

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: 9:01 A.M.

BOARD ROOM B
One Penn Center
2601 North Third Street
Harrisburg, Pennsylvania 17110

Tuesday, May 21, 2019

1 ***

2 State Board of Medicine

3 May 21, 2019

4 ***

5 The regularly scheduled meeting of the State
6 Board of Medicine was held on Tuesday, May 21, 2019.
7 Keith E. Loisel, Chairman, Public Member, called the
8 meeting to order at 9:01 a.m.

9 ***

10 Acknowledge Public - Turn Off Electronic Devices
11 [Chairman Loisel requested that all electronic
12 devices be turned off. He also requested the
13 introduction of audience members.]

14 ***

15 Approval of minutes of the April 16, 2019 meeting

16 CHAIRMAN LOISELLE:

17 May I ask for a motion to approve the
18 minutes from the previous meeting?

19 DR. LEVINE:

20 So moved.

21 CHAIRMAN LOISELLE:

22 Dr. Levine moves.

23 MR. JOHNSON:

24 Second.

25 CHAIRMAN LOISELLE:

1 for mediation or refuse it. She referred to Lyness as
2 being a reason why it has not been used frequently in
3 Pennsylvania. She stated it is confidential and a
4 phrase would be in the consent agreement that the case
5 has gone to mediation.

6 Chairman Loiselles commented that mediation works
7 when the respondent or respondent's counsel and the
8 Board and/or counsel cannot come together, noting it
9 to be another option.

10 Chairman Loiselles questioned whether mediation
11 was reportable to the National Practitioner Data Bank.

12 Ms. Shekletski explained that every discipline is
13 reported to the data bank except for cost and VRP
14 agreements.]

15

16 [Anita P. Shekletski, Esquire, Board Prosecution
17 Liaison, presented the Consent Agreements for VRP File
18 No. 18-49-011470, VRP File No. 19-49-001916, VRP File
19 No. 19-49-002683, VRP File No. 19-49-002685, and VRP
20 File No. 19-49-003353.]

21

22 [Keith E. Bashore, Esquire, Board Prosecutor,
23 presented the Consent Agreements for File No. 18-49-
24 02143, File No. 18-49-005837, and File No. 19-49-
25 000546.]

1

2

[Keith E. Loiselles, Chairman, Public Member, exited
the meeting at 9:21 a.m. for recusal purposes.]

4

5

6

[Keith E. Bashore, Esquire, Board Prosecutor,
presented the Consent Agreement for File No. 19-49-
001704.]

8

9

10

[Keith E. Loiselles, Chairman, Public Member, reentered
the meeting at 9:23 a.m.]

11

12

13

[Keith E. Bashore, Esquire, Board Prosecutor,
presented the Consent Agreement for File No. 19-49-
003878.]

15

16

17

18

[Peter D. Kovach, Esquire, Board Counsel, noted agenda
Item No. 12 to be a probable cause screening matter,
which was tabled due to a quorum not being present.]

19

20

21

22

[Nathan C. Giunta, Esquire, Board Prosecutor,
presented the Consent Agreement for File No. 19-49-
001334.]

23

24

Report of Acting Commissioner - No Report

25

1 Report of Committee on Allied Health-Related
2 Professionals - No Report

3 ***

4 Report of Committee on Legislation/Policy Development
5 and Review

6 [Keith E. Loiselle, Chairman, Public Member, commended
7 Acting Commissioner Johnson and the Department of
8 Health for taking definitive action to issues
9 presented to the Board by various stakeholders and
10 licensee groups.

11 Chairman Loiselle mentioned his goal as Chair of
12 the Board is to have a more direct link between the
13 members of the Board, the ideals of the Board, and the
14 legislature. He noted other states that have regular
15 meetings with the legislative committees, whether
16 senate or representative committees for health care in
17 their states. He commented that heading off issues
18 before they become problematic will save a lot of time
19 and headache and will benefit the citizens of
20 Pennsylvania.]

21 ***

22 Report of Committee on Licensure Qualifications - No
23 Report

24 ***

25 Report of Board Vice Chairman - No Report

1
2 Report of Department of Health
3 [Rachel Levine, M.D., Physician General/Secretary of
4 Health, stated Pennsylvania is operating under a
5 disaster declaration that Governor Wolf issued in
6 January 2018, noting the sixth iteration of the 90-day
7 disaster declarations. She addressed prevention,
8 rescue with naloxone, and treatment. She discussed
9 opioid stewardship and announced a 25% decreased in
10 opioid prescriptions in less than three years.

11 Dr. Levine addressed patients with severe acute
12 and chronic pain who need opioids and noted an
13 advocacy program starting in 2019, where patients who
14 feel they are being unfairly treated or abandoned by a
15 physician can call to be provided with the appropriate
16 care.

17 Dr. Levine noted success with the medication
18 naloxone to reverses opioids with about 20,000
19 emergencies medical service (EMS) saves in 15 months
20 and over 10,000 police saves in the last 4 years. She
21 mentioned a naloxone distribution day, where the
22 public could obtain naloxone from our community health
23 centers. She addressed the importance of getting
24 people into treatment, including an active warm
25 handoff program and expanded treatment, particularly

1 access to evidence-based quality medication-assisted
2 treatment for opioid use disorder.

