

July 2019 Public Board Actions List

Georgia Composite Medical Board
Attn: **Ms. Latisha Bias**, Public Records Unit
2 Peachtree Street, N.W., 6th Floor
Atlanta, Georgia 30303-3465
PH: (404) 657-3194
FX: (404) 463-2539
Email: latisha.bias@dch.ga.gov

The Board issued **four** public orders in **July 2019**. To view each Board order, click on the licensee's name below.

1. **Nancy W. Hendrix, M.D.**

40686

Physician

Public Consent Order

2. **Mark Tanner, M.D.**

25677

Physician

Order Lifting Suspension

3. **Gregory A. Wilets, M.D.**

60893

Physician

Public Non-Disciplinary Consent Agreement for Reinstatement of License

4. **Andre Damian Williams, M.D.**

22081

Physician

Public Consent Agreement for Reinstatement

BEFORE THE GEORGIA COMPOSITE MEDICAL BOARD

STATE OF GEORGIA

**GEORGIA COMPOSITE
MEDICAL BOARD**

IN THE MATTER OF:)

NANCY W. HENDRIX, M.D.,)
License Number 40686,)

Respondent.)

DOCKET NO. _____

JUL 11 2019

**DOCKET NUMBER:
20200006**

PUBLIC CONSENT ORDER

By agreement of the Georgia Composite Medical Board (“Board”) and NANCY W. HENDRIX, M.D. (“Respondent”), the following disposition of this matter is entered pursuant to O.C.G.A. § 50-13-13(a)(4), as amended.

FINDINGS OF FACT

1.

Respondent is licensed to practice medicine in the State of Georgia and was licensed at all times relevant to the matters stated herein.

2.

On or about July 9, 2018, Respondent entered into an Agreed Order with the Commonwealth of Kentucky Board of Medical Licensure. In the Order, Respondent agreed that Respondent had failed to conform to the appropriate standard of care for eleven (11) patients, concerning diagnosis, treatment, and/or recordkeeping and that in some instances Respondent’s breach of the standard of care amounted to gross negligence.

3.

One of the restrictions placed upon Respondent’s Kentucky medical license is as follows:

Respondent shall neither practice in the area of Medication Assisted Treatment (“MAT”) nor prescribe, dispense, or professionally utilize Suboxone, Subutex, or an equivalent unless and until approved to do so by the Kentucky Board.

4.

Respondent agrees to the above findings of facts and waives any further findings of fact with respect to the above-styled matter.

CONCLUSIONS OF LAW

Respondent's conduct and the action taken by the Kentucky Board of Medical Licensure constitutes sufficient grounds for the imposition of discipline upon his license to practice as a physician in the State of Georgia under O.C.G.A. Title 43, Chapters 1 and 34, as amended. Respondent hereby waives any further conclusions of law with respect to the above-styled matter.

ORDER

The Board, having considered all the facts and circumstances of this case, hereby orders, and Respondent hereby agrees, that the following sanctions shall be imposed upon Respondent's license to practice as a physician in the State of Georgia:

1.

Beginning on the effective date of this Consent Order, Respondent's license shall be subject to the following restrictions, terms and conditions:

- (a) DEA UTILIZATION. Respondent shall not use a DEA permit or any triplicate forms or federal order forms to prescribe, dispense, order, process, or professionally utilize Suboxone, Subutex, or an equivalent. Until further order of the Board, Respondent hereby relinquishes her right to prescribe, administer, dispense, order or possess (except as prescribed, administered, or dispensed to the Respondent by another person authorized by law to do so) Suboxone, Subutex, or an equivalent. Respondent may petition to have this restriction lifted when Respondent has satisfied all of the

terms and conditions of the Kentucky Order. Upon submission of such a petition to the Board, the Board shall have the discretion to modify this restriction or to deny the petition without a hearing. In the event that the Board denies Respondent's petition, Respondent may petition every six (6) months thereafter. Respondent's petition shall not constitute a contested case. This restriction will remain in effect until Respondent receives written notification that it has been lifted or modified.

(d) EMPLOYMENT/ RESIDENCY CHANGE. Respondent shall notify the Board in writing of Respondent's practice location within ten (10) days of beginning practice. Respondent shall advise the Board of any change in Respondent's personal address or Respondent's employment address and status within ten (10) days of such change.

