	08/08/1974	NO	FOOSE, ROBERT MICHAEL, MD	KING'S DAUGHTERS HOSPITAL-EM DEPT 823 GRAND AVE	JACKSON	MS	39194
18562	06/28/2004	NO	FORD, JANICE LATECHER, MD	USA MEDICAL CENTER 2451 FILLINGIM ST	MOBILE	AL	36617
12824	07/15/1991	NO	FOX, ROY CECIL, MD	268 S CLEVELAND STE 203	MEMPHIS	TN	38104
17570	04/08/2002	NO	FRAILIE, CHRISTOPHER JEROME, MD	UNIVERSITY MEDICAL CENTER 2500 N STATE ST	JACKSON	MS	39216
12757	03/11/1991	NO	FRANCIS, HUGH, III, MD	6005 PARK AVE STE 821 B	MEMPHIS	TN	38119
08732	09/07/1979	NO	FRAZIER, STEPHEN DALE, MD	CEDAR VALLEY MEDICAL SPECIALISTS 999 HOME PLAZA	WATERLOO	IA	50701
09113	09/04/1980	NO	FURR, PHILIP MARVIN, MD	920 MADISON STE 605	MEMPHIS	TN	38103
16995	11/08/2000	NO	FUSSELL, STEPHANIE, MD	ANNISTON ONCOLOGY 901 LEIGHTON AVE SUITE 306	ANNISTON	AL	36207
02605	06/25/1947	NO	FYKE, FRAZIER EARL, JR, MD	JACKSON MEDICAL CLINIC 501 MARSHALL ST	JACKSON	MS	39202
02418	06/27/1945	NO	GABLE, GERALD PHILLIPS, MD	304 BEVERLY LANE	HATTIESBURG	MS	39402
05786	06/11/1969	YES	GARRISON, NORMAN ASA, JR, MD	9419 WINFIELD PLACE	MONTGOMERY	AL	36117
17326	07/30/2001	NO	GEIER, CARL DAVID, JR, MD	DEPT OF ORTHOPAEDIC SURGERY WA UNIVERSITY SCHOOL OF MEDICINE CAMPUS BOX 8233 960 S EUCLID	ST LOUIS	MO	63110
03594	06/27/1955	NO	GEISLER, JAMES WESLEY, MD	309 JACKSON ST P O BOX 87	MONROE	LA	71201
17700	07/08/2002	NO	GERZENSSTEIN, JACOB, MD	DEPARTMENT OF GENERAL SURGERY U M C 2500 N STATE ST	JACKSON	MS	392164505
13377	11/30/1992	NO	GETTELFINGER, THOMAS CLEMENT, MD	6485 POPLAR AVE	MEMPHIS	TN	38119
06408	06/07/1972	NO	GIBSON, WILLIAM JASON, JR, MD	BREAST & THYROID CLINIC 1030 N FLOWOOD DR	JACKSON	MS	39232
14353	05/23/1995	NO	GIPSTEIN, ROBERT MALCOLM, MD	HATTIESBURG CLINIC 415 S 28TH AVE	HATTIESBURG	MS	39401
18184	07/29/2003	NO	GIST, CHRISTOPHER WILLIAM, MD	DEPT OF UROLOGY U M C 2500 N STATE ST.	JACKSON	MS	392164505
15554	08/25/1997	NO	GIVERTZ, ALAN RICHARD, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
10085	07/13/1983	NO	GLEASON, CATHERINE ELIZABETH, MD	1121 MIMOSA	OXFORD	MS	38655
13046	01/13/1992	NO	GLENN, JANICE SCOTT, MD	4520 WICHERS SUITE 104	MARRERO	LA	70072
18034	04/21/2003	NO	GOLDSBERRY, DENNIS HAMILTON, MD	RUSH UNIVERSITY MEDICAL CENTER 1653 W. CONGRESS PARKWAY	CHICAGO	IL	60612
16873	07/24/2000	NO	GOODRIDGE, CHRISTINA LYNN, MD	4720 S I-10 SERVICE RD STE 308	METARE	LA	70001
16827	06/26/2000	NO	GOSEY, JAMES RAGAN, JR., MD	1850 GAUSE BLVD #300	SLIDELL	LA	70461
06916	06/20/1974	NO	GOYER, THOMAS EARLE, MD	2340 COUNTRYRIDGE DR	BIRMINGHAM	AL	35243
11360	07/01/1987	NO	GRAEBER, ANGELA DICKSON, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
17541	02/25/2002	NO	GRAVERSEN, CATHERINE CHAREL HULSEY, MD	VAMC 1500 E. WOODROW WILSON	JACKSON	MS	39216
16894	08/07/2000	NO	GRIFFIN, MERVIN JASPER, MD	UNIVERSITY OF ALABAMA AT BIRMINGHAM DEPT OF EMERGENCY MEDICINE JTN266 619 19TH STREET SOUTH	BIRMINGHAM	AL	35294
16721	10/25/2004	NO	GUNNALA, VIKRAM, DO	BAPTIST MEMORIAL HOSPITAL 2520 5TH ST N	COLUMBUS	MS	39705
14927	07/22/1995	NO	GUO, MING, MD	UMC DEPT OF PATHOLOGY RM 121 2500 N STATE ST	JACKSON	MS	392164505
11569	09/14/1987	NO	GUOTH, PAMELA RENATA H, MD	1415 7TH ST STE D	MAMOU	LA	70554
07927	07/07/1977	ND	GUTIERREZ-NOVOA, JENARO, MD	BATON ROUGE MENTAL HEALTH CLINIC 4615 GOVERNMENT ST BLDG B	BATON ROUGE	LA	70806
18206	08/18/2003	NO	HAI, HAMID ABDUL, MD	3716 3RD AVE NORTH	GREAT FALLS	MT	59401
04983	06/17/1964	NO	HAMERNIK, ROBERT JOSEPH, MD	JACKSON ANESTHESIA ASSOC 1151 N STATE ST STE 311	JACKSON	MS	39202
13460	09/03/1993	NO	HANDORF, CHARLES RUSSELL, MD	1265 UNION AVE 6 SHERARD	MEMPHIS	TN	38104
17677	06/24/2002	NO	HANNA, MAMDOUH SOLIMAN, MD	BAYONNE MEDICAL CENTER 29TH ST AT AVE E	BAYONNE	NJ	07002
15270	04/21/1997	NO	HANNA, SOHEIL LOTFY, MD	DEPT OF RADIOLOGY NORTHSIDE HOSPITAL 1000 JOHNSON FERRY RD	ATLANTA	GA	30342
13528	07/01/1993	NO	HARVEY, RICHARD LYNN, MD	MACON CARIDOVASCULAR INSTITUTE 700 SPRING ST.	MACON	GA	31201
15436	07/28/1997	NO	HATZIS, NICK, MD	8080 BLUEBONNETT BLVD STE 1000	BATON ROUGE	LA	70810

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08109	10/27/1977	NO	HAYES, MAXINE DELORES, MD	4443 156TH PLACE SE	BELLEVEUE	WA	98006
14189	11/22/1994	NO	HAYNES-LAING, ARLEEN GRACE, MD	PENNSYLVANIA HOSPITAL CHOP NEWBORN CARE 800 SPRUCE ST.	PHILADELPHIA	PA	19107
06732	08/09/1973	NO	HEAD, ROBERT ALLAN, MD	364 HONEYSUCKLE RD	DOTHAN	AL	36305
13098	04/06/1992	NO	HEATH, BRYAN HENRY, MD	612 PALMETTO ST	NEW SMYRNA BEACH	FL	32168
15890	06/22/1998	NO	HEBERT, KATHY, MD	1978 INDUSTRIAL BLVD	HOUMA	LA	70363
05621	06/21/1968	NO	HEGWOOD, HENRI MELVIN, SR, MD	100 BLUE HERON POINT	HOT SPRINGS	AR	71913
15830	05/11/1998	NO	HEINS, ANTON ALBERT, III, MD	N MS MEDICAL CENTER BEHAVIORIAL HEALTH CENTER 4578S EASON BLVD	TUPELO	MS	38801
18818	02/07/2005	NO	HELLRUNG, MARC CHRISTOPHER, MD	UMC DEPT OF FAMILY MEDICINE 2500 NORTH ST	JACKSON	MS	39216
07866	08/09/1976	NO	HENDRIX, MAECENAS BENTON, III, MD	THE HUGHSTON CLINIC 6262 VETERANS PARKWAY	COLUMBUS	GA	31908
16660	01/31/2000	NO	HENKELMANN, GREGORY CHARLES, MD	4950 ESSEN LANE	BATON ROUGE	LA	70809
03736	06/27/1956	YES	HENSON, L C, MD	909 PINE DR P O BOX 218	KILMICHAEL	MS	39747
12457	06/05/1990	NO	HERDEN, MARY JEAN, MD	MILITARY SEALIFT COMMAND BLDG 210 914 CHARLES MORRIS COURT SE WASHINGTON NAVY YARD	WASHINGTON	DC	203965540
13741	01/10/1994	NO	HERLIHY, CHARLES EDWARD, MD	2866 DAUPHIN ST STE A	MOBILE	AL	36606
10774	07/01/1985	NO	HEWITT, BENTON EARL, JR, MD	BAPTIST MEDICAL CENTRE BOX 50 NALERIGU VIA GAMBAGA	N/R GHANA WEST AFRICA	VA	24502
17277	07/02/2001	NO	HICKS, KEVIN OLIVER, MD	RADIOLOGY CONSULTANTS OF LYNCHBURG 113 NATIONWIDE DR.	LYNCHBURG	VA	24502
03328	06/22/1953	NO	HILL, CLARENCE THOMAS, JR, MD	#1 STONERIDGE ROAD	PONCA CITY	OK	74604
03067	06/20/1951	NO	HILL, FRED DEAVOURS, MD	118 BELLEWOOD ROAD	HATTIESBURG	MS	39402
17787	09/16/2002	NO	HOLMES, GEORGE FRANK, III, MD	CUNNINGHAM PATHOLOGY LLC 924 MONTCLAIR ROAD SUITE 200	BIRMINGHAM	AL	35213
18027	04/14/2003	NO	HOLT, MARSTON SHAUN, MD	MS SPORTS MEDICINE 1325 E. FORTIFICATION ST	JACKSON	MS	39202
17278	07/02/2001	NO	HUDSON, STEPHEN ALLEN, MD	ORTHOARKANSAS 10301 KANIS RD	LITTLE ROCK	AR	72205
13257	07/01/1992	NO	HUGHES, STEPHEN LEE, MD	DEPT OF ANESTHESIA FLOWERS HOSPITAL HIGHWAY 84 W	DOTHAN	AL	36301
11880	08/29/1988	NO	HULL, JAMES LEE, MD	8475 SO VAN NESS AVE STE 101	INGLEWOOD	CA	90305
07128	12/12/1974	NO	HUNTER, CARRIE PEARL, MD	15328 FALCONBRIDGE TERRACE	NORTH POTOMAC	MD	20878
12279	08/14/1989	NO	HURD, WILLIAM C, MD	ALLIANCE HEALTH CARE SYSTEM 1430 E SALEM	HOLLY SPRINGS	MS	38601
17094	02/12/2001	NO	IRVINE, WILLIAM DAVID, MD	VITREORETINAL FOUNDATION 825 RIDGE LAKE BLVD.	MEMPHIS	TN	38120
16230	03/01/1989	NO	ISAZA-ROJAS, JORGE E, MD	16777 MEDICAL CENTER DR STE 300	BATON ROUGE	LA	70816
18235	09/08/2003	NO	IVENS, KEITH WESLEY, MD	510 GEORGE ST., SUITE 101	JACKSON	MS	39202
17422	10/22/2001	NO	JABBOUR, CHARLES EUGENE, MD	BAPTIST MEMORIAL HOSPITAL 1500 W POPLAR AVE	COLLIERSVILLE	TN	38017
04054	06/25/1958	NO	JENNINGS, BOBBIE ERSKINE, MD	105 EATON ST	TAYLORSVILLE	MS	39168
17465	12/17/2001	NO	JHA, SUNIL KUMAR, MD	CARDIOVASCULAR SPECIALISTS PC 1211 UNION AVE STE 865	MEMPHIS	TN	38104
18028	04/14/2003	NO	JOHN, CHRISTOPHER KENYON, MD	MS SPORTS MEDICINE 1325 E. FORTIFICATION ST	JACKSON	MS	39202
11990	01/17/1989	NO	JOHNSON, BRIAN ALAN, MD	613 E TERRACE DR	WINAMAC	IN	46896
14726	03/04/1996	NO	JOHNSON, JENNIFER BEDELL, MD	830 SOUTH GLOSTER STREET	TUPELO	MS	38801
07022	08/08/1974	NO	JOHNSON, SHELDON ASHLEY, MD	4950 ESSEN LANE	BATON ROUGE	LA	70809
15391	07/14/1997	NO	KALATHOOR, SUNEETHA REDDY, MD	PIEDMONT MEDICAL SPECIALISTS 1381 WESTGATE CENTER DR	WINSTON-SALEM	NC	27103
17007	11/27/2000	NO	KAPLAN, DAVID BARUCH, MD	NORTHSHORE REGIONAL MED. CENTER 100 MEDICAL CENTER DRIVE	SLIDELL	LA	70461
17197	05/14/2001	NO	KARAM, MICHAEL THOMAS, MD	MICHAEL T. KARAM, M.D. 1850 GAUSE BLVD. STE 202	SLIDELL	LA	70461
17949	01/27/2003	NO	KARAMI-SICHANI, MOHAMED REZA, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
03073	06/20/1951	NO	KELLUM, JESSE BLAKE, SR, MD	1303 GREENACRE DR	CAMBRIDGE	OH	43725
12285	08/01/1989	NO	KEZIRIAN, GUY MICHAEL, MD	2183 HATHAWAY AVE	WESTLAKE VILLAGE	CA	91362
15165	12/30/1996	NO	KHALID, AHMED ALI, MD	DIV OF HEMONC, 4301 W MARKHAM SLOT 508, UNIV OF ARKANSAS FOR MEDICAL SCIENCES	LITTLE ROCK	AR	72205
16930	08/28/2000	NO	KHAN, SHAHID ISHAQ, MD	1211 UNION AVENUE STE 495	MEMPHIS	TN	38104
10088	07/14/1983	NO	KHANDERKAR, SOFIA HAQUE, MD	GRACELAND INTERNAL MEDICINE GROUP SUITE 405 1264 WESLEY DR.	MEMPHIS	TN	38116
80135	02/03/1997	NO	KHUMALO, BHEKUMUZI MCGLEN, DPM	MID-SOUTH FOOT CARE CENTER 904 FRANKLIN STREET	CORINTH	MS	388351507
17031	12/18/2000	NO	KHURANA, SANJEEV, MD	GREENE AREA MEDICAL EXTENDERS 1616 WILLIAMS DR	LEAKESVILLE	MS	39451
12590	07/05/1990	NO	KILLORIN, EDWARD WYLLY, JR, MD	755 MT VERNON HWY STE 200	ATLANTA	GA	30328
16662	01/31/2000	NO	KIM, DAVID H, MD	UNIVERSITY OF WISCONSIN HOSPITAL DEPT OF RADIOLOGY 600 HIGHLAND AVE E3/311	MADISON	WI	53792-3252
17823	10/14/2002	NO	KING, DAWAN VANESSA, MD	315 NORTH CALVERT STREET	BALTIMORE	MD	21202
13462	06/07/1993	NO	KING, LOUIS DOUGLASS, MD	WESTERN MENTAL HEALTH INSTITUTE	BOLIVAR	TN	38008
16393	06/26/1999	NO	KINZIE, JEANNIE JONES, MD	LOCUM TENENS PHYSICIAN NO PRIMARY OFFICE 3221 INTERLOCKEN DR	EVERGREEN	CO	16393
18461	03/22/2004	NO	KIRCH, INGBORG ELISABETH, MD	VITREORETINAL FOUNDATION 825 RIDGE LAKE BLVD	MEMPHIS	TN	38120

License	Issued	Disciplinary Name	Address	City	State	Zip
04996	06/17/1964	NO	KIRK, ANDY ELLZEY, MD	VA CLINIC 2020 ALEXANDER DR	OOTHAN	AL 36301
18248	09/22/2003	NO	KLAUS, LORISSA ESTHER, MD	VISTA STAFFING SOLUTIONS 675 E. 2100 SOUTH, STE 390	SALT LAKE CITY	UT 84106
15583	09/15/1997	NO	KNATT, THEODORE, SR, MD	3401 NORTH BLVD STE 335	BATON ROUGE	LA 70806
17380	09/17/2001	NO	KOGAN, ALEXANDER, MD	UT MEDICAL GROUP 930 MADISON AVENUE STE 500	MEMPHIS	TN 38163
14063	08/02/1994	NO	KOPMANN, KAREN JEAN, MD	NAVEL HOSPITAL BREMERTON BOONE ROAD	BREMERTON	WA 98312
18245	09/15/2003	NO	KOTKES, TZVI HERSCHEL, MD	BAPTIST MEMPHIS 6019 WALNUT GROVE	MEMPHIS	TN 38120
14351	05/22/1995	NO	KRAYNACK, BARRY JOSEPH, MD	MEDICAL ARTS ANESTHESIA GROUP PA 2100 THIRTEENTH ST	MERIDIAN	MS 39301
15483	08/11/1997	NO	KREMP, RICHARD EDWARD, MD	HSC MEDICAL CENTER 1001 SCHNEIDER DR.	MALVERN	AR 721044811
10709	07/01/1985	NO	KYZAR, KENT COMO, MD	203 NORTH MAIN ST	YAZOO CITY	MS 39194
02882	12/12/1949	NO	LABARRE, WILLIAM ELLIS, MD	905 FILIPINO AVE	ALAMOGORDO	NM 88310
15144	12/02/1996	NO	LACAYO, LEONEL, MD	DIGESTIVE HEALTH SPECIALISTS, PA 589 GARFIELD ST STE 201	TUPELO	MS 38801
13280	07/07/1992	NO	LAMAY, CHERYL ANN, MD	N FLORIDA S GEORGIA VETERANS HEALTH SYSTEM 1801 SW ARCHER RD	GAINESVILLE	FL 32608
14607	10/02/1995	NO	LARMON, JANET ELAINE, MD	NORTH GEORGIA WOMEN'S CENTER 1525 CHATTANOOGA ROAD	DALTON	GA 30720
16829	06/26/2000	NO	LASHBROOK, LORIE ANN, MD	BRANCH MEDICAL CLINIC NAVAL AIR STATION 1801 FULLER RD. STE A01	MERIDIAN	MS 393092891
80049	01/01/1978	NO	LAZAR, MARTEN HOWARD, DPM	3960 KNIGHT ARNOLD RD STE #108	MEMPHIS	TN 38118
18300	10/27/2003	NO	LEBLANC, RICHARD THOMAS, JR., MD	1850 GAUSE BLVD., SUITE #202	SLIDELL	LA 70461
17984	02/24/2003	NO	LEE, KAPHO, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.		
16390	06/28/1999	NO	LEFLER, LEE MURRIEL, MD	SOUTH PANOLA COMMUNITY HOSPITAL 155 KEATING RD	BATESVILLE	MS 38606
03482	06/21/1954	NO	LEGGETT, FRANK LAROF, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.		
17402	10/08/2001	NO	LEONARD, MICHAEL ALBERT, MD	ALAMO NEUROSURGICAL INSTITUTE 8715 VILLAGE DRIVE SUITE 610	SAN ANTONIO	TX 78217
16354	06/07/1999	NO	LEWELLEN, THOMAS LYNN, JR., DO	GAMBLE BROTHERS & ARCHER CLINIC 344 ARNOLD AVE	JACKSON	MS 39216
10322	02/28/1985	NO	LEWIN, JACK ROY, MD	ST DOMINIC HOSPITAL 969 LAKELAND DR	JACKSON	MS 39216
12220	07/01/1989	NO	LEWIS, LARRY GLEN, MD	CHILDRENS CENTER FOR DIGESTIVE HEALTH CARE 993-D JOHNSON FERRY RD NE STE 440	ATLANTA	GA 30342
12627	07/30/1990	NO	LIDDON, SIM C, MD	407 WHITE ST	HUNTSVILLE	AL 35801
17373	09/10/2001	NO	LILLY, MICHAEL CHARLES, MD	WILLIAMSBURG SURGERY, P.C. 120 KINGS WAY, SUITE 2800	WILLIAMSBURG	VA 23185
09540	03/11/1982	NO	LIM, RODOLFO ESPALDON, MD	1801 W 40TH STE 2C	PINE BLUFF	AR 71603
11646	04/11/1988	NO	LINDSEY, REGINA SUZANNE, MD	4772 NAVY RD	MILLINGTON	TN 38053
16849	07/10/2000	NO	LIPSON, STEPHEN DUNCAN, MD	NORTH DELTA UROLOGY CENTER 785 OHIO AVE., STE. 3H	CLARKSDALE	MS 38614
15401	07/14/1997	NO	LISHMAN, PERRY JEROME, MD	314 SMYTHE ST	KOSCIUSKO	MS 39090
17740	08/05/2002	NO	LOEB, MICHAEL DELEE, MD	CAMPBELL CLINIC 1211 UNION AVE., STE 500	MEMPHIS	TN 38103
15243	03/24/1997	NO	LOMAX, LOUISA SHEARIN, MD	THAYER MEDICAL CLINIC NORTH HIGHWAY 63 EASTWOOD CENTER	THAYER	MO 65791
13131	06/01/1992	NO	LONG, THOMAS EDWARD, MD	975 SWINNEA RIDGE STE 1	SOUTHAVEN	MS 38671
14852	06/24/1996	NO	LONGSTREET, MICHAEL THOMAS, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.		
14132	09/19/1994	NO	LORIO, D'ETTE EVELYN, MD	ONE MARKS RD.	OCEAN SPRINGS	MS 39564-4351
17836	10/28/2002	NO	LOVELAND, RICHARD DAVID, DO	OZENKS MEDICAL CENTER(E.R) P O BOX 1100 1100 KENTUCKY AVE	WEST PLAINS	MO 65775
17198	05/14/2001	NO	LOYOLA, ROSA BASCON, MD	40690 CALIFORNIA OAKS RD #A	MURRIETA	CA 92582
10296	07/01/1984	NO	LUNDY, JAMES HAROLD, MD	REDBUD COMMUNITY HOSPITAL 18TH AVENUE AT HIGHWAY 53	CLEAR LAKE	CA 95422
11254	12/10/1986	NO	LUSK, CLIFFORD DALE, MD	901 E CHEVES ST STE 200	FLORENCE	SC 295062705
17280	07/02/2001	NO	MADJAR, SHAHAR, MD	100 MALTON RD STE 8 1421 N STATE ST STE 403	FLORENCE	SC 295062705
17411	10/15/2001	NO	MAGILL, DANIEL ERIC, MD	BAPTIST MEMORIAL 6019 WALNUT GROVE RD	MEMPHIS	TN 38120
15222	03/03/1997	NO	MAHMOOD, HASSAN, MD	PARAGON HEALTH SERVICES, INC. 1340 14TH ST	SLIDELL	LA 70458
18193	08/04/2003	NO	MAHRAN, KHALID SIDKIE, MD	KIDNEY CARE DR. KHALID MAHRAN 2949 ELMWOOD AVENUE	BUFFALO	NY 14217
17768	08/26/2002	NO	MANDEL, IRA G, MD	HEALTH INTEGRATED, INC. 10008 NORTH DALE MABRY HIGHWAY	TAMPA	FL 33618
18572	06/28/2004	NO	MANIBO, JOSE F, MD	UMMC DEPT OF SURGERY 2500 NORTH STATE STREET	JACKSON	MS 39216
07258	06/12/1975	NO	MANIKTAHLA, KANWAL NAJN, MD	1133 POLO DR	COLLIERVILLE	TN 38017
05192	06/16/1965	NO	MANNING, JAMES OLIVER, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.		
10776	07/01/1985	NO	MARLOW, ROBERT BRUCE, MD	9000 BAILEY COVE RD	HUNTSVILLE	AL 35802
12338	11/20/1989	NO	MARNER, WESLEY DARRELL, DO	130 N RANDOLPH AVE	EUFULA	AL 36027
14821	06/03/1996	NO	MARSHALL, BRUCE BARRETT, MD	MEMORIAL HEALTH UNIVERSITY MEDICAL 4700 WATERS AVE	SAVANNAH	GA 31405
07888	08/09/1976	NO	MARTIN, HENRY FRANK, JR, MD	1211 UNION AVE STE 865	MEMPHIS	TN 38104
09690	06/30/1982	NO	MARTIN, HODGES LEE, MD	2600 CHEROKEE CIRCLE	TUSCALOOSA	AL 35404
03488	06/21/1954	NO	MASON, GILBERT RUTLEDGE, SR, MD	670 DIVISION ST	BILOXI	MS 39530-2214
16194	01/11/1999	NO	MASOOD, HABIB ABUL, MD	VA MEDICAL CENTER 2300 RAMSEY STREET	FAYETTEVILLE	NC 28301

