

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

STATE BOARD OF MEDICINE

TIME: 9:06 A.M.

Teleconference

Tuesday, March 17, 2020

State Board of Medicine
March 17, 2020

BOARD MEMBERS:

Keith E. Loiselle, Chairman, Public Member
K. Kalonji Johnson, Acting Commissioner of
Professional and Occupational Affairs
Theodore Stauffer, Legal Assistant/Executive
Secretary, Bureau of Professional and
Occupational Affairs
John M. Mitchell, L.P., C.C.P., Vice Chairman
Ronald E. Domen, M.D.
Mary Pat Howard, Executive Assistant of Quality
Assurance, on behalf of Rachel Levine, M.D.,
Physician General/Secretary of Health
Paul J. Valigorsky II, M.D.
Mark B. Woodland, M.D.

BUREAU PERSONNEL:

Dana M. Wucinski, Esquire, Board Counsel
Shana M. Walter, Esquire, Board Counsel
Anita P. Shekletski, Esquire, Board Prosecution
Liaison
Adam Morris, Esquire, Board Prosecutor

ALSO PRESENT:

Susan DeSantis, PA-C, Pennsylvania Society of
Physician Assistants
Ted Mowatt, Wanner Associates, APA
Randy Stevens, Pennsylvania Orthotic & Prosthetic
Tanya Miller, MS, LAT, ATC, Pennsylvania Athletic
Trainers' Society
Andrew C. Harvan, PA Medical Society
Kerry Maloney, Esquire, Post and Schell
Mary Marshall, Director, Workforce & Professional
Services, The Hospital and Healthsystem
Association
Andrew LaFratte, PA Department of State Policy Office
Angie Armbrust, Senior Associate, McNeas-Winter Group
LLC
Linda Stevenson, Senior Associate Counsel, UPMC
Marc Farrell, Deputy Policy Director, Department of
State
Charles Artz, Esquire, Artz McCarrie Health Law,
Counsel for Respondent
Parth Bharill, M.D., Respondent

1 ***

2 State Board of Medicine

3 March 17, 2020

4 ***

5 The regularly scheduled meeting of the State
6 Board of Medicine was held on Tuesday, March 17, 2020
7 via teleconference. Keith E. Loiselle, Chairman,
8 Public Member, called the meeting to order at 9:06
9 a.m. Mark B. Woodland, M.D. was not present at the
10 commencement of the meeting.

11 ***

12 [Chairman Loiselle thanked everyone for their patience
13 and understanding during this crisis, including
14 Governor Wolf, Secretary of State Kathy Boockvar,
15 Secretary of Health Dr. Rachel Levine, Acting
16 Commissioner K. Kalonji Johnson, Board Administrator
17 Suzanne Zerbe, Bureau staff, and IT personnel for
18 making this meeting possible. It was noted that the
19 agenda would be a modified agenda.

20 Chairman Loiselle noted for the record, after
21 discussion with appropriate Counsel, that even though
22 this meeting was being conducted via conference call,
23 the Board's actions would still carry the same force
24 and effect as if conducted under normal conditions.
25 He noted it was imperative that questions be answered

1 as quickly as possible during this time. He stated
2 every precaution would be taken to protect the
3 citizens of Pennsylvania. The decisions of the Board
4 with respect to licensure are binding as if conducted
5 under normal conditions.]

6 ***

7 Roll Call

8 [Chairman Loiselles requested the roll call of Board
9 members and those in attendance.]

10 ***

11 Approval of minutes of the February 4, 2020 meeting

12 CHAIRMAN LOISELLE:

13 May I have a motion to approve the
14 February Minutes?

15 ACTING COMMISSIONER JOHNSON:

16 So moved.

17 DR. VALIGORSKY:

18 Second.

19 CHAIRMAN LOISELLE:

20 Acting Commissioner Johnson moves, Dr.
21 Valigorsky seconds. All in favor of
22 approval of the February Minutes signify
23 by saying aye. Any opposed?

24 [The motion carried unanimously.]