(e) TERMINATION. Respondent shall be bound by the terms and conditions of this Consent Order until the Board issues a notification of termination. Respondent may petition for termination by certifying under oath before a notary public that Respondent has complied with all the conditions of this Consent Order and the Kentucky Order, by providing documentation supporting discharge. The Board shall review and evaluate the practice of Respondent and the Board, in its sole discretion, shall be authorized to restore all rights and privileges incident to the license of Respondent. Upon notification by the Board of their intention to maintain or extend the duration of this Consent Order, Respondent may respond to the Board in writing or request an appearance before the Board or its representative as in a non-contested case. This Order shall remain in effect pending a final determination by the Board and notification that the requirements under this Order have been completed.

2.

Respondent shall abide by all state and federal laws regulating the practice of medicine, the Rules and Regulations of the Board, the terms and conditions of the Kentucky Order, and the terms and conditions of this Consent Order. If Respondent shall fail to abide by such laws, rules, terms or conditions, or if it should appearing from reports, inspections or other information submitted to the Board that Respondent is otherwise unable to practice medicine with reasonable skill and safety to patients, Respondent's license shall be subject to further discipline, including revocation, upon substantiation thereof after notice and hearing, and if revoked, the Board in its discretion may determine that the license should be permanently revoked and not subject to reinstatement. Respondent further agrees that any violation of this Consent Order shall be deemed to be sufficient to authorize the Board to order summary suspension of Respondent's license, pending further proceedings, pursuant to the provisions of the Georgia Administrative Procedure Act, O.C.G.A. § 50-13-18(c)(1), or any other statute authorizing emergency action, but Respondent understands that Respondent shall be entitled to an expedited hearing to substantiate such violation, if the Board exercises such right.

3.

This Consent Order and dissemination thereof shall be considered a PUBLIC REPRIMAND of Respondent by the Board.

4.

Respondent also understands that pursuant to O.C.G.A. Title 43, Chapter 34A, the contents of this order shall be placed on Respondent's Physician Profile. Furthermore, by executing this Consent Order, Respondent hereby agrees to permit the Board to update the Physician's Profile reflecting this Consent Order.

5.

Respondent acknowledges that Respondent has read this Consent Order and understands its contents. Respondent understands that Respondent has the right to a hearing in this matter and freely, knowingly and voluntarily waives that right by entering into this Consent Order. Respondent understands and agrees that a representative of the Department of Law may be present during the Board's consideration of this Consent Order and that the Board shall have the authority to review the investigative file and all relevant evidence in considering this Consent Order. Respondent further understands that this Consent Order will not become effective until approved and docketed by the Board. Respondent understands that this Consent Order, once approved and docketed, shall constitute a public record, evidencing disciplinary action by the Board that may be disseminated as such. However, if this Consent Order is not approved, it shall not constitute an admission against interest in this proceeding, or prejudice the right of the Board to adjudicate this matter. Respondent hereby consents to the terms and sanctions contained herein.

(SIGNATURES APPEAR ON NEXT PAGE)

Approved this 11th day of July, 2019.

GEORGIA COMPOSITE MEDICAL BOARD



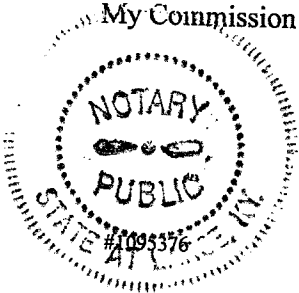
BY: [Signature]
Chairperson

ATTEST: [Signature]
CASHIARN HUGHES, MBA
Executive Director

CONSENTED TO: [Signature]
NANCY W. HENDRIX, MD
Respondent

AS TO THE SIGNATURE OF
NANCY W. HENDRIX, MD,
Sworn to and subscribed before me
this, 3rd day of July, 2019.

[Signature]
NOTARY PUBLIC
My Commission Expires: 07/27/22



IN THE MATTER OF:)	
)	
MARK TANNER, M.D.,)	OSAH Docket No.: 1916553
License No. 25677,)	1916553-OSAH-GCMB-PHY-60-Fry
Respondent.)	
)	BOARD DOCKET NO: 10190073
)	

ORDER LIFTING SUSPENSION

WHEREAS, on March 13, 2019, the Georgia Composite Medical Board (“Board”) issued a Final Decision (“Decision”) in the above matter, in which Mark Tanner, MD’s, (“Respondent”) license to practice medicine was SUSPENDED INDEFINITELY. Pursuant to the Decision, Respondent was eligible to petition for lifting of the suspension when Respondent complied with certain terms and conditions listed in the Initial Decision entered by the Administrative Law Judge.

WHEREAS, on or about April 3, 2019, in compliance with the Decision, Respondent submitted evidence that he completed the required Mercer Mini-Residency and paid the \$3000.00 fine.

