

**HAWAII MEDICAL BOARD**  
Professional and Vocational Licensing Division  
Department of Commerce and Consumer Affairs  
State of Hawaii

MINUTES OF MEETING

The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by Section 92-7(b), Hawaii Revised Statutes ("HRS").

Date: Thursday, January 14, 2016

Time: 1:00 p.m.

Place: King Kalakaua Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, HI 96813

Present: Niraj S. Desai, M.D., Chairperson, Kauai Member  
Sharon "Shay" Bintliff, M.D., Vice-Chairperson, Hawaii Member  
Gerard K. Akaka, M.D., Oahu Member  
Maria Chun, Ph.D, Public Member  
Darren K. Egami, M.D., Maui Member  
Jone Geimer-Flanders, D.O., Oahu Member  
Peter Holt, M.D., Oahu Member  
Palasi Puletasi, Public Member  
Karen E. Sept, D.O., Oahu Member  
Shari Wong, Deputy Attorney General ("DAG")  
Ahlani K. Quiogue, Executive Officer  
Wilma Balon, Secretary

Excused: Peter Halford, M.D., Oahu Member  
Thomas S. Kosasa, M.D., Oahu Member

Guests: Lei Fukumura, Special Deputy Attorney General ("SDAG")  
John W. Gilmore, M.D., Applicant  
John Hassler, Supervising Attorney, Regulated Industries Complaints  
Office ("RICO"),  
Daria Loy-Goto, Complaints and Enforcement Officer, RICO

Call to Order: The meeting was called to order at 1:03 p.m. at which time quorum was established.

Approval of the December 10, 2015 Minutes: It was moved by Dr. Geimer-Flanders, seconded by Dr. Bintliff, and unanimously carried to approve the minutes of the regular session and executive session of the December 10, 2015 meeting as circulated.

Additions/Revisions to Agenda: None.

Adjudicatory  
Matters:

Chair Desai called for a recess from the meeting at 1:04 p.m. to discuss and deliberate on the following adjudicatory matters pursuant to HRS Chapter 91.

- a. In the Matter of the Emergency Medical Technician Certificate of Charles A. Ganuelas; MED 2015-103-L

After discussion, it was moved by Dr. Geimer-Flanders, seconded by Dr. Bintliff, and unanimously carried to accept the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order.

- b. In the Matter of the License to Practice Medicine of Ellis W. Johnson, M.D.; MED 2014-105-L

After discussion, it was moved by Dr. Holt, seconded by Dr. Sept, and unanimously carried to accept the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order.

- c. In the Matter of the Physician's License of Joseph K. Kamaka, III, M.D.; MED 2014-67-L

Dr. Egami informed members that he will be recusing himself from the discussion and vote of this matter, and left the meeting room at 1:10 p.m.

After much discussion and consideration, it was moved by Dr. Geimer-Flanders, seconded by Chair Desai, to reject the Settlement Agreement Prior to Filing Petition for Disciplinary Action and Board's Final Order. Drs. Bintliff, Sept, Chun, and Mr. Puletasi voted in favor of the motion. Drs. Akaka, Desai, Geimer-Flanders, and Holt opposed the motion. The motion failed to carry.

Discussion followed. It was moved by Dr. Geimer-Flanders, seconded by Dr. Akaka, to accept the Settlement Agreement Prior to Filing Petition for Disciplinary Action and Board's Final Order. Drs. Holt, Desai, Geimer-Flanders, Akaka, and Mr. Puletasi voted in favor of the motion. Drs. Bintliff, Chun, and Sept opposed the motion. The motion failed to carry.

Due to both motions failing to carry, the matter will be considered at the Board's February 11, 2016 meeting.

- d. In the Matter of the License to Practice Medicine of Toseef M. Khan, M.D.; MED 2015-43-L

Dr. Egami entered the meeting room at 1:20 p.m.

Dr. Holt informed members that he will be recusing himself from the discussion and vote of this matter, and left the meeting room at 1:20 p.m.

After discussion, it was moved by Dr. Geimer-Flanders, seconded by Dr. Akaka, and unanimously carried, with the exception of Dr. Holt who recused himself, to accept the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order.

Accordingly, pursuant to the terms of the Settlement Agreement, Dr. Khan's Hawaii Medical License, License No. MD-13625, is hereby reprimanded.

