



MEETING MINUTES
 Florida Board of Medicine
 Credentials Committee Meeting
 DoubleTree by Hilton at the Entrance to Universal Orlando
 5780 Major Boulevard
 Orlando, FL 32819
 (407) 351-1000
 February 7, 2019



To accommodate individuals required to appear before the Committee, the Chair may adjust the sequence of the agenda items. The minutes reflect the actual sequence of events rather than the original agenda order.

Dr. London called the meeting to order at 8:00 a.m. Those present included the following:

Members Present:

Robert London, MD - Chair
 Magdalena Averhoff, MD – Vice-Chair
 Seela Ramesh, MD (Arrived at 8:04 a.m.)
 Hector Vila, MD
 Andre Perez

Staff Present:

Claudia Kemp, Executive Director
 Wendy Alls, Program Operations Administrator

Members Absent (Excused):

Nicholas Romanello, Esquire

Court Reporter:

Suzette Bragg Peterson
 American Court Reporting
 425 Old Magnolia Road
 Crawfordville, Florida 32327
 Phone: 850-421-0058
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Board Counsel:

Donna McNulty, Esquire

PERSONAL APPEARANCES

Hector Vila, MD – To Interview Tab 34

Tab 34 - Mercedes Florez-White, MD – Examination

Issue:

- Failure to meet section 458.311(1)(f)3.b., Florida Statutes, ECFMG certification
- Failure to meet section 458.311(1)(f)3.c., Florida Statutes, postgraduate training
- Failure to meet section 458.311(1)(h), Florida Statutes, examination

Represented by Monica Rodriguez, Esquire.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure with the condition that Dr. Florez-White remain on the faculty at Florida International University or at one of Florida’s medical universities for one (1) year. The motion was seconded, which carried 4/1.

Action Taken: The Committee voted to approve the application for licensure with the condition that Dr. Florez-White remain on the faculty at Florida International University or at one of Florida’s medical universities for one (1) year.

Robert London, MD – To Interview Tabs 1-6

Tab 1 - Katherine Null Montgomery, MD – Endorsement

Issue: Health History

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure.

Tab 2 - Jason Scott Finkelstein, MD – Endorsement

Issue:

- Summary Suspension of clinical privileges at Wise Health System
- Special conditions imposed by the Medical Executive Committee of Wise Health System

The applicant was not present. After discussion, a motion was made to table the application for licensure until the investigation or prosecution in Texas is complete and require an appearance pursuant to section 456.013(3)(a) and (c), Florida Statutes. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to table the application for licensure until the investigation or prosecution in Texas is complete and require an appearance pursuant to section 456.013(3)(a) and (c), Florida Statutes.

Tab 3 - Raj Prakash Machhar, MD – Endorsement

Issue: Criminal History

Represented by Allen Grossman, Esquire.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure.

Tab 4 - Ehrentraud Johanna Eichelbaum, MD – Endorsement

Issue: Failure to meet section 458.313(1)(a) and 458.311(1)(f)3.c., Florida Statutes, postgraduate training

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure with the condition that Dr. Eichelbaum remain in practice in an area of critical need facility for one (1) year. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure with the condition that Dr. Eichelbaum remain in practice in an area of critical need facility for one (1) year.

Tab 5 - Felicie Gretchen Wyatt, MD – Endorsement

Issue:

- Action by Arkansas Medical Board
- Action by Mississippi Medical Board
- Action by Alabama Medical Board

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure.

Tab 6 - James Lawrence Weber, MD – Endorsement

Issue: Malpractice History - Judgment

The applicant was not present. After discussion, a motion was made to table the application for licensure until the next credentials committee meeting. The applicant waived the 90-days. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to table the application for licensure until the next credentials committee meeting.

Magdalena Averhoff, MD – To Interview Tabs 7-12

Tab 7 - Claude Barosy, MD – Endorsement

Issue:

- Failure to meet section 458.313(1)(a) and 458.311(1)(f)3.b., Florida Statutes, ECFMG certification
- Failure to meet section 458.313(1)(a) and 458.311(1)(f)3.c., Florida Statutes, postgraduate training
- Failure to meet section 458.313(1)(b), Florida Statutes, examination

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to allow Dr. Barosy to withdraw his application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to allow withdrawal of the licensure application.

Tab 8 - Angel Carlos Acevedo, MD – Endorsement

Issue:

- Failure to meet section 458.313(1)(a) and 458.311(1)(f)3.c., Florida Statutes, postgraduate training
- Failure to meet section 458.313(1)(b), Florida Statutes, examination

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to allow Dr. Acevedo to withdraw his application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to allow withdrawal of the licensure application.

