

**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 §92-7(b), Hawaii Revised Statutes ("HRS").

Date: Thursday, April 13, 2017

Time: 1:00 p.m.

Place: Queen Liliuokalani 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 Halford, M.D., Oahu Member  
Peter Holt, M.D., Oahu Member  
Palasi Puletasi, Public Member  
Karen E. Sept, D.O., Oahu Member  
Shari J. Wong, Deputy Attorney General ("DAG")  
Ahlani K. Quiogue, Executive Officer  
Wilma Balon, Secretary

Guests: Lei Fukumura, Special Deputy Attorney General ("SDAG")  
Diane Winter Brookins, Esq., Counsel for Shawn G. Larson, M.D.  
Shawn G. Larson, M.D. (By phone)  
Andrew Walters, M.D., WCCHC, Kapolei Clinic  
Jenna Wong  
Taylor Dietz  
Ray Rahimi  
Mitchell Ornelas

Call to Order: The meeting was called to order at 1:02 p.m., at which time quorum was established.

Chair Desai allowed the guests physically present to introduce themselves.

Approval of the March 9, 2017 Minutes: It was moved by Dr. Geimer-Flanders, seconded by Dr. Bintliff, and unanimously carried to approve the meeting minutes of the March 9, 2017 meeting as distributed.

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 Chapter 91, HRS.

- a. In the Matter of the License to Practice Medicine of Stanley M. Higgins, M.D.; MED 2016-207-L

The Board noted the following correction to the Settlement Agreement:

Page 3, paragraph 5. the Case No. should reflect **2016-1241-B**, and not 1016-1241-B.

After discussion, it was moved by Dr. Geimer-Flanders, seconded by Dr. Akaka, 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 Keith A. Norvill, D.O.; MED 2016-198-L

After discussion, it was moved by Dr. Holt, seconded by Dr. Halford, 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 License to Practice Medicine of Erin G. Newman, M.D.; MED 2016-56-L

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

The Board noted that pursuant to paragraph C.3 of the Board's Final Order dated March 9, 2017, Dr. Newman shall, among other things: satisfactorily complete a continuing medical education ("CME") course or courses; and within 30 calendar days of receipt of the Board's Final Order, submit a letter to the Executive Officer. The letter shall include a proposed list of CME courses that Dr. Newman is able to complete and the courses shall be AMA Category 1 or AOA Category 1A approved CME courses related to medical records or medical ethics or professionalism.

Pursuant to these requirements, the Board reviewed a letter from Alana Peacott-Ricardos, Esq. dated March 22, 2017, regarding a proposed list of CMEs for the Board's consideration.

After due consideration of each of the CME courses as well as brief course descriptions, it was moved by Dr. Sept, seconded by Dr. Geimer-Flanders, with the exception of Chair Desai who recused himself, and carried by a majority to approve the following courses: Annals of Internal Medicine: Ethics and Professionalism Learning Module; and Medical Record Keeping Course.

Further, the Board determined that verification of successful completion of each of the CME courses shall be provided to the Board's office no later than September 5, 2017.

Following the Board's review, deliberation and decision in this matter pursuant to Chapter 91, HRS, Chair Desai announced that the Board reconvene to its regular Chapter 92, HRS, meeting at 1:23 p.m.

Applications for  
License/  
Certification:

- a. Ratifications:  
(i) List

Chair Desai returned to the meeting room at 1:24 p.m.

It was moved by Dr. Akaka, seconded by Dr. Holt, 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. Sept, seconded by Dr. Halford, and unanimously carried to enter into executive session at 1:25 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.

**The following agenda item was taken out of order as courtesy to Ms. Winter Brookins since she would be presenting the case.**

- (ii) Request for Reconsideration of License Denial:  
a) Shawn G. Larson, M.D.

It was moved by Dr. Bintliff, seconded by Dr. Halford, and unanimously carried to return to the open meeting at 1:55 p.m.

- (ii) Request for Reconsideration of License Denial:  
a) Shawn G. Larson, M.D.

It was moved by Dr. Akaka, seconded by Dr. Geimer-Flanders, and unanimously carried to grant Dr. Larson's request for reconsideration of and to accept and review the following additional new information:

1. Dr. Larson's Curriculum Vitae;
2. Letter of Recommendation dated July 29, 2015, from Mauricio Infante, M.D.;

3. Letter of Recommendation dated July 30, 2015, from Gilda Winter, M.D.; and
4. Letter of Recommendation dated August 3, 2015, from Bryan Proctor, M.D.

b. Applications:

It was moved by Dr. Egami, seconded by Dr. Holt, and unanimously carried to enter into executive session at 1:57 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.

