



# Kentucky Board of Medical Licensure Newsletter

Hurstbourne Office Park, 310 Whittington Parkway, Suite 1B, Louisville, Kentucky 40222  
Website: [kbml.ky.gov](http://kbml.ky.gov)

Winter 2004

Danny M. Clark, M.D., President

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## Self-Prescribing and Prescribing to Immediate Family Members

The Board continues to receive inquiries concerning the legality or propriety of physicians self-prescribing and prescribing to immediate family members. The question becomes even more complicated when treatment involves the prescribing of controlled substances.

While not a per se violation Kentucky law, KRS 311.597 (1) (C) states that self-prescribing and prescribing to immediate family members is contrary to law when the physician ***“knows or has reason to know that an abuse of controlled substances is occurring, or may result from such a practice.”***

According to the American Medical Association’s Code of Medical Ethics, physicians generally should not treat themselves or their immediate families. Professional objectivity may be compromised when an immediate family member of the physician is the patient; the physician’s personal feelings may unduly influence his/her medical judgment, interfering with the care provided. When treating themselves or immediate family members, physicians may be inclined to treat problems that are beyond their expertise.

In emergency or isolated settings where there is no other qualified physician available, physicians should not hesitate to treat themselves or family members until another physician becomes available. However, it is not appropriate for physicians to write prescriptions for controlled substances for themselves or immediate family members.

The Board strongly recommends physicians make every effort to have treatment of themselves or members of their immediate family rendered by another physician who can approach the case objectively. By doing so, the physician will avoid even the appearance of impropriety and thus avoid problems with this Board.

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## Final Disciplinary Actions

**Robert N. Alexander, M.D., #14649, Bell Co.**  
Agreed Order of Indefinite Restriction  
entered into 12/18/03.

**James K. Barnes, M.D., #15968, Jefferson Co.**  
Agreed Order of Suspension/Probation  
entered into 10-16-03.

**Lewis B. Boone, Sr., M.D., #29173, Boyd Co.**  
Order of Revocation issued 12/18/03.

**Joe T. Broderson, M.D., #17771, Fayette Co.**  
Order Terminating Amended Agreed Order  
of Indefinite Restriction. Issued 12/18/03.

**Frederick H. Coates, M.D., #21689, Fayette Co.**  
Second Amended Agreed Order of  
Indefinite Restriction entered into 12/18/03.

**Michael D. Finn, M.D., #30044, Kingsport, TN**  
Amended Agreed Order of Indefinite  
Restriction entered into 11-07-03.

**Darrell D. Franks, M.D., #17624, Jefferson Co.**  
Order Revoking License issued 11-04-03.  
Revocation effective 12-07-03.

**Farooq K. Ghory, M.D., #34667, Mt. Vernon, IL**  
Agreed Order of Surrender entered into  
11-20-03.

**Mark L. Glasgow, M.D., #36538  
Floyds Knobs, IN**  
Amended Agreed Order of Indefinite  
Restriction entered into 11-25-03.

**Wendell E. Gordon, M.D., #13144, Marshall Co.**  
Agreed Order of Permanent Surrender  
entered into 12/18/03.

**Timothy T. Grosser, M.D., #18989, Mason Co.**  
Second Amended Agreed Order of  
Indefinite Restriction entered into 09-25-03.

**Peter W. Jannace, M.D., #28778, Jefferson Co.**  
Agreed Order of Surrender entered into  
10-21-03.

**Welburne D. Johnson, M.D., #24103,  
McMinnville, TN**  
Agreed Order of Surrender entered into  
10-16-03.

**Willie L. Josey, M.D., #23878, Greenup Co.**  
Amended Agreed Order of Revocation,  
Stayed; Order of Suspension/Probation entered  
into 10-16-03.

**Craig A. Lundquist, M.D., #30445, Hopkins Co.**  
Agreed Order of Surrender entered into  
10-07-03. Agreed Order of Indefinite Restriction  
entered into 12/18/03.