Tab 9 - Milton Francisco Sanchez, MD – Examination

Issue:

- Failure to meet section 458.311(1)(f)3.c., Florida Statutes, postgraduate training
- Failure to meet section 458.311(1)(h), Florida Statutes, examination

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to allow Dr. Sanchez to withdraw his application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to allow withdrawal of the licensure application.

Tab 10 - Jamie Michelle Demaio, MD – Temporary Certificate for Practice in an Area of Critical Need

Issue: Repayment Agreement

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure. The motion was seconded, which carried 4/0.

Action Taken: The Committee voted to approve the application for licensure.

Tab 11 - Arthur Richard Rosenstock, MD – Endorsement

Issue:

- Action by Connecticut Medical Board
- Action by New York Medical Board

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure. The motion was seconded, which carried 4/0.

Action Taken: The Committee voted to approve the application for licensure.

Tab 12 - John Elliott McCarthy, MD – Examination

Issue:

- Request to withdraw application for licensure
- Action by Florida Medical Board
- Criminal History

Accompanied by Martha Brown, MD, Associate Medical Director, Professionals Resource Network.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to deny the application for licensure based on section 458.331(1)(b), Florida Statutes, action in any jurisdiction. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to deny the application for licensure based on section 458.331(1)(b), Florida Statutes.

Seela Ramesh, MD – To Interview Tabs 13-18

Tab 13 - Carmen Brito Antonio, MD – Endorsement

Issue: Failure to meet section 458.313(1)(a) and 458.311(1)(f)3.c., Florida Statutes, postgraduate training

Represented by Allen Grossman, Esquire.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure with the condition of indirect supervision for one (1) year by a Florida licensed physician who is certified by the American Board of Internal Medicine or Family Medicine. The terms of indirect supervision are set forth in Rule 64B8-4.025, Florida Administrative Code. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure with the condition of indirect supervision for one (1) year by a Florida licensed physician who is certified by the American Board of Internal Medicine or Family Medicine.

Tab 14 - Marie Yolette Celoge, MD – Endorsement

Issue:

- Failure to meet section 458.313(1)(a) and 458.311(1)(f)3.c., Florida Statutes, postgraduate training.
- Failure to meet section 458.313(1)(b), Florida Statutes, examination.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to allow Dr. Celoge to withdraw her application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to allow withdrawal of the licensure application.

Tab 15 - Joseph Michael Markey, MD – Examination

Issue: Health History

Accompanied by Martha Brown, MD, Associate Medical Director, Professionals Resource Network.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure.

Tab 16 - Rosa I Bernier, MD – Endorsement

Issue:

- Failure to meet section 458.313(1)(a) and 458.311(1)(f)3.b., Florida Statutes, ECFMG certification
- Failure to meet section 458.313(1)(a) and 458.311(1)(f)3.c., Florida Statutes, postgraduate training
- Failure to meet section 458.313(1)(b), Florida Statutes, examination

The applicant was not present. After discussion, a motion was made to allow Dr. Bernier to withdraw her application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to allow withdrawal of the licensure application.

Tab 17 - Andres Montalvo-Carbia, MD – Endorsement

Issue: Failure to meet section 458.313(1)(b), Florida Statutes, examination

The applicant was not present. After discussion, a motion was made to table the application for licensure until the next credentials committee meeting. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to table the application for licensure until the next credentials committee meeting.

Tab 18 - Israel Berger, MD – Endorsement

Issue:

- Action by Illinois Medical Board
- Suspension of clinical privileges at St. Francis, Rush Northshore Medical Center, Advocate Condell Medical Center Alexian Brothers Medical Center, and Healthcare Service Corporation
- Malpractice History

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to allow Dr. Berger to withdraw his application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to allow withdrawal of the licensure application.

Andre Perez – To Interview Tabs 19-24

Tab 19 - Peter David LeRoux, MD – Endorsement

Issue: Malpractice History

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure.

Tab 20 - Elaine Frazier, MD – Endorsement

Issue: Criminal History

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure.

Tab 21 - Pedro D. Rivera Morillo, MD – Endorsement

Issue:

- Failure to meet section 458.313(1)(a) and 458.311(1)(f)3.b., Florida Statutes, ECFMG certification.
- Failure to meet section 458.313(1)(b), Florida Statutes, examination

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure with the condition that Dr. Rivera Morillo remain in practice in an area of critical need facility for one (1) year. The motion was seconded, which carried 4/1.