(ii) Request for Reconsideration of License Denial:

- a) Shawn G. Larson, M.D.

**The Board returned to the agenda in its order.**

(i) Physicians:

- a) Robert F. Arrom, M.D.
- b) Daniel S. Burdick, M.D.
- c) Gil Cu, M.D.
- d) Joseph C. Fuller, M.D.
- e) Steven W. Guyton, M.D.
- f) Joaquin P. Guzon, M.D.
- g) Philipp Klotz, M.D.
- h) Christine F. Kollmorgen, M.D.
- i) Gregory C. Lind, M.D.
- j) Thomas G. Martin, M.D.
- k) Mark G. McDonald, M.D.
- l) Louis Perretta, M.D.
- m) Lisa J. Shives, M.D.
- n) Lanny L. Snodgrass, M.D.
- o) Stephanie R.B. Yan, M.D.

(iii) Request for Sponsorship to Retake United States Medical Licensure Examination (USMLE) Step 1:

- a) Bee Moua, M.D.

It was moved by Dr. Bintliff, seconded by Dr. Egami, and unanimously carried to return to the open meeting at 3:03 p.m.

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

(i) Physician:

- a) Robert F. Arrom, M.D.
- b) Daniel S. Burdick, M.D.
- c) Gil Cu, M.D.
- d) Joseph C. Fuller, M.D.
- e) Steven W. Guyton, M.D.
- f) Joaquin P. Guzon, M.D.
- g) Philipp Klotz, M.D.
- h) Christine F. Kollmorgen, M.D.
- i) Gregory C. Lind, M.D.
- j) Thomas G. Martin, M.D.
- k) Mark G. McDonald, M.D.
- l) Louis Perretta, M.D.
- m) Lisa J. Shives, M.D.
- n) Lanny L. Snodgrass, M.D.
- o) Stephanie R.B. Yan, M.D.

(ii) Request for Reconsideration of License Denial:

- a) Shawn G. Larson, M.D.

After due consideration of the additional information as well as the oral presentations made by Dr. Larson and Ms. Winter Brookins, it was moved by Dr. Halford, seconded by Dr. Bintliff, and unanimously carried to affirm its denial of November 10, 2016 (by letter dated November 22, 2016). Further, the Board denied Dr. Larson's request to rescind its denial in exchange for his agreement not to reapply for a license to practice medicine in Hawaii.

(iii) Request for Sponsorship to Retake United States Medical Licensure Examination (USMLE) Step 1:

- a) Bee Moua, M.D.

The Board reviewed Dr. Moua's letter dated February 16, 2017, requesting that the Board sponsor her to retake the United States Medical Licensure Examination ("USMLE") Step 1 because she has reached the maximum examination attempts.

The Board noted that it has only sponsored an applicant to retake any Step or Step Component of the USMLE if that Step or Step Component was previously passed and exceeds this jurisdiction's previously established time limit for completion of all Steps of the USMLE, and has met all other license requirements in place (i.e. graduation from medical school, completion of at least two years of accredited graduate medical education for foreign medical school graduates, etc.).

After due consideration of the information received, it was moved by Chair Desai, seconded by Dr. Bintliff, and unanimously carried to deny Dr. Moua's request because, although the Board has repealed its 7-year time limit, it appears that she has not met all other license requirements in place to obtain a medical license in this jurisdiction.

Legislation: (i) HB 428, HD 1, SD 1 / SB 141, SD 2, HD 1 Relating to Physician Workforce Assessment

The Board discussed the above bills.

Executive Officer Quiogue informed the Board that the Senate version is no longer moving forward. It was not heard by the Finance Committee in time to make it to conference.

The purpose of HB 428, HD1, SD2 is to allow the John A. Burns School of Medicine ("JABSOM") to continue to receive a portion of the physician workforce assessment fee for ongoing physician workforce assessment and planning to support the recruitment and retention of physicians in the State, particularly those in rural and medically underserved areas.

Executive Officer Quiogue informed the Board that the House version was amended to defect the effective date to June 29, 2050. Executive Officer Quiogue explained to members that this bill extends the assessment fee indefinitely.