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17789	09/16/2002	NO	MASSIE, RICHARD VAUGHAN, MD	CAMPBELL CLINIC 1211 UNION, SUITE 510	MEMPHIS	TN	38104
17268	08/25/2001	NO	MASSING, GEORGE KENNETH, MD	THE HEART GROUP 1 MOBILE INFIRMARY CIRCLE	MOBILE	AL	36607
09433	08/28/1981	NO	MATTHEWS, J BARRET, MD	8998 BARRET RD.	BARRETTVILLE	TN	380534812
07451	09/24/1975	NO	MAXWELL, RALPH, III, MD	1705 S MORRISON BLVD P O BOX 3028	HAMMOND	LA	70401
05297	06/15/1966	NO	MAYNOR, ROBERT CLAYTON, JR, MD	MAYNOR EYE CENTER 120 GOVERNORS DR STE 100	HUNTSVILLE	AL	35801
18314	11/03/2003	NO	MCCAUGHAN, DANNY BOYD, MD	VANDERBILT MEDICAL CENTER DIVISION OF NEONATOLOGY A-0103 MEDICAL CENTER NORTH	NASHVILLE	TN	37232
15563	09/08/1997	NO	MCDONALD, MILES HARRY, MD	NEXUS MEDICAL GROUP 840 PINE ST STE 770	MACON	GA	31201
14172	10/24/1994	NO	MCGILL, LORA JANNETTE, MD	401 SOUTHCREST CIRCLE SUITE 202	SOUTHAVEN	MS	38674
11859	08/08/1988	NO	MCGOWAN, LESLIE R, MD	6027 WALNUT GROVE RD STE 319	MEMPHIS	TN	38120
11747	07/01/1988	NO	MCINTYRE, THOMAS MICHAEL, MD	TUSCALOOSA MED CENTER SOUTH PC 5005 OSCAR BAXTER DR	TUSCALOOSA	AL	35405
09030	08/27/1980	NO	MCLEES, CHARLES THOMAS, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
03760	08/27/1956	NO	MCPHAIL, JASPER LEWIS, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
04841	06/19/1963	NO	MCQUEEN, JAMES NORMAN, MD	98 BURNHAM ROAD SUITE B	BRANDON	MS	39042
07579	06/18/1976	NO	MCREYNOLDS, ROBERT CECIL, JR, MD	OUR LADY OF THE LAKE RMC 5000 HENNESSY BLVD	BATON ROUGE	LA	70808
17593	04/22/2002	NO	MEHRA, MANDEEP RAJINDER, MD	CARDIAC DEPARTMENT OCHSNER CLINIC 1514 JEFFERSON HWY BH-326	NEW ORLEANS	LA	70121
14918	07/18/1996	NO	MEHRPOUYAN, VAHID, MD	APPALACHIAN REGIONAL HEALTH CARE WHITESBURG ARH HOSPITAL 240 HOSPITAL RD	WHITESBURG	KY	41858
11137	07/01/1986	NO	MELVIN, FRANK MICHAEL, MD	1065 HENDERSONVILLE RD	ASHEVILLE	NC	28803
16175	12/21/1988	NO	MEREDITH, SHIRLEY JEAN, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
17141	04/02/2001	NO	MIKULSKI, MAREK TADEUSZ, MD	BAY AREA HEART CNTR 5396 PARK ST N	ST PETERSBURG	FL	33709
18596	07/12/2004	NO	MISHRA, PRASHANT VACHASPATI, MD	ST DOMINIC'S HOSPITAL LAKELAND DRIVE	JACKSON	MS	39216
07218	03/08/1975	NO	MITCHELL, JOSEPH RUDOLPH, MD	9 KEYSER LN	GULFPORT	MS	39507-4542
17083	02/05/2001	NO	MITTAL, SANJEEV KUMAR, MD	7640 WOLF RIVER CIRCLE 2ND FLOOR	GERMANTOWN	TN	38138
07689	08/09/1976	NO	MOAK, THOMAS EDWIN, MD	105 COLLIER RD STE 4050	ATLANTA	GA	30309
15795	04/06/1998	NO	MONTES, MIGUEL ANGEL, MD	MERLE WEST MEDICAL CENTER 2865 DAGGETT AVE	KLAMATH FALLS	OR	97601
04218	08/24/1959	NO	MOORE, DANIEL HOUSTON, JR, MD	1303 25TH AVE	MERIDIAN	MS	39301
11666	05/09/1988	NO	MOORE, JAMES ALVIN, MD	7685 WINCHESTER RD	MEMPHIS	TN	381252202
11393	07/01/1987	NO	MOORE, MERWIN BLANCHARD, III, MD	223 PHYSICIANS PARK DRIVE	POPLAR BLUFF	MO	63901
03691	12/05/1955	NO	MOORE, MERWIN BLANCHARD, JR, MD	704 BROAD ST	COLUMBIA	MS	39429
10650	04/23/1985	NO	MORGAN, JACK COLBERT, III, MD	6005 PARK AVE STE 509	MEMPHIS	TN	38119
14317	04/25/1995	NO	MORGAN, KARL HARRIS, MD	PHYSICIANS RADIOLOGY GROUP 6386 ALVARADO CT, #107	SAN DIEGO	CA	92170
17241	09/11/2001	NO	MORRIS, JOHN THOMAS, III, MD	BAPTIST MEMORIAL HOSPITAL-EAST 6019 WALNUT GROVE ROAD	MEMPHIS	TN	38120-2173
17694	07/01/2002	NO	MORRIS, LEE DELGADILLO, MD	SAINT LOUIS CHILDREN'S HOSPITAL NEWBORN MEDICINE-SUITE 5S20 ONE CHILDREN'S PLACE	ST LOUIS	MO	63110
05746	12/21/1988	NO	MORRIS, TOXEY MICHAEL, MD	1101 S 34TH AVE	HATTIESBURG	MS	39402
17606	05/06/2002	NO	MUDRY, BRIAN PAUL, DO	PROFESSIONAL MEDICAL CENTER 10310 MIDDLE BEACH RD	PANAMA CITY BEACH	FL	32407
15201	02/10/1997	NO	MULLEN, JEFFREY STEPHEN, MD	MID-SOUTH IMAGING AND THERAPUTICS 6305 HUMPHREYS BLVD #205	MEMPHIS	TN	38120
05004	06/17/1964	NO	MURPHY, JAMES GARNETT, MD	5200 PARK AVE	MEMPHIS	TN	38119
18548	05/14/2004	NO	NEFF, BRIAN ALAN, MD	UMC DEPT OF ONTOLARYNGOLOGY 2500 NORTH STATE STREET	JACKSON	MS	39216
16224	02/22/1999	NO	NELSON-GARRETT, NINA PATRICE, MD	971 LAKELAND DR STE 515	JACKSON	MS	39216
05303	06/15/1966	NO	NETTLES, DEXTER CONLEY, SR, MD	JACKSON MEPS 694 S STATE ST ATTN: MEDICAL	JACKSON	MS	39201-5611
03768	09/27/1956	NO	NEWTON, ISAAC ALTON, JR, MD	423 MCALLISTER P O BOX 4871	GREENVILLE	MS	38701
15504	08/18/1997	NO	NIPPER, JOHN MICHAEL, JR, MD	NEPHROLOGY ASSOCIATES OF MOBILE 4682 AIRPORT BLVD.	MOBILE	AL	36608
03769	08/27/1956	NO	NIX, JAMES ELMER, MD	3838 REDBUD RD	JACKSON	MS	39211
06306	08/11/1971	NO	NORMAN, PATRICIA FOLEY, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
16830	06/26/2000	NO	OHTOMO, MIKA, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
05569	12/14/1967	NO	OSBORN, FRANK JACKSON, MD	1264 WESLEY STE 607	MEMPHIS	TN	38116
16989	10/30/2000	NO	OSINLOYE, ADEDLI OLUDAYISI, MD	MACON PRIMARY CARE 606 N JEFFERSON ST	MACON	MS	39341
17211	05/21/2001	NO	OSMAN, AHMED FAKHRY, MD	SOUTHERN MS HEART CENTER 3704 BEINVILLE BLVD SUITE B	OCEAN SPRINGS	MS	39564
15645	10/20/1997	NO	OZMENT, JASON M, MD	7424 KENT FIELD DR	KNOXVILLE	TN	37919
08258	07/05/1978	NO	PAINÉ, THOMAS DAVID, MD	CARDIOLOGY CONSULTANTS PA HEART AND VASCULAR INSTITUTE 5151 N 9TH AVE STE 200	PENSAÇOLA	FL	32504-8721
14795	05/06/1996	NO	PALMIERI, ANA K, MD	COLLIERVILLE ORTHOPEDICS AND SPORTS MEDICINE 1500 W POPLAR STE 201	COLLIERVILLE	TN	38017

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17567	04/01/2002	NO	PANIGRAHI, TANMAY, MD	UMC/DEPT OF ANESTHESIOLOGY 2500 N STATE ST	JACKSON	MS	39216
05143	06/16/1965	NO	PARKER, ARTHUR EUGENE, MD	6002 BERRYHILL RD	MILTON	FL	32570
18789	12/13/2004	NO	PARKER, STEPHEN QUINTIN, MD	PALMETTO REHABILITATION 900 E CHEVES ST	FLORENCE	SC	29506
16910	06/14/2000	NO	PARR, ROBERT JAY, MD	FIRST HEALTH GROUP 3200 HIGHLAND AVE	DOWNERS GROVE	IL	60515
16314	05/10/1999	NO	PARRA, BRETT LOUIS, MD	PENSACOLA UROLOGY P A 1717 N E ST	PENSACOLA	FL	32502
15917	07/13/1998	NO	PASSMAN, TERRY ELLIOT, MD	EAST BAY PSYCHIATRY 761 MIDDLE AVE	FAIRHOPE	AL	36532
14323	05/01/1995	NO	PASSYN, KATHERINE LIPSCOMB, MD	PENINSULA REGIONAL MEDICAL CENTER EMERGENCY SERVICES ASSOC 100 E CARROLL ST	SALISBURY	MD	21801
16692	02/28/2000	NO	PATTERSON, ANN DUMIGNEAUD, MD	PARISH ANESTHESIA 4228 HOUMA BLVD STE 310	METAIRIE	LA	70006
12297	09/11/1989	NO	PATTERSON, ANTHONY LYNN, MD	7945 WOLF RIVER BLVD STE 350	GERMANTOWN	TN	38138
12441	05/14/1990	NO	PEASLEY, DANIEL JOSEF, DO	1223 SOUTH GEAR AVE EASTMAN PLAZA STE 201	WEST BURLINGTON	IA	52655
18598	07/12/2004	NO	PECK, LANFORD LAMPART, MD	MEMORIAL HOSPITAL 4500 13TH STREET	GULFPORT	MS	39501
04902	06/19/1963	NO	PERRY, ALTON RHODES, JR, MD	RT 1 BOX 894	INGLESIDE	TX	78362
10728	07/01/1985	NO	PERRY, ELIZABETH HENDERSON, MD	357 TOWNE CENTER BLVD STE 400	RIDGELAND	MS	39157
18710	10/18/2004	NO	PERRY, PAUL MARION, MD	UNIVERSITY MEDICAL CENTER DEPT. OF INTERNAL MEDICINE 2500 NORTH STATE STREET	JACKSON	MS	39216
09171	09/04/1980	NO	PHILLIPS, NANCY OWEN PATTERSON, MD	DEPT. OB-GYN 853 JEFFERSON AVE RM E 103	MEMPHIS	TN	38163
10527	02/27/1985	NO	PISHARODI, MADHAVAN A, MD	942 WILD ROSE LN	BROWNSVILLE	TX	78520
04938	12/02/1963	NO	PITTMAN, JAMES ALTUS, MD	ELLISVILLE STATE SCHOOL 1101 HWY 11 SOUTH	ELLISVILLE	MS	39437
17778	09/09/2002	NO	PLESKOVA, IRENA, MD	333 GLEN HEAD RD.	GLEN HEAD	NY	11545
11964	12/12/1988	NO	POBER, KENNETH ALEX, MD	9361 HWY W	SHELCOOTA	PA	15774
14674	12/18/1995	NO	POCHE, MAHLON PAUL, JR., MD	POINTE COUPEE GENERAL HOSPITAL 2202 FALSER RIVER DR.	NEW ROADS	LA	70760
18252	09/22/2003	NO	POPWELL, RICHARD EARL, JR., MD	81ST MDOS/SGOMU 301 FISHER ST., STE. 106	KEESLER AFB	MS	395342575
14335	05/15/1995	NO	POSEY, ROBERT ALLEN, MD	809 UNIVERSITY BLVD. STE. G	TUSCALOOSA	AL	35406
18600	07/12/2004	NO	POTTURI, SRINIVAS, MD	UMMC 2500 NORTH STATE	JACKSON	MS	39216
14586	09/25/1995	NO	PRATURI, RAJASREE, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
03429	12/07/1953	NO	PREVOST, ROBERT WARD, JR, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
12149	07/01/1989	NO	PRICE, GARY WEYMAN, MD	WATSON CLINIC LLP SOUTH 1033 NORTH PKWY FRONTAGE ROAD	LAKELAND	FL	33903
07586	06/29/1976	NO	PURJOHIT, SURENDRA KUMAR, MD	11 WHIPPOORWILL DR	COVINGTON	LA	70433
09251	10/02/1980	NO	RAGHAVAIAH, NIMMAGADDA VEERA, MD	6005 PARK AVE STE 826-B	MEMPHIS	TN	38119
15701	12/29/1997	NO	RAMADAN, FUAD MUNIR, MD	111 E. HIBISCUS BLVD	MELBOURNE	FL	32901
07353	08/04/1975	NO	RAMSEY, JAMES DARRYL, MD	1701 LACEY ST.	CAPE GIRARDEAU	MO	63701
18183	07/28/2003	NO	REHM, JASON PAUL, MD	DEPT OF ORTHOPAEDICS/HAND SURGERY U M C 2500 N STATE ST	JACKSON	MS	392164505
16664	01/31/2000	NO	REHMAN, SAIF UR, MD	GV MONTGOMERY VA HOSPITAL 1600 WOODROW WILSON DR	JACKSON	MS	39216
14240	01/24/1995	NO	REMKUS, JAMES EDWARD, MD	5 SANCTUARY	SAN ANTONIO	TX	78248
17753	08/12/2002	NO	RENE, CHARLES, MD	3909 LAPALCO BLVD. SUITE:200	HARVEY	LA	70058
17087	02/05/2001	NO	REYES, CELIA FELICITAS GASCON, MD	JACKSON PEDIATRIC ASSOCIATES 1600 N STATE ST 3RD FLOOR SUITE 301	JACKSON	MS	39202
15392	07/14/1997	NO	REYNOLDS, PATRICK SHAWN, MD	WAKE FOREST UNIV SCHOOL OF MEDICINE MEDICAL CENTER BLVD.	WINSTON-SALEM	NC	27157
10734	07/01/1985	NO	REYNOLDS, TIMOTHY JAMES, MD	SOUTHEAST HOUSTON CARDIOLOGY 530 ORCHARD STREET	WEBSTER	TX	77598
17188	05/07/2001	NO	RIAZ, SHAHID, MD	40124 US HWY 27 STE 204	DAVENPORT	FL	33837
08793	08/07/1979	NO	RICHARDSON, DAVID DURHAM, JR, MD	THE FAMILY MD 1551 E COUNTY LINE RD	JACKSON	MS	39211
09652	07/01/1982	NO	RIGBY, CARL SWAYZE, MD	7777 HENNESSY BLVD STE 108	BATON ROUGE	LA	70808
17036	12/18/2000	NO	RILLORAZA, FRANCISCO L, MD	5911 PARKWOOD DRIVE	OLIVE BRANCH	MS	38654
19481	04/12/2004	YES	RINALDI, MICHAEL JON, DO	MICHAEL RINALDI, DO FAOCO 5992 BERRYHILL RD STE 205	MILTON	FL	32570
05892	06/11/1969	NO	ROBERTS, JOANNA MARY, MD	RT 33 MAIN ST	RHODELL	WV	25915
16153	11/30/1998	NO	ROBERTS, JOHN RICHARD, MD	927 FRANKLIN STREET, 2ND FLOOR	HUNTSVILLE	AL	35801
16630	11/29/1999	NO	ROBERTSON, ALAN GRANT, MD	CHARLOTTE HUNGERFORD HOSPITAL DEPT OF PSYCHIATRY 540 LITCHFIELD ST	TORRINGTON	CT	06790
06670	06/15/1973	NO	ROBICHAUX, MICHAEL RICHARD, MD	4425 HWY 1	RACELAND	LA	70354
17505	01/28/2002	NO	RODRIGUEZ, WILLIAM, JR, MD	BAPTIST MEMORIAL HOSPITAL 6019 WALNUT GROVE	MEMPHIS	TN	38120
15986	07/29/1998	NO	RONEY, CHRISTOPHER WALTON, MD	2022 BROOKWOOD MEDICAL CENTER ACC SUITE 310	BIRMINGHAM	AL	352096807
10948	02/05/1986	NO	ROSEN, PATRICIA BETH, MD	4303 HYRIDGE DR	AUSTIN	TX	78759-8053
16294	04/19/1999	NO	ROSENFELD, DAVID JOHN, MD	3600 ST CHARLES AVE SUITE 100	NEW ORLEANS	LA	70115
17234	06/04/2001	NO	ROTH, TED MATTHEW, MD	DEPT OF OB/GYN UMC 2500 N STATE ST	JACKSON	MS	39216

License	Issued	Disciplinary	Name	Address	City	State	Zip
04714	06/20/1962	NO	RUFF, JAMES EDWARD, II, MD	MEMORIAL BEHAVIORAL HEALTH MEMORIAL HOSP AT GULFPORT 4500 THIRTEENTH ST	GULFPORT	MS	39502-1810
17913	12/17/2002	NO	RYALS, TONY JACKSON, MD	THE NEUROMEDICAL CENTER 7777 HENNESSY BLVD	BATON ROUGE	LA	70808
17011	11/27/2000	NO	RYAN, JEFF LEE, MD	MURFREESBORO SURGICAL ASSOCIATES 1009 NORTH HIGHLAND AVE	MURFREESBORO	TN	37130
17506	01/28/2002	NO	SABA, JIHAN MOHAMED, MD	THE ARTHRITIS CLINIC PLLC 147 REYNOIR ST STE 200	BILOXI	MS	39530
17754	08/12/2002	NO	SAENZ, JAY MICHAEL, MD	ATTN JOAN CROWSON UNIVERSITY OF TN CAMPBELL CLINIC 1211 UNION AVE STE 510	MEMPHIS	TN	38104
17798	09/23/2002	NO	SAJADI, KAVEH R, MD	CAMPBELL CLINIC 1211 UNION AVE STE 510	MEMPHIS	TN	38104
18270	10/06/2003	NO	SALGUEIRO, MONICA GRACIELA, MD	MIDSOUTH MEDICINE & PSY CONSULTANT 1355 LYNNFIELD RD, #159	MEMPHIS	TN	38119
11416	07/01/1987	NO	SALTER, JAMES EDWARD, JR, MD	MEMORIAL CITY MEDICAL CENTER 920 FROSTWOOD DR	HOUSTON	TX	77024
19501	05/03/2004	NO	SAMMONS, ELENA VLADIMIROVNA, MD	UMMC DEPT OF ANESTHESIOLOGY 2500 NORTH STATE STREET	JACKSON	MS	39216
17583	04/15/2002	NO	SAUTER, KENT LAMAR, MD	DEPT OF NEUROSURGERY USA 3421 MEDICAL PARK DR #2	MOBILE	AL	36683
15995	07/30/1998	NO	SAVELL, RICHARD ALAN, MD	SEYMOUR JOHNSON KORITZ CLINIC 4MDS/SGOPD 1050 JABARRA AVE.	SEYMOUR JOHNSON AFB	NC	27531
14770	04/08/1996	NO	SCHAEFER, CHRISTINE, DO	KINGS DAUGHTER'S HOSPITAL 823 GRAND AVE P O BOX 329	YAZOO CITY	MS	39194-0329
12387	02/05/1990	NO	SCHAEER, THOMAS FREDERICK, MD	87 FOREST ROAD	ASHEVILLE	NC	28803
15237	03/17/1997	NO	SCHAEURER, MARK MATTHEW, MD	ENT DEPT NMCSO 34800 BOB WILSON DR	SAN DIEGO	CA	92134
03780	06/27/1956	NO	SCHMIDT, FRANK LAMAR, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
04718	06/20/1962	NO	SCHMIDT, HARRY JOHNSON, JR, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
16071	09/21/1998	NO	SCHNEIDER, DIETER WOLF, MD	HEARTSOUTH PLLC 200 W HOSPITAL DR	HATTIESBURG	MS	39402
17663	06/17/2002	NO	SCHNEIDER, MICHAEL JOHN, MD	GULF COAST MEDICAL CENTER 180 B DEBURY RD STE 202	BILOXI	MS	39531
17935	01/13/2003	NO	SCHONFELD, ALVIN J, DO	438 W ST JAMES PL	CHICAGO	IL	60614
07710	08/09/1976	NO	SCHUSTER, CALVIN LEE, MD	784 E MANNING AVE	REEDLEY	CA	93654
03505	06/21/1954	NO	SCOKELE, PAUL WILLIAM, III, MD	UNIT 501 1300 BEACON PKWY E	BIRMINGHAM	LA	35209
06026	06/12/1970	NO	SCOTT, BARRY CHARLES, MD	8150 JEFFERSON HWY	BATON ROUGE	LA	70809
09218	05/01/1978	NO	SCRIPPER, LYMAN JAY, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
13125	06/01/1992	NO	SEAVER, LINDA EDITH, MD	BOSWELL WEST MEDICAL BLDG 10503 W THUNDERBIRD STE 375	SUN CITY	AZ	85351
10179	02/06/1984	NO	SECOR, RICHARD MARTIN, JR, DO	322 NORTH STATE	DESLOGE	MO	63601
17863	11/18/2002	NO	SEMCHYSHYN, STEFAN, MD	865 EARL BAXTER RD	CHUCKEY	TN	37641
17964	03/10/2003	NO	SHAFFER, LAWRENCE JOHN, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
14565	09/11/1995	NO	SHAH, AITAZAZ A, MD	489 N MAIN ST	GRAFTON	OH	44044
04245	06/24/1959	NO	SHAW, GRAHAM BOYD, MD	JACKSON MEDICAL CLINIC 501 MARSHALL ST STE 208	JACKSON	MS	39202
14150	10/10/1994	NO	SHEA, DANIEL FRANCIS, JR, MD	121 MULBERRY HILL LN	EDENTON	NC	27932
13310	08/17/1992	NO	SHENEFELT, RAY ELDON, MD	UMC DEPT OF PATHOLOGY 2500 N STATE ST	JACKSON	MS	39216
02169	04/07/1943	NO	SIDELL, CHESTER MARQUIS, MD	4750 AMIGO AVE	TARZANA	CA	91356
11584	10/26/1987	NO	SIMPSON, ROBERT DAVID, MD	233 HARDIN DR	SELMA	AL	36701
09882	04/04/1983	NO	SKAGERBERG, DAVID GEORGE, MD	518 S BEACH BLVD	WAVELAND	MS	39579
12251	07/18/1989	NO	SLATER, JAMES CHARLES, MD	1919 S WHEELING STE 500	TULSA	OK	74104-5634
13495	05/24/1993	NO	SLOFE, DAVID MIALL, DO	1002 MONTGOMERY ST STE 212	FORT WORTH	TX	76107-2693
06674	06/15/1973	NO	SMALL, TOLBERT JONES, MD	819 FOOTHILL BLVD	OAKLAND	CA	94606
17445	11/26/2001	NO	SMITH, ARNOLD BOUCHARD, MD	NW ARKANSAS RADIATION THERAPY INS 5835 W SUNSET AVE	SPRINGDALE	AR	72762
16479	08/09/1999	NO	SMITH, DAVID ALLEN, MD	THE RADIOLOGY CLINIC, LLC 208 MCFARLAND CIRCLE, N.	TUSCALOOSA	AL	35406-1800
03096	06/20/1951	NO	SMITH, DOYLE PRESTON, MD	1315 SIMWOOD PL	JACKSON	MS	39211
08882	10/17/1979	NO	SMITH, KEITH PATRICK, MD	901 LEIGHTON AVENUE SUITE 702	ANNISTON	AL	36209
17469	12/17/2001	NO	SMITH, KENNETH LAMAR, MD	SURGICAL ASSOCIATES OF COLUMBUS 920 18TH STREET	COLUMBUS	GA	31901
05538	06/07/1967	NO	SMITH, PRENTISS EDWARD, JR, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
12540	07/01/1990	NO	SMITH, TIMOTHY ROBERT, MD	1585 WOODLAKE DR STE 200	ST LOUIS	MO	63017
16766	05/15/2000	NO	SOOD, GAGAN KUMAR, MD	DEPARTMENT OF MEDICINE DIV OF GASTROENTEROLOGY & HEPATOLOG VA MEDICAL CENTER	JACKSON	MS	39157
16765	05/15/2000	NO	SOOD, SONIA, MD	LAKELAND FAMILY PRACTICE CENTER 878 LAKELAND DR.	JACKSON	MS	39216
10086	07/13/1983	NO	SPARROW, JOHN GREGORY, MD	1632 E NORTHSIDE DR	JACKSON	MS	39211
14528	08/14/1995	NO	SPIESS, STEVEN D, MD	153 SACKVILLE DR LOWER SACKVILLE	NOVA SCOTIA	CN	B4C2R-3
18681	09/20/2004	NO	SPOHN, MICHAEL JOSEPH, MD	201 INDEPENDENCE DRIVE	COLUMBUS AFB	MS	39710
13435	04/05/1993	NO	SPONGBERG, ANDREW KENT, MD	35 ARNOLD ST	NEW BEDFORD	MA	02740
09044	07/10/1980	NO	SPRABERY, DONALD LEE, DO	NO PRIMARY PRACTICE ADDRESS ON FILE.			