Action Taken: The Committee voted to approve the application for licensure with the condition that Dr. Rivera Morillo remain in practice in an area of critical need facility for one (1) year.

Tab 22 - Sreedhar Chamala, MD – Endorsement

Issue: Failure to meet section 458.313(1)(a) and 458.311(1)(f)3.c., Florida Statutes, postgraduate training

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure with the condition that Dr. Chamala completes the fellowship in abdominal transplant surgery at University of Miami/Jackson Memorial Hospital/Miami Transplant Institute. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure with the condition that Dr. Chamala completes the fellowship in abdominal transplant surgery at University of Miami/Jackson Memorial Hospital/Miami Transplant Institute.

Tab 23 - Mailene Yanes, MD – Endorsement

Issue: Failure to meet section 458.313(1)(a) and 458.311(1)(f)3.c., Florida Statutes, postgraduate training

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure with the condition that Dr. Yanes remain in practice in an area of critical need facility for one (1) year. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure with the condition that Dr. Yanes remain in practice in an area of critical need facility for one (1) year.

Tab 24 - Beatriz Uribazo Odio, MD – Endorsement

Issue: Failure to meet section 458.313(1)(a) and 458.311(1)(f)3.c., Florida Statutes, postgraduate training

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure with the condition that Dr. Uribazo Odio remain in practice in an area of critical need facility for one (1) year. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure with the condition that Dr. Uribazo Odio remain in practice in an area of critical need facility for one (1) year.

Hector Vila, MD – To Interview Tabs 25-30

Tab 25 - Anthony John Nehra, MD – Endorsement

Issue:

- Action by Michigan Medical Board
- Malpractice History

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure.

Tab 26 - Shirley A. Marshall, MD – Endorsement

Issue: Failure to meet section 458.313(1)(c), Florida Statutes, practice requirement

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure with the condition that Dr. Marshall successfully pass the SPEX or recertification examination in family medicine within one (1) year and the license will issue. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure with the condition that Dr. Marshall successfully pass the SPEX or recertification examination in family medicine within one (1) year and the license will issue.

Tab 27 - Paul Lloyd Hart, MD – Temporary Certificate for Practice in an Area of Critical Need

Issue:

- Request to reschedule appearance
- Action by Massachusetts Medical Board
- Suspension of staff privileges and termination of contract at Fallon Clinic
- Surrender of DEA registration
- Malpractice History

The applicant was not present. After discussion, a motion was made to table the application for licensure until the next credentials committee meeting. The applicant waived the 90-days. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to table the application for licensure until the next credentials committee meeting.

Tab 28 - Elena Lev Polukhin, MD – Limited License

Issue:

- Plea of guilty to felony count of aiding and abetting soliciting and receiving Medicaid kickbacks in violation of 42 U.S.C. s. 1320a-7b(b)(1)(A)
- Exclusion from Medicare, Medicaid and all other federal health care programs
- Revocation of Florida medical license
- Action by Minnesota Medical Board
- Action by North Dakota Medical Board
- Voluntary surrender of DEA registration
- Revocation of specialty board certification
- Termination of contract with Blue Cross Blue Shield
- To determine if the practice requirement has been met pursuant to section 458.317(1)(b), Florida Statutes

The applicant was not present. After discussion, a motion was made to deny the application for licensure based on section 458.331(1)(b), Florida Statutes, (action in any jurisdiction); section 458.331(1)(c), Florida Statutes, (convicted of crime in any jurisdiction that directly relates to the practice of medicine); section 456.0635(2)(e), Florida Statutes, (currently listed on U.S. Department of Health and Human Services Office of Inspector General's List of Excluded Individuals and Entities). The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to deny the application for licensure.

Tab 29 - Benjamin Francois Chavre, MD – Endorsement

Issue: Failure to meet section 458.313(1)(a) and 458.311(1)(f)3.c., Florida Statutes, postgraduate training

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to allow Dr. Francois Chavre to withdraw his application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to allow withdrawal of the licensure application.

Tab 30 - Mazin Al Salihi, MD – Endorsement

Issue: Failure to meet section 458.313(1)(a) and 458.311(1)(f)3.c., Florida Statutes, postgraduate training

Represented by Bruce Lamb, Esquire.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure with the condition that Dr. Al Salihi remain at University of South Florida or one of Florida's medical universities for one (1) year. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure with the condition that Dr. Al Salihi remain at University of South Florida or one of Florida's medical universities for one (1) year.

