

**MINUTES UTAH PHYSICIANS
LICENSING BOARD MEETING**

**JANUARY 19, 2023
SALT LAKE CITY, UT 84114**

CONVENED: 9:02 A.M.

ADJOURNED: 11:04 A.M.

DOPL STAFF PRESENT:

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

UPHP: Kelli Jacobsen
CSD: Jeff Henrie

BOARD MEMBERS PRESENT:

Alan Smith, MD
David Moulton, MD Chairman
Craig Davis, MD Vice-Chair
Kumar Shah
Brian Zehnder, MD

David Young, Ph.D.
Mark Bair, MD
Rebecca Moore, MD
Dr. Stephen Voss, MD
Dr. Peter Taillac, MD

BOARD MEMBERS NOT PRESENT:

Dr. Susan Weit, MD

GUESTS:

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

ADMINISTRATIVE BUSINESS:

Call Meeting to Order

Dr. Moulton called the meeting to order at 9:02 am.

Read and Approve November 17, 2022 Minutes (Audio 1 - 0:03:08)

Dr. Zehnder motioned to approve the minutes as written.

Dr. Smith seconded the motion.

The Board motion passed unanimously.

Board Chair/Vice-Chair Vote (Audio 1 - 0:03:40)

Dr. Davis nominated Dr. Alan Smith for Board Chair.

Dr. Moulton seconded the nomination and nominated Dr. Craig Davis as vice chair.

Dr. Smith motioned to close to nominations.

Dr. David seconded the motion.

Dr. Moulton asked for a vote on Dr. Alan Smith to serve as Board Chair.

The Board voted in favor.

Dr. Moulton asked for a vote on Dr Davis to serve as Vice Chair.

The Board voted in favor.

APPOINTMENTS:

UPHP Update (Audio 1 – 0:10:58)

Ms. Jacobsen gave an update about UPHP.

Ms. Jacobsen said out of 84 participants 11 are physicians and are all in compliance.

Ms. Jacobsen stated they are 2 1/2 years into development to revamp the program with legislation. They are focusing on how their reports function.

CSD Update (AUDIO 1 – 0:14:45)

Mr. Henrie gave program updates about CSD.

Mr. Henrie went over the DEA changes.

Mr. Henrie stated the CDS has reinstated the Quarterly Practitioner Report for practitioners using the database.

Mr. Henrie asked the Board for feedback regarding the database.

Dr. Smith stated the database is progressing well.

Dr. Moulton asked how long it takes for the system to update when a provider sends a prescription.

Mr. Henrie stated the current time is 24 hours or next business day.

COMPLIANCE REPORT (AUDIO 1 – 0:32:55)

Ms. Johnson gave the compliance update.

Dr. Ambati is in compliance.

Dr. David asked about Dr. Ambati's request for early dismissal.

Dr. Draschil has no missed check-ins and completed all his testing. He is still submitting reports late.

Dr. Phillips has no miss check ins.

Dr. Phillips has submitted her quarterly reports and monthly meeting logs.

Ms. Johnsons stated there is no concern regarding Dr. Phillips.

Dr. Shaskey had two missed check ins.

Dr. Shaskey completed a self-test after one of his missed check-ins.

Dr. Shaskey has submitted his monthly reports.

Dr. Riyaz is a new probationer.

Dr. Riyaz is required to meet with the board, take continuing education courses, and attend any recommended therapy program.

Dr. Gross is a new probationer.

Dr. Gross is required to meet with the board and take continuing education courses.

Dr. Gross is also on probation in the state of Nevada and is in compliance with that probation.

Dr. Smith asked for more information regarding the probation for Dr. Gross.

Ms. Johnson went over Dr. Gross stipulation.

Mr. Marx went over the charges against Dr. Riyaz and Dr. Gross.

DR. JEFFREY GROSS, INITIAL PROBATIONARY INTERVIEW (AUDIO 1 – 0:37:00)

Dr. Smith started the interview by asking Dr. Gross to explain his situation and the stipulation.

Dr. Gross gave a brief summary of the events that lead him to being on probation.

Dr. Smith asked about Dr. Gross about his ethics course he took.

Dr. Moulton asked for a motion to approve the course taken.

Dr. Smith motioned to approve Dr. Gross ethics course.

Mr. Shah seconded the motion.

The Board passed the motioned unanimously.

Dr. Moulton asked Gr. Gross why he would like to keep his Utah license.

Dr. Gross has family in the area and would like to move here one day.

Dr. Smith asked how often the Board needs to meet with Dr. Gross.

