MINUTES
Monthly Meeting
MEDICAL LICENSURE COMMISSION OF ALABAMA
Meeting Location: 848 Washington Avenue
Montgomery, Alabama 36104

August 24, 2022

MEMBERS PRESENT IN PERSON
Craig H. Christopher, M.D., Chairman
Jorge Alsip, M.D., Vice Chairman
Kenneth W. Aldridge, M.D.
Pamela Varner, M.D.
Paul M. Nagrodkz, M.D.
*Howard J. Falgout, M.D.
Gary Hill, D.O.
L. Daniel Morris, Esq.

(*Commissioner Falgout was not present for the actions indicated)

MEMBERS NOT PRESENT

OTHERS PRESENT
Karen H. Silas, Operations Director (Recording)
Nicole Chapman, Administrative Assistant (Recording)
Aaron Dettling, MLC Legal Counsel
Heather Lindemann, Licensing Assistant
Roland Johnson, Physician Monitoring
Chris Hart, Technology
Winston Jordan, Technology
Wilson Hunter, BME Legal Counsel
Blake Henson, BME Legal Counsel
Christy Stewart, Paralegal
Matt Hart, Special Counsel
William Perkins, BME Executive Director
Judge William Gordon, Hearing Officer

SECURITY
Scott Sides

[Signature]
Call to Order: 8:32 a.m.

Prior notice having been given in accordance with the Alabama Open Meetings Act, and with a quorum of seven members present, Commission Chairman, Craig H. Christopher, M.D. convened the monthly meeting of the Alabama Medical Licensure Commission.

OLD BUSINESS

MINUTES Commissioner Nagrodzki made a motion that the Minutes of July 22, 2022 be approved. A second was made by Commissioner Morris. The motion was approved by unanimous vote.

NEW BUSINESS

FULL LICENSURE APPLICANTS

<table>
<thead>
<tr>
<th>Name</th>
<th>Medical School</th>
<th>Endorsement</th>
</tr>
</thead>
<tbody>
<tr>
<td>Noor Alasady</td>
<td>Touro University College Of Osteopathic Medicine</td>
<td>COMLEX/CA</td>
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<tr>
<td>Nadeem Nasib Ali</td>
<td>Medical University of the Americas, Nevis</td>
<td>USMLE</td>
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<tr>
<td>Bradley Scott Amerson</td>
<td>Emory University School of Medicine</td>
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<tr>
<td>Emily Welles Baird</td>
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<tr>
<td>Kaitlyn Barr</td>
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<td>Sarah Bahar Bateni</td>
<td>University of California, Davis School of Medicine</td>
<td>USMLE/CA</td>
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<tr>
<td>Joel Asher Bernanke</td>
<td>Cornell University Medical College</td>
<td>USMLE/NY</td>
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<tr>
<td>Name</td>
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<td>Endorsement</td>
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<td>Michael D. Berven</td>
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<td>Chad S Boomershine</td>
<td>Ohio State University College of Medicine &amp; Public Health</td>
<td>USMLE/TN</td>
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<td>Steven Tyler Brown</td>
<td>University of Alabama School of Medicine Birmingham</td>
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<td>Lucas Bryan Buchanan</td>
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<td>Anam Butt</td>
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<td>SUNY at Stony Brook Health Science Center School of Medicine</td>
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<td>Britton Elizabeth Cawthon</td>
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<td>Michael Dean Clark</td>
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<td>Kendale Dixon</td>
<td>Augusta University</td>
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<td>Luther D M Etheridge</td>
<td>Edward Via College of Osteopathic Medicine, Carolinas Campus</td>
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<td>Joshua Scott Fenton</td>
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<td>Jarrett Joseph Foster</td>
<td>University of South Carolina School of Medicine</td>
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<td>Rick Lewis Foust</td>
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<td>Jordi Garcia-Diaz</td>
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<td>Emily Nicole Gipson</td>
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<td>Isis Lauryn Holloway</td>
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<td>Olivia Stevens Johnson</td>
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<td>Lisa Marie Martz Kernen</td>
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<td>Reiad Khan</td>
<td>West China University of Medical Sciences</td>
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<td>Bonnie Ka-man Lee</td>
<td>Virginia Commonwealth University School of Medicine</td>
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<td>Bo Carl Leung</td>
<td>University of Toledo College of Medicine</td>
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<td>Jeremie M P Lever</td>
<td>University of Alabama School of Medicine Birmingham</td>
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<td>Abhishek Lunagariya</td>
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<td>Tetsuro Maeda</td>
<td>Kyoto University</td>
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<td>Joel Anthony Manzi</td>
<td>Ohio State University College of Medicine &amp; Public Health</td>
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<td>Manoj Mrinal Mazumder</td>
<td>Grant Medical College, University of Mumbai</td>
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<td>Robert Cochran McLean</td>
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<td>John Goodson McLemore</td>
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<td>Neha Mehta</td>
<td>New York College of Osteopathic Medicine</td>
<td>USMLE/CA</td>
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<td>Raymond Saeed Moosavi</td>
<td>University of South Alabama College of Medicine</td>
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<tr>
<td>Connor Andrew Morton</td>
<td>University of Miami Miller School of Medicine</td>
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49. Ayesha Niazy
   Medical School: Ziauddin Medical University
   Endorsement: USMLE

50. Alana Corine Nichols
   Medical School: University of Alabama School of Medicine Birmingham
   Endorsement: USMLE

51. Elizabeth Lurie Nichols
   Medical School: University of Alabama School of Medicine Birmingham
   Endorsement: USMLE

52. Ogochukwu Y Nwanne
   Medical School: University of Nigeria College of Medicine
   Endorsement: USMLE/RH

53. Jean-Phillip Okhovat
   Medical School: UCLA, David Geffen School of Medicine
   Endorsement: USMLE/CA

54. Dhara Raginkumar Patel
   Medical School: American University of The Caribbean
   Endorsement: COMLEX

55. Shivani Tushar Patel
   Medical School: Philadelphia College of Osteopathic Medicine
   Endorsement: USMLE/IN

56. Katherine H Patterson
   Medical School: Indiana University School of Medicine Indianapolis
   Endorsement: USMLE/OH

57. Raul Anibal Raudales
   Medical School: Ross University
   Endorsement: FLEX/OH

58. Feza Huseyn Remzi
   Medical School: Hacettepe University
   Endorsement: USMLE/AR

59. Brittany Leigh Richardson
   Medical School: Alabama College of Osteopathic Medicine
   Endorsement: USMLE

60. Lauren Marie Rosati
   Medical School: University of South Carolina School of Medicine
   Endorsement: COMLEX/IL

61. Jan M Roslowski
   Medical School: Kirksville College of Osteopathic Medicine
   Endorsement: USMLE

62. Juan G Salazar Castillo
   Medical School: Ross University
   Endorsement: USMLE

63. Gaurav Sharma
   Medical School: Seth GS Medical College
   Endorsement: USMLE

64. Ameera Elias Sheikh
   Medical School: Alfaisal University College of Medicine
   Endorsement: COMLEX

65. Hannah D Jaudon Spiker
   Medical School: Edward Via Virginia College of Osteopathic Medicine
   Endorsement: USMLE/NC

66. Julia Dickinson Stiegler
   Medical School: University of Alabama School of Medicine Birmingham
   Endorsement: USMLE

67. Madilynn E Tomas
   Medical School: University of Alabama School of Medicine Birmingham
   Endorsement: COMLEX/PA

68. Duy Phuoc Tran
   Medical School: Lake Erie College of Osteopathic Medicine
   Endorsement: USMLE

69. Mackenzie Valentini
   Medical School: University of Oklahoma Health Science Center
   Endorsement: USMLE

70. Jason Randolph Vance
   Medical School: Loma Linda University School Of Medicine
   Endorsement: USMLE/CA

71. Cami Rosamary Velazquez
   Medical School: University of Alabama School of Medicine Birmingham
   Endorsement: USMLE

72. Vanessa Villacorta Sierra
   Medical School: University of Illinois College of Medicine Chicago
   Endorsement: USMLE/IL

73. Amaresh Vydyanathan
   Medical School: Kilpauk Medical College, University of Chennai
   Endorsement: USMLE/OH

74. Maggie Anna C Williams
   Medical School: Keck School of Medicine of the University of Southern California
   Endorsement: USMLE/CA

75. Joseph Michael Yetto
   Medical School: Uniformed Services University of Health Sciences
   Endorsement: USMLE/VA

76. Madhushree Zope
   Medical School: Baylor College of Medicine
   Endorsement: USMLE

77. Samuel Jesse Anthony
   Medical School: Lincoln Memorial U Debusk C of Osteo Med
   Endorsement: COMLEX/KY

78. Mohamed-Hany Elsayed
   Medical School: Ain Shams University Faculty of Medicine
   Endorsement: FLEX/IL

79. Srikanth Garlapati
   Medical School: Vinayaka Mission’s Medical College
   Endorsement: USMLE/WV

80. *Lohith Potineni Bose
    Medical School: Ross University
    Endorsement: USMLE

81. *Phillip C. Cezayiri
    Medical School: Univ of Alabama School of Medicine Birmingham
    Endorsement: USMLE

82. Charles Robert Diard
    Medical School: University of South Alabama College of Medicine
    Endorsement: USMLE

83. *Garrison J. Starrett
    Medical School: Kansas City University of Medicine & Biosciences
    Endorsement: COMLEX

*Approved pending acceptance and payment of NDC issued by BME.
LIMITED LICENSE APPLICANTS

<table>
<thead>
<tr>
<th>Name</th>
<th>Medical School</th>
<th>Endorsement</th>
<th>Practice Location</th>
<th>License</th>
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<tbody>
<tr>
<td>Alizeh Abbas</td>
<td>Aga Khan Medical College</td>
<td>LL/AL</td>
<td>UAB General Surgery Res Pro</td>
<td>R</td>
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<tr>
<td>Tyler Joseph Millo</td>
<td>Alabama College of Osteopathic Med</td>
<td>LL/AL</td>
<td>USA FM Res Pro</td>
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<tr>
<td>Mahvash Mozafarian</td>
<td>Dubai Medical College</td>
<td>LL/AL</td>
<td>N AL Med Center IM Res Pro</td>
<td>VP</td>
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<tr>
<td>Stephanie Boey Ng</td>
<td>Univ of Massachusetts Medical School</td>
<td>LL/AL</td>
<td>USA Pediatric Res Pro</td>
<td>R</td>
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<tr>
<td>Tania Raygoza</td>
<td>Universidad Autonoma De Guadalajara</td>
<td>LL/AL</td>
<td>USA Pediatric Res Pro</td>
<td>R</td>
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<tr>
<td>Gisella A.M. Ward</td>
<td>USA College of Medicine</td>
<td>LL/AL</td>
<td>USA FM Res Pro</td>
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PROVISIONAL LICENSE APPLICANTS

<table>
<thead>
<tr>
<th>Name</th>
<th>Type of Practice</th>
<th>Location</th>
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<tbody>
<tr>
<td>Caroline I.C. Putzeys</td>
<td>Francisco Marroquin University</td>
<td>USMLE</td>
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</table>

RETIRED SENIOR VOLUNTEER LICENSE APPLICANTS

<table>
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<tr>
<th>Name</th>
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<tbody>
<tr>
<td>Mark Lawrence Hammond</td>
<td>Hope Center, Inc.</td>
</tr>
</tbody>
</table>

*A motion was made by Commissioner Hill with a second by Commissioner Morris to approve all Full, Limited, Provisional and RSV applicants listed above for licensure. The motion was approved by unanimous vote.

*IMLCC Report  The Commission received as information a report of the licenses that were issued via the Interstate Medical Licensure Compact from July 1, 2022 through July 31, 2022. A copy of such report is attached hereto as Exhibit "A".
APPLICANTS FOR REVIEW

*Daniel R. Cales, M.D. A motion was made by Commissioner Alsip with a second by Commissioner Hill to table any action on this application to allow Dr. Christopher to notify Dr. Martino with the USA Department of Neurosurgery that Dr. Cales proposed practice does not qualify for a Limited License. Dr. Cales will be given the option to withdraw his application. The motion carried by unanimous vote.

