

DISCIPLINARY ACTION REPORT

NASHVILLE, Tenn. -- Tennessee Code Annotated, Section 68-1-114 requires the Tennessee Department of Health to issue a monthly media release listing all disciplinary actions taken by the health related boards during the prior month. Below is a list of actions taken in September 2020. *Detailed information about disciplinary actions is available on our website at <https://apps.health.tn.gov/Licensure/default.aspx>. Enter the name of the person. When the license information comes up, click either "disciplinary action" or "adverse licensure action" in the right column.*

BOARD OF MEDICAL EXAMINERS

Licensee: Henry Babenco, MD, Paducah, Kentucky
Violation: Guilty of gross health care liability or a pattern of continued or repeated health care liability, ignorance, negligence or incompetence in the course of medical practice.
Action: License permanently revoked

Licensee: Sarah Proffitt Clark, MD, Nashville, Tennessee
Violation: Failure to properly maintain sufficient continuing education credits;
Action: Agreed Citation; obtain 38 make up hours plus 10 penalty hours; assessed civil penalty of \$3,800.00

Licensee: Ashley L. Crull, AMDX, Munford, Tennessee
Violation: Failed to timely renew license and practiced as a medical x-ray operator with an expired license.
Action: License reprimanded; assessed civil penalty of \$1,500.00 plus the costs of prosecuting this case.

Licensee: James William Foster, MD, Knoxville, Tennessee
Violation: Disciplinary action by another state or territory of the United States for any acts of omissions would constitute grounds for discipline of a person licensed in this state.
Action: License is reprimanded

Licensee: Toby Hampton, MD, Huntingdon, Tennessee
Violation: Guilty of obtaining two driving under the influence convictions and one conviction for unlawful possession of drug paraphernalia
Action: License placed on probation for 5 years with Tennessee Medical Foundation lifetime advocacy.

Licensee: Robert Hunt, MD, Nashville, Tennessee
Violation: Guilty of engaging in the practice of medicine when mentally or physically unable to safely do so.
Action: License voluntarily surrendered; prior to reapplying he must have VCAP Evaluation, been deemed safe to practice and sign a monitoring contract.

- Licensee: Alfred Vaughn Jackson, Jr., MD, Knoxville, Tennessee
Violation: Violation of previous Board Order and loss of Tennessee Medical Foundation advocacy.
Action: License placed on additional year of probation; maintain advocacy of Tennessee Medical Foundation; assessed civil penalty of \$500 plus costs of prosecuting this case.
- Licensee: Furhan Rashid Qureshi, MD, Atlanta, Georgia
Violation: Disciplinary action in another state to wit: treating patients via telemedicine without establishing a physician-patient relationship and failure to report the disciplinary action within 30 days of the action.
Action: License reprimanded; assessed civil penalty of \$100 plus costs.
- Licensee: Shafeeq T. Sheikh, MD, Houston, Texas
Violation: Guilty of being convicted of a felony, sexually assaulting a patient in another state.
Action: License revoked; assessed the costs of prosecution of this case.
- Licensee: Donald Strickland, MD, Cordova, Tennessee
Violation: Failure to properly maintain sufficient continuing education credits;
Action: Agreed Citation; obtain 11 make up hours plus 10 penalty hours; assessed civil penalty of \$1,100.00
- Licensee: Vishal Verma, MD., San Diego, California
Violation: Guilty of receiving disciplinary action in other states where licensed for prescribing medication without conducting physical examinations and provided false information on a renewal application.
Action: License placed on probation; assessed the costs of prosecuting this case.

BOARD OF PHARMACY

- Licensee: Scott A. Aubuchon, D.PH, Paris, Tennessee
Violation: Guilty of drug diversion. It is unlawful for any person, firm or corporation to possess, sell, barter or give away any drug known as legend drugs, as defined in Sec. 53-10-101, except upon the written prescription of a duly licensed physician, certified physician's assistant, nurse authorized pursuant to Sec. 63-6-204 or Sec. 63-9-113, who is rendering service under the supervision, control and responsibility of a licensed physician, and who meets the requirements pursuant to Sec. 63-7-123, a dentist, an optometrist authorized pursuant to Sec. 63-8-102(12), or a veterinarian, and compounded or dispensed by a duly registered pharmacist. It is unlawful for any person, firm or corporation to obtain or attempt to obtain a legend drug, or to procure to attempt to procure the administration of a legend drug, by fraud, deceit, misrepresentation, subterfuge, forgery, alteration of a prescription, by the concealment of a material fact, or by the use of a false name or address. It is unlawful for any person knowingly or intentionally to acquire or obtain, or attempt to acquire or attempt to obtain, possession of a controlled substance by misrepresentation, fraud, forgery, deception or subterfuge.
Action: License placed on probation for one year and is prohibited from prescribing any prescriptions for himself or immediate family and from accepting and recording

any verbal prescription order.

