

**From:** [Sunset Advisory Commission](#)  
**To:** [Janet Wood](#)  
**Subject:** FW: Public Input Form for Agencies Under Review (Public/After Publication)  
**Date:** Tuesday, November 22, 2016 9:45:25 AM

---

-----Original Message-----

From: sundrupal@capitol.local [<mailto:sundrupal@capitol.local>]  
Sent: Tuesday, November 22, 2016 9:25 AM  
To: Sunset Advisory Commission  
Subject: Public Input Form for Agencies Under Review (Public/After Publication)

Agency: TEXAS MEDICAL BOARD

First Name: Joseph

Last Name: Zadeh

Title:

Organization you are affiliated with:

Email:

City: Eules

State: Texas

Your Comments About the Staff Report, Including Recommendations Supported or

Opposed: The whole notion that the Texas Medical Board's subpoena power needs to be expanded is a sick joke. A patient and I are suing Texas Medical Board personnel for violation of our 4th amendment rights, and a federal judge has allowed it to go forward despite board member's claims that they were immune.

No one on the Sunset Commission has called me or my attorneys to get the facts of the case, but the board's point of view has been expressed in the Sunset Commission's report, The board's attitude is in essence "We have been sued. We need to have the law changed so this doesn't happen again". Really?

You want to attempt to make the illegal and unconstitutional actions of these board members and their employees legal? That is your recommendation?

Any Alternative or New Recommendations on This Agency:

Given my lawsuit, I don't think it is appropriate for me to make recommendations, but I urge Sunset Commission members to read the depositions and filings in my case. My concerns are as follows:

1. Texas Medial Board (TMB) subpoenas are being submitted with forged signatures.
2. TMB personnel are conducting criminal investigations of doctors and applying rules of CIVIL procedures. If you read the filings in my case, do you really think an attempt was made by TMB personnel to preserve the right of the accused to remain silent?
3. The former head of the TMB stated that law enforcement complaints to the TMB are treated no differently than any other complaint. Does it bother the Sunset Commission that a search of my office was conducted with a subpoena with a forged signature by TMB personnel and law enforcement officials who didn't identify themselves? Why would law enforcement ever get a warrant when it can just complain to the TMB?
4. Standard of care findings in most cases before the TMB are being determined by hand picked anonymous medical "experts". Do you think I or anyone who reads my case is going to feel comfortable with the TMB doing anything anonymously? Once there are forged signatures on subpoenas, why would I or anyone else think these medical "expert" reports could not be forged or the experts be swayed by TMB personnel? Why would I or anyone else trust the TMB given their actions?

5. Did this botched investigation allow criminals to go free and in doing so harm the citizens of this state?

My Comment Will Be Made Public: I agree