3 Dr. Levine noted progress in 2018 with a decrease
4 in overdose deaths. She mentioned the need to adjust
5 to the changing landscape, as was in the news from the
6 Centers for Disease Control and Prevention (CDC) a
7 number of weeks ago. She commented that there was an
8 increase in the number of stimulants, such as
9 methamphetamine and cocaine, coming into Pennsylvania
10 and deaths from methamphetamine and cocaine that is
11 laced with fentanyl.

12 Dr. Levine addressed an outbreak of hepatitis A
13 in Pennsylvania, particularly among specific
14 demographic groups. She stated hepatitis C and HIV
15 was a concern and will be asking the legislature to
16 change the rules in terms of The Controlled
17 Substances, Drugs, Device, and Cosmetic Act for
18 traditional harm reduction. She stated she will be
19 working with legislature regarding traditional harm
20 reduction, which is a syringe service program
21 supported by the Trump Administration, Health and
22 Human Services, and the CDC.

23 Dr. Levine addressed the medical marijuana
24 program, which is under the regulation of the
25 Department of Health.

1 Dr. Levine mentioned a new program called the
2 Rural Health Initiative to save rural hospitals that
3 are under significant financial stress.

4 Dr. Valigorsky commented that he has a pain
5 practice and receives a number of patients from
6 primary care physicians who no longer want to write
7 prescriptions for their narcotics.

8 Dr. Levine addressed patients with acute and
9 chronic pain who require opioids and patients with
10 pain who could receive biofeedback, acupuncture, or
11 various combinations of treatments. She stated
12 patients who are abandoned and cannot get pain
13 medicine may go to the black market. She suggested
14 weaning patients.

15 Dr. Levine commented to be very careful not to
16 co-prescribe medicines such as benzodiazepines and the
17 importance of co-prescribing naloxone so families have
18 naloxone at home in case of an overdose. She stated
19 some primary care physicians do not feel they have the
20 expertise and will make a referral.

21 Chairman Loiselle agreed that there is a place
22 for opioids when used appropriately. He mentioned a
23 conversation he had with Dr. Valigorsky regarding
24 physicians becoming gun-shy when prescribing to
25 patients who should be receiving opioids.

1 Chairman Loiselles referred to a letter that
2 Carolyn Byrnes from the Department of Health provided
3 concerning patient advocacy. He suggested adjusting
4 the wording to note that there are other ways to
5 accomplish the goal without having patients see other
6 doctors.

7 Chairman Loiselles thanked Dr. Levine for the
8 update and insightful words.]

9

10 [Kalonji Johnson, Acting Commissioner, Bureau of
11 Professional and Occupational Affairs, exited the
12 meeting at 9:53 a.m.]

13

14 Report of Board/Regulatory Counsel

15 [Peter D. Kovach, Esquire, Board Counsel, noted
16 matters for discussion during executive session. He
17 also noted discussion regarding practitioners of
18 oriental medicine regulations after today's Board
19 meeting.]

20 Chairman Loiselles congratulated Dr. Domen on his
21 new position at the Federation of State Medical Boards
22 as a member of a special committee for strategic
23 planning.]

24

25 [Kalonji Johnson, Acting Commissioner, Bureau of

1 Professional and Occupational Affairs, reentered the
2 meeting at 9:56 a.m.]

3 ***

4 For the Board's Information/Discussion

5 [Keith E. Loiselle, Chairman, Public Member, noted
6 upcoming 2019 and 2020 Board meeting dates.

7 Chairman Loiselle noted correspondence from
8 International Society of Hair Restoration Surgery.

9 Chairman Loiselle also noted correspondence from
10 the Pennsylvania Society of Physician Assistants. He
11 stated the Board is committed to working to solve
12 problems with physician assistants relating to the
13 processing of written agreements and will have a
14 committee meeting at the next Board meeting in June to
15 address the issues raised in this letter.]

16 ***

17 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
18 10 a.m. the Board entered into Executive Session with
19 Peter D. Kovach, Esquire, Board Counsel, and Kerry E.
20 Maloney, Esquire, Board Counsel, for the purpose of
21 conducting quasi-judicial deliberations and to receive
22 legal advice from Board Counsel. The Board returned
23 to open session at 12:53 p.m.]

24 ***

25 [Keith E. Loiselle, Chairman, Public Member, noted a

1 committee meeting for physician assistants following
2 the regular Board meeting in June.]

3 ***

4 MOTIONS

5 MR. KOVACH:

6 Pursuant to Section 708(a)(5) of the
7 Sunshine Act, the Board met in executive
8 session for the purpose of conducting
9 quasi-judicial deliberations and to
10 receive the advice of counsel on the
11 matters upon which the Board is about to
12 vote.

13 We could take the first several as
14 a group. It's No. 2 through 6 on the
15 agenda. VRP Case No. 18-49-011470, VRP
16 Case No. 19-49-001916, VRP Case No. 19-
17 49-002683, VRP Case No. 19-49-002685,
18 and VRP Case No. 19-49-003253.

19 Based on the Board's discussions in
20 executive session, I believe the Board
21 Chair would accept a motion approving
22 those Consent Agreements.

