

# **MINUTES UTAH PHYSICIANS LICENSING BOARD MEETING**

**MAY 16, 2024  
SALT LAKE CITY, UT 84114**

CONVENED: 9:03 A.M.

ADJOURNED: 11:46 P.M.

## **DOPL STAFF PRESENT:**

Bureau Manager: Larry Marx  
Board Secretary: Allison Pulsipher  
Compliance Officer: Jennifer Johnson

Investigations: James Furner  
ITAC: Lauren Beheshti

## **BOARD MEMBERS PRESENT:**

Dr. Rebecca Moore, MD  
Dr. Alan Smith, MD Chairman  
Dr. Stephen Voss, MD  
Wade Eyerly, Public Member  
Dr. Michael Chen, MD  
Dr. David Young, Ph.D.

Dr. Susan Wiet, MD  
Dr. William Hamilton, MD  
Dr. Brian Zehnder, MD  
  
Dr. Nicole Clark, MD  
Dr. Craig Davis, MD Vice-chair

## **BOARD MEMBERS NOT PRESENT:**

## **GUESTS:**

Rey Alonzo, UMA

Michelle McOmber, UMA

**Note:** Other guests may have been in attendance electronically but were not identified.

## **ADMINISTRATIVE BUSINESS:**

### **Call Meeting to Order**

Dr. Smith called the meeting to order at 9:03 am.

### **Read and Approve March 21, 2024 Minutes (Audio – 0:03:05)**

Dr. Hamilton motioned to approve the minutes as written.  
Dr. Zehnder seconded the motion.  
The Board motion passed unanimously.

### **ITAC Introduction (Audio – 0:03:38)**

Ms. Beheshti introduced herself to the Board.  
Ms. Beheshti informed the Board what the ITAC does for the Division.

**Investigations Update (Audio – 0:19:20)**

Mr. Furner gave the investigations update.

There were 61 cases opened and 20 cases closed since the start of the year.

**Compliance Report (Audio – 0:20:45, Audio - 0:38:15, Audio - 1:04:45, Audio - 1:10:30, Audio – 1:17:15, Audio – 1:30:33)**

Ms. Johnson gave the compliance update.

Dr. Tam submitted all reports.

Dr. Tam recently increased the hours he has been working.

Dr. Shaskey had all negative tests.

Dr. Shaskey submitted all reports.

Dr. Draschil submitted a request for voluntary suspension of his license.

Dr. Draschil is currently not employed.

Dr. Draschil had 3 different issues with testing.

Dr. Riyaz is currently attending therapy and is working on submitting new therapy reports.

Dr. Ponce submitted his CE courses for review.

Ms. Johnson informed the Board Dr. Aune is not required to be monitored.

Dr. Aune is on a default order while his criminal charges are pending.

Dr. Cimikoski sent over an updated practice plan and proposed continuing education the night before the meeting.

Dr. Cimikoski is working towards paying his fine.

**APPOINTMENTS:****Dr. Martin Tam, Probationary Interview (Audio – 0:22:30)**

Dr. Voss started the interview with Dr. Tam by congratulating him on increasing his practice hours.

Dr. Tam clarified the hours he is working per week and hopes to increase his hours.

Dr. Voss asked what feedback Dr. Tam has received regarding his level of work.

Dr. Tam stated he has received feedback from his supervisor and informed the Board why he has not been able to increase his work hours.

**Dr. Davis motioned to accept Dr. Tam in compliance with this probation and change Dr. Tam's report quarterly.**

**Dr. Voss seconded the motion.**

**The Board motion passed unanimously.**

Dr. Tam asked if he would be able to work at his supervisor's second clinic to allow for more hours.

Dr. Voss asked if there would be the availability of a chaperone.

**Dr. Hamilton motioned to allow Dr. Tam to add cometic injections into his practice.**

**Dr. Voss seconded the motion.**

**The Board motion passed unanimously.**

**Dr. David Shaskey, Probationary Interview (Audio – 0:56:52)**

Dr. Davis started the interview with Dr. Shaskey by asking how he is doing.

Dr. Shaskey stated his work has been great.

Dr. Davis asked how often Dr. Shaskey sees patients.

Dr. Shaskey confirmed he is working 5 days a week at 8 to 10 hours a week.

Dr. Shaskey stated he would like to recertify with the Rheumatology Board but can't until he is off probation.

**Dr. Hamilton motioned to accept Dr. Shaskey in compliance with his probation.**

**Dr. Voss seconded the motion.**

**The Board passed the motion unanimously.**

**Dr. Thomas Draschil, Probationary Interview (Audio – 0:44:15)**

Dr. Zehnder started the interview with Dr. Draschil by asking how he is doing and asked for an update regarding his situation.

Dr. Draschil confirmed he has requested to voluntarily suspend his professional license and informed the Board of the issues he has been having with his pending charges.

Dr. Smith asked for clarification why Dr. Draschil has considered suspending his professional license.

Dr. Draschil informed the Board what has led him to this decision.

Mr. Marx clarified the difference between suspending Dr. Draschil's license versus surrendering the license.

Dr. Draschil asked what requirements he would need to complete to reinstate his license at a later date if he voluntarily surrenders his license.

Mr. Marx informed Dr. Draschil what he would be required to submit to reinstate his license in the future.

**Dr. Farhaad Riyaz, Probationary Interview (Audio – 1:06:25)**

Dr. Moore started the interview with Dr. Riaz by asking how he is doing.

D. Riyaz stated things have been well and is working with a financial therapist.

Dr. Moore asked for clarification regarding Dr. Riyaz practice.

