

BOARD OF REGISTRATION IN MEDICINE
178 Albion Street, Suite 330
Wakefield, Massachusetts 01880
(Teleconference)
July 13, 2023
10:33 a.m.
Public Session I

Members Participating Remotely:

Julian N. Robinson, M.D., Physician Member, Chair
Holly Oh, M.D., Physician Member, Secretary
Nawal Nour, M.D., M.P.H., Physician Member
Booker T. Bush, M.D., Physician Member
Frank O'Donnell, Esq., Public Member
John McGahan, Public Member
Sandeep Singh Jubbal, M.D., Physician Member

Staff Present and Participating:

George Zachos, Executive Director
Vita P. Berg, General Counsel
Michael Sinacola, Director of Licensing
Steven Hoffman, Division of Law and Policy Manager
Eileen A. Prebensen, Senior Policy Counsel

Minutes taken by: Donald LaPointe, Paralegal, Division of Law and Policy.

Marsha Johnson, Stenographer, present to record the Board meeting.

Dr. Robinson called the meeting to order at 10:31 a.m.

Dr. Robinson called the Roll to confirm that there was a quorum of the Board.

Dr. Oh - Aye

Dr. Nour - Aye

Dr. Bush – Aye

Mr. O'Donnell – Aye

Mr. McGahan - Aye

Dr. Jubbal - Aye

The Chair voted Aye.

Motion carried 7-0 (unanimous).

Dr. Robinson informed those individuals in attendance that the Board meeting was being conducted via teleconference. Additionally, the Board meeting was being recorded by a stenographer.

Coshal, Shana

The Board considered the ratification of the termination of the Voluntary Agreement Not to Practice.

Vita P. Berg, General Counsel, provided the Board members with an overview of their previous consideration of this matter including the terms of the Consent Order and Probation Agreement that they approved on April 6, 2023.

Ms. Berg advised that there was still the outstanding matter of ratifying the termination of the Voluntary Agreement Not to Practice.

In the **Coshal** matter, Dr. Oh moved to ratify the termination of the Voluntary Agreement Not to Practice.

Dr. Nour seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh - Aye

Dr. Nour - Aye

Dr. Bush – Aye

Mr. O'Donnell – Aye

Mr. McGahan - Aye

Dr. Jubbal - Aye

The Chair voted Aye.

Motion carried 7-0 (unanimous).

Licensing:

Michael Sinacola, Director of Licensing, provided the Board members with an overview of the licensing data as of July 13, 2023.

Dr. Robinson is recused from license applications from Newton Wellesley Hospital, Dr. Oh is recused from applications involving The Dimock Center and Cityblock Health, Dr. Nour is recused from Brigham and Women's Hospital and Dana Farber, Dr. Bush is recused from applications involving Baystate Medical Center Springfield and Dr. Jubbal is recused from applications involving UMass Memorial Medical Center.

Licensing Applications:

Dr. Robinson asked for a motion to approve the applications for licensure that included licenses approved by the Executive Director (see attached at TAB A), Changes to Existing Limited

Licenses (see attached at TAB B) and licenses approved by the Licensing Committee (see attached at TAB C).

Dr. Oh moved to approve the above-listed applications for licensure.

Dr. Nour seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh - Aye

Dr. Nour - Aye

Dr. Bush – Aye

Mr. O'Donnell – Aye

Mr. McGahan - Aye

Dr. Jubbal - Aye

The Chair voted Aye.

Motion carried 7-0 (unanimous).

Minutes:

The Board considered the Public Session Minutes of the June 29, 2023 Board meeting.

Dr. Bush moved to approve the Public Session Minutes of the June 29, 2023 Board meeting.

Dr. Nour seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh - Aye

Dr. Nour - Aye

Dr. Bush – Aye

Mr. O'Donnell – Aye

Mr. McGahan - Abstain

Dr. Jubbal - Aye

The Chair voted Aye.

Motion carried 6-0-1 (Mr. McGahan abstained due to absence.).

Dr. Robinson stated that the Board will meet in Executive Session as authorized by Mass.

General Law, chapter 30A, section 21 for purposes set at subsections (a)(1) and (a)(7).

Specifically, the Board will review a possible violation of the terms of a Probation Agreement and will discuss the reputation, character, physical condition or mental health, rather than professional competence, of applicants or petitioners, or the discipline or dismissal of, or complaints or charges against applicants or petitioners, as permitted under purpose 1 and information that may not be publicly disclosed pursuant to Mass. General Law, chapter 112,

section 5 and Mass. General Law, chapter 66A, section 2, as permitted under purpose 7. The Board will also be reviewing Executive Session Minutes.

Following the Executive Session, the Board will meet in closed Adjudicatory Session, and then in closed session under Mass. General Laws, chapter 112, section 65C. The Board will reconvene in Public Session following the conclusion of the 65C Session.

Dr. Robinson asked for a motion to go into Executive Session.

Mr. O'Donnell moved to go into Executive Session.

Dr. Oh seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh - Aye

Dr. Nour - Aye

Dr. Bush – Aye

Mr. O'Donnell – Aye

Mr. McGahan - Aye

Dr. Jubbal - Aye

The Chair voted Aye.

Motion carried 7-0 (unanimous).

Dr. Robinson stated that the Board would go into Executive Session.

Public Session I ended at 10:37 a.m.