**Juan C. Mejia, M.D., #35414, Cincinnati, OH**  
Agreed Order of Probation entered into  
11-20-03.

**Thomas J. Moore, M.D., #22596, Whitley Co.**  
Order Terminating Probation issued  
11-03-03.

**Nikhil S. Parulekar, D.O., #02630, Laurel Co.**  
Agreed Order of Fine entered into 12/18/03.

**Paul R. Pollitt, M.D., #19941, Jefferson Co.**  
Agreed Order of Indefinite Restriction  
entered into 10-09-03.

**Suzanne L. Schmied, M.D., #25918,  
Jefferson Co.**  
Agreed Order of Indefinite Restriction  
entered into 12/18/03.

**Ali Shamaeizadeh, M.D., #22802  
Woodbine, MD**  
Order Denying Petition for Reinstatement  
issued 12/3/03

**Frank Shemwell, M.D., #10700, McCracken Co.**  
Order Revoking License issued 11-04-03.  
Revocation effective 12-20-03.

**Cheung S. Shin, M.D., #34450, Bell Co.**  
Agreed Order of Probation entered into  
11-20-03.

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**Michael E. Simons, M.D., #25912, Whitley Co.**

Seconded Amended Agreed Order of Indefinite Restriction entered into 11-03-03.

**Juan Villafane, M.D., #24893, Jefferson Co.**

Agreed Order of Indefinite Restriction issued on 12/18/03.

**John L. Saba, M.D., #35616, Jefferson Co.**

Order Resolving Complaint issued 10-21-03.

**Robert S. Walsh, M.D., #33255, Pike Co.**

Second Amended Order of Indefinite Restriction issued 11-04-03.

**Michael B. White, M.D., #37677, Boyle Co.**

Agreed Order of Indefinite Restriction entered into 10-21-03.

**Restrictions have also been placed on the following physicians' licenses pending resolution of charges brought against the physician.**

**Salim Abdul-Rahman, M.D., #31868, Bell Co.**

Complaint and Emergency Order of Suspension issued 07-17-03. Physician prohibited from practicing medicine pending resolution of Complaint. Suspension effective 08-06-03.

**Thomas C. Crain, M.D., #28770, Spencer Co.**

Complaint and Emergency Order of Restriction issued 12/3/03. Physician prohibited from prescribing, dispensing or professionally utilizing controlled substances pending resolution of Complaint.

**David A.D. Dao, M.D., #22439, Hardin Co.**

Complaint and Emergency Order of Suspension issued 10-16-03. Physician prohibited from practicing medicine pending resolution of Complaint. Suspension effective 10-17-03.

**Rondal E. Goble, M.D., #26176, Fayette Co.**

Complaint and Emergency Order of Restriction issued 11/5/03. Physician prohibited from prescribing, dispensing or professionally utilizing controlled substances pending resolution of Complaint.

**Gopal R. Majmundar, M.D., #19452, Floyd Co.**

It was reported in the Fall 2003 Newsletter that a Complaint and Emergency Order of Suspension were issued against this physician's medical license. On November 26, 2003, a Final Order Modifying Emergency Order of Suspension was issued by the hearing officer in this case. The suspension has been modified to a restriction that Dr. Majmundar is prohibited from prescribing controlled substances to patients age eighteen years of age or older.

**Thomas J. Moore, M.D., #22596**

**Whitley/Knox Co.**

Complaint and Emergency Order of Suspension issued 12/23/03. Physician prohibited from practicing medicine pending resolution of Complaint. Suspension effective 12/23/03.

**James M. Rynerson, M.D., #28184, Barren Co.**

Complaint issued 12/15/03 and Emergency Order of Restriction issued 12/18/03. Physician prohibited from prescribing, dispensing or utilizing controlled substances to his wife.

**David H. Thurman, M.D., #14526, Jefferson Co.**

Complaint and Emergency Order of Suspension issued 10-16-03. Physician prohibited from practicing medicine pending resolution of Complaint. Suspension effective 10-20-03.

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## **Board Welcomes New Member**

The Board at its December 18 meeting welcomed Mary H. Davis, M.D., as its newest member. Dr. Davis is a board certified psychiatrist practicing in Louisville and fills the vacancy left by Virginia T. Keeney, M.D., who completed her term on the Board. Randal C. Gibson, D.O., was reappointed for a four-year term and is in Family Practice in Mayfield, Kentucky.

