

**MEDICAL LICENSING BOARD OF INDIANA  
INDIANA GOVERNMENT CENTER SOUTH  
402 WEST WASHINGTON STREET  
ROOM W064  
INDIANAPOLIS, INDIANA 46204**

**MINUTES OF JUNE 28, 2018**

John Strobel, M.D., President, called the meeting to order at 8:30 a.m. A quorum was declared in accordance with IC 25-22.5.

Members Present: John Strobel, M.D., President  
Kirk Masten, M.D., Vice President  
Victoria McCann, J.D., Secretary  
Michael Busk, M.D., Member, left at 12:43 p.m.  
Bharat Barai, M.D., Member  
Scott Green, M.D., Member, left at 12:39 p.m.  
Rebecca Mueller, M.D., Member

Staff Present: Darren R. Covington, J.D., Board Director  
Professional Licensing Agency  
Kimberly A. Letko, Assistant Board Director  
Professional Licensing Agency  
James Schmidt, Deputy Attorney General  
Office of the Attorney General

The Board voted to adopt the agenda.

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

Masten/McCann, 7/0/0  
Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

The Board voted to adopt the minutes of the May 24, 2018 meeting.

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

McCann/Barai, 7/0/0  
Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

## **DISCUSSION**

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

### **American Board of Chiropractic Acupuncture – Approval of courses for professional acupuncture license**

The Board discussed the courses offered by the American Board of Chiropractic Acupuncture (ABCA) and whether to approve adding them to the approved list of courses for a professional acupuncture license.

After discussion, the Board moved to add the courses offered by the ABCA.

Masten/Busk, 7/0/0

Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

### **Retirement/Surrender Requests**

#### **Dean Maglinte, M.D., 01024503A – Retirement**

After discussion, the Board moved to APPROVE Dr. Maglinte's request to RETIRE his Indiana Medical License.

Masten/McCann, 7/0/0

Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

### **IV Therapy – Discussion on whether Physician licensure is required.**

The Board discussed further investigation into practitioners administering IV therapies, including non-essential medications and vitamins, through privately owned med spa clinics, predominantly administered by physician assistants and nurse practitioners.

After discussion, the Board moved to initiate additional investigation of these clinics through the Attorney General's office by filing a consumer complaint.

Strobel/Masten, 7/0/0

Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

### **Medical protocols for “Right to Try” – Discussion on whether to promulgate**

The Director advised the Board of a statute requiring the Board to promulgate “right to try” protocols. The Director will do further research on the topic.

### **Continuing Education Audit – Diabetes Educators & Genetic Counselors**

The Board discussed the percentage of Diabetes Educator and Genetic Counselor licensees to be randomly audited.

After discussion, the Board moved to randomly audit 9.99 percent of licensed Diabetes Educators and Genetic Counselors.

Strobel/Masten, 7/0/0

Aye’s: McCann, Masten, Strobel, Busk, Green, Mueller, Barai

Motion carries

### **Pending Rule Updates**

The Director informed the Board that the following rules were still under review by the Governor’s office.

High Breast Density “Consult” Definition

Telemedicine

Acupuncture Referral

### **LICENSURE REVIEW**

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

### **Ahmad Al-Heeti, M.D. – Unapproved foreign medical school – Residency permit**

Dr. Al-Heeti applied for a temporary post-graduate training permit to enter into his first year of residency with the Eye Center in Terre Haute, IN.

Dr. Al-Heeti received his medical degree from Al-Zalem Al-Azhari University Faculty of Medicine and Health Sciences in Sudan. Dr. Al-Heeti is requesting a waiver of the approved medical school rule due to the fact that Al-Zalem Al-Azhari University Faculty of Medicine and Health Sciences is not listed on the approved or disapproved foreign medical school list in Indiana or California.

After discussion, the Board moved to APPROVE Dr. Al-Heeti’s APPLICATION for a TEMPORARY POST-GRADUATE TRAINING PERMIT.