WHEREAS, having reviewed the documents submitted and having considered all the facts and circumstances of this case, the Board hereby ORDERS that the SUSPENSION placed on Respondent’s license to practice as a physician in the State of Georgia be lifted.



GEORGIA COMPOSITE MEDICAL BOARD

GRETCHEN COLLINS, M.D.
Chairperson

Lasharn Hughes
LASHARN HUGHES
Executive Director

BEFORE THE GEORGIA COMPOSITE MEDICAL BOARD
STATE OF GEORGIA

**GEORGIA COMPOSITE
MEDICAL BOARD**

JUL 11 2019

**DOCKET NUMBER:
20200009**

IN THE MATTER OF:)
)
GREGORY A. WILETS, M.D.,) DOCKET NO.
Previous License No. 60893,)
)
Applicant.)

PUBLIC NON-DISCIPLINARY CONSENT AGREEMENT FOR
REINSTATEMENT OF LICENSE

By agreement of the Georgia Composite Medical Board (“Board”) and Gregory A. Wilets, M.D. (“Applicant”), the following disposition of this matter is entered pursuant to O.C.G.A. T. 43, Chs. 1 and 34.

FINDINGS OF FACT

1.

Applicant was initially licensed as a physician in the State of Georgia or about April 3, 2008 and issued license no. 60893. Applicant’s license expired on or about March 31, 2018, subsequently lapsed, and was revoked by operation of law for non-renewal.

2.

On or about May 7, 2019, Applicant submitted an application for reinstatement of his license to practice as a physician in the State of Georgia. In his application, Applicant explained that he retired in September 2015, and now seeks to return to practice.

3.

Applicant admits to the above-styled findings of fact and waives any further findings of fact not already contained in this Agreement.

CONCLUSIONS OF LAW

Reinstatement of Applicant's license to practice medicine in the State of Georgia under O.C.G.A. Ch. 34, T. 43, as amended, is within the sole discretion of the Board. The Applicant hereby waives any further conclusions of law with respect to the above-styled matter.

ORDER

The Board, having considered the particular facts and circumstances of this case, hereby orders, and Applicant hereby agrees as follows:

1.

Beginning on the effective date of this Consent Agreement, Applicant's license to practice medicine in the State of Georgia shall be reinstated under a formal period of monitoring by the Board subject to the following terms:

(a) Direct Supervision. Applicant shall only practice medicine in the same office as and under the direct supervision of a Board approved physician ("supervising physician"). Applicant shall provide a copy a copy of this Agreement to the supervising physician, who shall submit a letter to the Board indicating he/she has received a copy of the docketed copy of this Agreement and agrees to serve as Applicant's supervising physician upon approval of the Board. Applicant shall not practice medicine until he has received notice of approval from the Board.

(b) Quarterly Reports from Supervising Physician. Prior to beginning employment, Applicant shall provide a docketed copy of this Agreement to her supervising physician. Applicant submit or cause to be submitted quarterly reports to the Board from Applicant's supervising physician regarding Applicant's performance and competency as a physician by March 31, June 30, September 30 and December 31 of each calendar year. Failure to submit or have such reports submitted in a timely manner shall be considered a violation of this

Agreement. It is expected that the supervising physician shall immediately report any concerns regarding Applicant's performance that would render the Applicant unable to practice medicine with reasonable skill and safety. Any evidence that indicates that the Applicant is unable to practice medicine with reasonable skill and safety may result in disciplinary action, including revocation, upon substantiation thereof. By executing this Agreement, Applicant specifically consents to Applicant's supervising physician reporting issues relating to Applicant's practice of medicine, notwithstanding any privilege provided by state or federal law. All reports required under this Agreement shall be sent to the Georgia Composite Medical Board, to the attention of the Compliance Officer, 2 Peachtree Street, N.W. 36th Floor, Atlanta, GA 30303.

(c) Change of Address or Employment. Applicant shall advise the Board of any change in Applicant's address of record or employment status within one week to ten (10) days of the change.

(d) Abide by laws. Applicant shall abide by all State and Federal, the Rules and Regulations of the Georgia Composite Medical Board, and the terms of this Agreement. If Applicant fails to abide by such laws, rules or terms, or if it should appear from the quarterly reports submitted to the Board that Applicant is otherwise unable to practice with reasonable skill and safety to patients, Applicant's license shall be subject to discipline, including summary suspension and/or revocation, upon substantiation thereof.