*Dean V. Moesch, M.D. A motion was made by Commissioner Alsip with a second by Commissioner Morris to approve Dr. Moesch’s application for full licensure. The motion carried by unanimous vote.

REPORTS

*Physician Monitoring Report No action was taken on this report.

*Eldred Brunson, M.D. A motion was made by Commissioner Alsip with a second by Commissioner Nagrodzki to issue an order providing a plan for payment of Dr. Brunson’s Administrative Cost and Fine. The payment plan will allow for monthly payments of at least $626.15 to be paid in full by May 2024. The motion carried by unanimous vote. A copy of the order is attached hereto as Exhibit “B”.

[Signature]

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*Gary Bullock, D.O.* The Commission received notice from the physician monitoring report that Dr. Bullock is currently non-compliant with his payment plan for administrative fines and costs. Roland Johnson noted that he had received an email from Dr. Bullock indicating that he would make a payment by the end of August. A motion was made by Commissioner Hill with a second by Commissioner Nagrodzki to defer any action and have Roland Johnson bring an updated report back to the Commission in September.

REQUESTS

*Oscar D. Almeida, Jr., M.D.* The Commission received a request from Dr. Almeida for cancellation of debt for the administrative fine and costs assessed by the Commission. A motion was made by Commissioner Alsip with a second by Commissioner Aldridge to deny Dr. Almeida's request and to issue an order establishing a payment plan of $2,443.00 per month as ordered over a two year period and include consequences for failure to make scheduled payments. The motion carried by unanimous vote. A copy of such order is attached hereto as Exhibit “C”.

ADMINISTRATIVE FILINGs

*Laurence Cibley, M.D.* A motion was made by Commissioner Alsip with a second by Commissioner Hill to accept the voluntary surrender of Dr. Cibley's medical license. The motion carried by unanimous vote.
John Peter Scanlon, D.O.  A motion was made by Commissioner Alsip with a second by Commissioner Morris to accept the voluntary surrender of Dr. Scanlon’s medical license. The motion carried by unanimous vote.

Lauren E. Duensing, M.D.  Verbal confirmation was received from BME legal counsel that Dr. Duensing would attend CPEP in October and Acumen Assessments in November for evaluations. A motion was made by Commissioner Morris with a second by Commissioner Nagrodzki to accept the amended Settlement Agreement presented by the parties in this case which allows the Commission access to these evaluation reports. The motion carried by unanimous vote.

Farhaad Rahman Riyaz, M.D.  A motion was made by Commissioner Alsip with a second by Commissioner Nagrodzki to accept the Joint Settlement Agreement presented by the parties in lieu of a hearing in this case. Staff noted that due to this disciplinary action, Dr. Riyaz will no longer be eligible to renew his Alabama medical license via the Interstate Medical Licensure Compact. The motion was approved by unanimous vote. A copy of the Commission’s Consent Order is attached here to as Exhibit “D”.

Eduardo Bazan-Lavanda, M.D.  The Commission received as information the Notice of Intent to Contest the reinstatement of Dr. Bazan-Lavanda’s medical license.

Eduardo Bazan-Lavanda, M.D.  The Commission received as information the withdrawal of Dr. Bazan-Lavanda’s reinstatement application.
Hisham Hakim, M.D.  The Commission received as information the Notice of Intent to Contest the reinstatement of Dr. Hakim’s medical license.

Gabriel H. Hester, M.D.  The Commission received as information the Notice of Intent to Contest the reinstatement of Dr. Hester's medical license.

Joseph H. Houser, M.D.  The Commission received information that the BME was notified by Dr Houser that he was withdrawing his application for reinstatement. A motion was made by Commissioner Alsip with a second by Commissioner Morris to grant the Motion to Dismiss the Administrative Complaint filed by the BME in this case. The motion carried by unanimous vote. A copy of such order is attached here to as Exhibit “E”.

DISCUSSION ITEMS

2023 Proposed MLC Meeting Calendar  The Commission discussed and determined the meeting dates for the upcoming year and approved the 2023 meeting calendar.

Declaratory Ruling re: IV Therapy  The Commission received as information an update from Wilson Hunter on the Declaratory ruling regarding IV therapy by the Alabama Board of Medical Examiners. Commissioner Alsip requested that this information be sent out to the county medical societies and added to the newsletter.
FSMB Tri-Regulator Symposium

The Commission received as information an invitation to the FSMB Tri-Regulator Symposium. Commissioner Alsip will attend this event in Alexandria, Virginia on October 13th & 14th, 2022.

Iqbal I. Singh, M.D. v. E. Wilson Hunter

The Commission received as information a lawsuit filed by Iqbal I. Singh, M.D. against E. Wilson Hunter, the BME, and the MLC. It was noted that Dr. Singh had previously appealed the denial of his COQ reinstatement by the BME to the Commission. Aaron Dettling has contacted the Attorney General’s Office to request that that office provide representation for the MLC in this matter. Mr. Dettling also discussed with the Commissioners the multiple layers of immunity they have against lawsuits as members of a state agency.

Eldred Mattatha Brunson, M.D.

The Commission received as information the Joint Brief of the Appellees, Medical Licensure Commission of Alabama and Alabama State Board of Medical Examiners filed with the Alabama Court of Civil Appeals.

CME CONSENT ORDERS

A motion as made by Commissioner Alsip with a second by Commissioner Morris to accept the Joint Settlement Agreements and Consent Orders listed below in disposition of Administrative Complaints filed by the Alabama Board of Medical Examiners for CME violations for the calendar year 2021. The motion carried by unanimous vote. A copy of each consent order is attached hereto as an exhibit as referenced below.
CME Consent Calendar

<table>
<thead>
<tr>
<th>Name</th>
<th>Exhibit</th>
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<tbody>
<tr>
<td>Lashelle F. Barmore, D.O.</td>
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<td>Allison M. Cavender, M.D.</td>
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<td>Terence T. Hart, M.D.</td>
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<td>Andrew B. Hester, M.D.</td>
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<td>Patrick F. Kelly, D.O. (Note: Second Offense)</td>
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<tr>
<td>John H. McFarland, M.D. (Note: Third Offense)</td>
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<td>Gregory S. McGee, M.D.</td>
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<td>Harrison B. Pearl, M.D.</td>
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<td>William A. Powell, III, M.D.</td>
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<td>Saadur Rahman, D.O.</td>
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<td>Naga S. Samji, M.D.</td>
<td>Exhibit P</td>
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<td>Vijay Tirumalasetty, M.D.</td>
<td>Exhibit Q</td>
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</tbody>
</table>

REQUESTS – Additional

Mark Peter Koch, D.O. The Commission received a memo from the Alabama Board of Medical Examiners regarding Dr. Koch’s application for the reinstatement of his medical license. After consideration, a motion was made by Commissioner Alsip with a second by Commissioner Morris to issue an order setting a hearing. Dr. Koch is to be reminded prior to the hearing that the Commission’s previous order requires a statement from CPEP that he is safe to practice medicine within the scope of Module B of his Educational Intervention Program Education Plan and that he is also required to have a practice plan pre-approved by the
Commission. The motion carried by unanimous vote. A copy of the Order Setting Hearing is attached hereto as Exhibit "R".

**ADMINISTRATIVE FILINGS - Additional**

**Sammy F. Beedach, M.D.** The Commission received a Joint Settlement Agreement filed by the parties in lieu of a hearing in this case. In this agreement Dr. Beedach consents to the revocation of his Alabama medical license by the Commission and agrees to never apply for reinstatement. A motion was made by Commissioner Nagrodzki with a second by Commissioner Varner to accept the Joint Settlement Agreement. The motion was approved by unanimous vote. A copy of the Commission’s Consent Decree is attached hereto as Exhibit “S”.

**Scott Munro Kelly, M.D.** The Commission received an Administrative Complaint filed by the Alabama State Board of Medical Examiners due to Dr. Kelly’s non-compliance of a board order to be evaluated by Acumen Assessments. A motion was made by Commissioner Alsip with a second by Commissioner Hill to enter an order setting a hearing for September 28, 2022 and to appoint Judge William Gordon as the hearing officer in this case. The motion carried by unanimous vote. It was later determined that Judge Gordon would not be available in September and a second motion was made by Commissioner Alsip to reconsider his previous motion and appoint James R. Seale (Spud) as hearing officer in the case. A second to the motion was made by Commissioner Hill and the motion carried by unanimous vote.
HEARINGS

The Commission entered into a closed hearing at 9:48 a.m. as permitted by the Code of Ala. §34-24-361.1 in the matters set out below.

Robert Sharpton, Jr., D.O. At the conclusion of the hearing, a motion was made by Commissioner Alsip with a second by Commissioner Falgout to issue an order lifting the probation and restrictions on Dr. Sharpton's Alabama medical license. Dr. Sharpton should be reminded to update his address if he should move and that his controlled substance prescribing will be monitored quarterly with reports submitted to the Commission. The motion carried by unanimous vote. A copy of such order is attached here to as Exhibit "T".

Robert P. Bolling, M.D. A hearing was convened in this case with testimony and exhibits being presented throughout the day. The hearing was adjourned for the day at 6:10 p.m. and will resume on a date to be determined.

PUBLIC MEETING NOTICE: The next meeting of the Alabama Medical Licensure Commission was announced for Wednesday, September 28th beginning at 9:00 a.m.
Meeting was adjourned at 6:10 p.m.

CRAIG H. CHRISTOPHER, M.D., Chairman
Alabama Medical Licensure Commission

Karen Silas, Recording

9/28/2022
Date Signed
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<tr>
<th>Name</th>
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<td>Walter Calvin Damper</td>
<td>DO</td>
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<td>Arizona</td>
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<tr>
<td>Alendia Leigh Hartshorn</td>
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*Total licenses issued since April 2017 - 1,809
ORDER

This matter is before the Medical Licensure Commission of Alabama for *sua sponte* consideration of a payment plan for satisfaction of the administrative fines and costs assessed in this matter. Respondent shall make payments of no less than $626.15 per month starting in September 2022, and shall pay off the full amount owed for administrative fines and costs no later than May 31, 2024.

DONE on this the 29th day of August, 2022.

THE MEDICAL LICENSURE COMMISSION OF ALABAMA

By:

E-SIGNED by Craig Christopher, M.D. on 2022-08-29 13:08:04 CDT

Craig H. Christopher, M.D.
its Chairman
ORDER

This matter is before the Medical Licensure Commission of Alabama on Respondent’s written request, dated July 27, 2022, for cancellation of the administrative fines and costs assessed in this matter. Respondent’s request is supported by an updated Affidavit of Substantial Hardship.

Our Findings of Fact and Conclusions of Law, entered on April 21, 2022, originally required Respondent to pay the administrative fines and costs within 60 days, or by June 20, 2022. On June 28, at Respondent’s request, we granted an extension of this deadline to August 19, 2022. As of the date of this Order, Respondent has not made any payments toward the administrative fines and costs.

Upon consideration, Respondent’s request for cancellation of the administrative fines and costs assessed in this matter is DENIED. However, in an effort to facilitate Respondent’s compliance, the Commission establishes the
following payment plan for satisfaction of the administrative fines and costs assessed in this matter: Respondent shall make payments of no less than $2,443.00 per month starting in September 2022, and shall pay off the full amount owed for administrative fines and costs no later than May 31, 2024. Failure to pay as ordered will result in further action on Respondent’s license, including nonrenewal pursuant to Ala. Code § 34-24-383.

DONE on this the 29th day of August, 2022.

THE MEDICAL LICENSURE COMMISSION OF ALABAMA

By:

E-SIGNED by Craig Christopher, M.D.
on 2022-08-29 13:07:08 CDT

Craig H. Christopher, M.D.
its Chairman
CONSENT DECREE

This matter comes before the Medical Licensure Commission of Alabama (the “Commission”) on the Administrative Complaint (the “Administrative Complaint”) filed by the Alabama State Board of Medical Examiners (the “Board”) on April 26, 2022. The Board and the Respondent, Farhaad Rahman Riyaz, M.D. ("Respondent"), have entered into a Joint Settlement Agreement (the “Settlement Agreement”), and have asked the Commission to approve the Settlement Agreement and to embody it in this Consent Decree.

