

## **QUALIFICATIONS OF THE EXAMINER**

I am licensed to practice medicine in the states of Texas and California.

I attended Vanderbilt University from 1961 to 1965, graduating Vanderbilt University with a BA degree. Following graduation from Vanderbilt University, I attended the University of Houston Graduate School from 1965 to 1968. I graduated from the University of Houston Graduate School with an MS degree in biology/physiology (Thesis: Influence of Fasting and Alloxan Diabetes on the Active Transport of Monosaccharides by the Rat Intestine.) I attended The University of Texas Medical Branch at Galveston from 1966 to 1970. I was elected into the Alpha Omega Alpha Honorary Medical Society in 1969. I was awarded the MD degree – Magna Cum Laude – in 1970.

I undertook a straight medicine internship at the Sacramento Medical Center of the University of California, Davis, from 1970 to 1971. I attended the University of California, Davis, Department of Psychiatry from 1971 to 1974 and graduated from this residency program in 1974. Following completion of my straight medicine internship at the Sacramento Medical Center of the University of California, Davis, from 1970 to 1971, I was licensed to practice medicine in the state of Texas. During my training in California, I was also licensed to practice medicine in the state of California. I have maintained both licenses in Texas and California throughout the course of my professional activities.

Following the completion of my training in psychiatry in 1974, I was inducted into the United States Army, and I served in the United States Army with the rank of Major. During the course of my military services, I served as Chief of one of the inpatient services at Walter Reed Army Medical Center in 1974; and I was subsequently transferred to Fort Ord, California, where I was appointed Chief of Mental Hygiene at Fort Ord, California. During the course of my military service, I also served as President of the Sanity Board in the Military Judicial District headquartered at Fort Ord, California, from 1974 until 1976.

During the course of my training in psychiatry from 1971 until 1974, and during the course of my military service from 1974 to 1976, I served as an emergency-room physician in emergency departments of hospitals on a regular basis as a moonlighting emergency-room physician during the course of my training and during the course of my military service. During this period of time in California, I served with emergency departments in multiple community hospitals in Northern California. During my term of service at Fort Ord, California, I served as an emergency-room physician at the Natividad General Hospital in Salinas, California, from 1974 until 1976.

I am a practicing psychiatrist who specializes in General Psychiatry, Neuropsychiatry, Psychoanalysis, Hypnosis and Hypnotherapy, Forensic Psychiatry, and Pain Medicine. I am Board-certified by the American Board of Psychiatry and Neurology in General Psychiatry and the subspecialty of Forensic Psychiatry. I have also been certified in the subspecialty of Pain Medicine by the American Board of Psychiatry and Neurology (2003-2013).

I am currently serving as an Associate Professor of Psychiatry in the Menninger Department of Psychiatry and Behavioral Sciences at Baylor College of Medicine, and I have served as an Associate Professor of Psychiatry in the Department of Psychiatry and Behavioral Sciences at The University of Texas Medical School at Houston in the past.

I have been a member of the faculty of the Center for Psychoanalytic Studies in Houston, Texas, from 2000 through 2017. During the course of my service at the Center for Psychoanalytic Studies, I have served as the Chairman of the Faculty Committee and Ethics Committee of the Institute. In addition, I also serve as an Adjunct Professor of Law at the University of Houston Law Center in Houston, Texas.

During my career, I have undertaken numerous assessments for alcohol and other chemical dependency. These assessments have also been a part of a drug abuse treatment program that I supervised and monitored during my experiences as a director of pain medicine centers, both inpatient and outpatient centers.

During the course of my career, I have also served as the Medical Consultant to the Center for Recovering Families, providing psychiatric consultation and interventions for patients undergoing chemical dependency and alcohol dependency interventions at the Center for Recovering Families in Houston, Texas.

I also served as the Medical Review Officer for the Continental Basketball Association. The scope of my duties as the Medical Review Officer for the Continental Basketball Association included diagnostic assessment interviews of professional basketball players who were employed by the various team owners in the Continental Basketball Association. My scope would include diagnostic assessments of athletes who demonstrated positive tests on drugs screens and other tests administered to the professional athletes playing basketball for the Continental Basketball Association. In addition, I would also interface with various drug treatment programs in referring such professional athletes to the programs for interventions required in the employment agreements between the professional basketball players and team owners in the Continental Basketball Association.

I have also specialized in the psychiatric management of patients who suffer from Posttraumatic Stress Disorders. During my military service at Walter Reed Army Medical Center and Ft. Ord, California, from 1974-1976, I provided medical direction and psychiatric treatment for military personnel suffering from Posttraumatic Stress Disorder as a result of injuries sustained during the Vietnam War. Over the course of my career since 1976, I have continued to specialize in the treatment of Posttraumatic Stress Disorder. I have also directed programs involving the multidisciplinary treatment of patients suffering from chronic pain syndromes.

In the past, I served as President of the National Pain Foundation. Prior to my serving as President of the National Pain Foundation, I served the Foundation as a Medical Director.

I am the past President of the Texas Society of Psychiatric Physicians, and I am currently serving as one of four representatives of the Texas Society of Psychiatric Physicians in the Assembly of the American Psychiatric Association. I am the current Chair of the Procedures Committee of the Assembly of the American Psychiatric Association. I was awarded with the Distinguished Service Award by the Texas Society of Psychiatric Physicians, the District Branch of the American Psychiatric Association in Texas. In addition, I am also a Distinguished Life Fellow of the American Psychiatric Association.