Licensee: Sara Elizabeth Dugger, RT, Mount Pleasant, Tennessee
Violation: Guilty of drug diversion. It is unlawful for any person, firm or corporation to possess, sell, barter or give away any drug known as legend drugs, as defined in Sec. 53-10-101, except upon the written prescription of a duly licensed physician, certified physician's assistant, nurse authorized pursuant to Sec. 63-6-204 or Sec. 63-9-113, who is rendering service under the supervision, control and responsibility of a licensed physician, and who meets the requirements pursuant to Sec. 63-7-123, a dentist, an optometrist authorized pursuant to Sec. 63-8-102(12), or a veterinarian, and compounded or dispensed by a duly registered pharmacist. It is unlawful for any person, firm or corporation to obtain or attempt to obtain a legend drug, or to procure to attempt to procure the administration of a legend drug, by fraud, deceit, misrepresentation, subterfuge, forgery, alteration of a prescription, by the concealment of a material fact, or by the use of a false name or address. It is unlawful for any person knowingly or intentionally to acquire or obtain, or attempt to acquire or attempt to obtain, possession of a controlled substance by misrepresentation, fraud, forgery, deception or subterfuge.
Action: License voluntarily surrendered

Licensee: George E. Miller, D.PH., Sevierville, Tennessee
Violation: Guilty of dispensing non-patient specific prescriptions; creating (and dispensing) sterile products which were non-patient specific; created and dispensed adulterated drug products; possession of expired drug products; unsanitary conditions in compounding areas; falsified critical information about producing sterile compounds; and indications of not producing sterile compounds.
Action: License placed on probation for one year; cease all compounding of sterile products throughout the ownership of or employment within Smoky Mountain Pharmacy and record the production and dispensing of all non-sterile compounded drug products and make a report of all non-sterile compounding available upon request by the board.

Licensee: Melissa Anne Hudson, R.T., Knoxville, Tennessee
Violation: Guilty of drug diversion. It is unlawful for any person knowingly or intentionally to acquire or obtain, or attempt to acquire or attempt to obtain, possession of a controlled substance by misrepresentation, fraud, forgery, deception or subterfuge. It is unlawful for any person, firm or corporation to possess, sell, barter or give away any drug known as legend drugs, as defined in Sec. 53-10-101, except upon the written prescription of a duly licensed physician, certified physician's assistant, nurse authorized pursuant to Sec. 63-6-204 or Sec. 63-9-113, who is rendering service under the supervision, control and responsibility of a licensed physician, and who meets the requirements pursuant to Sec. 63-7-123, a dentist, an optometrist authorized pursuant to Sec. 63-8-102(12), or a veterinarian, and compounded or dispensed by a duly registered pharmacist.
Action: License voluntarily surrendered

Licensee: Amy Ingram Mata, D.PH., Knoxville, Tennessee
Violation: It is unlawful for any person, firm or corporation to possess, sell, barter or give away any drug known as legend drugs, as defined in Sec. 53-10-101, except upon the written prescription of a duly licensed physician, certified physician's

assistant, nurse authorized pursuant to Sec. 63-6-204 or Sec. 63-9-113, who is rendering service under the supervision, control and responsibility of a licensed physician, and who meets the requirements pursuant to Sec. 63-7-123, a dentist, an optometrist authorized pursuant to Sec. 63-8-102(12), or a veterinarian, and compounded or dispensed by a duly registered pharmacist. It is unlawful for any person, firm or corporation to obtain or attempt to obtain a legend drug, or to procure to attempt to procure the administration of a legend drug, by fraud, deceit, misrepresentation, subterfuge, forgery, alteration of a prescription, by the concealment of a material fact, or by the use of a false name or address. It is unlawful for any person knowingly or intentionally to: Acquire or obtain, or attempt to acquire or attempt to obtain, possession of a controlled substance by misrepresentation, fraud, forgery, deception or subterfuge.

Action: License voluntarily surrendered

Licensee: Nicole Nielsen (Morefield), RT, Erwin, Tennessee

Violation: Guilty of drug diversion. It is unlawful for any person knowingly or intentionally to acquire or obtain, or attempt to acquire or attempt to obtain, possession of a controlled substance by misrepresentation, fraud, forgery, deception or subterfuge. It is unlawful for any person, firm or corporation to possess, sell, barter or give away any drug known as legend drugs, as defined in Sec. 53-10-101, except upon the written prescription of a duly licensed physician, certified physician's assistant, nurse authorized pursuant to Sec. 63-6-204 or Sec. 63-9-113, who is rendering service under the supervision, control and responsibility of a licensed physician, and who meets the requirements pursuant to Sec. 63-7-123, a dentist, an optometrist authorized pursuant to Sec. 63-8-102(12), or a veterinarian, and compounded or dispensed by a duly registered pharmacist.