25 ***

1 [Chairman Loiselles stated the Board would go through
2 the cases one by one, further noting that Mr. Mitchell
3 and Dr. Valigorsky would be recused from deliberations
4 regarding Case No. 14. He stated discussions would be
5 held during Executive Session and matters would be
6 voted on in the normal fashion followed by the
7 presentation of Final Adjudications and Orders.]

8

9 Report of Prosecutorial Division

10 [Chairman Loiselles noted Mr. Mitchell's recusal from
11 deliberations regarding Probable Case Item No. 2. Mr.
12 Mitchell and Dr. Valigorsky would be recused from
13 deliberations regarding Item No. 14.]

14

15 [Anita Shekletski, Esquire, Board Prosecution Liaison,
16 presented a Consent Agreement for Case No. 19-49-
17 000417 and two VRP Agreements for Case No. 19-40-
18 018262 and Case No. 19-49-018701.]

19

20 [Anita Shekletski, Esquire, Board Prosecution Liaison,
21 on behalf of Keith E. Bashore, Esquire, Board
22 Prosecutor, presented the Consent Agreements for Case
23 No. 19-49-018163, Case No. 19-49-018699, and Case No.
24 19-49-010878.]

25

1 [Anita Shekletski, Esquire, Board Prosecution Liaison,
2 on behalf of Nathan C. Giunta, Esquire, Board
3 Prosecutor, presented the Consent Agreements for Case
4 No. 19-49-004591 and Case No. 19-49-018275.]

5 ***

6 [Anita Shekletski, Esquire, Board Prosecution Liaison,
7 on behalf of Jonelle Harter Eshbach, Esquire, Board
8 Prosecutor, presented the Consent Agreements for Case
9 No. 19-49-010304 and Case No. 19-49-013966.]

10 ***

11 [Anita Shekletski, Esquire, Board Prosecution Liaison,
12 on behalf of Mark Zogby, Esquire, Board Prosecutor,
13 presented a Consent Agreement for Case No. 14-49-
14 06336.]

15 ***

16 [John M. Mitchell, LP, CCP, Vice Chairman, was
17 requested to mute his phone and exit the
18 teleconference for recusal purposes at 9:18 a.m.]

19 ***

20 [Adam Morris, Esquire, Board Prosecutor, presented a
21 Consent Agreement for Case No. 19-49-018239.]

22 ***

23 [Paul J. Valigorsky, II, MD, was requested to mute his
24 phone and exit the teleconference for recusal purposes
25 at 9:25 a.m.]

1 ***

2 [Anita Shekletski, Esquire, Board Prosecution Liaison,
3 on behalf of Jason Anderson, Esquire, Board
4 Prosecutor, presented a Consent Agreement for Case No.
5 18-49-006230. Charles Artz, Esquire, Counsel for
6 Respondent and Respondent also participated in the
7 discussion.]

8 ***

9 [John M. Mitchell, LP, CCP, Vice Chairman, and Paul J.
10 Valigorsky, II, MD, re-entered the teleconference at
11 9:28 a.m.]

12 ***

13 [Report of Acting Commissioner
14 [K. Kalonji Johnson, Acting Commissioner, Bureau of
15 Professional and Occupational Affairs, thanked
16 everyone for attending via teleconference and reported
17 the primary focus was on the COVID-19 pandemic. He
18 referred Board members to the State's website for
19 updates regarding the matter.]

20 ***

21 Report of Department of Health

22 [Mary Pat Howard, Executive Assistant of Quality
23 Assurance, on behalf of Rachel Levine, M.D., Physician
24 General/Secretary of Health Rachel Levine, addressed
25 the Board regarding the emergency situation. She

1 reported, as of 5:00 p.m. the evening of March 16,
2 2020, there had been 76 confirmed cases in
3 Pennsylvania, 675 tested negative, with the bulk of
4 the positive testing being in Montgomery County and
5 the Philadelphia area. She noted 4740 confirmed cases
6 in the United States, 85 of which were fatal. She
7 reported there were 186,000 cases worldwide, 7567
8 deaths, and 79,916 that had recovered.

9 Ms. Howard indicated that no visitors would be
10 permitted into nursing homes. Restrictions or
11 limitations had been placed on all other places.
12 Schools have been closed.