License	Issued	Disciplinary	Name	Address	City	State	Zip
09791	10/06/1982	NO	SPRIUELL, LINWOOD RAY, MD	OBICI HOSPITAL 2800 GODWIN BLVD	SUFFOLK	VA	23434
08203	03/23/1978	NO	STAGE, ROSEMARY BOLEN, MD	LSUHSC 4864 JACKSON ST.	MONROE	LA	71202
14731	03/04/1996	NO	STAGGS, LYNN A, MD	REHAB AND PAIN MANAGEMENT ASSOC. 8415 BELLONA LANE, SUITE 204	TOWSON	MD	21204
17744	08/05/2002	NO	STANLEY, KEVIN JON, MD	CAMPBELL CLINIC 1211 UNION AVE STE 500	MEMPHIS	TN	38103
14504	07/31/1995	NO	STANTON, PAUL ANDREW, MD	16850 BEAR VALLEY RD	VICTORVILLE	CA	92392
18758	11/29/2004	NO	STARKE, MONICA ELAINE, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
12014	02/27/1989	NO	STEIN, LEE STUART, MD	THE NEUROLOGY CLINIC PC 80 HUMPHREYS CENTER SUITE 320	MEMPHIS	TN	38120
18436	03/01/2004	NO	STEIN, SHELDON HARVEY, MD	S MS CENTER FOR ORTHOPAEDICS 838 MILL ST SUITE D	LUCEDALE	MS	39452
06321	06/11/1971	NO	STEINBERG, MARTIN H, MD	88 F. NEWTON ST	BOSTON	MA	02448
12159	07/01/1989	NO	STEVENS, THOMAS EARL, JR, MD	UNIVERSITY OF SOUTH ALABAMA 3301 KNOLLWOOD DR	MOBILE	AL	36693
04758	12/03/1962	NO	STOCKARD, NELLIE PATRICIA, MD	7432 WHISPERING PINES ROAD	SHREVEPORT	LA	71129
10445	07/01/1984	NO	STUDDARD, HARRY E, II, MD	100 MEMORIAL HOSPITAL DR. SUITE 3A	MOBILE	AL	36608
18821	02/07/2005	NO	SUADI, DAVID GREGORY, DO	99 NESBIT STREET	PUNTA GORDA	FL	33950
04779	12/03/1962	NO	SUESS, JAMES FRANCIS, MD	1415 RADCLIFFE ST	JACKSON	MS	39211
12244	07/17/1989	NO	SUTHERLAND, ARTHUR JOSEPH, III, MD	1325 EASTMORELAND STE 460	MEMPHIS	TN	38104
07165	12/12/1974	NO	SWATEK, WILLIAM CYRIL, MD	25785 LAWTON AVE	LOMA LINDA	CA	92354
13720	11/22/1993	NO	SWEARINGEN, MICHAEL WILSON, DO	209 WEST SPRING ST STE 303	SYLACAUGA	AL	35150
16767	05/15/2000	NO	SYED, YOUSAF JAMAL, MD	RUSH MEDICAL GROUP - LIVINGSTON 1221 N WASHINGTON ST	LIVINGSTON	AL	35470
10987	05/16/1986	NO	SZABO, CHERYL JEANNE, MD	U S STEEL - FAIRFIELD WORKS MED CENTER - P O BOX 599 5700 VALLEY RD	FAIRFIELD	AL	35064
18031	04/14/2003	NO	SZABO, SCOTT JOSHUA, MD	MS SPORTS MEDICINE 1325 E FORTIFICATION ST	JACKSON	MS	39202
14744	03/11/1996	NO	T HART, BARBARA JEAN, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
09564	05/10/1982	YES	TAKOS, ROBERT MICHAEL, MD	P O BOX 501	ATTICA	NY	14011
09192	08/04/1980	NO	TALKINGTON, JAMES MCGEE, MD	2428 JENKS AVE	PANAMA CITY	FL	32405
06603	12/07/1972	NO	TALLEY, DEAN BEAURY, MD	103 FAIRWAY DR	CARROLLTON	GA	30117
13566	07/01/1993	NO	TAYLOR, CLINTON HENDERSON, MD	N.W. ANESTHESIOLOGY ASSOCIATES 801 W. MAPLE ST.	SPRINGDALE	AR	72764
17473	12/17/2001	NO	TEAGUE, CLINT TINSLEY, MD	RADIOLOGY CONSULTANTS 105 MC MILLAN ROAD	WEST MONROE	LA	71294
13379	11/30/1992	NO	THELIN, OLIVIER PIERRE, MD	NEONATAL MEDICAL GROUP 1303 HENRY CLAY	NEW ORLEANS	LA	70118
03276	06/25/1952	YES	THOMAS, ELTON SIGREST, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
03959	06/26/1957	NO	TIBBS, ROBERT CLINTON, II, MD	ONE HOSPITAL DR	CLEVELAND	MS	38732
17512	01/28/2002	NO	TIERNEY, BRIAN JOHN JOSEPH, MD	DEPT OF EMERGENCY MEDICINE UMC 2500 N STATE ST	JACKSON	MS	39216-4505
16040	08/24/1998	NO	TINKER, CORY RAY, MD	MEMPHIS OB GYN ASSN PC 6215 HUMPHREY BLVD STE 401	MEMPHIS	TN	38120
15079	09/30/1996	NO	TOMBRELLO, FRANK JEFFERSON, DO	UNIVERSITY OF MISSISSIPPI	UNIVERSITY	MS	36877
15934	07/20/1998	NO	TORRES, RAFAEL ARBUES, MD	G V SONNY MONTGOMERY DEPT VA MEDICAL CENTER 1500 E WOODROW WILSON DR	JACKSON	MS	39216
07465	10/28/1975	NO	TRAUTMAN, ROBERT JOSEPH, JR, MD	6005 PARK 1005 B	MEMPHIS	TN	38119
14311	04/17/1995	NO	TREACY, STEPHEN HUGH, MD	1122 HOUBOLT ROAD	JOLIET	IL	60431
18306	10/27/2003	NO	UBANI-EBERE, PATRICIA, MD	SOUTHWEST MEDICAL CLINIC 7007 C. WILLIAMS STREET	GREENVILLE	GA	30222
16702	03/13/2000	NO	ULUSARAC, ASIM, MD	PINE BELT MENTAL HLTHCARE RESOURCES 103 S 19TH AVE P O BOX 1030	HATTIESBURG	MS	39401
14561	09/11/1995	NO	URBAN, LAURA LEIGH, MD	GREENVILLE EYE CLINIC 801 E CHURCH ST	GREENVILLE	TN	37745
12037	04/03/1989	NO	UTLEY, ANNE CLARK, MD	MIDTOWN MENTAL HEALTH CENTER 427 LINDEN AVENUE	MEMPHIS	TN	38126
16592	11/01/1999	NO	VANDERHOEK, CORNELIS, MD	DRUMMOND MEDICAL GROUP 1111 N CHINA LAKE BLVD	RIDGECREST	CA	93355
12188	06/26/1989	NO	VASU, RENGIA IYENGAR, MD	NEUROLOGY CLINIC 80 HUMPHREYS CENTER STE 320	MEMPHIS	TN	38120
11547	08/17/1987	NO	VASUDEVAN, PARTHASARATHY, MD	MID SOUTH UROLOGY 228 TYLER STREET SUITE 202	WEST MEMPHIS	AR	72301
16349	06/07/1999	NO	VENABLE, ROBERT STEPHEN, MD	6 WHEATLEY LANE	BELLA VISTA	AR	72714
18386	01/20/2004	NO	VO, HUNG THANH, DO	NORTHERN LAKE INTERNAL MEDICINE 1500 PROVIDENT DR STE A	WARSAW	IN	46580
14789	05/06/1996	NO	VON RIEDENAUER, WESLEY BLAKE, MD	947 NORTH WHITE ST	NEW ORLEANS	LA	70119
16837	06/26/2000	NO	VYDAS, SALIL JOSEPH, MD	525 WILLOWBROOK RD STE C	COLUMBUS	MS	39703
04115	06/25/1958	NO	WAITES, JAMES CHAPMAN, MD	307 S 13TH AVE	LAUREL	MS	39440
11431	07/01/1987	NO	WALKER, ARMIE W, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.			
03674	06/29/1955	NO	WALKER, WILLIAM WHITE, JR, MD	VA HOSPITAL 1030 JEFFERSON AVE.	MEMPHIS	TN	38104
16434	07/26/1999	NO	WALLER, BENJAMIN RUSH, III, MD	PEDIATRIC CARDIOLOGY CONSULTANTS 7705 POPLAR #130	GERMANTOWN	TN	38138
17636	06/03/2002	NO	WALTERS, RONALD STEWART, MD	DEPT OF BREAST MEDICAL ONCOLOGY M D ANDERSON CANCER CENTER 1515 HOLCOMBE BOX 424	HOUSTON	TX	77030
11272	01/13/1987	NO	WALZER, YAIR, MD	MID SOUTH UROLOGY P C P O BOX 2167	CORDOVA	TN	38088-2167
14255	02/09/1995	NO	WARD, JOSEPH P, MD	14 NEVADA LANE	CABOT	AR	72023

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06607	12/07/1972	NO	WARD, PETER ALLAN, MD	LIFEWORKS AESTHETIC CENTER PSC 242 BERGER RD	PADUCAH	KY 42003
17520	02/04/2002	NO	WARING, ANTONIO JOHNSTON, II, MD	THE SURGERY SUITE 103 MEDICAL CTR DR	SLIDELL	LA 70458
15789	03/30/1998	NO	WARNER, RANDY TYLER, MD	5533 VIA DELA PLATA CIRCLE	DELRAY BEACH	FL 33464
15164	12/30/1996	YES	WARNICK, JAMIE SUE, MD	PEDIATRIC CLINIC 155 KEATING RD	BATESVILLE	MS 38606
06266	06/11/1971	NO	WATKINS, CLYDE A, JR, MD	509 SW 4TH ST	MAGEE	MS 39111
07068	08/08/1974	NO	WATKINS, TROY B, JR, MD	125 E IDAHO STE 104	BOISE	ID 83712
10457	07/01/1984	NO	WATSON, DEBORAH DIANE, MD	6063 MT MORIAH EXT SUITE 13	MEMPHIS	TN 38115
15115	11/04/1996	NO	WATTS, JOHNNY MICHAEL, DO	MARSHALL NEUROLOGY CENTER 2525 US HWY 431 STE 250	BOAZ	AL 35957
17708	07/08/2002	NO	WEBER, PHILIP ROWE, MD	RADIOLOGY RESIDENCY PROGRAM METHODIST HOSPITAL 1265 UNION AVE	MEMPHIS	TN 38104
07229	03/06/1975	NO	WEBER, DONALD RAY, MD	OCHSNER CLINIC 1514 JEFFERSON HWY	NEW ORLEANS	LA 70121
13074	02/24/1982	NO	WEED, THOMAS EVANS, MD	46 SGT PRENTISS DR STE 10	NATCHEZ	MS 39120
18118	06/23/2003	NO	WEHBI, MOHAMMAD ABEDALHUSSEIN, MD	MOHAMMAD WEHBI 615 MICHAEL STREET SUITE 201 WHITEHEAD RESEARCH BLDG	ATLANTA	GA 30322
16703	03/13/2000	NO	WEISS, KENNETH STEPHEN, MD	1068 CRESTHAVEN SUITE 400	MEMPHIS	TN 38119
18605	01/24/2005	NO	WELSH, MICHAEL J, DO	KEESLER AFB HOSPITAL 301 FISHER ST	BILOXI	MS 39534
17335	07/30/2001	NO	WERNER, MICHAEL, MD	APPALACHIAN ORTHOPAEDICS 3 PROFESSIONAL PARK DR STE 21	JOHNSON CITY	TN 37604
06969	06/20/1974	NO	WESTBROOK, TERRY EARL, MD	1506 HARRISON AVE	MCCOMB	MS 39648
13333	09/21/1992	NO	WHEELER, CHRISTINE A, MD	UCLA MEDICAL CENTER 10633 LE CONE AVE	LOS ANGELES	CA 90095-1713
15764	03/10/1998	NO	WHITLOCK, JAMES ALAN, DO	GRENADA LAKE MEDICAL CENTER 960 AVENT DR	GRENADA	MS 389015094
13572	07/01/1993	NO	WHITNEY, STANLEY JOSEPH, MD	NO PRIMARY PRACTICE ADDRESS ON FILE.		
05966	06/21/1968	NO	WHITWELL, EARLE EMERSON, MD	TUPELO ORTHOPEDIC CLINIC PA P O BOX 1506 4381 SOUTH EASON BLVD STE 102	TUPELO	MS 38801
16432	07/26/1999	NO	WILKERSON, LEONARD ALAN, DO	UNITED HEALTHCARE OF N C 3803 N ELM ST	GREENSBORO	NC 27455
17214	05/21/2001	NO	WILLIAMS, GAYLE CHARLYNE, MD	EYE HEALTH PARTNERS 342 22ND AVE N	NASHVILLE	TN 37203
14910	07/15/1996	NO	WILLIS, JOHN KELVER, II, MD	1111 MEDICAL CENTER BLVD. S650	MARRERO	LA 70072
05697	06/21/1968	NO	WILLIS, LARRY GALE, MD	ST. THOMAS HOSPITAL HARDING ROAD	NASHVILLE	TN 37220
17012	11/27/2000	NO	WILSON, DIANA WILLIAMS, MD	1 GALLERIA BLVD STE 1710	METAIRIE	LA 70001
08231	05/23/1978	NO	WILSON, MARGARET ANN, MD	1071 VELTRE CIRCLE	ATLANTA	GA 30311
13026	12/02/1991	NO	WILSON, PETER STRAUTINS, MD	ONE HOSPITAL DR STE 302	HUNTSVILLE	AL 35801
14712	02/12/1996	NO	WIN, TIN TIN, MD	LAKE SIDE NEUROLOGY LLC 2180 MCCULLOCH BLVD	LAKE HAVASU	AZ 86403
06045	06/12/1970	NO	WITHERSPOON, JOHN DRAPER, MD	222 22ND AVE N #600	NASHVILLE	TN 37203
15883	06/22/1998	NO	WOMACK, WILLIAM BRIAN, DO	5300 S. HWY. 95 # A	FT. MOHAVE	AZ 86427
01062	06/28/1940	NO	WOODBIDGE, JOHN HOWARD, MD	6142 CARRIAGE HOUSE WY.	RENO	NV 89509
15158	12/16/1996	NO	WOODWARD, HENRY COYNE, MD	600 EAST BLVD PAIN CLINIC, ELKHART GEN. HOSPITAL	ELKHART	IN 46514
15679	11/24/1997	NO	YATES, ROBERT LOUIS, MD	UNIVERSITY OF TENNESSEE 853 JEFFERSON ROOM E102	MEMPHIS	TN 38103
17456	12/03/2001	NO	YEOMAN, JOHN WESLEY, MD	RADIOLOGY ASSOCIATES OF VALDOSTA OAK CENTER, BUILDING D 2704 NORTH OAD STREET	VALDOSTA	GA 31804-3670
15381	07/07/1997	NO	YOUNG, JOHN PATRICK, MD	3525 INDEPENDENCE DRIVE	BIRMINGHAM	AL 35209
05724	06/21/1968	NO	YOUNG, JOHN RANDOLPH, JR, MD	140 JEFFERSON DAVIS BLVD, STE B	NATCHEZ	MS 39120
10153	10/18/1983	NO	YOUNG, MARK SCOTT, MD	6005 PARK AVE STE 720B	MEMPHIS	TN 38119
18716	10/18/2004	NO	ZEAHAH, WILLIAM R, MD	5830 N.E. 225 STREET	MELROSE	FL 32666
18293	10/20/2003	NO	ZERRER, JASON DAVID, MD	DEPT OF EMERGENCY MEDICINE U M C 2500 N STATE ST	JACKSON	MS 392164505
10920	11/26/1985	YES	ZYLANOFF, PHILLIPA LOUISE, MD	17311 BEECHWOOD	BIRMINGHAM	MI 48025

I certify that the names appearing on this list have not renewed their Mississippi license for the period July 1, 2005 thru June 30, 2006.

EXECUTIVE DIRECTOR

Total number of physicians : 545

SEPTEMBER 2005

**MINUTES
EXECUTIVE COMMITTEE MEETING
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
SEPTEMBER 08, 2005**

MEMBERS PRESENT:

Dewitt G. Crawford, M.D., Louisville, President
Philip T. Merideth, M.D., J.D., Jackson, Vice President
Dwalia S. South, M.D., Ripley, Secretary
W. Joseph Burnett, M.D., Director

ALSO PRESENT:

Rhonda Freeman, Division Director, Licensure Division
Thomas Washington, Division Director, Investigative Division
Frances Scott, Special Projects Officer, Investigative Division
Sherry Harris, Administrative Assistant

The Executive Committee of the Mississippi State Board of Medical Licensure met on Wednesday, September 08, 2005, at 08:00 a.m. in the Executive Conference Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi.

PERSONAL APPEARANCE BY RONALD DAVID LAWSON, M.D., MEMPHIS, TENNESSEE, REQUESTING WAIVER OF LICENSING EXAMINATION

Dr. Lawson had requested to appear but due to the meeting date being changed, Dr. Lawson was unable to personally appear. Ms. Rhonda Freeman, Division Director, Licensure Division, advised the Executive Committee that she has been working with Dr. Lawson via telephone and advised the Executive Committee of Dr. Lawson's request to waive the licensing examination. Dr. Lawson has not passed the FLEX but has obtained board certification. It was the consensus of the Executive Committee to waive the licensing examination and authorize Dr. Lawson to receive his Mississippi medical license.

EXECUTIVE COMMITTEE MINUTES

September 08, 2005

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THOMAS ALFRED VAUGHAN, M.D., GULFPORT, REQUESTING LIFTING OF PROHIBITION, MISSISSIPPI MEDICAL LICENSE NUMBER 07887

Dr. Burnett advised the Executive Committee that Dr. Vaughan and his attorney will be here for the Full Board meeting. Dr. Burnett also advised the Executive Committee that Gary Carr, M.D., Medical Director, Mississippi Professionals Health Program, was concerned about their decision at the last Executive Committee meeting and referring the matter to the Full Board since MPHP was advocating for Dr. Vaughan.

WILLIAM HARVEY DUDLEY, M.D., MERIDIAN, MISSISSIPPI MEDICAL LICENSE NUMBER 15500

For informational purposes, Dr. Burnett advised that Dr. Dudley had been served an Order of Prohibition.

JASON KENDELL MORRIS, M.D., CLARKSDALE, MISSISSIPPI MEDICAL LICENSE NUMBER 14181

For informational purposes, Dr. Burnett advised that Thomas Washington was working on the case and plans are being made for Dr. Morris to appear at the next meeting.

MARC WARMAN, M.D., FAIRFIELD, CONNECTICUT, APPLICANT, SECOND REQUEST FOR EXEMPTION FROM LICENSURE INTERVIEW AND JURISPRUDENCE EXAMINATION

Dr. Burnett reported that Dr. Warman had requested that his request for an exemption from the licensure interview and jurisprudence examination be reconsidered. After a brief discussion, the Executive Committee's decision was unanimous to seek legal advice from Board counsel, Stan Ingram. Mr. Ingram agreed to write Dr. Warman requesting that he provide a statement from his physician substantiating his disability and inability to travel as a result. Once the requested information is obtained, Mr. Ingram advised the Board to provide Dr. Warman reasonable accommodations for the personal interview and completion of the jurisprudence examination.

EXECUTIVE COMMITTEE MINUTES

September 08, 2005

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LETTER FROM MISSISSIPPI ACADEMY OF PHYSICIAN ASSISTANTS REGARDING MASTER'S DEGREE REQUIREMENT/TEMPORARY LICENSE

- 1) KRISTA BLANCHARD, PA-C
- 2) JIM SCALZO, PA-C
- 3) DR. MCMULLAN (CLARE HESTER)

Dr. Burnett briefly discussed this issue and advised that he had invited two (2) Physician Assistants to attend the Full Board meeting to discuss this matter.

PRE-TERMINATION NOTICE SERVED TO ROBERT GLENN LUKE

For informational purposes only, Dr. Burnett advised that Robert Luke had been served a pre-termination notice and that Heather Wagner, Special Assistant Attorney General, was working with the agency on his termination.

LETTER FROM MSMA SUBMITTING NOMINATIONS FOR VACANCIES OCCURRING ON THE MSBML BOARD IN 2006 WHEN TERMS EXPIRE

For informational purposes only, Dr. Burnett briefly discussed the letter from William F. Roberts, Executive Director, Mississippi State Medical Association, submitting nominations to The Honorable Haley Barbour, Governor, to consider for appointment. A copy of this letter is attached hereto and incorporated by reference.

COMPLIANCE REVIEW FINDINGS FROM AUDIT

For informational purposes only, Dr. Burnett advised the Executive Committee of the recent audit for Fiscal Year 2004, and advised that the agency has responded to the audit findings.

FAXING OF CHRONIC MEDICATION LISTS

Dr. Burnett advised that the Pharmacy Board had brought to our attention the issue of certain clinics using a fax medication list. After a brief discussion, the unanimous decision of the Executive Committee was to discuss this matter with the Full Board and refer to a committee for review and handling.

EXECUTIVE COMMITTEE MINUTES

September 08, 2005

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UPDATE ON RADIOLOGIST ASSISTANT REGULATIONS

After a brief discussion, the Executive Committee referred this item to the Full Board. Mrs. Freeman advised that the law went into effect July 1, 2005, and that she is receiving requests from radiologist assistants asking for guidance.

CME CONFERENCE FOR PHYSICIAN ASSISTANTS

For informational purposes only, Dr. Burnett covered the letter received from Marc Finch, President, Mississippi Academy of Physician Assistants, regarding their Fall CME Conference. After discussing the letter, the Executive Committee unanimously decided that a delegate from the Licensure Board should present the lecture on MSBML Rules and Regulations. The Executive Committee requested that Dr. Burnett write Marc Finch advising the same.

MISSISSIPPI DEPARTMENT OF HEALTH PROPOSED CHANGES TO AMBULATORY SURGICAL FACILITIES

For informational purposes only, Thomas Washington, Division Director, Investigative Division, advised that he had contacted Ms. Vickey Maddox, at the Department of Health, and was advised that they were only mirroring the Nursing Board and Medical Licensure Board's promulgated regulations.

REVIEW OF SEPTEMBER 8 BOARD AGENDA

Dr. Burnett briefly discussed the items on the Board's agenda.

OTHER BUSINESS

Stan Ingram, Attorney for the Board, entered the Executive Committee meeting and advised that in the event media was present at the Full Board meeting, certain steps would need to be taken in order to avoid release of confidential patient health information regarding the pending case against Joseph C. Hillman, Jr., M.D. Mr. Ingram also advised that Ms. Pamela Ratcliff, his associate, would be presenting several of the cases being heard.

Dr. Burnett advised that Dr. Crawford had approved sending \$25,000 to Mississippi Professionals Health Program due to their need of financial assistance, and was requesting approval to send an additional \$75,000. The Executive Committee unanimously approved the additional \$75,000.

EXECUTIVE COMMITTEE MINUTES

September 08, 2005

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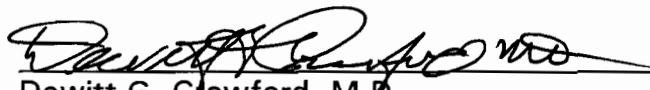
Ms. Freeman advised the Executive Committee of the confusion with doctors volunteering during Hurricane Katrina's relief efforts. Ms. Freeman advised that currently FEMA has control organizing out-of-state physicians and that the agency is receiving calls from volunteering doctors not getting any response. This matter was referred to the Full Board for further discussion.

Dr. Burnett and Ms. Freeman discussed phone calls concerning Louisiana physicians wanting to return to work. Ms. Freeman distributed a proposed policy for Emergency Temporary Medical License for the displaced physicians. After a brief discussion, the Executive Committee made the decision to bring before the Full Board for approval.

For informational purposes only, Dr. Burnett advised that a letter had been received from Helen Turner, M.D., Ph.D, President, Mississippi State Medical Association, concerning the investigation of Mississippi physicians involved in the Texas silicosis litigation. Dr. Burnett advised that if there were no objections, he would respond advising that we would defer any investigation until after the Federal investigation has been completed. There were no objections.

ADJOURNMENT

There being no further business, the meeting adjourned at 09:00 a.m.



Dewitt G. Crawford, M.D.