Masten/Barai, 6/0/1, Mueller out for vote  
Aye's: McCann, Masten, Strobel, Busk, Green, Barai  
Motion carries

**Anthony Azakie, M.D. – Waiver of the USMLE scores rule**

Dr. Azakie completed his medical examination scores through the LMCC (medical Council of Canada) in Canada. He does not have scores from the USMLE.

Dr. Azakie is requesting that the Board would accept the LMCC scores in lieu of the USMLE scores requirement.

Dr. Azakie graduated from McGill University School of Medicine in Montreal Canada and completed seven years of post-graduate training at the University of California. Dr. Azakie has been a staff surgeon at the University of Minnesota since March of 2016.

Dr. Azakie is licensed in Texas, Minnesota and South Dakota and is board certified in Cardiac Surgery from the American Board of Surgery as well as the Royal College of Canada.

After discussion, the Board moved to GRANT Dr. Azakie LICENSURE in the State of Indiana.

Green/Strobel, 6/0/1  
Aye's: McCann, Masten, Strobel, Green, Mueller, Barai  
Recused: Busk  
Motion carries

**Areef S. Kassam, M.D. – Disapproved foreign medical school**

Dr. Kassam received his medical degree in September of 2014 from the Medical University of the Americas in Nevis, West Indies, which was listed on the California foreign medical school disapproved list until May of 2015.

Dr. Kassam is requesting a waiver of the approved medical school rule from the Board.

Dr. Kassam is currently completing his second year of post-graduate psychiatry training at Community Health Network in Indianapolis, Indiana.

After discussion, the Board moved to request that Dr. Kassam appear before the Board with his Program Director at the July 26, 2018 Board meeting.

Masten/Busk, 7/0/0  
Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

**Mark James Lloyd London, M.D. – Disapproved foreign medical school**

Dr. London is requesting a waiver from the Board of the approved medical school rule.

Dr. London completed his final two years of medical school and received his medical degree from St. Matthews University School of Medicine in the Grand Cayman Islands, which has been listed on the Indiana disapproved foreign medical school list since December of 2002. Dr. London completed his first two years of medical school at Ross University School of Medicine in the Dominican Republic, which is listed on the Indiana approved foreign medical school list, before transferring to St. Matthews.

Dr. London completed five years of post-graduate training at the University of Chicago in general surgery and is board certified in general surgery from the American Board of General Surgery. Dr London is also licensed in Illinois, Pennsylvania, New York and South Carolina.

After discussion, the Board moved to GRANT Dr. London LICENSURE in the State of Indiana.

Barai/Masten, 7/0/0

Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

**PERSONAL APPEARANCES**

**Michael Cutting, M.D. – Initial application - Positive response**

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

Dr. Cutting answered yes to the following question on his application:

5. Except for minor violations of traffic laws resulting in fines, and arrests or convictions that have been expunged by a court,
  - 1) Have you ever been arrested?
  - 2) Have you ever entered into a prosecutorial diversion or deferment agreement regarding any offense, misdemeanor, or felony in any state?
  - 3) Have you ever been convicted of any offense, misdemeanor, or felony in any state?
  - 4) Have you ever pled guilty to any offense, misdemeanor, or felony in any state?

On November 12, 2009 Dr. Cutting was involved in a physical altercation at a restaurant in Arizona. He was arrested and charged with assault and entered into a diversion agreement by agreeing to complete an anger management course. After he completed the course, the charge was dismissed.

On March 31, 2010, Dr. Cutting was arrested for driving under the influence at the Salt River Indiana Reservation in Arizona. He accepted a plea agreement and his license was temporarily suspended. He spent one day in jail, attended a DUI diversion program and had an ignition interlock device installed on his vehicle for one year.

On April 11, 2010, Dr. Cutting was arrested for driving on a suspended license secondary to the previous DUI. He was found guilty on September 1, 2010 and was required to spend two days in jail.