Action: License voluntarily surrendered

Licensee: Brittany Rebecca Potter-Francisco, RT, Dayton, Tennessee

Violation: Guilty of drug diversion. It is unlawful for any person knowingly or intentionally to acquire or obtain, or attempt to acquire or attempt to obtain, possession of a controlled substance by misrepresentation, fraud, forgery, deception or subterfuge. It is unlawful for any person, firm or corporation to possess, sell, barter or give away any drug known as legend drugs, as defined in Sec. 53-10-101, except upon the written prescription of a duly licensed physician, certified physician's assistant, nurse authorized pursuant to Sec. 63-6-204 or Sec. 63-9-113, who is rendering service under the supervision, control and responsibility of a licensed physician, and who meets the requirements pursuant to Sec. 63-7-123, a dentist, an optometrist authorized pursuant to Sec. 63-8-102(12), or a veterinarian, and compounded or dispensed by a duly registered pharmacist.

Action: License placed on probation for one year; engage the Tennessee Pharmacy Recovery Network and comply with recommendations

Licensee: Zenobia Naquie Reaves, RT, Nashville, Tennessee

Violation: Guilty of drug diversion. It is unlawful for any person knowingly or intentionally to acquire or obtain, or attempt to acquire or attempt to obtain, possession of a controlled substance by misrepresentation, fraud, forgery, deception or subterfuge. It is unlawful for any person, firm or corporation to possess, sell, barter or give away any drug known as legend drugs, as defined in Sec. 53-10-101, except upon the written prescription of a duly licensed physician, certified physician's assistant, nurse authorized pursuant to Sec. 63-6-204 or Sec. 63-9-

113, who is rendering service under the supervision, control and responsibility of a licensed physician, and who meets the requirements pursuant to Sec. 63-7-123, a dentist, an optometrist authorized pursuant to Sec. 63-8-102(12), or a veterinarian, and compounded or dispensed by a duly registered pharmacist.

Action: License voluntarily surrendered.

Licensee: Charles Jason Reid, D.PH., Kodak, Tennessee

Violation: Failed to comply with a lawful order or duly promulgated rule of the board. A pharmacist shall be responsible for a reasonable review of a patient's record prior to dispensing each medical or prescription order. The review shall include evaluating the medical and prescription order for 1. Over-utilization or under-utilization; 2. Therapeutic duplication; 3. Drug-disease contraindication; 4. Drug-drug interactions; 5. Incorrect drug dosage or duration of drug treatment; 6. Drug-allergy interactions; 7. Clinical abuse-misuse.

Action: License reprimanded; assessed the actual and reasonable costs of prosecuting this case.

Licensee: Tennessee CVS Pharmacy, Morristown, Tennessee

Violation: Guilty of engaging in conduct prohibited or made unlawful by any of the provisions of TCA Sec. 63-10-305(4) or any other laws of the state or of the United States relating to drugs or to the practice of pharmacy to wit: Any drug or device that is...out of date [or] old...is deemed to be adulterated, and the possession...of those drugs or devices is prohibited. Furthermore, it shall be the responsibility of the person, partnership, firm, or corporation holding a pharmacy practice site license issued...to notify the board immediately of: (a) the resignation, removal, or death of the pharmacist in charge named in the application for license (or successor pharmacist in charge)[.]

Action: Civil penalties assessed in the amount of \$1,490.00

Licensee: West Pioneer RX, Pharmacy, Greenville, Texas

Violation: No out-of-state pharmacy practice site, manufacturer outsourcing facility, oxygen supplier or wholesaler/distributor shall conduct business in the state of Tennessee until such pharmacy practice site, manufacturer, outsourcing facility, oxygen supplier or wholesaler/distributor obtains the required license from the board. In order to obtain a license for a pharmacy practice site, manufacturer, outsourcing facility, oxygen supplier or wholesaler/distributor physically located out-of-state the following standards must be met. (a) Pharmacy practice site. 1. Submit an application for a license, which shall include the address of the pharmacy practice site, name of owner if a sole proprietorship, names of partners if a partnership or names and titles of all officers if a corporation and names of all pharmacists who practice at the site, together with the appropriate application fee. The director shall be notified in writing within 30 days of any change in the information contained on the original application for a license, including names of pharmacists practicing at the site.

Action: Civil penalties assessed in the amount of \$3,500.00 plus the actual and reasonable costs of prosecuting this case.

Licensee: Jana Zimmerman, D.PH, Winchester, Tennessee

Violation: Guilty of dishonorable, immoral, unethical or unprofessional conduct to wit: Engaging in conduct prohibited or made unlawful by any of the provisions of TCA Sec. 63-10-305(4) or any other laws of the state or of the United States

relating to drugs or to the practice of pharmacy.
Action: License suspended until recommendation of return to practice by Tennessee Pharmacist Recovery Network (TPRN) then suspension will be stayed and license to be placed on probation for the duration of the TPRN monitoring contract.