President

Minutes taken and transcribed
by Sherry Harris
Administrative Assistant
September 8, 2005



MISSISSIPPI STATE MEDICAL ASSOCIATION

P.O. Box 2548 • Ridgeland, Mississippi 39158-2548 • 408 West Parkway Place 39157 • (601) 853-6733 • Fax (601) 853-6746 • 1-800-898-0251 • www.msmaonline.com

PRESIDENT
T. Steve Parvin, M.D.
Starkville

June 27, 2005

PRESIDENT-ELECT
Helen R. Turner, M.D.
Jackson

The Honorable Haley Barbour
Governor
State of Mississippi
P.O. Box 139
Jackson, MS 39205

PAST PRESIDENT
George E. McGee, M.D.
Hattiesburg

SECRETARY-TREASURER
Dwalia S. South, M.D.
Ripley

BOARD OF TRUSTEES
J. Patrick Barrett, M.D., *Chair*
Jackson

Randy Easterling, M.D., *Vice Chair*
Vicksburg

Kenneth M. Davis, M.D., *Secretary*
Tupelo

Thomas E. Joiner, M.D.
Jackson

John F. Lucas, III, M.D.
Greenwood

R. Scott Anderson, M.D.
Meridian

George R. Bush, M.D.
Laurel

Steve Demetropoulos, M.D.
Pascagoula

Tim L. Alford, M.D.
Meridian

David Metcalf, M.D., *Resident*

William Waller, III, *Medical Student*

EXECUTIVE DIRECTOR
William F. Roberts
Executive Director

DEPUTY DIRECTOR
Christina Kowalski
Deputy Director

DIRECTOR OF GOVERNMENT AFFAIRS
William F. Roberts
Government Affairs

DIRECTOR OF CLINICAL AND ADMINISTRATIVE SERVICES
Barbara Shelton
Director of Clinical and Administrative Services

DIRECTOR OF MEMBERSHIP, SPECIALTY SOCIETY AND ALLIANCE SERVICES
Karen A. Evers
Director of Membership, Specialty Society and Alliance Services

DIRECTOR OF COMMUNICATIONS
Ann Hall
Director of Communications

DIRECTOR OF EDUCATION
Ann Hall
Director of Education

Received
Bd of Medical
Licensure

Dear Governor Barbour:

In accordance with Section 73-43-3, Mississippi Code of 1972, the association hereby submits the following nominations for vacancies occurring on the Mississippi State Board of Medical Licensure in 2006 when the terms of Drs. Freda Bush (*Sup. Ct. Dist. 1*), Joe Johnston (*Sup. Ct. Dist. 2*), and Dwalia South (*Sup. Ct. Dist. 3*) will expire. Neither Dr. Bush or Dr. Johnston are being re-nominated since both have served two terms and the association's Bylaws prohibit our nominating anyone for a third term.

Supreme Court District 1:

Randy Easterling, MD, Vicksburg
Anthony B. Petro, MD, Jackson
Richard L. Yelverton, Sr., MD, Jackson

Supreme Court District 2:

Thad C. Carter, MD, Gulfport
Virginia M. Crawford, MD, Hattiesburg
Lawrence A. Leake, MD, Pascagoula

Supreme Court District 3:

Daryl P. Guest, MD, Starkville
William S. Mayo, DO, Oxford
Dwalia S. South, MD, Ripley

We will be happy to provide such information as you might need in order to properly consider the nominees for appointment to these important positions.

Sincerely,

William F. Roberts
Executive Director

cc: Nominees

**BOARD MINUTES
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
SEPTEMBER 08, 2005**

The regularly scheduled meeting of the Mississippi State Board of Medical Licensure was held on Thursday, September 08, 2005, in the Executive Conference Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi.

The following members were present:

Dewitt G. Crawford, M.D., Louisville, President
Philip T. Merideth, M.D., J.D., Jackson, Vice President
Dwalia S. South, M.D., Ripley, Secretary
Larry B. Aycock, M.D., McComb
Freda M. Bush, M.D., Jackson
A. Wallace Conerly, M.D., Jackson
Don A. Gibson, M.D., Richland
William B. Harper, D.O., Greenwood
Joseph E. Johnston, M.D., Mount Olive
W. Joseph Burnett, M.D., Director

Also present:

Stan T. Ingram, Attorney for the Board
Pamela Ratliff, Associate with Stan Ingram
Heather Wagner, Special Assistant Attorney General
Rhonda Freeman, Division Director, Licensure Division
Thomas Washington, Division Director, Investigative Division
Sherry Harris, Administrative Assistant
Cecil R. Burnham, Jackson, Consumer Health Ad Hoc Committee

Not present:

Wesley Breland, Hattiesburg, Consumer Health Ad Hoc Committee
Martha Thompson, Oxford, Consumer Health Ad Hoc Committee

The meeting was called to order at 9:30 a.m. by Dr. Crawford, President. The invocation was given by Dr. Johnston. Dr. Crawford welcomed Debra Williams, Court Reporter. Dr. Crawford introduced and welcomed Ricki Garrett from the Mississippi Nurses Association. Dr. Burnett introduced Thomas Washington as the new Director of the Investigative Division. Thomas Washington introduced two (2) new investigators: Anthony Ware and Garrett Hartley.

BOARD MINUTES

September 08, 2005

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Ms. Freeman introduced Adrian Johnson, who recently joined the Board's staff as receptionist.

PRESENTATION BY LELAND "MAC" MCDIVITT, EXECUTIVE DIRECTOR, BOARD OF PHARMACY

Dr. Burnett introduced Mac McDivitt, Executive Director, Board of Pharmacy. Mr. McDivitt addressed the Board and gave an informative presentation on a new program where they are monitoring the prescribing of controlled drugs. Mr. McDivitt advised how the program plans to work and how the information will be distributed to physicians.

Mr. McDivitt answered numerous questions from Board members. After a brief discussion, Dr. Burnett expressed appreciation to Mr. McDivitt for taking the time to come and discuss the program. The Board expressed their support in the program and requested that Mr. McDivitt make a followup presentation at a later date.

APPROVAL OF CERTIFICATION OF MISSISSIPPI LICENSES TO OTHER ENTITIES FOR THE PERIOD MAY 1, 2005, TO JULY 31, 2005

Two hundred thirty-two (232) licenses were certified to other entities for the period May 1, 2005, to July 31, 2005. Motion was made by Dr. Johnston, seconded by Dr. South, and carried unanimously to approve these certifications.

APPROVAL OF LICENSES ISSUED FOR THE PERIOD MAY 1, 2005, TO JULY 31, 2005

One hundred fifty-two (152) licenses were issued for the period May 1, 2005, to July 31, 2005. Motion was made by Dr. Johnston, seconded by Dr. Harper, and carried unanimously to approve these licenses.

REVIEW OF MINUTES OF THE EXECUTIVE COMMITTEE MEETING DATED MAY 18, 2005, AND MINUTES OF THE BOARD MEETING DATED MAY 19, 2005

Minutes of the Executive Committee Meeting dated May 18, 2005, and Minutes of the Board Meeting dated May 19, 2005, were reviewed. Dr. South moved for approval of the minutes as submitted. Dr. Johnston seconded the motion, and it carried unanimously.

BOARD MINUTES

September 08, 2005

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REVIEW OF MINUTES OF THE EXECUTIVE COMMITTEE MEETING DATED JULY 28, 2005

Minutes of the Executive Committee Meeting dated July 28, 2005, were reviewed. Dr. Conerly moved for approval of the minutes as submitted. Dr. Gibson seconded the motion, and it carried unanimously.

REPORT OF SEPTEMBER 08, 2005, EXECUTIVE COMMITTEE MEETING

Dr. Burnett reported on the Executive Committee's meeting which was held at 08:00 a.m. today. Dr. Burnett advised the Board that Dr. Warman had asked that his request for exemption from the licensure interview and jurisprudence examination be reconsidered. The Executive Committee made the decision to have Stan Ingram, Esq., attorney for the Board, write Dr. Warman requesting he provide a statement from his treating physician substantiating his disability and inability to travel as a result.

Dr. Burnett advised the Board that the Executive Committee had discussed the issue of faxing chronic medications to pharmacies. After a brief discussion, it was unanimously decided to refer the matter to the Rules, Regulations, and Legislative Committee for further review and possible changes.

Dr. Burnett presented other informational items, which are reflected in the Executive Minutes. Motion was made by Dr. Conerly, seconded by Dr. Bush, and carried unanimously to approve the actions of the Executive Committee.

REPORTS FROM AD HOC COMMITTEES

Alternative Medicine - There was no new information to report.

Consumer Health - Mr. Burnham said they were working to get their people together, but there was no new information to report at this time.

Educational Development - Dr. Aycock reported that he had reviewed the proposed regulations governing the policy of radiology assistants and also reviewed the opinion rendered by the attorney general's office and responded to Dr. Burnett.

Manpower - There was no new information to report.

BOARD MINUTES
September 08, 2005
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Nurse Practitioner and Expanded Role - There was a brief discussion on Nurse Practitioners and Dr. Crawford referred the issue back to the Joint Committee to review and rewrite as it was determined that the language was ambiguous and needed additional clarification. A memorandum will be sent to members of the Joint Committee of the Mississippi Board of Nursing and Mississippi State Board of Medical Licensure requesting changes be made and submitted.

Professionals Health Program - There was no new information to report.

Rules, Regulations, and Legislative - Dr. Crawford advised that the Committee had previously scheduled a conference call to discuss the proposed regulations governing the scope of practice of radiologist assistants on Tuesday, August 30, 2005, but that it was cancelled due to Hurricane Katrina. The Committee is still working on this issue and plans to have more information to bring before the Board at the next scheduled meeting.

Dr. Burnett discussed the request from the Mississippi Academy of Physician Assistants to offer a temporary license while the Physician Assistant was working on the Master's Degree requirement. Dr. Burnett introduced Krista Blanchard, PA from the Atlanta area relocating to Mississippi, and does not hold a Master's Degree, and Marla Moore, PA, Secretary for the Mississippi Academy of Physician Assistants. There was a brief discussion among the Board members about the issue. Motion was made by Dr. Merideth to go into Executive Session to discuss issuing a temporary license to Physician Assistants, seconded by Dr. Johnston. Ricki Garrett, Mississippi Nurses Association, questioned the Board going into Executive Session to consider a regulation. Heather Wagner, Special Assistant Attorney General, advised that exception was noted and it was not appropriate for the Board to enter into Executive Session. Motion was made to withdraw the request by Dr. Merideth, seconded by Dr. Crawford, and carried unanimously. After further discussion, motion was made by Dr. Johnston, and seconded by Dr. Merideth, and carried unanimously to refer this issue back to the Rules, Regulations, and Legislative Committee for further review.

Telemedicine - There was no new information to report.

Utilization Review/Expert Witness - There was no new information to report.

THE BOARD RECESSED AT 11:00 A.M. AND RECONVENED AT 11:20 A.M.

BOARD MINUTES

September 08, 2005

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PERSONAL APPEARANCE BY THOMAS ALFRED VAUGHAN, M.D., GULFPORT, MISSISSIPPI MEDICAL LICENSE NUMBER 07887

Stan Ingram, Esq., attorney for the Board, addressed the Board. Mr. Ingram briefly covered Dr. Vaughan's license suspension of 2003. Mr. Ingram advised that Dr. Vaughan's letter to appear was returned on Tuesday, September 06, 2005, as undeliverable, and that Dr. Vaughan's attorney, James Kopernak, who was present, had been unable to communicate with Dr. Vaughan due to Hurricane Katrina.

After a brief discussion, motion was made by Dr. Johnston, seconded by Dr. Merideth, and carried unanimously to grant Dr. Vaughan a continuance until the next regularly scheduled Board meeting.

SHOW CAUSE HEARING IN THE CASE OF JOHN FRENZ, M.D., FLOWOOD, APPLICANT

Stan Ingram introduced Dr. Frenz and Dr. George Wilkerson, Mississippi Professionals Health Program, and advised Dr. Frenz was requesting medical license to practice medicine.

Dr. Frenz was present but not represented by legal counsel. Ms. Wagner questioned Dr. Frenz regarding legal representation, and Dr. Frenz stated he wished to waive his right to an attorney and proceed without legal counsel.

Mr. Ingram was joined by an associate, Pamela Ratliff. Ms. Ratliff addressed the Board and entered a number of exhibits and explained the charges outlined in the Summons and Affidavit.

Ms. Ratliff called Ms. Rhonda Freeman, Director of Licensure, to testify. Ms. Freeman was sworn in and answered questions relating to Dr. Frenz's licensure process. Ms. Freeman advised that the status of Dr. Frenz's application was pending.

Dr. Frenz was sworn in and addressed the Board. Dr. Frenz thanked the Board for the opportunity to appear and advised that he had several witnesses to appear in his behalf. Appearing and testifying on Dr. Frenz's behalf were: Dr. George Wilkerson, advocate from MPHP; Davis Odom, his pastor at the Church of the Highlands; Al Roark, his AA sponsor; Linda Crane, a former patient, and Dr. Samuel Richardson, a practicing physician at the VA Hospital. Each witness was sworn in and testified. Ms. Ratliff questioned each of the witnesses. The Board was also allowed the opportunity to question each of the witnesses

BOARD MINUTES
September 08, 2005
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Motion was made by Dr. Merideth, seconded by Dr. South, and carried that the Board consider going into Executive Session to consider an order which may be appealable. Upon motion made by Dr. Bush, seconded by Dr. Johnston, the Board went into Executive Session.

CECIL BURNHAM EXITED THE MEETING AT 12:30 P.M.

Upon motion made by Dr. Merideth, seconded by Dr. Johnston, and carried unanimously, the Board came out of Executive Session at which time Dr. Crawford announced the Board's decision that Dr. Frenz's application be denied due to non-compliance of SPEX exam or approved ABMS board certification. At such time as these requirements are met and he demonstrates ongoing advocacy from MPHP, Dr. Frenz may reapply for his Mississippi license. The Board's Order is attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Debra Williams, Court Reporter.

THE BOARD RECESSED FOR LUNCH AT 12:45 P.M. AND RECONVENED AT 1:45 P.M.

HEARING IN THE CASE OF MAX K. ODOM, JR, M.D., NEW ORLEANS, MISSISSIPPI MEDICAL LICENSE NUMBER 11958

Dr. Odom was present but not represented by legal counsel. Ms. Wagner questioned Dr. Odom regarding legal representation, and Dr. Odom stated he wished to waive his right to an attorney and proceed without legal counsel.

Mr. Ingram introduced Dr. Odom and advised the Board that Dr. Odom's medical license was suspended in Arkansas and that Mississippi mirrored the action.

Dr. Odom addressed the Board and advised that he would be appearing before the Arkansas State Board on October 6 and 7, 2005, at which time that entity is to consider lifting the suspension.

Ms. Ratliff entered a number of exhibits and questioned Dr. Odom.

Following questions by the Board members, motion was made by Dr. Merideth, seconded by Dr. Aycok, and carried unanimously that the Board consider going into Executive Session to consider entry of an order which may be

BOARD MINUTES
September 08, 2005
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appealable. With a motion by Dr. South, seconded by Dr. Harper, the Board went into Executive Session.

Upon motion by Dr. Crawford, seconded by Dr. Merideth, and carried unanimously, the Board came out of Executive Session at which time Dr. Crawford announced that Dr. Odom's suspension will continue until such time as his license in the state of Arkansas is in good standing. The Board's Order is attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Debra Williams, Court Reporter.

**SHOW CAUSE HEARING IN THE CASE OF MARCELLO MORA, M.D.,
POPLARVILLE, MISSISSIPPI MEDICAL LICENSE NUMBER 08208
(REINSTATEMENT)**

Dr. Mora was present but not represented by legal counsel. Ms. Wagner questioned Dr. Mora regarding legal representation, and Dr. Mora stated he wished to waive his right to an attorney and proceed without legal counsel.

Mr. Ingram addressed the Board and reviewed the history surrounding Dr. Mora's request and advised the Board that Dr. Mora had retired in September 2004.

Ms. Ratliff entered a number of exhibits.

Dr. Mora was sworn in and addressed the Board. Dr. Mora thanked the Board for the opportunity of practicing medicine for approximately forty-five (45) years, and advised he had been practicing in Ecuador, but was having a hard time making a living.

Ms. Ratliff questioned Dr. Mora and then introduced Charles Ware, Investigator, as a witness. Mr. Ware was sworn in and answered questions pertaining to Dr. Mora's case.

Following questions by the Board members, motion was made by Dr. Johnston, seconded by Dr. Gibson, and carried unanimously that the Board consider going into Executive Session to consider entry of an order which may be appealable. With motion by Dr. Aycock, seconded by Dr. South, the Board went into Executive Session.

BOARD MINUTES
September 08, 2005
Page 8

Upon motion by Dr. Aycock, seconded by Dr. Crawford, and carried unanimously, the Board came out of Executive Session at which time Dr. South announced that the MSBML can take no official action on Dr. Mora's case until such time as a formal application is made. The MSBML discourages Dr. Mora from applying for a Mississippi License until such time as he can demonstrate successful completion of an approved rehab program and he has advocacy from that program. The Board's Order is attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Debra Williams, Court Reporter.

DR. HARPER EXITED THE MEETING AT 3:30 P.M.

**PERSONAL APPEARANCE BY JOSEPH CARROLL HILLMAN, JR., M.D.,
COLUMBUS, MISSISSIPPI MEDICAL LICENSE NUMBER 06420**

Mr. Ingram addressed the Board and advised that Dr. Hillman was not present and requested the matter be continued until the next regularly scheduled Board meeting. Motion was made by Dr. Johnston, seconded by Dr. Conerly, and carried unanimously to grant the continuance until the next regularly scheduled Board meeting.

**HEARING IN THE CASE OF RICHARD MAZUR, M.D., PASS CHRISTIAN,
MISSISSIPPI MEDICAL LICENSE NUMBER 14103**

Dr. Burnett advised the Board that Dr. Mazur is already under suspension for noncompliance with a child support order and recently has pled guilty to dispensing a controlled substance for an unlawful purpose.

Dr. Mazur was not present at the meeting. Mr. Ingram advised that Dr. Mazur is currently incarcerated and was not served the notice of hearing so as to accord him at least 30 days notice pursuant to law. Mr. Ingram requested that the matter be continued until the next regularly scheduled Board meeting. Motion was made by Dr. Johnston, seconded by Dr. South, and carried unanimously to grant the continuance until the next regularly scheduled Board meeting.

THE BOARD RECESSED AT 2:40 P.M. AND RECONVENED AT 3:00 P.M.

PROPOSED POLICY ON MEDIA REVIEW

Mr. Ingram was requested at the last Board meeting to propose a policy on media review. The policy was reviewed and referred to the Consumer Health Committee.

MPHP APPROVAL OF GRANT MONEY

For informational purposes only, Dr. Burnett advised the Board that the Executive Committee had approved paying \$100,000 of grant money to MPHP.

OTHER BUSINESS

For informational purposes only, Dr. Burnett advised that a letter had been received from the Mississippi State Medical Association concerning the investigation of Mississippi physicians involved in the Texas silicosis litigation. Dr. Burnett advised he had discussed the matter with the staff and Executive Committee and the decision would be to write MSMA advising that we would defer any investigation until after the Federal investigation has been completed.

EMERGENCY TEMPORARY MEDICAL LICENSE

Due to the displacement of physicians caused by Hurricane Katrina, a proposed policy was distributed outlining guidelines to cover physicians wishing to relocate their practice to Mississippi. After a brief discussion, and a couple changes in the language, motion was made by Dr. South, seconded by Dr. Merideth, and carried unanimously to accept the policy. A copy of the Emergency Temporary Medical License policy is attached hereto and incorporated by reference.

For informational purposes only, Thomas Washington, Director of Investigations, and Dr. Merideth gave a report on their trip to the Gulf Coast over the weekend to assist. After their report on the devastation and their experience assisting, Dr. Merideth made a motion that the Board recognizing the state of Mississippi is under a state of emergency due to Hurricane Katrina, which struck the state on August 29, 2005, and since the governor has declared the state of emergency, and pursuant to that, the Board recognizes there could be situations where patients are without medication and may be seeking medication. There will be situations where the regular physician and patient relationships have not been established and that under the existing state of emergency prescriptions can be filled one (1) time for a period of thirty (30) days. This does not include Class 2 and 3 drugs. Motion was seconded by Dr. South, and carried unanimously.

MISSISSIPPI TORT CLAIMS BOARD

Mr. Greg Hardy, Mississippi Tort Claims Board, had requested an interpretation of Miss. Code Ann. §73-25-37, providing immunity to physicians and other health related care givers who in good faith and in exercise of reasonable care, render emergency care to any person at the scene of an emergency. It is the Board's position that this should be reasonably interpreted to extend such immunity to any health care giver during the time in which the Governor's Declaration of Emergency remains in effect.

Mr. Ingram was requested to write Mr. Hardy advising the Board's interpretation.

ADDITIONAL BUSINESS


Thomas Washington advised the Board that he had been made aware by the Nursing Board that Mississippi is a member of the Emergency Management Compact. For informational purposes, Mr. Washington distributed copies to the Board members for their review.

There was a brief discussion of our website and the information provided to physicians inquiring about a temporary license. A list of seventy-one (71) physicians that had requested and been issued temporary license was distributed to the Board members by Charles Ware, Investigator.

Dr. Merideth briefly reported on a meeting he attended on Wednesday, September 7, 2005, at MSMA, concerning placement of physicians offering their assistance in the disaster relief efforts.

ADJOURNMENT

The meeting was adjourned at 4:30 p.m. with the next meeting scheduled for Thursday, October 20, 2005.


Dewitt G. Crawford, M.D.
President

BOARD MINUTES
September 08, 2005
Page 11

Minutes taken and transcribed
by Sherry Harris
Administrative Assistant
September 8, 2005

**EXECUTIVE SESSION
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE**

AGENDA ITEM X

**SHOW CAUSE HEARING IN THE CASE OF JOHN FRENZ, M.D., FLOWOOD,
APPLICANT**

Motion made by Dr. Bush, seconded by Dr. Johnston, and carried that Dr. Frenz's application be denied due to non-completion of SPEX exam or approved ABMS board certification. At such time as these requirements are met and he demonstrates ongoing advocacy from MPHP, Dr. Frenz may reapply for his Mississippi license.

<u>VOTE:</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Larry B. Aycock, M.D.	X			
Freda M. Bush, M.D.	X			
A. Wallace Conerly, M.D.	X			
Dewitt G. Crawford, M.D.	X			
Don A. Gibson, M.D.	X			
William B. Harper, D.O.	X			
Joseph E. Johnston, M.D.	X			
Philip T. Merideth, M.D., J.D.	X			
Dwalia S. South, M.D.	X			

With a motion by Dr. Merideth, seconded by Dr. Johnston, the Board came out of Executive Session.


Dewitt G. Crawford, M.D.
President

**EXECUTIVE SESSION
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
SEPTEMBER 8, 2005**

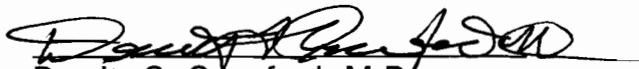
AGENDA ITEM XV

**HEARING IN THE CASE OF MAX K. ODOM, JR, M.D., NEW ORLEANS,
MISSISSIPPI MEDICAL LICENSE NUMBER 11958**

Motion made by Dr. Conerly, seconded by Dr. Johnston, and carried that the MSBML act to mirror the judgement of the Arkansas Board of Medical Licensure in the matter of licensee, Dr. Max Odom. Dr. Odom's suspension will continue until such time as his license in the state of Arkansas is in good standing.

<u>VOTE:</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Larry B. Aycocock, M.D.	X			
Freda M. Bush, M.D.	X			
A. Wallace Conerly, M.D.	X			
Dewitt G. Crawford, M.D.	X			
Don A. Gibson, M.D.	X			
William B. Harper, D.O.	X			
Joseph E. Johnston, M.D.	X			
Philip T. Merideth, M.D., J.D.	X			
Dwalia S. South, M.D.	X			

With a motion by Dr. Crawford, seconded by Dr. Merideth, the Board came out of Executive Session.


Dewitt G. Crawford, M.D.
President

**EXECUTIVE SESSION
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
SEPTEMBER 8, 2005**

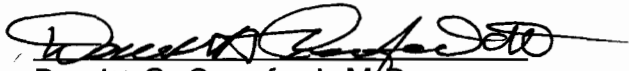
AGENDA ITEM XI

**SHOW CAUSE HEARING IN THE CASE OF MARCELLO MORA, M.D.,
POPLARVILLE, MISSISSIPPI MEDICAL LICENSE NUMBER 08208
(REINSTATEMENT)**

Motion made by Dr. Aycock, seconded by Dr. Gibson, and carried that the MSBML can take no official action on Dr. Mora's case until such time as a formal application is made. The MSBML discourages Dr. Mora from applying for a Mississippi License until such time as he can demonstrate successful completion of an approved rehab program and he has advocacy from that program.

<u>VOTE:</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Larry B. Aycock, M.D.	X			
Freda M. Bush, M.D.	X			
A. Wallace Conerly, M.D.	X			
Dewitt G. Crawford, M.D.	X			
Don A. Gibson, M.D.	X			
William B. Harper, D.O.	X			
Joseph E. Johnston, M.D.	X			
Philip T. Merideth, M.D., J.D.	X			
Dwalia S. South, M.D.	X			

With a motion by Dr. Aycock, seconded by Dr. Crawford, the Board came out of Executive Session.


