

## HAWAII MEDICAL BOARD

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

### MINUTES OF MEETING

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

Date: Thursday, April 12, 2012

Time: 1:00 p.m.

Place: King Kalakaua Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, HI 96813

Present: Danny M. Takanishi, M.D., Chairperson, Oahu Member  
Brian E. Cody, Public Member, Vice-Chairperson  
Gerard K. Akaka, M.D., Oahu Member  
Sharon "Shay" Bintliff, M.D., Hawaii Member  
Les Barrickman, D.O., Oahu Member  
Peter C. Chin, M.D., Maui Member  
Niraj S. Desai, M.D., Kauai Member  
Thomas S. Kosasa, M.D., Oahu Member  
Palasi Puleyasi, Public Member  
Karen E. Sept, D.O., Oahu Member  
Shari Wong, Deputy Attorney General ("DAG")  
Constance I. Cabral, Executive Officer  
Ahlani K. Quiogue, Executive Officer  
Wilma Balon, Secretary

Excused: Carl K. Yorita, M.D., Oahu Member

Guests: Kevin Schroeder, M.D., Applicant  
Daniel T. Murai, M.D., University of Hawaii Pediatric Residency Program,  
Hawaii Residency Programs, Inc.  
Christopher Yeh, Esq., Counsel for the Hawaii Residency Programs, Inc.  
Dianne Winter Brookins, Esq.  
Lei Fukumura, Special Deputy Attorney General  
Vincent Tenorio, PA-C

Call to Order: The meeting was called to order at 1:04 p.m. at which time quorum was established.

**The following agenda items were taken out of order.**

Additions/  
Revisions to  
Agenda:

None.

Applications for  
License/  
Certification:

b. Applications:

It was moved by Dr. Barrickman, seconded by Dr. Bintliff, and unanimously carried to enter into executive session at 1:04 p.m. pursuant to Section 92-5(a)(1), HRS, to consider and evaluate personal information relating to individuals applying for professional license cited in Section 26-9, HRS, and pursuant to Section 92-5(a)(4), HRS, to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities.

Kevin D. Schroeder, M.D.  
Peter N. Schneider, M.D.  
Jennifer C. Choi, M.D.  
Amber Crowley, M.D.  
Jeffrey D. Dieden, M.D.  
Noor U. Hassan, M.D.  
Elliot M. Morris, M.D.  
Wayne F. Poole, M.D.  
Eleanor R. Slovak, M.D.  
Robert S. Smith, M.D.  
Michael J. Tomcik, M.D.  
Allen H.B. Yu, M.D.  
Scott Dunton, EMT-P

It was moved by Dr. Desai, seconded by Dr. Chin and unanimously carried to return to the open meeting at 3:11 p.m.

Approval of the  
March 8, 2012  
Minutes:

It was moved by Mr. Cody, seconded by Dr. Akaka and carried by a majority, with Dr. Sept abstaining, to approve the minutes of the regular session and the minutes of the executive session of March 8, 2012 as circulated.

Applications for  
License/  
Certification:

a. Ratifications:  
(i) List

It was moved by Dr. Chin, seconded by Dr. Barrickman and unanimously carried to ratify the attached lists of individuals for licensure or certification.

b. Applications:

Kevin D. Schroeder, M.D.

The Board reviewed and considered all of the records and files of Dr. Schroeder's application and information received from him as well as from other organizations. After due consideration of the information received and Dr. Schroeder's oral testimony, it was moved by Dr. Desai, seconded by Mr. Puleasi and carried by majority, with Dr. Akaka opposing and Dr. Kosasa abstaining, to deny Dr. Schroeder's application for licensure, basing its decision on the following grounds of the Hawaii Revised Statutes ("HRS"), which find support in the records and files of Dr. Schroeder's application:

HRS § 453-8(a)(6): Procuring a license through fraud, misrepresentation, or deceit, or knowingly permitting an unlicensed person to perform activities requiring a license;

HRS § 453-8(a)(9): Conduct or practice contrary to recognized standards of ethics of the medical profession as adopted by the Hawaii Medical Association, the American Medical Association, the Hawaii Association of Osteopathic Physicians and Surgeons, or the American Osteopathic Association; and

HRS § 436B-19(8): Failure to maintain a record or history of competency, trustworthiness, fair dealing, or financial integrity.

It was moved by Dr. Desai, seconded by Mr. Cody and unanimously carried to approve the following applications:

Jennifer C. Choi, M.D.

Amber Crowley, M.D.

Jeffrey D. Dieden, M.D.

Elliot M. Morris, M.D.

Wayne F. Poole, M.D.

Eleanor R. Slovak, M.D.

Robert S. Smith, M.D.

Michael J. Tomcik, M.D.

Allen H.B. Yu, M.D.

Scott Dunton, EMT-P

Noor U. Hassan, M.D.

The Board reviewed and considered all of the records and files of Dr. Hassan's application and the information received from him as well as from other organizations.

