



Tennessee Board of Medical Examiners Declaratory Hearings Board Meeting

Tuesday, July 16, 2024

The declaratory hearings meeting of the Tennessee Board of Medical Examiners was called to order at 8:30 a.m. virtually via Microsoft Teams by the Honorable Richard Murrell, Administrative Law Judge for the Department of Health.

Declaratory Order Hearing – Microsoft Teams

**Amanpreet Kalsi, MD v. State of Tennessee Board of Medical Examiners
Microsoft Teams**

Administrative Law Judge: Richard Murrell

Panelists: John McGraw, MD, Stephen Loyd, MD, and James Diaz-Barriga, Consumer Member

Counsel for State: Francine Baca-Chavez, Deputy General Counsel

Counsel for Petitioner: Michele Mariscano

A panel of the Board, chaired by Dr. John McGraw, heard the position of the Petitioner and the State and reviewed any evidence presented. After discussion and consideration, the panel motioned and seconded, which was followed by an approval of the following Final Order with all findings of fact and conclusions of law considered and agreed upon.

The Petitioner, Aman Kalsi, attended Guy's Kings & St. Thomas School of Medicine (hereinafter "King's College London GKT School of Medicine") in London, England and graduate with a Bachelor of Medicine, Bachelor of Surgery (MBBS) in 2006, which is the medical degree in the United Kingdom for the independent practice of physicians. King's College London GKT School of Medicine is accredited by the General Medical Council in the United Kingdom. King's College London GKT School of Medicine is recognized by the Medical Board of California. After medical school and two year-long internships, the Petitioner attended and completed five-and-a-half years of residency in Anesthesia at various hospitals throughout the United Kingdom, from August 2008 through February 2014. Following his residency, the Petitioner completed a one-year fellowship in Adult and Congenital Anesthesia at Southampton University Hospital in the United Kingdom. In 2011, the Petitioner was formally inducted into the Fellowship of the Royal College of Anaesthetists ("FRCA"). In 2015, the Petitioner obtained a medical license from the Michigan Board of Medicine. The Petitioner's Michigan medical license is currently active. Immediately following the completion of his post-graduate training, the Petitioner joined the faculty of the University of Michigan as a Clinical Instructor in the Department of Anesthesiology. In 2020, the Petitioner was promoted on the clinical track to Clinical Assistant Professor in Anesthesiology at the University of Michigan. The Petitioner has accepted an appointment at Vanderbilt University Medical Center as an Assistant Professor in the Department of Anesthesiology, Division of Pediatric Cardiac Anesthesiology pending the approval of his Tennessee medical license. The Petitioner is a pediatric cardiothoracic anesthesiologist, a rigorous and complex subspecialty for which there is a severe national shortage. Vanderbilt's Pediatric Heart Institute is only one of two programs in the State serving

the increasing subset of extremely complex pediatric cardiac surgical patients, and Dr. Kalsi's expertise and skillset will help serve this growing patient population. Regarding his academic work, the Petitioner has developed an impressive academic portfolio and has made new and original contributions to the field of congenital cardiac anesthesia. He has implemented innovative regional anesthesia techniques for pediatric cardiac surgical patients, which help leads to the reduction of postoperative pain for these children with congenital heart conditions. Regarding his teaching and mentoring, the Petitioner has served as the Director of Cardiac Anesthesiology Education and Cardiac Rotation Lead at the University of Michigan, and he developed curriculum for the University of Michigan's pediatric anesthesia fellowship program. The Petitioner completed six (6) years of medical school at a California-list-approved school in the United Kingdom, two (2) years of internships, five-and-a-half (5.5) years of residency throughout the United Kingdom, one (1) year of a clinical fellowship in adult and pediatric congenital anesthesia, formal induction into FRCA, and all three (3) steps of the USMLE. The Petitioner has eighteen (18) years of experience as an anesthesia practitioner, researcher, and educator, including nine (9) years as a physician member with one of the best hospitals in the country, University of Michigan Health, Ann Arbor. While the Petitioner's education does not fulfill Rule 0880-02-.04(5), his education, experience, and skillset meet or exceed any competency requirement for physicians in the State. Given the Petitioner's in demand skillset and the need for his unique pediatric cardiac anesthesia expertise, the children of the State of Tennessee would benefit by him having a full and unrestricted license. The petition for Declaratory Order, for this Petitioner, and the relief requested therein was approved.