(e) Petition for Termination. No sooner than six (6) months from the effective date of this Agreement, Applicant may petition the Board in writing to terminate this Agreement. The petition shall include a letter of advocacy from Applicant's supervising physician as to Applicant's level of competency as a physician. The Board shall review and evaluate the practice of Applicant prior to terminating the Agreement. At such time, should the Board determine that

reasonable cause exists for maintaining Applicant's license under the terms of this Agreement, the Board shall notify Applicant of its decision, and Applicant may respond to such notice in writing or request an appearance before the Board as in a non-contested case. In any event, this Consent Agreement shall remain in effect pending a final determination by the Board and notification that all limitations have been lifted.

2.

This Agreement and its dissemination **shall constitute a public record** of the Board, **but shall not be considered a disciplinary action by the Board.**

3.

Approval of this Agreement by the Board shall not be construed as a waiver of any lawful rights possessed by the Board.

4.

Applicant acknowledges that Applicant has read this Consent Agreement and understands its contents. Applicant understands that Applicant has a right to appear before the Board in this matter, and Applicant freely, knowingly, and voluntarily waives that right by entering into this Agreement. **Applicant understands that this Agreement will not become effective until approved by the Board and docketed by the Executive Director.** Applicant further understands and agrees that a representative of the Department of Law may be present during the presentation of this Agreement to the Board and that the Board shall have the authority to review the Applicant's application for licensure and any additional information submitted for its review or otherwise obtained by the Board in considering this Agreement. Applicant consents to the terms and conditions contained herein.

(signatures on the following page)

Approved, this 11th day of July, 2019.



GEORGIA COMPOSITE MEDICAL BOARD

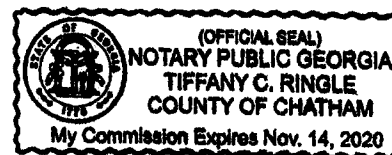
BY: Gretchen Collins M.D.
GRETCHEN COLLINS, M.D.
Chairperson

ATTEST: J. Asharn Hughes
ASHARN HUGHES
Executive Director

CONSENTED TO: G. A. Wilets
GREGORY A. WILETS
Applicant

[AS TO APPLICANT'S SIGNATURE ONLY:]
Sworn to and subscribed before me
This 8 day of July, 2019.

Tiffany C. Ringle
NOTARY PUBLIC
My Commission Expires:



BEFORE THE GEORGIA COMPOSITE MEDICAL BOARD
STATE OF GEORGIA

IN THE MATTER OF:)
)
ANDRE DAMIAN WILLIAMS, M.D.,)
 Previous License No. 22081,)
)
 Applicant.)

DOCKET NO.

**GEORGIA COMPOSITE
MEDICAL BOARD**

JUL 11 2019

**DOCKET NUMBER:
20200008**

PUBLIC CONSENT AGREEMENT FOR REINSTATEMENT

By agreement of the Georgia Composite Medical Board (“Board”) and Andre Damian Williams, M.D. (“Applicant”), the following disposition of this matter is entered pursuant to O.C.G.A. T. 43, Chs. 1 and 34.

FINDINGS OF FACT

1.

Applicant was previously licensed to practice medicine in the State of Georgia. On or about January 5, 2017, Applicant surrendered his license.

2.

On or about September 22, 2014, in the Superior Court of Dekalb County, State of Georgia, Applicant pled guilty to one felony count of Violation of the Georgia Public Assistance Act, Case No: 12CR6359, and was sentenced as a first offender to ten (10) years probation, 250 hours of community service, and to pay restitution in the amount of \$215,003.30.

3.

On or about May 2, 2019, Applicant submitted an application for reinstatement with the Board.

4.

Applicant waives any further findings of fact with respect to this matter.

CONCLUSIONS OF LAW

Reinstatement of Applicant's license to practice medicine in the State of Georgia under O.C.G.A. Ch. 34, T. 43, as amended, is within the sole discretion of the Board. The Applicant's conduct as set forth in the above Findings of Fact constitutes sufficient grounds for the denial of the reinstatement of Applicant's license and/or the imposition of conditions upon Applicant's license to practice medicine as a licensed physician in the State of Georgia, under O.C.G.A. Chapter 34, Title 43. The Applicant hereby waives any further conclusions of law with respect to the above-styled matter.

ORDER

1.