- e. In the Matter of the Physician's License of Bradley S. Kurgis, D.O.; MED 2014-203-L

Dr. Holt entered the meeting room at 1:25 p.m.

After discussion, it was moved by Dr. Geimer-Flanders, seconded by Dr. Bintliff, and unanimously carried to accept the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order.

- f. In the Matter of the Physician's Assistant's License of Virginia H.M. Lam; MED 2015-86-L

After discussion, it was moved by Dr. Egami, seconded by Dr. Holt, and unanimously carried to accept the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order.

- g. In the Matter of the License to Practice Medicine of Michael D. Markham, M.D.; MED 2015-117-L

After discussion, it was moved by Dr. Sept, seconded by Dr. Bintliff, and unanimously carried to accept the First Amended Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order.

- h. In the Matter of the License to Practice Medicine of Welman A. Shrader, Jr., M.D.; MED 2015-47-L

After discussion, it was moved by Dr. Akaka, seconded by Dr. Geimer-Flanders, and unanimously carried to accept the Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order.

Following the Board's review, deliberation and decision in this matter pursuant to Chapter 91, Hawaii Revised Statutes ("HRS"), Chair Desai announced that the Board reconvene to its regular Chapter 92, HRS, meeting at 1:34 p.m.

Applications for  
License/  
Certification:

- a. Ratifications:
  - (i) List

It was moved by Dr. Holt, seconded by Dr. Akaka and unanimously carried to ratify the attached lists of individuals for licensure or certification.

Applications for  
License/  
Certification:

b. Applications:

It was moved by Dr. Akaka, seconded by Dr. Sept, and unanimously carried to enter into executive session at 1:38 p.m. pursuant to Section 92-5(a)(1), Hawaii Revised Statutes ("HRS"), to consider and evaluate personal information relating to individuals applying for professional licenses cited in Section 26-9, HRS, and pursuant to Section 92-5(a)(4), HRS, to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities.

John W. Gilmore, M.D.

It was moved by Dr. Egami, seconded by Dr. Sept, and unanimously carried to return to the open meeting at 1:58 p.m.

John W. Gilmore, M.D.

It was moved by Chair Desai, seconded by Dr. Geimer-Flanders, and unanimously carried to approve Dr. Gilmore's application for medical licensure.

It was moved by Dr. Bintliff, seconded by Mr. Puleyasi, and unanimously carried to enter into executive session at 1:59 p.m. pursuant to Section 92-5(a)(1), Hawaii Revised Statutes ("HRS"), to consider and evaluate personal information relating to individuals applying for professional licenses cited in Section 26-9, HRS, and pursuant to Section 92-5(a)(4), HRS, to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities.

Aimee R. Mayeda, M.D.  
Barbara J. Ohnemus, D.O.  
Allen D. Adams, M.D.  
Timothy D. Beckett, M.D.  
Alexandra C. Chebil, M.D.  
Marc A. Hoeksema, M.D.  
Veronica J. Matthews, M.D.  
Lester C. Permut, M.D.  
Stacey A. Simons, M.D.  
Rebecca Stickler, M.D.  
Craig L. Wilkerson, M.D.

It was moved by Dr. Akaka, seconded by Dr. Holt, and unanimously carried to return to the open meeting at 2:39 p.m.

It was moved by Dr. Geimer-Flanders, seconded by Dr. Akaka, and unanimously carried to approve the following applications:

Aimee R. Mayeda, M.D.  
Alexandra C. Chebil, M.D.  
Marc A. Hoeksema, M.D.  
Veronica J. Matthews, M.D.  
Lester C. Permut, M.D.  
Rebecca Stickler, M.D.  
Craig L. Wilkerson, M.D.

Barbara J. Ohnemus, D.O.

After due consideration of the information received, it was moved by Dr. Sept, seconded by Dr. Holt, and unanimously carried to defer Dr. Ohnemus' application for licensure pending additional information and review.

Allen D. Adams, M.D.

After due consideration of the information received, it was moved by Dr. Akaka, seconded by Dr. Egami, and unanimously carried to approve Dr. Adams' application for licensure pending receipt of a revised application.

Timothy D. Beckett, M.D.

After due consideration of the information received, it was moved by Dr. Egami, seconded by Dr. Holt, with the exception of Dr. Geimer-Flanders recusing herself, and carried by a majority to approve Dr. Beckett's application for licensure.