13 Mr. Mitchell thanked Ms. Howard, the Department
14 of Health, and all involved for their efforts. There
15 was further discussion regarding the matter.

16 Ted Mowatt, Wanner Associates, APA, requested
17 guidance regarding the telemedicine matter. Ms.
18 Walter explained the Governor's Office or the Office
19 of the Secretary had not yet released any information
20 regarding the matter. Acting Commissioner Johnson
21 indicated the Governor's Office was working through
22 legislature to create a plan, but he was not aware of
23 any statutory suspensions regarding telemedicine.

24 Marc Farrell, Deputy Policy Director, Department
25 of State, commented that 30 minutes of a recent hour-

1 long teleconference with the Governor's Office was
2 devoted to the discussion of telemedicine. He stated
3 additional information should soon be made available
4 regarding the matter. Mr. Farrell noted a coronavirus
5 landing page on the Department of State's website
6 would soon be posted on the site and emails would also
7 be sent. There was further discussion concerning the
8 matter.

9 Ms. Walter explained the Board did not have the
10 authority to grant individuals a waiver of the
11 statutory or regulatory requirements. She referred
12 individuals to the website for further information on
13 the matter.

14 Chairman Loiselle stated the Coronavirus is a big
15 part of the issue but not the only issue. He
16 discussed a large practice of more than 100 physicians
17 in Eastern Pennsylvania, which converted to a
18 significant number of patient visits virtually. There
19 was discussion regarding the reported recoveries from
20 the virus.]

21

22 Report of Committee on Health-Related Professionals -

23 No Report

24

25 Report of Committee on Legislation/Policy Development

1 and Review - No Report

2 ***

3 Report of Committee on Licensure Qualifications - No
4 Report

5 ***

6 Report of Board Vice Chairman - No Report

7 ***

8 [Mark B. Woodland, M.D., entered the teleconference at
9 9:52 a.m.]

10 ***

11 [Chairman Loiselles requested the discussions regarding
12 regulatory matters be tabled until the next meeting.

13 He suggested Item Nos. 15, 16, 17 and 18 be tabled.

14 Ms. Walter also recommended that Item Nos. 21, 22, and
15 23 be tabled.]

16 CHAIRMAN LOISELLE:

17 I would ask for a motion to table Item
18 Nos. 15 through 23 for discussion at a
19 future meeting.

20 MR. MITCHELL:

21 So moved.

22 ACTING COMMISSIONER JOHNSON:

23 Second.

24 CHAIRMAN LOISELLE:

25 I believe we had Mr. Mitchell move and

1 Acting Commissioner Johnson second to
2 table Item Nos. 15 through 23 inclusive.

3 All those in favor signify by
4 saying aye? Are there any opposed?

5 [The motion carried unanimously.]

6 ***

7 [K. Kalonji Johnson, Acting Commissioner Bureau of
8 Professional and Occupational Affairs, exited the
9 teleconference at 9:58 a.m.]

10 ***

11 [Dr. Woodland explained his role regarding the COVID-
12 19 pandemic as active management of labor and delivery
13 units. He noted one patient was being tested for the
14 virus.]

15 Chairman Loiselles commented that one of the
16 identified populations at risk are pregnant women. He
17 stated pregnancy was not a risk factor for having or
18 getting COVID, that there had been no documentation of
19 transmission of the virus between mom and baby. Dr.
20 Woodland noted the precautions being taken by
21 hospitals and that visitation at the hospitals would
22 be discouraged or limited.]

23 ***

24 [Chairman Loiselles stated the Board would adjourn for
25 Executive Session and requested all Board members

1 disconnect at this time.]

2

3 [Pursuant to Section 708(a)(5) of the Sunshine Act,
4 the Board entered into Executive Session at 9:58 a.m.
5 with Shana M. Walter, Esquire, Board Counsel, and Dana
6 M. Wucinski, Esquire, Board Counsel, for the purpose
7 of conducting quasi-judicial deliberations and to
8 receive legal advice from Board Counsel. The Board
9 returned to open session at 10:54 a.m.]