BOARD OF PHYSICAL THERAPY

Licensee: Lori Ann Foulks, PTA, Clarksville, Tennessee
Violation: Failure to comply with all terms and conditions contained in the February 8, 2019 Agreed Order.
Action: License voluntarily surrendered (same as revocation). Prior to any reinstatement Respondent must comply with terms and conditions of the February 8, 2019 Agreed Order.

BOARD OF POLYSOMNOGRAPHY

Licensee: Shoquana T. Henderson, PSPG, Memphis, Tennessee
Violation: Failure to timely renew license and practiced polysomnography on a lapsed license.
Action: License reprimanded; assessed civil penalty of \$300.00 plus the costs of prosecuting this case.

BOARD FOR PROFESSIONAL COUNSELORS, MARITAL AND FAMILY THERAPISTS AND CLINICAL PASTORAL THERAPISTS

Licensee: Stephanie Edmondson LPC.MHSP, Chattanooga, Tennessee
Violation: Engaging in professional misconduct, unethical or unprofessional conduct, including but not limited to willful acts, negligence and conduct likely to deceive, defraud or harm the public or engaged in such conduct.
Action: Suspension stayed, license placed on probation (1 year); obtain ethics continuing education; obtain practice monitor; assessed civil penalty of \$1,000.00 plus the costs of investigation and enforcement in this matter.

Licensee: Justin Mickles, LPC Applicant, Clarksville, Tennessee
Violation: Disciplinary action in another state.
Action: Conditional License granted and placed on probation with practice monitoring required until out of state disciplinary action is lifted.

BOARD OF RESPIRATORY CARE

Licensee: Erika Shae Barnett, RCTL, Clinton, Tennessee
Violation: Failed to properly maintain a sufficient number of continuing education credits
Action: Agreed Citation; assessed 5 penalty hours of continuing education credits and required to make up the 6 hours of deficient continuing education plus civil penalty of \$300.00 within 90 days.

****Late submission from August, 2020***

Licensee: Kirstie Jane Bennard, RCTL, Oakland, Tennessee
Violation: Failed to properly maintain a sufficient number of continuing education credits
Action: Agreed Citation; assessed 5 penalty hours of continuing education credits and required to make up the 1 hour of deficient continuing education plus civil penalty of \$300.00 within 90 days.

****Late submission from August, 2020***

Licensee: Tobi Leanne Crowley, RCTL, Chattanooga, Tennessee
Violation: Failed to properly maintain a sufficient number of continuing education credits
Action: Agreed Citation; assessed 5 penalty hours of continuing education credits and required to make up the 10 hours of deficient continuing education plus civil penalty of \$300.00 within 90 days.

****Late submission from August, 2020***

Licensee: Bradford Lee London, Bartlett, Tennessee
Violation: Failed to properly maintain a sufficient number of continuing education credits
Action: Agreed Citation; assessed 5 penalty hours of continuing education credits and required to make up the 12 hours of deficient continuing education plus civil penalty of \$300.00 within 90 days.

****Late submission from August, 2020***

Licensee: Ashley Danielle Page, RCTL, Chattanooga, Tennessee
Violation: Failed to properly maintain a sufficient number of continuing education credits
Action: Agreed Citation; assessed 5 penalty hours of continuing education credits and required to make up the 24 hours of deficient continuing education plus civil penalty of \$300.00 within 90 days.

****Late submission from August, 2020***

Licensee: Michele N. Serkez, RCTL, Greenbrier, Tennessee
Violation: Guilty of immoral, unethical, unprofessional or dishonorable conduct to wit: plead guilty to reckless endangerment, a misdemeanor.
Action: License retired; assessed the reasonable cost of prosecuting this case.

ABUSE REGISTRY

Name: Jeneka Bostick
Abuse: Physical
Profession: Caregiver

Name: Keyonna Lashea Bryan
Abuse: Theft/Misappropriation
Profession: Resident Assistant

Name: William Fitch
Abuse: Neglect
Profession: Direct Support Staff

Name: Melissa Marie Hale

Abuse: Exploitation
Profession: Not Provided

Name: Sally Lorraine Jenkins
Abuse: Theft/Misappropriation
Profession: CNA (Revoked)

Name: Bratenna Deishan Kennedy aka Bratenna Deishan Davis
Abuse: Exploitation
Profession: Not Provided

Name: Amy Michelle Lones
Abuse: Exploitation
Profession: CNA (Revoked)

Name: Jacqueline Phinizey
Abuse: Verbal/Mental
Profession: Caregiver

Name: Kala Weatherspoon
Abuse: Neglect
Profession: Resident Assistant