

SC Board of Medical Examiners Minutes May 2-3, 2022

THE SOUTH CAROLINA BOARD OF MEDICAL EXAMINERS  
SYNERGY BUSINESS PARK, KINGSTREE BUILDING, ROOM 108  
110 CENTERVIEW DRIVE,  
COLUMBIA, SOUTH CAROLINA 29210

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*Public notice of this meeting was properly posted at the South Carolina Board of Medical Examiners Office, Synergy Business Park, Kingstree Building 110 Centerview Drive Columbia, SC 29210 and provided to all requesting persons, organizations, and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act.*

**Board Members Present:**

Anne G. Cook, M.D. – President  
Stephen I. Schabel, M.D. – Vice President  
Ronald Januchowski, D.O. – Secretary  
George S. Dilts, M.D.  
Dion Franga, M.D.  
Christopher C. Wright, M.D.  
Richard Howell, M.D. (Monday – 9:50 a.m. arrival)  
Theresa Mills-Floyd, M.D.  
Jennifer R. Root, M.D.

**Monday, May 2, 2022**

*Called to order by Dr. Cook at 8:01 a.m.*

Review and approval Agenda. Motion Dr. Schabel. Second Dr. Januchowski. Motion Carried.

Review and approval excused absences [Richard Howell, M.D. – Morning of Monday, May 2, 2022.] and February minutes. Motion Dr. Schabel. Second Dr. Wright. Motion carried.

**President's Report – Anne G. Cook, M.D.**

1. **Legislative Update – Katie Phillips, LLR Director of Governmental Affairs**, appearing and presenting the legislative update including: Electronic filing of Death Records (House Bill 3325), The Pharmacy Access Act (Senate Bill 628), Amending of the Nurse Practice Act (Senate Bill 1059), Unlicensed Medical Personnel (Senate Bill 613), Compassionate Care Act (Senate Bill 150), Plans to Divide DHEC (Senate Bill S2), Addition of Schedule Vs to the Prescription Monitoring Program (House Bill 3998), Physicians Disclosing Chemically-Induced Abortion Information (House Bill 4568). No motions made.
2. **Criminal Background Checks for Licensees** – Bob Horner, Esquire, appearing and presenting. Motion to require criminal background check for all licensees, except 14-day licenses, Dr. Schabel. Second Dr. Franga. Motion carried.
3. **Updated Board Policies – Self-Prescribing & Termination of Practice** – Bob Horner, Esquire, appearing and presenting. Board decided to postpone Termination of Practice discussion until all Board Members reviewed the material. Motion to accept updated Self-Prescribing policy Dr. Wright. Second Dr. Root. Motion carried.

4. **Update to Protocol for Administration of Vaccines by Pharmacists (pneumococcal vaccines)** – Bob Horner, Esquire, appearing and presenting. Discussed two new pneumococcal vaccines: PCV20 and PCV15. Pharmacists require approval from the Board of Medical Examiners before they can administer these new doses. Board approves the current document and recommends the committee meets to discuss AED and questions for pediatric patient history. Motion Dr. Schabel. Second Dr. Jaunuchowski. Motion carried.
5. **Medical Marijuana Education Requirement** – Bob Horner, Esquire appearing and presenting. Discussed the education requirement for doctors who wish to prescribe Marijuana, if the bill is passed. Formed Ad Hoc Committee: Dr. Jennifer Root, Dr. Ronald Januchowski, Dr. Christopher Wright. No motions made.

**Administrator’s Report – Maggie Murdock, Administrator**

Approved licenses since last meeting: 414 M.D. /D.O. Licenses, 116 PA Licenses, 79 RCP Licenses, 6 Acupuncture Licenses, 2 Anesthesiology Assistant Licenses.

1. Physician Assistant Advisory Committee – No recent meetings. Next meeting date July 15. No motions made.
2. Respiratory Care Practitioner Advisory Committee – Approval of minutes from April 22, 2022 meeting. Motion Dr. Wright. Second Dr. Schabel. Motion carried.
3. Acupuncture Advisory Committee – April 18<sup>th</sup> meeting postponed due to no quorum. No motions made.
4. Election Update – Elections were ran for 3 district seats and one at-large seat.
  - a. District 3 Seat – Dr. Anne G. Cook
  - b. District 4 Seat – Dr. Christopher C. Wright
  - c. District 5 Seat – Dr. George S. Dilts
  - d. At-Large Seat – Requires runoff election. Top three candidates are: Dr. Robert Kosciusko, Dr. Edward Lewis, III and Dr. Kevin Walker.
5. Meeting dates for 2022: August 1-3, and November 7-9
6. FSMB Conference Update

**President’s Report Revisited– Anne G. Cook, M.D.**

Revisited criminal background check changes. Motion to start implementing new background check requirements next licensing cycle Dr. Schabel. Second Dr. Januchowski. Motion carried.

**MOA [Closed Hearing]**

Case No. 2019-284, Motion to dismiss the case Dr. Januchowski. Second Dr. Schabel. Motion carried.

**MOA [Closed Hearing]**

Case No. 2020-342, Motion to issue a letter of caution Dr. Januchowski. Second Dr. Schabel. Motion carried.

-LUNCH- (11:07 a.m. – 12:28 p.m.)