During the course of my professional activities, I have directed pain medicine centers in California and Texas. During the course of my career, I have also served as the Director of Neuropsychiatric Services in the Del Oro Institute of Rehabilitation in Houston, Texas. I have previously served as a member of the Division of Medical Quality of the California Board of Medical Examiners, and I have also served as a member of the District Quality Review Committee and a District Quality Review Committee member of the Texas Medical Board.

I served as a member of the Quality System Oversight System of Texas, which was created in the federal class-action lawsuit RAJ v. Jones. This class-action lawsuit resulted in the development of a Quality System Oversight System in Texas, which reviewed State psychiatric hospitals for quality of services and standards of care.

Over the course of 10 years, this class-action lawsuit resulted in a significant development of an External Validation Quality Review Team, which reviewed State psychiatric hospitals for quality of services and standards of care until the settlement agreement had achieved significant improvement in the quality of care provided for services for psychiatric patients in the State psychiatric hospitals.

I was one of four psychiatrists to serve in the Quality System Oversight System in Texas as a result of the settlement agreement, which resulted from the federal litigation RAJ v. Jones in the federal court in Dallas, Texas.

Following my service of 10 years in the Quality System Oversight System in Texas, Mr. David Pharis, the Court Monitor for the class-action lawsuit RAJ v. Jones, did edit a textbook, *State Hospital Reform – Why Was It So Hard to Accomplish?*, published by Carolina Academic Press in 1978, which did address the various experiences of reviewing State psychiatric hospitals in the Quality System Oversight System created by the settlement agreement between the class of patients in the State psychiatric hospitals and the Texas Department of Mental Health and Mental Retardation.

I wrote a chapter in this textbook, Chapter 11 – Quality System Oversight, which did describe the Quality System Oversight System that was developed in this class-action lawsuit. It is to be noted that this settlement agreement did result in substantial improvement in the quality of care provided to patients by the State psychiatric hospitals.

I am the senior author of the *Hypnosis Chapter* in the 9<sup>th</sup> Edition of *Kaplan & Sadock's Comprehensive Textbook of Psychiatry* edited by Benjamin Sadock, M.D.; Virginia Sadock, M.D.; and Pedro Ruiz, M.D., published in 2009 by Lippincott Williams & Wilkins. The second author of the *Hypnosis Chapter* is Harold J. Wain, Ph.D., ABPH, Chief, Psychiatry Consultation Liaison Service of the Department of Psychiatry at the Army Medical Center and Professor of the Department of Psychiatry, Uniformed Services University of the Health Sciences, Bethesda, Maryland. The third author is Daniel Brown, Ph.D., ABPH, Associate Clinical Professor of Psychology, Harvard Medical School.

Dr. Wain, Dr. Brown, and I have authored the *Hypnosis Chapter* in the 10<sup>th</sup> Edition of *Kaplan & Sadock's Comprehensive Textbook of Psychiatry*, which was published in 2017.

Over the course of my career, I have practiced forensic psychiatry, which has included serving as a forensic psychiatrist in California from 1976 until 1983.

During the course of my practice as a forensic psychiatrist in California, I served on numerous court panels for the purposes of evaluating defendants in areas of both competency to stand trial and criminal responsibility.

During the course of my practice in the state of Texas from 1983 until the present time, I have served on several court panels for the purposes of evaluating defendants for competency to stand trial and to address questions relating to criminal responsibility. I have testified in both State courts and Federal courts in areas of both competency to stand trial and criminal responsibility.

In addition, I have also undertaken evaluations of patients who sustained traumatic brain injury and neurocognitive disorders associated with their traumatic brain injury. During the course of my practice in Houston, Texas, I did undertake forensic psychiatric evaluations of individuals who were injured in the industrial explosions that occurred in the Phillips 66 Chemical Complex explosion in Pasadena, Texas, in 1989; the Deep Water Horizon drill-rig explosion that occurred in the Gulf of Mexico in 2010; and the explosions that occurred in the BP facility in Texas City, Texas, in 2013. Further, I have also undertaken psychiatric evaluations and consultations concerning patients who were involved in litigation regarding other forensic issues involving Family Law and evaluations concerning guardianship proceedings, testamentary capacity, and civil competency. Further, I have also served as a forensic psychiatrist in litigation and administrative legal proceedings concerning professional liability. I have undertaken forensic psychiatric evaluations of professionals who were experiencing psychiatric or physical impairment that may affect their ability to practice their profession.

During the course of my forensic practice in the state of California, I served as the Director of Forensic Psychiatry Services in the Department of Psychiatry at the University of California at Davis. During the course of my practice in the state of Texas, I served as an Associate Clinical Professor in the Menninger Department of Psychiatry at Baylor College of Medicine and the Department of Psychiatry at The University of Texas Medical School at Houston.

During the course of my appointments in both of these academic departments, I have provided forensic psychiatric seminars and hypnosis seminars to residents in the Menninger Department of Psychiatry at Baylor College of Medicine and the Department of Psychiatry at The University of Texas Medical School at Houston.

I have served as an Adjunct Professor of Law at the University of Houston Law Center in Houston, Texas. I taught a course in forensic medicine from 1984 until 1989. I also recently taught this course in forensic medicine with Dr. Victor Scarano in 2005. In addition to this experience, I participated with Mr. George Parnham, a criminal defense attorney, in a national webcast CLE program for lawyers in 2012 concerning the latest research developments in brain development, which formed the foundation for the opinion in the Supreme Court case *Roper v. Simmons* 543U.S. 551.

One may refer to my résumé for a full review of my professional experiences.