General Provisions

1. **Protection of the Public.** The Board has stipulated and agreed that the terms and conditions of the Settlement Agreement and of this Consent Decree constitute a reasonable disposition of the matters asserted in the Administrative Complaint, and that such disposition adequately protects the public’s health and
safety. After review, the Commission also finds that this Consent Decree is a reasonable and appropriate disposition of the matters asserted in the Administrative Complaint, and that the provisions of this Consent Decree will adequately protect the public safety. The Commission therefore approves the Settlement Agreement.

2. **Mutual Agreement and Waiver of Rights.** Respondent has consented and agreed to the entry of this Consent Decree, and has agreed to be bound by the findings of fact, conclusions of law, and terms and conditions stated herein. Respondent has validly waived his rights to an administrative hearing before the Commission, to be represented by an attorney at such hearing, and to further notice and formal adjudication by the Commission of the charges arising from the Administrative Complaint. Respondent has also validly waived any and all rights to judicial review of this Consent Decree pursuant to Ala. Code § 34-24-367, the Alabama Administrative Procedure Act, Ala. Code §§ 41-22-1, *et seq.*, by extraordinary writ, or otherwise.

3. **Public Documents.** The Settlement Agreement and this Consent Decree shall constitute public records under the laws of the State of Alabama. The Settlement Agreement and this Consent Decree will be reported by the Board and/or the Commission to the Federal National Practitioner Data Bank ("NPDB") and the Federation of State Medical Boards’ ("FSMB") disciplinary data bank. The
Settlement Agreement and this Consent Decree may otherwise be published or disclosed by the Board and/or the Commission without further notice to Respondent.

4. **Retention of Jurisdiction.** The Commission retains jurisdiction for the purpose of entering such other and further orders and directives as may be required to fully implement the provisions of this Consent Decree.

5. **Judicial Notice.** Pursuant to Ala. Code § 41-22-13(4), Respondent is informed that the Board and/or the Commission may at any time take judicial notice of this Consent Decree, and/or any of the Findings of Fact herein, and may deem any of the findings or conclusions set forth in this Consent Decree to be conclusively established, all without further notice to Respondent.

**Findings of Fact**

1. Respondent has been licensed to practice medicine or osteopathy in the State of Alabama since January 1, 2021, having been issued license number MD.41982, and was so licensed at all times relevant to the matters asserted herein.

2. On or about March 3, 2022, Respondent’s Alabama license was administratively suspended for 90 days under Ala. Code § 34-24-529(d) following the suspension of his Colorado medical license. The administrative suspension of Respondent’s license terminated by operation of law on or about June 1, 2022.

3. On or about December 13, 2021, Respondent was charged by criminal information in the United States District Court for the Eastern District of Virginia,
case number 1:21-CR-00264-001, with one count of mail fraud, a violation of 18 U.S.C. § 1341. That same day, Respondent entered into a plea agreement in which he agreed to plead guilty to felony mail fraud.

4. On or about March 22, 2022, the Court entered a judgment in the above-referenced case and adjudicated Respondent guilty of the felony offense of mail fraud. Respondent was sentenced to one day of imprisonment, six months of home confinement, and three years of supervised release. Respondent was further ordered to (1) pay a fine of $20,000, (2) perform 200 hours of community service, and (3) participate in and complete a program of mental health treatment as approved by the US Probation Office.

Conclusions of Law

5. The Commission has jurisdiction over the subject matter of the Administrative Complaint, and over the parties, pursuant to Ala. Code § 34-24-310, et seq.

6. The Commission concludes, as a matter of law, that the determined facts constitute a violation of Ala. Code § 34-24-360(4).

Order/Discipline

Based upon the foregoing Findings of Fact and Conclusions of Law, it is ORDERED, ADJUDGED, AND DECREED:
1. That Respondent’s license to practice medicine in the State of Alabama is REPRIMANDED;

2. That Respondent’s license to practice medicine in the State of Alabama is placed on probation for a term of three years, to run concurrently with his federal supervised release in case number 1:21-CR-264 in the United States District Court for the Eastern District of Virginia. Respondent may petition for early termination of his probation if his federal supervised release is terminated early. The terms and conditions of probation on Respondent’s license are as follows:

   a. Respondent shall immediately contact the Alabama Professionals Health Program (“APHP”) and execute a release so that APHP may obtain records from any recent evaluation;

   b. Respondent shall submit to an evaluation if directed to do so by APHP;

   c. Respondent shall sign a contract with APHP if recommended to do so; and

   d. Respondent shall strictly adhere to and implement any and all of APHP’s contractual requirements, recommendations, and directions.

3. Respondent is assessed and shall pay an administrative fine in the amount of Five Thousand Dollars ($5,000), due on or before December 31, 2022. No motion for early termination of probation will be considered unless and until Respondent shall have paid the administrative fine in full.
4. That no costs of this proceeding are assessed against Respondent at this time.

5. That the Board shall monitor Respondent’s compliance with this Consent Decree.

6. That, pursuant to Ala. Code § 34-24-526(a)(3), Respondent shall henceforth be ineligible to renew his license to practice medicine in the State of Alabama via the Interstate Medical Licensure Compact.

DONE on this the 29th day of August, 2022.

THE MEDICAL LICENSURE COMMISSION OF ALABAMA

By: E-SIGNED by Craig Christopher, M.D. on 2022-08-29 13:08:43 CDT

Craig H. Christopher, M.D.
its Chairman
ALABAMA STATE BOARD OF MEDICAL EXAMINERS,

       Complainant,

vs.

JOSEPH HENRY HOUSER, M.D.,

       Respondent.

BEFORE THE MEDICAL LICENSURE COMMISSION OF ALABAMA

CASE NO. 2022-231

ORDER

This matter is before the Medical Licensure Commission of Alabama on the Motion to Dismiss filed by the Board of Medical Examiners on August 2, 2022. The Motion to Dismiss is granted, and the First Amended Administrative Complaint is dismissed without prejudice.

DONE on this the 29th day of August, 2022.

THE MEDICAL LICENSURE COMMISSION OF ALABAMA

By:

E-SIGNED by Craig Christopher, M.D.
on 2022-08-29 13:08:12 CDT

Craig H. Christopher, M.D.
its Chairman
BEFORE THE MEDICAL LICENSURE COMMISSION OF ALABAMA

ALABAMA STATE BOARD OF
MEDICAL EXAMINERS,

Complainant,

v.

LASHELLE F. BARMORE, D.O.,

CASE NO. 22 - 167

Respondent.

JOINT SETTLEMENT AGREEMENT

COME NOW, the Alabama State Board of Medical Examiners ("the Board") and Lashelle F. Barmore, D.O. ("Respondent") (collectively "the Parties"), and respectfully submit this Joint Settlement Agreement to the Medical Licensure Commission of Alabama ("the Commission"), seeking the entry of the attached Consent Order to resolve the disciplinary charges filed against Respondent's medical license. In support thereof, the Parties state as follows:

STIPULATION

1. Respondent was duly licensed to practice medicine or osteopathy in the state of Alabama on Oct. 26, 2011, having been issued license number DO.1234. Respondent was so licensed at all times relevant to the matters asserted herein.

2. It is admitted by Respondent that on or about Dec. 13, 2021, Dr. Barmore submitted or caused to be submitted an Alabama medical license renewal application for the calendar year 2022, on which the certification was made that the annual minimum continuing medical education requirement of 25 credits had been met or would be met by December 31, 2021, and the licensee had supporting documents if audited.

3. Respondent admits that, in fact, the required number of continuing medical education credits necessary for renewal of the 2022 license had not been obtained and/or that
supporting documentation was not produced; specifically, Respondent obtained only 16.75 valid credits.

4. Respondent acknowledges and admits that the foregoing facts constitute grounds for the imposition of disciplinary sanctions against the licensee's license to practice medicine or osteopathy in Alabama, specifically, a violation of Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. Respondent consents and agrees to the entry by the Commission of the consent order stated herein, and agrees to be bound by the findings of fact, conclusions of law, and terms and conditions stated therein. Respondent waives any further findings of fact and conclusions of law with respect to the above-styled matter and waives any right to appeal of the joint settlement agreement and consent order.

5. It is stipulated and agreed between the Parties that this joint settlement agreement and consent order be submitted to the Commission, and that they are subject to the Commission's approval. It is further agreed by the Parties that the Commission shall be permitted to examine and review, prior to approval of this settlement, the records and documents now in the possession of the Board concerning the stipulation of facts set forth herein. It is further agreed by the Parties that, in the event the Commission declines to accept this joint settlement agreement and consent order, and requires the Board to present testimony and documentary exhibits at a subsequent hearing, any admissions by Respondent in this agreement shall not be binding upon Respondent, and the consideration by the Commission of the joint settlement agreement and consent order and the documentary evidence referred to herein, will not be prejudicial to the right of Respondent to receive a fair and impartial hearing.

6. It is further agreed that Respondent will not seek to disqualify any member of the Commission from hearing this matter based on that member's consideration of this joint petition.
STIPULATED AND AGREED this 19th day of July 2022.

LASHELLE F. BARMORE, D.O.

Witness/Attorney for Dr. Barmore

Blake T. Henson, Associate General Counsel
Alabama State Board of Medical Examiners
CONSENT ORDER

This matter is before the Medical Licensure Commission of Alabama (the “Commission”) on the administrative complaint filed by the Alabama State Board of Medical Examiners (the “Board”) on August 19, 2022. The Board and Lashelle F. Barmore, D.O. (“Respondent”) (collectively “the Parties”), entered into a Joint Settlement Agreement, which was filed with the Commission on the 19th day of August, 2022. The Commission hereby finds that it has jurisdiction over the administrative complaint, and the Parties hereto, pursuant to Ala. Code § 34-24-361.

After reviewing the Joint Settlement Agreement submitted by the Parties, which is incorporated by reference as if set forth fully herein, the Commission hereby finds that Respondent has committed acts which violate Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. The Commission concludes, as a matter of law, that the stipulated facts of the Joint Settlement Agreement establish violations of Ala. Code § 34-24-360(23) and Rule 545-X-5-.02.

Based upon the foregoing findings of fact and conclusions of law, it is the ORDER of the Medical Licensure Commission:

1. That Lashelle F. Barmore, D.O., be, and is hereby assessed an administrative fine in the amount of Two Thousand Dollars ($2,000.00). The administrative fine is due and payable to the Medical Licensure Commission within thirty (30) days of the date of this Consent Order.

2. That Lashelle F. Barmore, D.O., between the date of this Order and December 31, 2022, shall obtain 25 credits of AMA PRA Category 1™ or equivalent continuing medical education that are in addition to the standard annual CME requirement of 25 credits.

The Medical Licensure Commission retains jurisdiction in this matter for the purpose of
entering such further orders and directives as may be required to implement the provisions of this Consent Order.

ORDERED this the 24th day of August, 2022.

Craig H. Christopher, M.D., Chairman,
Medical Licensure Commission of Alabama
BEFORE THE MEDICAL LICENSURE COMMISSION OF ALABAMA

ALABAMA STATE BOARD OF MEDICAL EXAMINERS, Complainant,
v. CASE NO. 22 - 180
ALLISON M. CAVENDER, M.D., Respondent.

JOINT SETTLEMENT AGREEMENT

COME NOW, the Alabama State Board of Medical Examiners ("the Board") and Allison M. Cavender, M.D. ("Respondent") (collectively "the Parties"), and respectfully submit this Joint Settlement Agreement to the Medical Licensure Commission of Alabama ("the Commission"), seeking the entry of the attached Consent Order to resolve the disciplinary charges filed against Respondent's medical license. In support thereof, the Parties state as follows:

STIPULATION

1. Respondent was duly licensed to practice medicine or osteopathy in the state of Alabama on Jan. 1, 2000, having been issued license number MD.23111. Respondent was so licensed at all times relevant to the matters asserted herein.