23 CHAIRMAN LOISELLE:

24 Do I have a motion to approve?

25 DR. LEVINE:

1 So moved.

2 CHAIRMAN LOISELLE:

3 Dr. Levine moves.

4 DR. JOSHI:

5 Second.

6 CHAIRMAN LOISELLE:

7 Dr. Joshi seconds. All in favor, say
8 aye. Any opposed?

9 [The motion carried unanimously.]

10 ***

11 MR. KOVACH:

12 The next matter on the agenda is No. 7.
13 It's case No. 18-49-02143.

14 Based on the Board's discussions in
15 executive session, I believe the Board
16 Chair would accept a motion approving
17 that Consent Agreement.

18 CHAIRMAN LOISELLE:

19 Do I have a motion to approve?

20 DR. LEVINE:

21 So moved.

22 CHAIRMAN LOISELLE:

23 Dr. Levine moves.

24 DR. JOSHI:

25 Second.

1 CHAIRMAN LOISELLE:

2 Dr. Joshi seconds. All in favor, say
3 aye. Any opposed?

4 [The motion carried unanimously. The Respondent's
5 name is William C. Marrocco, M.D.]

6 ***

7 MR. KOVACH:

8 The next matter is No. 8 on the agenda.
9 It's Case No. 18-49-005837.

10 Based on the Board's discussions in
11 executive session, I believe the Board
12 Chair would accept a motion approving
13 that Consent Agreement.

14 CHAIRMAN LOISELLE:

15 Do I have a motion to approve?

16 DR. LEVINE:

17 So moved.

18 CHAIRMAN LOISELLE:

19 Dr. Levine moves.

20 DR. LOSEE:

21 Second.

22 CHAIRMAN LOISELLE:

23 Dr. Losee seconds. All in favor, say
24 aye. Any opposed?

25 [The motion carried unanimously. The Respondent's

1 name is Allan W. Clark, M.D.]

2 ***

3 MR. KOVACH:

4 The next matter on the agenda is No. 9.
5 It's Case No. 19-49-000546.

6 Based on the Board's discussions in
7 executive session, I believe the Chair
8 would accept a motion to reject the
9 Consent Agreement as too lenient in that
10 matter.

11 CHAIRMAN LOISELLE:

12 Motion to reject?

13 DR. LEVINE:

14 So moved.

15 CHAIRMAN LOISELLE:

16 Dr. Levine moves.

17 DR. LOSEE:

18 Second.

19 CHAIRMAN LOISELLE:

20 Dr. Losee seconds. All in favor, say
21 aye. Any opposed?

22 [The motion carried unanimously.]

23 ***

24 MR. KOVACH:

25 The next matter is a matter which

1 involved the Probable Cause Committee.
2 Mr. Loiselles and Mr. Mitchell, who is
3 not here, are recused on the
4 consideration of that matter and did not
5 participate in deliberations. It's Case
6 No. 19-49-001704.

7 Based on the Board's discussions in
8 executive session, I believe the Board
9 Vice Chair would accept a motion
10 rejecting that Consent Agreement as too
11 lenient.

12 ***

13 VICE CHAIR LOSEE ASSUMED THE CHAIR

14 ***

15 VICE CHAIR LOSEE:

16 Could I have a motion for approval?

17 DR. LEVINE:

18 So moved.

19 DR. VALIGORSKY:

20 Second.

21 VICE CHAIR LOSEE:

22 Dr. Levine firsts and Dr. Valigorsky
23 seconds. All those in favor, say aye.
24 Those opposed?

25 [The motion carried. Mr. Loiselles recused himself

1 from deliberations and voting on the motion.]

2 ***

3 CHAIRMAN LOISELLE RESUMED THE CHAIR

4 ***

5 MR. KOVACH:

6 The next matter on the agenda is No. 11.
7 It's Case No. 19-49-003878.

8 Based on the Board's discussions in
9 executive session, I believe the Board
10 Chair would accept a motion approving
11 that Consent Agreement.

12 CHAIRMAN LOISELLE:

13 Do I have a motion to approve?

14 DR. LEVINE:

15 So moved.

16 CHAIRMAN LOISELLE:

17 Dr. Levine moves.

18 DR. JOSHI:

19 Second.

20 CHAIRMAN LOISELLE:

21 Dr. Joshi seconds. All in favor, say
22 aye. Any opposed?

23 [The motion carried unanimously. The Respondent's
24 name is Louis G. Quartararo, M.D.]

25 ***

1 MR. KOVACH:

2 Number 12 on the agenda has been tabled
3 due to a lack of quorum.

4 ***

5 MR. KOVACH:

6 Number 13 on the agenda is Case No. 19-
7 49-001334.

8 Based on the Board's discussions in
9 executive session, I believe the Board
10 Chair would accept a motion approving
11 that Consent Agreement.

12 CHAIRMAN LOISELLE:

13 Do I have a motion to approve?

14 DR. JOSHI:

15 So moved.

16 CHAIRMAN LOISELLE:

17 Dr. Joshi moves.

18 DR. LOSEE:

19 Second.

20 CHAIRMAN LOISELLE:

21 Dr. Losee seconds. All in favor, say
22 aye. Any opposed?

23 [The motion carried unanimously. The Respondent's
24 name is Sung Hak Hong, M.D.]

