



Tennessee Board of Medical Examiners - Summary Suspension Panel

Thursday, November 30, 2023

MINUTES

The panel of the Tennessee Board of Medical Examiners was called to order at 1:06 p.m. in the Iris Room, Ground Floor, Metro Center Complex, 665 Mainstream Drive, Nashville, Tennessee 37243 by Stacy Tarr, Administrative Director.

Board members present: Stephen Loyd, MD, Vice President
John McGraw, MD, Panel Chair
Michael Bittel, Consumer Member
Deborah Christiansen, MD

Staff present: Michael Varnell, JD, Office of General Counsel
Francine Baca-Chavez, JD, Office of General Counsel
Stacy Tarr, BME Executive Director
Yvette Williams, Administrative Director
Brandi Allocco, Administrative Director
Jeffrin Zachariah, Board Administrator
Samantha Green, Board Administrator

Ms. Stacy Tarr made opening remarks to the Board and provided an overview of the requirements for a special meeting by teleconference. All of the requirements were satisfied. The electronic meeting was scheduled for the purpose of the Order of Summary Suspension in the matter of Misty Allen, MD. The teleconference was then turned over to Brittani Kendrick, Senior Associate General Counsel. Ms. Kendrick addressed the panel with general comments on the process for the summary suspension procedure. Dr. Allen did not appear before the board nor did a legal representative appear on her behalf. Respondent has been at all times pertinent hereto licensed by the Board as medical doctor, having been granted a license on October 24, 2006, which currently has an expiration date of May 31, 2025. On or about March 28, 2023, the Milan Fire Department responded to the Family Care Walk In Clinic (hereinafter "the Clinic") located at 15001 South First Street in Milan, Tennessee, after reports of an unusual odor inside the building. Due to suspicious circumstances, Tennessee Bureau of Investigation (hereinafter "TBI") special agent fire investigators noted the smell of gasoline and observed that the wall in the employee bathroom was still wet with gasoline. Video of the Clinic's hallways outside of the employee bathroom were reviewed and Respondent was identified as going towards the employee

bathroom with an unknown bottle in her lab coat pocket. The video further showed clinic employees exiting into the hallway trying to identify an odd odor after Respondent left the bathroom. Furthermore, a footprint was discovered on the sink, and it was suggested by TBI special agent fire investigators that someone had stepped onto the sink, moved the ceiling tile, and poured gasoline into an electrical outlet in a crawlspace above the ceiling. Respondent was unable to be interviewed on the date of incident as she left before interviews were conducted. Respondent's vehicle and home were searched, and a shirt identified to have gasoline on it by a K9 was collected and sent to a lab for further testing. At the conclusions of the investigation by the TBI, it was determined that Respondent poured gasoline down the wall of the bathroom inside the Clinic. At the time of the incident, there were sixteen (16) people inside the building, including staff and patients. Prior to the incident on March 28, 2023, Respondent resigned after she asked for a raise and was refused. Her last day of work was scheduled for around April 1, 2023. Respondent took a job at Dr. Kenneth Tozer's office. Respondent was arrested on or around March 29, 2023, in Gibson County, Tennessee, and charged with attempted aggravated arson. On or around September 5, 2023, Respondent was indicted in Gibson County, Tennessee Circuit Court for attempted aggravated arson. The conclusions of law are outlined in the Order. This order shall summarily suspend the Respondent's medical license. Respondent shall cease and desist from practicing medicine in the state of Tennessee. This summary suspension shall be effective immediately and shall remain in effect pending proceedings for the formal discipline of Respondent's license.

Dr. Christiansen motioned to accept the Order, and Dr. Loyd seconded the motion. A roll call vote was conducted by Dr. McGraw, which passed unanimously. The panel strongly encourages the Respondent to obtain a comprehensive evaluation referred or coordinated by the Tennessee Medical Foundation to determine her fitness for the practice of medicine, the need for monitoring during the practice of medicine, and/or the need for treatment, if any.

This concludes the Board of Medical Examiners panel.