2. It is admitted by Respondent that on or about Nov. 24, 2021, Dr. Cavender submitted or caused to be submitted an Alabama medical license renewal application for the calendar year 2022, on which the certification was made that the annual minimum continuing medical education requirement of 25 credits had been met or would be met by December 31, 2021, and the licensee had supporting documents if audited.

3. Respondent admits that, in fact, the required number of continuing medical education credits necessary for renewal of the 2022 license had not been obtained and/or that
supporting documentation was not produced; specifically, Respondent obtained no valid credits.

4. Respondent acknowledges and admits that the foregoing facts constitute grounds for the imposition of disciplinary sanctions against the licensee's license to practice medicine or osteopathy in Alabama, specifically, a violation of Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. Respondent consents and agrees to the entry by the Commission of the consent order stated herein, and agrees to be bound by the findings of fact, conclusions of law, and terms and conditions stated therein. Respondent waives any further findings of fact and conclusions of law with respect to the above-styled matter and waives any right to appeal of the joint settlement agreement and consent order.

5. It is stipulated and agreed between the Parties that this joint settlement agreement and consent order be submitted to the Commission, and that they are subject to the Commission's approval. It is further agreed by the Parties that the Commission shall be permitted to examine and review, prior to approval of this settlement, the records and documents now in the possession of the Board concerning the stipulation of facts set forth herein. It is further agreed by the Parties that, in the event the Commission declines to accept this joint settlement agreement and consent order, and requires the Board to present testimony and documentary exhibits at a subsequent hearing, any admissions by Respondent in this agreement shall not be binding upon Respondent, and the consideration by the Commission of the joint settlement agreement and consent order and the documentary evidence referred to herein, will not be prejudicial to the right of Respondent to receive a fair and impartial hearing.

6. It is further agreed that Respondent will not seek to disqualify any member of the Commission from hearing this matter based on that member's consideration of this joint petition.

STIPULATED AND AGREED this ___ day of ___.
2022.

Allison M. Cavender, M.D.
ALLISON M. CAVENDER, M.D.

Witness/Attorney for Dr. Cavender

Blake T. Henson, Associate General Counsel
Alabama State Board of Medical Examiners
CONSENT ORDER

This matter is before the Medical Licensure Commission of Alabama (the “Commission”) on the administrative complaint filed by the Alabama State Board of Medical Examiners (the “Board”) on August 19, 2022. The Board and Allison M. Cavender, M.D. (“Respondent”) (collectively “the Parties”), entered into a Joint Settlement Agreement, which was filed with the Commission on the 19th day of August, 2022. The Commission hereby finds that it has jurisdiction over the administrative complaint, and the Parties hereto, pursuant to Ala. Code § 34-24-361.

After reviewing the Joint Settlement Agreement submitted by the Parties, which is incorporated by reference as if set forth fully herein, the Commission hereby finds that Respondent has committed acts which violate Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. The Commission concludes, as a matter of law, that the stipulated facts of the Joint Settlement Agreement establish violations of Ala. Code § 34-24-360(23) and Rule 545-X-5-.02.

Based upon the foregoing findings of fact and conclusions of law, it is the ORDER of the Medical Licensure Commission:

1. That Allison M. Cavender, M.D., be, and is hereby assessed an administrative fine in the amount of Two Thousand Five Hundred Dollars ($2,500.00). The administrative fine is due and payable to the Medical Licensure Commission within thirty (30) days of the date of this Consent Order.

2. That Allison M. Cavender, M.D., between the date of this Order and December 31, 2022, shall obtain 25 credits of AMA PRA Category 1™ or equivalent continuing medical education that are in addition to the standard annual CME requirement of 25 credits.
The Medical Licensure Commission retains jurisdiction in this matter for the purpose of entering such further orders and directives as may be required to implement the provisions of this Consent Order.

ORDERED this the 24th day of August, 2022.

Craig H. Christopher, M.D., Chairman,
Medical Licensure Commission of Alabama
BEFORE THE MEDICAL LICENSURE COMMISSION OF ALABAMA

ALABAMA STATE BOARD OF
MEDICAL EXAMINERS,

Complainant,

v.

TERENCE T. HART, M.D.,

Respondent.

CASE NO. 22 - 189

JOINT SETTLEMENT AGREEMENT

COME NOW, the Alabama State Board of Medical Examiners ("the Board") and Terence T. Hart, M.D. ("Respondent") (collectively "the Parties"), and respectfully submit this Joint Settlement Agreement to the Medical Licensure Commission of Alabama ("the Commission"), seeking the entry of the attached Consent Order to resolve the disciplinary charges filed against Respondent's medical license. In support thereof, the Parties state as follows:

STIPULATION

1. Respondent was duly licensed to practice medicine or osteopathy in the state of Alabama on Aug. 17, 1977, having been issued license number MD.7980. Respondent was so licensed at all times relevant to the matters asserted herein.

2. It is admitted by Respondent that on or about Dec. 9, 2021, Dr. Hart submitted or caused to be submitted an Alabama medical license renewal application for the calendar year 2022, on which the certification was made that the annual minimum continuing medical education requirement of 25 credits had been met or would be met by December 31, 2021, and the licensee had supporting documents if audited.

3. Respondent admits that, in fact, the required number of continuing medical education credits necessary for renewal of the 2022 license had not been obtained and/or that
supporting documentation was not produced; specifically, Respondent obtained only 19 valid credits.

4. Respondent acknowledges and admits that the foregoing facts constitute grounds for the imposition of disciplinary sanctions against the licensee's license to practice medicine or osteopathy in Alabama, specifically, a violation of Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. Respondent consents and agrees to the entry by the Commission of the consent order stated herein, and agrees to be bound by the findings of fact, conclusions of law, and terms and conditions stated therein. Respondent waives any further findings of fact and conclusions of law with respect to the above-styled matter and waives any right to appeal of the joint settlement agreement and consent order.

5. It is stipulated and agreed between the Parties that this joint settlement agreement and consent order be submitted to the Commission, and that they are subject to the Commission's approval. It is further agreed by the Parties that the Commission shall be permitted to examine and review, prior to approval of this settlement, the records and documents now in the possession of the Board concerning the stipulation of facts set forth herein. It is further agreed by the Parties that, in the event the Commission declines to accept this joint settlement agreement and consent order, and requires the Board to present testimony and documentary exhibits at a subsequent hearing, any admissions by Respondent in this agreement shall not be binding upon Respondent, and the consideration by the Commission of the joint settlement agreement and consent order and the documentary evidence referred to herein, will not be prejudicial to the right of Respondent to receive a fair and impartial hearing.

6. It is further agreed that Respondent will not seek to disqualify any member of the Commission from hearing this matter based on that member's consideration of this joint petition.
STIPULATED AND AGREED this 3 day of August 2022.

TERENCE T. HART, M.D.

Witness/Attorney for Dr. Hart

Blake T. Henson, Associate General Counsel
Alabama State Board of Medical Examiners
CONSENT ORDER

This matter is before the Medical Licensure Commission of Alabama (the "Commission") on the administrative complaint filed by the Alabama State Board of Medical Examiners (the "Board") on August 19, 2022. The Board and Terence T. Hart, M.D. ("Respondent") (collectively "the Parties"), entered into a Joint Settlement Agreement, which was filed with the Commission on the 19th day of August, 2022. The Commission hereby finds that it has jurisdiction over the administrative complaint, and the Parties hereto, pursuant to Ala. Code § 34-24-361.

After reviewing the Joint Settlement Agreement submitted by the Parties, which is incorporated by reference as if set forth fully herein, the Commission hereby finds that Respondent has committed acts which violate Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. The Commission concludes, as a matter of law, that the stipulated facts of the Joint Settlement Agreement establish violations of Ala. Code § 34-24-360(23) and Rule 545-X-5-.02.

Based upon the foregoing findings of fact and conclusions of law, it is the ORDER of the Medical Licensure Commission:

1. That Terence T. Hart, M.D., be, and is hereby assessed an administrative fine in the amount of Two Thousand Dollars ($2,000.00). The administrative fine is due and payable to the Medical Licensure Commission within thirty (30) days of the date of this Consent Order.

2. That Terence T. Hart, M.D., between the date of this Order and December 31, 2022, shall obtain 25 credits of AMA PRA Category 1™ or equivalent continuing medical education that are in addition to the standard annual CME requirement of 25 credits.

The Medical Licensure Commission retains jurisdiction in this matter for the purpose of
entering such further orders and directives as may be required to implement the provisions of this Consent Order.

ORDERED this the 24th day of August, 2022.

Craig H. Christopher, M.D., Chairman,
Medical Licensure Commission of Alabama
BEFORE THE MEDICAL LICENSURE COMMISSION OF ALABAMA

ALABAMA STATE BOARD OF MEDICAL EXAMINERS,

Complainant,
v.

ANDREW B. HESTER, M.D.,

Respondent.

CASE NO. 22 - 193

JOINT SETTLEMENT AGREEMENT

COME NOW, the Alabama State Board of Medical Examiners ("the Board") and Andrew B. Hester, M.D. ("Respondent") (collectively "the Parties"), and respectfully submit this Joint Settlement Agreement to the Medical Licensure Commission of Alabama ("the Commission"), seeking the entry of the attached Consent Order to resolve the disciplinary charges filed against Respondent's medical license. In support thereof, the Parties state as follows:

STIPULATION

1. Respondent was duly licensed to practice medicine or osteopathy in the state of Alabama on Apr. 20, 2016, having been issued license number MD.35057. Respondent was so licensed at all times relevant to the matters asserted herein.

2. It is admitted by Respondent that on or about Dec. 6, 2021, Dr. Hester submitted or caused to be submitted an Alabama medical license renewal application for the calendar year 2022, on which the certification was made that the annual minimum continuing medical education requirement of 25 credits had been met or would be met by December 31, 2021, and the licensee had supporting documents if audited.

3. Respondent admits that, in fact, the required number of continuing medical education credits necessary for renewal of the 2022 license had not been obtained and/or that
supporting documentation was not produced; specifically, Respondent obtained only 24 valid 
credits.

4. Respondent acknowledges and admits that the foregoing facts constitute grounds 
for the imposition of disciplinary sanctions against the licensee's license to practice medicine or 
osteopathy in Alabama, specifically, a violation of Ala. Code § 34-24-360(23) and Medical 
Licensure Commission Rule 545-X-5-.02. Respondent consents and agrees to the entry by the 
Commission of the consent order stated herein, and agrees to be bound by the findings of fact, 
conclusions of law, and terms and conditions stated therein. Respondent waives any further 
findings of fact and conclusions of law with respect to the above-styled matter and waives any 
right to appeal of the joint settlement agreement and consent order.

5. It is stipulated and agreed between the Parties that this joint settlement agreement 
and consent order be submitted to the Commission, and that they are subject to the Commission's 
approval. It is further agreed by the Parties that the Commission shall be permitted to examine 
and review, prior to approval of this settlement, the records and documents now in the possession 
of the Board concerning the stipulation of facts set forth herein. It is further agreed by the Parties 
that, in the event the Commission declines to accept this joint settlement agreement and consent 
order, and requires the Board to present testimony and documentary exhibits at a subsequent 
hearing, any admissions by Respondent in this agreement shall not be binding upon Respondent, 
and the consideration by the Commission of the joint settlement agreement and consent order and 
the documentary evidence referred to herein, will not be prejudicial to the right of Respondent to 
receive a fair and impartial hearing.

6. It is further agreed that Respondent will not seek to disqualify any member of the 
Commission from hearing this matter based on that member's consideration of this joint petition.
STIPULATED AND AGREED this 13th day of January, 2022.

ANDREW B. HESTER, M.D.

Witness/Attorney for Dr. Hester

Blake T. Henson, Associate General Counsel
Alabama State Board of Medical Examiners
CONSENT ORDER

This matter is before the Medical Licensure Commission of Alabama (the "Commission") on the administrative complaint filed by the Alabama State Board of Medical Examiners (the "Board") on August 19, 2022. The Board and Andrew B. Hester, M.D. ("Respondent") (collectively "the Parties"), entered into a Joint Settlement Agreement, which was filed with the Commission on the 19th day of August, 2022. The Commission hereby finds that it has jurisdiction over the administrative complaint, and the Parties hereto, pursuant to Ala. Code § 34-24-361.