After due consideration of the information received, it was moved by Dr. Chin, seconded by Dr. Bintliff and unanimously carried to deny Dr. Hassan's application for licensure, basing its decision on the following grounds of the Hawaii Revised Statutes ("HRS"), which find support in the records and files of Dr. Hassan's application:

HRS § 453-8(a)(7): Professional misconduct, hazardous negligence causing bodily injury to another, or manifest incapacity in the practice of medicine, osteopathy, or surgery;

HRS § 453-8(a)(8): Incompetence or multiple instances of negligence, including but not limited to the consistent use of medical service which is inappropriate;

HRS § 453-8(a)(9): Conduct or practice contrary to recognized standards of ethics of the medical profession as adopted by the Hawaii Medical Association, the American Medical Association, the Hawaii Association of Osteopathic Physicians and Surgeons, or the American Osteopathic Association; and

HRS § 436B-19(8): Failure to maintain a record or history of competency, trustworthiness, fair dealing, or financial integrity.

Request for

Reconsideration: Peter N. Schneider, M.D.

After due consideration of the information received and the presentation made by Dr. Murai, it was moved by Dr. Sept and seconded by Dr. Chin to rescind the Board's prior denial of Dr. Schneider's application for licensure. Members Sept, Chin and Bintliff voted for the motion. Members Takanishi, Akaka, Barrickman, Cody, Desai and Puletsi voted against the motion. Dr. Kosasa abstained. The motion did not carry.

It was moved by Dr. Desai, seconded by Chair Takanishi and carried by a majority, with Drs. Sept, Bintliff and Chin opposing and Dr. Kosasa abstaining, to deny Dr. Schneider's request for reconsideration and to affirm its decision of August 11, 2011, denying Dr. Schneider's application for medical licensure.

**The following agenda items were taken out of order.**

New Business:           a.     Foreign Medical Graduates

The Board reviewed an email inquiry requesting that the Board consider a rule change that would allow all those who have passed subspecialty board examinations to be eligible for a Hawaii license.

After discussion, the Board determined that it is not a Board rule that had created two pathways but a statutory enactment by the Hawaii Legislature. As such, the Board cannot waive the law or create rules that are contrary to the law.

b.     Visiting Physicians

The Board reviewed an email inquiry requesting that the rules be revised to allow physicians from Japan to perform physical examinations on atomic bomb survivors from Hiroshima and Nagasaki who are now currently residents of Hawaii.

After discussion, the Board determined that such a revision may not be done through rules revisions but must go through the legislative process.

c.     FSMB: Update on Advocacy Issues

Chair Takanishi shared with members an update on two major priorities of FSMB's advocacy efforts: 1) Federal Trade Commission; and 2) Medical Licensure and Telemedicine.

Chair Takanishi advised that he will provide updated information on this matter at the next Board meeting when he returns from the FSMB Annual meeting.

d.     Scope of Practice: Body Manipulation and Massage

The Board received an inquiry from a physician who is asking whether she is able to perform body manipulation and massage under her license.

The Board's informal opinion is that if she is trained in those areas, she may perform those functions.

e. David Barton, M.D.: Request for Official Board Position on Practice Standards Relating to Medical Marijuana

Dr. Barton is asking the Board for its official position on practice standards relating to medical marijuana. The Board determined that it is unable to take a position with respect to the State's medical marijuana program as the program does not come under the Board's jurisdiction. Additionally, the corporate practice of medicine is also not under the Board's jurisdiction, emphasizing that the Board only has jurisdiction over individual physicians.

The Board advised Dr. Barton to contact the Narcotics Enforcement Division as the program comes under its jurisdiction.

Unfinished Business: a. Rules Revisions

Chair Takanishi advised that he will be attending the FSMB Annual Meeting. He related that he will research the PA Committee's proposal and report back to the Board on his fact-finding mission.

With regard to deleting the 7-year time limit in which to take all Steps of the USMLE, Executive Officer Cabral asked whether the Board would like to do these revisions now rather than wait until the entire set of rules has been finalized. There was no definitive response from the Board.

b. Possible Legislation: Mental/Physical Examination

The Board reviewed proposals put forth by RICO to give the director the authority to order a licensee to undergo a mental or physical examination.

After discussion, the Board decided to support RICO's proposed legislation.

Advisory  
Committees:

a. Physician Assistants

Chair Takanishi indicated that he will have an update on the PA proposal at the May board meeting.

b. Emergency Medical Service Personnel

No report was made

c. Podiatrists

No report was made.

Chairperson's  
Report

None.

Adjournment: It was moved by Mr. Cody, seconded by Dr. Barrickman, and unanimously carried to adjourn the meeting at 3:55 p.m.

Next Meeting: Thursday, May 10, 2012  
1:00 p.m.  
King Kalakaua Conference Room, First Floor  
335 Merchant Street  
Honolulu, HI 96813

Reviewed and approved by:

Taken and recorded by:

/s/Constance I. Cabral

/s/Wilma Balon

(Ms.) Constance I. Cabral  
Executive Officer

Wilma Balon  
Secretary

CC:wb  
5/09/12

( X ) Minutes approved as is.