**TURNER, Diane, D.O. Applicant for Licensure**

Applicant does not meet statutory requirements for licensure in South Carolina. Motion Dr. Schabel. Second Dr. Mills-Floyd. Motion carried.

**MOA [Closed Hearing]**

Case no. 2017-587, Motion to dismiss Dr. Januchowski. Second Dr. Mills-Floyd. Motion carried.

**Kevin W. Burnham, MOA [Closed Hearing]**

Case no. 2018-25 & 2018-77 MOA accepted. Public reprimand. Motion Dr. Januchowski. Second Dr. Schabel. Motion carried.

**RANGEL, Gustavo Guimaraes, M.D. Applicant for Academic Licensure**

Dr. Wright recused himself for the hearing and the vote. Motion to grant a license Dr. Schabel. Second Dr. Januchowski. Motion Carried.

**BRANDON, Jimmy, D.O., Applicant [Closed Session]**

Motion to grant a license Dr. Schabel. Second Dr. Dilts. Motion Carried.

**President's report revisited – Anne G. Cook, M.D.**

Revisited Updated Board Policies – Self-Prescribing and Termination of Practice. Motion to approve the termination of practice guidelines Dr. Root. Second Dr. Howell. Motion carried.

**BELLIFEMINE, Morris R., M.D., Applicant**

Does not meet statutory requirements for licensure. No motions made.

**NETH, Zaroh, Applicant [Closed Session]**

Motion to grant a license Dr. Wright. Second Dr. Januchowski. Motion carried.

*Public Comment*

*Recess*

**Tuesday, May 3, 2022**

*Called to order* by Dr. Cook at 8:04 a.m.

**Sundip Patel, D.O. and Vipul Khanpara, M.D. Telemedicine Request**

Motion to deny request Dr. Schabel. Second Dr. Howell. Motion carried.

**Office of Disciplinary Counsel (ODC) and Office of Investigations and Enforcement (OIE) Report**

Pat Hanks, ODC, Amanda Brahman, OIE, and Prentiss Shealey, ODC appearing and presenting.

- ODC Statistics and Training Reports presented. No motions made.
- IRC Report – 97 total cases
  - o 62 Dismissals – Motion to approve Dr. Schabel. Second Dr. Root. Motion carried.
  - o 20 Letters of Caution – Motion to approve the Letters of Caution with exceptions of 74, 80, and 83-84 Dr. Januchowski. Second Dr. Schable. Motion carried.
  - o 13 Formal Complaints – Motion to move case 91 to a Letter of Caution Dr. Schabel. Second Dr. Wright. Motion carried. Motion to accept the remaining Formal Complaints Dr. Januchowski. Second Dr. Schabel. Motion carried.
- Kraikit Report – 4 total cases
  - o Motion to approve a Letter of Caution for 2021-350 Dr. Root. Second Dr. Mills-Floyd. Motion carried.
  - o Motion to dismiss 2016-593 Dr. Schabel. Second Dr. Wright. Motion carried.
  - o Motion to approve Letters of Caution for 2021-34 and 2021-250 Dr. Wright. Second Dr. Root. Motion carried.

**Todd Stephen Jarosz, M.D. Requesting modification of 2019 Board Order [Closed Session]**

Dr. Root recused herself for the hearing and the vote. Motion to approve Respondent's request Dr. Januchowski. Second Dr. Schabel. Motion carried.

-LUNCH- (12:14-12:55 p.m.)

**SC Provider Self-Referral Act Advisory Opinion - J. Keane Mossman Esq. and Wade Mullins Esq.**

**[Closed Session]** No motions made.

**January Special Called Meeting Minutes**

Motion to approve minutes Dr. Schabel. Second Dr. Root. Motion carried.

**MOA [Closed Hearing]**

Case no. 2020-550, MOA accepted. Private reprimand. Motion Dr. Januchowski. Second Dr. Franga. Motion carried.

**MOA [Closed Hearing]**

Case no. 2020-247, MOA rejected. Motion Dr. Januchowski. Second Dr. Schabel. Opposed by Dr. Franga and Dr. Dilts. Motion carried. Case dismissed.

**Paul C. Drago, M.D. Requesting Reconsideration [Closed Hearing]**

Motion to modify prior terms and conditions known to the Respondent and the Board Dr. Januchowski. Second Dr. Schabel. Motion carried.

**Nicholas J. Gargiulo, M.D. Applicant**

Motion to proceed with licensure Dr. Franga. Second Dr. Root. Motion carried.

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**Christopher S. Woodworth, M.D. Applicant**

Dr. Cook recused herself for the hearing and the vote. Applicant allowed to proceed with licensure in South Carolina with the same corrective action that is on his Oregon license. Applicant may reappear in one year to remove corrective action. Motion Dr. Januchowski. Second Dr. Franga. Motion carried.

**Andrew Lee, M.D. Applicant [Closed Session]**

Dr. Franga absent during hearing and vote. Motion to proceed with licensure Dr. Schabel. Second Dr. Root. Motion carried.

**Mohamed Abdelwahab, Applicant for Academic Licensure**

Motion to grant applicant a license Dr. Schabel. Second Dr. Wright. Motion carried.

**Emmett Wayne Mosley, M.D. Applicant**

Dr. Wright recused himself for the hearing and vote. Motion to proceed with licensure Dr. Franga. Second Dr. Mills-Floyd. Motion carried.

*Public Comment*

*Recess*