After reviewing the Joint Settlement Agreement submitted by the Parties, which is incorporated by reference as if set forth fully herein, the Commission hereby finds that Respondent has committed acts which violate Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. The Commission concludes, as a matter of law, that the stipulated facts of the Joint Settlement Agreement establish violations of Ala. Code § 34-24-360(23) and Rule 545-X-5-.02.

Based upon the foregoing findings of fact and conclusions of law, it is the ORDER of the Medical Licensure Commission:

1. That Andrew B. Hester, M.D., be, and is hereby assessed an administrative fine in the amount of One Thousand Dollars ($1,000.00). The administrative fine is due and payable to the Medical Licensure Commission within thirty (30) days of the date of this Consent Order.

2. That Andrew B. Hester, M.D., between the date of this Order and December 31, 2022, shall obtain 25 credits of AMA PRA Category 1™ or equivalent continuing medical education that are in addition to the standard annual CME requirement of 25 credits.

The Medical Licensure Commission retains jurisdiction in this matter for the purpose of
entering such further orders and directives as may be required to implement the provisions of this Consent Order.

ORDERED this the 24th day of August, 2022.

Craig H. Christopher, M.D., Chairman,
Medical Licensure Commission of Alabama
BEFORE THE MEDICAL LICENSURE COMMISSION OF ALABAMA

ALABAMA STATE BOARD OF MEDICAL EXAMINERS, Complainant,

v. CASE NO. 2022 - 229

PATRICK FRANCIS KELLY, D.O. Respondent.

JOINT SETTLEMENT AGREEMENT

COME NOW, the Alabama State Board of Medical Examiners ("the Board") and Patrick Francis Kelly, D.O. ("Respondent") (collectively "the Parties"), and respectfully submit this Joint Settlement Agreement to the Medical Licensure Commission of Alabama ("the Commission"), seeking the entry of the attached Consent Order to resolve the disciplinary charges filed against Respondent's medical license. In support thereof, the Parties state as follows:

STIPULATION

1. Respondent was duly licensed to practice medicine or osteopathy in the state of Alabama on August 31, 2015, having been issued license number DO.1531. Respondent was licensed at all times relevant to the matters asserted herein.

2. It is admitted by Respondent that on or about November 17, 2021, he submitted or caused to be submitted an Alabama medical license renewal application for calendar year 2022, on which the certification was made that the annual minimum continuing medical education requirement of 25 credits had been met or would be met by December 31, 2021, and the licensee had supporting documents if audited.

3. Respondent admits that, in fact, the required number of continuing medical education credits necessary for renewal of the 2022 license had not been obtained and/or that
supporting documentation was not produced; specifically, Respondent only obtained 18 valid credits.

4. Respondent further admits that he has previously been disciplined by the Commission for failing to obtain the required number of continuing medical education credits necessary for renewal of his 2017 license. The Commission entered a Consent Order on May 24, 2017, reprimanding Respondent’s license to practice medicine in Alabama, assessing a fine in the amount of One Thousand Dollars ($1,000.00), and ordering Respondent to obtain fifty (50) credits of continuing medical education on or before December 31, 2017.

5. Respondent acknowledges and admits that the foregoing facts constitute grounds for the imposition of disciplinary sanctions against his license to practice medicine or osteopathy in Alabama, specifically, a violation of Ala. Code § 34-24-360(2) and Medical Licensure Commission Rule 545-X-4-.06. Respondent consents and agrees to the entry by the Commission of the consent order stated herein and agrees to be bound by the findings of fact, conclusions of law, and terms and conditions stated therein. Respondent waives any further findings of fact and conclusions of law with respect to the above-styled matter and waives any right to appeal of the joint settlement agreement and consent order.

6. It is stipulated and agreed between the Parties that this joint settlement agreement and consent order be submitted to the Commission, and that they are subject to the Commission’s approval. It is further agreed by the Parties that the Commission shall be permitted to examine and review, prior to approval of this settlement, the records and documents now in the possession of the Board concerning the stipulation of facts set forth herein. It is further agreed by the Parties that, in the event the Commission declines to accept this joint settlement agreement and consent order, and requires the Board to present testimony and documentary exhibits at a subsequent
hearing, any admissions by Respondent in this agreement shall not be binding upon him, and the consideration by the Commission of the joint settlement agreement and consent order and the documentary evidence referred to herein, will not be prejudicial to the right of Respondent to receive a fair and impartial hearing.

7. It is further agreed that Respondent will not seek to disqualify any member of the Commission from hearing this matter based on that member's consideration of this joint petition.

STIPULATED AND AGREED this 26th day of July, 2022.

PATRICK FRANCIS KELLY, D.O.

Witness/Attorney for Dr. Patrick Francis Kelly

Blake T. Henson, Associate General Counsel
ALABAMA STATE BOARD OF MEDICAL EXAMINERS
CONSENT ORDER

This matter is before the Medical Licensure Commission of Alabama (the “Commission”) on the administrative complaint filed by the Alabama State Board of Medical Examiners (the “Board”) on August 19, 2022. The Board and PATRICK FRANCIS KELLY, D.O. (“Respondent”) (collectively “the Parties”), entered into a Joint Settlement Agreement, which was filed with the Commission on the 19th day of August, 2022. The Commission hereby finds that it has jurisdiction over the administrative complaint, and the Parties hereto, pursuant to Ala. Code § 34-24-361.

After reviewing the Joint Settlement Agreement submitted by the Parties, which is incorporated by reference as if set forth fully herein, the Commission hereby finds that Respondent has committed acts which violate Ala. Code § 34-24-360(2) and Medical Licensure Commission Rule 545-X-4-.06. The Commission concludes, as a matter of law, that the stipulated facts of the Joint Settlement Agreement establish violations of Ala. Code § 34-24-360(2) and Rule 545-X-4-.06.

Based upon the foregoing findings of fact and conclusions of law, it is the ORDER of the Medical Licensure Commission:

1. That the license to practice medicine or osteopathy of PATRICK FRANCIS KELLY, D.O., license number DO.1531 be, and is hereby REPRIMANDED.

2. That PATRICK FRANCIS KELLY, D.O., be, and is hereby assessed an administrative fine in the amount of Five Thousand Dollars ($5,000.00). Said fine is due and payable to the Medical Licensure Commission within thirty (30) days of the date of this Consent Order.

3. That PATRICK FRANCIS KELLY, D.O., before December 31, 2022, shall obtain
50 additional credits of AMA PRA Category 1™ or equivalent continuing medical education.

The Medical Licensure Commission retains jurisdiction in this matter for the purpose of entering such further orders and directives as may be required to implement the provisions of this Consent Order.

ORDERED this the 24th day of August, 2022.

Craig H. Christopher, M.D., Chairman,
MEDICAL LICENSURE COMMISSION OF ALABAMA
BEFORE THE MEDICAL LICENSURE COMMISSION OF ALABAMA

ALABAMA STATE BOARD OF
MEDICAL EXAMINERS,

Complainant,

v.

JOHN H. MCFARLAND, M.D.

Respondent.

CASE NO. 2022 - 230

JOINT SETTLEMENT AGREEMENT

COME NOW, the Alabama State Board of Medical Examiners ("the Board") and John H. McFarland, M.D. ("Respondent") (collectively "the Parties"), and respectfully submit this Joint Settlement Agreement to the Medical Licensure Commission of Alabama ("the Commission"), seeking the entry of the attached Consent Order to resolve the disciplinary charges filed against Respondent's medical license. In support thereof, the Parties state as follows:

STIPULATION

1. Respondent was duly licensed to practice medicine or osteopathy in the state of Alabama on May 23, 1984, having been issued license number MD.11404. Respondent was licensed at all times relevant to the matters asserted herein.

2. It is admitted by Respondent that on or about December 9, 2021, he submitted or caused to be submitted an Alabama medical license renewal application for calendar year 2022, on which the certification was made that the annual minimum continuing medical education requirement of 25 credits had been met or would be met by December 31, 2021, and the licensee had supporting documents if audited.

3. Respondent further admits that he has previously been disciplined by the Commission on three prior occasions for failing to obtain the required number of continuing
medical education credits necessary for renewal of his license: the most recent being in 2020. The Commission entered a Consent Order on October 29, 2020, reprimanding Respondent's license to practice medicine in Alabama, assessing a fine in the amount of Five Thousand Dollars ($5,000.00), and ordering Respondent to obtain fifty (50) credits of continuing medical education on or before December 31, 2021.

4. Respondent admits that, in fact, the required number of additional continuing medical education credits necessary for renewal of the 2022 license had not been obtained and/or that supporting documentation was not produced; specifically, Respondent only obtained 49.25 valid credits.

5. Respondent acknowledges and admits that the foregoing facts constitute grounds for the imposition of disciplinary sanctions against his license to practice medicine or osteopathy in Alabama, specifically, a violation of Ala. Code § 34-24-360(2) and Medical Licensure Commission Rule 545-X-4-.06. Respondent consents and agrees to the entry by the Commission of the consent order stated herein and agrees to be bound by the findings of fact, conclusions of law, and terms and conditions stated therein. Respondent waives any further findings of fact and conclusions of law with respect to the above-styled matter and waives any right to appeal of the joint settlement agreement and consent order.

6. It is stipulated and agreed between the Parties that this joint settlement agreement and consent order be submitted to the Commission, and that they are subject to the Commission's approval. It is further agreed by the Parties that the Commission shall be permitted to examine and review, prior to approval of this settlement, the records and documents now in the possession of the Board concerning the stipulation of facts set forth herein. It is further agreed by the Parties that, in the event the Commission declines to accept this joint settlement agreement and consent
order, and requires the Board to present testimony and documentary exhibits at a subsequent hearing, any admissions by Respondent in this agreement shall not be binding upon him, and the consideration by the Commission of the joint settlement agreement and consent order and the documentary evidence referred to herein, will not be prejudicial to the right of Respondent to receive a fair and impartial hearing.

7. It is further agreed that Respondent will not seek to disqualify any member of the Commission from hearing this matter based on that member's consideration of this joint petition.

STIPULATED AND AGREED this 28th day of July, 2022.

JOHN H. MCFARLAND, M.D.

Witness/Attorney for Dr. John H. McFarland

Blake T. Henson, Associate General Counsel
ALABAMA STATE BOARD OF MEDICAL EXAMINERS
CONSENT ORDER

This matter is before the Medical Licensure Commission of Alabama (the “Commission”) on the administrative complaint filed by the Alabama State Board of Medical Examiners (the “Board”) on August 19, 2022. The Board and JOHN H. MCFARLAND, M.D. (“Respondent”) (collectively “the Parties”), entered into a Joint Settlement Agreement, which was filed with the Commission on the 19th day of August, 2022. The Commission hereby finds that it has jurisdiction over the administrative complaint, and the Parties hereto, pursuant to Ala. Code § 34-24-361.

After reviewing the Joint Settlement Agreement submitted by the Parties, which is incorporated by reference as if set forth fully herein, the Commission hereby finds that Respondent has committed acts which violate Ala. Code § 34-24-360(2) and Medical Licensure Commission Rule 545-X-4-.06. The Commission concludes, as a matter of law, that the stipulated facts of the Joint Settlement Agreement establish violations of Ala. Code § 34-24-360(2) and Rule 545-X-4-.06.

Based upon the foregoing findings of fact and conclusions of law, it is the ORDER of the Medical Licensure Commission:

1. That the license to practice medicine of JOHN H. MCFARLAND, M.D., license number MD.11404, be, and is hereby REPRIMANDED.

2. That JOHN H. MCFARLAND, M.D., be, and is hereby assessed an administrative fine in the amount of Five Thousand Dollars ($5,000.00). Said fine is due and payable to the Medical Licensure Commission within thirty (30) days of the date of this Consent Order.

3. That JOHN H. MCFARLAND, M.D., before December 31, 2022, shall obtain 50 additional credits of AMA PRA Category 1™ or equivalent continuing medical education.
The Medical Licensure Commission retains jurisdiction in this matter for the purpose of entering such further orders and directives as may be required to implement the provisions of this Consent Order.