Stacey A. Simons, M.D.

After due consideration of the information received, it was moved by Dr. Holt, seconded by Dr. Geimer-Flanders, and unanimously carried to approve Dr. Simon's application for licensure.

Unfinished Business: a. Regulated Industries Complaints Office Discussion

Daria Loy-Goto, Complaints and Enforcement Officer, RICO and John Hassler, Supervising Attorney, RICO were invited into the meeting room at 2:43 p.m.

Members were provided with a legislative proposal for their consideration. Specifically, this draft legislation seeks to appropriately address discipline based on action taken by another state or federal agency.

Discussion followed. Mr. Hassler explained to members that the proposed legislation would provide RICO/Board with another mechanism to address reciprocal discipline.

Dr. Geimer-Flanders asked how the Board would handle the administrative processes, specifically, administrative hearings.

DAG Wong queried when the hearing would take place.

Ms. Loy-Goto and Mr. Hassler indicated that the proposed legislation allows for a mechanism to accept a certified copy of the disciplinary action by another state or federal agency as prima facie evidence. As such, this information will allow RICO to present a petition and have it set quickly through the Office of Administrative Hearings.

DAG Wong asked how many cases RICO anticipates processing if this proposed legislation became law.

Ms. Loy-Goto explained that it could vary, but anticipates about 20-30 cases.

Chair Desai inquired whether the proposed legislation would address only revoked or suspended licenses, or all forms of discipline.

Ms. Loy-Goto stated that the proposed legislation would address a wide spectrum of cases.

Chair Desai inquired why this matter was not addressed previously.

Ms. Loy-Goto explained that the industry itself changes rapidly. They are seeing things that they have never seen in the past.

Dr. Geimer-Flanders indicated that the laws of the State have not caught up to the industry, and that this is one way of addressing certain matters.

Having no further questions, the Board thanked both Ms. Loy-Goto and Mr. Hassler for appearing before the Board, and excused them from the meeting room at 3:10 p.m.

Members reviewed another draft bill which would require the Board to: refuse to grant a license to an applicant whose licenses or medical privileges were suspended or revoked in another jurisdiction to undergo a hearing, in accordance with Hawaii Revised Statutes ("HRS") Chapter 91, to show cause why the suspension or revocation shall be terminated; summarily suspend a Hawaii license upon determination that a licensee has had a license suspended or revoked in any other jurisdiction, pending a hearing to show cause; and issue orders of summary suspension or disciplinary action taken due to actions arising in other jurisdictions to be public record.

It was moved by Dr. Akaka, seconded by Dr. Sept, and unanimously carried to enter into executive session at 3:16 p.m. pursuant to Section 92-5(a)(4), HRS, to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities.

It was moved by Dr. Sept, seconded by Dr. Akaka, and unanimously carried to reconvene to the Board's scheduled meeting at 3:32 p.m.

It was moved by Dr. Bintliff, seconded by Dr. Geimer-Flanders, and unanimously carried to support the intent of the draft legislation with several comments and concerns.

- Correspondence:
- a. Letter from Roy Magnusson, M.D., regarding Hawaii Revised Statutes §453-3.2, a Limited and Temporary License for Educational/Teaching Purposes

Drs. Akaka and Chun recused themselves from this matter, and left the meeting at 3:32 p.m.

The Board reviewed and discussed Roy Magnusson, M.D., emails dated January 6, 2016, January 7, 2016, and attachment dated November 23, 2015, regarding whether Dr. Guilliod would be eligible for a limited and temporary license for educational/teaching purposes to practice at the University of Hawaii, Hyperbaric Treatment Center ("UH HTC") located on the campus of Kuakini Medical Center.

After due consideration of Dr. Magnusson's emails and November 23, 2015 attachment, the Board informally opined that the UH HTC is not a clinical department of a hospital. Furthermore, the UH does not appear to meet the definition of a broad service hospital as defined by Hawaii Administrative Rule ("HAR") §16-93-2. A broad service hospital is defined as "a hospital which is staffed and equipped to provide inpatient medical or surgical care, or both, for acute and chronic illness, injury, or obstetrics."

The Board determined that Dr. Guilliod does not meet the requirements for a limited and temporary license for education/teaching purposes pursuant to Hawaii Revised Statutes ("HRS") §453-3.2. As such, the Board suggests that Dr. Guilliod apply for a permanent medical license pursuant to HRS §453-4.