Dr. Keeney was presented a plaque of appreciation at the December meeting in recognition of her dedicated service to the Commonwealth of Kentucky while serving on the Board since October 1994.

## **Guidelines for Office-Based Surgery Adopted**

After much study the Board adopted guidelines for office-based surgery at its December 18 meeting. These guidelines are now available on the Board's web page at [kbml.ky.gov](http://kbml.ky.gov). If you do not have access to the web and would like to receive a copy of the guidelines please contact the Board's office at 502/429-8046.

## **DEA Registration Certificate**

The United States Department of Justice, Drug Enforcement Administration (DEA) has asked the Board to advise all physicians in the state that according to 21 CFR 1301.52(a), if a physician is registered with DEA and they discontinue or cease their professional practice, they must notify the DEA promptly, by sending in their DEA registration certificate and unused DEA-222 order forms to the nearest DEA office. Should you have questions regarding the above contact the DEA office at 502/582-5908.

## **KBML Medical Directory to be Discontinued**

The Board at its December 18 meeting voted to discontinue publication of the directory since the physician profile is made available on the Board's web site. The profile is updated daily with the most current information available on-line. The profile contains the physician's name, practice address, Kentucky license number, status (active or inactive), expiration, practice county, area of practice, year licensed in Kentucky, medical school, year graduated and disciplinary actions in the past 10 years. Printable copies of disciplinary actions taken against a physician's license in past 10 years are also available. A search can be performed using last name, KY license number, practice county and specialty. If more than one item is entered, the search will look for items that satisfy all items entered.

## **Policy Change in Background Checks**

As previously reported the 2003 Kentucky General assembly passed legislation that gives the Board the authority to conduct criminal a background check on physicians practicing in the state. It was originally decided by the Board to require background checks on physicians applying for initial licensure by endorsement from another state and exclude recent medical graduates. At its September meeting the Board decided to require background checks on all licensees applying for initial licensure.

## **Levels of Supervision for Physician Assistants**

In order to maintain consistency with all new graduate applicants the Board has adopted as policy that a physician assistant be required to have two continuous years of experience before the Board approves off-site supervision. Direct or on-site supervision will be required at all times during a physician assistant's first two years of practice unless a waiver has been requested by a supervising physician and approved by the Board. A primary or alternate supervising physician will have to be, at a minimum, on-site during a physician assistant's work shift during this two-year period.

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## Renewal of Medical License for 2004

The 2004 annual renewal forms were mailed in December and a reminder letter will be sent in February to physicians who have not responded. The \$125.00 renewal fee is due by March 1, 2004. To avoid paying a late fee, forms must be postmarked no later than March 1, 2004. Late registration, (after March 1, but before April 1), may be made by an additional \$50.00 penalty fee. Should you fail to register before the April 1, 2004 deadline, your license will automatically become inactive and subsequent practice in Kentucky will be considered the unauthorized practice of medicine or osteopathy. Anyone registering after the April 1 deadline will be imposed an additional penalty fee. Printable 2004 annual renewal forms are available for your use on the KBML website at [kbml.ky.gov](http://kbml.ky.gov).

It should be noted that incomplete renewal forms or forms received without the proper payment are returned prior to registering the license. This not only causes additional expense but also delays the timely renewal process of your medical license.

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### KBML, Inquiry Panel & Committee Meetings for 2004

January	15	Board Inquiry Panel B
February	04	Advisory Council on Athletic Trainers
	05	Physician Assistant Advisory Committee
	19	Board Inquiry Panel A
March	18	Kentucky Board of Medical Licensure
April	15	Board Inquiry Panel B
May	05	Advisory Council on Athletic Trainers
	06	Physician Assistant Advisory Committee
	20	Board Inquiry Panel A
June	17	Kentucky Board of Medical Licensure
July	15	Board Inquiry Panel B
August	04	Advisory Council on Athletic Trainers
	05	Physician Assistant Advisory Committee
	19	Board Inquiry Panel A
September	16	Kentucky Board of Medical Licensure
October	21	Board Inquiry Panel B
November	03	Advisory Council on Athletic Trainers
	04	Physician Assistant Advisory Committee
	18	Board Inquiry Panel A
December	16	Kentucky Board of Medical Licensure