25 ***

1 MR. KOVACH:

2 Number 14 on the agenda is Case No. 16-
3 49-10050.

4 Based on the Board's discussions in
5 executive session, I believe the Board
6 Chair would accept a motion approving
7 that Consent Agreement.

8 CHAIRMAN LOISELLE:

9 Do I have a motion to approve?

10 DR. JOSHI:

11 So moved.

12 CHAIRMAN LOISELLE:

13 Dr. Joshi moves.

14 MR. JOHNSON:

15 Second.

16 CHAIRMAN LOISELLE:

17 Acting Commissioner Johnson seconds.

18 All in favor, say aye. Any opposed?

19 [The motion carried unanimously. The Respondent's
20 name is Kevin Russell Patterson, M.D.]

21 ***

22 MR. KOVACH:

23 The next matter on the agenda is No. 15.
24 It's Case No. 18-49-001325, Case No. 17-
25 49-12304, Case No. 16-49-13251, and Case

1 No. 16-49-09782.

2 Based on the Board's discussions in
3 executive session, I believe the Board
4 Chair would accept a motion approving
5 that Consent Agreement in that matter.

6 CHAIRMAN LOISELLE:

7 Do I have a motion to approve that
8 consent agreement?

9 DR. DOMEN:

10 So moved.

11 CHAIRMAN LOISELLE:

12 Dr. Domen moves.

13 DR. LOSEE:

14 Second.

15 CHAIRMAN LOISELLE:

16 Dr. Losee seconds. All in favor, say
17 aye. Any opposed?

18 [The motion carried unanimously. The Respondent's
19 name is Joseph L. Russino, M.D.]

20 ***

21 MR. KOVACH:

22 Number 19 involves correspondence from
23 the International Society of Hair
24 Restoration Surgery, essentially
25 bringing up a question about the

1 jurisdiction of the Board.

2 The Board, as a state agency, is
3 limited to only those activities which
4 are within the Board's law, and the
5 Medical Practice Act does not
6 specifically authorize providing
7 advisory opinions, which this appears to
8 maybe be requesting. The Board will not
9 be able to provide an advisory opinion
10 or legal interpretation of the Board's
11 acts since it does not involve an actual
12 matter before the Board.

13 CHAIRMAN LOISELLE:

14 The Board neither agrees with nor
15 rejects the notions put forth in the
16 letter we received.

17 ***

18 MR. KOVACH:

19 The next matter is No. 21 on the agenda.
20 It's the matter of the Application for a
21 Medical License filed by Sanford David
22 Glantz, M.D., Case No. 18-49-008638.

23 Based on the Board's discussions in
24 executive session, I believe the Chair
25 would accept a motion to adopt as final

1 the proposed Adjudication and Order of
2 the hearing examiner in that matter.

3 CHAIRMAN LOISELLE:

4 Do I have a motion to accept?

5 MR. JOHNSON:

6 So moved.

7 CHAIRMAN LOISELLE:

8 Acting Commissioner Johnson moves.

9 DR. JOSHI:

10 Second.

11 CHAIRMAN LOISELLE:

12 Dr. Joshi seconds. All in favor, say
13 aye. Any opposed?

14 [The motion carried unanimously.]

15 ***

16 CHAIRMAN LOISELLE:

17 Item No. 20, which was a letter received
18 from the Pennsylvania Society of
19 Physician Assistants.

20 As mentioned at the start of this
21 public session, the Board will have a
22 committee meeting specifically to
23 address those issues following the next
24 regularly scheduled Board meeting in
25 June.

1 ***

2 MR. KOVACH:

3 Number 22 on the agenda. This is again
4 a probable cause matter, for which the
5 Chairman recused himself and was not
6 present during executive session and
7 will not be voting on the matter.

8 It's the matter of the
9 Reinstatement of a License to Practice
10 as a Medical Physician and Surgeon filed
11 by Byrne Lincoln Solberg, M.D., Case No.
12 18-49-07957.

13 Based on the Board's discussions in
14 executive session, I believe the Board
15 Vice Chair would accept a motion to
16 adopt as final the proposed adjudication
17 in that matter.

18 ***

19 VICE CHAIR LOSEE ASSUMED THE CHAIR

20 ***

21 VICE CHAIR LOSEE:

22 Do I have a motion for approval?

23 DR. LEVINE:

24 So moved.

25 VICE CHAIR LOSEE:

1 Dr. Levine.

2 DR. VALIGORSKY:

3 Second.

4 VICE CHAIR LOSEE:

5 Dr. Valigorsky seconds. All in favor,
6 say aye. Those opposed?

7 [The motion carried. Mr. Loiselles recused himself
8 from deliberations and voting on the motion.]

9 ***

10 CHAIRMAN LOISELLE RESUMED THE CHAIR

11 ***

12 MR. KOVACH:

13 The next matter on the agenda is No. 23.
14 It's the Commonwealth of Pennsylvania
15 Bureau of Professional and Occupational
16 Affairs vs. Muhammad Khalil Ahmed, M.D.,
17 Case No. 17-49-11004.