ORDERED this the 24th day of August, 2022.

Craig H. Christopher, M.D., Chairman,
MEDICAL LICENSURE COMMISSION OF ALABAMA
BEFORE THE MEDICAL LICENSURE COMMISSION OF ALABAMA

ALABAMA STATE BOARD OF MEDICAL EXAMINERS,

Complainant,

v.

GREGORY S. McGEE, M.D.,

Respondent.

CASE NO. 22 - 201

JOINT SETTLEMENT AGREEMENT

COME NOW, the Alabama State Board of Medical Examiners (“the Board”) and Gregory S. McGee, M.D. ("Respondent") (collectively “the Parties”), and respectfully submit this Joint Settlement Agreement to the Medical Licensure Commission of Alabama ("the Commission"), seeking the entry of the attached Consent Order to resolve the disciplinary charges filed against Respondent's medical license. In support thereof, the Parties state as follows:

STIPULATION

1. Respondent was duly licensed to practice medicine or osteopathy in the state of Alabama on Feb. 27, 1991, having been issued license number MD.15677. Respondent was so licensed at all times relevant to the matters asserted herein.

2. It is admitted by Respondent that on or about Nov. 2, 2021, Dr. McGee submitted or caused to be submitted an Alabama medical license renewal application for the calendar year 2022, on which the certification was made that the annual minimum continuing medical education requirement of 25 credits had been met or would be met by December 31, 2021, and the licensee had supporting documents if audited.

3. Respondent admits that, in fact, the required number of continuing medical education credits necessary for renewal of the 2022 license had not been obtained and/or that
supporting documentation was not produced; specifically, Respondent obtained no valid credits.

4. Respondent acknowledges and admits that the foregoing facts constitute grounds for the imposition of disciplinary sanctions against the licensee's license to practice medicine or osteopathy in Alabama, specifically, a violation of Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. Respondent consents and agrees to the entry by the Commission of the consent order stated herein, and agrees to be bound by the findings of fact, conclusions of law, and terms and conditions stated therein. Respondent waives any further findings of fact and conclusions of law with respect to the above-styled matter and waives any right to appeal of the joint settlement agreement and consent order.

5. It is stipulated and agreed between the Parties that this joint settlement agreement and consent order be submitted to the Commission, and that they are subject to the Commission’s approval. It is further agreed by the Parties that the Commission shall be permitted to examine and review, prior to approval of this settlement, the records and documents now in the possession of the Board concerning the stipulation of facts set forth herein. It is further agreed by the Parties that, in the event the Commission declines to accept this joint settlement agreement and consent order, and requires the Board to present testimony and documentary exhibits at a subsequent hearing, any admissions by Respondent in this agreement shall not be binding upon Respondent, and the consideration by the Commission of the joint settlement agreement and consent order and the documentary evidence referred to herein, will not be prejudicial to the right of Respondent to receive a fair and impartial hearing.

6. It is further agreed that Respondent will not seek to disqualify any member of the Commission from hearing this matter based on that member’s consideration of this joint petition.
STIPULATED AND AGREED this 3rd day of August, 2022.

GREGORY S. Mcgee, M.D.

Witness/Attorney for Dr. Mcgee

Blake T. Henson, Associate General Counsel
Alabama State Board of Medical Examiners
CONSENT ORDER

This matter is before the Medical Licensure Commission of Alabama (the “Commission”) on the administrative complaint filed by the Alabama State Board of Medical Examiners (the “Board”) on August 19, 2022. The Board and Gregory S. McGee, M.D. (“Respondent”) (collectively “the Parties”), entered into a Joint Settlement Agreement, which was filed with the Commission on the 19th day of August, 2022. The Commission hereby finds that it has jurisdiction over the administrative complaint, and the Parties hereto, pursuant to Ala. Code § 34-24-361.

After reviewing the Joint Settlement Agreement submitted by the Parties, which is incorporated by reference as if set forth fully herein, the Commission hereby finds that Respondent has committed acts which violate Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. The Commission concludes, as a matter of law, that the stipulated facts of the Joint Settlement Agreement establish violations of Ala. Code § 34-24-360(23) and Rule 545-X-5-.02.

Based upon the foregoing findings of fact and conclusions of law, it is the ORDER of the Medical Licensure Commission:

1. That Gregory S. McGee, M.D., be, and is hereby assessed an administrative fine in the amount of Two Thousand Five Hundred Dollars ($2,500.00). The administrative fine is due and payable to the Medical Licensure Commission within thirty (30) days of the date of this Consent Order.

2. That Gregory S. McGee, M.D., between the date of this Order and December 31, 2022, shall obtain 25 credits of AMA PRA Category 1™ or equivalent continuing medical education that are in addition to the standard annual CME requirement of 25 credits.
The Medical Licensure Commission retains jurisdiction in this matter for the purpose of entering such further orders and directives as may be required to implement the provisions of this Consent Order.

ORDERED this the 24th day of August, 2022.

Craig H. Christopher, M.D., Chairman,
Medical Licensure Commission of Alabama
BEFORE THE MEDICAL LICENSURE COMMISSION OF ALABAMA

ALABAMA STATE BOARD OF MEDICAL EXAMINERS,

Complainant,

v.

HARRISON B. PEARL, M.D.,

Respondent.

CASE NO. 22 - 257

JOINT SETTLEMENT AGREEMENT

COME NOW, the Alabama State Board of Medical Examiners ("the Board") and Harrison B. Pearl, M.D. ("Respondent") (collectively "the Parties"), and respectfully submit this Joint Settlement Agreement to the Medical Licensure Commission of Alabama ("the Commission"), seeking the entry of the attached Consent Order to resolve the disciplinary charges filed against Respondent's medical license. In support thereof, the Parties state as follows:

STIPULATION

1. Respondent was duly licensed to practice medicine or osteopathy in the state of Alabama on Sept. 7, 2018, having been issued license number MD.37468. Respondent was so licensed at all times relevant to the matters asserted herein.

2. It is admitted by Respondent that on or about Jan. 4, 2022, Dr. Pearl submitted or caused to be submitted an Alabama medical license renewal application for the calendar year 2022, on which the certification was made that the annual minimum continuing medical education requirement of 25 credits had been met or would be met by December 31, 2021, and the licensee had supporting documents if audited.

3. Respondent admits that, in fact, the required number of continuing medical education credits necessary for renewal of the 2022 license had not been obtained and/or that
supporting documentation was not produced; specifically, Respondent obtained no valid credits.

4. Respondent acknowledges and admits that the foregoing facts constitute grounds for the imposition of disciplinary sanctions against the licensee's license to practice medicine or osteopathy in Alabama. specifically, a violation of Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. Respondent consents and agrees to the entry by the Commission of the consent order stated herein, and agrees to be bound by the findings of fact, conclusions of law, and terms and conditions stated therein. Respondent waives any further findings of fact and conclusions of law with respect to the above-styled matter and waives any right to appeal of the joint settlement agreement and consent order.

5. It is stipulated and agreed between the Parties that this joint settlement agreement and consent order be submitted to the Commission, and that they are subject to the Commission's approval. It is further agreed by the Parties that the Commission shall be permitted to examine and review, prior to approval of this settlement, the records and documents now in the possession of the Board concerning the stipulation of facts set forth herein. It is further agreed by the Parties that, in the event the Commission declines to accept this joint settlement agreement and consent order, and requires the Board to present testimony and documentary exhibits at a subsequent hearing, any admissions by Respondent in this agreement shall not be binding upon Respondent, and the consideration by the Commission of the joint settlement agreement and consent order and the documentary evidence referred to herein, will not be prejudicial to the right of Respondent to receive a fair and impartial hearing.

6. It is further agreed that Respondent will not seek to disqualify any member of the Commission from hearing this matter based on that member's consideration of this joint petition.
STIPULATED AND AGREED this 4th day of August 2022.

HARRISON B. PEARL, M.D.

C. Pearl
Witness/Attorney for Dr. Pearl

Blake T. Henson
Blake T. Henson, Associate General Counsel
Alabama State Board of Medical Examiners
CONSENT ORDER

This matter is before the Medical Licensure Commission of Alabama (the "Commission") on the administrative complaint filed by the Alabama State Board of Medical Examiners (the "Board") on August 19, 2022. The Board and Harrison B. Pearl, M.D. ("Respondent") (collectively "the Parties"), entered into a Joint Settlement Agreement, which was filed with the Commission on the 19th day of August, 2022. The Commission hereby finds that it has jurisdiction over the administrative complaint, and the Parties hereto, pursuant to Ala. Code § 34-24-361.

After reviewing the Joint Settlement Agreement submitted by the Parties, which is incorporated by reference as if set forth fully herein, the Commission hereby finds that Respondent has committed acts which violate Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. The Commission concludes, as a matter of law, that the stipulated facts of the Joint Settlement Agreement establish violations of Ala. Code § 34-24-360(23) and Rule 545-X-5-.02.

Based upon the foregoing findings of fact and conclusions of law, it is the ORDER of the Medical Licensure Commission:

1. That Harrison B. Pearl, M.D., be, and is hereby assessed an administrative fine in the amount of Two Thousand Five Hundred Dollars ($2,500.00). The administrative fine is due and payable to the Medical Licensure Commission within thirty (30) days of the date of this Consent Order.

2. That Harrison B. Pearl, M.D., between the date of this Consent Order and December 31, 2022, shall obtain 25 credits of AMA PRA Category 1™ or equivalent continuing medical education that are in addition to the standard annual CME requirement of 25 credits.
The Medical Licensure Commission retains jurisdiction in this matter for the purpose of entering such further orders and directives as may be required to implement the provisions of this Consent Order.

ORDERED this the 24th day of August, 2022.

Craig H. Christopher, M.D., Chairman, Medical Licensure Commission of Alabama
BEFORE THE MEDICAL LICENSURE COMMISSION OF ALABAMA

ALABAMA STATE BOARD OF
MEDICAL EXAMINERS,

Complainant,

v.

WILLIAM A. POWELL, III, M.D.,

CASE NO. 22 - 209

Respondent.

JOINT SETTLEMENT AGREEMENT

COME NOW, the Alabama State Board of Medical Examiners ("the Board") and William A. Powell, III, M. D. ("Respondent") (collectively "the Parties"), and respectfully submit this Joint Settlement Agreement to the Medical Licensure Commission of Alabama ("the Commission"), seeking the entry of the attached Consent Order to resolve the disciplinary charges filed against Respondent's medical license. In support thereof, the Parties state as follows:

STIPULATION

1. Respondent was duly licensed to practice medicine or osteopathy in the state of Alabama on Jul 24, 1985, having been issued license number MD.12246. Respondent was so licensed at all times relevant to the matters asserted herein.

2. It is admitted by Respondent that on or about Dec. 20, 2021, Dr. Powell submitted or caused to be submitted an Alabama medical license renewal application for the calendar year 2022, on which the certification was made that the annual minimum continuing medical education requirement of 25 credits had been met or would be met by December 31, 2021, and the licensee had supporting documents if audited.

3. Respondent admits that, in fact, the required number of continuing medical education credits necessary for renewal of the 2022 license had not been obtained and/or that
supporting documentation was not produced; specifically, Respondent obtained only 17 valid credits.

4. Respondent acknowledges and admits that the foregoing facts constitute grounds for the imposition of disciplinary sanctions against the licensee's license to practice medicine or osteopathy in Alabama, specifically, a violation of Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. Respondent consents and agrees to the entry by the Commission of the consent order stated herein, and agrees to be bound by the findings of fact, conclusions of law, and terms and conditions stated therein. Respondent waives any further findings of fact and conclusions of law with respect to the above-styled matter and waives any right to appeal of the joint settlement agreement and consent order.

5. It is stipulated and agreed between the Parties that this joint settlement agreement and consent order be submitted to the Commission, and that they are subject to the Commission’s approval. It is further agreed by the Parties that the Commission shall be permitted to examine and review, prior to approval of this settlement, the records and documents now in the possession of the Board concerning the stipulation of facts set forth herein. It is further agreed by the Parties that, in the event the Commission declines to accept this joint settlement agreement and consent order, and requires the Board to present testimony and documentary exhibits at a subsequent hearing, any admissions by Respondent in this agreement shall not be binding upon Respondent, and the consideration by the Commission of the joint settlement agreement and consent order and the documentary evidence referred to herein, will not be prejudicial to the right of Respondent to receive a fair and impartial hearing.

6. It is further agreed that Respondent will not seek to disqualify any member of the Commission from hearing this matter based on that member’s consideration of this joint petition.
STIPULATED AND AGREED this 28th day of July 2022.

WILLIAM A. POWELL, III, M.D.

Witness/Attorney for Dr. Powell

Blake T. Henson, Associate General Counsel
Alabama State Board of Medical Examiners
CONSENT ORDER

This matter is before the Medical Licensure Commission of Alabama (the “Commission”) on the administrative complaint filed by the Alabama State Board of Medical Examiners (the “Board”) on August 19, 2022. The Board and William A. Powell, III, M. D. (“Respondent”) (collectively “the Parties”), entered into a Joint Settlement Agreement, which was filed with the Commission on the 19th day of August, 2022. The Commission hereby finds that it has jurisdiction over the administrative complaint, and the Parties hereto, pursuant to Ala. Code § 34-24-361.

After reviewing the Joint Settlement Agreement submitted by the Parties, which is incorporated by reference as if set forth fully herein, the Commission hereby finds that Respondent has committed acts which violate Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. The Commission concludes, as a matter of law, that the stipulated facts of the Joint Settlement Agreement establish violations of Ala. Code § 34-24-360(23) and Rule 545-X-5-.02.

Based upon the foregoing findings of fact and conclusions of law, it is the ORDER of the Medical Licensure Commission:

1. That William A. Powell, III, M. D., be, and is hereby assessed an administrative fine in the amount of Two Thousand Dollars ($2,000.00). The administrative fine is due and payable to the Medical Licensure Commission within thirty (30) days of the date of this Consent Order.

2. That William A. Powell, III, M. D., between the date of this Order and December 31, 2022, shall obtain 25 credits of AMA PRA Category 1™ or equivalent continuing medical education that are in addition to the standard annual CME requirement of 25 credits.
The Medical Licensure Commission retains jurisdiction in this matter for the purpose of entering such further orders and directives as may be required to implement the provisions of this Consent Order.

ORDERED this the 24th day of August, 2022.

Craig H. Christopher, M.D., Chairman, 
Medical Licensure Commission of Alabama
BEFORE THE MEDICAL LICENSURE COMMISSION OF ALABAMA

ALABAMA STATE BOARD OF MEDICAL EXAMINERS,

Complainant,

v.

SAADUR RAHMAN, D.O.,

Respondent.

CASE NO. 22 - 211

JOINT SETTLEMENT AGREEMENT

COME NOW, the Alabama State Board of Medical Examiners ("the Board") and Saadur Rahman, D.O. ("Respondent") (collectively "the Parties"), and respectfully submit this Joint Settlement Agreement to the Medical Licensure Commission of Alabama ("the Commission"), seeking the entry of the attached Consent Order to resolve the disciplinary charges filed against Respondent's medical license. In support thereof, the Parties state as follows:

STIPULATION

1. Respondent was duly licensed to practice medicine or osteopathy in the state of Alabama on Feb. 27, 2019, having been issued license number DO.1960. Respondent was so licensed at all times relevant to the matters asserted herein.

2. It is admitted by Respondent that on or about Oct. 14, 2021, Dr. Rahman submitted or caused to be submitted an Alabama medical license renewal application for the calendar year 2022, on which the certification was made that the annual minimum continuing medical education requirement of 25 credits had been met or would be met by December 31, 2021, and the licensee had supporting documents if audited.

3. Respondent admits that, in fact, the required number of continuing medical education credits necessary for renewal of the 2022 license had not been obtained and/or that
supporting documentation was not produced; specifically, Respondent obtained only 5.5 valid credits.

4. Respondent acknowledges and admits that the foregoing facts constitute grounds for the imposition of disciplinary sanctions against the licensee's license to practice medicine or osteopathy in Alabama, specifically, a violation of Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. Respondent consents and agrees to the entry by the Commission of the consent order stated herein, and agrees to be bound by the findings of fact, conclusions of law, and terms and conditions stated therein. Respondent waives any further findings of fact and conclusions of law with respect to the above-styled matter and waives any right to appeal of the joint settlement agreement and consent order.

5. It is stipulated and agreed between the Parties that this joint settlement agreement and consent order be submitted to the Commission, and that they are subject to the Commission’s approval. It is further agreed by the Parties that the Commission shall be permitted to examine and review, prior to approval of this settlement, the records and documents now in the possession of the Board concerning the stipulation of facts set forth herein. It is further agreed by the Parties that, in the event the Commission declines to accept this joint settlement agreement and consent order, and requires the Board to present testimony and documentary exhibits at a subsequent hearing, any admissions by Respondent in this agreement shall not be binding upon Respondent, and the consideration by the Commission of the joint settlement agreement and consent order and the documentary evidence referred to herein, will not be prejudicial to the right of Respondent to receive a fair and impartial hearing.

6. It is further agreed that Respondent will not seek to disqualify any member of the Commission from hearing this matter based on that member's consideration of this joint petition.
STIPULATED AND AGREED this 03 day of August 2022.

[Signature]
SAADUR RAHMAN, D.O. 8/3/2022

Witness/Attorney for Dr. Rahman

[Signature]
Blake T. Henson, Associate General Counsel
Alabama State Board of Medical Examiners
CONSENT ORDER

This matter is before the Medical Licensure Commission of Alabama (the "Commission") on the administrative complaint filed by the Alabama State Board of Medical Examiners (the "Board") on August 19, 2022. The Board and Saadur Rahman, D.O. ("Respondent") (collectively "the Parties"), entered into a Joint Settlement Agreement, which was filed with the Commission on the 19th day of August, 2022. The Commission hereby finds that it has jurisdiction over the administrative complaint, and the Parties hereto, pursuant to Ala. Code § 34-24-361.

After reviewing the Joint Settlement Agreement submitted by the Parties, which is incorporated by reference as if set forth fully herein, the Commission hereby finds that Respondent has committed acts which violate Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. The Commission concludes, as a matter of law, that the stipulated facts of the Joint Settlement Agreement establish violations of Ala. Code § 34-24-360(23) and Rule 545-X-5-.02.

Based upon the foregoing findings of fact and conclusions of law, it is the ORDER of the Medical Licensure Commission:

1. That Saadur Rahman, D.O., be, and is hereby assessed an administrative fine in the amount of Two Thousand Five Hundred Dollars ($2,500.00). The administrative fine is due and payable to the Medical Licensure Commission within thirty (30) days of the date of this Consent Order.

2. That Saadur Rahman, D.O., between the date of this Order and December 31, 2022, shall obtain 25 credits of AMA PRA Category 1™ or equivalent continuing medical education that are in addition to the standard annual CME requirement of 25 credits.
The Medical Licensure Commission retains jurisdiction in this matter for the purpose of entering such further orders and directives as may be required to implement the provisions of this Consent Order.

ORDERED this the 24th day of August, 2022.

Craig H. Christopher, M.D., Chairman, Medical Licensure Commission of Alabama
BEFORE THE MEDICAL LICENSURE COMMISSION OF ALABAMA

ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS,  
Complainant,  
v.  
NAGA S. SAMJI, M.D.,  
Respondent.  

CASE NO. 22 - 215

JOINT SETTLEMENT AGREEMENT

COME NOW, the Alabama State Board of Medical Examiners ("the Board") and Naga S. Samji, M.D. ("Respondent") (collectively "the Parties"), and respectfully submit this Joint Settlement Agreement to the Medical Licensure Commission of Alabama ("the Commission"), seeking the entry of the attached Consent Order to resolve the disciplinary charges filed against Respondent's medical license. In support thereof, the Parties state as follows:

STIPULATION

1. Respondent was duly licensed to practice medicine or osteopathy in the state of Alabama on Jun. 24, 2020, having been issued license number MD.40983. Respondent was so licensed at all times relevant to the matters asserted herein.

2. It is admitted by Respondent that on or about Dec. 19, 2021, Dr. Samji submitted or caused to be submitted an Alabama medical license renewal application for the calendar year 2022, on which the certification was made that the annual minimum continuing medical education requirement of 25 credits had been met or would be met by December 31, 2021, and the licensee had supporting documents if audited.

3. Respondent admits that, in fact, the required number of continuing medical education credits necessary for renewal of the 2022 license had not been obtained and/or that
supporting documentation was not produced; specifically, Respondent obtained only 14 valid credits.

4. Respondent acknowledges and admits that the foregoing facts constitute grounds for the imposition of disciplinary sanctions against the licensee's license to practice medicine or osteopathy in Alabama, specifically, a violation of Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. Respondent consents and agrees to the entry by the Commission of the consent order stated herein, and agrees to be bound by the findings of fact, conclusions of law, and terms and conditions stated therein. Respondent waives any further findings of fact and conclusions of law with respect to the above-styled matter and waives any right to appeal of the joint settlement agreement and consent order.

5. It is stipulated and agreed between the Parties that this joint settlement agreement and consent order be submitted to the Commission, and that they are subject to the Commission's approval. It is further agreed by the Parties that the Commission shall be permitted to examine and review, prior to approval of this settlement, the records and documents now in the possession of the Board concerning the stipulation of facts set forth herein. It is further agreed by the Parties that, in the event the Commission declines to accept this joint settlement agreement and consent order, and requires the Board to present testimony and documentary exhibits at a subsequent hearing, any admissions by Respondent in this agreement shall not be binding upon Respondent, and the consideration by the Commission of the joint settlement agreement and consent order and the documentary evidence referred to herein, will not be prejudicial to the right of Respondent to receive a fair and impartial hearing.

6. It is further agreed that Respondent will not seek to disqualify any member of the Commission from hearing this matter based on that member's consideration of this joint petition.
STIPULATED AND AGREED this 25th day of July, 2022.

NAGA S. SAMJII, M.D.

Witness/Attorney for Dr. Samji

Blake T. Henson, Associate General Counsel
Alabama State Board of Medical Examiners
CONSENT ORDER

This matter is before the Medical Licensure Commission of Alabama (the “Commission”) on the administrative complaint filed by the Alabama State Board of Medical Examiners (the “Board”) on August 19, 2022. The Board and Naga S. Samji, M.D. (“Respondent”) (collectively “the Parties”), entered into a Joint Settlement Agreement, which was filed with the Commission on the 19th day of August, 2022. The Commission hereby finds that it has jurisdiction over the administrative complaint, and the Parties hereto, pursuant to Ala. Code § 34-24-361.

After reviewing the Joint Settlement Agreement submitted by the Parties, which is incorporated by reference as if set forth fully herein, the Commission hereby finds that Respondent has committed acts which violate Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. The Commission concludes, as a matter of law, that the stipulated facts of the Joint Settlement Agreement establish violations of Ala. Code § 34-24-360(23) and Rule 545-X-5-.02.

Based upon the foregoing findings of fact and conclusions of law, it is the ORDER of the Medical Licensure Commission:

1. That Naga S. Samji, M.D., be, and is hereby assessed an administrative fine in the amount of Two Thousand Dollars ($2,000.00). The administrative fine is due and payable to the Medical Licensure Commission within thirty (30) days of the date of this Consent Order.

2. That Naga S. Samji, M.D., between the date of this Order and December 31, 2022, shall obtain 25 credits of AMA PRA Category 1™ or equivalent continuing medical education that are in addition to the standard annual CME requirement of 25 credits.

The Medical Licensure Commission retains jurisdiction in this matter for the purpose of
entering such further orders and directives as may be required to implement the provisions of this Consent Order.

ORDERED this the 24th day of August, 2022.

Craig H. Christopher, M.D., Chairman,
Medical Licensure Commission of Alabama
BEFORE THE MEDICAL LICENSURE COMMISSION OF ALABAMA

ALABAMA STATE BOARD OF MEDICAL EXAMINERS, Complainant,

v.