10

11 MOTIONS

12 MS. WALTER:

13 Having returned from Executive Session,
14 I believe the Board would entertain a
15 motion to approve the following Consent
16 Agreements: Case No. 19-49-00417, Case
17 No. 19-49-018163, Case No. 19-49-018699,
18 Case No. 19-49-010878, Case No. 19-49-
19 004591, Case No. 19-49-018275, Case No.
20 19-49-010304, Case No. 19-49-013966, and
21 Case No. 14-49-06336?

22 CHAIRMAN LOISELLE:

23 Do I have a motion to approve the cases
24 referred to?

25 DR. WOODLAND:

1 So moved.

2 DR. VALIGORSKY:

3 Second.

4 CHAIRMAN LOISELLE:

5 All in favor, say aye. Any opposed?

6 [The motion carried. Mr. Mitchell and Dr. Valigorsky
7 recused from deliberations and voting on the motion
8 with regard to Case No. 14-49-06336.

9 The Respondent's name for Case No. 19-49-000417
10 is Irena Mederzinski. The Respondent's name for Case
11 No. 19-49-018163 is Daniel R. Canchola, MD. The
12 Respondent's name for Case No. 19-49-018699 is Eric K.
13 Yahav, MD. The Respondent's name for Case No, 19-49-
14 010878 is Sanjeev Sharma, MD. The Respondent's name
15 for Case No. 19-49-004591 is Gordon William Coleman,
16 LRT. The Respondent's name for Case No. 19-49-018275
17 is Chad Elliot Margulies. The Respondent's name for
18 Case No. 19-49-010304 is Nita Katherine Babcock, MD.
19 The Respondent's name for Case No. 19-49-013966 Sayed
20 Fazal Abbas Zaidi, MD. The Respondent's name for Case
21 No. 14-49-06336 is John Edward Strobeck, MD.]

22 ***

23 MS. WUCINSKI:

24 I believe the Board would entertain a
25 motion to approve the VRP Agreements for

1 Case No. 19-49-018701 and Case No. 19-
2 49-018262?

3 CHAIRMAN LOISELLE:

4 Do I have a motion to approve the VRP
5 Consent Agreements?

6 DR. DOMEN:

7 Motion to approve.

8 MR. MITCHELL:

9 Second.

10 CHAIRMAN LOISELLE:

11 All in favor say aye? Any opposed?

12 [The motion carried unanimously.]

13 ***

14 MS. WUCINSKI:

15 Moving back to Item No. 2, I believe the
16 Board would entertain a motion to approve
17 the Consent Agreement for Case No. 19-49-
18 018239.

19 CHAIRMAN LOISELLE:

20 Do I have a motion to approve?

21 DR. WOODLAND:

22 So moved.

23 DR. VALIGORSKY:

24 Second.

25 CHAIRMAN LOISELLE:

1 Dr. Woodland moves, Dr. Valigorsky
2 seconds. All in favor say aye? Any
3 opposed?

4 [The motion carried. Mr. Mitchell recused from
5 deliberations and voting on the motion. The
6 Respondent's name is Benjamin Hale Woollaston, PA-C.]

7 ***

8 MS. WUCINSKI:

9 I believe the Board will entertain a
10 motion to approve the Consent Agreement
11 for Case No. 18-49-006230

12 CHAIRMAN LOISELLE:

13 Do I have a motion to approve?

14 DR. WOODLAND:

15 So moved.

16 MS. HOWARD:

17 Second.

18 CHAIRMAN LOISELLE:

19 All in favor say aye? Any opposed?

20 [The motion carried unanimously. Dr. Valigorsky and
21 Mr. Mitchell recused from deliberations and voting on
22 the motion. The Respondent's name is Parth Bharill,
23 MD.]

24 ***

25 MS. WUCINSKI:

1 At agenda item 5, in the matter of Daniel
2 Raymond Nevarre, MD, Case No. 19-49-
3 007313, I believe the Board would
4 entertain a motion to direct Counsel to
5 draft a Final Adjudication and Order in
6 accordance with discussions during
7 Executive Session.