Upon docketing of this Consent Agreement, Applicant's license to practice medicine in the State of Georgia shall be reinstated, with such license being immediately placed on probation to run concurrent to Applicant's criminal probation or until such date Applicant is no longer on criminal probation, so that the probationary status of his license shall be concomitant to his criminal probation, subject to the following terms and conditions:

(a) Applicant shall abide by all State and Federal laws regulating the practice of medicine, the Rules and Regulations of the Board, and the terms of the probation ordered in Case No. 12CR6359. If the Applicant shall fail to abide by any of the terms of this Consent Agreement, his terms of probation, or should Applicant otherwise violate the criminal laws of the State of Georgia or the United States, Applicant's license shall be subject to discipline, including revocation, upon substantiation thereof after notice and hearing, and if revoked, the Board in its discretion may determine that the license should be permanently revoked and not subject to reinstatement.

(b) Applicant shall immediately report any and all arrests and/or convictions to the Board during the term of this Consent Agreement. Applicant shall send all official arrest documents, in the case of an arrest, or official court sentencing documents, in the case of a conviction, to the Board. Such documents shall be mailed to the Georgia Composite Medical Board, 2 Peachtree Street, NW, 6th Floor Atlanta, Georgia 30303-3465. Any failure on Applicant's part to notify the Board within ten (10) days of any arrest or conviction may result in revocation, suspension or other disciplinary action on Applicant's medical license in the State of Georgia. Applicant understands and agrees that this probationary requirement has no effect on, nor does it relieve him from complying with, any other laws and rules that require Applicant to report arrests and/or convictions to the Board (see, e.g., O.C.G.A. §§ 16-13-111(a) and 43-1-27).

(c) Upon termination of Applicant's criminal probation, Applicant may petition the Board for termination of the probationary status of his license by certifying under oath before a notary public that Respondent has complied with all conditions of probation as set forth in this Consent Agreement. **Applicant acknowledges that to ensure that the Board terminates the probationary status of Applicant's license, Applicant must petition the Board for such termination. That is, Applicant's failure to petition the Board for termination of the probationary status of Applicant's license may result in the probationary status continuing indefinitely.** Notwithstanding anything to the contrary in this Consent Agreement, the Board may review and evaluate the practice of Applicant prior to lifting the probationary status of his license. It is hereby understood that after this evaluation, the Board may restore all rights and privileges incident to the license of Applicant, but may also extend or modify the terms of probation, if extension or modification is warranted by evidence presented to the Board. Should the Board determine that reasonable cause exists for maintaining Respondent's license on probationary

status, the Board shall notify Applicant of its intent to extend or modify the probationary period, and Applicant may respond to such notice in writing or request an appearance before the Board as in a non-contested case. In any event, this Consent Agreement shall remain in effect pending a final determination by the Board and notification to Applicant that the probationary period has terminated.

2.

Approval of this Consent Agreement by the Board shall in no way be construed as condoning Applicant's previous conduct and shall not be construed as a waiver of any lawful rights possessed by the Board.

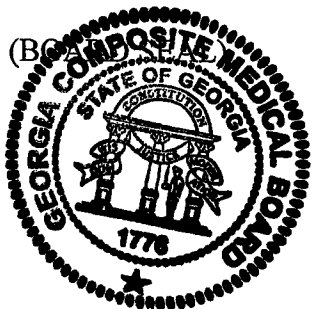
3.

Applicant acknowledges that Applicant has read this Consent Agreement and that he understands its contents. Applicant freely, knowingly and voluntarily enters into this Consent Agreement. Applicant further understands and agrees that a representative of the Department of Law may be present during the presentation of this Consent Agreement and that the Board shall have the authority to review the application file and all relevant evidence in considering this Consent Agreement. Applicant understands that this Consent Agreement will not become effective until accepted and docketed by the Georgia Composite Medical Board. If this Consent Agreement is not approved, it shall not constitute an admission against interest in this proceeding, or prejudice the ability of the Board to adjudicate this matter. Applicant consents to the terms and contained herein.

(signatures on the following page)

Approved this 11th day of July, 2019.

GEORGIA COMPOSITE MEDICAL BOARD



BY: Gretchen Collins MD
GRETCHEN COLLINS, M.D.
Chairperson

ATTEST: Lasharn Hughes
LASHARN HUGHES
Executive Director

CONSENTED TO:

Andre Damian Williams
ANDRE DAMIAN WILLIAMS, M.D.
Applicant

[As to Applicant's signature:]
Sworn to and subscribed before me
This 11th day of July, 2019.
R. Gutierrez Meza
NOTARY PUBLIC
My Commission Expires: 9/18/22

R GUTIERREZ MEZA
NOTARY PUBLIC
DeKalb County
State of Georgia
My Comm. Expires Sept. 18, 2022