

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

MINUTES OF MEETING

Date: September 9, 2021

Time: 1:00 p.m.

Place: Virtual Videoconference Meeting – Zoom Webinar
<https://dcca-hawaii-gov.zoom.us/j/94118012449>

Present: Jone Geimer-Flanders, D.O., Chairperson, Osteopathic Member
Peter Halford, M.D., Vice Chairperson, Oahu Member
Danny Takanishi, M.D., Oahu Member
Gary Belcher, Public Member
Franklin V.H. Dao, M.D., Oahu Member
Andrew “Rick” Fong, M.D., Hawaii Member
Peter Holt, M.D., Oahu Member
Michael Jaffe, D.O., Oahu Osteopathic Member
Wesley Mun, Public Member
Geri Young, M.D., Kauai Member
Shari J. Wong, Deputy Attorney General (“DAG”)
Ahlani K. Quiogue, Executive Officer
Phyllis O’Donoghue, Secretary (Training)
Lei Ana E. Green, Executive Officer (Technical Support)
Jenny Yam, Executive Officer (Technical Support)

Excused: Darren K. Egami, M.D., Maui Member

Zoom Webinar None

Guest(s):

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

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

Call to Order: The meeting was called to order at 1:12 p.m., at which time quorum was established.

Chair Geimer-Flanders welcomed everyone to the meeting and proceeded with a roll call of the Board members. All Board members confirmed that they were present, with the exception of Darren K. Egami, M.D., who was excused from the meeting.

Approval of the
August 12, 2021,

It was moved by Dr. Young, seconded by Dr. Takanishi, and carried by a majority, with the exception of Chair Geimer-Flanders and Vice Chair Halford who abstained from the vote, to approve the meeting minutes of the executive session and the minutes of the open session of the August 12, 2021, meeting as circulated. It was noted that during this time Dr. Holt had technical issues and was unable to vote.

Election of
Officers:

Chair Geimer-Flanders acknowledged and thanked Dr. Halford for his years of service as the Vice Chairperson.

The floor was opened for nomination of the office of Chairperson and Vice Chairperson.

Dr. Takanishi nominated Dr. Geimer-Flanders as Chairperson, the nomination was seconded by Dr. Young, and unanimously carried to elect Dr. Geimer-Flanders as Chairperson.

Chair Geimer-Flanders nominated Dr. Holt as Vice Chairperson, the nomination was seconded by Dr. Takanishi, and unanimously carried to elect Dr. Holt as Vice Chairperson.

Board Member
Training:

Chair Geimer-Flanders asked Ms. Wong to proceed with her presentation.

- A. Hawaii State Ethics Code – A Quick Guide for New Employees and Board/Commission Members
- B. Hawaii State Ethics Code – A Quick Guide on Gifts

Board members reviewed the above-referenced documents, both of which are self-explanatory.

- C. Administrative Boards Process

Ms. Wong referred to the document entitled “Disciplinary Process for Board Administrative Boards”, and informed members that:

- Complaints are received by the Regulated Industries Complaint Office (“RICO”) and is investigated by a RICO investigator.
- The investigative records are then sent to the Legal Section for review by a staff attorney. If expert advice is required, the RICO staff member will consult with an advisory committee member.

At the time the file is sent to a RICO staff attorney for review, one of three things will occur: (1) a settlement agreement is negotiated between the parties (RICO and the Respondent

(licensee)); (2) the matter may go to hearing before an administrative hearings officer; or (3) the matter is closed because it is determined that the board has no jurisdiction, there is insufficient evidence/no violation found, etc.

Ms. Wong added that there are two types of settlement agreements:

- Pre-Petition Settlement Agreement, which occurs before the petition is filed.

A petition is a document that includes the allegations against the licensee that RICO plans to introduce should the matter go to hearing. Commonly, a licensee will agree to a settlement agreement to keep the matter confidential.

- Post-Petition Settlement, which occurs after the petition is filed.

Settlement agreements are presented to the Board and the Board may accept or reject the settlement agreement. The Board may not change the agreement because the terms are agreed to by the parties.

If the Board accepts the settlement agreement, then it becomes the Board's final order. If the Board rejects the settlement agreement, RICO may: take the case to hearing; bring an amended settlement agreement back to the Board; or drop/dismiss the case.

Ms. Wong referred to the document entitled "BOARD or COMMISSION", and informed members that:

- A board or commission is like a mini government. There are the executive, legislative, and judicial functions.

The executive function is subject to HRS chapter 92, the Sunshine Law, and is open to the public (voting and open session minutes). Executive session, HRS section 92-F, is not open to the public. The Board may enter the executive session to: (1) consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in HRS section 26-9; or both (2) consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities.

- The legislative function or rule making function.

- The judicial function is where the Board acts as the judge of an HRS chapter 91 matter. An adjudicatory matter does not have to be an item on an agenda; however, the Board includes adjudicatory matters on its agendas for purposes of transparency. Minutes are not necessarily taken, and the Board deliberations are not open to the public.