Lastly, in accordance with HAR §16-201-90, the above interpretation is for informational and explanatory purposes only. It is not an official opinion or decision, and therefore is not to be viewed as binding on the Board or the Department of Commerce and Consumer Affairs.

Advisory

Committees:

- a. Physician Assistants
- b. Emergency Medical Service Personnel
- c. Podiatrists

Chairperson's

Report:

None.

Executive Officer's

Report:

Executive Officer Quiogue asked for volunteers to provide testimony during the 2016 Legislative Session. Drs. Akaka, Geimer-Flanders, and Holt volunteered to provide testimony. Members also suggested that Dr. Halford be an alternate.

Next Meeting:

Thursday, February 11, 2016  
King Kalakaua Conference Room, First Floor  
335 Merchant Street  
Honolulu, HI 96813

Adjournment:

It was moved by Mr. Puletasi, seconded by Dr. Holt, and unanimously carried to adjourn the meeting at 3:45 p.m.

Reviewed and approved by:

Taken and recorded by:

/s/Ahlani K. Quiogue

/s/Wilma Balon

(Ms.) Ahlani K. Quiogue  
Executive Officer

Wilma Balon  
Secretary

AKQ:wb  
01/28/16

- ( X ) Minutes approved as is.
- ( ) Minutes approved with changes; see minutes of \_\_\_\_\_.

**HAWAII MEDICAL BOARD (01/14/2016-RATIFICATION LIST)**

LTYPE LIC NUM BP NAME PART 1

-----  
MD 18426 ALAN S <BERMAN<  
MD 18427 MARK A <ANDERSON<  
MD 18428 PATRICE L C <YANG<  
MD 18429 BERNICE C <YAP<  
MD 18430 SETH I <ROSENTHAL<  
MD 18431 SARAH J <GREKIN<  
MD 18432 JEREMY S <RICHARDS<  
MD 18433 VINOD <PATWA<  
MD 18434 PURIFICACION F <TUMBAGA<  
MD 18435 SHINTO J <KOSHY<  
MD 18436 DEREK J <OREJEL<  
MD 18437 VANESSA D <OSED0 BLEECHER<  
MD 18438 AMITABH <GUPTA<  
MD 18439 MARY C <KINGMA-NOLAND<  
MD 18440 JESSE B <MOSKOWITZ<  
MD 18441 MATTHEW <GIPSON<  
MD 18442 REBECCA L <GLADDING<  
MD 18443 FARHAN <RIZVI<  
MD 18444 HAYWOOD <HALL<  
MD 18445 FRESCA <SWANIKER<

-----  
MDR 6981 LESLEY <OSBORN<  
MDR 6982 SYDNEY P <HINDLEY<  
MDR 6983 ALICIA M <OBERLE<  
MDR 6984 PHILIP <KRAY<  
MDR 6985 JEFFREY <LAI<  
MDR 6986 LAUREN M <GRAHAM<  
MDR 6987 SAM S <LANGBERG<  
MDR 6988 LYDIA <LUANGRUANGRONG<  
MDR 6989 CAITLIN <BONNEY<  
MDR 6990 ASHLEY I <HEANEY<  
MDR 6991 LINDSEY D <HOGLE<  
MDR 6992 NICHOLAS J <BUSCH<  
MDR 6993 NAZANEEN <HOMAIFAR<  
MDR 6994 FELIX Y <HUANG<

-----  
DOS 1710 TODD A <THACKER<  
DOS 1711 GAZELLE A <CRAIG<  
DOS 1712 MARK E <FOSTER<

DOS 1713 ADAM S <COHEN<

---

AMD 661 BRANDON J <PARSONS<  
AMD 662 ALLISON L <VOELKER<  
AMD 663 COE M <MCGRATH<  
AMD 664 DIANA L <BOWMAN<

---

EMTP 2104 JOSEPH J <HOWARD<  
EMTP 2105 SAMUEL J <BAWCUM<  
EMTP 2106 DAVID <DECARVALHO<

---

EMTB 2675 CHELSEA J <BYLAND<  
EMTB 2676 BRANDEN E <KANESHIRO<  
EMTB 2677 TRAVIS <KERWIN<  
EMTB 2678 AMBROSIA K S L <MAKINI<