8 DR. VALIGORSKY:

9 Motion.

10 CHAIRMAN LOISELLE:

11 Do I have a second?

12 DR. DOMEN:

13 Second.

14 CHAIRMAN LOISELLE:

15 All those in favor say aye? Any opposed?

16 [The motion carried unanimously.]

17 ***

18 MS. WUCINSKI:

19 At agenda items 26 and 27, I believe the
20 Board would entertain a motion to approve
21 as Final the Draft Adjudications and
22 Orders at Case No. 19-49-000658 Alphonso
23 Brenell Benton, MD and Case No. 19-49-
24 003804 William King, Jr., MD..

25 CHAIRMAN LOISELLE:

1 Do I have a motion to approve those two
2 items?

3 MR. MITCHELL:

4 So moved.

5 MS. HOWARD:

6 Second.

7 CHAIRMAN LOISELLE:

8 Mr. Mitchell moves, Pat seconds. All in
9 favor say aye? Any opposed?

10 [The motion carried unanimously.]

11 ***

12 MS. WUCINSKI:

13 I believe the Board would entertain a
14 motion to grant unrestricted licenses by
15 endorsement under Act 41 for the
16 following: No. 28, Ibrahim Bawab, MD;
17 No. 29, Amir Reza Kachooei, MD; No. 31
18 Ziad Hadaya, MD; No. 32, Gaurav Prakash,
19 MD; No. 33, Lorena Lourhancs Moreira
20 Vidal, MD.

21 Is there a motion to grant licenses
22 by endorsement under Act 41 for those
23 applications?

24 MR. MITCHELL:

25 I make a motion.

1 MS. HOWARD:

2 Second.

3 CHAIRMAN LOISELLE:

4 All in favor say aye? Any opposed?

5 [The motion carried unanimously.]

6 ***

7 MS. WUCINSKI:

8 No. 30 on the agenda is Jay Kumar
9 Chhablani, MD. Is there a motion to
10 ratify the issuance of his unrestricted
11 license by endorsement?

12 CHAIRMAN LOISELLE:

13 Do I have a motion to ratify the approval
14 of the license by endorsement?

15 DR. DOMEN:

16 So moved.

17 MR. MITCHELL:

18 Second.

19 CHAIRMAN LOISELLE:

20 Dr. Domen, second by Mr. Mitchell. All
21 in favor say aye? Any opposed?

22 [The motion carried unanimously.]

23 ***

24 MS. WALTER:

25 At agenda item 34, the written agreement

1 for Anastasios Raptis, MD.

2 Is there a motion to approve the
3 written agreement for which we'll take a
4 roll call vote?

5 MR. MITCHELL:

6 I'll make a motion to approve.

7 DR. DOMEN:

8 Second.

9 CHAIRMAN LOISELLE:

10 I'll ask Counsel, do you want a different
11 process for a roll call vote than you
12 would a typical process. Do you want to
13 go through each Board member or do you
14 want to just ask for any opposition and
15 they can identify themselves?

16 MS. WALTER:

17 That would be great, Chairman, what you
18 just said, asking if there is any
19 opposition and if anyone opposes, if they
20 can identify themselves.

21 CHAIRMAN LOISELLE:

22 So we have a motion and we have a second.
23 All in favor of approval, say aye? Is
24 there any opposed to that motion?

25 [The motion carried unanimously.]

1 ***

2 MS. WUCINSKI:

3 At agenda item 35, I believe the Board
4 will entertain a motion to approve the
5 written agreement change between Peter
6 Li, MD and Amy Jean Loutrel, PA-C.

7 CHAIRMAN LOISELLE:

8 Do have a motion to approve the written
9 agreement change in that matter?

10 DR. MITCHELL:

11 I move to approve.

12 MS. HOWARD:

13 I second.

14 CHAIRMAN LOISELLE:

15 All in favor say aye? Any opposed?

16 [The motion carried unanimously.]

17 ***

18 MS. WUCINSKI:

19 At agenda item 36, I believe the Board
20 will entertain a motion to approve the
21 initial supervising physician agreement
22 between Parvis Baghai, MD and Steven
23 Sieber, PA-C.

24 CHAIRMAN LOISELLE:

25 Do I have a motion to approve Item No.

1 36?