BOARD OF REGISTRATION IN MEDICINE
178 Albion Street, Suite 330
Wakefield, Massachusetts 01880
(Teleconference)
July 13, 2023
11:58 a.m.
Public Session II

Members Participating Remotely:

Julian N. Robinson, M.D., Physician Member, Chair
Holly Oh, M.D., Physician Member, Secretary
Nawal Nour, M.D., M.P.H., Physician Member
Booker T. Bush, M.D., Physician Member
Frank O'Donnell, Esq., Public Member
John McGahan, Public Member
Sandeep Singh Jubbal, M.D., Physician Member

Staff Present and Participating:

George Zachos, Executive Director
Vita P. Berg, General Counsel
Steven Hoffman, Division of Law and Policy Manager
Eileen A. Prebensen, Senior Policy Counsel

Minutes taken by: Donald LaPointe, Paralegal, Division of Law and Policy.

Marsha Johnson, Stenographer, present to record the Board meeting.

Motion and Vote

In the **Pahuja** matter, Dr. Robinson moved to issue the Final Decision and Order terminating Dr. Pahuja's Summary Suspension and revoking Dr. Pahuja's inchoate right to renew his license to practice medicine.

Dr. Nour seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh - Aye

Dr. Nour - Aye

Dr. Bush – Aye

Mr. O'Donnell – Aye

Mr. McGahan - Aye

Dr. Jubbal - Aye

The Chair voted Aye.

Motion carried 7-0 (unanimous).

In the **Sutton** matter, Dr. Robinson moved to issue the Final Decision and Order revoking Dr. Sutton's license to practice medicine.

Dr. Bush seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh - Aye

Dr. Nour - Aye

Dr. Bush – Aye

Mr. O'Donnell – Aye

Mr. McGahan - Aye

Dr. Jubbal - Aye

The Chair voted Aye.

Motion carried 7-0 (unanimous).

In the **Gilchrist** matter, Dr. Robinson moved to issue the Statement of Allegations, Order to Use Pseudonyms and Impound Identities and Medical Records, and Order of Reference to the Division of Administrative Law Appeals.

Dr. Oh seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh - Aye

Dr. Nour - Aye

Dr. Bush – Aye

Mr. O'Donnell – Aye

Mr. McGahan - Aye

Dr. Jubbal - Aye

The Chair voted Aye.

Motion carried 7-0 (unanimous).

In the **Jaworksi** matter, Dr. Robinson moved to issue the Statement of Allegations, Order to Impound the Respondent's Address, and Order of Reference to the Division of Administrative Law Appeals.

Dr. Nour seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh - Aye

Dr. Nour - Aye

Dr. Bush – Aye

Mr. O'Donnell – Aye
Mr. McGahan - Aye
Dr. Jubbal - Aye

The Chair voted Aye.
Motion carried 7-0 (unanimous).

In the **Flores** matter, Dr. Robinson moved to accept the Resignation of Dr. Flores' inchoate right to renew his license to practice medicine, pursuant to 243 CMR 1.05(5)(b).
Dr. Oh seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh - Aye
Dr. Nour - Aye
Dr. Bush – Aye
Mr. O'Donnell – Aye
Mr. McGahan - Aye
Dr. Jubbal - Aye

The Chair voted Aye.
Motion carried 7-0 (unanimous).

In the **Mitchell** matter, Dr. Oh moved to issue the Statement of Allegations, Order to Use Pseudonyms and Impound Identities and Medical Records and to approve the Consent Order.
Dr. Nour seconded the motion.

Dr. Oh called the Roll:

Dr. Nour - Aye
Dr. Bush – Aye
Mr. O'Donnell – Aye
Mr. McGahan - Aye
Dr. Jubbal - Aye

The Acting Chair voted Aye.
Motion carried 6-0-1 (Dr. Robinson recused.).

Board Member Availability:

The Board considered their anticipated availability to attend the August 3, 2023, September 7, 2023 and September 21, 2023 Board Meetings.

Dr. Nour indicated that she did not anticipate attending the August 3, 2023 Board meeting.

Dr. Robinson indicated that he did not anticipate attending the September 7, 2023 Board meeting. He stated that Dr. Oh would be the Acting Chair for the September 7, 2023 Board meeting.

The Board members did not indicate any scheduling conflicts with the September 21, 2023 Board meeting.

Mr. Zachos informed the Board that there was an additional matter that Mr. Sinacola wished to present to the Board.

Mr. Sinacola presented a limited license application (Thomas Sibert) in which the Licensing Division just received a required letter from the Program Director of the Residency program that the Dr. Sibert would be participating in.

Dr. Robinson moved to approve the limited license application.
Dr. Oh seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh - Aye
Dr. Nour - Aye
Dr. Bush – Aye
Mr. O'Donnell – Aye
Mr. McGahan - Aye
Dr. Jubbal - Aye

The Chair voted Aye.
Motion carried 7-0 (unanimous).

Dr. Sutton asked to speak. Dr. Robinson permitted her to ask a question. Dr. Sutton stated that a new issue, good moral character, was brought up today for the first time by Complaint Counsel.

Dr. Robinson thanked Dr. Bush for participating, via teleconference, in today's Board meeting as Dr. Bush was on vacation.

Dr. Robinson asked for a motion to adjourn the Board meeting.

Dr. Nour moved to adjourn the meeting.

Mr. McGahan seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh - Aye
Dr. Nour - Aye

Dr. Bush – Aye
Mr. O'Donnell – Aye
Mr. McGahan - Aye
Dr. Jubbal - Aye

The Chair voted Aye.
Motion carried 7-0 (unanimous).

The Board meeting adjourned at 12:04 p.m.

Documents Considered in Public Sessions I and II:

- Memorandum RE: Shana Coshal, M.D. – Ratification of Termination of Voluntary Agreement Not to Practice
- Public Session Minutes of the June 29, 2023 Board meetings
- Motions and Votes
- Licensing Applications Lists (see attached at TABs A-C)
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