Dewitt G. Crawford, M.D.
President

BEFORE THE MISSISSIPPI MEDICAL LICENSURE BOARD

**IN THE MATTER OF THE PHYSICIAN'S LICENSE OF
THOMAS ALFRED VAUGHAN, M.D.**

ORDER OF CONTINUANCE

THIS MATTER came on regularly for hearing on September 8, 2005, before the Mississippi State Board of Medical Licensure (Board), pursuant to a request by Thomas Alfred Vaughan, M.D. (Licensee) requesting reinstatement of his Mississippi medical license. The matter was referred to the Full Board by the Executive Committee. On the date and time scheduled for the hearing, the Board was advised by Honorable James A. Kopernak, counsel for Thomas Alfred Vaughan, M.D. (Licensee), and Honorable Stan Ingram, complaint counsel for the Board, that Licensee had not received the notification to appear before the Full Board on September 8, 2005, and the Board was further advised that Mr. Kopernak had been unable to contact Licensee to advise him of the proceedings or to obtain his consent to proceed in his absence. The Board finds it necessary, based upon the circumstances, to continue this matter until the next regularly scheduled meeting of the Board.

IT IS, THEREFORE, ORDERED that this matter is continued until Thursday, October 20, 2005, at 10:00 a.m., or as soon thereafter as counsel may be heard.

IT IS FURTHER ORDERED that a copy of this Order of Continuance be mailed to Licensee's counsel of record.

SO ORDERED, this the 15th day of September, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY: 
**DEWITT GREY CRAWFORD, M.D.
PRESIDENT**

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

JOHN A. FRENZ, M.D.

DETERMINATION AND ORDER

THIS MATTER came on regularly for hearing before the Mississippi State Board of Medical Licensure (hereinafter "Board"), pursuant to Title 73, Chapter 25, Miss. Code (1972) Annotated. On August 16, 2005, John A. Frenz, M.D. (hereinafter "Applicant") was served with an Order to Show Cause and supporting Affidavit. The Order to Show Cause required Applicant to appear before the Board on September 8, 2005, and show cause why his application for a license to practice medicine in the State of Mississippi should not be denied. Applicant was alleged to be in violation of Miss. Code Ann. Section 73-25-29(9) and (10) and Miss. Code Ann. Section 73-25-83 (b) and (c), all constituting grounds for denial of his application for a Mississippi license to practice medicine. Additionally, Applicant does not meet the requirements of Rules and Regulations of the Mississippi State Board of Medical Licensure (Regulation III G. 5.a.) for obtaining a Mississippi license.

Applicant appeared on September 8, 2005, and was not represented by counsel. Complaint counsel for the Board was Honorable Stan Ingram. Sitting as legal advisor to the Board was Honorable Heather Wagner. All Board members were present.

FACTS

The factual allegations set forth in the Affidavit dated August 15, 2005, which accompanied the Order to Show Cause are fully incorporated into this Determination and Order. Evidence was presented that on or about April 27, 2005, Applicant submitted his

application for a license to practice medicine in the State of Mississippi. The affidavit of Ms. Rhonda Freeman, Director of the Division of Licensure of the Board, indicates the following facts surrounding Applicant's history:

That Applicant has previously held a Mississippi License to practice medicine;

That on or about October 1, 2001, during the pendency of an investigation against him, Applicant resigned all medical and staff privileges at Rankin Medical Center, an action which was communicated to the Board on or about October 5, 2001;

That on or about October 11, 2001, the Board issued a Summons and Affidavit to Applicant, requesting his appearance before the Board to answer charges filed against him emanating from the surrender of his hospital privileges. The matter was continued several times and no formal hearing was held before the Board;

That on or about February 13, 2002, Applicant voluntarily surrendered his license to practice medicine in the State of Mississippi, a copy of which was introduced as evidence in these proceedings;

That on or about March 31, 2003, the Alabama State Board of Medical Examiners issued an order, a copy of which was introduced as evidence to these proceedings, revoking Applicant's license to practice medicine in the State of Alabama upon findings that Applicant's Mississippi license had been surrendered during the course of an ongoing investigation by Mississippi, and that Applicant had committed fraud in renewing his Alabama license on or about January 2, 2002;

That Applicant has not been engaged in clinical practice since the surrender of his medical license, and after submitting to an assessment by the Center for Personalized Education for Physicians, (CPEP), was determined to have deficiencies in his medical

knowledge, specifically in the areas of spinal and intra cranial topics, as well as patient care documentation issues. A copy of the CPEP report was introduced as evidence before the Board;

That as Applicant has not taken a medical proficiency examination or licensure examination within the immediate past ten (10) years, applicant must present documentation of successful passage of the Special Purposes Examination (SPEX), or proof of current certification by an American Board of Medical Specialties or American Osteopathic Association approved specialty board, and Applicant has failed to provide such documentation or proof.

TESTIMONY

Applicant testified on his own behalf. Applicant stated that the initial investigation by Rankin Medical Center and his subsequent voluntary surrender of staff privileges there and voluntary surrender of his license to practice medicine, were a result of ongoing criminal charges against him, which have since been dismissed. Applicant stated that the last time he actively practiced was approximately October of 2001, and that if he receives his Mississippi license, he intends to engage in practice in the area of general neurology, and not neurosurgery. He desires to resume his practice and get on with his life. Applicant states that he is a faithful participant in both Alcoholics Anonymous and Caduceus, and that this time away from the practice of medicine has given him time to reflect on his life. Applicant indicated he has been evaluated a number of times, most notably in the fall of 2001, where he was evaluated at the Professional Recovery Center (PRC) in Kansas City, and that all evaluations have been positive with regard to his ability to return to the practice of medicine. Applicant currently holds no current medical licenses, although in the past he

has been licensed in Alabama, Ohio, Wisconsin and Pennsylvania. He is not currently seeking licensure in any other jurisdictions. When asked about the findings of the Alabama Board of Medical Examiners with regard to fraud in the renewal of his licensure application, he testified that he was not trying to be misleading, but trying to answer properly. He admitted that in retrospect, his answers were not correct, but that at the time, he believed himself to be answering truthfully. The responses in question dealt with questions related to his surrender of staff privileges and voluntary surrender of his Mississippi license to practice medicine.

Applicant has received the advocacy of the Mississippi Professional's Health Program. Dr. George Wilkerson appeared during the hearing to testify on behalf of Applicant, and testified that should Applicant follow all the recommendations of MPHP, that entity supports his return to practice. Applicant is currently party to a Recovery Contract Agreement (RCA) with the MPHP, which, if Applicant is granted a Mississippi license to practice medicine, will be amended to include the following terms:

1. consistent use of chaperone at all times;
2. patient questionnaires disguised as patient satisfaction surveys to be completed at least quarterly;
3. regular reports from workplace monitors;
4. agreement to return to either PRC or Dr. Abel for polygraph examinations at six month intervals over the next 2 years with further follow-ups as may be appropriate;
5. no solo practice;
6. on site follow-up with the PRC every 2 years, then based on progress;

7. continued AA/Caduceus Group meetings;
8. continue individual therapy;
9. contractual language requiring Applicant to refer family dynamic issues and/or patients in need of emotional counseling to appropriate counseling services;
10. all monitors, therapists and others involved in assisting Applicant are to be provided a copy of his PRC report and MPHP contract;
11. agreement that Applicant will no longer practice neurosurgery;
12. prior to return to practice, Applicant must submit a practice plan agreeable to both MPHC and the Board.

Several other individuals appeared and testified on behalf of the Applicant: Davis Odom, his pastor at the Church of the Highlands; Al Roark, his AA sponsor; Linda Crane, a former patient; and Dr. Samuel Richardson, a practicing physician at the VA Hospital. All spoke highly of Applicant's abilities, knowledge and faithfulness to his recovery.

DETERMINATION AND ORDER

The Board must consider the allegations contained in the Summons in order to determine if Applicant should be granted a Mississippi license to practice medicine. The Board is of the opinion that the disciplinary action by the State of Alabama, under the circumstances of this case, does not warrant the denial of Applicant's request for a Mississippi License. The Board is also of the opinion that the advocacy of the Mississippi Professionals Health Program on Applicant's behalf is compelling evidence of Applicant's suitability for practice. However, Applicant does not, at the present time meet the requirements to receive a Mississippi license. Regulation III G. 5.a. provides that to receive

a medical license without the necessity of a licensure examination, in the case where the applicant has not taken a medical proficiency examination or licensure examination within the immediate past ten (10) years, applicant must present documentation of successful passage of the Special Purposes Examination (SPEX), or proof of current certification by an American Board of Medical Specialties or American Osteopathic Association approved specialty board. Applicant has done neither. Therefore, the Board cannot grant Applicant a Mississippi license to practice medicine at this time. However, once Applicant has met those requirements, and as well as obtains the ongoing advocacy of the MPHP and has entered into a revised contract including the terms specified above, he may supplement his application for a Mississippi medical license with proof of same.

IT IS, THEREFORE, ORDERED that Applicant, John A. Frenz, M.D., is not currently eligible to receive a Mississippi license to practice medicine, but that Applicant will be permitted to supplement his application once all minimum standards are met and Applicant has obtained continuing advocacy from the Mississippi Professionals Health Program.

SO ORDERED, this the 15th day of September, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY: 
DEWITT GREY CRAWFORD, M.D.
PRESIDENT

BEFORE THE MISSISSIPPI MEDICAL LICENSURE BOARD

**IN THE MATTER OF THE PHYSICIAN'S LICENSE OF
MAX K. ODOM, Jr., M.D.**

DETERMINATION AND ORDER

THIS MATTER came on regularly for hearing before the Mississippi State Board of Medical Licensure (hereinafter "Board"), pursuant to Title 73, Chapter 25, Mississippi Code of 1972, Annotated. The Board initiated these proceedings on August 15, 2005, by issuance of a Summons against Max K. Odom, Jr., M.D. (hereinafter "Licensee"), with an attached Affidavit from Thomas Washington, Investigator. The affidavit set forth allegations of violations of Miss. Code Ann. Section 73-25-29(8)(d) and (9) Section 73-25-83(a). On that same date, Licensee was also served with a Determination of Need for Temporary Action, pursuant to Miss. Code Ann. Section 73-25-63, prohibiting Licensee from practicing medicine until such time as the Board has made a determination that Licensee is able to return to the practice of medicine.

Licensee appeared on September 8, 2005, and was not represented by counsel. Complaint counsel for the Board was Honorable Stan Ingram. Sitting as legal advisor to the Board was Honorable Heather Wagner. All members of the Board were present for the hearing.

FACTS

Evidence presented during the hearing in this matter indicated that the Arkansas State Medical Board has taken action against Licensee to suspend his Arkansas license to practice medicine by Order dated August 05, 2005. Licensee is scheduled for another appearance before the Arkansas State Medical Board on October 6 and 7, 2005, at which

time that entity is to consider lifting the suspension. Licensee testified that he has complied with all the requirements of the August 05, 2005, Order of the Arkansas State Medical Board and fully expects to have the suspension of his license lifted in October.

DETERMINATION AND ORDER

Based upon the disciplinary actions of the Arkansas State Medical Board, the Board is of the opinion that the temporary suspension of Licensee's Mississippi medical license by Order dated August 15, 2005, should continue until such time as Licensee presents proof that his Arkansas license to practice medicine is in good standing, and his ability to practice medicine in Arkansas has been restored. Licensee's Mississippi license shall remain suspended.

IT IS, THEREFORE, ORDERED the Mississippi Medical License of Dr. Max K. Odom, Jr., is indefinitely suspended until such time as notification is received that his Arkansas license to practice medicine is in good standing.

SO ORDERED, this the 15th day of September, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY: 
**DEWITT GREY CRAWFORD, M.D.
PRESIDENT**

BEFORE THE MISSISSIPPI MEDICAL LICENSURE BOARD

**IN THE MATTER OF THE PHYSICIAN'S LICENSE OF
MAX K. ODOM, Jr., M.D.**

DETERMINATION AND ORDER

THIS MATTER came on regularly for hearing before the Mississippi State Board of Medical Licensure (hereinafter "Board"), pursuant to Title 73, Chapter 25, Mississippi Code of 1972, Annotated. The Board initiated these proceedings on August 15, 2005, by issuance of a Summons against Max K. Odom, Jr., M.D. (hereinafter "Licensee"), with an attached Affidavit from Thomas Washington, Investigator. The affidavit set forth allegations of violations of Miss. Code Ann. Section 73-25-29(8)(d) and (9) Section 73-25-83(a). On that same date, Licensee was also served with a Determination of Need for Temporary Action, pursuant to Miss. Code Ann. Section 73-25-63, prohibiting Licensee from practicing medicine until such time as the Board has made a determination that Licensee is able to return to the practice of medicine.

Licensee appeared on September 8, 2005, and was not represented by counsel. Complaint counsel for the Board was Honorable Stan Ingram. Sitting as legal advisor to the Board was Honorable Heather Wagner. All members of the Board were present for the hearing.

FACTS

Evidence presented during the hearing in this matter indicated that the Arkansas State Medical Board has taken action against Licensee to suspend his Arkansas license to practice medicine by Order dated August 05, 2005. Licensee is scheduled for another appearance before the Arkansas State Medical Board on October 6 and 7, 2005, at which

time that entity is to consider lifting the suspension. Licensee testified that he has complied with all the requirements of the August 05, 2005, Order of the Arkansas State Medical Board and fully expects to have the suspension of his license lifted in October.

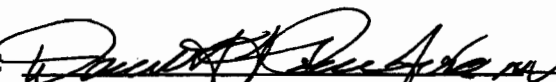
DETERMINATION AND ORDER

Based upon the disciplinary actions of the Arkansas State Medical Board, the Board is of the opinion that the temporary suspension of Licensee's Mississippi medical license by Order dated August 15, 2005, should continue until such time as Licensee presents proof that his Arkansas license to practice medicine is in good standing, and his ability to practice medicine in Arkansas has been restored. Licensee's Mississippi license shall remain suspended.

IT IS, THEREFORE, ORDERED the Mississippi Medical License of Dr. Max K. Odom, Jr., is indefinitely suspended until such time as notification is received that his Arkansas license to practice medicine is in good standing.

SO ORDERED, this the 15th day of September, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY: 
**DEWITT GREY CRAWFORD, M.D.
PRESIDENT**

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

MARCELLO L. MORA, M.D.

DETERMINATION AND ORDER

THIS MATTER came on regularly for hearing before the Mississippi State Board of Medical Licensure (hereinafter "Board"), pursuant to Title 73, Chapter 25, Miss. Code (1972) Annotated. On August 17, 2005, Marcello L. Mora, M.D. (Mora) was served with an Order to Show Cause and supporting Affidavit. The Order to Show Cause required Mora to appear before the Board on September 8, 2005, and show cause why his request for reinstatement of a license to practice medicine in the State of Mississippi should not be denied. Mora was charged with being in violation of the terms of a prior contractual agreement with the Mississippi State Board of Medical Licensure, constituting grounds for denial of his application for reinstatement of his Mississippi license to practice medicine.

Mora appeared on September 8, 2005, and was not represented by counsel. Complaint counsel for the Board was Honorable Stan Ingram. Sitting as legal advisor to the Board was Honorable Heather Wagner. All Board members were present for the hearing.

FACTS

The factual allegations set forth in the Affidavit dated August 15, 2005, which accompanied the Order to Show Cause are fully incorporated into this Determination and Order. Evidence was presented that Mora was under investigation by the Board based upon allegations that he was not able to practice medicine with reasonable skill and safety.

These allegations arose after two evaluations of Mora in the Fall of 2003, one from Pine Grove Recovery Center/Professional Enhancement Center, and one from COPAC. The issues identified were abuse of benzodiazepines and alcohol, as well as boundary issues with patients. Both evaluations recommended Mora obtain extended treatment and testing. Mora disagreed with those findings. Mora received none of the treatment and testing recommended by either evaluation. In April of 2004, while under investigation by the Board, Mora entered into a non-disciplinary Recovery Contract Agreement (RCA) with the MRPP and the Board, pursuant to which he agreed to certain terms including, but not limited to (1) chaperones at all times while examining female patients, (2) that all chaperones must be made aware of this agreement and sign a statement to that effect, (3) random, unannounced urine tests, and (4) notification to the Board of work schedules and office hours. In that same agreement, Mora also voluntarily agreed to retire his Mississippi medical license effective September 30, 2004. This retirement was in lieu of further investigation, evaluations and/or disciplinary actions by the Board. A full and complete copy of the RCA, admitted into evidence as Exhibit 6, is incorporated into this Order by reference.

Mora testified on his own behalf. He stated that he has not practiced in the State of Mississippi since October of 2004. He has been living in Ecuador and practicing medicine there. He testified that he simply cannot make a living there, and would like to return to practice in Poplarville. Mora further testified that he was fully compliant with the terms of the RCA between the date he signed it (April 2004) and the effective date of his retirement which was September 30, 2004.

Charles Ware, Investigator for the Board, (hereinafter Ware) testified that during the

pendency of the RCA, he had occasion to attempt to secure a urine sample from Mora. He testified that he arrived at Mora's office in Poplarville during work hours, but was advised that Mora had just left, and would return that afternoon. Upon returning to Mora's office, Ware was then advised that Mora was out for the remainder of the day. Investigator Ware spoke with a member of Mora's staff, who stated that she served as his chaperone for in-office exams, and that she had signed the chaperone agreement. The chaperone advised Ware that she did not act in that capacity for Mora at the hospital or in the after-hours clinic, and further stated that she had not been advised of the RCA as required by its terms. Ware returned to Mora's office approximately 5 days later to obtain a urine test, which he did. Mora did not disclose that he had been prescribed hydrocodone for pain after shoulder surgery. When contacted, his physician stated he was not aware of any agreement on the part of Mora to abstain from the use of addiction-forming drugs. When Mora was asked about his work schedule, he did not mention an after-hours clinic.

Ware also testified that after the Board received Mora's request for reinstatement, he visited Pearl River Hospital, where Mora had privileges. Ware testified that he spoke with the Hospital Administrator, Dorothy Bilbo, who indicated that she had never been made aware, either orally or in writing, of any requirement placed on Mora to maintain a chaperone.

Ware testified that he believes Mora to have been in violation of the terms of the RCA for a number of reasons: (1) failure to submit a work schedule to the Board; (2) failure to utilize chaperones appropriately and to advise chaperones and the hospital of the RCA; (3) failure to abstain from addition-forming drugs; and (4) failure to advise physicians prescribing opiates of the existence of the RCA.

DETERMINATION AND ORDER

The Board is of the opinion that, based upon the testimony by Ware, which the Board finds to be credible, Mora was in violation of the RCA entered in April of 2004. Mora retired his license in September of 2004. Mora has not, however, filed an application for a Mississippi medical license. Although the Board is concerned about Mora's failure to comply with the terms of the RCA, the Board is also of the opinion that he should not be denied the opportunity to apply for a Mississippi license. In that Mora agreed to discontinue the practice of medicine and to retire his Mississippi license in lieu of further evaluation and treatment, the Board strongly discourages Mora from filing such an application until such time as Mora can demonstrate successful completion of an approved rehabilitative program and advocacy of that program.

IT IS, THEREFORE, ORDERED that the Board can take no official action, as no application has yet been filed. Mora is advised that prior to filing any such application, it is suggested that he obtain the evaluations and treatment recommended by PEP and COPAC from a Board-approved program, and to obtain advocacy from that program.

SO ORDERED, this the 15th day of September, 2005.

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

BY:


DEWITT GREY CRAWFORD, M.D.
PRESIDENT

BEFORE THE MISSISSIPPI MEDICAL LICENSURE BOARD

**IN THE MATTER OF THE PHYSICIAN'S LICENSE OF
JOSEPH C. HILLMAN, JR., M.D.**

ORDER OF CONTINUANCE

THIS MATTER was set for hearing on September 8, 2005, before the Mississippi State Board of Medical Licensure (Board), pursuant to a Summons and Affidavit served upon Joseph C. Hillman, Jr., M.D. (Licensee) alleging failure to comply with an Order of the Examining Committee pursuant to Miss. Code Ann. Section 73-25-57. Honorable Stan Ingram, complaint counsel for the Board appeared and requested the matter be continued until the next regularly scheduled Board meeting. After consideration of the matter, the Board finds the motion for a continuance to be well taken.

IT IS, THEREFORE, ORDERED that this matter is continued until Thursday, October 20, 2005, at 10:00 a.m., or as soon thereafter as counsel may be heard.

IT IS FURTHER ORDERED that a copy of this Order of Continuance be mailed to Licensee's counsel of record.

SO ORDERED, this the 15th day of September, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY: _____

**DEWITT GREY CRAWFORD, M.D.
PRESIDENT**

BEFORE THE MISSISSIPPI MEDICAL LICENSURE BOARD

**IN THE MATTER OF THE PHYSICIAN'S LICENSE OF
RICHARD MAZUR, M.D.**

ORDER OF CONTINUANCE

THIS MATTER was set for hearing on September 8, 2005, before the Mississippi State Board of Medical Licensure (Board), pursuant to a Summons and Affidavit served upon Richard Mazur, M.D. (Licensee) alleging that Licensee is guilty of violations of Miss. Code Ann. Section 73-25-29(3)(4) and (8)(d) and Section 73-25-83(a), all constituting grounds for suspension or revocation of Licensee's Mississippi medical license. Honorable Stan Ingram, complaint counsel for the Board appeared and requested that the matter be continued until the next regularly scheduled Board meeting. After consideration of the matter, the Board finds the motion for a continuance to be well taken.

IT IS, THEREFORE, ORDERED that this matter is continued until Thursday, October 20, 2005, at 10:00 a.m., or as soon thereafter as counsel may be heard.

IT IS FURTHER ORDERED that a copy of this Order of Continuance be mailed to Licensee.

SO ORDERED, this the 15th day of September, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY: 
**DEWITT GREY CRAWFORD, M.D.
PRESIDENT**

XIII. EMERGENCY TEMPORARY MEDICAL LICENSE

Louisiana or Alabama physicians who have lost their practice due to Hurricane Katrina and wish to relocate their practice to Mississippi may be issued an emergency temporary medical license while their application for permanent medical license is being processed.

Louisiana or Alabama physicians, who are not currently licensed in Mississippi, must submit an application for permanent licensure and pay the licensure fee. The Louisiana or Alabama physician must have the employing Mississippi entity submit a letter indicating with whom the physician will be working, what type of medicine the physician will practice, when the physician will begin practicing and where the physician will be practicing. If the Louisiana or Alabama physician is going to practice with a Mississippi licensed physician, the Mississippi licensed physician must have a current unrestricted Mississippi medical license.

Once the above information has been submitted, Board staff will verify the Louisiana or Alabama physician's licensure status with the Federation of State Medical Boards. If the Louisiana or Alabama physician has no disciplinary problems, the Board may issue an emergency temporary license, which will be valid until the physician's Mississippi application for permanent licensure is completed, but not to exceed 120 days.

The emergency temporary medical license is for Louisiana or Alabama physicians who have lost their practice due to the hurricane and are in need of work. Physicians wishing to relocate or bypass the regular licensure process are not eligible for the emergency temporary license.

This policy will become null and void one year from the adopted date.

Adopted September 8, 2005.

OCTOBER 2005

**MINUTES
EXECUTIVE COMMITTEE MEETING
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
OCTOBER 20, 2005**

MEMBERS PRESENT:

Dewitt G. Crawford, M.D., Louisville, President
Philip T. Merideth, M.D., J.D., Jackson, Vice President
Dwalia S. South, M.D., Ripley, Secretary
W. Joseph Burnett, M.D., Director

ALSO PRESENT:

Rhonda Freeman, Division Director, Licensure Division
Thomas Washington, Division Director, Investigative Division
Frances Scott, Special Projects Officer, Investigative Division
Sherry Harris, Administrative Assistant

The Executive Committee of the Mississippi State Board of Medical Licensure met on Thursday, October 20, 2005, at 08:00 a.m. in the Executive Conference Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi.

**PERSONAL APPEARANCE BY DAVID O. CARNEY, M.D., TUPELO, MISSISSIPPI
MEDICAL LICENSE NUMBER 18989**

Dr. Burnett covered the chronological summary provided by the Mississippi Professionals Health Program and advised that he had talked with Dr. O'Dell, Dr. Carney's current Residency Director. Dr. O'Dell advised that they have not had any problems or complaints concerning Dr. Carney. Dr. Carney joined the meeting but was not represented by legal counsel. He executed a written agreement for this informal meeting, a copy of which is attached hereto and incorporated by reference.

Dr. Burnett introduced Dr. Carney and requested that he address the Executive Committee. Dr. Carney addressed the Executive Committee and advised that he is willing to do what they ask of him. After a brief discussion, the Executive Committee requested that Gary Carr, M.D., Medical Director, Mississippi Professionals Health Program, join the meeting. Dr. Carr joined the meeting and advised the Executive Committee that MPHP found itself unable to assist Dr. Carney and advised that the Board would need to put Dr. Carney under a separate Board Recovery Contract and independently handle the monitoring. In the alternative, the Board could elect to initiate disciplinary action based on violation of

**EXECUTIVE COMMITTEE MEETING
OCTOBER 20, 2005
PAGE 2**

a MPHP contract. The Committee elected to place Dr. Carney on a separate Board Recovery Contract and independently handle the monitoring.