On August 18, 2010, Dr. Cutting was arrested for theft of services after a taxi cab driver reported his credit card had been declined. Dr. Cutting paid the fare and the charge was dismissed.

After discussion, the Board moved to TABLE Dr. Cutting's APPLICATION until he underwent an ISMA evaluation.

Busk/Green, 7/0/0

Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

**Erick A. Falconer, M.D.-- Initial Application – Positive response**

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

Dr. Falconer's personal appearance was tabled from the May 25, 2018 Board meeting. At that meeting, the Board moved to DENY Respondent's license application due to a split vote.

Dr. Falconer appeared with counsel, James Voyles.

Dr. Falconer's licenses to practice medicine have been revoked in Arizona, Illinois and Missouri, and his medical license in Florida has been suspended, due to entering a guilty plea to one (1) count of obstruction of justice by making a material false statement and representation to special agents of the U.S. Food and Drug Administration in the Eastern District of Missouri Federal Court in November of 2013, during their February 2013 interview concerning Dr. Falconer's company's pharmaceutical purchases of Botox. Dr. Falconer served five (5) months in prison.

Dr. Falconer has an employment opportunity in Indianapolis at OPYS Physician Services where he will be working as an emergency physician in underserved emergency departments throughout Indiana and Kentucky.

Dr. Falconer admitted the following exhibit to the Board:

Exhibit A: Letter from the Department of Health and Human Services

Dr. Falconer has not practiced medicine clinically since 2016.

After discussion, the Board moved to GRANT Dr. Falconer a LICENSE on INDEFINITE PROBATION with terms and conditions.

Barai/Green, 5/2/0  
Aye's: Barai, Green, Mueller, McCann, Strobel  
Nays: Masten, Busk  
Motion carries

**Gabriel U. Ogbonnaya, M.D. – Reinstatement – Positive response**

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

Dr. Ogbonnaya answered yes to the following questions on his application for reinstatement:

1. Since you last renewed, has any health professional license, certificate, registration, or permit you hold or have held been disciplined or are formal charges pending?
4. Since you last renewed, have you been arrested or convicted of a crime that has not been expunged by an Indiana court?
7. Since you last renewed, have you surrendered your DEA registration at any time or had any limitations or discipline placed on your DEA registration?

Dr. Ogbonnaya was arrested on June 9, 2010 for allegedly sexually abusing patients. Dr. Ogbonnaya refused a plea deal and trial was set for March of 2011. The Arizona Medical Board revoked Dr. Ogbonnaya's license prior to the conclusion of the grand jury trial.

The jury acquitted Dr. Ogbonnaya of all charges however the Arizona Board upheld the revocation.

Dr. Ogbonnaya applied for reinstatement with the Arizona Medical Board in 2017 and completed a CPEP Clinical Skills Assessment and Comprehensive Psychosexual evaluation. He has yet to appear before the Board regarding his petition for reinstatement.

Dr. Ogbonnaya has not practiced medicine in a clinical setting since 2010. He is currently employed as the Executive Director of Reliable Medical Consultants in Houston, Texas.

After discussion, the Board moved to TABLE Dr. Ogbonnaya's personal appearance in order to review the Arizona Board's letter to Dr. Ogbonnaya regarding their denial of reinstatement in 2017, and Darren Covington, Director, stated he would reach out to the Arizona Board for additional information.

Mueller/McCann, 7/0/0  
Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

**Michael Farhi, M.D.– Request to surrender license**

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

Dr. Farhi failed to appear before the Board regarding his request to surrender his license.

The Board decided to continue his appearance for the July 26, 2018 Board meeting.

**Bamidele Adekunle Adeagbo, M.D.– Waiver request – USMLE 3 attempt rule**

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

Dr. Adeagbo appeared before the Board with his employer, Dr. Roland Kohr of Roland M. Kohr & Associates, via Terre Haute Regional Hospital, regarding Dr. Adeagbo's request that the Board waive the USMLE 3 attempt rule. Dr. Adeagbo will work as an associate forensic pathologist at Terre Haute Regional Hospital.