Konrad Hoetzenecker, MD v. State of Tennessee Board of Medical Examiners

Microsoft Teams

Administrative Law Judge: Richard Murrell

Panelists: John McGraw, MD, Stephen Loyd, MD, and James Diaz-Barriga, Consumer Member

Counsel for State: Francine Baca-Chavez, Deputy General Counsel

Counsel for Petitioner: Michele Mariscano

A panel of the Board, chaired by Dr. John McGraw, heard the position of the Petitioner and the State and reviewed any evidence presented. After discussion and consideration, the panel motioned and seconded, which was followed by an approval of the following Final Order with all findings of fact and conclusions of law considered and agreed upon.

The Petitioner, Konrad Hoetzenecker, MD, PhD, attended Medical University of Vienna in Austria and graduated with a medical degree in 2009. Medical University of Vienna is recognized by the Medical Board of California. After medical school, the Petitioner pursued and obtained a PhD in Vascular Biology from the Medical University of Vienna in Austria. While pursuing his PhD, the Petitioner attended and completed six years of residency in thoracic surgery at the Medical University of Vienna. Following his residency, the Petitioner completed a one-year clinical fellowship in thoracic surgery at one of the best hospitals in the world, the University of Toronto. Following his clinical fellowship, the Petitioner pursued and obtained an MBA in International Business from the Management Center Innsbruck ("MCI") in Austria. Once he completed his post-graduate training, the Petitioner joined the faculty of the Medical University of Vienna as an Associate Professor within the Department of Thoracic Surgery. Since 2017, the Petitioner has served as the Director of the Lung Transplant Program at AKH University Hospital Vienna. The Petitioner has been invited to teach lung transplantation techniques as a visiting professor at well-regarded medical institutions across the world, including in San Paulo, Brazil and Zurich, Switzerland. The Petitioner has participated in numerous international programs in leadership roles, including as President of the 14th International Congress on Lung Transplantation in Paris in 2020 and scientific committee member of the AATS Mechanical Support for the Heart and Lung Symposium in 2021 and 2022. The Petitioner has authored 235 peer-reviewed journal articles, and his work has been cited nearly 4,000 times. The Petitioner currently serves as one of the largest lung transplant programs in Europe, the Lung Transplant Program at AKH University Hospital Vienna. The Petitioner has accepted a

position at Vanderbilt University Medical Center as a Professor of Thoracic Surgery and the Surgical Director of Vanderbilt's Lung Transplant Program pending the approval of his Tennessee medical license. Vanderbilt's lung transplant program has seen tremendous growth, and Vanderbilt currently is the fourth largest lung transplant program in the country. The Petitioner has a highly specialized and unique expertise in novel preservation techniques for lungs, which helps increase the number of lung transplants available and helps decrease times on the wait list. The Petitioner will bring his rare skillset to Vanderbilt to make a positive impact on patients in the State of Tennessee. The Petitioner has significant experience providing advanced thoracic surgical services, including lung resections and tracheal reconstruction. He will offer innovative surgical options not presently available to patients in Tennessee. The Petitioner completed six (6) years of medical school at a California-list approved school in Austria, six (6) years of residency in thoracic surgery in Austria, a PhD program in Vascular Biology in Austria, and one (1) year of a clinical fellowship in thoracic surgery at a well-regarded hospital in Canada. The Petitioner has fifteen (15) years of experience as a thoracic surgeon, researcher, and educator, which includes seven (7) years of thoracic surgery training in Austria and Canada, eight (8) years as a surgical faculty member of the Medical University of Vienna, and seven (7) years as the Director of one of the largest lung transplant programs in Europe. While the Petitioner's education does not fulfill Rule 0880-02-.04(5) or 0880-02-.04(10), his education, experience, and skillset meet or exceed any competency requirement for physicians in the State. Given Petitioner's rare expertise and the need for his unique thoracic surgery and lung transplantation expertise, the citizens of the State of Tennessee would benefit by him having a full and unrestricted license. The petition for Declaratory Order, for this Petitioner, and the relief requested therein was approved. A full and unrestricted license shall be issued as soon as the Petitioner's criminal background check is received and deemed sufficient by the administrators with the Board of Medical Examiners.