Seela Ramesh, MD – To Interview Tab 31

Tab 31 - Praveen Baimeedi Reddy, MD – Endorsement

Issue: Health History

Accompanied by Martha Brown, MD, Associate Medical Director, Professionals Resource Network.

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure. The motion was seconded, which carried 4/0.

Action Taken: The Committee voted to approve the application for licensure.

Magdalena Averhoff, MD – To Interview Tabs 32-33

Tab 32 - Priyesh Patel, MD – Endorsement

Issue: Criminal History

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure.

Tab 33 - Joseph Jimenez, MD – Temporary Certificate for Practice in an Area of Critical Need

Issue:

- Request to Withdraw
- Criminal History
- Action by Georgia Medical Board and Puerto Rico Medical Board

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to allow Dr. Jimenez to withdraw his application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to allow withdrawal of the licensure application.

Hector Vila, MD – To Interview Tab 35

Tab 35 - Yamilette Mendez Caban, MD – Endorsement

Issue:

- Failure to meet section 458.313(1)(a) and 458.311(1)(f)3.c., Florida Statutes, postgraduate training
- Failure to meet section 458.313(1)(b), Florida Statutes, examination

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to allow Dr. Mendez Caban to withdraw her application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to allow withdrawal of the licensure application.

Robert London, MD – To Interview Tabs 36-37

Tab 37 - Marco Tulio Junqueira Amarante, MD – Endorsement

Issue: Failure to meet section 458.313(1)(a) and 458.311(1)(f)3.c., Florida Statutes, postgraduate training

The applicant was present and sworn in by the court reporter. After discussion, a motion was made to approve the application for licensure with the condition of indirect supervision for six (6) months by a Florida licensed physician who is certified by the American Board of Plastic Surgery. The terms of indirect supervision are set forth in Rule 64B8-4.025, Florida Administrative Code. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure with the condition of indirect supervision for six (6) months by a Florida licensed physician who is certified by the American Board of Plastic Surgery.

Tab 36 - Douglas Berger, MD – Endorsement

Issue: Failure to meet section 458.313(1)(c), Florida Statutes, practice requirement

The applicant was not present. After discussion, a motion was made to waive the required appearance and approve the application for licensure with the condition that Dr. Berger successfully pass the SPEX or recertification examination in psychiatry within one (1) year and the license will issue. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to waive the required appearance and approve the application for licensure with the condition that Dr. Berger successfully pass the SPEX or recertification examination in psychiatry within one (1) year and the license will issue.

INDIVIDUAL CONSIDERATIONS

Robert London, MD – To Interview Tabs 38-41

Tab 38 - Juan Armando Antonio Agustin Chiossone, MD – Medical Faculty Certificate

Issue: To determine if your postgraduate training is equivalent to the 1-year residency requirement pursuant to section 458.3145(1)(d), Florida Statutes

The applicant was not present. After discussion, a motion was made to approve the application for licensure. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to approve the application for licensure.

Tab 39 - Bruce R. McFarland, MD – Conditional Licensure

Issue: Petition to remove conditions on license

Represented by Allen Grossman, Esquire.

Accompanied by Martha Brown, MD, Associate Medical Director, Professionals Resource Network.

The licensee was present and sworn in by the court reporter. After discussion, a motion was made to lift the condition on the license. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to lift the condition on the license.

Tab 40 - Marissel Velazquez Vicente, MD – Conditional Licensure

Issue: Request for modification of condition placed on the medical license

Represented by Allen Grossman, Esquire.

The licensee was present and sworn in by the court reporter. After discussion, a motion was made to modify the condition to allow Dr. Velazquez Vicente to fulfill the remaining 4.5 months of the condition when she returns to practice in Florida. Upon return to practice in Florida, Dr. Velazquez Vicente is required to notify the Florida Board of Medicine. The motion was seconded, which carried 5/0.

Action Taken: The Committee voted to modify the condition to allow Dr. Velazquez Vicente to fulfill the remaining 4.5 months of the condition when she returns to practice in Florida. Upon return to practice in Florida, Dr. Velazquez Vicente is required to notify the Florida Board of Medicine.

Tab 41 - Ratification of Approved Supervisor, Practice Plan and Area of Practice

A motion was made and seconded to ratify the approved supervisor, practice plan and area of practice, which carried 5/0.

NEW BUSINESS

There was no new business for discussion.

The Credentials Committee meeting adjourned at 12:45 p.m.