Executive Officer Quiogue further informed members that the Committee Report will reflect the Board's position to retain a repeal date rather than an indefinite extension.

Members voiced their concern that the Legislature is considering extending the assessment fee indefinitely regardless of the Board's preference to retain a repeal date.

Chair Desai stated that physicians have been assessed millions of dollars without any viable plan or strategic plan in place by JABSOM.

Several members agreed with Chair Desai's statement, and also indicated that if they are going to be assessed a fee indefinitely that this money be used to create additional residency programs on the neighbor islands.

(ii) HB 916, HD 1, SD 2 Relating to Loan Repayment for Health Care Professionals

The Board discussed the above bill.

The purpose of HB 916, HD1, SD2 is to make appropriations for the Hawaii Rural Health Care Provider Loan Repayment Program administered through JABSOM.

Executive Officer Quiogue informed the Board that the HB 916, HD1, SD2 was amended to include a blank appropriation for fiscal year 2019.

Members stated that they would not take a position on HB 916, HD1, SD2, but will continue to monitor the measure.

(iii) SB 174, SD 2, HD 2 Relating to Medical Marijuana

The Board discussed the above bill.

The purpose of the bill is to amend the definition of debilitating medical condition to include lupus, epilepsy, multiple sclerosis, and arthritis as conditions that qualify for the legal use of medical marijuana.

Members stated that they would not take a position on this bill, but would monitor the measure.

(iv) HB 1488, HD 1 Relating to Medical Marijuana

The Board discussed the above bill.

The purpose of HB 1488, HD 1 amends the definition of "adequate supply" of marijuana to include seven marijuana seedlings. Amends the definition of "debilitating medical condition" to include lupus, epilepsy, multiple sclerosis, arthritis, and autism as conditions that qualify for the legal use of medical marijuana. Amends the definition of the term "transport" to allow qualified patients and primary caregivers to transport up to one gram of medical marijuana for laboratory testing under certain conditions. Limits each location used to cultivate marijuana to use by five qualifying patients. Authorizes primary caregivers to cultivate marijuana for qualifying patients until December 31, 2020. Adds considerations for establishing marijuana testing standards and selecting additional dispensary licensees. Allows DOH to consider whether existing dispensary licensees shall be allowed to increase plant count, increase the number of production centers, or increase the number of retail dispensing locations. Requires retention of video security recordings of production centers and dispensaries for 45 days. Extends civil service exemptions and interim rulemaking authority to 2020. Authorizes an alternate medical marijuana dispensary tracking system for use when the DOH computer tracking system is nonfunctional and requires DOH to report to the legislative oversight working group.

Members stated that they would not take a position on HB 1488, HD 1, but will continue to monitor the measure.

**The following agenda item was taken out of order.**

(vi) SB 984, HD 1 Relating to Worker's Compensation Physician

The Board discussed the above bill.

The purpose of SB 984, HD 1 is to amend the definition of "physician" in Workers' Compensation Law to include advanced practice registered nurses.

The Board noted its prior position to recommend the term "physician" be replaced with "licensed independent health care practitioners" so that it could be inclusive of all health care practitioners, and not potentially mislead the public in thinking that anyone other than a medical doctor or doctor of osteopathy is a physician.

Executive Officer Quiogue advised the Board that during the interim, she will be working with the Department of Labor and Industrial Relations.

(vii) SB 347, SD 1 / HB 527, HD 1, SD 1 Relating to Mobile Clinics

The Board discussed the above bills.

The purpose of these bills are to appropriate funds for establishing, staffing, and operating two mobile clinics to serve the homeless population.

Executive Officer Quiogue informed the Board that the Senate version is moving forward.

Members stated that they would not take a position on this bill, but would continue to monitor it.

(viii) SB 859, SD 1, HD 1 Relating to Workers' Compensation

The Board discussed the above bill.

The purpose of the bill allows an employee to have a chaperone present during the medical examination relating to a work injury under workers' compensation and, with the approval of the examining physician or surgeon, to record the medical examination. Specifies that a chaperone shall not obstruct medical exams.

Members stated that they would not take a position on this bill, but will continue to monitor the measure.

**The following agenda item was taken out of order.**

(v) SB 505, SD 1, HD 2 Relating to Health

The Board discussed the above bill.