18 Based on the Board's discussions in
19 executive session, I believe the Board
20 Chair would accept a motion to adopt as
21 final the Adjudication and Order in that
22 matter.

23 CHAIRMAN LOISELLE:

24 Do I have a motion to adopt the
25 adjudication?

1 DR. LOSEE:

2 So moved.

3 CHAIRMAN LOISELLE:

4 Dr. Losee moves.

5 DR. JOSHI:

6 Second.

7 CHAIRMAN LOISELLE:

8 Dr. Joshi seconds. All in favor, say
9 aye. Any opposed?

10 [The motion carried unanimously.]

11 ***

12 MR. KOVACH:

13 The next matter is No. 24 on the agenda,
14 the Commonwealth of Pennsylvania Bureau
15 of Professional and Occupational Affairs
16 vs. David M. Anderson, M.D., Case No.
17 14-49-03305.

18 Based on the Board's discussions in
19 executive session, I believe the Board
20 Chair would accept a motion approving as
21 final the Adjudication and Order in that
22 matter.

23 CHAIRMAN LOISELLE:

24 Do I have a motion to approve the
25 adjudication?

1 DR. LOSEE:

2 So moved.

3 CHAIRMAN LOISELLE:

4 Dr. Losee moves.

5 MR. JOHNSON:

6 Second.

7 CHAIRMAN LOISELLE:

8 Acting Commissioner Johnson seconds.

9 All in favor of approval, say aye. Any
10 opposed?

11 [The motion carried unanimously.]

12 ***

13 MR. KOVACH:

14 The next matter is No. 25, the
15 Commonwealth of Pennsylvania Bureau of
16 Professional and Occupational Affairs
17 vs. Robert Michael Biter, M.D., Case No.
18 17-49-10950.

19 Based on the Board's discussions in
20 executive session, I believe the Chair
21 would accept a motion authorizing
22 counsel to draft an Adjudication and
23 Order consistent with the Board's
24 discussions for that matter.

25 CHAIRMAN LOISELLE:

1 Do I have a motion to that effect?

2 DR. JOSHI:

3 So moved.

4 CHAIRMAN LOISELLE:

5 Dr. Joshi moves.

6 DR. LEVINE:

7 Second.

8 CHAIRMAN LOISELLE:

9 Dr. Levine seconds. All in favor, say
10 aye. Any opposed?

11 [The motion carried unanimously.]

12 ***

13 MR. KOVACH:

14 The next matter is No. 26, the
15 Commonwealth of Pennsylvania Bureau of
16 Professional and Occupational Affairs
17 vs. Mark G. Boles, M.D., Case No. 17-49-
18 12422.

19 Based on the Board's discussions in
20 executive session, I believe the Board
21 Chair would accept a motion approving
22 the Adjudication and Order as the final
23 Board order in that matter.

24 CHAIRMAN LOISELLE:

25 Do I have a motion to approve the A&O?

1 DR. LOSEE:

2 So moved.

3 CHAIRMAN LOISELLE:

4 Dr. Losee moves.

5 DR. LEVINE:

6 Second.

7 CHAIRMAN LOISELLE:

8 Dr. Levine seconds. All in favor, say
9 aye. Any opposed?

10 [The motion carried unanimously.]

11 ***

12 MR. KOVACH:

13 The next matter is No. 27 on the agenda,
14 the Commonwealth of Pennsylvania Bureau
15 of Professional and Occupational Affairs
16 vs. La Gracia Burnett, Case No. 18-49-
17 00524.

18 Based on the Board's discussions in
19 executive session, I believe the Board
20 Chair would accept a motion approving as
21 final the Adjudication and Order in that
22 matter.

23 CHAIRMAN LOISELLE:

24 Do I have a motion to approve?

25 DR. DOMEN:

1 So moved.

2 CHAIRMAN LOISELLE:

3 Dr. Domen moves.

4 DR. JOSHI:

5 Second.

6 CHAIRMAN LOISELLE:

7 Dr. Joshi seconds. All in favor, say
8 aye. Any opposed?

9 [The motion carried unanimously.]

10 ***

11 MR. KOVACH:

12 The next matter is No. 28, the
13 Commonwealth of Pennsylvania Bureau of
14 Professional and Occupational Affairs
15 vs. Stephen Neal Fisher, M.D., Case No.
16 13-49-11854.

17 Based on the Board's discussions in
18 executive session, I believe the Chair
19 would accept a motion authorizing
20 counsel to draft an Adjudication and
21 Order consistent with the Board's
22 directions in that matter.

23 CHAIRMAN LOISELLE:

24 Do I have a motion to that effect?

25 DR. LEVINE:

1 So moved.

2 CHAIRMAN LOISELLE:

3 Dr. Levine moves.

4 MR. JOHNSON:

5 Second.

6 CHAIRMAN LOISELLE:

7 Acting Commissioner Johnson seconds.

8 All in favor, say aye. Any opposed?

9 [The motion carried unanimously.]

10 ***

11 MR. KOVACH:

12 The next matter is No. 29 on the agenda,
13 the Commonwealth of Pennsylvania Bureau
14 of Professional and Occupational Affairs
15 vs. David A. Forsberg, M.D., Case No.
16 14-49-04135.

