

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

MINUTES OF MEETING

Date: April 11, 2024

Time: 1:00 p.m.

In-Person Meeting Location: Queen Liliuokalani Conference Room
HRH King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii 96813

Virtual Participation: Virtual Videoconference Meeting – Zoom Webinar
<https://dcca-hawaii-gov.zoom.us/j/84824675741>

Recording Link: <https://youtu.be/LbZtyBLWrsU?si=t8DrBbtVqu-dKmHG>

Present: Danny M. Takanishi, M.D., Chairperson, Honolulu Member
Gary Belcher, Vice Chairperson, Public Member
Franklin V.H. Dao, M.D., Honolulu Member
Michael Jaffe, D.O., Honolulu, Osteopathic Member
Elizabeth “Lisa Ann” Ignacio, M.D., Maui Member
Angela Pratt, M.D., Honolulu Member
Wesley Mun, Public Member
Rebecca Sawai, M.D., Honolulu Member
Geri Young, M.D., Kauai Member
Shari J. Wong, Deputy Attorney General (“DAG”)
Ahlani K. Quiogue, Licensing Administrator
Randy Ho, Executive Officer
Chelsea Fukunaga, Executive Officer
Mia Hoang (Technical Support)
Johnny Li (Technical Support)

Excused: Andrew “Rick” Fong, M.D., Hawaii Island Member

Zoom Webinar Guest(s): Sebastian Bourgeois
Faisal Shal
Dr. Tiffany Bell
Michael Van Dyke

Agenda: The agenda for this meeting was posted to the State electronic calendar as required by Hawaii Revised Statutes (“HRS”) section 92-7(b).

A short video was played to explain the meeting procedures and how members of the public could participate in the virtual meeting.

Call to The meeting was called to order at 1:06 p.m., at which time quorum

Order: was established.

Chair Takanishi welcomed everyone to the meeting and proceeded with a roll call of the Board members. All Board members confirmed that they were present and alone with the exception of Dr. Pratt who joined the meeting virtually with no audio connectivity.

At 1:08 p.m. Dr. Pratt confirmed that she was able to obtain audio connectivity and was present and alone.

Approval of the
March 7, 2024,
Open Session
and Executive
Session Minutes:

It was moved by Dr. Jaffe, seconded by Mr. Wun, and carried by a majority, with the exception of Dr. Dao who abstained from the vote, to approve the open and executive session minutes of the March 7, 2024, meeting. The vote to approve the meeting minutes are as follows:

Chair Takanishi, Mr. Belcher, Dr. Ignacio, Dr. Jaffe, Mr. Mun, Dr. Sawai, and Dr. Young voted in favor of the motion.

Dr. Dao abstained from the vote.

Approval of the
January 18, 2024,
Executive Session
Minutes:

This matter was deferred to a subsequent meeting.

Approval of the
February 8, 2024,
Executive Session
Minutes:

This matter was deferred to a subsequent meeting.

Chair Takanishi informed meeting attendees, that for applicants whose applications were on the agenda, they would be invited to join the executive session to provide their testimony.

Chair Takanishi asked if anyone from the public would like to provide oral testimony on this agenda item. There was none.

Applications for
License/
Certification:

A. Applications:

It was moved by Dr. Sawai, seconded by Mr. Mun, and unanimously carried to enter into executive session at 1:11 p.m., pursuant to HRS §92-5(a)(1), to consider and evaluate personal information relating to individuals applying for professional licenses cited in HRS §26-9 and, pursuant to HRS §92-5 (a)(4), to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities. (Note: Board members and staff entered into Microsoft Teams).

Chair Takanishi proceeded with a roll call of the Board members in Microsoft Teams. All members confirmed that they were present and alone.

(i) Physician (Permanent/Non-Endorsement):

a. Sebastian Alejandro Bourgeois, M.D.

Dr. Bourgeois entered the Microsoft Teams meeting at 1:28 p.m., but had no audio or visual capabilities.