Dr. Riyaz clarified his practice to the Board and where he is currently practicing.

**Dr. Davis motioned to accept Dr. Riyaz in compliance with his probation.**

**Dr. Moore seconded the motion.**

**The Board passed the motion unanimously.**

**Dr. Sean Ponce, Probationary Interview (Audio – 1:1:50)**

Dr. Young started the interview with Dr. Ponce by asking how he is doing.

Dr. Ponce stated things have been going well.

Dr. Young asked Dr. Ponce about his plan to complete his required Continuing Education.

Dr. Ponce confirmed has completed one continuing education credit and is working towards completing the remaining seven credits.

Dr. Young asked how often Dr. Ponce meets with his supervisor.

Dr. Ponce stated he meets with his supervisor twice a month and communicated between formal meetings when needed.

**Dr. Young motioned to accept Dr. Ponce in compliance with his probation.**

**Dr. Davis seconded the motion.**

**The Board motion passed unanimously.**

**Dr. Young motioned to move Dr. Ponce to quarterly reporting.**

**Dr. Hamilton seconded the motion.**

**The Board motion passed unanimously.**

**Dr. David Aune, Probationary Interview (Audio – 1:20:00)**

Dr. Aune was not present for the days meeting.

**Dr. Hamilton motioned Dr. Aune is not in compliance with his stipulation.**

**Dr. Zehnder seconded that motion.**

**The Board motion passed unanimously.**

**Dr. William Cimikoski, Probationary Interview (Audio – 1:29:30)**

Ms. Kochevar, Dr. Cimikoski attorney, informed the Board she would be attending the meeting as Dr. Cimikoski had a meeting conflict.

Dr. Hamilton suggested the Board postpone reviewing the practice plan as it was submitted late and did not allow the Board proper time to review the plan.

Ms. Kochevar stated she felt the updated practice plan and submitted continuing education should fulfill his stipulation requirements and the Board requests from the previous meeting.

Dr. Cimikoski joined the meeting via phone call.

Dr. Cimikoski clarified the CME he has completed and what he submitted for approval.

Dr. Smith informed Dr. Cimikoski the courses he provided to the Board do not relate to why Dr. Cimikoski is meeting with the Board.

The Board expressed concerns regarding Dr. Cimikoski practice and his training.

Dr. Cimikoski offered to provide the Board with information regarding his medical education and training.

Dr. Wiet informed Dr. Cimikoski of a great resource for continuing education.

Dr. Moore asked if Dr. Cimikoski had documentation showing he is qualified to treat drug resistant depression with ketamine.

Dr. Cimikoski explained his experience providing this kind of care.

Ms. Kochevar confirmed what concerns the Board would like addressed before the next meeting.

Ms. Johnson requested Dr. Cimikoski submit his information no later than one week prior to the meeting to ensure both she and the Board have time to review the information provided.

**Dr. Mamadou Tounkara, USMLE Sponsorship Request (Audio – 2:13:35)**

Dr. Smith started the interview with Dr. Tounkara by asking him to explain why he is meeting with the Board today.

Dr. Tounkara explained to the Board why he is meeting with the Board today and explained his experience with taking the licensing exams.

Dr. Smith informed Dr. Tounkara the decisions the Board has made in the past regarding previous requests.

Dr. Davis stated he would be willing to sponsor Dr. Tounkara as he is a current Utah resident and wants to be in Utah.

**Dr. Davis motioned to sponsor Dr. Tounkara to retake the USMLE Step 1.**

**Dr. Hamilton seconded the motion.**

**The Board passed the motion unanimously.**

## **DISCUSSION ITEMS:**

### **FSMB UPDATE (AUDIO – 1:23:15)**

Mr. Marx started the FSMB Conference update with the Board.

Mr. Marx informed the Board of issues other states have been experiencing.

Dr. Hamilton stated he enjoyed speaking with other state boards.

Dr. Smith asked what the Board can do to address the issues all states have been seeing regarding ketamine clinics and IV clinics.

Mr. Marx stated the Board can draft a rule to create a standard of care that these clinics would need to follow.

### **LEGISLATION REVIEW (AUDIO – 2:30:15)**

Mr. Marx gave the Board an overview of the 2024 Legislative Session.

Mr. Marx went over HB 534 and how it will affect the Physician Board.

Mr. Marx went over the breakdown of Board Members.

Mr. Marx went over HB 58.

Mr. Marx went over HB 365.

Mr. Marx went over HB 260 and HB 132.

Mr. Eyerly went over the intent of HB 132.

Dr. Davis informed the Board of his opinion regarding HB 260.

### **FSMB SYMPOSIUM ON ALTERNATE LICENSING MODELS (AUDIO – 2:28:05)**

Ms. Pulsipher informed the Board of the upcoming FSMB symposium.

Mr. Marx informed the Board the Symposium is June 18<sup>th</sup> and who will be attending.

## **CORRESPONDENCE:**

**NEXT SCHEDULED MEETING:        JULY 18, 2024**

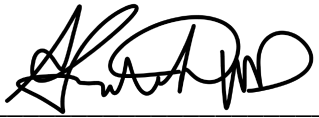
**2024 MEETING SCHEDULE:**


JULY 18, SEPTEMBER 19, NOVEMBER 21

**ADJOURN:**

**Meeting adjourned at 11:46 P.M.**

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

_____ 7-18-2024	(ss)  _____
<b>Date Approved</b>	<b>Chairperson, Utah Board of Physician Licensing Board</b>

_____ 7/18/2024	(ss)  _____
<b>Date Approved</b>	<b>Bureau Manager, DOPL</b>