17 Based on the Board's discussions in
18 executive session, I believe the Chair
19 would accept a motion authorizing
20 counsel to draft an Adjudication and
21 Order consistent with the Board's
22 discussions in that matter.

23 CHAIRMAN LOISELLE:

24 Do I have a motion to that effect?

25 DR. VALIGORSKY:

1 So moved.

2 CHAIRMAN LOISELLE:

3 Dr. Valigorsky moves.

4 DR. LOSEE:

5 Second.

6 CHAIRMAN LOISELLE:

7 Dr. Losee seconds. All in favor, say
8 aye. Any opposed?

9 [The motion carried unanimously.]

10 ***

11 MR. KOVACH:

12 The next matter on the agenda is No. 30.
13 That involved the Probable Cause
14 Committee, in which Mr. Loiselles recused
15 himself for probable cause reasons, and
16 Dr. Domen recused himself for other
17 reasons. They were not present during
18 executive session and will not be voting
19 on this matter. It's the Commonwealth
20 of Pennsylvania Bureau of Professional
21 and Occupational Affairs vs. Aimal Khan,
22 M.D., Case No. 13-49-01325.

23 Based on the Board's discussions in
24 executive session, I believe the Board
25 Vice Chair would accept a motion

1 directing Board counsel to delegate this
2 matter back to a hearing examiner to
3 receive additional evidence.

4 ***

5 VICE CHAIR LOSEE ASSUMED THE CHAIR

6 ***

7 VICE CHAIR LOSEE:

8 Do I have a motion for approval?

9 DR. LEVINE:

10 So moved.

11 VICE CHAIR LOSEE:

12 Dr. Levine moves.

13 DR. VALIGORSKY:

14 Second.

15 VICE CHAIR LOSEE:

16 Dr. Valigorsky seconds. All in favor,
17 say aye. Any opposed?

18 [The motion carried. Mr. Loiselle and Dr. Domen
19 recused themselves from deliberations and voting on
20 the motion.]

21 ***

22 CHAIRMAN LOISELLE RESUMED THE CHAIR

23 ***

24 MR. KOVACH:

25 The next matter on the agenda is No. 31,

1 the Commonwealth of Pennsylvania Bureau
2 of Professional and Occupational Affairs
3 vs. Vanessa Raschio, PA-C, Case No. 15-
4 49-01132.

5 Based on the Board's discussions in
6 executive session, I believe the Board
7 Chair would accept a motion approving as
8 final the Adjudication and Order of the
9 hearing examiner in that matter.

10 CHAIRMAN LOISELLE:

11 Do I have a motion to approve?

12 DR. LOSEE:

13 So moved.

14 CHAIRMAN LOISELLE:

15 Dr. Losee moves.

16 DR. JOSHI:

17 Second.

18 CHAIRMAN LOISELLE:

19 Dr. Joshi seconds. All in favor, say
20 aye. Any opposed?

21 [The motion carried unanimously.]

22 ***

23 MR. KOVACH:

24 Number 32 on the agenda, the
25 Commonwealth of Pennsylvania Bureau of

1 Professional and Occupational Affairs
2 vs. Martin Fleming Schreeder, M.D., Case
3 No. 15-49-13245.

4 Based on the Board's discussions in
5 executive session, I believe the Chair
6 would accept a motion to approve as
7 final the Adjudication and Order drafted
8 by Board counsel in that matter.

9 CHAIRMAN LOISELLE:

10 Do I have a motion to approve the A&O?

11 DR. JOSHI:

12 So moved.

13 CHAIRMAN LOISELLE:

14 Dr. Joshi moves.

15 DR. LEVINE:

16 Second.

17 CHAIRMAN LOISELLE:

18 Dr. Levine seconds. All in favor, say
19 aye. Any opposed?

20 [The motion carried unanimously.]

21 ***

22 MR. KOVACH:

23 The next matter is No. 33 on the agenda,
24 the Commonwealth of Pennsylvania Bureau
25 of Professional and Occupational Affairs

1 Professional and Occupational Affairs
2 vs. Luqman Kolawole Dabiri, M.D.,
3 involving an Application for
4 Reinstatement at Case No. 15-49-13023.

5 Based on the Board's discussions in
6 executive session, I believe the Board
7 Chair would accept a motion directing
8 Board counsel to issue an Adjudication
9 and Order consistent with the Board's
10 determination in that matter.

11 CHAIRMAN LOISELLE:

12 Do I have a motion in that regard?

13 DR. LOSEE:

14 So moved.

15 CHAIRMAN LOISELLE:

16 Dr. Losee moves.

17 DR. JOSHI:

18 Second.

19 CHAIRMAN LOISELLE:

20 Dr. Joshi seconds. All in favor, say
21 aye. Any opposed?

22 [The motion carried unanimously.]

23 ***

24 MR. KOVACH:

25 The next matter on the agenda is No. 34.

1 It's in the matter of an Application for
2 a Medical License of Christopher L.
3 Elder, M.D., Case No. 15-49-02978.

4 Based on the Board's discussions in
5 executive session, I believe the Board
6 Chair would accept a motion to adopt as
7 final the Adjudication and Order drafted
8 in that matter.