Ms. Quiogue asked Ms. Wong to explain to the Board members why oral arguments are open to the public and meeting minutes are taken.

Ms. Wong explained that oral arguments are similar to a court proceeding, the parties present the matter before the public.

Chair Geimer-Flanders called for a recess from the meeting at 1:35 p.m., to discuss and deliberate on the following adjudicatory matter pursuant to Chapter 91, HRS (Note: Board members and staff entered the Microsoft Teams meeting).

Adjudicatory
Matters:

- A. In the Matter of the License to Practice Medicine of Milton J. Ackerman, M.D.; MED-2016-89-L

After discussion, it was moved by Chair Geimer-Flanders, seconded by Dr. Jaffe, and carried by a majority, with the exception of Mr. Munn who voted in opposition, to approve the Recommended Order as the Board's Final Order.

Applications for
License/
Certification:

- B. Ratifications:
(i) List

It was moved by Dr. Takanishi, seconded by Dr. Halford and unanimously carried to ratify the attached list of individuals for licensure or certification.

Next Meeting:

October 14, 2021
1:00 p.m.
Virtual Videoconference Meeting – Zoom Webinar

Adjournment:

The meeting adjourned at 2:00 p.m.

Reviewed and approved by:

Taken and recorded by:

/s/ Ahlani K. Quiogue

/s/ Phyllis O'Donoghue

(Ms.) Ahlani K. Quiogue
Executive Officer

(Mrs.) Phyllis O'Donoghue
Secretary

AKQ:pod
09/20/2021

(X)
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Minutes approved as is.

Minutes approved with changes: _____

HAWAII MEDICAL BOARD 9/9/21 - RATIFICATION LIST

LICENSE NUMBER	LICENSEE
AMD-1070-0	KAREN ELAINE ALSTON
AMD-1071-0	LILA A ERICKSON
AMD-1072-0	CARA C ZAGEL
AMD-1073-0	JOSEPH R WALSH
AMD-1074-0	JACQUELINE A GOULD
AMD-1075-0	SAMARA GWEN BUCK
AMD-1076-0	YUI OKAMURA
AMD-1077-0	TORSTEN DURKAN
DOS-2203-0	JENNY L FRAIRE-CHEW
DOS-2204-0	DEANNE S HIGA
DOS-2205-0	KEVIN JAMES YEUNG
DOSR-543-0	KEVIN MICHAEL DEMPSEY
MD-21993-0	ANISH SUBRAMANYA KONDE
MD-21994-0	MARKO VASIC
MD-21995-0	RISHEET RAJENDRA PATEL
MD-21996-0	SANOBER M KHAN
MD-21997-0	WOO J KIM
MD-21998-0	RONNY P MEUNIER
MD-21999-0	SHOTA J KAMO
MD-22000-0	MAXINE R MILLER
MD-22001-0	THEODORE RASOUMOFF
MD-22002-0	MICHAEL ZAGHI
MD-22003-0	EDWARD WILLIAM SCHWARTZ
MD-22004-0	MARIA RIZZA D COLLANTES
MD-22005-0	ERIC VAN NGO
MD-22006-0	TODD L ALLEN
MD-22007-0	ANNA M MAISU
MD-22008-0	KATHLEEN S RANOLA
MD-22009-0	AMY W JENKINS
MD-22010-0	KYAN RENIE C AGBAYANI
MD-22011-0	LEE S ANDERSON JR
MD-22012-0	WENDY GENESTINE
MD-22013-0	HILA ROMI
MD-22014-0	JARED K BROOKS
MD-22015-0	JEREMY T STUELPNAGEL
MD-22016-0	BILGA F ATTAR
MD-22017-0	JESSICA MAKANALANI DONIGAN
MD-22018-0	RICHARD EVAN PARSONS
MD-22019-0	RAJESH K DANIELS
MD-22020-0	EVAN C HARRIS
MD-22021-0	WESLEY E FLEMING
MD-22022-0	MATTHEW A BROWN
MD-22023-0	AALOK TURAKHIA

MD-22024-0	DANIEL KIM
MD-22025-0	DAVID LOWELL YOUNG
MD-22026-0	GREGORY W WILLIAMS
MD-22027-0	CARLI LYNN BULLIS
MD-22028-0	ISABELLE VON KOHORN
MD-22029-0	JORDAN S F T WANG
MD-22030-0	CARISSA JEAN ILDEFONSO VEA
MD-22031-0	ASHLEY ELIZABETH BLACK
MD-22032-0	NOEL SAN JOSE NEPOMUCENO

MDR-8158-0	IRIS J JOVEL
MDR-8159-0	PETER RINNE
MDR-8160-0	MICHAEL JEREMY DELOS SANTOS CLARION
MDR-8161-0	KEVIN D COFER
MDR-8162-0	COURTNEY L JAMES
MDR-8163-0	JESSE C VOLTURO
MDR-8164-0	OUWEN YANG