After discussion by the Executive Committee, the unanimous decision was to put Dr. Carney under a Board Recovery Contract where he will be monitored by the staff of MSBML for a period of one (1) year. A copy of the Board Recovery Contract is attached hereto and incorporated by reference.

NURSE PRACTITIONERS' MEDICAL RECORDS

Dr. Burnett advised that a letter had been received from Bailey & Womble, Attorneys at Law, requesting the appropriate protocol of records when a nurse practitioner dies. Dr. Burnett advised the Executive Committee that he had advised them that the records would then become property of the supervising physician. There were no objections to this decision.

Thomas Washington, Board Investigator, questioned what the practice would be in the event of a separation of the physician and nurse practitioner. After a brief discussion, it was decided that the patient would sign a release requesting their records and paying the fee, just like the current practice when patients transfer to another physician. The supervising physician is responsible for the nurse practitioner and their records. There was additional discussion about the need of a policy written to cover this area. The Rules, Regulations, and Legislative Committee will draft a policy to present to the Full Board.

USE OF LASERS

Dr. Merideth advised that the Nursing Board had expressed concern about the regulation on our website concerning laser devices and advised that the Nursing Board felt this should have been jointly promulgated. Dr. Burnett read the regulation as it currently describes the use of laser to be "the practice of medicine" and makes no reference to nurse practitioners. After a brief discussion, it was the unanimous decision to take to the Full Board for a decision.

**LETTER FROM MISSISSIPPI STATE MEDICAL ASSOCIATION REQUESTING
APPROVAL OF PHYSICIANS ELECTED TO A THREE-YEAR TERM ON THE
MISSISSIPPI HEALTH PROFESSIONALS COMMITTEE**

For informational purposes only, Dr. Burnett advised that a letter had been received from the Mississippi State Medical Association requesting approval of the list of physicians appointed to a three-year term on the Mississippi Health

**EXECUTIVE COMMITTEE MINUTES
OCTOBER 20, 2005
PAGE 3**

Professionals Committee. The decision was unanimous to approve the list submitted. A copy of the letter from William F. Roberts, Executive Director of MSMA, is attached hereto and incorporated by reference.

**FEDERATION OF STATE MEDICAL BOARDS
CALL FOR RESOLUTIONS
CALL FOR NOMINATIONS AND APPOINTMENT RECOMMENDATIONS**

For informational purposes only, Dr. Burnett advised that a letter had been received from the Federation of State Medical Boards advising the call for resolutions for the 2006 House of Delegates annual business meeting, and also a call for nominations and appointment recommendations. It was the unanimous decision not to run a candidate in the 2006 election.

ARTICLE IN MISSISSIPPI MEDICAL NEWS - PHYSICIAN SPOTLIGHT: DR. JOE JOHNSTON

After a brief discussion, it was decided that Dr. Crawford will read a statement of recognition at the Full Board meeting.

RESTRICTED TEMPORARY LICENSEES

For informational purposes only, Dr. Burnett read a memorandum he had distributed to the MSBML staff advising that physicians who have been issued a restricted temporary medical license in Mississippi are allowed to order non-invasive procedures (physical therapy, lab reports, etc.) for patients seen at the University of Mississippi but will be treated outside the University of Mississippi training program.

**LETTER FROM MISSISSIPPI STATE MEDICAL ASSOCIATION CONCERNING
DISPLACEMENT OF PHYSICIANS AND NURSES DUE TO HURRICANE KATRINA**

For informational purposes only, Dr. Burnett advised that a letter had been received from MSMA concerning displacement of physicians and nurses due to Hurricane Katrina.

**EXECUTIVE COMMITTEE MINUTES
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APPROVAL OF REQUEST FROM ROBERT GALLI, M.D., TELEMERGENCY PROGRAM, UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

After a brief discussion, it was the unanimous decision of the Executive Committee to defer to the Full Board requesting that we jointly promulgate with the Nursing Board a regulation that would extend the **Regulations Pertaining to Emergency Telemedicine** indefinitely.

WILLIE LEE POSEY II, D.O., APPLICANT, REASONABLE CAUSE DETERMINATION

Dr. Burnett advised the Executive Committee that the application for Willie Lee Posey II, D.O., had been reviewed by the Board's attorney, Stan Ingram, and that sufficient grounds exist to issue an order to show cause. It was the unanimous decision of the Executive Committee to go forward with the show cause hearing.

USMLE


Mrs. Freeman advised that the Federation of State Medical Boards has recommended to extend the time frame to complete the USMLE step 3 from seven (7) years to ten (10) years. This matter was referred to the Full Board.

OTHER BUSINESS

For informational purposes only, Dr. Burnett advised that he had instructed the Investigative Division to forward letters of complaints from state inmates to the Mississippi Department of Corrections for handling, instead of our responding to each inmate.

ADJOURNMENT

There being no further business, the meeting adjourned at 09:15 a.m.


Dewitt G. Crawford, M.D.
President

**EXECUTIVE COMMITTEE MINUTES
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PAGE 5**

Minutes taken and transcribed
by Sherry Harris
Administrative Assistant
October 20, 2005

AGREEMENT TO APPEAR INFORMALLY BEFORE EXECUTIVE COMMITTEE

I, David O. Carney, have requested an opportunity to appear informally before the Executive Committee of the Mississippi State Board of Medical Licensure (hereinafter "Board") to discuss possible resolution of a pending disciplinary matter/investigation or to respond to a complaint duly received by the Board. It is the purpose of the informal meeting to discuss the facts of the case, to give me an opportunity to ask questions of the Committee or its staff, and to give the Committee or its staff an opportunity to ask questions of me. Because the meeting is informal, no disciplinary action will be taken without my express written consent. In so doing, I have been advised and understand the following:


1. During the meeting, the Executive Committee may or may not be represented by legal counsel. Notwithstanding, I understand that I have a right, if I so choose, to employ legal counsel and have counsel present during the informal meeting.
2. I authorize the Committee Members to review and examine any statements, documentary evidence, or materials concerning the allegations during my informal appearance.
3. Because the purpose of my appearance is to avoid a hearing before the Board, I agree that presentation to and consideration by the Committee of any facts, matters, and documents pertaining to my case shall not unfairly or illegally prejudice the Committee members from further participation or consideration in the event a formal disciplinary hearing is later conducted. Stated differently, in the event the pending matter is not resolved following my appearance before the Committee, I will not object to any of the Committee members from further participating in subsequent meetings or hearings that may be conducted in relation to this matter.
4. By signing my name in the space provided below, I hereby authorize the Executive Committee to proceed with the informal appearance, subject to the stipulations and understandings as noted above. I have elected to proceed:

with legal counsel present (name of counsel: _____)

without legal counsel present

EXECUTED, this the 20 day of October, 2005.



Witness: 

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

DAVID OMAN CARNEY, M.D.

RECOVERY CONTRACT AGREEMENT

WHEREAS, in July, 2003, David Oman Carney, M.D., hereinafter referred to as "Licensee," was referred to the Mississippi Professionals Health Program, (MPHP);

WHEREAS, Licensee entered into a Recovery Contract Agreement with the MPHP on November 10, 2003, for a period of five (5) years;

WHEREAS, on August 22, 2005, a letter was received from the MPHP that Licensee's contract had been terminated for non compliance;

NOW, THEREFORE in consideration of the Board not pursuing disciplinary action against his Mississippi Medical License, Licensee hereby agrees, as signified by his joinder herein, to comply with the following terms and conditions:

1. **Total Abstinence.** Licensee shall abstain completely for a minimum of one (1) year, from the use of alcohol and other mood-altering substances including non-approved over-the-counter medications unless ordered by his Primary Care Physician and in consultation with the Executive Director of the Mississippi State Board of Medical Licensure (MSBML).

Licensee has been provided with a list of medications hazardous to sobriety and medications which are not mood altering (Appendix A).

Licensee shall not prescribe, dispense or administer to himself or family members any drug having addiction-forming or addiction-sustaining liability.

2. **Urine and/or Serum Screens.** Licensee shall fully cooperate and comply with any and all requests by Board staff to submit to random, unannounced, alcohol breath screens, and witnessed chain-of-custody urine/blood samples. Licensee shall provide to the MSBML a monthly work itinerary at the beginning of each month for the purpose of compliance with urine/blood screen monitoring. In the event Licensee's practice is limited to one clinical practice location and one or more local hospitals, the monthly work itinerary shall be unnecessary, in which event, Licensee shall provide the Board with a list of his clinical and local hospital practice locations, residence address. All notifications of change in practice locations must be submitted to the Board prior to implementing such changes.

Any confirmed positive test result(s) for the presence of ethanol or other mood altering substances not in accordance with Paragraph 3 below, shall be considered a violation of this contract and will authorize the Board to seek disciplinary action, as provided in Paragraph 7 below, including summary suspension of his license until such time as the Board determines that Licensee can safely return to the practice of medicine.

Licensee understands that he is responsible for all costs related to drug screening, and that failure to pay for screens is a violation of this contract.

3. **Primary Care Physician.** Licensee agrees to provide the MSBML with a release (Appendix B) for the purpose of monitoring any medications provided to him by his Primary Care Physician and/or any specialist he may refer Licensee to. Licensee further agrees that in the event his Primary Care Physician or specialist determines that it is necessary to administer, dispense or prescribe to Licensee any drug having addiction-forming or addiction-sustaining liability, the Primary Care Physician shall so notify the MSBML by phone, fax or in writing, to the attention of the Executive Director, within twenty-four (24) hours of administration, dispensation or issuance of prescription. This requirement shall also apply to any care rendered to Licensee by a dentist. The responsibility to ensure that the primary care physician or dentist files the required notification rests with Licensee.
4. **Psychologist.** Licensee shall submit to individual psychotherapy with Scotty Hargrove, PhD., 426 S. Lamar 319, Oxford, Mississippi. Licensee agrees to provide the MSBML with a release (Appendix B) for quarterly reports from the treating psychologist to be sent to the Executive Director of the Board.
5. **Periodic Re-evaluation.** Licensee shall meet with the MSBML Executive Director in Jackson, MS for periodic re-evaluation when scheduled.
6. **Non-disciplinary Nature of Agreement.** Licensee understands that this Agreement is non-disciplinary in nature, and subject to the conditions set forth at Paragraph 5 above, shall not be deemed a public record, nor reportable to the Federation of State Medical Boards, the National Practitioner Data Bank and other entities requiring MSBML reporting. Notwithstanding, this Agreement is a part of Licensee's licensure file, and will be released to third parties when authorized by Licensee pursuant to a written release or other authorization.
7. **Breach of Contract.** Licensee further understands and agrees that in the event Licensee violates ANY term or condition of this agreement, the MSBML shall have the right but not the obligation to summarily suspend (without a hearing) Licensee's certificate to practice medicine until such time as (i) Licensee has submitted to a comprehensive evaluation for chemical dependency and/or mental or emotional issues at a Board approved treatment facility, (ii) the MSBML has received a copy

practice medicine with reasonable skill and safety to patients on either a restricted or unrestricted basis. In such an event, all documents relating thereto, including this Agreement, shall then be deemed public record and reportable to the Federation of State Medical Boards, the National Practitioner Data Bank and other entities requiring MSBML reporting.

8. **Term.** Licensee agrees to the terms of this contract for a period of one (1) year and shall follow this contract and any subsequent recommendations of the Executive Director of the MSBML. Upon completion of this contract, an evaluation will be made by the Board for the purpose of extension, renewal or discharge.

SIGNED, THIS the 1st day of November, 2005.

David Oman Carney MD

David Oman Carney, M.D.

ACCEPTED, this the ____ day of _____, 2005, by the Mississippi State Board of Medical Licensure.

Dewitt G. Crawford, M.D., President
Mississippi State Board of Medical
Licensure



MISSISSIPPI STATE MEDICAL ASSOCIATION

P.O. Box 2548 • Ridgeland, Mississippi 39158-2548 • 408 West Parkway Place 39157 • (601) 853-6733 • Fax (601) 853-6746 • 1-800-898-0251 • www.msmaonline.com

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Susie Pettit
Executive Assistant

September 26, 2005

W. Joseph Burnett, MD
Executive Director
MS. State Board of Medical Licensure
1867 Crane Ridge Drive, Suite 200-B
Jackson, MS 39216

Dear Joe:

At its August meeting the association's Board of Trustees appointed the following physicians to a three-year term on the Mississippi Health Professionals Committee beginning in 2005, and we are hereby requesting that the Mississippi State Board of Medical Licensure also approve their appointment:

Dr. Mel Flowers, Jackson (Dr. Flowers was also re-appointed as chair)
Dr. Robert Love, Greenville
Dr. Ken Kippincott, Tupelo
Dr. Duane Burgess, Hattiesburg
Dr. Glenn Lau, Meridian
Dr. Randy Easterling, Vicksburg (MSMA Board representative)

Thanks for your cooperation and continued support of the MPHP.

Sincerely,

William F. Roberts
Executive Director



**BOARD MINUTES
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
OCTOBER 20, 2005**

The regularly scheduled meeting of the Mississippi State Board of Medical Licensure was held on Thursday, October 20, 2005, in the Executive Conference Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi.

The following members were present:

Dewitt G. Crawford, M.D., Louisville, President
Philip T. Merideth, M.D., J.D., Jackson, Vice President
Dwalia S. South, M.D., Ripley, Secretary
Larry B. Aycock, M.D., McComb
A. Wallace Conerly, M.D., Jackson
Don A. Gibson, M.D., Richland
Joseph E. Johnston, M.D., Mount Olive
W. Joseph Burnett, M.D., Director

Also present:

Stan T. Ingram, Attorney for the Board
Heather Wagner, Special Assistant Attorney General
Rhonda Freeman, Division Director, Licensure Division
Thomas Washington, Division Director, Investigative Division
Sherry Harris, Administrative Assistant
Wesley Breland, Hattiesburg, Consumer Health Ad Hoc Committee
Martha Thompson, Oxford, Consumer Health Ad Hoc Committee

Not present:

Freda M. Bush, M.D., Jackson
William B. Harper, D.O., Greenwood
Cecil R. Burnham, Jackson, Consumer Health Ad Hoc Committee

The meeting was called to order at 09:50 a.m. by Dr. Crawford, President. The invocation was given by Dr. Merideth. Dr. Crawford introduced Debra Williams, Court Reporter, and welcomed other guests in the audience.

APPROVAL OF CERTIFICATION OF MISSISSIPPI LICENSES TO OTHER ENTITIES FOR THE PERIOD AUGUST 1, 2005, THROUGH SEPTEMBER 30, 2005

One hundred eighty-seven (187) licenses were certified to other entities for the period of August 1, 2005, to September 30, 2005. Motion was made by Dr. Johnston, seconded by Dr. Merideth, and carried unanimously to approved these certifications.

APPROVAL OF LICENSES ISSUED FOR THE PERIOD AUGUST 1, 2005, THROUGH SEPTEMBER 30, 2005

Sixty (60) licenses were issued for the period of August 1, 2005, through September 30, 2005. Motion was made by Dr. South, seconded by Dr. Johnston, and carried unanimously to approve these licenses.

REVIEW OF MINUTES OF THE EXECUTIVE COMMITTEE MEETING DATED SEPTEMBER 8, 2005, AND MINUTES OF THE BOARD MEETING DATED SEPTEMBER 8, 2005

Minutes of the Executive Committee Meeting dated September 8, 2005, and Minutes of the Board Meeting dated September 8, 2005, were reviewed. Dr. Johnston moved for approval of the minutes as submitted. Dr. South seconded the motion, and it carried unanimously.

REPORT OF OCTOBER 20, 2005, EXECUTIVE COMMITTEE MEETING

Dr. Burnett reported on the Executive Committee's meeting which was held at 08:00 a.m. today. Dr. Burnett advised that Dr. David Carney appeared before the Executive Committee and it was the unanimous decision to put Dr. Carney under a Board Recovery Contract that would be monitored by MSBML.

Dr. Crawford read a statement of recognition in honor of Dr. Joseph Johnston being featured in the September 2005 issue of the Mississippi Medical News. A copy of the article is attached hereto and incorporated by reference.

Dr. Burnett advised that a request for approval of an extension to the **Regulations Pertaining to Emergency Telemedicine** had been received from Dr. Galli. Dr. Burnett advised that the Executive Committee had discussed and proposed that this be jointly promulgated with the Nursing Board to extend indefinitely. Motion was made by Dr. Aycock, seconded by Dr. South, and carried unanimously to write the Nursing Board requesting adoption of the proposed regulation.

BOARD MINUTES
October 20, 2005
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Dr. Burnett presented other informational items which are reflected in the Executive Minutes. Motion was made by Dr. Johnston, seconded by Dr. Merideth, and carried unanimously to approve the actions of the Executive Committee.

Reports from Ad Hoc Committees

Alternative Medicine - There was no new information to report.

Consumer Health - After a brief discussion by Mrs. Thompson and Mr. Breland concerning media review, Stan Ingram, Attorney for the Board, made the request to defer to the next Board meeting to give him the opportunity to work with the Consumer Health Committee and other attorneys to draft a proposed policy.

Rules, Regulations, and Legislative - Dr. Burnett introduced Ms. Clare Hester, Lobbyist with Capitol Resources, and Ms. Hester addressed the Board. Ms. Hester has been working with the physician assistants and the requirement of them having to possess a master's degree. Ms. Hester advised that they are not trying to change the requirement, only requesting that the physician assistant be allowed to practice under a temporary license while obtaining the necessary degree.

Mr. Kemp Poole, Director Surgical Services at Baptist Hospital, and Ms. Karen Inzinna, also with Baptist Health Systems addressed the Board and advised their support in allowing physician assistants to work under a temporary license while acquiring the master's degree.

Marc Finch, PA-C, President of the Mississippi Academy of Physician Assistants, also addressed the Board assuring them that they were not trying to have the requirements lowered, only requesting they be allowed a temporary license while working and obtaining their master's degree.

Ricki Garrett, Mississippi Nurses Association, addressed the Board expressing concerns of a regulation superseding the law. Ms. Garrett advised that the Nursing Board opposed the change for physician assistants due to the fact that nurse practitioners are required to have a master's degree.

After further discussion for possible resolutions, Dr. Merideth made the motion to get a second opinion on the issue from the Attorney General's Office. Dr. Conerly seconded the motion, and carried unanimously to request an official opinion from the AG's office.

BOARD MINUTES

October 20, 2005

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Dr. Crawford advised that the matter of radiologist assistants and radiologist physician assistants had been brought up during the Executive Committee meeting and it was determined that this Board's regulations pertain only to radiologist assistants. The RPA's were advised that they would have to go through the State's Legislature to request any changes to the current amendment.

After a brief discussion of the proposed regulations it was decided to eliminate "*only one radiologist shall supervise only one radiological assistant at any location*", and to change the last sentence of Section C. Supervision to reflect "*where the radiologist has privileges*". Motion was made by Dr. Johnston, seconded by Dr. South, and carried unanimously to adopt the regulation as amended, a copy of which is attached hereto and incorporated by reference. The amended regulation will be filed with the Secretary of State under the Administrative Procedures Act.

Thomas Washington, Investigator, gave an update on the faxing of chronic medication. Mr. Washington had talked with several people and had been advised that the current medication sheet meets the Board's requirements.

For informational purposes only, Mr. Ingram distributed a copy of an opinion and order of the Chancery Court of Hinds County dealing with the Mississippi State Board of Optometry. Mr. Ingram had been authorized to file an amicus brief on behalf of the Board. The Board's involvement was successful in as much as the decision insures that an appeal cannot be made from merely an informal appearance before an administrative board or agency.

THE BOARD RECESSED AT 11:05 A.M. AND RECONVENED AT 11:20 A.M.

Educational Development - There was no new information to report.

Manpower - There was no new information to report.

Nurse Practitioner and Expanded Role - Dr. Merideth reported on the issue of laser devices and advised that the Nursing Board had advised that we should have jointly promulgated the regulation with them. Dr. Merideth discussed the changes that the Nursing Board had requested. Dr. Burnett advised that this issue had come up at the Executive Committee meeting and it was the unanimous decision to leave the regulation as currently written since the Executive Committee felt that the regulation should not have been jointly promulgated with the Nursing Board.

BOARD MINUTES
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Dr. Merideth also covered the Collaboration/Consultation with Nurse Practitioners Regulation and the request to review language that was ambiguous and needed clarification. Ms. Delia Owens, J.D., R.N., Executive Director of the Nursing Board, had written a letter to Dr. Burnett concerning Regulation XIII.C. The Medical Board suggested that the last sentence be worded "*for a recommendation to both Boards*", and delete final decision. Motion was made by Dr. Johnston to have a letter of understanding sent to the Nursing Board advising them of our recommendation as to the joint policy statement. The motion was seconded by Dr. Aycock, and carried unanimously.

Utilization Review/Expert Witness - For informational purposes only, Dr. Merideth distributed a draft of the proposed regulation for consideration by the Mississippi State Board of Medical Licensure. Dr. Crawford requested that the Board members review the handout and this matter will be deferred to the next Board meeting for further discussion.

OTHER BUSINESS

Dr. Crawford advised that Dr. Burnett is leaving MSBML as Executive Director. Dr. Crawford reported that several individuals had submitted applications for the position and that the Nominating Committee had met with and interviewed these individuals. Motion was made by Dr. South, seconded by Dr. Johnston, and carried that the Board consider going into Executive Session to discuss personnel issues and discuss the qualifications of the applicants for the position of Executive Director. Upon motion made by Dr. Johnston, seconded by Dr. South, the Board went into Executive Session.

DR. CONERLY EXITED THE MEETING AT 12:20 P.M.

Upon motion made by Dr. Johnston, seconded by Dr. Gibson, and carried unanimously, the Board came out of Executive Session at which time Dr. South read the unanimous decision of the Board that the Nominating Committee be authorized to engage Dr. Mal Morgan as Interim Executive Director of the MSBML pending receipt of a written medical clearance of his health and fitness to serve in this capacity.

Motion was made by Dr. Johnston, seconded by Dr. Gibson, and carried that a written job description of the duties of the Executive Director be formulated by Dr. Joe Burnett and his staff to be disseminated to the Executive Committee of MSBML prior to the November 16, 2005, Executive Committee meeting.

**PERSONAL APPEARANCE BY THOMAS ALFRED VAUGHAN, M.D., GULFPORT,
MISSISSIPPI MEDICAL LICENSE NUMBER 07887**

Mr. Ingram introduced Dr. Vaughan and his attorney, James Kopernak. Mr. Ingram addressed the Board making an opening statement and entered a number of exhibits. Mr. Ingram explained Dr. Vaughan's prior appearances before the Executive Committee and Full Board earlier this year.

Mr. Kopernak addressed the Board and advised that Dr. Vaughan had been prohibited from practicing medicine. Mr. Kopernak advised that Dr. Vaughan is in compliance and has the advocacy of Gary Carr, M.D., Medical Director, Mississippi Professionals Health Program, and wishes to return to work.

Dr. Carr was sworn in and addressed the Board. Dr. Carr advised that MPHP is in support of Dr. Vaughan and that he is following his contract and will continue his contract with MPHP. Dr. Carr answered several questions from the Board.

Dr. Vaughan was sworn in and addressed the Board. Mr. Kopernak questioned Dr. Vaughan and he answered questions from the Board. Mr. Ingram questioned Dr. Vaughan and asked if he was willing to provide a practice plan. Dr. Vaughan advised he has no problem providing a practice plan once he secures a job.

Motion was made by Dr. Merideth, seconded by Dr. Johnston, and carried unanimously that the Board consider going into Executive Session to consider entry of an order which may be appealable. With motion by Dr. Johnston, seconded by Dr. South, the Board went into Executive Session.

Upon motion by Dr. Merideth, seconded by Dr. Johnston, and carried unanimously, the Board came out of Executive Session at which time Dr. South announced that Dr. Vaughan be granted an unrestricted license to practice medicine provided that he continue to follow the RCA of the MPHP and submit a practice plan to the Executive Director of the MSBML. The Board's Order is attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Debra Williams, Court Reporter.

**HEARING IN THE CASE OF JOSEPH CARROLL HILLMAN, JR., M.D., COLUMBUS,
MISSISSIPPI MEDICAL LICENSE NUMBER 06420**

Dr. Hillman was not present or represented by legal counsel. Mr. Ingram addressed the Board and advised that the Examining Committee had rendered its final recommendations pursuant to the Mississippi Disabled Physician Law. The recommendations had been submitted to Dr. Hillman and his attorney, and the Board was currently awaiting Dr. Hillman's decision as to acceptance or rejection. Mr. Ingram requested the matter be continued until the next regularly scheduled meeting of the Executive Committee. Motion was made by Dr. Aycock, seconded by Dr. Johnston, and carried unanimously to grant a continuance until the Wednesday, November 16, 2005, Executive Committee Meeting. The Order of Continuance is attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Debra Williams, Court Reporter.

**HEARING IN THE CASE OF RICHARD MAZUR, M.D., PASS CHRISTIAN,
MISSISSIPPI MEDICAL LICENSE NUMBER 14103**

Dr. Mazur was not present or represented by legal counsel. Mr. Ingram covered a letter received from Dr. Mazur explaining he was unable to attend due to incarceration at the Federal Correctional Institution in Yazoo City, MS. Mr. Ingram requested the matter be placed in abeyance and Dr. Mazur issued a continuance until the next regularly scheduled Board meeting following his release from incarceration. Motion was made by Dr. Johnston, seconded by Dr. Merideth, and carried unanimously to grant continuance until the next regularly scheduled Board meeting following his release. The Order of Continuance is attached hereto and incorporated by reference.