9 CHAIRMAN LOISELLE:

10 Do I have a motion to adopt?

11 DR. LOSEE:

12 So moved.

13 CHAIRMAN LOISELLE:

14 Dr. Losee moves.

15 DR. LEVINE:

16 Second.

17 CHAIRMAN LOISELLE:

18 Dr. Levine seconds. All in favor, say
19 aye. Any opposed?

20 [The motion carried unanimously.]

21 ***

22 MR. KOVACH:

23 The next matter is No. 35, the Initial
24 Genetic Counsel Application filed by Kay
25 Cheri Schoonveld.

1 Based on the Board's discussions in
2 executive session, I believe the Chair
3 would accept a motion approving the
4 application.

5 CHAIRMAN LOISELLE:

6 Do we have a motion to approve?

7 DR. DOMEN:

8 So moved.

9 CHAIRMAN LOISELLE:

10 Dr. Domen moves.

11 DR. LEVINE:

12 Second.

13 CHAIRMAN LOISELLE:

14 Dr. Levine seconds. All in favor, say
15 aye. Any opposed?

16 [The motion carried unanimously.]

17 ***

18 MR. KOVACH:

19 Number 36 on the agenda, the
20 Reactivation Application for an
21 Unrestricted License filed by Noor Ul
22 Hassan, M.D.

23 Based on the Board's discussions in
24 executive session, I believe the Board
25 Chair would accept a motion approving

1 that application.

2 CHAIRMAN LOISELLE:

3 Do I have a motion to approve?

4 DR. LEVINE:

5 So moved.

6 CHAIRMAN LOISELLE:

7 Dr. Levine moves.

8 DR. VALIGORSKY:

9 Second.

10 CHAIRMAN LOISELLE:

11 Dr. Valigorsky seconds. All in favor,

12 say aye. Any opposed?

13 [The motion carried unanimously.]

14 ***

15 MR. KOVACH:

16 Number 37 on the agenda is the
17 Reconsider Application for the Initial
18 Unrestricted License filed by Richard
19 Arjun Kaul, M.D.

20 Based on the Board's discussions in
21 executive session, I believe the Chair
22 would accept a motion provisionally
23 denying that application.

24 CHAIRMAN LOISELLE:

25 Do I have a motion to provisionally

1 deny?

2 DR. VALIGORSKY:

3 So moved.

4 CHAIRMAN LOISELLE:

5 Dr. Valigorsky moves.

6 DR. LOSEE:

7 Second.

8 CHAIRMAN LOISELLE:

9 Dr. Losee seconds. All in favor, say
10 aye. Any opposed?

11 [The motion carried unanimously.]

12 ***

13 MR. KOVACH:

14 Number 38 on the agenda is the Initial
15 Unrestricted License Application filed
16 by Albert Joey Persia, M.D.

17 Based on the Board's discussions in
18 executive session, I believe the Board
19 Chair would accept a motion approving
20 that application.

21 CHAIRMAN LOISELLE:

22 Do I have a motion to approve the
23 application?

24 DR. LOSEE:

25 So moved.

1 CHAIRMAN LOISELLE:

2 Dr. Losee moves.

3 DR. DOMEN:

4 Second.

5 CHAIRMAN LOISELLE:

6 Dr. Domen seconds. All in favor, say
7 aye. Any opposed?

8 [The motion carried unanimously.]

9 ***

10 MR. KOVACH:

11 Number 39 on the agenda is the Initial
12 Unrestricted License Application filed
13 by Daniel Raymond Nevarre, M.D.

14 Based on the Board's discussions in
15 executive session, I believe the Chair
16 would accept a motion provisionally
17 denying that application.

18 CHAIRMAN LOISELLE:

19 Do I have a motion to provisionally
20 deny?

21 DR. JOSHI:

22 So moved.

23 CHAIRMAN LOISELLE:

24 Dr. Joshi moves.

25 DR. DOMEN:

1 Second.

2 CHAIRMAN LOISELLE:

3 Dr. Domen seconds. All in favor, say
4 aye. Any opposed?

5 [The motion carried unanimously.]

6 ***

7 MR. KOVACH:

8 We can take the next bunch as a group,
9 number 40 through 47 on the agenda. No.
10 40, the Initial Unrestricted License
11 Application filed by David Anthony
12 Phillips, M.D.; No. 41, the Initial
13 Unrestricted License Application filed
14 by David Wirtz, M.D., No. 42, the
15 Initial Unrestricted License Application
16 filed by Timothy Allen Conner, M.D.; No.
17 43., the Initial Unrestricted License
18 Application filed by David Lawrence
19 Higgins, M.D.; No. 44, the Initial
20 Unrestricted License Application filed
21 by Arun Kundra, M.D.; No. 45, the
22 Initial Unrestricted License Application
23 filed by Jeffrey Morganstern, M.D.; No.
24 46, the Initial Unrestricted License
25 Application filed by Richard Craig

1 Bandi, M.D. to supervise Afred George,
2 PA-C and No. 49, the Initial Supervising
3 Physician filed by Terry Brown, M.D., to
4 supervise Nicholas Sipes, PA-C.

5 Based on the Board's discussions in
6 executive session, I believe the Board
7 Chair would accept a motion approving
8 both of those matters.