Dr. Adeagbo received his degree from University of Ilorin Teaching Hospital in Nigeria in 1991 and completed four years of post-grad training at Saint Barnabas Medical Center in New Jersey in June of 2005.

Dr. Adeagbo is Board certified by the American Board of Pathology in both anatomical and forensic pathology and is licensed in Kansas, Virginia and Canada.

Dr. Adeagbo has practiced forensic pathology as a coroner and medical examiner for about 10 years in the United States and Canada.

His practice as a pathologist and a forensic scientist do not involve direct patient care. Dr. Adeagbo and his employer, Dr. Roland Kohr have agreed to a three year employment contract serving the underserved areas of Terre Haute and Dr. Roland Kohr has agreed to submit annual reports to the Board regarding Dr. Adeagbo's continued employment.



After discussion, the Board moved to GRANT Dr. Adeagbo a WAIVER of the USMLE 3 ATTEMPT RULE, and APPROVE him for LICENSURE in the State of Indiana.

Barai/Mueller, 7/0/0

Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

**Imran Osmani, M.D.– Waiver request – Unapproved foreign medical school**

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

Dr. Osmani requested a waiver from the Board regarding the approved medical school rule.

Dr. Osmani received his medical degree from Gulf Medical University, Ajman, U.A.E., an Indiana and California unapproved foreign medical school.

Dr. Osmani completed three (3) years of post-grad residency at the University of Alabama in Huntsville, Alabama and is Board certified in Internal Medicine by the American Board of Internal Medicine. Dr. Osmani also holds active licenses in Illinois and Alabama.

Dr. Osmani is currently looking to work as a hospitalist at Porter Regional Hospital in Porter County, Indiana or St. Mary Medical Center in Hobart, Indiana. Both hospitals are considered underserved areas.

After discussion, the Board moved to GRANT Dr. Osmani a WAIVER of the approved medical school rule and APPROVE him for LICENSURE in the State of Indiana.

Barai/McCann, 7/0/0

Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

**ADMINISTRATIVE HEARINGS**

**Robert Tenofsky Ealy, M.D., License No. 01049535A, Cause No. 2018 MLB 0024**

Respondent appear in person and with counsel, Janet McSharar, regarding a Petition for Summary Suspension scheduled before the Board. The State of Indiana was represented by Stacy Oliver, Deputy Attorney General Natalie Stidd, Deputy Attorney General. The court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Rebecca Mueller, M.D.

Respondent filed a Motion to Dismiss the Petition for Summary Suspension.

After discussion, the Board moved to DENY the Motion to Dismiss the Petition for Summary Suspension.

Masten/Strobel, 5/0/0  
Aye's: McCann, Masten, Strobel, Busk, Mueller  
Motion carries

Respondent was contracted through a hospitalist contractor called NES Health to provide coverage at Woodlawn Hospital Emergency Department starting May 2, 2018 through May 6, 2018.

Respondent was called in to give medical clearance to an arrestee/patient of the Rochester Police Department on May 3, 2018. Respondent was recorded on the body camera of a police officer using vulgar language and threatening the patient.

Woodlawn Hospital terminated Respondent through terminating NES Health's contract with the hospital.

Respondent is no longer working through NES Health. He plans to start locums work with Weatherby at Dukes Memorial Hospital.

A complaint was filed by Medicaid/Medicare (CMS) regarding Respondent's actions and whether the Hospital's employee education program included education on patient rights.