A verbatim account of this proceeding was recorded by Debra Williams, Court Reporter.

ADDITIONAL BUSINESS

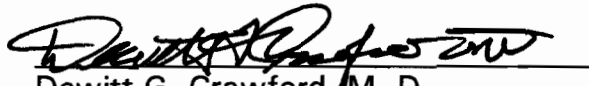
For informational purposes only, Dr. Burnett advised the Board that a letter had been sent to Mr. Don Culpepper, WLOX - TV, concerning information distributed about the Board of Medical Licensure that was not factual. A copy of this letter is attached hereto and incorporated by reference.

BOARD MINUTES
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Dr. Crawford addressed the Board and advised that he would like to commend Dr. Burnett for the years he has served as Executive Director and thanked him for his efforts and support.

ADJOURNMENT

The meeting was adjourned at 1:20 p.m., with the next meeting scheduled with the Executive Committee on Wednesday, November 16, 2005, at 04:00 p.m.


Dewitt G. Crawford, M. D.
President

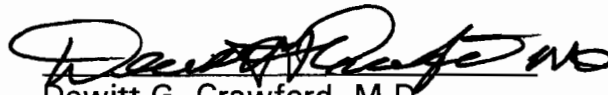
Minutes taken and transcribed
by Sherry Harris
Administrative Assistant
October 20, 2005

**EXECUTIVE SESSION
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
OCTOBER 20, 2005**

AGENDA ITEM PERSONNEL MATTER: Replacement of Executive Director

Motion made by Dr. Aycock, seconded by Dr. Gibson, and carried that the Nominating Committee be authorized to engage Dr. Mal Morgan as Interim Executive Director of the MSBML pending receipt of a written medical clearance of his health and fitness to serve in this capacity.

<u>VOTE:</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Larry B. Aycock, M.D.	X			
Freda M. Bush, M.D.				X
A. Wallace Conerly, M.D.	X			
Dewitt G. Crawford, M.D.	X			
Don A. Gibson, M.D.	X			
William B. Harper, D.O.				X
Joseph E. Johnston, M.D.	X			
Philip T. Merideth, M.D., J.D.	X			
Dwalia S. South, M.D.	X			


Dewitt G. Crawford, M.D.
President

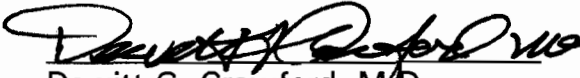
**EXECUTIVE SESSION
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
OCTOBER 20, 2005**

**AGENDA ITEM PERSONNEL MATTER: Job Description for Executive Director
MSBML**

Motion made by Dr. Johnston, seconded by Dr. Gibson, and carried that a written job description of the duties of the Executive Director be formulated by Dr. Joe Burnett and his staff to be disseminated to the Executive Committee of MSBML prior to the November 16th Executive Committee meeting.

<u>VOTE:</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Larry B. Aycock, M.D.	X			
Freda M. Bush, M.D.				X
A. Wallace Conerly, M.D.	X			
Dewitt G. Crawford, M.D.	X			
Don A. Gibson, M.D.	X			
William B. Harper, D.O.				X
Joseph E. Johnston, M.D.	X			
Philip T. Merideth, M.D., J.D.	X			
Dwalia S. South, M.D.	X			

With a motion by Dr. Johnston, seconded by Dr. Gibson, the Board came out of Executive Session.


Dewitt G. Crawford, M.D.
President

**EXECUTIVE SESSION
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
OCTOBER 20, 2005**

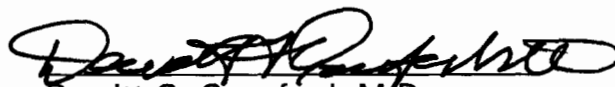
AGENDA ITEM X.

**PERSONAL APPEARANCE BY THOMAS ALFRED VAUGHAN, M.D., GULFPORT,
MISSISSIPPI MEDICAL LICENSE NUMBER 07887**

Motion made by Dr. Gibson, seconded by Dr. Aycock , and carried that Dr. Vaughan be granted an unrestricted license to practice medicine provided that he continue to follow the RCA of the MPHP and submit a practice plan to the Executive Director of the MSBML.

<u>VOTE:</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Larry B. Aycock, M.D.	X			
Freda M. Bush, M.D.				X
A. Wallace Conerly, M.D.	X			
Dewitt G. Crawford, M.D.	X			
Don A. Gibson, M.D.	X			
William B. Harper, D.O.				X
Joseph E. Johnston, M.D.	X			
Philip T. Merideth, M.D., J.D.	X			
Dwalia S. South, M.D.	X			

With a motion by Dr. Merideth, seconded by Dr. Johnston, the Board came out of Executive Session.


Dewitt G. Crawford, M.D.
President

Physician Spotlight: Dr. Joe Johnston

Defying Stereotypes, Leading By Example

BY KARA KIMBROUGH

It's a steamy summer afternoon in Mt. Olive, Miss. The sidewalks along Main Street are near empty as residents huddle indoors to escape the noontday heat. Glancing around at the 19th century brick facades lining the century-old street, a visitor might detect little movement in this small Mississippi town 50 miles south of Jackson.

But walk a little further down the street to the site of the once-famous Green Tree Hotel. Before Highway 49 stole the town's thunder, the Green Tree was a popular destination for hundreds of the state's travelers who had to pass through Mt. Olive to get to Jackson and other parts north. The hotel is long gone, but on this day you'll find plenty of activity taking place around the modern Green Tree Family Medical Clinic now in its place.

Inside, at the age when most physicians are cashing in their portfolios for a deluxe beach condo, Dr. Joe Johnston is wrapping up a fast-paced morning of treating a waiting room full of patients. The morning's ailments ranged from an infant with raging strep throat to a frail octogenarian awaiting nursing home placement.

Johnston finally gives his last order of the day and briskly strides down the long hallway to his office. He settles back into his office chair, but it's evident his mind is racing on to his next commitments. Meticulous-

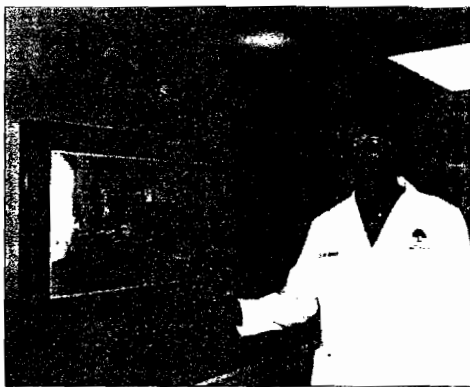
ly ticking off a hectic daily schedule that would exhaust a physician decades younger, Johnston makes it clear that slowing down, much less retirement, is not on his agenda.

"In the morning, I'm scheduled to visit the three area nursing homes at which I serve as medical director; all total, I treat 150 patients in that capacity. Then I'll make rounds at two hospitals before coming back here to see my office patients," he said.

Almost apologetically, the indefatigable physician added, "But of course, I have reduced my schedule; I now only spend four mornings each week here in the office."

In addition to juggling nursing home and hospital duties in two counties, "Dr. Joe," as he is known by everyone from the town's mayor to colleagues across the country, oversees a busy medical clinic with 10 employees and two physicians, one of whom is his son.

On the cusp of celebrating his 50th year as a family practitioner, Johnston has gradually referred many of his patients to his son, "Dr. Word," who joined his father's medical practice in 1984. However, many patients,



Dr. Joe Johnston points out a photograph taken in the early 1900s of one of his predecessors' medical offices. Photographs throughout the Green Tree Family Medical Clinic in Mt. Olive pay homage to a bygone medical era and physicians who influenced his career.

including some seniors who have been coming to the clinic for years, staunchly refuse to see anyone other than the senior Johnston.

"I get great satisfaction from the fact that I am now treating the third, and in some cases, the fourth generations of families that were my original patients when I first came to Mt. Olive," he said. "I've enjoyed watching children grow up, treating them as adults, and now treating their children. It's extremely interesting; in addition to the continuity, you can readily view the progression of many hereditary diseases."

When asked if he is aware many of Mississippi's most renowned physi-

cians, including former state health officer Dr. Ed Thompson, have called him one of the state's best diagnosticians, Johnston quietly acknowledges awareness of the label. However, he is quick to point out the many advantages he received during medical training at Cornell University Medical College.

"I was extremely fortunate that I was trained by some of the best and brightest, including Nobel peace prize winner Dr. Vincent duBigne and Dr. George Papanicolaou, who invented the Pap

smear," Johnston said. "My grades were pretty good, so I had the chance to go to other medical schools, but a physician who was a family friend advised me to go to Cornell. As it

Physician Spotlight, *Continued from page 2*

turned out, it was the best possible decision I could have made."

Johnston was born in Oxford, where both his hometown and parents emphasized the importance of higher education. His mother was a teacher for Oxford Public Schools, and his father was a school superintendent. After excelling in science courses at Oxford High School, he chose chemical engineering as a future career and had even reserved a dorm room at Mississippi College. Shortly before classes started, his uncle took the 17-year-old aside and warned him that as an engineer, he would have to "work for someone else" the rest of his life.

After the discussion with his uncle, he decided at the last minute to remain in Oxford and major in pre-med at the University of Mississippi. He earned B.S., B.A. and master's degrees at Ole Miss before leaving the state for the New York medical school.

Following medical school, he completed a rotating internship at the University of Texas. Next came the decision that would change not only his life, but have a major impact on hundreds of south Mississippi residents.

While vacationing in Oxford in 1965, a family friend, Dr. H.C. Ricks,

then head of the Mississippi Health Department, encouraged the new doctor to set up his medical practice in a small town 50 miles south of Jackson. Ricks told him there were two family medicine physicians in Mt. Olive, but one, Dr. Archie Calhoun, had suffered a heart attack, and the other, Dr. W. L. Stroud, had just retired after practicing into his 80s.

As a courtesy to Ricks, Johnston and his wife of five years drove to Mt. Olive to look things over. They liked what they saw, but faced the objections of family members who felt he should practice in a larger city. Undaunted by small-town stereotyping, Johnston decided to set up his office in an old Masonic building on Main Street.

Stroud died shortly afterwards, and Calhoun remained active for another 10 years. When Calhoun died at the age of 87, that left Johnston as the town's only physician, a position he would hold for nearly 20 years. That changed when Dr. Word joined the practice after earning his medical degree from, much to his father's delight, the University of Mississippi Medical School.

The fact that the two physicians and a family nurse practitioner today

treat over 50 patients daily is not out-of-the-ordinary, for even a small town practice

What is noteworthy is that, in the early days of his practice, Johnston's daily activities included seeing that many, if not more patients on his own. In addition, he made daily house calls and hospital and nursing home rounds in two counties, served as both a member and officer on a dizzying array of state medical boards and associations, supported a wide range of community and civic activities, and served as a clinical instructor in both the pharmacy and family medicine departments at UMC.

His tenure at the medical school is perhaps one of the most rewarding aspects of his career, Johnston says, because it provided the opportunity to influence fledgling physicians to set up their practices in small town Mississippi.

"Retaining primary care physicians in our state has always been a challenge," he said. "I would like to think I was at least one of the determining factors that led some physicians to stay here, and maybe to a smaller degree, follow the path that has been so satisfying for me," Johnston said.

Johnston added that while some feel it lacks the prestige of a specialist or surgeon's title, a family medicine practice in a small town can be one of the most rewarding careers for a physician.

"Without question, my career choice has afforded me a greater quality of life than I ever imagined," he said. "Most importantly, my wife and I were able to raise three boys in a small town environment that included much less stress, somewhat-normal hours and adequate family time together. Many times those things just cannot be achieved in other specialties or in larger cities."

A "reduced" schedule notwithstanding, Johnston is a firm believer in

continuing education and training. Despite his prestigious education and long medical career, he attends several seminars and conferences each year. Leading by example, he frequently encourages his colleagues to do the same.

"I just got back from a conference last weekend and I'm already scheduled to go to another one in a few weeks," he said. "The field of medicine is ever-changing, much more so than when I first began practicing. I feel I have a commitment to keep up with those changes; it's something I've always done, and something I will always do."

Another commitment Johnston takes seriously is his membership on the Mississippi State Board of Medical Licensure. Wrapping up what could be his last six-year term, Johnston hopes his input on the board has been "beneficial to the state and my fellow physicians."

Once an avid scuba diver, the energetic Johnston regretfully admits that he given up that hobby. Nowadays, he pursues the more sedate pastimes of camping, fishing, reading and gardening. Just when it appears he just might be ready after all for that beach condo, he quickly banishes the thought.

"Both of my predecessors practiced well into their 80's, actually right up until the end of their lives," he said. "I might as well keep going; there's really no reason not to."

Similar to the risk he took 50 years ago when he set up his practice in the old Masonic building, Johnston clearly relishes the idea of tackling another challenge. With his trademark timing and deep-throated chuckle, he pauses for effect before announcing his next career goal:

"I plan to outlive them both."

For those who know Dr. Joe, the money's on him.

FILED
OCT 21 2005

COPY

NOTICE OF PROPOSED RULE ADOPTION

MISSISSIPPI
SECRETARY OF STATE

STATE OF MISSISSIPPI
Mississippi State Board of Medical Licensure

Mississippi State Board of Medical
Licensure
c/o Rhonda Freeman
1867 Crane Ridge Drive, Suite 200-B
Jackson, MS 39216

Specific Legal Authority authorizing the promulgation of
Rule: {Insert citation to state or federal statute, or
rule Section 41-58-7

Reference to Rules repealed, amended or suspended by the
Proposed Rule :{ Insert citation to specific rule(s) repealed,
amended or suspended _____

(601) 987-3079
rhonda@msbml.state.ms.us

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule: {Insert here}
Section 41-58-7 of Mississippi Code requires that the Board of Medical Licensure define the
scope of practice and educational qualifications for the practice of radiologist assistants.

This rule is proposed as a Final Rule, and/or a Temporary Rule (Check one or both boxers as applicable.)

Persons may present their views on the proposed rule by addressing written comments to the agency at the above address. Persons making comments should include their name and address, as well as other contact information, and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Oral Proceeding: Check one box below:

An oral proceeding is scheduled on this rule on Date: {Insert Date} Time: {Insert Time}
Place: {Insert Place}

If you wish to be heard and present evidence at the oral proceeding you must make a written request to the agency at the above address at least ____ day(s) prior to the proceeding to be placed on the agenda. The request should include your name, address, telephone number as well as other contact information; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

An oral proceeding is not scheduled on this rule. Where an oral proceeding is not scheduled, an oral proceeding will be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address and telephone number of the person(s) making the request; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Economic Impact Statement: Check one box below:

The agency has determined that an economic impact statement is not required for this rule, or
 The concise summary of the economic impact statement required is attached.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Date Rule Proposed: October 20, 2005

Proposed Effective Date of Rule:


Signature and Title of Person Submitting Rule for Filing

Rhonda Freeman
Division Director

TELEPHONE: (601) 987-3079



FAX: (601) 987-4159

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

TO: Mississippi Secretary of State
From: Mississippi State Board of Medical Licensure
Date: October 21, 2005
Subject: Notice of Proposed Rule Adoption

Mississippi Code §41-58-7 requires the Mississippi State Board of Medical Licensure to define the scope of practice and educational qualifications for the practice of radiologist assistants in the state of Mississippi.

Any comments concerning the proposed regulation may be sent to the following address:

Mississippi State Board of Medical Licensure
1867 Crane Ridge Drive, Suite 200-B
Jackson, MS 39216

XXX. REGULATIONS GOVERNING THE PRACTICE OF RADIOLOGIST ASSISTANTS

A. DEFINITIONS

1. A.R.R.T. - American Registry of Radiologic Technologists.
2. Full Certification - Certification obtained by submitting certification issued by the A.R.R.T.
3. Radiologist - A physician licensed by the Mississippi State Board of Medical Licensure who is certified or eligible to be certified by the American Board of Radiology.
4. Radiologist Assistant Certification - Certification obtained by submitting proof of A.R.R.T. certification as a radiologist assistant which will enable the holder to perform any and all radiologist assistant procedures or functions as defined in Section C below in a radiology practice or radiologist's office.
5. Direct Supervision - The radiologist must be present in the office suite and immediately available to furnish assistance and direction throughout the performance of all procedures. "Direct supervision" does not mean that the supervising radiologist must be present in the room when the procedure is performed.

B. EDUCATIONAL QUALIFICATIONS

1. Be a graduate of a radiologist assistant educational program and a radiologist directed clinical preceptorship culminating in the award of a baccalaureate degree or its equivalent from an institution offering a program accredited by an entity recognized by the American Registry of Radiologic Technologists for certification purposes; and
2. Be currently certified by the American Registry of Radiologic Technologists as a radiologist assistant (RA); and
3. Be currently certified and registered with the American Registry of Radiologic Technologists as a radiologic technologist (RT); and
4. Be currently certified in advanced cardiac life support (ACLS); and
5. Possess current and unencumbered registration as a radiologic technologist with the Mississippi State Department of Health; and
6. Biennially attend and complete twenty-four (24) hours of radiological

related continuing education courses sponsored or approved by any of the following organizations:

- a. Mississippi Society of Radiologic Technologists
- b. Mississippi Radiological Society
- c. Mississippi Medical Association
- d. American Medical Association
- e. American Society of Radiologic Technologists
- f. American Registry of Radiologic Technologists
- g. American College of Radiology

C. SUPERVISION

The employing radiologist(s), or a radiologist designated by the employing physician(s) as a substitute supervisor, shall exercise supervision and assume full control and responsibility for the services provided by any person practicing as a radiologist assistant employed in the radiologist's practice. Unless otherwise specified in this regulation, direct supervision of the radiologist assistant is not required, but any services being provided by a radiologist assistant must be performed at either the physical location of the radiologist's primary medical practice or any healthcare facility where the supervising radiologist holds staff privileges.

D. SCOPE

1. Before being authorized to perform any x-ray procedure or operate any x-ray equipment in a physician's office, the supervising radiologist shall place documentation in the person's personnel file to prove the person being authorized has the appropriate certification required for either or both the procedure being performed and/or the equipment being used and that such certification is current.
2. The radiologist assistant shall evaluate the day's schedule of procedures with the supervising radiologist and determine where the radiologist assistant's skills will be best utilized.
3. After demonstrating competency the radiologist assistant when ordered to do so by the supervising radiologist may:
 - a. perform selected procedures under the direct supervision of a

radiologist including static and dynamic fluoroscopic procedures;

- b. assess and evaluate the physiologic and psychological responsiveness of patients undergoing radiologic procedures;
 - c. evaluate image quality, make initial image observations and communicate observations of image quality to the supervising radiologist; and
 - d. administer intravenous contrast media or other prescribed medications.
4. The radiologist assistant may not interpret images, make diagnoses, or prescribe medications or therapies.
 5. The radiologist assistant shall adhere to the code of ethics of the American Registry of Radiologic Technologists and to national, institutional and/or departmental standards, policies and procedures regarding the standards of care for patients.

BEFORE THE MISSISSIPPI MEDICAL LICENSURE BOARD

**IN THE MATTER OF THE PHYSICIAN'S LICENSE OF
THOMAS ALFRED VAUGHAN, M.D.**

DETERMINATION AND ORDER

THIS MATTER came on regularly for hearing on October 20, 2005, before the Mississippi State Board of Medical Licensure (the Board), pursuant to a request by Thomas Alfred Vaughan, M.D., (Licensee), requesting that the prohibition on his practice of medicine be lifted, and that his Mississippi medical license be reinstated. Licensee appeared before the Board and was represented by legal counsel, Honorable James A. Kopernak. Also appearing on behalf of Licensee was Gary Carr, M.D., Medical Director of the Mississippi Professionals Health Program. Complaint counsel for the Board was Honorable Stan Ingram. Heather Wagner, Assistant Attorney General, served as legal counsel for the Board. Board members present for the hearing were Drs. Connerly, South, Merideth, Crawford, Johnston, Aycock, and Gibson.

Mr. Ingram gave a brief synopsis of Licensee's licensing history in the State of Mississippi and introduced a number of documents into the record.

Speaking on behalf of Licensee, Dr. Carr explained that Licensee had entered into a Recovery Contract Agreement (RCA) with the MPHP, and was in compliance with that agreement. He testified the MPHP was of the opinion that Licensee could return to practice with reasonable skill and safety to patients, and that it was the recommendation of the MPHP that Licensee be permitted to practice medicine. MPHP recommended that any such return to practice should be conditioned upon Licensee's continued compliance with the RCA and any other recommendations of the program. The RCA was an exhibit to the

hearing, and its' terms are incorporated into this recommendation.

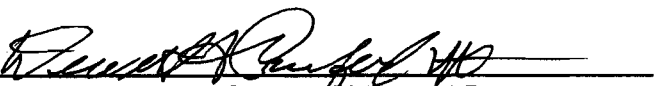
Licensee testified on his own behalf, indicating he wished to resume his medical practice in anesthesiology, but in a different atmosphere than that which he had most recently practiced. He testified that he fully intends to comply with the terms of the RCA. Licensee also agreed to submit a practice plan to the Board.

After considering Licensee's request and the evidence presented during the hearing, the Board has determined that Licensee is capable of practicing medicine with reasonable skills and safety, and that the prohibition on Licensee's medical license should be lifted.

IT IS, THEREFORE, ORDERED that Licensee should be granted an unrestricted license to practice medicine in the State of Mississippi, conditioned on Licensee's continued compliance with the Recovery Contract Agreement with the Mississippi Professionals Health Program, and that Licensee submit to the Board's Executive Director a practice plan.

SO ORDERED, this the 20th day of October, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY: 
DEWITT GREY CRAWFORD, M.D.
BOARD PRESIDENT

BEFORE THE MISSISSIPPI MEDICAL LICENSURE BOARD

**IN THE MATTER OF THE PHYSICIAN'S LICENSE OF
RICHARD MAZUR, M.D.**

ORDER OF CONTINUANCE

THIS MATTER was set for hearing on October 20, 2005, before the Mississippi State Board of Medical Licensure (Board), pursuant to a Summons and Affidavit served upon Richard Mazur, M.D. (Licensee) alleging that Licensee is guilty of violations of Miss. Code Ann. Section 73-25-29(3)(4) and (8)(d) and Section 73-25-83(a), all constituting grounds for suspension or revocation of Licensee's Mississippi medical license. Hon. Stan Ingram, complaint counsel for the Board appeared and reported that Licensee requested a continuance of this matter, as he is unable to attend due to incarceration at the Federal Correctional Institution in Yazoo City, Ms. Mr. Ingram requested the matter be continued until the next regularly scheduled Board meeting after Licensee's release from incarceration. After consideration of the matter, the Board finds the motion for a continuance to be well taken.

IT IS, THEREFORE, ORDERED that this matter is continued until the next regularly scheduled Board meeting after Licensee's release from incarceration.

IT IS FURTHER ORDERED that a copy of this Order of Continuance be mailed to Licensee.

SO ORDERED, this the 20th day of October, 2005.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY:


**DEWITT GREY CRAWFORD, M.D.
BOARD PRESIDENT**

TELEPHONE: (601) 987-3079



FAX: (601) 987-4159

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

October 6, 2005

Mr. Don Culpepper
WLOX - TV
Post Office Box 4596
Biloxi, MS 39535-4596

Dear Mr. Culpepper:

This is in response to your story of October 2, 2005, titled "Controversy Surrounding Certification of Out of State Doctors."

Contrary to what you have been reporting, the Board of Medical Licensure has been issuing emergency temporary licenses to out-of-state physicians on a daily basis. Since August 29, 2005, the Board has received over 300 requests for licensure. Out of these 300 requests two licenses have been denied. These denials were due to the out-of-state physicians having disciplinary problems in another state. Even though Mississippi is declared in a state of emergency, the Board is charged with protecting the citizens of the state by making sure the physicians being licensed meet standards. We take this charge seriously and strive to ensure that the physicians we allow to treat our citizens are qualified and have no disciplinary problems. The law does allow for licensed physicians from other states to enter Mississippi, more or less with impunity, when the Governor has declared an emergency.

Emergency temporary licenses are processed as they are received and the applicant generally is issued a license the same day the request is received by the Board. The Board is diligent in processing the requests so that physicians can begin helping out where they are needed most. It is very disturbing to hear that some areas believe the Board is preventing physicians from assisting them. This is definitely not the case. It is the Board's desire to assist the citizens of Mississippi in any way possible.

The Board of Medical Licensure is not authorized to assign physicians to a designated location. However, an area in need of a physician may contact Information and Quality Healthcare (IQH) at 1-800-844-0500 and request that physicians be assigned to their area. If out-of-state physicians wish to volunteer their services, but do not know where they are needed, they too, can contact IQH and be assigned to an area.

Your story indicated that attempts to contact the Board were unsuccessful. To our knowledge, only one contact was attempted and this was on a Sunday afternoon. The Board can provide useful information to your viewers and others who may seek necessary factual information.

If additional information is needed, please contact me at (601) 987-3079.

Sincerely,

W. Joseph Burnett, M.D.
Executive Director



10/02/05

Controversy Surrounding Certification Of Out Of State Doctors

This free medical clinic run by the city of D'Iberville is open seven days a week.