9 CHAIRMAN LOISELLE:

10 Motion to approve both of those?

11 DR. DOMEN:

12 So moved.

13 CHAIRMAN LOISELLE:

14 Dr. Domen moves.

15 MR. JOHNSON:

16 Second.

17 CHAIRMAN LOISELLE:

18 Acting Commissioner Johnson seconds.

19 All in favor, say aye. Any opposed?

20 [The motion carried unanimously.]

21 ***

22 MR. KOVACH:

23 Number 50 on the agenda is the Nurse
24 Midwife Prescriptive Authority
25 Collaborative Agreement Change

1 Application filed by Kaara Matkovich,
2 CNM.

3 Based on the Board's discussions in
4 executive session, I believe the Board
5 Chair would accept a motion tabling that
6 matter to obtain additional information.

7 CHAIRMAN LOISELLE:

8 Do we have a motion to table?

9 DR. DOMEN:

10 So moved.

11 CHAIRMAN LOISELLE:

12 Dr. Domen moves.

13 DR. LEVINE:

14 Second.

15 CHAIRMAN LOISELLE:

16 Dr. Levine seconds. All in favor, say
17 aye. Any opposed?

18 [The motion carried unanimously.]

19 ***

20 MR. KOVACH:

21 The next matter on the agenda is No. 51,
22 the Initial Unrestricted License by
23 Endorsement Application filed by Hussain
24 Al Yousif, M.D.

25 Based on the Board's discussions in

1 executive session, I believe the Chair
2 would accept a motion tabling the
3 application and offering the applicant
4 the opportunity to apply for an
5 institutional license.

6 CHAIRMAN LOISELLE:

7 Do we have a motion to approve tabling
8 of the item?

9 DR. LEVINE:

10 So moved.

11 CHAIRMAN LOISELLE:

12 Dr. Levine moves.

13 DR. DOMEN:

14 Second.

15 CHAIRMAN LOISELLE:

16 Dr. Domen seconds. All in favor, say
17 aye. Any opposed?

18 [The motion carried unanimously.]

19 ***

20 MR. KOVACH:

21 Number 52 on the agenda, the Initial
22 Supervising Physician Application filed
23 by Jeremy Walters, M.D. to supervise
24 Danielle Poltersdorf, PA-C.

25 Based on the Board's discussions in

1 executive session, I believe the Board
2 Chair would accept a motion approving
3 that application.

4 CHAIRMAN LOISELLE:

5 Do I have a motion to approve?

6 DR. LEVINE:

7 So moved.

8 CHAIRMAN LOISELLE:

9 Dr. Levine moves.

10 DR. JOSHI:

11 Second.

12 CHAIRMAN LOISELLE:

13 Dr. Joshi seconds. All in favor, say
14 aye. Any opposed?

15 [The motion carried unanimously.]

16 ***

17 MR. KOVACH:

18 The next matter is No. 53, the
19 Reactivation Application filed by Jill
20 Kramer Reichenbach, AT.

21 Based on the Board's discussions in
22 executive session, I believe the Board
23 Chair would accept a motion tabling that
24 matter and advising the applicant to
25 complete the reentry test.

1 CHAIRMAN LOISELLE:

2 Do I have a motion to table?

3 DR. LEVINE:

4 So moved.

5 CHAIRMAN LOISELLE:

6 Dr. Levine moves.

7 DR. LOSEE:

8 Second.

9 CHAIRMAN LOISELLE:

10 Dr. Losee seconds. All in favor, say
11 aye. Any opposed?

12 [The motion carried unanimously.]

13 ***

14 MR. KOVACH:

15 Number 54 on the agenda is the
16 reconsideration of the Reactivation
17 Application for an Unrestricted License
18 filed by Robert Hunsicker, M.D.

19 Based on the Board's discussions in
20 executive session, I believe the Board
21 Chair would accept a motion approving
22 that application.

23 CHAIRMAN LOISELLE:

24 Do I have a motion to approve?

25 MR. JOHNSON:

1 So moved.

2 CHAIRMAN LOISELLE:

3 Mr. Johnson moves.

4 DR. JOSHI:

5 Second.

6 CHAIRMAN LOISELLE:

7 Dr. Joshi seconds. All in favor, say
8 aye. Any opposed?

9 [The motion carried unanimously.]

10 ***

11 [Keith E. Loisel, Public Member, Chairman, noted the
12 committee meeting following the regular Board
13 meeting.]

14 ***

15 Adjournment

16 [There being no other business, the State Board of
17 Medicine Meeting adjourned at 1:17 p.m.]

18 ***

19

20

21

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

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.



Amber Garbinski,

Minute Clerk

Sargent's Court Reporting
Service, Inc.

STATE BOARD OF MEDICINE
REFERENCE INDEX

May 21, 2019

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
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50

TIME	AGENDA
9:01	Official Call to Order
9:03	Introduction of Audience Members
9:03	Approval of Minutes
9:04	Roll Call
9:05	Report of Prosecution Division
9:29	Report of Committees
9:33	Report of Committee on Legislation/Policy Development and Review
9:33	Report of Department of Health
9:54	Report of Board Counsel
9:56	For the Board's Information/Discussion
10:00	Executive Session
12:53	Return to Open Session
12:53	Motions
1:17	Adjournment