The State called the following witnesses to testify:

1. Officer Andrew Haney, testified regarding the events that happened at the Hospital with the Respondent on May 3, 2018.
2. Sheriff's Deputy Brian Nault, testified regarding the events that happened at the Hospital with the Respondent on May 3, 2018.
3. Heather Holloway, Medical Laboratory Technician for Woodlawn Hospital, testified regarding the events that happened at the Hospital with the Respondent on May 3, 2018.
4. John Alley, Woodlawn Hospital, Chief Executive Officer, testified regarding the Hospital's investigation of the events that happened at the Hospital with the Respondent on May 3, 2018.

The State admitted the following exhibits into evidence:

Exhibit A: Video of Officer Haney's Body camera footage of incident involving Respondent at Woodlawn Hospital on May 3, 2018.

Exhibit B: Letter from John Alley, President and CEO of Woodlawn Hospital

Respondent admitted the following exhibits:

Exhibit 1: Respondent's Curriculum Vitae

After discussion, the Board moved to DISMISS the Petition for SUMMARY SUSPENSION.

Masten/Mueller, 4/1/0  
Aye's: Masten, McCann, Mueller, Busk  
Nays: Strobel  
Motion carries

**Daniel Clayton, M.D., License No. 01076849A, Cause No. 2018 MLB 0018**

Respondent failed to appear in person or by counsel regarding an Extension of Summary Suspension and Proposed Settlement Agreement scheduled before the Board. The State of Indiana was represented by Timothy Weber, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

The State presented that Dr. Clayton has agreed to place his license on summary suspension. He is facing charges in Washington and pending those charges, the State asks for extension of summary suspension for additional 90 days.

After discussion, the Board moved to APPROVE the EXTENSION of SUMMARY SUSPENSION for and additional NINETY (90) Days.

McCann/Barai, 7/0/0  
Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

**Mikhail Galperin, M.D., License No. 01075196A, Cause No. 2018 MLB 0011**

Respondent appeared in person and with counsel, Richard Keifer, regarding a Final Hearing and Proposed Settlement Agreement scheduled before the Board. The State of Indiana was represented by Jessica Krug, Supervising Deputy Attorney General and the

court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

Both parties agreed to a settlement agreement for three (3) years of probation with terms and conditions.

Candace Backer testified regarding the ISMA contract that Respondent has signed. Respondent also completed 12 weeks at Bradford Rehab prior to ISMA contract.

After discussion, the Board moved to ACCEPT the SETTLEMENT AGREEMENT and PLACE Respondent's LICENSE on PROBATION for THREE (3) YEARS with terms and conditions.

Mueller/Green, 7/0/0

Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

After further discussion, the Board moved to IMPOSE a FINE of \$2,000.00, Payable in 120 days.

Mueller/Green, 7/0/0

Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

**E. Allen Griggs, M.D., License No. 01029070A, Cause No. 2018 MLB 0016**

Respondent appeared in person and with counsel, John B. Ward, regarding a Final Hearing and Proposed Settlement Agreement scheduled before the Board. The State of Indiana was represented by Roxanne Hilton, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

Both parties have agreed on a settlement which places Respondent's license on indefinite probation with terms and conditions to last the length of his criminal probation for DUI.

He is currently being monitored by Soberlink four (4) times a day, and has signed a five (5) year ISMA Contract, and a five (5) year legal professionals monitoring contract.

After discussion, the Board moved to APPROVE the SETTLEMENT AGREEMENT.

Mueller/Green, 7/0/0

Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

**Bertha Ramos, Cause No. 2018 MLB 0020**

Respondent appeared in person but without counsel, regarding a Cease and Desist and Proposed Settlement Agreement scheduled before the Board. The State of Indiana was represented by Patricia Gibson, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

Xavier Ramos appeared before the Board as Respondent's translator.

Respondent is a doctor who received her degree in Mexico however, does not have a license to practice medicine in any state in the United States. Respondent was alleged by the State to be presenting herself to her clients as a licensed doctor.

Both parties agreed to a settlement agreement requiring Respondent to cease and desist calling herself a doctor.