2 MS. HOWARD:

3 I make a motion to approve.

4 MR. MITCHELL/DR. VALIGORSKY:

5 I'll second.

6 CHAIRMAN LOISELLE:

7 Mr. Mitchell second, Dr. Valigorsky joins
8 him. All in favor of approving the
9 initial supervising agreement, Item 36,
10 say aye? Any opposed?

11 [The motion carried unanimously.]

12 ***

13 MS. WUCINSKI:

14 At agenda item 37, I believe the Board
15 will entertain a motion to approve the
16 initial supervising physician application
17 between Anastasios Raptis, MD and Lori
18 Blazejewski, PA-C.

19 CHAIRMAN LOISELLE:

20 Do I have a motion to approve that
21 reactivation?

22 DR. VALIGORSKY:

23 So moved.

24 DR. DOMEN:

25 Second.

1 CHAIRMAN LOISELLE:

2 All in favor say aye? Any opposed?

3 [The motion carried unanimously.]

4 ***

5 MS. WUCINSKI:

6 Agenda items 38 and 39 were inadvertently
7 placed on the agenda, so the Board is not
8 going to be looking at those agreements
9 at this time.

10 ***

11 MS. WUCINSKI:

12 We'll move on to agenda item 40 which is
13 an application for an unrestricted
14 license of Reetha Bakthula, MD. I
15 believe the Board would entertain a
16 motion to grant an unrestricted license
17 that contains a restriction to practice
18 within the fellowship that was referenced
19 in Dr. Bakthula's application to the
20 Board.

21 CHAIRMAN LOISELLE:

22 Is there a motion?

23 DR. WOODLAND:

24 So moved.

25 DR. VALIGORSKY:

1 Second.

2 CHAIRMAN LOISELLE:

3 All those in favor say aye? Any opposed?

4 [The motion carried unanimously.]

5 ***

6 MS. WUCINSKI:

7 On to agenda item 41, Michael
8 Hillenbrand. I would just like to correct
9 the agenda. Mr. Hillenbrand is not a
10 medical doctor; however, he is seeking
11 reactivation of his acupuncturist
12 license.

13 Is there a motion to direct the
14 Board Administrator to send a letter
15 offering the reentry program to Mr.
16 Hillenbrand?

17 MR. MITCHELL:

18 So moved.

19 DR. DOMEN:

20 Second.

21 CHAIRMAN LOISELLE:

22 All in favor say aye? Are there any
23 opposed?

24 [The motion carried unanimously.]

25 ***

1 [Chairman Loiselles noted the next meeting is scheduled
2 for April 14, 2020, and is tentatively scheduled to
3 occur as normal in Harrisburg at Penn Center in
4 person. He referred members to the Board's website
5 for further information and updates regarding that
6 meeting.]

7 ***

8 Adjournment

9 CHAIRMAN LOISELLE:

10 Do I have a motion to adjourn the
11 meeting?

12 DR. DOMEN:

13 So moved.

14 DR. VALIGORSKY:

15 Second.

16 CHAIRMAN LOISELLE:

17 All in favor say aye? Any opposed?

18 [The motion carried unanimously.]

19 ***

20 [There being no other business, the State Board of
21 Medicine Meeting adjourned at 11:11 a.m.]

22 ***

23

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Board of Medicine meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Medicine meeting.



Evan Bingaman,

Minute Clerk

Sargent's Court Reporting
Service, Inc.

STATE BOARD OF MEDICINE
REFERENCE INDEX
March 17, 2020

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7	9:06	Official Call to Order
8		
9	9:09	Roll Call/Introduction of Audience
10		
11	9:14	Approval of Minutes
12		
13	9:18	Report of Prosecutorial Division
14		
15	9:30	Report of Acting Commissioner
16		
17	9:32	Report of Department of Health
18		
19	9:45	Report of Board Chairman
20		
21	9:58	Executive Session
22	10:54	Return to Open Session
23		
24	10:54	Motions
25		
26	11:11	Adjournment
27		
28		
29		
30		
31		
32		
33		
34		
35		
36		
37		
38		
39		
40		
41		
42		
43		
44		
45		
46		
47		
48		
49		
50		