Dr. Bourgeois left the Microsoft Teams meeting at 1:33 p.m.

Dr. Bourgeois was readmitted to the Teams meeting at 1:33 p.m. Dr. Bourgeois continued to have technical issues.

The Board attempted one more time to admit Dr. Bourgeois into the Microsoft Teams meeting without success.

The Board moved on to the next agenda item.

b. Faisal Shah, M.D.

Dr. Shah entered the Microsoft Teams meeting at 1:45 p.m.

Dr. Shah exited the Microsoft Teams meeting at 1:50 p.m.

It was moved by Dr. Jaffe, seconded by Dr. Dao, and unanimously carried to return to the open session meeting at 1:51 p.m. Board members and staff returned to the Zoom meeting. All Board members confirmed that they were present and alone.

(i) Physician (Permanent/Non-Endorsement):

a. Sebastian Alejandro Bourgeois, M.D.

After due consideration of the information received, it was moved by Dr. Sawai, seconded by Mr. Belcher, and unanimously carried to defer to Dr. Bourgeois' application pending additional information.

b. Faisal Shah, M.D.

After due consideration of the information received, it was moved by Dr. Ignacio, seconded by Dr. Dao to approve Dr. Shah's application for licensure.

B. Ratification List (See attached list)

(i) April 11, 2024, Ratification List

It was moved Dr. Young, seconded by Dr. Jaffe, and unanimously carried to ratify the attached lists of individuals for licensure or certification from April 11, 2024.

Chair Takanishi asked if anyone from the public would like to provide oral testimony on these agenda items. There was none.

Applications for
License/
Certification:

A. Applications:

It was moved by Dr. Jaffe, seconded by Dr. Dao, and unanimously carried to enter into executive session at 1:56 p.m., pursuant to HRS §92-5(a)(1), to consider and evaluate personal information relating to individuals applying for professional licenses cited in HRS §26-9 and, pursuant to HRS §92-5 (a)(4), to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities. (Note: Board members and staff entered into Microsoft Teams).

Chair Takanishi proceeded with a roll call of the Board members in the Microsoft Teams meeting. All members confirmed that they were present and alone.

The Board took a brief recess from 2:00 p.m. to 2:08 p.m.

Chair Takanishi proceeded with a roll call of the Board members in the Microsoft Teams meeting. All members confirmed that they were present and alone.

(i) Physician (Permanent/Non-Endorsement):

(c) Sung Sik Yang, M.D.

Dr. Sung Sik Yang, Mr. Michael Van Dyke, Esq., and Ms. Jeri Leong, President, Healthcare Coding Consultants of Hawaii, entered the Microsoft Teams meeting at 2:26 p.m.

Dr. Yang, Mr. Van Dyke, and Ms. Leong exited the Microsoft Teams meeting at 3:11 p.m.

It was moved by Dr. Jaffe, seconded by Dr. Dao, and unanimously carried to return to the open session meeting at 3:31 p.m. Board members and staff returned to the Zoom meeting. All Board members confirmed that they were present and alone.

(i) Physician (Permanent/Non-Endorsement):

(c) Sung Sik Yang, M.D.

It was moved by Chair Takanishi, seconded by Mr. Belcher, and unanimously carried to reconsider its December 14, 2023, denial of Dr. Yang's application dated November 2023, 2023; and approve Dr. Yang's application for licensure dated March 3, 2024, subject to certain conditions.

The Board based its decision on the following citations of the HRS and Hawaii Administrative Rules ("HAR"), which find factual support in the records and files of Dr. Yang's application:

HRS §453-8 provides that:

(a) In addition to any other actions authorized by law, any license to practice medicine and surgery may be revoked, limited, or suspended by the board at any time in a proceeding before the board, or may be denied, for any cause authorized by law, including but not limited to the following:

* * *

- (7) Professional misconduct, hazardous negligence causing bodily injury to another, or manifest incapacity in the practice of medicine or surgery;
 - (9) Conduct or practice contrary to recognized standards of ethics of the medical profession as adopted by the Hawaii Medical Association, the American Medical Association, the Hawaii Association of Osteopathic Physicians and Surgeons, or the American Osteopathic Association;
 - (11) Revocation, suspension, or other disciplinary action by another state or federal agency of a license, certificate, or medical privilege;
 - (12) Conviction, whether by nolo contendere or otherwise, of a penal offense substantially related to the qualifications, functions, or duties of a physician or osteopathic physician, notwithstanding any statutory provision to the contrary; and
- (c) Notwithstanding any other law to the contrary, the board may deny a license to any applicant who has been disciplined by another state or federal agency. Any final order of discipline taken pursuant to this subsection shall be a matter of public record.¹

¹ HRS § 453-8(c) does not apply to this decision and was not included in the formal conditional license letter as the application was not denied.

HRS §436B-19 provides that:

In addition to any other acts or conditions provided by law, the licensing authority may refuse to renew, reinstate or restore, or may deny, revoke, suspend, or condition in any manner, any license for any one or more of the following acts or conditions on the part of the licensee or the applicant thereof:

* * *

- (7) Professional misconduct, incompetence, gross negligence, or manifest incapacity in the practice of the licensed profession or vocation;
- (8) Failure to maintain a record or history of competency, trustworthiness, fair dealing, and financial integrity;
- (9) Conduct or practice contrary to recognized standards of ethics of the medical profession as adopted by the Hawaii Medical Association, the American Medical Association, the Hawaii Association of Osteopathic Physicians and Surgeons, or the American Osteopathic Association;
- (11) Engaging in business under a past or present license issued pursuant to the licensing laws, in a manner causing injury to one or more members of the public;
- (12) Failure to comply, observe, or adhere to any law in a manner such that the licensing authority deems the applicant or holder to be an unfit or improper person to hold a license;
- (13) Revocation, suspension, or other disciplinary action by another state or federal agency against a licensee or applicant for any reason provided by the licensing laws or this section;
- (14) Criminal conviction, whether by nolo contendere or otherwise, of a penal crime directly related to the qualifications, functions, or duties of the licensed profession or vocation;
- (17) Violating this chapter, the applicable licensing laws, or any rule or order of the licensing authority.

HAR §16-85-107² provides that:

(a) An application for issuance of a license or certificate shall be denied when an application is insufficient or incomplete or when an applicant has failed to provide satisfactory proof that the applicant meets the requirements under chapters 453 or 463E, HRS, or this chapter. In addition, the board may deny issuance of a license or certificate:

* * *

- (1) When the applicant has committed any of the acts for which a license or certificate may be suspended or revoked under sections 453-8 or 463E-6, HRS, or section 16-85-112;
- (2) If the applicant fails to demonstrate that the applicant possesses a good reputation for honesty, truthfulness, fairness, and financial integrity; or
- (3) If the applicant has had disciplinary action taken by any jurisdiction, including any federal or state regulatory body.

HAR §16-85-112 provides that:

In addition to any other acts or conditions provided in sections 436B-19 and 453-8, HRS, the board may refuse to renew, reinstate, or restore, or may deny, revoke, suspend, or condition in any manner, any license or certificate for any one or more of the following acts or conditions:

* * *

- (1) Failure to comply with, observe, or adhere to any law in a manner such that the board deems the licensee or certificate holder to be an unfit or improper person to hold a license or certificate.

The Board considers Dr. Sang's conduct concerning and contrary to the recognized standards of ethics as adopted by the American Medical Association ("AMA"). Specifically, the Board believes that Dr. Sang failed to uphold the following AMA Principles of Medical Ethics:

² HAR §§ 16-85-107(a)(1), (2), and (3) do not apply to this decision and was not included in the formal conditional license letter as the application was not denied.

- II. **A physician shall uphold the standards of professionalism**, be honest in all professional interactions, and strive to report physicians deficient in character or competence, or engaging in fraud or deception, to appropriate entities.