The purpose of the bill requires prescribing healthcare providers to adopt and maintain policies for informed consent to opioid therapy in circumstances that carry elevated risk of dependency. Establishes limits for opioid and benzodiazepine prescriptions. Clarifies Board of Nursing authority to enforce compliance with Uniform Controlled Substance Act.

Executive Officer Quiogue provided members the Queen's Health Systems ("QHS") proposed amendments to the measure.

Executive Officer Quiogue informed members that this is the Legislature's attempt to address and enforce the CDC's guidelines which would require practitioners prescribing controlled substances to enter into informed consent agreements with patients. Executive Officer Quiogue went on to say that it would also establish limits for opioid and benzodiazepine prescriptions.

Executive Officer Quiogue referred to Section 5. of the bill, where the draft proposes to amend HRS § 453-8.2. The proposed amendments include the following:

(8) Violation of chapter 329, the uniform controlled substances act or any rule adopted thereunder as provided in section 329-122.

Executive Officer Quiogue explained that: 1) this is the wrong statutory section to amend (the appropriate section would be HRS § 453-8); and 2) HRS § 453-8(a)(3), already provides the Board the ability to discipline a physician if they were to violate HRS Chapter 329.

Further, QHS addressed concerns regarding criminalizing the practice of medicine by including the following language under the informed consent provision:

(d) A violation of this section shall not be subject to the penalty provisions of part IV of chapter 329.

After much discussion, it was moved by Chair Desai, seconded by Dr. Geimer-Flanders, and carried by a majority, with Dr. Akaka abstaining, to support the proposed draft with a comment that Section 5 of the proposed legislation is not needed.

Advisory  
Committees:

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

Next Meeting:

Thursday, June 8, 2017  
King Kalakaua Conference Room, First Floor  
335 Merchant Street  
Honolulu, HI 96813

Adjournment:

It was moved by Dr. Egami, seconded by Mr. Puletasi, and unanimously carried to adjourn the meeting at 3:25 p.m.

Reviewed and approved by:

/s/ Ahlani K. Quiogue

(Ms.) Ahlani K. Quiogue  
Executive Officer

Taken and recorded by:

/s/ Wilma Balon

Wilma Balon  
Secretary

AKQ:wb  
5/2/17

Minutes approved as is.

Minutes approved with changes; see minutes of 5/11/17.

**HAWAII MEDICAL BOARD (04/13/2017-RATIFICATION LIST)**

LTYPE LIC NUM BP NAME PART 1

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MD 18999 JASON S <BLUTH<  
MD 19000 JASON R <BURRELL<  
MD 19001 AARON D <KIRKPATRICK<  
MD 19002 OBADIAH R <ELKINS<  
MD 19003 RAJIVE <ZACHARIAH<  
MD 19004 JASON S J <WOO<  
MD 19005 ANTHONY R <LANCASTER<  
MD 19006 RAWEL <RANDHAWA<  
MD 19007 JOHN P <HENNESSEE<  
MD 19008 RAVI <KUMAR<  
MD 19009 JAMES R <MUNNS<  
MD 19010 MELVIN R <ECHOLS<  
MD 19011 HARRY L <KANTER<  
MD 19012 ADAM H H <ALTMAN<  
MD 19013 STEVE R <SOUTER<  
MD 19014 DANIEL K <CHAN<  
MD 19015 ANDREW S <MEYER<  
MD 19016 ROBERT D <HENTZ<  
MD 19017 RAMI <ZEBIAN<  
MD 19018 JONATHAN K <LEE<  
MD 19019 AKOLEA K <IOANE<  
MD 19020 CAMILLA L <FRAGA LOVEJOY<  
MD 19021 SHERIE <SMALLEY<  
MD 19022 AARON C <HOO<  
MD 19023 NICOLE R <ZEISIG<  
MD 19024 SUZANNE E <GOMEZ GOLDMAN<  
MD 19025 AMY J <NICHOLS<  
MD 19026 JOSEPH M <DIEBER<  
MD 19027 MICHAEL A <FRENCH<  
MD 19028 BHUPINDER-KAUR <CHIMA<  
MD 19029 FAYE F <TACHIBANA<  
MD 19030 BONNIE K <WHITE<  
MD 19031 SARAH T <GRANER<  
MD 19032 PHYLLIS E <SHELTON<  
MD 19033 OTTO FERNANDO D <VILLA SIERRA<  
MD 19034 KRISHANNA E <TAKEMOTO-GENTILE<  
MD 19035 WHITNEY L S <FINKE<  
MD 19036 VIMAL <AMIN<  
MD 19037 VLADISLAV <ZAYAS<  
MD 19038 MATTHEW T <ROGERS<  
MD 19039 DONALD J <CURRY<  
MD 19040 PREETI M <MURUDKAR<  
MD 19041 SHANI <FRANCIS<  
MD 19042 TIMUR <KOULIEV<  
MD 19043 GARY E <BEAN<