After discussion, the Board moved to ACCEPT the SETTLEMENT AGREEMENT

Mueller/Masten, 7/0/0

Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

**Dale Economan, D.O., License No. 02000601A, Cause No. 2015 MLB 0031**

Respondent failed to appear in person or by counsel regarding an Extension of Summary Suspension scheduled before the Board. The State of Indiana was represented by Jessica Krug, Supervising Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

The State requests that Board extend Respondent's summary suspension for an additional 90 days.

After discussion, the Board moved to EXTEND Respondent's SUMMARY SUSPENSION for and ADDITIONAL NINETY (90) DAYS.

Masten/Green, 7/0/0

Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

**Brett E. Wills, M.D., License No. 02004139A, Cause No. 2017 MLB 0023**

Respondent failed to appear in person but was represented by counsel, John F. Ittenbach regarding an Extension of Summary Suspension scheduled before the Board. The State of Indiana was represented by Ryan Eldridge, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

The State requests that Board extend Respondent's summary suspension for an additional 90 days.

Both parties have agreed to the extension of summary suspension.

After discussion, the Board moved to EXTEND Respondent's SUMMARY SUSPENSION for and ADDITIONAL NINETY (90) DAYS.

Barai/Masten, 7/0/0

Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

**Mohammad Shah, M.D., License No. 01073709A, Cause No. 2014 MLB 0004**

Respondent failed to appear in person but with counsel, Matthew Kubacki, regarding a Petition to Withdraw Probation scheduled before the Board. The State of Indiana was represented by Natalie Stidd, Deputy Attorney General and Ryan Eldridge, Deputy Attorney General. The court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

Respondent was placed on probation for driving while suspended due to unpaid traffic tickets.

After discussion, the Board moved to CONTINUE the HEARING until Respondent is able to appear for the hearing.

Green/Masten, 7/0/0  
Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

**Martin J. Maassen, M.D., License No. 01025400A, Cause No. 2017 MLB 0043**

Respondent appeared in person and with counsel, Richard Keifer, regarding a Final Hearing scheduled before the Board. The State of Indiana was represented by Roxanne Hilton, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D.

Respondent did not answer yes to the arrest question on his online renewal application.

Respondent felt that the DUI arrest was just a traffic citation for reckless driving since he passed the breathalyzer and blood test and was released after paying a \$100.00 fine.

State admitted the following exhibits:

Exhibit A: Certified case history from Kentucky  
Exhibit B: Respondent's IPLA online renewal application  
Exhibit C: Certified criminal records from Kentucky

After discussion, the Board moved to DISMISS the COMPLAINT.

Green/Barai, 7/0/0  
Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

**Van Evanoff, M.D., License No. 01053652A, Cause No. 2018 MLB 0012**

Respondent failed to appear in person or with counsel, regarding a Notice of Proposed Default & Order to Show Cause scheduled before the Board. The State of Indiana was

represented by Natalie Stidd, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Rutledge Independent Reporting.

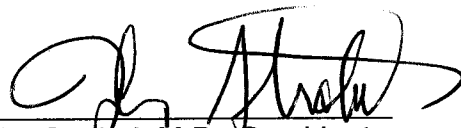
Participating Board Members: John Strobel, M.D., Kirk Masten, M.D., Victoria McCann, J.D., Michael Busk, M.D., Bharat Barai, M.D., Scott Green, M.D., Rebecca Mueller, M.D

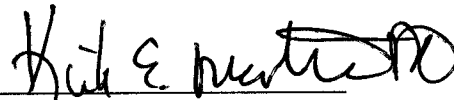
The State requested that the Board continue the default hearing until next month.

After discussion, the Board moved to CONTINUE the HEARING.

Masten/McCann, 7/0/0  
Aye's: McCann, Masten, Strobel, Busk, Green, Mueller, Barai  
Motion carries

There being no further business, the meeting adjourned at 5:30 p.m.

  
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John Strobel, M.D., President

  
\_\_\_\_\_  
Kirk Masten, M.D., Vice President