- III. **A physician shall respect the law** and also recognize a responsibility to seek changes in those requirements which are contrary to the best interests of the patient.

Emphases added.

Based on the foregoing, the Board hereby imposes the following:

1. Dr. Yang's license is conditioned.
2. Dr. Yang shall enter into a formal contract with Healthcare Coding Consultants of Hawaii within thirty (30) days of the date of the conditional letter.
3. The length of the contract with Healthcare Coding Consultants of Hawaii shall be for a minimum of three (3) years. However, said contract may be extended by the Board if the Board believes that reasonable grounds exist.
4. Dr. Yang shall provide a copy of your fully executed contract with Healthcare Coding Consultants of Hawaii to the Board within forty-five (45) days.
5. Dr. Yang may only begin to practice medicine in the State of Hawaii after he receives written confirmation from the Board that he has secured proper monitoring in the State of Hawaii with Healthcare Coding Consultants of Hawaii and is issued a current and active medical license number by the Board.
6. If, at any time, Healthcare Coding Consultants of Hawaii determines that Dr. Yang is not in compliance with his contract, Healthcare Coding Consultants of Hawaii shall immediately notify the Board and he shall immediately cease practicing medicine until Healthcare Coding Consultants of Hawaii specifies to the Board what conditions, if any, it recommends for him to resume the practice of medicine. Depending upon Healthcare Coding Consultants of Hawaii's written report and recommendations, the Board may evaluate what, if any, further conditions and/or limitations are warranted for him to practice medicine and impose such conditions and/or limitations on your license. If he fails to refrain from inappropriate behavior and/or unprofessional conduct, including but not limited to improper billing and coding, the

Board also will consider whether to suspend, revoke, or otherwise discipline his license.

7. Dr. Yang shall ensure that Healthcare Coding Consultants of Hawaii submits quarterly compliance letters to the Board on the fifth (5th) or the following business day of every third (3rd) month. These compliance letters shall include, but not be limited to, assessments regarding his compliance with the monitoring contract.
8. In addition to the continuing medical education (“CME”) requirements to maintain a medical license in this State as required by HRS §453-6, and HAR subchapter 5, Dr. Yang shall complete twenty (20) hours of Category 1 or 1A credits of CME in primary care per calendar year, totaling forty (40) hours for the next two (2) calendar years. This additional CME shall exclude any CME obtained to renew his medical license. Dr. Yang shall submit an annual update of his engagement in these activities in the form of official certificates or official transcripts no later than the end of each calendar year (i.e., December 31, 2024, and December 31, 2025).

Chair Takanishi inquired whether there were any members of the public who wished to provide public testimony on any of the agenda items.

Mr. Li noted that Mr. Van Dyke requested to provide public testimony.

Mr. Van Dyke and Dr. Yang were admitted to the meeting, and thanked the Board for all its efforts and expressed their gratitude for its decision.

2024 Legislative
Session:

A. Legislation:

Chair Takanishi indicated that the legislative session would conclude soon, and that the legislative tracking was provided for members’ information.

Chair Takanishi asked whether the Board members had any comments regarding these bills.

HB2079, HD2 / SB2882 RELATING TO HEALTH

HB1675 HD1 RELATING TO THE GENERAL EXCISE TAX

Dr. Ignacio stated that a separate bill is moving through the legislative process, SB1035, which is a GET tax exemption and is moving through conference.

SB3125 SD2 RELATING TO MEDICAL CARE FOR MINORS

SB3330 / HB2775, HD1 RELATING TO HEALTH CARE.

Executive Officers
Report:

A. Financial Disclosures

State elected officials, members of state boards and commissions, and state employees holding certain positions are required to file an annual financial disclosure with the Hawai'i State Ethics Commission. Financial disclosures deadline is May 31, 2024.

Chair Takanishi reminded members that this course may be taken online.

B. Ethics Training

Reminder for new/current members to complete the required ethics training.