Aaradhana Jha, MD v. State of Tennessee Board of Medical Examiners

Microsoft Teams

Administrative Law Judge: Richard Murrell

Panelists: James Diaz-Barriga, Consumer Member, John McGraw, MD, and Stephen Loyd, MD

Counsel for State: Francine Baca-Chavez, Deputy General Counsel

Counsel for Petitioner: David Brust

A panel of the Board, chaired by Mr. James Diaz-Barriga, heard the position of the Petitioner and the State and reviewed any evidence presented. After discussion and consideration, the panel motioned and seconded, which was followed by an approval of the following Final Order with all findings of fact and conclusions of law considered and agreed upon.

Petitioner, Aaradhana Jha, MD, attended Tribhuvan University in Kathmandu, Nepal and graduated with a Bachelor of Medicine, Bachelor of Surgery (MBBS) in 2009. Petitioner is an international medical school graduate who has not submitted evidence of the satisfactory completion of a three-year US ACGME accredited postgraduate training program and is not currently certified by an American Board of Medical Specialties ("ABMS") member board. Following medical school, the Petitioner completed a three-year residency in orthopaedic surgery in Nepal in 2012. Petitioner then remained and completed an additional year as a senior resident. The Petitioner completed orthopaedic observerships in the United States from 2016 to 2017. In 2018, the Petitioner traveled to Italy where she completed a six-week clinical fellowship in adult joint reconstruction at the University of Pavia. Following this fellowship, the Petitioner did a research fellowship with the Hand & Arm Division, Department of Orthopaedic Surgery at Massachusetts General Hospital, Harvard Medical School from April 2018 to October 2018. The Petitioner also completed another yearlong research fellowship with the Foot & Ankle Division, Department of Orthopaedic Surgery at the University of Alabama at Birmingham from October 2018 to October 2019. When the Petitioner moved to the United States she completed a nine-month clinical fellowship in orthopaedic trauma with the Department of Orthopaedic Surgery at the University of

Alabama at Birmingham from November 2019 to July 2020, a one-year clinical fellowship in orthopaedic pediatrics at the Department of Orthopaedic Surgery Duke University and University of North Carolina, and a one-year ACGME accredited clinical fellowship in orthopaedic pediatrics at the Department of Orthopaedic Surgery University of Pittsburgh Medical Center. From August 2022 to July 2023, the Petitioner completed a research fellowship in orthopaedic trauma at the Department of Orthopaedic Surgery at the University of Mississippi Medical Center. The Petitioner is currently completing a one-year ACGME accredited clinical fellowship in orthopaedic sports at the Department of Orthopaedic Surgery at Penn State Health Milton S. Hershey Medical Center. The Petitioner's expected completion of this clinical fellowship is July 30, 2024. The Petitioner is expected to begin a one-year ACGME accredited clinical fellowship in orthopaedic pediatrics at the Department of Orthopaedic Surgery at the Campbell Clinic at the University of Tennessee Health Sciences Center in Memphis, Tennessee in August 2024. Petitioner holds active state medical licenses in Ohio and Pennsylvania. Petitioner has not had any disciplinary action on these state medical licenses. There is a need for a physician with Petitioner's qualifications in Tennessee. The petition for Declaratory Order, for this Petitioner, and the relief requested therein was denied.

This concludes the Declaratory Hearing meeting.