However on this Sunday they have no doctor on duty, but still plenty of patients.

"We see anywhere from 100 to 200 patients a day," says volunteer EMT Tami Dollar of Florida.

And even on days when doctors are here, some have been ordered not see patients.

"We had 3 doctors from Augusta come down and the state of Mississippi wouldn't let them practice," adds Dollar. "They were here for a week and did absolutely nothing."

Leaving only these volunteer nurses to care for D'Ibervilles homeless and carless walking wounded.

"We have to do what little we can do in our scope of nursing training which is basic first aid and say sorry, we don't have a doctor to see you," says Bev Squibb of Lamar Missouri. "It breaks you heart."

Most of the nurses, like Suzanne Weir of Philadelphia Pennsylvania found their way around the red tape through church and community based groups.

"It's extremely frustrating because it very time limited for us," says Weir. "We get down here. We see the devastation and after you get over your initial shock and quiet frankly crying over watching what's going on down here you don't want to leave."

And they don't want to leave the bureaucratic ailments that keep doctors in the waiting room untreated either.

"We have doctors that are willing to come in and work and bring medicines and everything but the state of Mississippi has informed us that they're not allowed to come in because they're not licensed in the state of Mississippi," says Dollar. "If they're licensed in another state I don't know why they can't be licensed in the state of Mississippi temporarily without a 30 day wait period."

A simple remedy to what they consider a critical yet easily treatable condition.

Attempts to contact the Mississippi State Board of Medical Licensure were unsuccessful.

By: Don Culpepper



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dcupepper@wlox.com

NOVEMBER 2005

NOVEMBER 2005

**EXECUTIVE COMMITTEE
MEETING ONLY**

**MINUTES
EXECUTIVE COMMITTEE MEETING
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
NOVEMBER 16, 2005**

MEMBERS PRESENT:

Dewitt G. Crawford, M.D., Louisville, President
Philip T. Merideth, M.D., J.D., Jackson, Vice President
Dwalia S. South, M.D., Ripley, Secretary
W. Joseph Burnett, M.D., Director

ALSO PRESENT:

Mallan G. Morgan, M.D. (Director effective December 01, 2005)
Stan T. Ingram, Attorney for the Board
Heather Wagner, Special Assistant Attorney General
Rhonda Freeman, Division Director, Licensure Division
Sherry Harris, Administrative Assistant

NOT PRESENT:

Thomas Washington, Division Director, Investigative Division
Frances Scott, Special Projects Officer, Investigative Division

The Executive Committee of the Mississippi State Board of Medical Licensure met on Wednesday, November 16, 2005, at 4:00 p.m. in the Executive Conference Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi.

**PERSONAL APPEARANCE BY JOSEPH C. HILLMAN, JR., M.D., COLUMBUS,
MISSISSIPPI MEDICAL LICENSE NUMBER 06420**

Dr. Burnett advised that Dr. Hillman nor his attorney, J. Randolph Lipscomb, were present, but that Board Attorney, Stan Ingram, was on his way to the Executive Committee Meeting and would give an update on this item later.

**RECOVERY CONTRACT AGREEMENT FOR DAVID O. CARNEY, M.D., TUPELO,
MISSISSIPPI MEDICAL LICENSE NUMBER 18989**

For informational purposes only, Dr. Burnett advised the Executive Committee that Dr. David O. Carney had signed the Board Recovery Contract and will be monitored by the staff of the Mississippi State Board of Medical Licensure. The Board Recovery Contract is attached and hereto incorporated by reference.

EXECUTIVE COMMITTEE MINUTES

NOVEMBER 16, 2005

Page 2

REQUEST FROM MISSISSIPPI BOARD OF NURSING TO PROVIDE NOTIFICATION OF MEETINGS AND FILINGS

Dr. Burnett advised that a letter had been received from the Nursing Board requesting to be placed on the list for notification of all Board meetings and filings. After a brief discussion, it was the consensus of the Executive Committee for Dr. Burnett to write a letter to the Nursing Board requesting the same.

STAN INGRAM ENTERED THE MEETING AT 04:30 P.M.

FINAL ADOPTION OF AMENDMENT TO *REGULATIONS GOVERNING THE PRACTICE OF RADIOLOGIST ASSISTANTS*

Motion was made by Dr. Crawford, seconded by Dr. Merideth, and carried unanimously to adopt in final form the amendment to the Board's regulation governing the Practice of Radiologist Assistants, a copy of which is attached hereto and incorporated by reference. The amended regulation will be filed with the Secretary of State under the Administrative Procedures Act.

FOLLOWUP ON REQUEST FOR BILL IN 2006 TO LICENSE AND MONITOR RADIOLOGIST ASSISTANTS

Dr. Burnett advised that he had requested Mr. Ingram to draft a bill that would amend the regulations governing radiologist assistants allowing the Board the authority to license and regulate the practice of radiologist assistants. Mr. Ingram passed out a draft copy of his proposal. After a brief discussion by the Executive Committee, Ms. Freeman suggested that we work with the radiologist assistants to have their input and support in the proposed legislation.

Dr. Merideth made the motion to move forward with the amended bill, seconded by Dr. South, and carried unanimously.

LETTER TO DELIA OWENS, J.D., R.N., EXECUTIVE DIRECTOR, MISSISSIPPI BOARD OF NURSING, REQUESTING A CHANGE TO THE CLARIFICATION OF THE *REGULATIONS PERTAINING TO THE COLLABORATION/CONSULTATION WITH NURSE PRACTITIONERS*

Dr. Burnett briefly discussed a letter he had sent to the Nursing Board requesting a change in the wording of their proposal. Dr. Burnett advised that we have not received any response to his request. Dr. Merideth advised that the

EXECUTIVE COMMITTEE MEETING

NOVEMBER 16, 2005

Page 3

Nursing Board would not be meeting again until the first Friday in December and he will followup and advise at the January 2006 meeting.

MEMORANDUM FROM PHILIP MERIDETH, M.D., J.D., CONCERNING A REVISED DRAFT OF THE PROPOSED *REGULATIONS PERTAINING TO UTILIZATION REVIEW ACTIVITIES*

After a brief discussion of the revision that Dr. Merideth had mailed to members of the Executive Committee and also discussing a letter received from Sanford R. Horton, Jr., Special Assistant to the Attorney General, advising that the Mississippi State Department of Health is responsible for enforcement of utilization review, Dr. Merideth distributed a third revised draft for the proposed regulations. The third revision added *by physicians* in the title as well as addressing other concerns addressed in Mr. Horton's letter dated November 16, 2005. The revision was discussed and it was the unanimous decision to present this matter to the Full Board at the January 19, 2006, meeting.

POLICY REGARDING NURSE PRACTITIONER'S MEDICAL RECORDS

At the October 20, 2005, Executive Committee meeting this matter was discussed and Dr. Crawford referred it to the Rules, Regulations, and Legislative Committee to draft a policy. The proposed policy was discussed and it was decided that Dr. Merideth will take the matter before the Joint Committee for discussion at their December meeting and report back at our next Board meeting on January 19, 2006.

DISPLACED FLORIDA PHYSICIANS

Ms. Freeman advised that the original emergency temporary medical license policy adopted September 8, 2005, was specific to Louisiana and Alabama physicians and that the agency had been receiving calls from Florida physicians requesting to work using an emergency temporary medical license. After a brief discussion, motion was made by Dr. South, seconded by Dr. Merideth, and carried unanimously to amend the policy to indicate *physicians who have lost their practice due to a natural disaster* instead of Louisiana and Alabama physicians. A copy of the amended policy is attached hereto and incorporated by reference.

JOB DESCRIPTION OF THE DUTIES OF EXECUTIVE DIRECTOR

Dr. Burnett advised that he was preparing and would mail a copy to each of the board members upon completion.

UPDATE ON JOSEPH C. HILLMAN, JR., M.D., COLUMBUS, MISSISSIPPI MEDICAL LICENSE NUMBER 06420

Stan Ingram, attorney for the Board, addressed the Executive Committee and advised that neither Dr. Hillman nor his attorney, J. Randolph Lipscomb, were present but that Mr. Lipscomb had received the Consent Order. Mr. Ingram advised that Dr. Hillman has made contact with Mississippi Professionals Health Program and was waiting on Gary D. Carr, M.D., Medical Director, MPHP, to prepare a Recovery Contract Agreement. Mr. Ingram advised that Dr. Hillman and Mr. Lipscomb did not want to sign the Consent Order until they had reviewed the Recovery Contract Agreement.

After a brief discussion, Mr. Ingram requested that the matter be continued until the January 2006 Board meeting and that either Dr. Hillman will have executed the Consent Order and Recovery Contract Agreement or they have been advised to appear for a hearing at the January meeting.

Motion was made by Dr. South, seconded by Dr. Merideth, and carried unanimously to grant the continuance until the next regularly scheduled Board meeting.

OTHER BUSINESS

Dr. Crawford addressed the issue of starting a random check on physicians to ensure CME requirements were being handled. After a brief discussion, motion was made by Dr. Merideth, seconded by Dr. South, that a random of one hundred physicians be checked to ensure compliance on a yearly basis.

Dr. Crawford requested that Dr. Morgan excuse himself while personnel matters were being discussed. Dr. Burnett also excused himself from the meeting.

Dr. Crawford advised that he had received letters from Jack J. Rodriguez, M.D., and P. Michael McFadden, M.D., F.A.C.S., advising that they saw no health reasons that would prohibit Dr. Morgan from handling the position of Executive Director. Dr. Crawford requested that since the medical clearance had been received he would like to make the motion to strike "interim" from Dr. Morgan's job title. Dr. South seconded the motion, and Dr. Merideth abstained from voting on the issue.

EXECUTIVE COMMITTEE MEETING

NOVEMBER 16, 2005

Page 5

Dr. Crawford advised that at the October 20, 2005, regularly scheduled meeting, the Board voted to appoint Mallan G. Morgan, M.D., Natchez, as Executive Director but no salary was discussed at the time. Ms. Freeman provided the Executive Committee with Dr. Burnett's current salary of \$7,691.34 a month, or a yearly salary of \$91,534.08. After a brief discussion, motion was made by Dr. South, seconded by Dr. Crawford, to offer the above salary to Dr. Morgan. Dr. Merideth abstained from voting on the salary issue. Dr. Crawford advised he would write Dr. Morgan a letter advising the salary that the Executive Committee had approved.

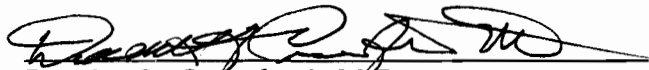
Ms. Freeman advised that Dr. Morgan called concerning a press release of his appointment. After a brief discussion, Ms. Freeman was asked to handle the press release with local newspapers.

Dr. Burnett and Dr. Morgan were asked to re-join the meeting.

Dr. Crawford read the Resolution and recognized Dr. Burnett for his seven years of service as Executive Director of the Board. A copy of the Resolution is attached hereto and incorporated by reference.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:40 p.m.



Dewitt G. Crawford, M.D.

President

Minutes taken and transcribed
by Sherry Harris
Administrative Assistant
November 16, 2005

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

IN THE MATTER OF THE PHYSICIAN'S LICENSE

OF

DAVID OMAN CARNEY, M.D.

RECOVERY CONTRACT AGREEMENT

WHEREAS, in July, 2003, David Oman Carney, M.D., hereinafter referred to as "Licensee," was referred to the Mississippi Professionals Health Program, (MPHP);

WHEREAS, Licensee entered into a Recovery Contract Agreement with the MPHP on November 10, 2003, for a period of five (5) years;

WHEREAS, on August 22, 2005, a letter was received from the MPHP that Licensee's contract had been terminated for non compliance;

NOW, THEREFORE in consideration of the Board not pursuing disciplinary action against his Mississippi Medical License, Licensee hereby agrees, as signified by his joinder herein, to comply with the following terms and conditions:

1. **Total Abstinence.** Licensee shall abstain completely for a minimum of one (1) year, from the use of alcohol and other mood-altering substances including non-approved over-the-counter medications unless ordered by his Primary Care Physician and in consultation with the Executive Director of the Mississippi State Board of Medical Licensure (MSBML).

Licensee has been provided with a list of medications hazardous to sobriety and medications which are not mood altering (Appendix A).

Licensee shall not prescribe, dispense or administer to himself or family members any drug having addiction-forming or addiction-sustaining liability.

2. **Urine and/or Serum Screens.** Licensee shall fully cooperate and comply with any and all requests by Board staff to submit to random, unannounced, alcohol breath screens, and witnessed chain-of-custody urine/blood samples. Licensee shall provide to the MSBML a monthly work itinerary at the beginning of each month for the purpose of compliance with urine/blood screen monitoring. In the event Licensee's practice is limited to one clinical practice location and one or more local hospitals, the monthly work itinerary shall be unnecessary, in which event, Licensee shall provide the Board with a list of his clinical and local hospital practice locations, residence address. All notifications of change in practice locations must be submitted to the Board prior to implementing such changes.

Any confirmed positive test result(s) for the presence of ethanol or other mood altering substances not in accordance with Paragraph 3 below, shall be considered a violation of this contract and will authorize the Board to seek disciplinary action, as provided in Paragraph 7 below, including summary suspension of his license until such time as the Board determines that Licensee can safely return to the practice of medicine.

Licensee understands that he is responsible for all costs related to drug screening, and that failure to pay for screens is a violation of this contract.

3. **Primary Care Physician.** Licensee agrees to provide the MSBML with a release (Appendix B) for the purpose of monitoring any medications provided to him by his Primary Care Physician and/or any specialist he may refer Licensee to. Licensee further agrees that in the event his Primary Care Physician or specialist determines that it is necessary to administer, dispense or prescribe to Licensee any drug having addiction-forming or addiction-sustaining liability, the Primary Care Physician shall so notify the MSBML by phone, fax or in writing, to the attention of the Executive Director, within twenty-four (24) hours of administration, dispensation or issuance of prescription. This requirement shall also apply to any care rendered to Licensee by a dentist. The responsibility to ensure that the primary care physician or dentist files the required notification rests with Licensee.
4. **Psychologist.** Licensee shall submit to individual psychotherapy with Scotty Hargrove, PhD, 426 S. Lamar 319, Oxford, Mississippi. Licensee agrees to provide the MSBML with a release (Appendix B) for quarterly reports from the treating psychologist to be sent to the Executive Director of the Board.
5. **Periodic Re-evaluation.** Licensee shall meet with the MSBML Executive Director in Jackson, MS for periodic re-evaluation when scheduled.
6. **Non-disciplinary Nature of Agreement.** Licensee understands that this Agreement is non-disciplinary in nature, and subject to the conditions set forth at Paragraph 5 above, shall not be deemed a public record, nor reportable to the Federation of State Medical Boards, the National Practitioner Data Bank and other entities requiring MSBML reporting. Notwithstanding, this Agreement is a part of Licensee's licensure file, and will be released to third parties when authorized by Licensee pursuant to a written release or other authorization.
7. **Breach of Contract.** Licensee further understands and agrees that in the event Licensee violates ANY term or condition of this agreement, the MSBML shall have the right but not the obligation to summarily suspend (without a hearing) Licensee's certificate to practice medicine until such time as (i) Licensee has submitted to a comprehensive evaluation for chemical dependency and/or mental or emotional issues at a Board approved treatment facility, (ii) the MSBML has received a copy

practice medicine with reasonable skill and safety to patients on either a restricted or unrestricted basis. In such an event, all documents relating thereto, including this Agreement, shall then be deemed public record and reportable to the Federation of State Medical Boards, the National Practitioner Data Bank and other entities requiring MSBML reporting.

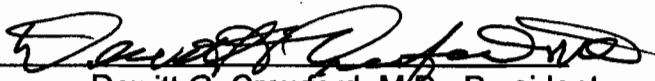
8. **Term.** Licensee agrees to the terms of this contract for a period of one (1) year and shall follow this contract and any subsequent recommendations of the Executive Director of the MSBML. Upon completion of this contract, an evaluation will be made by the Board for the purpose of extension, renewal or discharge.

SIGNED, THIS the 1st day of November, 2005.



David Oman Carney, M.D.

ACCEPTED, this the 16th day of November, 2005, by the Mississippi State Board of Medical Licensure.



Dewitt G. Crawford, M.D., President
Mississippi State Board of Medical
Licensure

NOTICE OF RULE ADOPTION—FINAL RULE

STATE OF MISSISSIPPI

Mississippi State Board of Medical Licensure

COPY
RECEIVED
NOV 17 2005
BUSINESS SERVICES
SECRETARY OF STATE

Mississippi State Board of Medical Licensure
c/o Rhonda Freeman
1867 Crane Ridge Drive, Suite 200-B
Jackson, MS 39216

(601) 987-3079
rhonda@msbml.state.ms.us

Specific Legal Authority Authorizing the promulgation of
Rule: {Insert citation to state or federal statute, or
rule Section 41-58-7

Reference to Rules repealed, amended or suspended by the
Proposed Rule :{Insert citation to specific rule(s) repealed,
amended or suspended _____

Date Rule Proposed:

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:

Section 41-58-7 of Mississippi Code requires that the Board of Medical Licensure define the scope of practice and educational qualifications for the practice of radiologist assistants.

The Agency Rule Making Record for this rule including any written comments received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.

An oral proceeding was held on this rule:

Date:
Time:
Place:

An oral proceeding was not held on this rule.

The Agency has considered the written comments and the presentations made in any oral proceedings, and

This rule as adopted is without variance from the proposed rule.

This rule as adopted differs from the proposed rule as there are minor editorial changes which affect the form rather than the substance of the rule.

The rule as adopted differs from the proposed rule. The differences however are:
Within the scope of the matters in the Notice of Proposed Rule Adoption, the logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted in response thereto, and
The Notice of Proposed Rule Adoption provided fair warning that the outcome of the proposed rule adoption could be the rule in question.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Effective Date of Rule: December 17, 2005



Signature and Title of Person Submitting Rule for Filing

Rhonda Freeman
Division Director

TELEPHONE: (601) 987-3079



FAX: (601) 987-4159

MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE

TO: Mississippi Secretary of State
From: Mississippi State Board of Medical Licensure
Date: November 17, 2005
Subject: Notice of Proposed Rule Adoption - Final Rule

Mississippi Code §41-58-7 requires the Mississippi State Board of Medical Licensure to define the scope of practice and educational qualifications for the practice of radiologist assistants in the state of Mississippi.

This rule was adopted without variance from the proposed rule.

XXX. REGULATIONS GOVERNING THE PRACTICE OF RADIOLOGIST ASSISTANTS

A. DEFINITIONS

1. A.R.R.T. - American Registry of Radiologic Technologists.
2. Full Certification - Certification obtained by submitting certification issued by the A.R.R.T.
3. Radiologist - A physician licensed by the Mississippi State Board of Medical Licensure who is certified or eligible to be certified by the American Board of Radiology.
4. Radiologist Assistant Certification - Certification obtained by submitting proof of A.R.R.T. certification as a radiologist assistant which will enable the holder to perform any and all radiologist assistant procedures or functions as defined in Section C below in a radiology practice or radiologist's office.
5. Direct Supervision - The radiologist must be present in the office suite and immediately available to furnish assistance and direction throughout the performance of all procedures. "Direct supervision" does not mean that the supervising radiologist must be present in the room when the procedure is performed.

B. EDUCATIONAL QUALIFICATIONS

1. Be a graduate of a radiologist assistant educational program and a radiologist directed clinical preceptorship culminating in the award of a baccalaureate degree or its equivalent from an institution offering a program accredited by an entity recognized by the American Registry of Radiologic Technologists for certification purposes; and
2. Be currently certified by the American Registry of Radiologic Technologists as a radiologist assistant (RA); and
3. Be currently certified and registered with the American Registry of Radiologic Technologists as a radiologic technologist (RT); and
4. Be currently certified in advanced cardiac life support (ACLS); and
5. Possess current and unencumbered registration as a radiologic technologist with the Mississippi State Department of Health; and
6. Biennially attend and complete twenty-four (24) hours of radiological

related continuing education courses sponsored or approved by any of the following organizations:

- a. Mississippi Society of Radiologic Technologists
- b. Mississippi Radiological Society
- c. Mississippi Medical Association
- d. American Medical Association
- e. American Society of Radiologic Technologists
- f. American Registry of Radiologic Technologists
- g. American College of Radiology

C. SUPERVISION

The employing radiologist(s), or a radiologist designated by the employing physician(s) as a substitute supervisor, shall exercise supervision and assume full control and responsibility for the services provided by any person practicing as a radiologist assistant employed in the radiologist's practice. Unless otherwise specified in this regulation, direct supervision of the radiologist assistant is not required, but any services being provided by a radiologist assistant must be performed at either the physical location of the radiologist's primary medical practice or any healthcare facility where the supervising radiologist holds staff privileges.

D. SCOPE

1. Before being authorized to perform any x-ray procedure or operate any x-ray equipment in a physician's office, the supervising radiologist shall place documentation in the person's personnel file to prove the person being authorized has the appropriate certification required for either or both the procedure being performed and/or the equipment being used and that such certification is current.
2. The radiologist assistant shall evaluate the day's schedule of procedures with the supervising radiologist and determine where the radiologist assistant's skills will be best utilized.
3. After demonstrating competency the radiologist assistant when ordered to do so by the supervising radiologist may:

- a. perform selected procedures under the direct supervision of a radiologist including static and dynamic fluoroscopic procedures;
 - b. assess and evaluate the physiologic and psychological responsiveness of patients undergoing radiologic procedures;
 - c. evaluate image quality, make initial image observations and communicate observations of image quality to the supervising radiologist; and
 - d. administer intravenous contrast media or other prescribed medications.
4. The radiologist assistant may not interpret images, make diagnoses, or prescribe medications or therapies.
 5. The radiologist assistant shall adhere to the code of ethics of the American Registry of Radiologic Technologists and to national, institutional and/or departmental standards, policies and procedures regarding the standards of care for patients.

Adopted November 16, 2005

Emergency Temporary Medical License

Physicians who have lost their practice due to a natural disaster and wish to relocate their practice to Mississippi may be issued an emergency temporary medical license while their application for permanent medical license is being processed.

Physicians, who are not currently licensed in Mississippi, must submit an application for permanent licensure and pay the licensure fee. The physician must have the employing Mississippi entity submit a letter indicating with whom the physician will be working, what type of medicine the physician will practice, when the physician will begin practicing and where the physician will be practicing. If the physician is going to practice with a Mississippi licensed physician, the Mississippi licensed physician must have a current unrestricted Mississippi medical license.

Once the above information has been submitted, Board staff will verify the physician's licensure status. If the physician has no disciplinary problems, the Board may issue an emergency temporary license, which will be valid until the physician's Mississippi application for permanent licensure is completed, but not to exceed 120 days.

The emergency temporary medical license is for physicians who have lost their practice to a natural disaster and are in need of work. Physicians wishing to relocate or bypass the regular licensure process are not eligible for the emergency temporary license.

This policy will become null and void one year from the adopted date.

Adopted September 8, 2005. Amended November 16, 2005.

RESOLUTION

WHEREAS, W. Joseph Burnett, M.D., Oxford, Mississippi, has faithfully and conscientiously served the Mississippi State Board of Medical Licensure for seven years as Board Director; and

WHEREAS, W. Joseph Burnett, M.D., discharged his duties with dedication, firmness, and compassion, always striving to implement both the spirit and letter of the Mississippi Medical Practice Act, thereby working for the greater benefit of the Board and citizens of the State of Mississippi; and

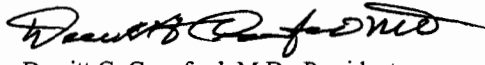
WHEREAS, during his years of service, W. Joseph Burnett, M.D., garnered the trust, respect and admiration of the Board staff which he was entrusted to direct and supervise; and

WHEREAS, during his years of service, W. Joseph Burnett, M.D., continually and graciously gave his efforts, time and abilities toward fulfilling his responsibilities as the Director of the Board, always respecting the rights of licensees, patients and others, while serving to protect the public;


THEREFORE, BE IT RESOLVED, that the Mississippi State Board of Medical Licensure, on behalf of the Board and the people of the State of Mississippi, by means of this resolution, expresses to W. Joseph Burnett, M.D., its gratitude and appreciation for his services during the years he devoted to the Board and the State of Mississippi; and

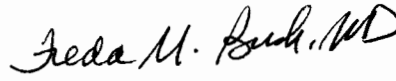
BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of the Board and a copy be given to W. Joseph Burnett, M.D., expressing to him the highest esteem of the Board.

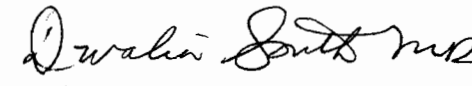
DATED, this the 16th Day of November, 2005.


Dewitt G. Crawford, M.D., President



Larry B. Aycock, M.D.

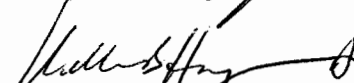

Philip T. Merideth, M.D., J.D., Vice President

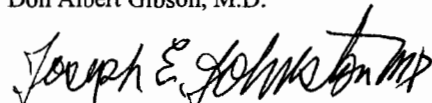

Freda M. Bush, M.D.


Dwalia S. South, M.D., Secretary


A. Wallace Conerly, M.D.


Don Albert Gibson, M.D.


William B. Harper, D.O.


Joseph E. Johnston, M.D.