Next Meeting: Thursday, June 13, 2024

In-Person Meeting Location: Queen Liliuokalani Conference Room
King Kalakaua Building, 1st Floor
335 Merchant Street
Honolulu, Hawaii 96813

Virtual Videoconference Meeting – Zoom Webinar

Adjournment: The meeting adjourned at 3:41 p.m.

Taken, Recorded and Approved by:

/s/ Ahlani K. Quiogue

(Ms.) Ahlani K. Quiogue
Licensing Administrator

AKQ:

5/10/2024

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Minutes approved as is.

(x)

Minutes approved with changes: June 13, 2024

HAWAII MEDICAL BOARD RATIFICATION LIST – 4/11/2024

AMD-1348-0	LILY FEINGERTZ
AMD-1350-0	DALE M GOMEZ
AMD-1351-0	KEELY T HIRAOKA
AMD-1352-0	ALLISON N EVANS
AMD-1353-0	HEATHER M HENNING
AMD-1354-0	SAMANTHA SCADUTO
AMD-1355-0	WENDI K CLAPP
AMD-1356-0	CHRISTINE L DAVIS
AMD-1357-0	KARI MARLEY
AMD-1358-0	JUSTIN G JOFFE
DOS-2544-0	TODD M NAGAMINE
DOS-2545-0	ELEXUS-EMBER VANHAM
DOS-2546-0	ALEX JABOURIAN
DOS-2547-0	OSMAN RAHIMI
DOS-2548-0	MORGAN A COWGER
DOS-2549-0	YVONNE YANG
DOS-2550-0	JIN SONG LEE
DOS-2551-0	STEPHANIE A V LU
DOS-2552-0	CATHERINE HANSING PILSON
DOS-2553-0	TIMOTHY HUNTER STOCKER-DOWNING
DOS-2554-0	PATRICIA ANN DIETZGEN
DOS-2555-0	DONALD W FURMAN
DOS-2556-0	BRANDON JAMES MILLER
DOSR-513-0	JULIANN J GAVIN
DOSR-641-0	CHRISTOPHER LANE POPE SR
DOSR-642-0	WHITNEY BRIGGS
DOSR-643-0	BILAL SHAUKAT
DOSR-644-0	NDEYE N KONATE
DOSR-645-0	CHRISTINE A JACOBS
EMT-3375-0	EMMA ELIZABETH DOMINY
EMT1-23-0	SEAN MASAYUKI ALVAREZ

HAWAII MEDICAL BOARD RATIFICATION LIST – 4/11/2024

EMTP-2466-0	EDY ROCAEL PAREDES
EMTP-2467-0	RACHEL ELKA SEGEL
MD-24247-0	AMANDA MEW LIN WASKO
MD-24248-0	SHIRISH MAHAJAN
MD-24249-0	SHARON BO KYUNG PARK
MD-24250-0	DUARXY RODENEL SAINVILIEU
MD-24251-0	MICHAEL GREGORY GUINDON
MD-24252-0	ANDREI MARCONESCU
MD-24253-0	VICKY MARIE MATHWIG
MD-24254-0	MATTHEW DAVID TURNER
MD-24255-0	RICHARD JIN-YUAN WANG
MD-24256-0	ANDREW LOUIS DIMATTEO
MD-24257-0	HOWAIDA GALAL EL-SAID
MD-24258-0	XIANGBAI CHEN
MD-24259-0	RICHARD JAMES ST CYR
MD-24260-0	ELISABETH S YOUNG
MD-24261-0	MERRY ELIZABETH UCHIYAMA
MD-24262-0	REBECCA LOUISE KRANZ
MD-24263-0	PAUL E SHINGLEDECKER
MD-24264-0	JEFFREY PATRICK PEARSON
MD-24265-0	YU CHIANG WANG
MD-24266-0	ROBERT KELLER
MD-24267-0	JASON ERIC TRUJILLO
MD-24268-0	DANIEL HORN
MD-24269-0	BRANDON ISAO YI CHIANG ING
MD-24270-0	VINAY G BHOPLAY
MD-24271-0	THOMAS HOLCOMBE
MD-24272-0	CHAD TAO
MD-24273-0	BRYAN CHRISTOPHER HOWZE
MD-24274-0	CHERISSE LOHELANI SEN KAWAMURA
MD-24275-0	ALIZA RABINOWITZ
MD-24276-0	TIFFANY S T LAI
MD-24277-0	AMEY RAVINDRAKUMAR KULKARNI
MD-24278-0	AJLA KADRIBEGIC
MD-24279-0	VITALIY YURYEVICH DOMASHEVICH
MD-24280-0	SUTAPA DUBE
MD-24281-0	JOSEPH STEELE
MD-24282-0	JAMES DAVID FRANKLIN
MD-24283-0	ALEXANDER FRANCIS VU

