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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 OSTEOPATHIC MEDICINE  
VIA VIDEOCONFERENCE**

TIME: 10:31 A.M.

Wednesday, August 11, 2021

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State Board of Osteopathic Medicine  
August 11, 2021

BOARD MEMBERS:

- Randy G. Litman, D.O., Chairman
- K. Kalonji Johnson, Commissioner, Bureau of Professional and Occupational Affairs - Absent
- William B. Swallow, D.O., Vice Chairman
- Christopher S. Poggi, D.O., Secretary - