

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

**May 24, 2023**

**MEMBERS PRESENT IN PERSON**

Craig H. Christopher, M.D., Chairman  
Jorge Alsip, M.D., Vice-Chairman  
Kenneth W. Aldridge, M.D.  
Howard J. Falgout, M.D.  
Gary Hill, D.O.  
L. Daniel Morris, Esq.  
Paul M. Nagrodzki, M.D.  
Pamela Varner, M.D.

**MEMBERS NOT PRESENT**

**MLC STAFF**

Aaron Dettling, General Counsel, MLC  
Rebecca Robbins, Operations Director (Recording)  
Nicole Hardy, Administrative Assistant (Recording)  
Heather Lindemann, Licensure Assistant

**OTHERS PRESENT**

**BME STAFF**

Randy Dixon, Investigator  
Amy Dorminey, Operations Director  
Alicia Harrison, Associate General Counsel  
Chris Hart, Technology  
Effie Hawthorne, Associate General Counsel  
Wilson Hunter, General Counsel  
Winston Jordan, Technology  
Jake Miller, Extern  
William Perkins, Executive Director  
Ben Schlemmer, Investigator  
Scott Sides, Investigator

Call to Order: 9:02 a.m.

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

## **OLD BUSINESS**

### **Minutes April 17, 2023**

Commissioner Alsip made a motion that the Minutes of April 17, 2023, be approved. A second was made by Commissioner Aldridge. The motion was approved by unanimous vote.

### **Minutes April 28, 2023**

Commissioner Nagrodzki made a motion that the Minutes of April 28, 2023, be approved. A second was made by Commissioner Hill. The motion was approved by unanimous vote.

## **NEW BUSINESS**

### **Full License Applicants**

<b><u>Name</u></b>	<b><u>Medical School</u></b>	<b><u>Endorsement</u></b>
1. Sabrena Michelle Ahmadi	A T Still University School of Osteopathic Medicine	COMLEX/OR
2. Jacky Zahedha Akhter	St. George's University School of Medicine, Grenada	USMLE
3. Nandini Bakshi Batra	Armed Forces Medical College, University of Pune	FLEX/CA
4. Shane Thomas Bealer	Philadelphia College of Osteopathic Medicine	COMLEX/PA
5. Joshua Elan Bettner	Western Uni of Health Sci, College of Osteo Med of Pacific	COMLEX/WI
6. Kunal Rajesh Bhuta	Maharashtra Institute of Medical Sciences	USMLE/PA
7. David Andrew Birdsall	Tulane University School of Medicine	USMLE/CA
8. Samuel Worae Boakye	University of Ghana Medical School	USMLE/VA
9. Sara Ashley Bowling	University of Michigan Medical School	USMLE/WA
10. Lesli Ann Casten	American University of The Caribbean	USMLE/FL
11. Yasolatha Chalicheemala	Andhra Medical College, Andhra University	USMLE/MD
12. Jenny Chamblain	St. George's University School of Medicine, Grenada	USMLE/VA
13. David Alexander Corbin	St. George's University School of Medicine, Grenada	USMLE/NY
14. Joseph Thompson Crane	Virginia Commonwealth University School of Medicine	USMLE/IL
15. Madelyn Tunstall Crist	Louisiana State Univ School of Medicine New Orleans	USMLE/TN
16. Kellen Katherine Dawson	Louisiana State Univ School of Medicine New Orleans	USMLE/LA
17. Hunter Allen Dulaney	University of Mississippi School of Medicine	USMLE



<u>Name</u>	<u>Medical School</u>	<u>Endorsement</u>
18. William Craig Dungan	University of Mississippi School of Medicine	USMLE
19. Margaret Anne Eagan	Georgetown University School of Medicine	FLEX/VA
20. Odianosen J Eigbire-Molen	Georgetown University School of Medicine	USMLE/MO
21. Samih Ehsan El-Akkad	New York Medical College	USMLE/CA
22. Amanda Christine Filiberto	Virginia Commonwealth University School of Medicine	USMLE
23. Jacob Anthony Ford	Louisiana State University Medical Center in Shreveport	USMLE/LA
24. Induja Gajendran	Theni Government Medical College	USMLE/NY
25. Wyman Oscar Gilmore	University of Alabama School of Medicine Birmingham	USMLE/TX
26. Callie Anne Grey	University of Mississippi School of Medicine	USMLE/MS
27. Christopher Grijalba	Western Uni of Health Sci, College of Osteo Med of Pacific	COMLEX
28. Justin Cardell Grimes	East Tennessee State Univ James H Quillen College of Med	USMLE
29. Karishma Gupta	Case Western Reserve University School of Medicine	USMLE
30. Shane Michael Hagen	Univ of Tennessee Health Science Center College of Med	USMLE
31. Mark Steven Hahn	Kirksville College of Osteopathic Medicine	COMLEX/MO
32. Meghan Elizabeth Halub	Michigan State University College of Human Medicine	USMLE/IA
33. Bing Han	Jilin University	USMLE/FL
34. Ryan Matthew Harris	University of Texas Medical School at Galveston	USMLE/TX
35. Destiny Jade Horton	Mercer University School of Medicine	USMLE
36. Tianna Philice Humes	Edward Via College of Osteo Medicine, Carolinas Campus	COMLEX
37. Robert Johnson	University of Missouri Kansas City School of Medicine	USMLE
38. Ryan J Joy	Alabama College of Osteopathic Medicine	COMLEX
39. Bella George Kalayilparampil	Texas Tech Univ Health Sciences Center School of Med	USMLE
40. Reddappa V S R Kanipakam	Rajiv Gandhi Medical College	USMLE/MI
41. Susan Karki	Nepal Med College Manipal College of Med Sciences	USMLE
42. David Matthew Kashmer	Drexel University College of Medicine	USMLE/VA
43. Theophile George Koury	Eastern Virginia Medical School	NBME/CA
44. Nino Kvantaliani	Tbilisi State Medical University	USMLE/PA
45. Jason Thomas Lanning	Kirksville College of Osteopathic Medicine	COMLEX/NE
46. Kyle A Blumberg Lapidus	Albert Einstein College of Medicine of Yeshiva Univ	USMLE/NY
47. Matthew Brooks Libby	University of New England College of Osteopathic Med	COMLEX/MA
48. Hannah May Lin	Univ of Tennessee Health Science Center College of Med	USMLE
49. Shu Kwun Lui	University of Kentucky College of Medicine	USMLE/GA
50. Thomas Andrew Lukaszczyk	Hahnemann University School of Medicine	NBME/CA
51. Midhun Malla	Guntur Medical College, Nagarjuna University	USMLE/OK
52. Natasha Elizabeth Mathew	Kansas City University of Medicine & Biosciences	COMLEX/IN
53. Clayton C McCuiston	University of North Texas Health Science Center	COMLEX/AR
54. Margaret Y N Mericle	Frank H. Netter MD School of Med at Quinnipiac University	USMLE
55. Jimmy Metellus	St. George's University School of Medicine, Grenada	USMLE/NY
56. Anna Rachel Moravec	Univ of Tennessee Health Science Center College of Med	USMLE
57. Clayton Howell Newell	University of Mississippi School of Medicine	USMLE/MS
58. Ebubechukwu C Njemanze	University of Nigeria College of Medicine	USMLE/NM

<b><u>Name</u></b>	<b><u>Medical School</u></b>	<b><u>Endorsement</u></b>
59. Stephen Kolawole Obaro	Ahmadu Bello University	USMLE/MI
60. Omar Ahmad Osman	University of Illinois College of Medicine Chicago	USMLE/IL
61. Loretta Modica Parker	Lincoln Memorial Univ Debusk College of Osteo Medicine	COMLEX/OK
62. Amelia Haas Parsons	University of Alabama School of Medicine Birmingham	USMLE/KY
63. Jit Harshad Patel	University of Alabama School of Medicine Birmingham	USMLE/OH
64. Elliott Gordon Pennington	University of South Alabama College of Medicine	USMLE/MS
65. Ali Pervaiz	Nishtar Medical College, Bahuddin Zakaria University	USMLE/ND
66. Jay F K Ponto	SUNY Downstate Medical Center College of Medicine	USMLE/OR
67. Jeremy K Prince	Edward Via Virginia College of Osteopathic Medicine	COMLEX/MS
68. Abhishek Naresh Purohit	Alabama College of Osteopathic Medicine	COMLEX
69. Brock Allen Richardson	University of Mississippi School of Medicine	USMLE
70. Mary Tucker Sessums	University of Mississippi School of Medicine	USMLE/FL
71. Ainny Shamim	Jinnah Medical and Dental College	USMLE/AR
72. Matthew Keith Short	Edward Via College of Osteopathic Med Auburn Campus	COMLEX/OH
73. Erica Marie Simon	A T Still University School of Osteopathic Medicine	COMLEX/VA
74. Prabhdeep Singh	American University of Antigua	USMLE/FL
75. Stefanie Paige Sippl	University of Wisconsin Medical School	USMLE/WI
76. Meagan Nicole Smith	University of Mississippi School of Medicine	USMLE/MS
77. Kendall Brooke Snellgrove	University of Alabama School of Medicine Birmingham	USMLE/WI
78. Carlos F S Paillie	Pontificia Universidad Javeriana	USMLE/FL
79. Amber Elizabeth Souers	University of South Alabama College of Medicine	USMLE/TX
80. Matthew Neil Spence	Univ of Tennessee Health Science Center College of Med	USMLE/TX
81. Bailey Strobe	University of Alabama School of Medicine Birmingham	USMLE
82. Shea Kent Taylor	University of South Florida College of Medicine	USMLE/NH
83. Stephanie Teixeira	Federal University of Minas Gerais	USMLE/CA
84. Manfred T Temmerman	Philadelphia College of Osteopathic Medicine	COMLEX/HI
85. Elaina Lord Tully	Harvard Medical School	USMLE/PA
86. Saktesh V Gurunathan	Theni Government Medical College	USMLE/NY
87. Shelby Wagner	William Carey University College of Osteopathic Medicine	COMLEX/OK
88. Hans Martin Winebrenner	Uniformed Services University of Health Sciences	USMLE/VA
89. Parham Jeff Zamani	American University of Antigua	USMLE
90. Hui Zhang	Tianjin Medical University	USMLE/IL
91. Gloria Chong Fong	Univ Centro de Estudios Tech Univ Del Noreste	FLEX/GA
92. Eric M Mozeleski	Univ of North Texas Health Science Center	COMLEX/OH
93. *Kelley Jean Mast	Northeastern Ohio Univ College of Medicine	USMLE/IN
94. Mark Evan Bittman	Tulane University School of Medicine	USMLE/NY
95. *Uzma Farooq	University of Miami Miller School of Medicine	USMLE/FL

*\*Approved pending acceptance and payment of NDC issued by BME.*

*CME*

A motion was made by Commissioner Alsip with a second by Commissioner Morris to approve applicants numbers one through ninety-five (1-95) for full licensure. The motion was approved by unanimous vote.

**Limited License Applicant**

<b><u>Name</u></b>	<b><u>Medical School</u></b>	<b><u>Endorsement</u></b>	<b><u>Location</u></b>	<b><u>License</u></b>
1. Nitheesha Alapati	Texas A&M U Health Sci Center C of Med	LL/AL	USA Pediatrics	R
2. Confidence A Alemajo	University of Buea Faculty of Health Sciences	LL/AL	UAB Selma FM	R
3. Osama Ali	Dow Medical College, University of Karachi	LL/AL	Cahaba FM	R
4. Fernando Alvarez Jr.	Edward Via C of Osteo Med, Carolinas Camp	LL/AL	Gadsden Regional FM	R
5. Deanne M Lim Bellosa	Our Lady of Fatima University	LL/AL	South Baldwin FM	R
6. Andrew Jonathan Bird	Trinity School of Medicine	LL/AL	Cahaba FM	R
7. Alfredo D Bizzocchi	Adventist University of the Plata	LL/AL	Gadsden Regional FM	R
8. Alexandra B Pagan	University of Medicine and Health Sciences	LL/AL	Southeast Health IM	R
9. Paarmit Singh Chhabra	Windsor University	LL/AL	Southeast Health IM	R
10. Hannah Haejung Choi	American University of Antigua	LL/AL	Southeast Health IM	R
11. Anthony E Chukwurah	Obafemi Awolowo University	LL/AL	Jackson Hospital FM	R
12. Jordan P Priya Cooper	International American Univ College of Med	LL/AL	USA Pediatrics	R
13. Spencer M Dempsey	Silliman University Medical School	LL/AL	Gadsden Regional FM	R
14. Sonal Devi Duggirala	Sri Ramachandran Med C & Research Inst	LL/AL	Southeast Health IM	R
15. Kourtney Jean Dunn	Edward Via C of Osteo Med, Carolinas Campus	LL/AL	Crestwood FM	R
16. Benjamin M Easow	Dr S N Medical College, Univ of Rajasthan	LL/AL	Southeast Health IM	R
17. Omer Farooq	University of Health Sciences	LL/AL	Southeast Health IM	R
18. Shannon E Fleming	American University of The Caribbean	LL/AL	South Baldwin FM	R
19. Cristel Nicole Flores	Univ of the East, Magsaysay Mem Med Center	LL/AL	Cahaba FM	R
20. Alexander T Flugrad	Poznan University of Medical Sciences	LL/AL	Crestwood FM	R
21. Ying Ge	Tianjin Medical University	LL/AL	Cahaba FM	R
22. Ashenafi T Getachew	Addis Ababa University	LL/AL	UAB Selma FM	R
23. Ayman Ahmad Ghattas	St. James Sch of Med St. Vincent Grenadines	LL/AL	Crestwood FM	R
24. Fabricio G Goncalves	University of Brasilia	LL/AL	Pediatric Rad Assoc	DP
25. Matthew D Gribble	University of Queensland	LL/AL	USA IM	R
26. Karina I Halilova	Second Tashkent State Medical Institute	LL/AL	Crestwood FM	R
27. Christian A Harmon	U of Alabama School of Med Birmingham	LL/AL	Crestwood FM	R
28. Khine Mar Hlaing	Institute Of Medicine Mandalay University	LL/AL	Jackson Hospital FM	R
29. Noor E A Ibrahim	Mohammed Bin Rashid U of Med & Health Sci	LL/AL	USA Pediatrics	R
30. Cassie S Jacobs	Univ of Science, Art, Tech, Faculty of Medicine	LL/AL	Jackson Hospital FM	R
31. Maheen Jawaid	Fatima Jinnah Med C for Women, U of Punjab	LL/AL	Southeast Health IM	R
32. Tehreem Khalid	Shifa College of Medicine	LL/AL	Jackson Hospital FM	R
33. Juyeon Kim	Korea University College of Medicine	LL/AL	USA Pathology	R
34. Sreenidhi Kosuri	Kasturba Medical College, Manipal University	LL/AL	Southeast Health IM	R

*CAC*

<u>Name</u>	<u>Medical School</u>	<u>Endorsement</u>	<u>Location</u>	<u>License</u>
35. Roger Lin	National Yang-Ming Medical College	LL/AL	Southeast Health IM	R
36. Rabia Salman Mahfooz	University of Health Sciences Lahore	LL/AL	Southeast Health IM	R
37. Tijin Ann Mathew	Med College Thiruvananthapuram, Kerala Uni	LL/AL	Southeast Health IM	R
38. Erika E Morales Ubico	Francisco Marraquin University	LL/AL	USA Pediatrics	R
39. Deepa H Nagaraju	J.J.M. Medical College	LL/AL	Jackson Hospital FM	R
40. Minh Quan Nguyen	Medical University of Lublin	LL/AL	Jackson Hospital FM	R
41. Hoa Nguyen	St. James Sch of Med St. Vincent Grenadines	LL/AL	Crestwood FM	R
42. Obianuju C E Nwauwa	Windsor University	LL/AL	Jackson Hospital FM	R
43. Jessica F Patton	St Georges University of London	LL/AL	Gadsden Regional FM	R
44. Francesca Marie Perez	Ponce School of Medicine	LL/AL	USA Pediatrics	R
45. Yumna Riyaz	Ross University	LL/AL	Crestwood FM	R
46. Souleiman E Salameh	Burrell College of Osteopathic Medicine	LL/AL	Cahaba FM	R
47. Carlene Ellouise Scott	University of Medicine and Health Sciences	LL/AL	Southeast Health IM	R
48. Charu Shastri	Lala Lajbut Rai Mem Med College, Meerut Uni	LL/AL	USA Pathology	R
49. Greeshma Thomas	Pushpagiri Inst of Med Sci and Research Centre	LL/AL	Southeast Health IM	R
50. Ian M F Thompson	Univ of South Alabama College of Medicine	LL/AL	USA IM	R
51. Erick Andres Diaz Veloz	International University of Ecuador	LL/AL	Cahaba FM	R
52. John Alexander White	Autonomous University of Guadalajara	LL/AL	Gadsden Regional FM	R
53. Lauren Elizabeth Wilson	Edward Via C of Osteo Med, Auburn campus	LL/AL	Cahaba FM	R

A motion was made by Commissioner Alsip with a second by Commissioner Morris to approve applicant numbers one through fifty-three (1-53) for limited 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 April 1, 2023, through April 30, 2023. A copy of this report is attached as Exhibit "A".

## REPORTS

### Physician Monitoring Report

The Commission received as information the physician monitoring report dated May 17, 2023. A copy of the report is attached as Exhibit "B".

*CAC*

## **REQUESTS**

### **Gary Bullock, D.O.**

The Commission considered a practice plan filed by Dr. Bullock. A motion was made by Commissioner Alsip with a second by Commissioner Morris to direct Aaron Dettling, General Counsel, to communicate with Dr. Bullock regarding the resubmission of a formal practice plan for the Commission's review at a subsequent meeting. The motion passed unanimously.

### **George E.S. Hipp, M.D.**

The Commission considered a request filed by Dr. Hipp to remove restrictions placed on his Alabama medical license. A motion was made by Commissioner Alsip with a second by Commissioner Morris to remove section 2 and the CPEP provisions of the Commission's February 24, 2021 Consent Order and to remove Dr. Hipp's license from probationary status. The motion passed unanimously. A copy of the Commission's order is attached as Exhibit "C".

## **DISCUSSION ITEMS**

### **BME Rule for Publication: Administrative Rule 540-X-2-.03**

The Commission received as information the BME Rule for Publication: Administrative Rule 540-X-2-.03. A copy of the rule is attached as Exhibit "D".

## **ADMINISTRATIVE FILINGS**

### **Cosmin Dobrescu, M.D.**

The Commission received an Administrative Complaint and Petition for Summary Suspension filed by the Alabama State Board of Medical Examiners. A motion was made by Commissioner Alsip with a second by Commissioner Aldridge to enter an order summarily suspending Dr. Dobrescu's license to practice medicine in Alabama and setting a hearing for August 23, 2023. The motion was approved by unanimous vote. A copy of the Commission's order is attached as Exhibit "E".

### **Thomas P. Alderson, M.D.**

The Commission received an Administrative Complaint filed by the Alabama State Board of Medical Examiners. A motion was made by Commissioner Aldridge with a second by



Commissioner Morris to enter an order assigning this matter to a three-member hearing panel and setting a hearing for July 11, 2023. Commissioner Alsip recused himself from all discussion and deliberation in this case. The motion was approved by unanimous vote. A copy of the Commission's order is attached as Exhibit "F".

Rodney L. Dennis, M.D.

The Commission received an Administrative Complaint filed by the Alabama State Board of Medical Examiners. A motion was made by Commissioner Aldridge with a second by Commissioner Alsip to enter an order assigning this matter to a three-member hearing panel and setting a hearing for July 11, 2023. The motion was approved by unanimous vote. A copy of the Commission's order is attached as Exhibit "G".

Sharon G. Griffitts, M.D.

The Commission received an Administrative Complaint filed by the Alabama State Board of Medical Examiners. A motion was made by Commissioner Nagrodzki with a second by Commissioner Hill to enter an order setting a hearing for June 28, 2023. The motion was approved by unanimous vote. A copy of the Commission's order is attached as Exhibit "H".

André V. Haynes, M.D.

The Commission received an Administrative Complaint filed by the Alabama State Board of Medical Examiners. A motion was made by Commissioner Alsip with a second by Commissioner Nagrodzki to enter an order setting a hearing for June 28, 2023. The motion was approved by unanimous vote. A copy of the Commission's order is attached as Exhibit "I".

Mark A. Murphy, M.D.

The Commission received an Administrative Complaint filed by the Alabama State Board of Medical Examiners. A motion was made by Commissioner Alsip with a second by Commissioner Hill to enter an order setting a hearing for June 28, 2023. The motion was approved by unanimous vote. A copy of the Commission's order is attached as Exhibit "J".





Gary Royce Wisner, M.D.

The Commission received an Administrative Complaint filed by the Alabama State Board of Medical Examiners. A motion was made by Commissioner Alsip with a second by Commissioner Morris to enter an order setting a hearing for June 28, 2023. The motion was approved by unanimous vote. A copy of the Commission's order is attached as Exhibit "K".

Ajit Naidu, M.D.

The Commission received a Joint Motion to Continue Hearing regarding the Administrative Complaint filed by the Alabama State Board of Medical Examiners. A motion was made by Commissioner Alsip with a second by Commissioner Morris to enter an order resetting a hearing for September 27, 2023. The motion was approved by unanimous vote. A copy of the Commission's order is attached as Exhibit "L".

Emmanuel O. Odi, M.D.

A motion was made by Commissioner Alsip with a second by Commissioner Morris to accept the Voluntary Surrender of Dr. Odi's medical license and to grant the Motion to Dismiss filed by the Alabama State Board of Medical Examiners. The motion was approved by unanimous vote. A copy of the Commission's order is attached as Exhibit "M".

Alvin Macon Stinson, III, M.D.

The Commission received as information the Notice of Intent to Contest Reinstatement filed by the Alabama State Board of Medical Examiners. A copy of the Notice of Intent to Contest Reinstatement is attached as Exhibit "N".

Nefertiti Harmon Durant, M.D.

A motion was made by Commissioner Nagrodzki with a second by Commissioner Morris to issue an order continuing and resetting a hearing for October 26, 2023. The motion was approved by unanimous vote. A copy of the Commission's order is attached as Exhibit "O".

William A. Powell, III, M.D.



The Commission received a Joint Settlement Agreement and Consent Order between Dr. Powell and the Alabama State Board of Medical Examiners. A motion was made by Commissioner Alsip with a second by Commissioner Aldridge to accept the Joint Settlement Agreement and to enter a Consent Decree incorporating its terms. The motion was approved by unanimous vote. A copy of the Commission's Consent Decree is attached as Exhibit "P".

Tarik Y. Farrag, M.D.

The Commission received a Joint Motion to Continue Hearing regarding the Administrative Complaint filed by the Alabama State Board of Medical Examiners. A motion was made by Commissioner Nagrodzki with a second by Commissioner Morris to enter an order resetting a hearing for August 23, 2023. The motion was approved by unanimous vote. A copy of the Commission's order is attached as Exhibit "Q".

Thomas L. Baumann, M.D.

A motion was made by Commissioner Nagrodzki with a second by Commissioner Morris to grant the Motion to Dismiss filed by the Alabama State Board of Medical Examiners. The motion was approved by unanimous vote. A copy of the Commission's order is attached as Exhibit "R".

At 10:25 a.m., the Commission entered closed session pursuant to Alabama Code § 34-24-361.1 to hear and consider the following matter:

**HEARINGS**

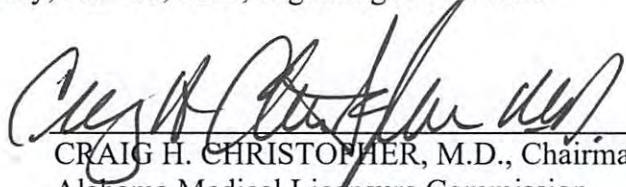
Christopher P. Gay, D.O.

At the conclusion of this hearing, a motion was made by Commission Alsip with a second by Commissioner Morris to deny Dr. Gay's application for reinstatement. The motion was approved by unanimous vote. A copy of the Commission's order is attached as Exhibit "S".

Meeting adjourned at 10:46 a.m.



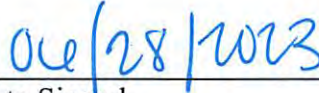
**PUBLIC MEETING NOTICE:** The next meeting of the Alabama Medical Licensure Commission was announced for Wednesday, June 28, 2023, beginning at 9:00 a.m.



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



Rebecca Robbins, Director of Operations  
Recording Secretary  
Alabama Medical Licensure Commission



Date Signed



## EXHIBIT A

## IMLCC Licenses Issued April 1, 2023 - April 30, 2023 (140)

Name	License Type	License Number	Status	Issue Date	Expiration Date	State of Principal Licensure
Daniel Olivero	MD	46215	Active	4/3/2023	12/31/2023	Arizona
Kyle Lane Hoedebecke	MD	46337	Active	4/26/2023	12/31/2023	Arizona
Kiti Ton	MD	46340	Active	4/26/2023	12/31/2023	Arizona
Estella Margaret Kidwell	MD	46346	Active	4/27/2023	12/31/2023	Arizona
Patricia Ann Dietzgen	DO	3221	Active	4/5/2023	12/31/2023	Colorado
Michael David Kenner	MD	46257	Active	4/11/2023	12/31/2023	Colorado
Charles Frank Sineri	DO	3223	Active	4/11/2023	12/31/2023	Colorado
Vinuta Mohan	MD	46283	Active	4/13/2023	12/31/2023	Colorado
Christina Dearie Gerdes	MD	46308	Active	4/21/2023	12/31/2023	Colorado
Katy Cecilia Lopez Vasquez	MD	46313	Active	4/21/2023	12/31/2023	Colorado
Tisha Nicole Dickey	DO	3226	Active	4/21/2023	12/31/2023	Colorado
Evan Thomas Geise	DO	3228	Active	4/25/2023	12/31/2023	Colorado
Malcolm Ingram Goodchild	MD	46241	Active	4/6/2023	12/31/2023	Georgia
Tammy Marie Allen	MD	46242	Active	4/6/2023	12/31/2023	Georgia
Christopher Scott Russell	MD	46247	Active	4/11/2023	12/31/2023	Georgia
Robert E Kim	MD	46256	Active	4/11/2023	12/31/2023	Georgia
Absar A Mirza	MD	46270	Active	4/11/2023	12/31/2023	Georgia
Moyosoye Folayan Oyeyinka	MD	46282	Active	4/13/2023	12/31/2023	Georgia
Gregory Daniel Bennett	MD	46293	Active	4/17/2023	12/31/2023	Georgia
Fredric Neil Hellman	MD	46294	Active	4/17/2023	12/31/2023	Georgia
Ayesha Mejia Nettles	MD	46295	Active	4/17/2023	12/31/2023	Georgia
Thomas Michael McGinn	DO	3224	Active	4/18/2023	12/31/2023	Georgia
Jason James Holbrook	MD	46298	Active	4/18/2023	12/31/2023	Georgia
Andrei Ion Fabio Serbanescu	MD	46302	Active	4/19/2023	12/31/2023	Georgia
Cheickna Diarra	MD	46303	Active	4/19/2023	12/31/2023	Georgia
Narendra Kini	MD	46320	Active	4/25/2023	12/31/2023	Georgia
Shivani Jerath	MD	46322	Active	4/25/2023	12/31/2023	Georgia
Heather Nichols	MD	46248	Active	4/11/2023	12/31/2023	Idaho
Dan S Zuckerman	MD	46275	Active	4/12/2023	12/31/2023	Idaho

Jeffrey Ling Kang	MD	46220	Active	4/3/2023	12/31/2023	Illinois
Susan Marie Fedinec	DO	3219	Active	4/4/2023	12/31/2023	Illinois
Simren Jitkaur Singh	MD	46255	Active	4/11/2023	12/31/2023	Illinois
Ahtesham Hyder	MD	46297	Active	4/18/2023	12/31/2023	Illinois
Mary Eid	MD	46309	Active	4/21/2023	12/31/2023	Illinois
Manharkumar M Patel	MD	46319	Active	4/25/2023	12/31/2023	Illinois
Treniece Nicholas Eubanks	MD	46232	Active	4/4/2023	12/31/2023	Louisiana
Corey Ann Hay Conn	MD	46296	Active	4/17/2023	12/31/2023	Louisiana
Michal Kaczor	MD	46344	Active	4/27/2023	12/31/2023	Maine
Kevin G Hurtt	MD	46249	Active	4/11/2023	12/31/2023	Maryland
Konrad Laird Dawson	MD	46287	Active	4/13/2023	12/31/2023	Maryland
Babak Saboury Sichani	MD	46318	Active	4/25/2023	12/31/2023	Maryland
Erica Perez	DO	3230	Active	4/27/2023	12/31/2023	Maryland
Jane Salkoff Noah	MD	46236	Active	4/5/2023	12/31/2023	Michigan
Igor Shkolnik	MD	46237	Active	4/5/2023	12/31/2023	Michigan
Manzur Moidunny	MD	46250	Active	4/11/2023	12/31/2023	Michigan
Saurabh Gupta	MD	46289	Active	4/14/2023	12/31/2023	Minnesota
Albert Chiu	DO	3229	Active	4/27/2023	12/31/2023	Minnesota
Emile Anthony Picarella	MD	46321	Active	4/25/2023	12/31/2023	Mississippi
David M Fortenberry	MD	46243	Active	4/6/2023	12/31/2023	Montana
Shaan Bharat Patel	MD	46334	Active	4/25/2023	12/31/2023	Nevada
Carmen Lopez	MD	46259	Active	4/11/2023	12/31/2023	Ohio
Daniel Grant McCullough	MD	46274	Active	4/12/2023	12/31/2023	Ohio
Julie Ann Downey	MD	46300	Active	4/18/2023	12/31/2023	Oklahoma
Jessica Yen	MD	46222	Active	4/4/2023	12/31/2023	Tennessee
Colby Charles Uptegraft	MD	46234	Active	4/4/2023	12/31/2023	Tennessee
Gregory Gerald Polkowski	MD	46235	Active	4/4/2023	12/31/2023	Tennessee
Cory Jay Rice	MD	46277	Active	4/13/2023	12/31/2023	Tennessee
Gregory Blase Franz	MD	46316	Active	4/25/2023	12/31/2023	Tennessee
Marcus William Lee	MD	46317	Active	4/25/2023	12/31/2023	Tennessee
Elanagan Nagarajan	MD	46338	Active	4/26/2023	12/31/2023	Tennessee
Diaa E Hamouda	MD	46339	Active	4/26/2023	12/31/2023	Tennessee

Jennifer Dayle Mink	MD	46345	Active	4/27/2023	12/31/2023	Tennessee
Adan Mora	MD	46216	Active	4/3/2023	12/31/2023	Texas
Saad Saleem Farooqi	MD	46217	Active	4/3/2023	12/31/2023	Texas
Susie Xinying Sun	MD	46221	Active	4/3/2023	12/31/2023	Texas
Yvonne Julia Heung	MD	46223	Active	4/4/2023	12/31/2023	Texas
Ahsan Azhar	MD	46224	Active	4/4/2023	12/31/2023	Texas
Michael Arwyn Davies	MD	46225	Active	4/4/2023	12/31/2023	Texas
Eric Kumar Singhi	MD	46226	Active	4/4/2023	12/31/2023	Texas
Suresh K Reddy	MD	46228	Active	4/4/2023	12/31/2023	Texas
Joseph Anthony Arthur	MD	46229	Active	4/4/2023	12/31/2023	Texas
Marvin Omar Delgado Guay	MD	46231	Active	4/4/2023	12/31/2023	Texas
Rony Dev	DO	3218	Active	4/4/2023	12/31/2023	Texas
Daniel Evan Epner	MD	46233	Active	4/4/2023	12/31/2023	Texas
Adnan Nazir Khan	DO	3220	Active	4/4/2023	12/31/2023	Texas
Fahad Syed Naseerullah	MD	46240	Active	4/5/2023	12/31/2023	Texas
Billy Keon Huh	MD	46244	Active	4/6/2023	12/31/2023	Texas
Laura Ann Galdamez	MD	46245	Active	4/7/2023	12/31/2023	Texas
Mark Benjamin Berger	MD	46246	Active	4/7/2023	12/31/2023	Texas
Amishi Yogesh Shah	MD	46251	Active	4/11/2023	12/31/2023	Texas
Sumit Kumar Subudhi	MD	46252	Active	4/11/2023	12/31/2023	Texas
Michael Lee	MD	46253	Active	4/11/2023	12/31/2023	Texas
Christine Megerdichian Parseghian	MD	46254	Active	4/11/2023	12/31/2023	Texas
Ronil Shah	MD	46258	Active	4/11/2023	12/31/2023	Texas
Ali Haider	MD	46260	Active	4/11/2023	12/31/2023	Texas
Van Karlyle Morris II	MD	46261	Active	4/11/2023	12/31/2023	Texas
Michael Jay Tang	MD	46262	Active	4/11/2023	12/31/2023	Texas
Marieberta Vidal	MD	46263	Active	4/11/2023	12/31/2023	Texas
Sonal Admane	MD	46264	Active	4/11/2023	12/31/2023	Texas
George Richard Blumenschein Jr.	MD	46265	Active	4/11/2023	12/31/2023	Texas
Justin Robert Gregg	MD	46266	Active	4/11/2023	12/31/2023	Texas
Muzaffar Husain Qazilbash	MD	46267	Active	4/11/2023	12/31/2023	Texas

Kimberson Cochien Tanco	MD	46268	Active	4/11/2023	12/31/2023	Texas
Sriram Yennu	MD	46269	Active	4/11/2023	12/31/2023	Texas
Gottumukkala Subba Raju	MD	46272	Active	4/12/2023	12/31/2023	Texas
Donna Saltzburg Zhukovsky	MD	46273	Active	4/12/2023	12/31/2023	Texas
Anita Deswal	MD	46276	Active	4/12/2023	12/31/2023	Texas
Bilal Ahmed Siddiqui	MD	46278	Active	4/13/2023	12/31/2023	Texas
John Kent Lin	MD	46279	Active	4/13/2023	12/31/2023	Texas
Matthew David Wright	MD	46280	Active	4/13/2023	12/31/2023	Texas
Huifang Lu	MD	46281	Active	4/13/2023	12/31/2023	Texas
Omar Alhalabi	MD	46284	Active	4/13/2023	12/31/2023	Texas
Robert Scott Bresalier	MD	46285	Active	4/13/2023	12/31/2023	Texas
Billye Ruth Chapman	MD	46290	Active	4/14/2023	12/31/2023	Texas
Sang Taek Kim	MD	46291	Active	4/14/2023	12/31/2023	Texas
Asma Hasan	MD	46299	Active	4/18/2023	12/31/2023	Texas
Kristen Denise Scatliffe	MD	46301	Active	4/18/2023	12/31/2023	Texas
Diana Hwang Liang	MD	46304	Active	4/21/2023	12/31/2023	Texas
Nina Prabha Tamirisa	MD	46305	Active	4/21/2023	12/31/2023	Texas
Stephen Wicker	DO	3225	Active	4/21/2023	12/31/2023	Texas
Christopher John Logothetis	MD	46306	Active	4/21/2023	12/31/2023	Texas
Eric Jonasch	MD	46307	Active	4/21/2023	12/31/2023	Texas
Shelby Kiles	MD	46310	Active	4/21/2023	12/31/2023	Texas
Marcelo Dassow Ribeiro	MD	46311	Active	4/21/2023	12/31/2023	Texas
Jianjun Gao	MD	46312	Active	4/21/2023	12/31/2023	Texas
Vu Anh Phung	MD	46315	Active	4/25/2023	12/31/2023	Texas
Jack Phan	MD	46323	Active	4/25/2023	12/31/2023	Texas
Steven Hsesheng Lin	MD	46324	Active	4/25/2023	12/31/2023	Texas
Michael Spiotto	MD	46325	Active	4/25/2023	12/31/2023	Texas
Lee Roy Wiederhold	MD	46326	Active	4/25/2023	12/31/2023	Texas
Jay Paul Reddy	MD	46327	Active	4/25/2023	12/31/2023	Texas
Kevin Madden	MD	46328	Active	4/25/2023	12/31/2023	Texas
Shalini Dalal	MD	46329	Active	4/25/2023	12/31/2023	Texas
Clifton David Fuller	MD	46330	Active	4/25/2023	12/31/2023	Texas

Zeyad Ahmed Metwalli	MD	46331	Active	4/25/2023	12/31/2023	Texas
Gregory Paul Reece	MD	46332	Active	4/25/2023	12/31/2023	Texas
Shirley Y Su	MD	46333	Active	4/25/2023	12/31/2023	Texas
Sangeeta Goswami	MD	46335	Active	4/26/2023	12/31/2023	Texas
Miriam Lango	MD	46336	Active	4/26/2023	12/31/2023	Texas
Cezar Angi Iliescu	MD	46341	Active	4/26/2023	12/31/2023	Texas
Shaden Zuheir Khalaf	MD	46342	Active	4/26/2023	12/31/2023	Texas
Peter Yeon-Seong Kim	MD	46343	Active	4/26/2023	12/31/2023	Texas
Roxanne Elizabeth Pero	MD	46347	Active	4/27/2023	12/31/2023	Texas
Yordanos Azene Habtegebriel	MD	46348	Active	4/28/2023	12/31/2023	Texas
Mark Daniel Morasch	MD	46292	Active	4/14/2023	12/31/2023	Utah
Ferenc Emil Gyulai	MD	46218	Active	4/3/2023	12/31/2023	West Virginia
Lucia Irene Soltis	MD	46314	Active	4/25/2023	12/31/2023	West Virginia
Gaurav Singh	MD	46288	Active	4/13/2023	12/31/2023	Wisconsin
Todd McKenzie	MD	46349	Active	4/28/2023	12/31/2023	Wisconsin
William Robert Smith	MD	46238	Active	4/5/2023	12/31/2023	Wyoming

*\*Total licenses issued April 2017 - 2,748*





## EXHIBIT B

STATE of ALABAMA  
**MEDICAL LICENSURE COMMISSION**

**To:** Medical Licensure Commission  
**From:** Nicole Hardy  
**Subject:** May Physician Monitoring Report  
**Date:** 5/17/2023

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**The physicians listed below are currently being monitored by the MLC.**

<b>Physician:</b>	<b>Lorna J. Bland, M.D.</b>
<b>Order Type:</b>	BME/MLC
<b>Due Date:</b>	Monthly
<b>Order Date:</b>	4/19/2023
<b>License Status:</b>	Active
<b>Requirements:</b>	Administrative Fine \$2000 (Due 5/19/2023)
<b>Received:</b>	*To date no payment has been received
<b>Physician:</b>	<b>Eldred Brunson, M.D.</b>
<b>Order Type:</b>	MLC
<b>Due Date:</b>	Other
<b>Order Date:</b>	6/22/2022
<b>License Status:</b>	Suspension
<b>Requirements:</b>	Administrative Cost \$4,395 (Balance \$2,625.05) Administrative Fine \$10,000 (Balance \$8,019.35) Monthly payments of \$626.15 Fine and Cost to be paid in full no later than May 31, 2024
<b>Received:</b>	*Last payment was received 12/15/2022 Late payment total \$3,130.75
<b>Physician:</b>	<b>Gary M. Bullock, D.O.</b>
<b>Order Type:</b>	MLC
<b>Due Date:</b>	Other
<b>Order Date:</b>	1/26/2022
<b>License Status:</b>	Active-Probation
<b>Requirements:</b>	Administrative Cost (\$27,460.27) Administrative Fine (\$20,000) Monthly payments of \$160 for 6 months (February 2023 – July 2023) Monthly payments of \$4,066.57 starting August 2023

**Received:** \$160 payment received 4/21/2023  
\$160 payment received 5/8/2023  
Administrative Cost balance is \$27,300.27  
Administrative Fine balance is \$17,632  
\*Dr. Bullock submitted a request for the Commission's consideration, it has been added to this month's agenda.

**Physician:** Linda C. Clemons, M.D.  
**Order Type:** MLC  
**Due Date:** Monthly  
**Order Date:** 11/22/2022  
**License Status:** Active  
**Requirements:** Administrative Fine \$5,000 (To be paid in full no later than 9/20/2023)  
Monthly payments of \$500  
**Received:** \$500 payment received 4/4/2023  
Administrative Fine balance \$2,500

**Physician:** Sharon G. Griffiths, M.D.  
**Order Type:** MLC  
**Due Date:** Monthly  
**Order Date:** 11/22/2022  
**License Status:** Active  
**Requirements:** Administrative Fine \$5,000 (To be paid in full no later than 8/31/2023)  
Monthly payments of \$500  
**Received:** \$500 payment received 4/21/2023  
Administrative Fine balance \$2,000  
\*The BME has filed an Administrative Complaint on Dr. Griffiths, it has been added to this month's agenda.

**ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS,**

**Complainant,**

**vs.**

**GEORGE E. S. HIPPI, M.D.,**

**Respondent.**

**BEFORE THE MEDICAL  
LICENSURE COMMISSION  
OF ALABAMA**

**CASE NO. 2018-266**

**ORDER**

This matter is before the Medical Licensure Commission of Alabama on Respondent's request for relief from the conditions of probation set forth in the Consent Order entered on February 24, 2021. Upon consideration of the information presented, the Commission finds that Respondent has satisfied the conditions of probation in a commendable manner. Accordingly, it is the order of the Commission that the Consent Order entered on February 24, 2021 is AMENDED by striking out all of Section 2 thereof.

Respondent's license to practice medicine in the State of Alabama remains restricted as set forth in Sections 1 and 3 of the Consent Order, as amended by this Order, but is no longer in probationary status. For the avoidance of doubt,

Respondent is no longer subject to any of the requirements relating to monitoring or CPEP previously imposed in the Consent Order of February 24, 2021.

DONE on this the 16<sup>th</sup> day of June, 2023.

THE MEDICAL LICENSURE  
COMMISSION OF ALABAMA

By:

E-SIGNED by Craig Christopher, M.D.  
on 2023-06-01 08:00:06 CDT

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Craig H. Christopher, M.D.  
its Chairman



EXHIBIT D

ALABAMA STATE BOARD OF MEDICAL EXAMINERS

WILLIAM M. PERKINS, EXECUTIVE DIRECTOR

P.O. BOX 946  
MONTGOMERY, ALABAMA 36101-0946  
848 WASHINGTON AVE.  
MONTGOMERY, ALABAMA 36104

TELEPHONE: (334) 242-4116  
E MAIL: [bme@albme.gov](mailto:bme@albme.gov)

MEMORANDUM

**To:** Medical Licensure Commission  
**From:** Mandy Ellis  
**Date:** May 18, 2023  
**Re:** Administrative Rule Approved for Publication

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The Board of Medical Examiners, at its meeting May 18, 2023, approved the following rule to be published for public comment in the *Alabama Administratively Monthly*:

- Administrative Rule 540-X-2-.03, *Definitions Generally Applicable*  
Adds definition of Expedited License.

With an expected publication date of May 31, 2023, the public comment period ends July 5, 2023. The anticipated effective date is September 14, 2023.

Attachments:

Administrative Rule 540-X-2-.03, *Definitions Generally Applicable*

540-X-2-.03 Definitions Generally Applicable.

(1) Unless otherwise indicated from the context, the following definitions shall apply to the Rules of the Alabama Board of Medical Examiners:

(a) PHYSICIAN. Either a doctor of medicine or a doctor of osteopathy.

(b) LICENSED TO PRACTICE MEDICINE. Both the practice of medicine by a doctor of medicine or the practice of osteopathy by a doctor of osteopathy.

(c) DOCTOR. Both doctors of medicine and doctors of osteopathy.

(d) EXPEDITED LICENSE. Any license, certificate of qualification, or certification of eligibility for any license or certificate of qualification, that is intended by statute or administrative regulation to be issued in an accelerated manner.

**Author:** Alabama Board of Medical Examiners

**Statutory Authority:** Ala. Code § 34-24-53, 34-24-53.1

**History:**

**ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS,**

**Complainant,**

**vs.**

**COSMIN DOBRESKU, M.D.,**

**Respondent.**

**BEFORE THE MEDICAL  
LICENSURE COMMISSION  
OF ALABAMA**

**CASE NO. 2023-054**

**ORDER TEMPORARILY SUSPENDING LICENSE  
AND SETTING HEARING**

The Medical Licensure Commission has received the verified Administrative Complaint and Petition for Summary Suspension of License (“the Administrative Complaint”) filed by the Alabama State Board of Medical Examiners in this matter. The Commission has determined that this matter is due to be set down for hearing under the provisions of Ala. Code § 34-24-361(e). This Order shall serve as the Notice of Hearing prescribed in Ala. Admin. Code r. 545-X-3-.03(3), (4). The Commission’s legal authority and jurisdiction to hold the hearing in this matter are granted by Article 8, Chapter 24, Title 34 of the Code of Alabama (1975), and the particular sections of the statutes and rules involved are as set forth in the Administrative Complaint and in this Order.

**1. Temporary Suspension of License**

Upon the verified Administrative Complaint of the Alabama State Board of Medical Examiners, and pursuant to the legal authority of Ala. Code §§ 34-24-361(f) and 41-22-19(d), it is the ORDER of the Commission that the license to practice medicine or osteopathy, license certificate number MD.37367 of COSMIN DOBRESKU, M.D. ("Respondent"), be, and the same is hereby, immediately SUSPENDED. Respondent is hereby ORDERED and DIRECTED to surrender the said license certificate to Rebecca Robbins, a duly authorized agent of the Medical Licensure Commission. Respondent is further ORDERED immediately to CEASE and DESIST from the practice of medicine in the State of Alabama.

This action is taken consistent with the Rules and Regulations of the Board of Medical Examiners and the Medical Licensure Commission and Ala. Code § 34-24-361(f), based upon the request of the Alabama State Board of Medical Examiners upon the Board's finding and certification that the Board presently has in its possession evidence that the continuance in practice of Respondent may constitute an immediate danger to his patients and the public.

**2. Service of the Administrative Complaint**

A copy of the Administrative Complaint and a copy of this Order shall be served forthwith upon the Respondent, by personally delivering the same to



Respondent if he or she can be found within the State of Alabama, or, by overnight courier, signature required, to Respondent's last known address if he or she cannot be found within the State of Alabama. The Commission further directs that personal service of process shall be made by FedEx/Nicole Hardy, who is designated as the duly authorized agent of the Commission.

**3. Initial Hearing Date**

This matter is set for a hearing as prescribed in Ala. Code §§ 34-24-360, *et seq.*, and Ala. Admin. Code Chapter 545-X-3, to be held on Wednesday, August 23<sup>rd</sup>, 2023, at 10:00 a.m., at 848 Washington Avenue, Montgomery, Alabama, 36104. Unless otherwise specified by the Commission, the hearing will be held in person. All parties and counsel are expected to appear and to be prepared for the hearing at this date, time, and place.

**4. Appointment of Hearing Officer**

The Commission appoints the Honorable William R. Gordon, Circuit Judge (Ret.) as the Hearing Officer in this matter, pursuant to Ala. Admin. Code r. 545-X-3-.08. The Hearing Officer shall exercise general superintendence over all pre-hearing proceedings in this matter, and shall serve as the presiding officer at the hearing, having and executing all powers described in Ala. Admin. Code r. 545-X-3-.08(1)(a)-(g).

**5. Answer**

Respondent shall file an Answer, as prescribed in Ala. Admin. Code r. 545-X-3-.03(6), within 20 calendar days of the service of the Administrative Complaint. If Respondent does not file such an Answer, the Hearing Officer shall enter a general denial on Respondent's behalf.

**6. Rescheduling/Motions for Continuance**

All parties and attorneys are expected to check their schedules immediately for conflicts. Continuances will be granted only upon written motion and only for good cause as determined by the Chairman (or, in his absence, the Vice-Chairman) of the Medical Licensure Commission. Continuances requested on grounds of engagement of legal counsel on the eve of the hearing will not be routinely granted.

**7. Case Management Orders**

The Hearing Officer is authorized, without further leave of the Commission, to enter such case management orders as he considers appropriate to the particular case. Among any other matters deemed appropriate by the Hearing Officer, the Hearing Officer may enter orders addressing the matters listed in Ala. Admin. Code r. 545-X-3-.03(5)(a)-(f) and/or 545-X-3-.08(1)(a)-(g). All parties will be expected to comply with such orders.

**8. Manner of Filing and Serving Pleadings**

All pleadings, motions, requests, and other papers in this matter may be filed and served by e-mail. All filings should be e-mailed to:

- The Hearing Officer, William Gordon (wrgordon@charter.net);
- The Director of Operations of the Medical Licensure Commission, Rebecca Robbins (rrobbins@almlc.gov);
- General Counsel of the Medical Licensure Commission, Aaron Dettling (adettling@almlc.gov);
- General Counsel for the Alabama Board of Medical Examiners, Wilson Hunter (whunter@albme.gov); and
- Respondent/Licensee or his or her counsel, as appropriate.

The Director of Operations of the Medical Licensure Commission shall be the custodian of the official record of the proceedings in this matter.

**9. Discovery**

Consistent with the administrative quasi-judicial nature of these proceedings, limited discovery is permitted, under the supervision of the Hearing Officer. *See* Ala. Code § 41-22-12(c); Ala. Admin. Code r. 545-X-3-.04. All parties and attorneys shall confer in good faith with one another regarding discovery. If disputes regarding discovery are not resolved informally, a motion may be filed with the Hearing

Officer, who is authorized to hold such hearings as appropriate and to make appropriate rulings regarding such disputes.

**10. Publicity and Confidentiality**

Under Alabama law, the Administrative Complaint and this Order are public documents. The hearing itself is closed and confidential. The Commission's written decision, if any, will also be public. *See* Ala. Code § 34-24-361.1; Ala. Admin. Code r. 545-X-3-.03(10)(h), (11).

**11. Stipulations**

The parties are encouraged to submit written stipulations of matters as to which there is no basis for good-faith dispute. Stipulations can help to simplify and shorten the hearing, facilitate the Commission's decisional process, and reduce the overall costs of these proceedings. Written stipulations will be most useful to the Commission if they are submitted in writing approximately 10 days preceding the hearing. The Hearing Officer is authorized to assist the parties with the development and drafting of written stipulations.

**12. Judicial Notice**

The parties are advised that the Commission may take judicial notice of its prior proceedings, findings of fact, conclusions of law, decisions, orders, and

judgments, if any, relating to the Respondent. *See* Ala. Code § 41-22-13(4); Ala. Admin. Code r. 545-X-3-.09(4).

**13. Settlement Discussions**

The Commission encourages informal resolution of disputes, where possible and consistent with public interest. If a settlement occurs, the parties should notify the Hearing Officer, the Commission's Director of Operations, and Commission's General Counsel. The terms of settlement are subject to the approval of the Commission. If approved, the Commission will generally incorporate the settlement terms into a Consent Decree.

**14. Subpoenas**

The Commission has the statutory authority to compel the attendance of witnesses, and the production of books and records, by the issuance of subpoenas. *See* Ala. Code §§ 34-24-363; 41-22-12(c); Ala. Admin. Code r. 545-X-3-.05. The parties may request that the Hearing Officer issue subpoenas for witnesses and/or documents, and the Hearing Officer is authorized to approve and issue such subpoenas on behalf of the Commission. Service of such subpoenas shall be the responsibility of the party requesting such subpoenas.

**15. Hearing Exhibits**

- A. Parties and attorneys should, if possible, stipulate as to the admissibility of documents prior to the hearing.

- B. The use of electronic technology, USB drives, CD's, DVD's, etc. is acceptable and encouraged for voluminous records. If the Commission members will need their laptop to view documents, please notify the Hearing Officer prior to your hearing.
- C. If providing hard copies, voluminous records need not be copied for everyone but, if portions of records are to be referred to, those portions should be copied for everyone.
- D. If a document is to be referred to in a hearing, copies should be available for each Commission member, the Hearing Officer, the Commission's General Counsel, opposing attorney, and the court reporter (12 copies).
- E. Index exhibits/documents for easy reference.
- F. Distribute exhibit/document packages at the beginning of the hearing to minimize distractions during the hearing.

**16. Administrative Costs**

The Commission is authorized, pursuant to Ala. Code § 34-24-381(b) and Ala. Admin. Code r. 545-X-3-.08(9) and (10), to assess administrative costs against the Respondent if he or she is found guilty of any of the grounds for discipline set forth in Ala. Code § 34-24-360. The Board of Medical Examiners [ **X** ]has / [ ]has not given written notice of its intent to seek imposition of administrative costs in this matter.

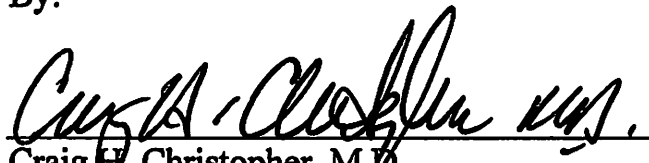
**17. Appeals**

Appeals from final decisions of the Medical Licensure Commission, where permitted, are governed by Ala. Code § 34-24-367.

DONE on this the 24<sup>th</sup> day of May, 2023.

THE MEDICAL LICENSURE  
COMMISSION OF ALABAMA

By:

  
Craig E. Christopher, M.D.  
its Chairman

Distribution:

- Honorable William R. Gordon (incl. Administrative Complaint)
- Rebecca Robbins
- Respondent/Respondent's Attorney
- E. Wilson Hunter
- Aaron L. Dettling

**ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS,**

**Complainant,**

**vs.**

**THOMAS PAUL ALDERSON, M.D.,**

**Respondent.**

**BEFORE THE MEDICAL  
LICENSURE COMMISSION  
OF ALABAMA**

**CASE NO. 2023-138**

**ORDER SETTING HEARING**  
**For Contested Cases Initiated by Administrative Complaint**  
**Three-Member Panel Hearing**

The Medical Licensure Commission has received the verified Administrative Complaint filed by the Alabama State Board of Medical Examiners in this matter. The Commission has determined that this matter is due to be set down for hearing under the provisions of Ala. Code § 34-24-361(e). This Order shall serve as the Notice of Hearing prescribed in Ala. Admin. Code r. 545-X-3-.03(3), (4). The Commission's legal authority and jurisdiction to hold the hearing in this matter are granted by Article 8, Chapter 24, Title 34 of the Code of Alabama (1975), and the particular sections of the statutes and rules involved are as set forth in the Administrative Complaint and in this Order.



**1. Service of the Administrative Complaint**

A copy of the Administrative Complaint and a copy of this Order shall be served forthwith upon the Respondent, by personally delivering the same to Respondent if he or she can be found within the State of Alabama, or, by overnight courier, signature required, to Respondent's last known address if he or she cannot be found within the State of Alabama. The Commission further directs that personal service of process shall be made by Fed Ex/Nicole Hardy, who is designated as the duly authorized agent of the Commission.

**2. Appointment of, and Referral To, Hearing Panel; Initial Hearing Date**

A hearing panel is hereby constituted, consisting of Commission members Christopher, Aldridge, and Nagrodzki, and this matter is hereby referred to such hearing panel for the conduct of a hearing and the entry of proposed findings to be considered by the full Commission. *See* Ala. Code § 34-24-366; Ala. Admin. Code r. 545-X-3-.14.

This matter is set for a hearing as prescribed in Ala. Code §§ 34-24-360, *et seq.*, and Ala. Admin. Code Chapter 545-X-3, to be held on Tuesday, July 11<sup>th</sup>, 2023, at 1:00 p.m., at 3300 Cahaba Road, Suite 320, Birmingham, Alabama, 35223. Unless otherwise specified by the Commission, the hearing will be held in person. All parties and counsel are expected to appear and to be prepared for the hearing at this date, time, and place.

**3. Appointment of Hearing Officer**

The Commission appoints the Honorable William R. Gordon, Circuit Judge (Ret.) as the Hearing Officer in this matter, pursuant to Ala. Admin. Code r. 545-X-3-.08. The Hearing Officer shall exercise general superintendence over all pre-hearing proceedings in this matter, and shall serve as the presiding officer at the hearing, having and executing all powers described in Ala. Admin. Code r. 545-X-3-.08(1)(a)-(g).

**4. Answer**

Respondent shall file an Answer, as prescribed in Ala. Admin. Code r. 545-X-3-.03(6), within 20 calendar days of the service of the Administrative Complaint. If Respondent does not file such an Answer, the Hearing Officer shall enter a general denial on Respondent's behalf.

**5. Rescheduling/Motions for Continuance**

All parties and attorneys are expected to check their schedules immediately for conflicts. Continuances will be granted only upon written motion and only for good cause as determined by the Chairman (or, in his absence, the Vice-Chairman) of the Medical Licensure Commission. Continuances requested on grounds of engagement of legal counsel on the eve of the hearing will not be routinely granted.

**6. Case Management Orders**

The Hearing Officer is authorized, without further leave of the Commission, to enter such case management orders as he considers appropriate to the particular case. Among any other matters deemed appropriate by the Hearing Officer, the Hearing Officer may enter orders addressing the matters listed in Ala. Admin. Code r. 545-X-3-.03(5)(a)-(f) and/or 545-X-3-.08(1)(a)-(g). All parties will be expected to comply with such orders.

**7. Manner of Filing and Serving Pleadings**

All pleadings, motions, requests, and other papers in this matter may be filed and served by e-mail. All filings should be e-mailed to:

- The Hearing Officer, William Gordon (wrgordon@charter.net);
- The Director of Operations of the Medical Licensure Commission, Rebecca Robbins (rrobbins@almlc.gov);
- General Counsel of the Medical Licensure Commission, Aaron Dettling (adettling@almlc.gov);
- General Counsel for the Alabama Board of Medical Examiners, Wilson Hunter (whunter@albme.gov); and
- Respondent/Licensee or his or her counsel, as appropriate.

The Director of Operations of the Medical Licensure Commission shall be the custodian of the official record of the proceedings in this matter.

**8. Discovery**

Consistent with the administrative quasi-judicial nature of these proceedings, limited discovery is permitted, under the supervision of the Hearing Officer. *See* Ala. Code § 41-22-12(c); Ala. Admin. Code r. 545-X-3-.04. All parties and attorneys shall confer in good faith with one another regarding discovery. If disputes regarding discovery are not resolved informally, a motion may be filed with the Hearing Officer, who is authorized to hold such hearings as appropriate and to make appropriate rulings regarding such disputes.

**9. Publicity and Confidentiality**

Under Alabama law, the Administrative Complaint is a public document. The hearing itself is closed and confidential. The Commission's written decision, if any, will also be public. *See* Ala. Code § 34-24-361.1; Ala. Admin. Code r. 545-X-3-.03(10)(h), (11).

**10. Stipulations**

The parties are encouraged to submit written stipulations of matters as to which there is no basis for good-faith dispute. Stipulations can help to simplify and shorten the hearing, facilitate the Commission's decisional process, and reduce the overall costs of these proceedings. Written stipulations will be most useful to the Commission if they are submitted in writing approximately 10 days preceding the

hearing. The Hearing Officer is authorized to assist the parties with the development and drafting of written stipulations.

**11. Judicial Notice**

The parties are advised that the Commission may take judicial notice of its prior proceedings, findings of fact, conclusions of law, decisions, orders, and judgments, if any, relating to the Respondent. *See* Ala. Code § 41-22-13(4); Ala. Admin. Code r. 545-X-3-.09(4).

**12. Settlement Discussions**

The Commission encourages informal resolution of disputes, where possible and consistent with public interest. If a settlement occurs, the parties should notify the Hearing Officer, the Commission's Director of Operations, and Commission's General Counsel. The terms of settlement are subject to the approval of the Commission. If approved, the Commission will generally incorporate the settlement terms into a Consent Decree.

**13. Subpoenas**

The Commission has the statutory authority to compel the attendance of witnesses, and the production of books and records, by the issuance of subpoenas. *See* Ala. Code §§ 34-24-363; 41-22-12(c); Ala. Admin. Code r. 545-X-3-.05. The parties may request that the Hearing Officer issue subpoenas for witnesses and/or

documents, and the Hearing Officer is authorized to approve and issue such subpoenas on behalf of the Commission. Service of such subpoenas shall be the responsibility of the party requesting such subpoenas.

**14. Hearing Exhibits**

- A. Parties and attorneys should, if possible, stipulate as to the admissibility of documents prior to the hearing.
- B. The use of electronic technology, USB drives, CD's, DVD's, etc. is acceptable and encouraged for voluminous records. If the Commission members will need their laptop to view documents, please notify the Hearing Officer prior to your hearing.
- C. If providing hard copies, voluminous records need not be copied for everyone but, if portions of records are to be referred to, those portions should be copied for everyone.
- D. If a document is to be referred to in a hearing, copies should be available for each Commission member, the Hearing Officer, the Commission's General Counsel, opposing attorney, and the court reporter (12 copies).
- E. Index exhibits/documents for easy reference.
- F. Distribute exhibit/document packages at the beginning of the hearing to minimize distractions during the hearing.

**15. Administrative Costs**

The Commission is authorized, pursuant to Ala. Code § 34-24-381(b) and Ala. Admin. Code r. 545-X-3-.08(9) and (10), to assess administrative costs against the Respondent if he or she is found guilty of any of the grounds for discipline set forth in Ala. Code § 34-24-360. The Board of Medical Examiners [ X ]has / [ ]has

not given written notice of its intent to seek imposition of administrative costs in this matter.

**16. Appeals**

Appeals from final decisions of the Medical Licensure Commission, where permitted, are governed by Ala. Code § 34-24-367.

DONE on this the 1<sup>st</sup> day of June, 2023.

**THE MEDICAL LICENSURE  
COMMISSION OF ALABAMA**

By:

E-SIGNED by Craig Christopher, M.D.  
on 2023-06-01 15:59:47 CDT

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

**Distribution:**

- Honorable William R. Gordon (incl. Administrative Complaint)
- Rebecca Robbins
- Respondent/Respondent's Attorney
- E. Wilson Hunter
- Aaron L. Dettling

**ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS,**

**Complainant,**

**vs.**

**RODNEY LOWELL DENNIS, M.D.,**

**Respondent.**

**BEFORE THE MEDICAL  
LICENSURE COMMISSION  
OF ALABAMA**

**CASE NO. 2023-139**

**ORDER SETTING HEARING**  
**For Contested Cases Initiated by Administrative Complaint**  
**Three-Member Panel Hearing**

The Medical Licensure Commission has received the verified Administrative Complaint filed by the Alabama State Board of Medical Examiners in this matter. The Commission has determined that this matter is due to be set down for hearing under the provisions of Ala. Code § 34-24-361(e). This Order shall serve as the Notice of Hearing prescribed in Ala. Admin. Code r. 545-X-3-.03(3), (4). The Commission's legal authority and jurisdiction to hold the hearing in this matter are granted by Article 8, Chapter 24, Title 34 of the Code of Alabama (1975), and the particular sections of the statutes and rules involved are as set forth in the Administrative Complaint and in this Order.



**1. Service of the Administrative Complaint**

A copy of the Administrative Complaint and a copy of this Order shall be served forthwith upon the Respondent, by personally delivering the same to Respondent if he or she can be found within the State of Alabama, or, by overnight courier, signature required, to Respondent's last known address if he or she cannot be found within the State of Alabama. The Commission further directs that personal service of process shall be made by Randy Dixon, who is designated as the duly authorized agent of the Commission.

**2. Appointment of, and Referral To, Hearing Panel; Initial Hearing Date**

A hearing panel is hereby constituted, consisting of Commission members Christopher, Aldridge, and Nagrodzki, and this matter is hereby referred to such hearing panel for the conduct of a hearing and the entry of proposed findings to be considered by the full Commission. *See* Ala. Code § 34-24-366; Ala. Admin. Code r. 545-X-3-.14.

This matter is set for a hearing as prescribed in Ala. Code §§ 34-24-360, *et seq.*, and Ala. Admin. Code Chapter 545-X-3, to be held on Tuesday, July 11<sup>th</sup>, 2023, at 1:00 p.m., at 3300 Cahaba Road, Suite 320, Birmingham, Alabama, 35223. Unless otherwise specified by the Commission, the hearing will be held in person. All parties and counsel are expected to appear and to be prepared for the hearing at this date, time, and place.

**3. Appointment of Hearing Officer**

The Commission appoints the Honorable William R. Gordon, Circuit Judge (Ret.) as the Hearing Officer in this matter, pursuant to Ala. Admin. Code r. 545-X-3-.08. The Hearing Officer shall exercise general superintendence over all pre-hearing proceedings in this matter, and shall serve as the presiding officer at the hearing, having and executing all powers described in Ala. Admin. Code r. 545-X-3-.08(1)(a)-(g).

**4. Answer**

Respondent shall file an Answer, as prescribed in Ala. Admin. Code r. 545-X-3-.03(6), within 20 calendar days of the service of the Administrative Complaint. If Respondent does not file such an Answer, the Hearing Officer shall enter a general denial on Respondent's behalf.

**5. Rescheduling/Motions for Continuance**

All parties and attorneys are expected to check their schedules immediately for conflicts. Continuances will be granted only upon written motion and only for good cause as determined by the Chairman (or, in his absence, the Vice-Chairman) of the Medical Licensure Commission. Continuances requested on grounds of engagement of legal counsel on the eve of the hearing will not be routinely granted.

**6. Case Management Orders**

The Hearing Officer is authorized, without further leave of the Commission, to enter such case management orders as he considers appropriate to the particular case. Among any other matters deemed appropriate by the Hearing Officer, the Hearing Officer may enter orders addressing the matters listed in Ala. Admin. Code r. 545-X-3-.03(5)(a)-(f) and/or 545-X-3-.08(1)(a)-(g). All parties will be expected to comply with such orders.

**7. Manner of Filing and Serving Pleadings**

All pleadings, motions, requests, and other papers in this matter may be filed and served by e-mail. All filings should be e-mailed to:

- The Hearing Officer, William Gordon (wrgordon@charter.net);
- The Director of Operations of the Medical Licensure Commission, Rebecca Robbins (rrobbins@almlc.gov);
- General Counsel of the Medical Licensure Commission, Aaron Dettling (adettling@almlc.gov);
- General Counsel for the Alabama Board of Medical Examiners, Wilson Hunter (whunter@albme.gov); and
- Respondent/Licensee or his or her counsel, as appropriate.

The Director of Operations of the Medical Licensure Commission shall be the custodian of the official record of the proceedings in this matter.

**8. Discovery**

Consistent with the administrative quasi-judicial nature of these proceedings, limited discovery is permitted, under the supervision of the Hearing Officer. *See* Ala. Code § 41-22-12(c); Ala. Admin. Code r. 545-X-3-.04. All parties and attorneys shall confer in good faith with one another regarding discovery. If disputes regarding discovery are not resolved informally, a motion may be filed with the Hearing Officer, who is authorized to hold such hearings as appropriate and to make appropriate rulings regarding such disputes.

**9. Publicity and Confidentiality**

Under Alabama law, the Administrative Complaint is a public document. The hearing itself is closed and confidential. The Commission's written decision, if any, will also be public. *See* Ala. Code § 34-24-361.1; Ala. Admin. Code r. 545-X-3-.03(10)(h), (11).

**10. Stipulations**

The parties are encouraged to submit written stipulations of matters as to which there is no basis for good-faith dispute. Stipulations can help to simplify and shorten the hearing, facilitate the Commission's decisional process, and reduce the overall costs of these proceedings. Written stipulations will be most useful to the Commission if they are submitted in writing approximately 10 days preceding the

hearing. The Hearing Officer is authorized to assist the parties with the development and drafting of written stipulations.

**11. Judicial Notice**

The parties are advised that the Commission may take judicial notice of its prior proceedings, findings of fact, conclusions of law, decisions, orders, and judgments, if any, relating to the Respondent. *See* Ala. Code § 41-22-13(4); Ala. Admin. Code r. 545-X-3-.09(4).

**12. Settlement Discussions**

The Commission encourages informal resolution of disputes, where possible and consistent with public interest. If a settlement occurs, the parties should notify the Hearing Officer, the Commission's Director of Operations, and Commission's General Counsel. The terms of settlement are subject to the approval of the Commission. If approved, the Commission will generally incorporate the settlement terms into a Consent Decree.

**13. Subpoenas**

The Commission has the statutory authority to compel the attendance of witnesses, and the production of books and records, by the issuance of subpoenas. *See* Ala. Code §§ 34-24-363; 41-22-12(c); Ala. Admin. Code r. 545-X-3-.05. The parties may request that the Hearing Officer issue subpoenas for witnesses and/or

documents, and the Hearing Officer is authorized to approve and issue such subpoenas on behalf of the Commission. Service of such subpoenas shall be the responsibility of the party requesting such subpoenas.

**14. Hearing Exhibits**

- A. Parties and attorneys should, if possible, stipulate as to the admissibility of documents prior to the hearing.
- B. The use of electronic technology, USB drives, CD's, DVD's, etc. is acceptable and encouraged for voluminous records. If the Commission members will need their laptop to view documents, please notify the Hearing Officer prior to your hearing.
- C. If providing hard copies, voluminous records need not be copied for everyone but, if portions of records are to be referred to, those portions should be copied for everyone.
- D. If a document is to be referred to in a hearing, copies should be available for each Commission member, the Hearing Officer, the Commission's General Counsel, opposing attorney, and the court reporter (12 copies).
- E. Index exhibits/documents for easy reference.
- F. Distribute exhibit/document packages at the beginning of the hearing to minimize distractions during the hearing.

**15. Administrative Costs**

The Commission is authorized, pursuant to Ala. Code § 34-24-381(b) and Ala. Admin. Code r. 545-X-3-.08(9) and (10), to assess administrative costs against the Respondent if he or she is found guilty of any of the grounds for discipline set forth in Ala. Code § 34-24-360. The Board of Medical Examiners [ X ]has / [ ]has

not given written notice of its intent to seek imposition of administrative costs in this matter.

**16. Appeals**

Appeals from final decisions of the Medical Licensure Commission, where permitted, are governed by Ala. Code § 34-24-367.

DONE on this the 1<sup>st</sup> day of June, 2023.

**THE MEDICAL LICENSURE  
COMMISSION OF ALABAMA**

By:

E-SIGNED by Craig Christopher, M.D.  
on 2023-08-01 15:58:25 CDT

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

**Distribution:**

- Honorable William R. Gordon (incl. Administrative Complaint)
- Rebecca Robbins
- Respondent/Respondent's Attorney
- E. Wilson Hunter
- Aaron L. Dettling

**ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS,**

**Complainant,**

**vs.**

**SHARON G. GRIFFITTS, M.D.,**

**Respondent.**

**BEFORE THE MEDICAL  
LICENSURE COMMISSION  
OF ALABAMA**

**CASE NO. 2023-124**

**ORDER SETTING HEARING**  
**For Contested Cases Initiated by Administrative Complaint**

The Medical Licensure Commission has received the verified Administrative Complaint filed by the Alabama State Board of Medical Examiners in this matter. The Commission has determined that this matter is due to be set down for hearing under the provisions of Ala. Code § 34-24-361(e). This Order shall serve as the Notice of Hearing prescribed in Ala. Admin. Code r. 545-X-3-.03(3), (4). The Commission's legal authority and jurisdiction to hold the hearing in this matter are granted by Article 8, Chapter 24, Title 34 of the Code of Alabama (1975), and the particular sections of the statutes and rules involved are as set forth in the Administrative Complaint and in this Order.



**1. Service of the Administrative Complaint**

A copy of the Administrative Complaint and a copy of this Order shall be served forthwith upon the Respondent, by personally delivering the same to Respondent if he or she can be found within the State of Alabama, or, by overnight courier, signature required, to Respondent's last known address if he or she cannot be found within the State of Alabama. The Commission further directs that personal service of process shall be made by Scott Sides, who is designated as the duly authorized agent of the Commission.

**2. Initial Hearing Date**

This matter is set for a hearing as prescribed in Ala. Code §§ 34-24-360, *et seq.*, and Ala. Admin. Code Chapter 545-X-3, to be held on Wednesday, June 28<sup>th</sup>, 2023, at 10:00 a.m., at 848 Washington Avenue, Montgomery, Alabama, 36104. Unless otherwise specified by the Commission, the hearing will be held in person. All parties and counsel are expected to appear and to be prepared for the hearing at this date, time, and place.

**3. Appointment of Hearing Officer**

The Commission appoints the Honorable William R. Gordon, Circuit Judge (Ret.) as the Hearing Officer in this matter, pursuant to Ala. Admin. Code r. 545-X-3-.08. The Hearing Officer shall exercise general superintendence over all pre-hearing proceedings in this matter, and shall serve as the presiding officer at the

hearing, having and executing all powers described in Ala. Admin. Code r. 545-X-3-.08(1)(a)-(g).

**4. Answer**

Respondent shall file an Answer, as prescribed in Ala. Admin. Code r. 545-X-3-.03(6), within 20 calendar days of the service of the Administrative Complaint. If Respondent does not file such an Answer, the Hearing Officer shall enter a general denial on Respondent's behalf.

**5. Rescheduling/Motions for Continuance**

All parties and attorneys are expected to check their schedules immediately for conflicts. Continuances will be granted only upon written motion and only for good cause as determined by the Chairman (or, in his absence, the Vice-Chairman) of the Medical Licensure Commission. Continuances requested on grounds of engagement of legal counsel on the eve of the hearing will not be routinely granted.

**6. Case Management Orders**

The Hearing Officer is authorized, without further leave of the Commission, to enter such case management orders as he considers appropriate to the particular case. Among any other matters deemed appropriate by the Hearing Officer, the Hearing Officer may enter orders addressing the matters listed in Ala. Admin. Code

r. 545-X-3-.03(5)(a)-(f) and/or 545-X-3-.08(1)(a)-(g). All parties will be expected to comply with such orders.

**7. Manner of Filing and Serving Pleadings**

All pleadings, motions, requests, and other papers in this matter may be filed and served by e-mail. All filings should be e-mailed to:

- The Hearing Officer, William Gordon (wrgordon@charter.net);
- The Director of Operations of the Medical Licensure Commission, Rebecca Robbins (rrobbins@almlc.gov);
- General Counsel of the Medical Licensure Commission, Aaron Dettling (adettling@almlc.gov);
- General Counsel for the Alabama Board of Medical Examiners, Wilson Hunter (whunter@albme.gov); and
- Respondent/Licensee or his or her counsel, as appropriate.

The Director of Operations of the Medical Licensure Commission shall be the custodian of the official record of the proceedings in this matter.

**8. Discovery**

Consistent with the administrative quasi-judicial nature of these proceedings, limited discovery is permitted, under the supervision of the Hearing Officer. *See* Ala. Code § 41-22-12(c); Ala. Admin. Code r. 545-X-3-.04. All parties and attorneys

shall confer in good faith with one another regarding discovery. If disputes regarding discovery are not resolved informally, a motion may be filed with the Hearing Officer, who is authorized to hold such hearings as appropriate and to make appropriate rulings regarding such disputes.

**9. Publicity and Confidentiality**

Under Alabama law, the Administrative Complaint is a public document. The hearing itself is closed and confidential. The Commission's written decision, if any, will also be public. *See* Ala. Code § 34-24-361.1; Ala. Admin. Code r. 545-X-3-.03(10)(h), (11).

**10. Stipulations**

The parties are encouraged to submit written stipulations of matters as to which there is no basis for good-faith dispute. Stipulations can help to simplify and shorten the hearing, facilitate the Commission's decisional process, and reduce the overall costs of these proceedings. Written stipulations will be most useful to the Commission if they are submitted in writing approximately 10 days preceding the hearing. The Hearing Officer is authorized to assist the parties with the development and drafting of written stipulations.

**11. Judicial Notice**

The parties are advised that the Commission may take judicial notice of its prior proceedings, findings of fact, conclusions of law, decisions, orders, and judgments, if any, relating to the Respondent. *See* Ala. Code § 41-22-13(4); Ala. Admin. Code r. 545-X-3-.09(4).

**12. Settlement Discussions**

The Commission encourages informal resolution of disputes, where possible and consistent with public interest. If a settlement occurs, the parties should notify the Hearing Officer, the Commission's Director of Operations, and Commission's General Counsel. The terms of settlement are subject to the approval of the Commission. If approved, the Commission will generally incorporate the settlement terms into a Consent Decree.

**13. Subpoenas**

The Commission has the statutory authority to compel the attendance of witnesses, and the production of books and records, by the issuance of subpoenas. *See* Ala. Code §§ 34-24-363; 41-22-12(c); Ala. Admin. Code r. 545-X-3-.05. The parties may request that the Hearing Officer issue subpoenas for witnesses and/or documents, and the Hearing Officer is authorized to approve and issue such subpoenas on behalf of the Commission. Service of such subpoenas shall be the responsibility of the party requesting such subpoenas.

**14. Hearing Exhibits**

- A. Parties and attorneys should, if possible, stipulate as to the admissibility of documents prior to the hearing.
- B. The use of electronic technology, USB drives, CD's, DVD's, etc. is acceptable and encouraged for voluminous records. If the Commission members will need their laptop to view documents, please notify the Hearing Officer prior to your hearing.
- C. If providing hard copies, voluminous records need not be copied for everyone but, if portions of records are to be referred to, those portions should be copied for everyone.
- D. If a document is to be referred to in a hearing, copies should be available for each Commission member, the Hearing Officer, the Commission's General Counsel, opposing attorney, and the court reporter (12 copies).
- E. Index exhibits/documents for easy reference.
- F. Distribute exhibit/document packages at the beginning of the hearing to minimize distractions during the hearing.

**15. Administrative Costs**

The Commission is authorized, pursuant to Ala. Code § 34-24-381(b) and Ala. Admin. Code r. 545-X-3-.08(9) and (10), to assess administrative costs against the Respondent if he or she is found guilty of any of the grounds for discipline set forth in Ala. Code § 34-24-360. The Board of Medical Examiners [ ☒ ]has / [ ☐ ]has not given written notice of its intent to seek imposition of administrative costs in this matter.

**16. Appeals**

Appeals from final decisions of the Medical Licensure Commission, where permitted, are governed by Ala. Code § 34-24-367.

DONE on this the 24<sup>th</sup> day of May, 2023.

THE MEDICAL LICENSURE  
COMMISSION OF ALABAMA

By:

A handwritten signature in black ink, appearing to read "Craig H. Christopher", is written over a horizontal line.

Craig H. Christopher, M.D.  
its Chairman

**Distribution:**

- Honorable William R. Gordon (incl. Administrative Complaint)
- Rebecca Robbins
- Respondent/Respondent's Attorney
- E. Wilson Hunter
- Aaron L. Dettling

**ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS,**

**Complainant,**

**vs.**

**ANDRE' VONTRAL HAYNES, M.D.,**

**Respondent.**

**BEFORE THE MEDICAL  
LICENSURE COMMISSION  
OF ALABAMA**

**CASE NO. 2023-044**

**ORDER SETTING HEARING**  
**For Contested Cases Initiated by Administrative Complaint**

The Medical Licensure Commission has received the verified Administrative Complaint filed by the Alabama State Board of Medical Examiners in this matter. The Commission has determined that this matter is due to be set down for hearing under the provisions of Ala. Code § 34-24-361(e). This Order shall serve as the Notice of Hearing prescribed in Ala. Admin. Code r. 545-X-3-.03(3), (4). The Commission's legal authority and jurisdiction to hold the hearing in this matter are granted by Article 8, Chapter 24, Title 34 of the Code of Alabama (1975), and the particular sections of the statutes and rules involved are as set forth in the Administrative Complaint and in this Order.



**1. Service of the Administrative Complaint**

A copy of the Administrative Complaint and a copy of this Order shall be served forthwith upon the Respondent, by personally delivering the same to Respondent if he or she can be found within the State of Alabama, or, by overnight courier, signature required, to Respondent's last known address if he or she cannot be found within the State of Alabama. The Commission further directs that personal service of process shall be made by FedEx/Nicole Hardy, who is designated as the duly authorized agent of the Commission.

**2. Initial Hearing Date**

This matter is set for a hearing as prescribed in Ala. Code §§ 34-24-360, *et seq.*, and Ala. Admin. Code Chapter 545-X-3, to be held on Wednesday, June 28<sup>th</sup>, 2023, at 10:00 a.m., at 848 Washington Avenue, Montgomery, Alabama, 36104. Unless otherwise specified by the Commission, the hearing will be held in person. All parties and counsel are expected to appear and to be prepared for the hearing at this date, time, and place.

**3. Appointment of Hearing Officer**

The Commission appoints the Honorable William R. Gordon, Circuit Judge (Ret.) as the Hearing Officer in this matter, pursuant to Ala. Admin. Code r. 545-X-3-.08. The Hearing Officer shall exercise general superintendence over all pre-hearing proceedings in this matter, and shall serve as the presiding officer at the

hearing, having and executing all powers described in Ala. Admin. Code r. 545-X-3-.08(1)(a)-(g).

**4. Answer**

Respondent shall file an Answer, as prescribed in Ala. Admin. Code r. 545-X-3-.03(6), within 20 calendar days of the service of the Administrative Complaint. If Respondent does not file such an Answer, the Hearing Officer shall enter a general denial on Respondent's behalf.

**5. Rescheduling/Motions for Continuance**

All parties and attorneys are expected to check their schedules immediately for conflicts. Continuances will be granted only upon written motion and only for good cause as determined by the Chairman (or, in his absence, the Vice-Chairman) of the Medical Licensure Commission. Continuances requested on grounds of engagement of legal counsel on the eve of the hearing will not be routinely granted.

**6. Case Management Orders**

The Hearing Officer is authorized, without further leave of the Commission, to enter such case management orders as he considers appropriate to the particular case. Among any other matters deemed appropriate by the Hearing Officer, the Hearing Officer may enter orders addressing the matters listed in Ala. Admin. Code

r. 545-X-3-.03(5)(a)-(f) and/or 545-X-3-.08(1)(a)-(g). All parties will be expected to comply with such orders.

**7. Manner of Filing and Serving Pleadings**

All pleadings, motions, requests, and other papers in this matter may be filed and served by e-mail. All filings should be e-mailed to:

- The Hearing Officer, William Gordon (wrgordon@charter.net);
- The Director of Operations of the Medical Licensure Commission, Rebecca Robbins (rrobbins@almlc.gov);
- General Counsel of the Medical Licensure Commission, Aaron Dettling (adettling@almlc.gov);
- General Counsel for the Alabama Board of Medical Examiners, Wilson Hunter (whunter@albme.gov); and
- Respondent/Licensee or his or her counsel, as appropriate.

The Director of Operations of the Medical Licensure Commission shall be the custodian of the official record of the proceedings in this matter.

**8. Discovery**

Consistent with the administrative quasi-judicial nature of these proceedings, limited discovery is permitted, under the supervision of the Hearing Officer. *See* Ala. Code § 41-22-12(c); Ala. Admin. Code r. 545-X-3-.04. All parties and attorneys

shall confer in good faith with one another regarding discovery. If disputes regarding discovery are not resolved informally, a motion may be filed with the Hearing Officer, who is authorized to hold such hearings as appropriate and to make appropriate rulings regarding such disputes.

**9. Publicity and Confidentiality**

Under Alabama law, the Administrative Complaint is a public document. The hearing itself is closed and confidential. The Commission's written decision, if any, will also be public. *See* Ala. Code § 34-24-361.1; Ala. Admin. Code r. 545-X-3-.03(10)(h), (11).

**10. Stipulations**

The parties are encouraged to submit written stipulations of matters as to which there is no basis for good-faith dispute. Stipulations can help to simplify and shorten the hearing, facilitate the Commission's decisional process, and reduce the overall costs of these proceedings. Written stipulations will be most useful to the Commission if they are submitted in writing approximately 10 days preceding the hearing. The Hearing Officer is authorized to assist the parties with the development and drafting of written stipulations.

**11. Judicial Notice**

The parties are advised that the Commission may take judicial notice of its prior proceedings, findings of fact, conclusions of law, decisions, orders, and judgments, if any, relating to the Respondent. *See* Ala. Code § 41-22-13(4); Ala. Admin. Code r. 545-X-3-.09(4).

**12. Settlement Discussions**

The Commission encourages informal resolution of disputes, where possible and consistent with public interest. If a settlement occurs, the parties should notify the Hearing Officer, the Commission's Director of Operations, and Commission's General Counsel. The terms of settlement are subject to the approval of the Commission. If approved, the Commission will generally incorporate the settlement terms into a Consent Decree.

**13. Subpoenas**

The Commission has the statutory authority to compel the attendance of witnesses, and the production of books and records, by the issuance of subpoenas. *See* Ala. Code §§ 34-24-363; 41-22-12(c); Ala. Admin. Code r. 545-X-3-.05. The parties may request that the Hearing Officer issue subpoenas for witnesses and/or documents, and the Hearing Officer is authorized to approve and issue such subpoenas on behalf of the Commission. Service of such subpoenas shall be the responsibility of the party requesting such subpoenas.

**14. Hearing Exhibits**

- A. Parties and attorneys should, if possible, stipulate as to the admissibility of documents prior to the hearing.
- B. The use of electronic technology, USB drives, CD's, DVD's, etc. is acceptable and encouraged for voluminous records. If the Commission members will need their laptop to view documents, please notify the Hearing Officer prior to your hearing.
- C. If providing hard copies, voluminous records need not be copied for everyone but, if portions of records are to be referred to, those portions should be copied for everyone.
- D. If a document is to be referred to in a hearing, copies should be available for each Commission member, the Hearing Officer, the Commission's General Counsel, opposing attorney, and the court reporter (12 copies).
- E. Index exhibits/documents for easy reference.
- F. Distribute exhibit/document packages at the beginning of the hearing to minimize distractions during the hearing.

**15. Administrative Costs**

The Commission is authorized, pursuant to Ala. Code § 34-24-381(b) and Ala. Admin. Code r. 545-X-3-.08(9) and (10), to assess administrative costs against the Respondent if he or she is found guilty of any of the grounds for discipline set forth in Ala. Code § 34-24-360. The Board of Medical Examiners [ **X** ]has / [ ]has **not** given written notice of its intent to seek imposition of administrative costs in this matter.

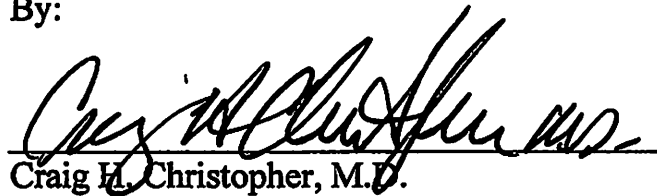
**16. Appeals**

Appeals from final decisions of the Medical Licensure Commission, where permitted, are governed by Ala. Code § 34-24-367.

DONE on this the 24<sup>th</sup> day of May, 2023.

THE MEDICAL LICENSURE  
COMMISSION OF ALABAMA

By:



Craig H. Christopher, M.D.  
its Chairman

**Distribution:**

- Honorable William R. Gordon (incl. Administrative Complaint)
- Rebecca Robbins
- Respondent/Respondent's Attorney
- E. Wilson Hunter
- Aaron L. Dettling

**ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS,**

**Complainant,**

**vs.**

**MARK A. MURPHY, M.D.,**

**Respondent.**

**BEFORE THE MEDICAL  
LICENSURE COMMISSION  
OF ALABAMA**

**CASE NO. 2020-248**

**ORDER SETTING HEARING**  
**For Contested Cases Initiated by Administrative Complaint**

The Medical Licensure Commission has received the verified Administrative Complaint filed by the Alabama State Board of Medical Examiners in this matter. The Commission has determined that this matter is due to be set down for hearing under the provisions of Ala. Code § 34-24-361(e). This Order shall serve as the Notice of Hearing prescribed in Ala. Admin. Code r. 545-X-3-.03(3), (4). The Commission's legal authority and jurisdiction to hold the hearing in this matter are granted by Article 8, Chapter 24, Title 34 of the Code of Alabama (1975), and the particular sections of the statutes and rules involved are as set forth in the Administrative Complaint and in this Order.



**1. Service of the Administrative Complaint**

A copy of the Administrative Complaint and a copy of this Order shall be served forthwith upon the Respondent, by personally delivering the same to Respondent if he or she can be found within the State of Alabama, or, by overnight courier, signature required, to Respondent's last known address if he or she cannot be found within the State of Alabama. The Commission further directs that personal service of process shall be made by Devin White, who is designated as the duly authorized agent of the Commission.

**2. Initial Hearing Date**

This matter is set for a hearing as prescribed in Ala. Code §§ 34-24-360, *et seq.*, and Ala. Admin. Code Chapter 545-X-3, to be held on Wednesday, June 28<sup>th</sup>, 2023, at 10:00 a.m., at 848 Washington Avenue, Montgomery, Alabama, 36104. Unless otherwise specified by the Commission, the hearing will be held in person. All parties and counsel are expected to appear and to be prepared for the hearing at this date, time, and place.

**3. Appointment of Hearing Officer**

The Commission appoints the Honorable William R. Gordon, Circuit Judge (Ret.) as the Hearing Officer in this matter, pursuant to Ala. Admin. Code r. 545-X-3-.08. The Hearing Officer shall exercise general superintendence over all pre-hearing proceedings in this matter, and shall serve as the presiding officer at the

hearing, having and executing all powers described in Ala. Admin. Code r. 545-X-3-.08(1)(a)-(g).

**4. Answer**

Respondent shall file an Answer, as prescribed in Ala. Admin. Code r. 545-X-3-.03(6), within 20 calendar days of the service of the Administrative Complaint. If Respondent does not file such an Answer, the Hearing Officer shall enter a general denial on Respondent's behalf.

**5. Rescheduling/Motions for Continuance**

All parties and attorneys are expected to check their schedules immediately for conflicts. Continuances will be granted only upon written motion and only for good cause as determined by the Chairman (or, in his absence, the Vice-Chairman) of the Medical Licensure Commission. Continuances requested on grounds of engagement of legal counsel on the eve of the hearing will not be routinely granted.

**6. Case Management Orders**

The Hearing Officer is authorized, without further leave of the Commission, to enter such case management orders as he considers appropriate to the particular case. Among any other matters deemed appropriate by the Hearing Officer, the Hearing Officer may enter orders addressing the matters listed in Ala. Admin. Code

r. 545-X-3-.03(5)(a)-(f) and/or 545-X-3-.08(1)(a)-(g). All parties will be expected to comply with such orders.

**7. Manner of Filing and Serving Pleadings**

All pleadings, motions, requests, and other papers in this matter may be filed and served by e-mail. All filings should be e-mailed to:

- The Hearing Officer, William Gordon (wrgordon@charter.net);
- The Director of Operations of the Medical Licensure Commission, Rebecca Robbins (rrobbins@almlc.gov);
- General Counsel of the Medical Licensure Commission, Aaron Dettling (adettling@almlc.gov);
- General Counsel for the Alabama Board of Medical Examiners, Wilson Hunter (whunter@albme.gov); and
- Respondent/Licensee or his or her counsel, as appropriate.

The Director of Operations of the Medical Licensure Commission shall be the custodian of the official record of the proceedings in this matter.

**8. Discovery**

Consistent with the administrative quasi-judicial nature of these proceedings, limited discovery is permitted, under the supervision of the Hearing Officer. *See* Ala. Code § 41-22-12(c); Ala. Admin. Code r. 545-X-3-.04. All parties and attorneys

shall confer in good faith with one another regarding discovery. If disputes regarding discovery are not resolved informally, a motion may be filed with the Hearing Officer, who is authorized to hold such hearings as appropriate and to make appropriate rulings regarding such disputes.

**9. Publicity and Confidentiality**

Under Alabama law, the Administrative Complaint is a public document. The hearing itself is closed and confidential. The Commission's written decision, if any, will also be public. *See* Ala. Code § 34-24-361.1; Ala. Admin. Code r. 545-X-3-.03(10)(h), (11).

**10. Stipulations**

The parties are encouraged to submit written stipulations of matters as to which there is no basis for good-faith dispute. Stipulations can help to simplify and shorten the hearing, facilitate the Commission's decisional process, and reduce the overall costs of these proceedings. Written stipulations will be most useful to the Commission if they are submitted in writing approximately 10 days preceding the hearing. The Hearing Officer is authorized to assist the parties with the development and drafting of written stipulations.

**11. Judicial Notice**

The parties are advised that the Commission may take judicial notice of its prior proceedings, findings of fact, conclusions of law, decisions, orders, and judgments, if any, relating to the Respondent. *See* Ala. Code § 41-22-13(4); Ala. Admin. Code r. 545-X-3-.09(4).

**12. Settlement Discussions**

The Commission encourages informal resolution of disputes, where possible and consistent with public interest. If a settlement occurs, the parties should notify the Hearing Officer, the Commission's Director of Operations, and Commission's General Counsel. The terms of settlement are subject to the approval of the Commission. If approved, the Commission will generally incorporate the settlement terms into a Consent Decree.

**13. Subpoenas**

The Commission has the statutory authority to compel the attendance of witnesses, and the production of books and records, by the issuance of subpoenas. *See* Ala. Code §§ 34-24-363; 41-22-12(c); Ala. Admin. Code r. 545-X-3-.05. The parties may request that the Hearing Officer issue subpoenas for witnesses and/or documents, and the Hearing Officer is authorized to approve and issue such subpoenas on behalf of the Commission. Service of such subpoenas shall be the responsibility of the party requesting such subpoenas.

**14. Hearing Exhibits**

- A. Parties and attorneys should, if possible, stipulate as to the admissibility of documents prior to the hearing.
- B. The use of electronic technology, USB drives, CD's, DVD's, etc. is acceptable and encouraged for voluminous records. If the Commission members will need their laptop to view documents, please notify the Hearing Officer prior to your hearing.
- C. If providing hard copies, voluminous records need not be copied for everyone but, if portions of records are to be referred to, those portions should be copied for everyone.
- D. If a document is to be referred to in a hearing, copies should be available for each Commission member, the Hearing Officer, the Commission's General Counsel, opposing attorney, and the court reporter (12 copies).
- E. Index exhibits/documents for easy reference.
- F. Distribute exhibit/document packages at the beginning of the hearing to minimize distractions during the hearing.

**15. Administrative Costs**

The Commission is authorized, pursuant to Ala. Code § 34-24-381(b) and Ala. Admin. Code r. 545-X-3-.08(9) and (10), to assess administrative costs against the Respondent if he or she is found guilty of any of the grounds for discipline set forth in Ala. Code § 34-24-360. The Board of Medical Examiners [ X ]has / [ ]has not given written notice of its intent to seek imposition of administrative costs in this matter.

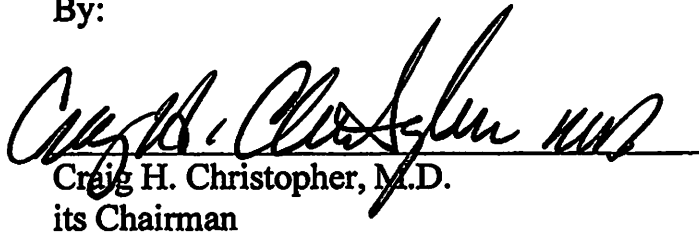
**16. Appeals**

Appeals from final decisions of the Medical Licensure Commission, where permitted, are governed by Ala. Code § 34-24-367.

DONE on this the 24<sup>th</sup> day of May, 2023.

THE MEDICAL LICENSURE  
COMMISSION OF ALABAMA

By:

  
Craig H. Christopher, M.D.  
its Chairman

**Distribution:**

- Honorable William R. Gordon (incl. Administrative Complaint)
- Rebecca Robbins
- Respondent/Respondent's Attorney
- E. Wilson Hunter
- Aaron L. Dettling

**ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS,**

**Complainant,**

**vs.**

**GARY ROYCE WISNER, M.D.,**

**Respondent.**

**BEFORE THE MEDICAL  
LICENSURE COMMISSION  
OF ALABAMA**

**CASE NO. 2018-155**

**ORDER SETTING HEARING**  
**For Contested Cases Initiated by Administrative Complaint**

The Medical Licensure Commission has received the verified Administrative Complaint filed by the Alabama State Board of Medical Examiners in this matter. The Commission has determined that this matter is due to be set down for hearing under the provisions of Ala. Code § 34-24-361(e). This Order shall serve as the Notice of Hearing prescribed in Ala. Admin. Code r. 545-X-3-.03(3), (4). The Commission's legal authority and jurisdiction to hold the hearing in this matter are granted by Article 8, Chapter 24, Title 34 of the Code of Alabama (1975), and the particular sections of the statutes and rules involved are as set forth in the Administrative Complaint and in this Order.



**1. Service of the Administrative Complaint**

A copy of the Administrative Complaint and a copy of this Order shall be served forthwith upon the Respondent, by personally delivering the same to Respondent if he or she can be found within the State of Alabama, or, by overnight courier, signature required, to Respondent's last known address if he or she cannot be found within the State of Alabama. The Commission further directs that personal service of process shall be made by FedEx, who is designated as the duly authorized agent of the Commission.

**2. Initial Hearing Date**

This matter is set for a hearing as prescribed in Ala. Code §§ 34-24-360, *et seq.*, and Ala. Admin. Code Chapter 545-X-3, to be held on Wednesday, June 28<sup>th</sup>, 2023, at 10:00 a.m., at 848 Washington Avenue, Montgomery, Alabama, 36104. Unless otherwise specified by the Commission, the hearing will be held in person. All parties and counsel are expected to appear and to be prepared for the hearing at this date, time, and place.

**3. Appointment of Hearing Officer**

The Commission appoints the Honorable William R. Gordon, Circuit Judge (Ret.) as the Hearing Officer in this matter, pursuant to Ala. Admin. Code r. 545-X-3-.08. The Hearing Officer shall exercise general superintendence over all pre-hearing proceedings in this matter, and shall serve as the presiding officer at the

hearing, having and executing all powers described in Ala. Admin. Code r. 545-X-3-.08(1)(a)-(g).

**4. Answer**

Respondent shall file an Answer, as prescribed in Ala. Admin. Code r. 545-X-3-.03(6), within 20 calendar days of the service of the Administrative Complaint. If Respondent does not file such an Answer, the Hearing Officer shall enter a general denial on Respondent's behalf.

**5. Rescheduling/Motions for Continuance**

All parties and attorneys are expected to check their schedules immediately for conflicts. Continuances will be granted only upon written motion and only for good cause as determined by the Chairman (or, in his absence, the Vice-Chairman) of the Medical Licensure Commission. Continuances requested on grounds of engagement of legal counsel on the eve of the hearing will not be routinely granted.

**6. Case Management Orders**

The Hearing Officer is authorized, without further leave of the Commission, to enter such case management orders as he considers appropriate to the particular case. Among any other matters deemed appropriate by the Hearing Officer, the Hearing Officer may enter orders addressing the matters listed in Ala. Admin. Code

r. 545-X-3-.03(5)(a)-(f) and/or 545-X-3-.08(1)(a)-(g). All parties will be expected to comply with such orders.

**7. Manner of Filing and Serving Pleadings**

All pleadings, motions, requests, and other papers in this matter may be filed and served by e-mail. All filings should be e-mailed to:

- The Hearing Officer, William Gordon (wrgordon@charter.net);
- The Director of Operations of the Medical Licensure Commission, Rebecca Robbins (rrobbins@almlc.gov);
- General Counsel of the Medical Licensure Commission, Aaron Dettling (adettling@almlc.gov);
- General Counsel for the Alabama Board of Medical Examiners, Wilson Hunter (whunter@albme.gov); and
- Respondent/Licensee or his or her counsel, as appropriate.

The Director of Operations of the Medical Licensure Commission shall be the custodian of the official record of the proceedings in this matter.

**8. Discovery**

Consistent with the administrative quasi-judicial nature of these proceedings, limited discovery is permitted, under the supervision of the Hearing Officer. *See* Ala. Code § 41-22-12(c); Ala. Admin. Code r. 545-X-3-.04. All parties and attorneys

shall confer in good faith with one another regarding discovery. If disputes regarding discovery are not resolved informally, a motion may be filed with the Hearing Officer, who is authorized to hold such hearings as appropriate and to make appropriate rulings regarding such disputes.

**9. Publicity and Confidentiality**

Under Alabama law, the Administrative Complaint is a public document. The hearing itself is closed and confidential. The Commission's written decision, if any, will also be public. *See* Ala. Code § 34-24-361.1; Ala. Admin. Code r. 545-X-3-.03(10)(h), (11).

**10. Stipulations**

The parties are encouraged to submit written stipulations of matters as to which there is no basis for good-faith dispute. Stipulations can help to simplify and shorten the hearing, facilitate the Commission's decisional process, and reduce the overall costs of these proceedings. Written stipulations will be most useful to the Commission if they are submitted in writing approximately 10 days preceding the hearing. The Hearing Officer is authorized to assist the parties with the development and drafting of written stipulations.

**11. Judicial Notice**

The parties are advised that the Commission may take judicial notice of its prior proceedings, findings of fact, conclusions of law, decisions, orders, and judgments, if any, relating to the Respondent. *See* Ala. Code § 41-22-13(4); Ala. Admin. Code r. 545-X-3-.09(4).

**12. Settlement Discussions**

The Commission encourages informal resolution of disputes, where possible and consistent with public interest. If a settlement occurs, the parties should notify the Hearing Officer, the Commission's Director of Operations, and Commission's General Counsel. The terms of settlement are subject to the approval of the Commission. If approved, the Commission will generally incorporate the settlement terms into a Consent Decree.

**13. Subpoenas**

The Commission has the statutory authority to compel the attendance of witnesses, and the production of books and records, by the issuance of subpoenas. *See* Ala. Code §§ 34-24-363; 41-22-12(c); Ala. Admin. Code r. 545-X-3-.05. The parties may request that the Hearing Officer issue subpoenas for witnesses and/or documents, and the Hearing Officer is authorized to approve and issue such subpoenas on behalf of the Commission. Service of such subpoenas shall be the responsibility of the party requesting such subpoenas.

**14. Hearing Exhibits**

- A. Parties and attorneys should, if possible, stipulate as to the admissibility of documents prior to the hearing.
- B. The use of electronic technology, USB drives, CD's, DVD's, etc. is acceptable and encouraged for voluminous records. If the Commission members will need their laptop to view documents, please notify the Hearing Officer prior to your hearing.
- C. If providing hard copies, voluminous records need not be copied for everyone but, if portions of records are to be referred to, those portions should be copied for everyone.
- D. If a document is to be referred to in a hearing, copies should be available for each Commission member, the Hearing Officer, the Commission's General Counsel, opposing attorney, and the court reporter (12 copies).
- E. Index exhibits/documents for easy reference.
- F. Distribute exhibit/document packages at the beginning of the hearing to minimize distractions during the hearing.

**15. Administrative Costs**

The Commission is authorized, pursuant to Ala. Code § 34-24-381(b) and Ala. Admin. Code r. 545-X-3-.08(9) and (10), to assess administrative costs against the Respondent if he or she is found guilty of any of the grounds for discipline set forth in Ala. Code § 34-24-360. The Board of Medical Examiners [ **X** ]has / [ ]has **not** given written notice of its intent to seek imposition of administrative costs in this matter.

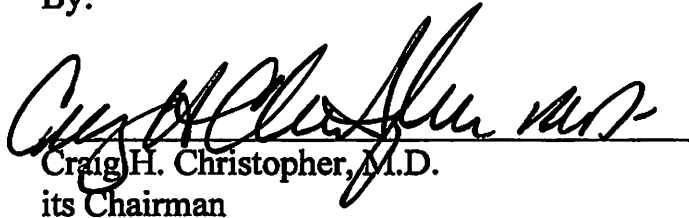
**16. Appeals**

Appeals from final decisions of the Medical Licensure Commission, where permitted, are governed by Ala. Code § 34-24-367.

DONE on this the 24<sup>th</sup> day of May, 2023.

THE MEDICAL LICENSURE  
COMMISSION OF ALABAMA

By:

  
Craig H. Christopher, M.D.  
its Chairman

**Distribution:**

- Honorable William R. Gordon (incl. Administrative Complaint)
- Rebecca Robbins
- Respondent/Respondent's Attorney
- E. Wilson Hunter
- Aaron L. Dettling

**ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS,**

**Complainant,**

**v.**

**AJIT NAIDU, M.D.,**

**Respondent.**

**BEFORE THE MEDICAL  
LICENSURE COMMISSION OF  
ALABAMA**

**CASE NO. 2019-311**

**ORDER**

This matter is before the Medical Licensure Commission of Alabama on the Joint Motion to Continue, filed on May 15, 2023. Upon consideration, the Joint Motion to Continue is granted, and the hearing in this matter, currently scheduled for June 28, 2023, is hereby continued and reset for Wednesday, September 27, 2023, at 10:00 a.m.

DONE on this the 21<sup>st</sup> day of May, 2023.

**THE MEDICAL LICENSURE  
COMMISSION OF ALABAMA**

**By:**

E-SIGNED by Craig Christopher, M.D.  
on 2023-05-26 08:51:45 CDT

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



**ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS,**

**Complainant,**

**vs.**

**EMMANUEL OLUSOLA ODI,  
M.D.,**

**Respondent.**

**BEFORE THE MEDICAL  
LICENSURE COMMISSION  
OF ALABAMA**

**CASE NO. 2022-236**

**ORDER**

This matter is before the Medical Licensure Commission of Alabama on the Motion to Dismiss filed by the Board on May 8, 2023. As grounds for the motion, the Board shows that Respondent has executed a voluntary surrender of his certificate of qualification and license to practice medicine in the State of Alabama.

For good cause shown, the Motion to Dismiss is granted, and the Administrative Complaint and Petition for Summary Suspension of License filed on February 21, 2023 is dismissed without prejudice.

DONE on this the 21<sup>st</sup> day of May, 2023.

**THE MEDICAL LICENSURE  
COMMISSION OF ALABAMA**

**By:**

E-SIGNED by Craig Christopher, M.D.  
on 2023-05-26 08:51:19 CDT

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

## BEFORE THE MEDICAL LICENSURE COMMISSION OF ALABAMA

ALABAMA STATE BOARD OF )  
 MEDICAL EXAMINERS, )  
 )  
 Complainant, )  
 )  
 vs. )  
 )  
 ALVIN MACON STINSON, III, M.D., )  
 )  
 Respondent. )

CASE NO.: 2023-116

**NOTICE OF INTENT TO CONTEST REINSTATEMENT**

Comes now the Alabama State Board of Medical Examiners ("the Board"), under ALA. CODE § 34-24-337 (2007), and gives notice of the Board's intent to contest the reinstatement of the license to practice medicine in Alabama of Respondent Alvin Macon Stinson, III, M.D. ("Respondent"), license number MD.15898. The Board has probable cause to believe that grounds exist for the denial of the application for reinstatement and will exhibit the same in its forthcoming Administrative Complaint.

The Board requests that a hearing be scheduled before the Medical Licensure Commission prior to a decision regarding the reinstatement of Respondent's license to practice medicine in Alabama.

EXECUTED this 28th day of April, 2023.



William M. Perkins  
 Executive Director  
 ALABAMA STATE BOARD OF MEDICAL EXAMINERS

s/ E. Wilson Hunter

E. Wilson Hunter, General Counsel  
 ALABAMA STATE BOARD OF MEDICAL EXAMINERS  
 Post Office Box 946  
 Montgomery, Alabama 36101-0946  
 Telephone: 334-833-0188  
 Email: [whunter@albme.gov](mailto:whunter@albme.gov)

s/ Alicia Harrison

Alicia Harrison, Associate General Counsel  
ALABAMA STATE BOARD OF MEDICAL EXAMINERS  
Post Office Box 946  
Montgomery, Alabama 36101-0946  
Telephone: 334-833-0188  
Email: [aharrison@albme.gov](mailto:aharrison@albme.gov)

**ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS,**

**Complainant,**

**vs.**

**NEFERTITI HARMON DURANT,  
M.D.,**

**Respondent.**

**BEFORE THE MEDICAL  
LICENSURE COMMISSION  
OF ALABAMA**

**CASE NO. 2023-087**

**ORDER**

This matter is before the Commission on Respondent's request for a continuance of the hearing currently scheduled for June 28, 2023. The Commission notes that Respondent has executed a valid waiver of the 120-day limitation on summary suspension. For good cause shown, the hearing in this matter is continued and re-set for Thursday, October 26, 2023, at 10:00 a.m.

DONE on this the 26<sup>th</sup> day of May, 2023.

**THE MEDICAL LICENSURE  
COMMISSION OF ALABAMA**

**By:**

E-SIGNED by Craig Christopher, M.D.  
on 2023-05-26 08:50:17 CDT

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

**ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS,**

**Complainant,**

**vs.**

**WILLIAM ARNOLD POWELL, III,  
M.D.,**

**Respondent.**

**BEFORE THE MEDICAL  
LICENSURE COMMISSION OF  
ALABAMA**

**CASE NO. 2023-088**

**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 March 23, 2023. The Board and the Respondent, William Arnold Powell, III, 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. **Approval of the Settlement Agreement.** After review, the Commission finds that the Settlement Agreement represents a reasonable and appropriate disposition of the matters asserted in the Administrative Complaint. 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 may otherwise be published or disclosed by the Board and/or the Commission without further notice to Respondent.

4. **Additional Violations.** Any violation of the requirements of this Consent Decree, or any new violation of state or federal laws or regulations, may result in the Board filing a petition to discipline Respondent's medical license. Nothing in this Consent Decree precludes the Board from bringing new administrative charges against Respondent based upon events and circumstances not raised in the Administrative Complaint.

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

6. **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 July 24, 1985, having been issued license no. MD.12246. Respondent was so licensed at all relevant times.

2. On August 24, 2022, the Commission issued a Consent Order that ordered Respondent to obtain a total of fifty (50) AMA PRA Category 1 Credits™ or equivalent continuing medical education (“CME”) prior to December 31, 2022, as a result of his failure to obtain the required number of CME credits required for the renewal of his 2022 license. Respondent was further ordered to pay an administrative fine in the amount of \$2,000.00. Respondent paid the fine required by the August 24, 2022 Consent Order in full.



3. On or about December 27, 2022, Respondent submitted or caused to be submitted an Alabama medical license renewal application for calendar year 2023, on which Respondent made the certification that the annual minimum CME requirement of twenty-five (25) credits had been met or would be met by December 31, 2022. Respondent further represented that supporting documents could be produced if audited.

4. Respondent obtained only two valid CME credits during 2022.

#### **Conclusions of Law**

1. 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.*

2. The Commission concludes, as a matter of law, that the determined facts constitute violations of Ala. Code §§ 34-24-360(23) and Ala. Admin. Code r. 545-X-5-.02.

#### **Order/Discipline**

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

1. That Respondent is assessed an administrative fine in the amount of five thousand dollars (\$5,000.00). In accordance with Ala. Admin. Code r. 545-X-

3-.08(8)(d)(i), Respondent is ordered to pay the administrative fine within 30 days of this Order.<sup>1</sup>

2. That Respondent is ordered to obtain 50 additional credits of AMA PRA Category 1™ or equivalent continuing medical education, in addition to the 25 credits already required for calendar year 2023, for a combined total of 75 credits, no later than December 31, 2023;

3. Respondent is advised that his compliance with the Continuing Medical Education requirement will be audited for the next five years; and

4. That no administrative costs are assessed against Respondent at this time.

DONE on this the 26<sup>th</sup> day of May, 2023.

THE MEDICAL LICENSURE  
COMMISSION OF ALABAMA

By:

E-SIGNED by Craig Christopher, M.D.  
on 2023-05-26 08:34:53 CDT

Craig H. Christopher, M.D.  
its Chairman

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<sup>1</sup> "The refusal or failure by a physician to comply with an order entered by the Medical Licensure Commission" may be a separate instance of "unprofessional conduct." See Ala. Admin. Code r. 545-X-4-.06(6).

**ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS,**

**Complainant,**

**vs.**

**TARIK YAHIA FARRAG, M.D.,**

**Respondent.**

**BEFORE THE MEDICAL  
LICENSURE COMMISSION  
OF ALABAMA**

**CASE NO. 2023-023**

**ORDER**

This matter is before the Commission on the joint request for a continuance of the hearing currently scheduled for May 24, 2023. The Commission notes that Respondent has executed a valid waiver of the 120-day limitation on summary suspension. For good cause shown, the hearing in this matter is continued and re-set for Wednesday, August 23, 2023, at 10:00 a.m.

DONE on this the 16<sup>th</sup> day of May, 2023.

**THE MEDICAL LICENSURE  
COMMISSION OF ALABAMA**

**By:**

E-SIGNED by Craig Christopher, M.D.  
on 2023-05-26 08:50:48 CDT

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

**ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS,**

**Complainant,**

**vs.**

**THOMAS L. BAUMANN, M.D.,**

**Respondent.**

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**BEFORE THE MEDICAL  
LICENSURE COMMISSION  
OF ALABAMA**

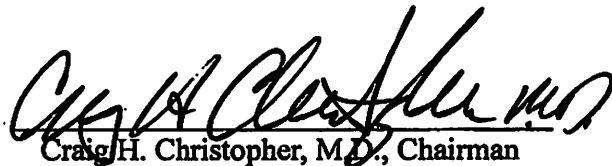
**CASE NO. 2022 – 168**

**ORDER**

The Alabama State Board of Medical Examiners (“the Board”) has moved to dismiss without prejudice the administrative complaint against Thomas L. Baumann, M.D. (“Dr. Baumann”) because he has executed and delivered his retirement waiver effective March 21, 2023, to the Board.

The Medical Licensure Commission of Alabama grants the Board’s motion and Orders this administrative proceeding dismissed without prejudice.

Done on this 14<sup>th</sup> day of May 2023.



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

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**ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS,**

**Complainant,**

**v.**

**CHRISTOPHER PARKER GAY,  
D.O.,**

**Respondent.**

**BEFORE THE MEDICAL  
LICENSURE COMMISSION OF  
ALABAMA**

**CASE NO. 2021-420**

**FINDINGS OF FACT AND CONCLUSIONS OF LAW**

This is a contested reinstatement proceeding under Ala. Code § 34-24-337.

After receiving and considering all of the relevant evidence and argument, we find the Respondent, Christopher Parker Gay, D.O., guilty of the disciplinary charges presented by the Board, and deny his application for license reinstatement.

**I. Introduction and Statement of the Case**

The respondent in this case is Christopher Parker Gay, D.O. ("Respondent"). Respondent was first licensed by the Commission on July 26, 2000, having been issued license No. DO.687. We revoked Respondent's license in 2016. The Alabama State Board of Medical Examiners ("the Board") contests reinstatement of Respondent's license because of Respondent's extensive history

of serious disciplinary violations, substance abuse, absence from the practice of medicine, and serial non-compliance with the Commission's orders.

## **II. Procedural History**

As we will detail below, Respondent has an extensive history of serious disciplinary actions. We last revoked Respondent's license to practice medicine on October 13, 2016. On October 4, 2021, Respondent requested reinstatement of his license to practice medicine pursuant to Ala. Code § 34-24-337. On January 6, 2022, as prescribed in Ala. Code § 34-24-337(g), the Board filed its Administrative Complaint setting forth the grounds for its opposition to reinstatement of Respondent's license ("the Administrative Complaint").

The Administrative Complaint contains three counts. Count One alleges that Respondent is unable to practice medicine with reasonable skill and safety in violation of Ala. Code § 34-24-360(19)a, by reason of illness, inebriation, excessive use of alcohol, or any other substance, or as a result of any mental or physical condition. Count Two alleges that Respondent is unable to practice medicine with reasonable skill and safety to patients by reason of lack of medical knowledge or clinical competency, in violation of Ala. Code § 34-24-360(20)a. In Count Three, the Board alleges that Respondent has committed unprofessional conduct by refusing or failing to comply with orders entered by the Commission,

in transgression of Ala. Code § 34-24-360(2) and Ala. Admin. Code r. 545-X-4-.06.

We held a first evidentiary hearing on Respondent's petition for reinstatement on February 23, 2022, at which Respondent did not appear. On March 10, 2022, we entered an order denying Respondent's petition for reinstatement. After *sua sponte* reconsideration, however, we determined that Respondent had been served with the Administrative Complaint via Federal Express at his last known residence in Alabama, but that that mode of service did not comply with Ala. Code §§ 34-24-337(g), -361(e). Those provisions generally require actual personal service for physicians located in Alabama. We therefore vacated our decision of March 10, 2022, and re-set this matter for a new hearing to be held on October 25, 2022, after personal service of the Administrative Complaint on Respondent. In response to persistent difficulties finding and communicating with Respondent, we also ordered (and we put it in bold type): **"Respondent SHALL keep the Board of Medical Examiners and the Medical Licensure Commission informed of any changes in his residence and other contact information at all times."** Respondent was personally served with the Administrative Complaint in this matter on September 21, 2022.

As the October 2022 hearing date approached, a lawyer appeared on Respondent's behalf. Respondent, through his attorney, requested that the

October 2022 hearing date be put off for six months so that Respondent could complete a drug rehabilitation program and present a plan for re-entry to practice.

The attorney's correspondence read, in relevant part:

As we discussed, Chris currently has a hearing set on reinstatement before the Board at 10:00 a.m. on October 25, 2022.

Chris filed for reinstatement on October 4, 2021, so that he would have had a Petition for Reinstatement filed before the expiration of five (5) years from the time his license was revoked on October 13, 2016.

As I explained to you at the current time, Chris has no hope of the Board reinstating him to practice medicine. I have gone over this in detail with Chris. He understands his current situation is not good from the standpoint of being reinstated.

Currently Chris is in rehab at a facility in Calhoun County, Alabama. He will be in rehab for another five months before he is released. The rehab he is in is court ordered and part of a community corrections program.

Chris also has currently pending a case in Jefferson County for DUI which has not been resolved and cases in Calhoun County concerning possession of a forged instrument related to a drug case. He has court appointed attorneys on both cases in Calhoun County and in Jefferson County. He believes that both of these can be worked out without any additional court time. Once worked out, any sentence he has would be served concurrent with his current sentencing through the community corrections program.

We are requesting that the Board re-set his hearing for at least six months down the road so that he can get all outstanding issues resolved and his time in rehab finished.

I have been over the seriousness of Chris' situation with him. He fully understands that we are at the mercy of the Board



concerning any continuance. Chris appreciates the leniency that the Board has shown him all through his drug problem.

Chris has assured me that he has now seen the light and that he wants to be productive in the medical field in some way once he can satisfy the Board as to his sobriety and having conquered his drug addiction. The programs that Chris is in currently are intense due to the length of time that he has had his problem.

Everyone on the Board knows what it takes for a person to become a doctor. I am sure that they also understand that physicians make mistakes like everyone else but they deserve opportunities to try to rehabilitate themselves and become productive again in the medical community.

Thankfully, Chris never placed a patient in jeopardy before his license was revoked. That is exactly why he knows that the Board must be sure when and if he is ever reinstated that he never does harm to anyone including himself in the future.

We truly believe that there would be no harm or risk to anyone by continuing this matter for six (6) months to allow Chris to put himself in the best position to present the best case possible for consideration by the Board.

I have explained to Chris that if he does get everything worked out within the six (6) months and is in a position to make a decent presentation as to why he should be reinstated at the end of six (6) months it would probably be his last opportunity to do so.

For the above and foregoing reasons, we respectfully request on behalf of Chris, that the Board re-set this matter for at least six (6) months down the road.

(ALBME Exhibit 19.)

Although presented in the form of correspondence to counsel for the Board, the attorney's correspondence was treated by the Commission as a request for a continuance. Over the Board's objections, we granted the additional time

requested by Respondent (plus one extra month, for a total of seven months). On November 9, 2022, we entered the following Order:

This matter is before the Medical Licensure Commission of Alabama on the written request for a continuance filed by Respondent, through his attorney, on October 7, 2022. The request for continuance is opposed by the Board. After deliberation, the Commission orders as follows:

1. Respondent's request for a continuance is **GRANTED**, and the final hearing in this matter is **SET** for Wednesday, May 24, 2023, at 10:00 a.m., at 848 Washington Avenue, Montgomery, Alabama, 36104. The Commission does not anticipate granting further extensions.

2. No later than Friday, April 28, 2023, Respondent shall file a detailed status report describing the status of his rehabilitation and his plans for return to practice.

3. Based on the totality of the circumstances as they currently appear to the Commission, it is the present sense of the Commission that in order for Respondent's request for reinstatement to have any reasonable likelihood of being granted, Respondent must, at a minimum, be prepared to show: (a) that Respondent has been abstinent from illegal drugs and alcohol for at least six months, as demonstrated by regular testing; (b) that Respondent has entered into a lifetime agreement with the Alabama Professionals' Health Program ("APHP") and that APHP will advocate for his return to practice; and (c) that Respondent has at least made a firm appointment to commence a rigorous practice re-entry assessment and education program such as the Knowledge, Skills, Training, Assessment and Research ("KSTAR") program offered at Texas A&M University, or the re-entry programs offered by the Center for Personalized Education for Professionals ("CPEP").

(ALBME Exhibit 21.)