Mr. Marx stated how often he needs to meet with the Board while he is not practicing in the state.

Dr. Zehnder asked Dr. Gross to explain his situation again.

Dr. Gross discussed his case with the Board further.

DR. BALAMURALI AMBATI, PROBATIONARY INTERVIEW (AUDIO 1 – 0:52:30)

Dr. Davis started the interview with Dr. Ambati by asking how his practice is going.

Dr. Ambati stated his practice is going well and there has been no changes in his practice.

Dr. Davis asked about Dr. Ambati's plans for the end of his probation.

Dr. Ambati stated he would like to become recertified in ophthalmology.

Dr. Davis asked the Board for input.

Dr. Smith stated he has no problem with early termination of Dr. Ambati stipulation.

Dr. Smith motioned for early termination of Dr. Ambati's probation.

Mr. Shah seconded the motion.

Dr. Davis abstained.

The Board motion passed.

DR. THOMAS DRASCHIL, PROBATIONARY INTERVIEW (AUDIO 1 – 1:04:45)

Dr. Zehnder started the interview with Dr. Draschil by asking how this are going.

Dr. Draschil stated things are going well.

Dr. Draschil stated he is working on submitting his reports on time.

Ms. Johnson stated that his December reports were a month late and January reports were a few days late.

Dr. Zehnder stated he does not like to keep repeating to Dr. Draschil that he needs to work towards turning in his reports on time.

Dr. Zehnder asked Dr. Draschil what he thinks the most important thing he has learned during his probation.

Dr. Draschil stated the most valuable thing he learned is his value of being sober.

DR. KAREN PHILLIPS, PROBATIONARY INTERVIEW (AUDIO 2 - 0:00:10)

Dr. Davis started the interview with Dr. Phillips by asking how things are going.

Dr. Phillips stated she is doing well and her work schedule has remained the same.
Dr. Davis went over the progress Dr. Phillips has made with turning in her reports on time.
Dr. Davis asked Dr. Phillips how her probation has affected her life and practice.
Dr. Phillips stated it has helped her view the full picture of the situation versus trying to micromanage smaller details.
Dr. Davis asked what Dr. Phillips plans to do with an unrestricted license.
Dr. Phillips stated she is hoping to expand her practice.
Dr. Moulton asked about Dr. Phillips new estimated end date.
Ms. Johnson explained how Dr. Phillips probation date got extended.
Dr. Davis stated that is Dr. Phillips remains compliant and keeps up to date she could received early termination of her probation.

DR. DAVID SHASKEY, PROBATIONARY INTERVIEW (AUDIO 2 – 0:11:12)

Dr. Moulton started the interview with Dr. Shaskey by asking about his missed check-ins.
Dr. Shaskey stated during one missed check-in he was in the hospital and the other time he thought he completed his check-in but didn't.
Dr. Moulton asked how he has been doing.
Dr. Shaskey stated work is picking up and he is working on recredentiailling with insurances.
Dr. Moulton asked Dr. Shaskey if he has had any difficulty with his probation.
Dr. Shaskey stated he has not had any issues following his stipulation.

DR. FARHAAD RIYAZ, INITIAL PROBATIONARY INTERVIEW (AUDIO 2 – 0:25:50)

Dr. Moore started the interview with Dr Riyaz by asking him to introduce himself.
Dr. Riyaz stated a few issues he has had in his life and explained why he is on probation.
Dr. Moore asked Dr. Riyaz what he does for work.
Dr. Riyaz stated he does telemedicine involved with Dermatology and is based out of Michigan.
Dr. Moore asked where Dr. Riyaz is practicing.
Dr. Riyaz stated he is practicing in around 15 states including Utah.
Dr. Moore went over Dr. Riyaz the stipulations in his probation.
Dr. Moore asked how his therapy is going.
Dr. Riyaz stated his therapy is currently going well.
Ms. Johnson asked the Board if they would like to receive Dr. Riyaz therapy reports.
The Board stated the did want to receive his therapy reports.

DISCUSSION ITEMS:

FRAUDULENT E-PRESCRIPTIONS (AUDIO 1 – 0:57:20)

Mr. Marx stated the Pharmacy Board was informed of pharmacies experiencing issues with fraudulent e-prescriptions and would like to know the boards thoughts.
Dr. Moulton and Dr. Davis asked what they look like and how it is being done.
Mr. Marx explained what the pharmacies have learned.
The Board stated they did not know of any cases in their practices.
Dr. Moulton gave the Board some options to protect themselves.