VIJAY TIRUMALASETTY, M.D., Respondent.

CASE NO. 22 - 218

JOINT SETTLEMENT AGREEMENT

COME NOW, the Alabama State Board of Medical Examiners ("the Board") and Vijay Tirumalasetty, M.D. ("Respondent") (collectively "the Parties"), and respectfully submit this Joint Settlement Agreement to the Medical Licensure Commission of Alabama ("the Commission"), seeking the entry of the attached Consent Order to resolve the disciplinary charges filed against Respondent's medical license. In support thereof, the Parties state as follows:

STIPULATION

1. Respondent was duly licensed to practice medicine or osteopathy in the state of Alabama on Jul. 25, 2012, having been issued license number MD.31878. Respondent was so licensed at all times relevant to the matters asserted herein.

2. It is admitted by Respondent that on or about Dec. 28, 2021, Dr. Tirumalasetty submitted or caused to be submitted an Alabama medical license renewal application for the calendar year 2022, on which the certification was made that the annual minimum continuing medical education requirement of 25 credits had been met or would be met by December 31, 2021, and the licensee had supporting documents if audited.

3. Respondent admits that, in fact, the required number of continuing medical education credits necessary for renewal of the 2022 license had not been obtained and/or that
supporting documentation was not produced; specifically, Respondent obtained only 6.5 valid 
credits.

4.  Respondent acknowledges and admits that the foregoing facts constitute grounds 
for the imposition of disciplinary sanctions against the licensee's license to practice medicine or 
osteopathy in Alabama, specifically, a violation of Ala. Code § 34-24-360(23) and Medical 
Licensure Commission Rule 545-X-5-.02. Respondent consents and agrees to the entry by the 
Commission of the consent order stated herein, and agrees to be bound by the findings of fact, 
conclusions of law, and terms and conditions stated therein. Respondent waives any further 
findings of fact and conclusions of law with respect to the above-styled matter and waives any 
right to appeal of the joint settlement agreement and consent order.

5.  It is stipulated and agreed between the Parties that this joint settlement agreement 
and consent order be submitted to the Commission, and that they are subject to the Commission’s 
approval. It is further agreed by the Parties that the Commission shall be permitted to examine 
and review, prior to approval of this settlement, the records and documents now in the possession 
of the Board concerning the stipulation of facts set forth herein. It is further agreed by the Parties 
that, in the event the Commission declines to accept this joint settlement agreement and consent 
order, and requires the Board to present testimony and documentary exhibits at a subsequent 
hearing, any admissions by Respondent in this agreement shall not be binding upon Respondent, 
and the consideration by the Commission of the joint settlement agreement and consent order and 
the documentary evidence referred to herein, will not be prejudicial to the right of Respondent to 
receive a fair and impartial hearing.

6.  It is further agreed that Respondent will not seek to disqualify any member of the 
Commission from hearing this matter based on that member's consideration of this joint petition.
STIPULATED AND AGREED this 20 day of July, 2022.

VIJAY TIRUMALASETTY, M.D.

Witness/Attorney for Dr. Tirumalasetty

Blake T. Henson, Associate General Counsel
Alabama State Board of Medical Examiners
CONSENT ORDER

This matter is before the Medical Licensure Commission of Alabama (the “Commission”) on the administrative complaint filed by the Alabama State Board of Medical Examiners (the “Board”) on August 19, 2022. The Board and Vijay Tirumalasetty, M.D. (“Respondent”) (collectively “the Parties”), entered into a Joint Settlement Agreement, which was filed with the Commission on the 19th day of August, 2022. The Commission hereby finds that it has jurisdiction over the administrative complaint, and the Parties hereto, pursuant to Ala. Code § 34-24-361.

After reviewing the Joint Settlement Agreement submitted by the Parties, which is incorporated by reference as if set forth fully herein, the Commission hereby finds that Respondent has committed acts which violate Ala. Code § 34-24-360(23) and Medical Licensure Commission Rule 545-X-5-.02. The Commission concludes, as a matter of law, that the stipulated facts of the Joint Settlement Agreement establish violations of Ala. Code § 34-24-360(23) and Rule 545-X-5-.02.

Based upon the foregoing findings of fact and conclusions of law, it is the ORDER of the Medical Licensure Commission:

1. That Vijay Tirumalasetty, M.D., be, and is hereby assessed an administrative fine in the amount of Two Thousand Five Hundred Dollars ($2,500.00). The administrative fine is due and payable to the Medical Licensure Commission within thirty (30) days of the date of this Consent Order.

2. That Vijay Tirumalasetty, M.D., between the date of this Order and December 31, 2022, shall obtain 25 credits of AMA PRA Category 1™ or equivalent continuing medical education that are in addition to the standard annual CME requirement of 25 credits.
The Medical Licensure Commission retains jurisdiction in this matter for the purpose of entering such further orders and directives as may be required to implement the provisions of this Consent Order.

ORDERED this the 24th day of August, 2022.

Craig H. Christopher, M.D., Chairman,
Medical Licensure Commission of Alabama
ORDER

This matter is before the Medical Licensure Commission of Alabama on Respondent’s application for reinstatement of his license to practice osteopathy in the State of Alabama. On August 19, 2022, the Board of Medical Examiners advised the Commission that it would not formally contest Respondent’s application. The Board did, however, encourage the Commission “to require . . . strict adherence to its Orders and APHP agreements as a condition of licensure.”

Consistent with the Board’s recommendation, and consistent with our Order of August 31, 2020, Respondent is ORDERED to submit to the Commission: (a) a determination from CPEP that Respondent “is competent and safe to practice family medicine” within the scope of the Module B educational activities, and (b) a proposed practice plan for the Commission’s consideration, which proposed practice
plan shall set out the proposed location, area of practice, and under whose supervision, if any, Respondent intends to practice.

This matter is SET for a hearing to be held on Tuesday, October 25, 2022, at 10:00 a.m., at 848 Washington Avenue, Montgomery, Alabama, 36104.

DONE on this the 29th day of August, 2022.

THE MEDICAL LICENSURE COMMISSION OF ALABAMA

By:

E-SIGNED by Craig Christopher, M.D.
on 2022-08-29 13:08:29 CDT

Craig H. Christopher, M.D.
its Chairman
CONSENT DECREES

This matter comes before the Medical Licensure Commission of Alabama (the “Commission”) on the Administrative Complaint and Petition for Summary Suspension of License (the “Administrative Complaint”) filed by the Alabama State Board of Medical Examiners (the “Board”) on June 17, 2022. The Board and the Respondent, Sammy Fuad BeCdach, M.D. (“Respondent”), have entered into a Joint Settlement Agreement (the “Settlement Agreement”), and have asked the Commission to approve the Settlement Agreement and to embody it in this Consent Decree.

General Provisions

1. **Protection of the Public.** The Board has stipulated and agreed that the terms and conditions of the Settlement Agreement and of this Consent Decree constitute a reasonable disposition of the matters asserted in the Administrative
Complaint, and that such disposition adequately protects the public’s health and safety. After review, the Commission also finds that this Consent Decree is a reasonable and appropriate disposition of the matters asserted in the Administrative Complaint, and that the provisions of this Consent Decree will adequately protect the public safety. The Commission therefore approves the Settlement Agreement.

2. **Mutual Agreement and Waiver of Rights.** Respondent has consented and agreed to the entry of this Consent Decree, and has agreed to be bound by the findings of fact, conclusions of law, and terms and conditions stated herein. Respondent has validly waived his rights to an administrative hearing before the Commission, to be represented by an attorney at such hearing, and to further notice and formal adjudication by the Commission of the charges arising from the Administrative Complaint. Respondent has also validly waived any and all rights to judicial review of this Consent Decree pursuant to Ala. Code § 34-24-367, the Alabama Administrative Procedure Act, Ala. Code §§ 41-22-1, *et seq.*, by extraordinary writ, or otherwise.

3. **Public Documents.** The Settlement Agreement and this Consent Decree shall constitute public records under the laws of the State of Alabama. The Settlement Agreement and this Consent Decree will be reported by the Board and/or the Commission to the Federal National Practitioner Data Bank (“NPDB”) and the Federation of State Medical Boards’ (“FSMB”) disciplinary data bank. The
Settlement Agreement and this Consent Decree may otherwise be published or disclosed by the Board and/or the Commission without further notice to Respondent.

4. **Retention of Jurisdiction.** The Commission retains jurisdiction for the purpose of entering such other and further orders and directives as may be required to fully implement the provisions of this Consent Decree.

5. **Judicial Notice.** Pursuant to Ala. Code § 41-22-13(4), Respondent is informed that the Board and/or the Commission may at any time take judicial notice of this Consent Decree, and/or any of the Findings of Fact herein, and may deem any of the findings or conclusions set forth in this Consent Decree to be conclusively established, all without further notice to Respondent.

**Findings of Fact**

1. Respondent has been licensed to practice medicine in the State of Alabama since June 25, 2003, having been issued license no. MD.25345. Respondent was so licensed at all relevant times.

2. The factual allegations of the Administrative Complaint are deemed to be conclusively established, solely for purposes of this Consent Decree and all other matters within the jurisdiction of the Commission. Nothing in this Consent Decree, however, constitutes an admission, finding, or evidence that the factual allegations of the Administrative Complaint are true for purposes of any other legal proceeding involving the Respondent.
Conclusions of Law

3. The Commission has jurisdiction over the subject matter of the Administrative Complaint, and over the parties, pursuant to Ala. Code § 34-24-310, \textit{et seq.}

4. The Commission concludes, as a matter of law, that the determined facts constitute violations of Ala. Code §§ 34-24-360(2), (3), (8), (22), and (23).

5. Respondent has validly consented: (a) to the revocation of his license to practice medicine in the State of Alabama, (b) that such revocation shall be permanent, and (c) that Respondent will never file a petition for reinstatement of his license nor any new application for a Certificate of Qualification or license to practice medicine or osteopathy in the State of Alabama, and that any such petition or application, if filed, shall be summarily denied.

Order/Discipline

Based upon the foregoing Findings of Fact and Conclusions of Law, it is ORDERED, ADJUDGED, AND DECREED:

1. That Respondent’s license to practice medicine in the State of Alabama is REVOKED;

2. That Respondent is permanently prohibited from filing an application for reinstatement of his license, and/or or any new application for a Certificate of
Qualification or license to practice medicine or osteopathy in the State of Alabama, and that any such petition or application, if filed, shall be summarily denied; and

3. That no administrative fine nor costs of this proceeding are assessed against Respondent at this time.

DONE on this the 29th day of August, 2022.

THE MEDICAL LICENSURE
COMMISSION OF ALABAMA

By: E-SIGNED by Craig Christopher, M.D.
on 2022-08-29 13:07:37 CDT

Craig H. Christopher, M.D.
its Chairman
ALABAMA STATE BOARD OF MEDICAL EXAMINERS,

Complainant,

vs.

HOBERT JAMES SHARPTON, JR., D.O.,

Respondent.

BEFORE THE MEDICAL LICENSURE COMMISSION OF ALABAMA

CASE NO. 17-021

ORDER

This matter is before the Commission on Respondent’s request to remove all restrictions and conditions from his license to practice osteopathy in the State of Alabama. The Commission held a hearing on Respondent’s request on August 24, 2022. Upon consideration of the evidence presented at the hearing, it is ORDERED:

1. Respondent’s request is granted, and Respondent’s license to practice osteopathy in the State of Alabama is hereby restored to full, non-probationary, and unrestricted status.

2. The Commission requests that the Board’s Director of Physician Monitoring review Respondent’s Prescription Drug Monitoring Program (“PDMP”) activity and make a report of the same to the Commission on a quarterly basis.
3. Respondent shall inform the Commission of any changes in his residence address and/or practice location within 10 calendar days of any such change.

DONE on this the 29th day of August, 2022.

THE MEDICAL LICENSURE COMMISSION OF ALABAMA

By:

E-SIGNED by Craig Christopher, M.D.
on 2022-08-29 13:09:01 CDT

Craig H. Christopher, M.D.
its Chairman