On April 24, 2023, Respondent's attorney filed a motion to withdraw. On May 5, 2023, after being satisfied that the attorney had provided notice to Respondent of his intent to withdraw, the Hearing Officer entered an order allowing counsel to withdraw. As part of that Order, the Hearing Officer ordered: "By May 17, 2023, Dr. Gay will tell the hearing officer whether he will appear at the hearing set for May 24, 2023." Respondent did not respond.

On May 24, 2023, we conducted an evidentiary hearing on these charges as prescribed in Ala. Admin. Code r. 545-X-3. The case against reinstatement was presented by the Board through its attorneys E. Wilson Hunter and Alicia M. Harrison. Respondent did not appear, and the hearing was held *in absentia* as authorized by Ala. Code §§ 34-24-361(e)(10) and 41-22-12(d). Pursuant to Ala. Admin. Code r. 545-X-3-.08(1), the Honorable William R. Gordon presided as Hearing Officer. Each side was offered the opportunity to present evidence and argument in support of its respective contentions, and to cross-examine the witnesses presented by the other side (though Respondent, as noted above, declined this opportunity). In accordance with Ala. Code § 41-22-16, we enter the following Findings of Fact and Conclusions of Law.

### **III. Findings of Fact**

1. Respondent failed to controvert any allegation of the Administrative Complaint. Therefore, the factual allegations of paragraphs 1 through 18 of the Administrative Complaint are deemed to be conclusively established as true for purposes of these proceedings, and are incorporated herein by reference.

2. Respondent was first licensed by the Commission on July 26, 2000, having been issued license No. DO.687.

3. On or about April 30, 2009, the Alabama Professionals' Health Program ("APHP") made a report to the Board about Respondent pursuant to Ala. Code § 34-24-405. (ALBME Exhibit 2 at 2.) That code section requires APHP to report to the Board—

any physician or osteopath who in the opinion of the [wellness] committee is unable to practice medicine or osteopathy with reasonable skill and safety to patients by reason of illness, inebriation, excessive use of drugs, narcotics, alcohol, chemicals, or other substances or as a result of any physical or mental condition when it appears that such physician or osteopath is currently in need of intervention, treatment, or rehabilitation, and such physician or osteopath has failed or refused to participate in programs of treatment or rehabilitation recommended by the [wellness] committee.

Ala. Code § 34-24-405(b).

4. On May 21, 2009, the Board filed its first Administrative Complaint and Petition for Summary Suspension of Respondent's license to practice medicine. (ALBME Exhibit 2.) As grounds, the Board alleged specific facts

relating to substance abuse by Respondent, and Respondent's refusal to submit samples of urine, hair, and even toenails for testing. (*Id.*) We summarily suspended Respondent's license<sup>1</sup> and set a hearing. (ALBME Exhibit 3.)

5. On January 27, 2010, we started a hearing on the Board's first Administrative Complaint. We placed this hearing in extended recess so that Respondent could undergo a formal evaluation for his substance abuse problems. (ALBME Exhibit 4.)

6. The evidentiary hearing on the Board's first Administrative Complaint was reconvened on August 25, 2010. At this hearing, Respondent admitted that he was addicted to certain controlled substances, including hydrocodone and Xanax (alprazolam). It appeared at that time, however, that Respondent had been sober for approximately one year and was "in good recovery." (ALBME Exhibit 4.)

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<sup>1</sup> See Ala. Code § 34-24-361(f) ("The commission shall, temporarily, suspend the license of a physician or osteopath without a hearing simultaneously with the institution of proceedings for a hearing provided under this section on the request of the State Board of Medical Examiners if the board finds that evidence in its possession indicates that the physician's or osteopath's continuation in practice may constitute an immediate danger to his or her patients or to the public. The commission may meet by telephone conference call to act upon any such request.").

7. On September 9, 2010, we entered an order that lifted the summary suspension on Respondent's license and placed his license on indefinite term of probation. The terms of probation were:

"1. Dr. Gay shall practice medicine in a single location and shall work no more than forty (40) hours per week.

"2. Dr. Gay's [controlled substance] prescribing authority shall be limited to Schedules III, IV, and V.

"3. Dr. Gay shall not be allowed to dispense controlled substances, nor shall he be allowed to maintain any controlled substances in his office, including samples.

"4. All prescriptions for controlled substances shall be in triplicate.

"5. Dr. Gay shall maintain, indefinitely, a contract with the Alabama Physicians Health Program.

(ALBME Exhibit 4 at 2, 3.)

8. Just seven months later, on April 20, 2011, the Board filed a second petition for summary suspension of Respondent's license and for revocation of probation. (ALBME Exhibit 5.) As grounds, the Board alleged that Respondent had prescribed Endocet (oxycodone and acetaminophen tablets), a Schedule II controlled substance, in violation of our order of September 9, 2010, and that Respondent had tested positive for oxazepam, a Schedule IV controlled substance, rendering him unable to practice medicine with reasonable skill and safety to

patients. On April 21, 2011, we summarily suspended Respondent's license for a second time and set a hearing for July 27, 2011. (ALBME Exhibit 6.)

9. The evidentiary hearing on Respondent's second summary suspension was held on July 27, 2011. After this hearing, on August 15, 2011, we entered an order finding that Respondent had, just as alleged by the Board, violated the conditions of probation on his license. Between April and August, however, Respondent had been evaluated by Acumen Assessments, and Acumen had posited a set of conditions under which it then appeared that Respondent could practice medicine safely. (ALBME Exhibit 7 at 2.) Therefore, much as we did in September 2010, we lifted the summary suspension on Respondent's license and imposed strict and extensive conditions of probation. (*Id.*)

10. Just six weeks later, on September 27, 2011, Respondent admitted to violating at least two of the conditions of probation imposed by our order of August 15, 2011. Respondent voluntarily surrendered his certificate of qualification and license to practice medicine. (ALBME Exhibit 8.)

11. A few years went by. On June 8, 2015, Respondent applied for reinstatement of his certificate of qualification and license to practice medicine. (ALBME Exhibit 9.)

12. We held a hearing on Respondent's first reinstatement petition on February 24, 2016. Based on the evidence presented at that hearing, we reinstated Respondent's license, subject to the following restrictions and terms of probation:

"1. The conditions placed upon Dr. Gay's Certificate of Qualification are adopted by the Medical Licensure Commission as conditions on his license to practice medicine. Specifically, such conditions are:

"a. Dr. Gay is subject to indefinite monitoring by the APHP.

"b. Dr. Gay will continue attendance at Caduceus and Alcoholic Anonymous meetings.

"c. Dr. Gay will be overseen by a physician monitor who will submit quarterly reports.

"d. Dr. Gay will be overseen by a workplace monitor who will submit quarterly reports.

"e. Dr. Gay will become a patient of a primary care physician.

"f. Dr. Gay will continue individual psychotherapy.

"g. Dr. Gay will submit to observed oral naltrexone dispensed by a workplace physician monitor who will submit a monthly log to the APHP.

"h. Dr. Gay will meet with the Medical Director of the APHP every six months.

"2. Dr. Gay's controlled substances prescribing authority shall be limited to Schedules III, IV, and V.

"3. Dr. Gay shall not be allowed to be a 'dispensing physician' under the provisions of Chapter 540-X-4 of the Administrative Rules of the Alabama Board of Medical Examiners.



“4. Dr. Gay will provide to the Medical Licensure Commission the names of, and pertinent information about, his primary care physician and his individual psychotherapist.

“5. Prior to entering the active practice of medicine, Dr. Gay shall submit to the Medical Licensure Commission, for its prior approval, a detailed practice plan. Such practice plan shall include, but shall not necessarily be limited to, the following:

“a. The location of and a detailed description of the practice.

“b. The name of his physician monitor, together with a description as to how the monitoring will take place. In addition, Dr. Gay will request such physician monitor to confirm in writing his/her agreement to monitor and to submit quarterly reports to the Medical Licensure Commission.

(ALBME Exhibit 12.)

13. On August 5, 2016, we approved a practice plan submitted by Respondent. (ALBME Exhibit 13.)

14. Less than a month after we approved Respondent’s practice plan, we received a report that Respondent had allegedly violated his contract with APHP. We ordered Respondent to appear for a hearing on September 28, 2016 to answer these allegations. (ALBME Exhibit 14.)

15. At that hearing, Respondent admitted that he had relapsed on alcohol and cocaine. (ALBME Exhibit 15.) Accordingly, on October 13, 2016, we entered an order revoking Respondent’s license to practice medicine. (*Id.*)

16. Again, a few years went by. On October 4, 2021, just days short of the five-year deadline imposed by Ala. Code § 34-24-361(h)(9),<sup>2</sup> Respondent sent the following e-mail to the Director of Operations of the Medical Licensure Commission:

Hello Karen, It's Dr. Gay, and i would like to touch base with you and hereby officially request that I be granted an administrative hearing with the licence [sic] commission to inform them of my status and future possibilities of being able to apply to have my licence [sic] reinstated at some point in the near future. Oct 13th is the official deadline in which i must have officially requested such a hearing to address this matter. I am reaching out to you today Oct 4th, to officially request a slot in front of the commission to discuss and plan for my application for reinstatement.

Sincerely Dr. Christopher Gay. D.O.

(ALBME Exhibit 16.)

17. Board Investigator Jason Green personally served Respondent with the Administrative Complaint on September 21, 2022.

18. The most recent information communicated to the Commission about Respondent's condition and/or whereabouts was that he was "in rehab at a facility in Calhoun County, Alabama. He will be in rehab for another five months

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<sup>2</sup> Section 34-24-361(h)(9) provides, in relevant part, that "[t]he Medical Licensure Commission shall be without jurisdiction to reinstate the license to practice medicine or osteopathy of a physician or osteopath whose license was revoked by the commission or voluntarily surrendered while under investigation or during the pendency of an administrative hearing if the application for reinstatement is received more than five years after the effective date of the revocation or surrender of the license."

before he is released. The rehab he is in is court ordered and part of a community corrections program.” (ALBME Exhibit 19.)

19. Despite multiple opportunities, Respondent has not provided any more specific or updated information to the Commission regarding his whereabouts, sobriety, condition, or plans for re-entry to the practice of medicine. No evidence has been presented tending to show that Respondent successfully completed the rehabilitation program in which he was participating during October 2022. The available information therefore compels us to conclude as a factual matter that Respondent is currently unable to practice medicine with reasonable skill and safety to patients due to illness, inebriation, excessive use of alcohol, or any other substance, or as a result of any mental or physical condition.

20. More than six years have elapsed since October 13, 2016, when we last revoked Respondent’s license to practice medicine. We infer and make the express factual finding that Respondent has not been actively practicing medicine since October 13, 2016. Respondent did not attend the hearing in this matter, and thus has not provided us any evidence to the contrary. The available information compels us to conclude as a factual matter that Respondent is unable to practice medicine with reasonable skill and safety by reason of lack of basic medical knowledge or clinical competency.

21. Respondent violated at least the following Commission orders:

- Respondent violated at least two of the conditions of probation set forth in our Order of September 9, 2010.
- Respondent violated at least two of the conditions of probation imposed by our Order of August 15, 2011.
- Respondent relapsed on alcohol and cocaine, violating the conditions of our Order of April 5, 2016.
- Respondent violated the requirement of our Order of July 28, 2022, which stated that “Respondent SHALL keep the Board of Medical Examiners and the Medical Licensure Commission informed of any changes in his residence and other contact information at all times.”
- Respondent violated the condition of our Order of November 9, 2022, which required him, no later than April 28, 2023, to “file a detailed status report describing the status of his rehabilitation and his plans for return to practice.”

22. Respondent has not demonstrated that he has been abstinent from illegal drugs and alcohol for at least six months, as demonstrated by regular testing, as required by our Order of November 9, 2022.

23. Respondent has not demonstrated that he has entered into a lifetime contract with the Alabama Professionals’ Health Program (“APHP”), as required by our Order of November 9, 2022.

24. Respondent has not demonstrated that APHP advocates for his return to practice, as required by our Order of November 9, 2022.

25. Respondent has not demonstrated that he has made any effort to enter into a practice re-entry assessment and education program, as required by our Order of November 9, 2022.

#### **IV. Conclusions of Law**

1. The Commission has jurisdiction over the subject matter of this cause pursuant to Act No. 1981-218, Ala. Code §§ 34-24-310, *et seq.*

2. Respondent was properly notified of the time, date, and place of the administrative hearing and of the charges against him in compliance with Ala. Code §§ 34-24-361(e) and 41-22-12(b)(1), and Ala. Admin. Code r. 545-X-3-.03(3), (4). At all relevant times, Respondent was a licensee of this Commission and was and is subject to the Commission's jurisdiction.

3. Under certain conditions, the Commission "shall have the power and duty to suspend, revoke, or restrict any license to practice medicine or osteopathy in the State of Alabama or place on probation or fine any licensee." Ala. Code § 34-24-360.

4. The Commission also has power to order reinstatement, or, in appropriate circumstances, to deny reinstatement, of licenses to practice medicine in Alabama. If the Board demonstrates any violation of Ala. Code § 34-24-360, the Commission has discretion to deny reinstatement. *See* Ala. Code § 34-24-

337(h) (“The commission may deny reinstatement of a license upon a finding that the applicant has committed any of the acts or offenses set forth in Sections 34-24-360, 34-24-57, 16-47-128, or any other provision of law establishing grounds for the revocation, suspension, or discipline of a license to practice medicine.”).

5. A physician’s absence from the active practice of medicine for two years triggers a “rebuttable presumption”<sup>3</sup> of clinical incompetence:

A physician’s absence from clinical practice for more than two years creates a rebuttable presumption of clinical incompetence. A physician, whether he or she is an applicant or licensee, who has not actively practiced or who has not maintained continued competency, as determined by the Board, during the two-year period immediately preceding the filing of an application for licensure or reinstatement or during any consecutive two-year period may be required to complete a reentry plan as a condition of licensure/reinstatement.

Ala. Admin. Code r. 540-X-23-.03(1).

6. The factual findings set forth above lead us to conclude as a matter of law that Respondent is “unable to practice medicine or osteopathy with

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<sup>3</sup> A “presumption is a creature of law that assists in the matter of proof by providing that in certain situations proven facts may be strong enough that from them the trier of fact may conclude that the presumed fact exists. ... [R]ebuttable presumptions, found throughout the legal system, are those under which a certain quantum of evidence gives rise to an inference of some other fact, but as to which fact the opposing party may offer evidence in rebuttal. Rebuttable presumptions are generally created by law—under statutes, case law, or rules of court—for such reasons as the promotion of some public policy (as in presumptions favoring the legitimacy of children), because the presumption is based upon human experience (illustrated by the presumption against suicide), or because of the peculiarities of the case affecting the ability to produce evidence (illustrated by the statutory presumption that upon proof of certain facts a railroad is presumed negligent).” Ala. R. Evid. 301 (Advisory Committee’s Notes).

reasonable skill and safety to patients by reason of illness, inebriation, excessive use of drugs, narcotics, alcohol, chemicals, or any other substance, or as a result of any mental or physical condition” in violation of Ala. Code § 34-24-360(19)a.

7. Pursuant to Ala. Admin. Code r. 540-X-23-.03(1), Respondent is rebuttably presumed to be incompetent to practice medicine. Respondent has not offered anything to rebut the presumption of clinical incompetency.

8. The factual findings set forth above, coupled with the rebuttable presumption set forth in Ala. Admin. Code r. 540-X-23-.03(1), lead us to conclude as a matter of law that Respondent is “unable to practice medicine or osteopathy with reasonable skill and safety to patients by reason of a demonstrated lack of basic medical knowledge or clinical competency” in violation of Ala. Code § 34-24-360(20)a.

9. The factual findings set forth above lead us to conclude as a matter of law that Respondent committed “unprofessional conduct” by violating multiple orders of the Commission, in violation of Ala. Code § 34-24-360(2) and Ala. Admin. Code r. 545-X-4-.06.

## **V. Decision**

Therefore, it is **ORDERED, ADJUDGED, AND DECREED:**

1. That the Respondent, Christopher Parker Gay, D.O., is adjudged **GUILTY** of inability to practice with reasonable skill and safety in violation of Ala. Code § 34-24-360(19)a, as charged in Count One of the Administrative Complaint.

2. That the Respondent, Christopher Parker Gay, D.O., is adjudged **GUILTY** of inability to practice with reasonable skill and safety in violation of Ala. Code § 34-24-360(20)a, as charged in Count Two of the Administrative Complaint.

3. That the Respondent, Christopher Parker Gay, D.O., is adjudged **GUILTY** of unprofessional conduct in violation of Ala. Code § 34-24-360(2) and Ala. Admin. Code r. 545-X-4-.06, as charged in Count Three of the Administrative Complaint.

4. That—separately and severally for each of Counts One, Two, and Three—Respondent’s application to reinstate his license to practice medicine in the State of Alabama is **DENIED**.

5. That within 30 days of this Order, the Board shall file its bill of costs as prescribed in Ala. Admin. Code r. 545-X-3-.08(10)(b), and Respondent shall file any objections to the cost bill within 10 days thereafter, as prescribed in Ala. Admin. Code r. 545-X-3-.08(10)(c). The Commission reserves the issue of imposition of costs until after full consideration of the Board’s cost bill and



Respondent's objections, and this reservation does not affect the finality of this Order. *See* Ala. Admin. Code r. 545-X-3-.08(10)(e).

DONE on this the 1<sup>st</sup> day of June, 2023.

THE MEDICAL LICENSURE  
COMMISSION OF ALABAMA

By:

E-SIGNED by Craig Christopher, M.D.  
on 2023-06-01 16:06:41 CDT

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Craig H. Christopher, M.D.  
its Chairman