( ) Minutes approved with changes; see minutes of \_\_\_\_\_.

## **HAWAII MEDICAL BOARD (4/12/2012-RATIFICATION LIST)**

VLI\_LICENSE\_VIEW Thursday March 29, 2012 01:35 PM Page 1  
LTYPE LIC NUM BP NAME PART 1

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MD 16474 NADEZHDA <KHOLODNAYA<  
MD 16475 DAWN K <KURIYAMA<  
MD 16476 ADAM C <HINES<  
MD 16477 SAIME <AKSOY<  
MD 16478 TARIQ A <QURAISHI<  
MD 16479 CONNOR W <QUINN<  
MD 16480 YOSHIHITO D <SAITO<  
MD 16481 SHERI M <SHIMIZU-SAITO<  
MD 16482 REBECCA J <SAINATO<  
MD 16483 AUVEEK P <BASU<  
MD 16484 DAVID <NGO<  
MD 16485 MEENAKSHI <KALATHIL<  
MD 16486 TIFFANY <MA<  
MD 16487 ANDREW W M <MAEDA<  
MD 16488 RAZIA S <HASHMI<  
MD 16489 CHRISTOPHER K <KWOCK<  
MD 16490 STEVEN J <LYPEN<  
MD 16491 MARK B <LEW<  
MD 16492 CLARENCE E <GRIM<  
MD 16493 JIYOUNG <HUH<  
MD 16494 LINGIE <CHIU<  
MD 16495 OLAKUNLE <AJIBOLA<  
MD 16496 ELIZABETH A S <KIM<  
MD 16497 DARRYL A <ALIGGAYU<  
MD 16498 MONICA J <KESSI<  
MD 16499 JONATHAN M <KITAYAMA<  
MD 16500 ROSALYNN F <TORIO<  
MD 16501 ERIKA M M K <KWOCK<  
MD 16502 NICOLE A <HIGA<  
MD 16503 FIONA G <SUYDAM<  
MD 16505 ROBERT A <ZIMMERMAN<  
MD 16506 EDWIN L <BOREN< JR  
MD 16507 MARK A <BARRY<  
MD 16508 ARTHUR H <CONLEY<  
MD 16509 SIMONG S <YOUMANS<  
MD 16510 SHIRLEY R R <DOMINGO<  
MD 16511 CHARLES G <DUNDAS<  
MD 16512 PHYLLIS C <GILMORE<  
MD 16513 MARGARET L <MEYER<  
MD 16514 DARCENE M <MUNIR<  
MD 16515 ARLENE <SUSSMAN<  
MD 16516 MELISSA L <THOMPSON<



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MD 16517 TAMMARA S <STEFANELLI<  
MD 16518 DOUGLAS S <RUHL<  
MD 16519 JASON L <PIRGA<  
MD 16520 KATSUYA A <IIZUKA<  
MD 16521 ALFRED P <FRENCH<  
MD 16522 STEVEN K K <KRAMER<  
MD 16523 MATTHEW Y <CHANG<  
MD 16524 JARED R <SEIBERT<  
MD 16525 JOO WON <LEE<  
MD 16526 OTTO W <PANTOJA<  
MD 16527 MICHAEL W <LUI<  
MD 16528 CHRISTOPHER B <STEFANELLI<  
MD 16529 DANIEL A <COLLINS<  
MD 16530 DAMIEN K <CHONG-HANSEN<  
MD 16531 IMRAN <ZUBAIR<

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DOS 1433 TIMOTHY <HORSKY<  
DOS 1435 BOBBY J <SIMPSON<  
DOS 1436 JENNIFER R <DI ROCCO<

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MDR 6261 DAVID W <DORFMAN<  
MDR 6262 CRAIG A <MAYR<  
MDR 6263 RACHEL <SMITEK<  
MDR 6264 LISA M <BIENIA-KENTON<  
MDR 6265 MATTHEW A <ARMSTONG<  
MDR 6266 JENNIFER W <DOROSH<  
MDR 6267 DAVID E <GOLDNER<

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PO 198 KEVIN J <MURPHY<  
PO 199 MEGAN G <LAWTON<

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AMD 455 LONDYN V <CONNER<  
AMD 456 VERONICA K <HIBL<  
AMD 457 ANNE G <CASIMIR-ROSARIO<  
AMD 458 KAREN S <TABOR<  
AMD 459 PATRICIA L <O'KEEFE<

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EMTB 2380 CHRISTOPHER J <AAMODT<  
EMTB 2381 AARON T <DEMOOR<  
EMTB 2382 BRIAN K <TANAKA<  
EMTB 2383 KIMBERLY K <HIGA<  
EMTB 2384 SAMUEL A <BIDDLE<  
EMTB 2385 KIRK K <TOLAI<  
EMTB 2386 BREXSON A <WALBURN-ENGLE<

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EMTP 1979 BARRY R <STONE<