4/13/2017-RATIFICATION LIST

PAGE 2

MD 19044 PAUL F <BRILLHART<  
MD 19045 MICHAEL A <CHAN<  
MD 19046 SHARIF F <ELKABBANI<  
MD 19047 FAHEEM <HUSSAIN<  
MD 19048 MEL A <ONA<  
MD 19049 ELIZABETH A <ROSS<  
MD 19050 ALAN <SCHMERLER<  
MD 19051 SATU J <SHAH<  
MD 19052 MICHAEL P <SHEA<  
MD 19053 KOAH <VIERKOETTER<  
MD 19054 FRED T T <WANG<  
MD 19055 RICHARD JOHN J <O'LEARY<  
MD 19056 RICHARD R <GASPARRE<  
MD 19057 ZACKARY A <JOHNSON<  
MD 19058 RAJPREET S <GREWAL<  
MD 19059 JON S <ISHII<  
MD 19060 BRETT C <KODISH<  
MD 19061 LUKE B <DONNELLY<  
MD 19062 MELISSA J <PERRIN-HERNANDEZ<  
MD 19063 HEMANTHKUMAR <ATHIRAMAN<

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AMD 741 MADELEINE O <REDDING<  
AMD 742 HASHEME D <TREVINO<  
AMD 743 LISA M H <DEPPMEIER<  
AMD 744 KATHLEEN <BENTLEY<  
AMD 745 KYLIE K <TANABE<  
AMD 746 TAMMY L <SHENKMAN<  
AMD 747 GERALD <PAPIN<  
AMD 748 SIDNEY M <JACKLER<  
AMD 749 G BRYANT <SALMON<  
AMD 750 MARYAM R <KHAYAMI<  
AMD 751 KATHRYN E <COSGROVE<

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DOS 1790 GEORGE C <AGLIALORO<  
DOS 1791 ELIZABETH M <LOGALBO<  
DOS 1792 LYNETTE <BUI<  
DOS 1793 JOHN <KIM<  
DOS 1794 TOREY M <KIKUKAWA<

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DOSR 401 GLENN A <BURKET< III

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MDR 7232 RILEY K <KITAMURA<  
MDR 7233 CHRISTOPHER E <SAN MIGUEL<  
MDR 7234 TAKUYO <CHIBA<  
MDR 7235 CATERINA G <PALUMBO<  
MDR 7236 STEVEN D <SHERMAN<  
MDR 7237 NICHOLAS W <SATTEFIELD<

4/13/2017-RATIFICATION LIST  
PAGE 3

MDR 7238 MARLISA L <WHITE<  
MDR 7239 RODERICK <CROSS<  
MDR 7240 MELISSA <KROLL<  
MDR 7241 MICHELLE L <KUO<  
MDR 7242 JENSARA T <CLAY<  
MDR 7243 TYLER <KELLER<  
MDR 7244 ALISON R <STEIN<

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PO 220 CATHERINE <STANIMIROV<

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EMT 2778 BUDDHI D <CIANCIO<  
EMT 2779 SAMANTHA S <BOLOSAN<  
EMT 2780 DESIREE M <CARLBOM<  
EMT 2781 JACOB A <CHAN<  
EMT 2782 TYLER P <FARDIG<  
EMT 2783 JENNA F <HAN<  
EMT 2784 LEVI <KEY<  
EMT 2785 CHAZ C <KUNİYOSHI<  
EMT 2786 BRITTNIE M <LEE<  
EMT 2787 GABRIELLE N <LENNOX<  
EMT 2788 KENLEY K <SOUZA<  
EMT 2789 CHELSIE K I C <VEA<

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EMTP 2145 AUSTIN M <BATES<  
EMTP 2146 NICHOLAS T <KREJCHI<  
EMTP 2147 WHITNEY L <TATKO<