HAWAII MEDICAL BOARD RATIFICATION LIST – 4/11/2024

MD-24284-0	MEGAN VICTORIA MORISADA
MD-24285-0	JON EDWARD MENDELSON
MD-24286-0	GERALD SCHMIDT
MD-24287-0	SADDAD ZAFAR TOOR
MD-24288-0	MALVIN TUONG VIEN
MD-24289-0	ROBERT JONATHON YORK
MD-24290-0	DANIEL NORBERT JOHNSON
MD-24291-0	EUJIN YEO
MD-24292-0	KSENIA PILLAI
MD-24293-0	EDGARDO ORTIZ FLORES
MD-24294-0	ANDREW DUANE FOLKERTS
MD-24295-0	ARIA BAGHERI
MD-24296-0	MATTHEW QUINN SCHMIDT
MD-24297-0	RAVI BIKKINA
MD-24298-0	FARREL KEITH VANWAGENEN
MD-24299-0	BRIAN VINCENT THIELEN
MD-24300-0	SAMEERAH WONG
MD-24301-0	BENJAMIN BALL
MD-24302-0	SAURABH BASUNDHRA
MD-24303-0	CHRISTOPHER CHENG
MD-24304-0	AARON Y FONG
MD-24305-0	KAHUKANE GABRIEL LEITE-AH YO
MD-24306-0	KENNETH STEPHEN KURTZ
MD-24307-0	CHARLES YOO
MD-24308-0	CHAE WON IM
MD-24309-0	LAYLAH ROSE ZELKO
MD-24310-0	GERALD JOSEPH RICCARDELLO, JR.
MD-24311-0	LIANE MARIE MCAULIFFE
MD-24312-0	CARROLL LEE MARTINS RUSCHMAN
MD-24313-0	JONATHON KENNETH NICHOLSON
MD-24314-0	MICHELLE R MILNER
MD-24315-0	EUGENE KI CHOI
MD-24316-0	MATTHEW BROWN
MD-24317-0	MARIAN HONG PHAM
MD-24318-0	LOUIS RAMOS
MD-24319-0	HENRY LUSANE
MD-24320-0	BRIAN ERICKSON
MD-24321-0	REY TORRES PANGILINAN
MD-24322-0	GRACIELA REBECA CANDO
MD-24323-0	PRIYANKA SARIHAN

HAWAII MEDICAL BOARD RATIFICATION LIST – 4/11/2024

MD-24324-0	PAOLO LORENZO BUNDALIAN RIVERA
MD-24325-0	NAVEEN KUMAR POKALA
MD-24326-0	DAVID WANG
MD-24327-0	SEAN SIEBERT
MDR-8707-0	BRUNO ALFRED PERTHUS
MDR-8708-0	HOLLY M DUPUIS
MDR-8709-0	JEREMIAH OJHA
MDR-8710-0	DANIEL JOURDAN
MDR-8711-0	BAYLEE S ARNOLD
MDR-8712-0	ALEXANDRA FRIEDMAN
MDR-8713-0	SHOTA AKENAGA
MDR-8714-0	DAVID W SHIH
MDR-8715-0	HARRISON P GOLDENBERG
PO-252-0	TRAVIS S JENSEN
PO-253-0	JENNIFER LEE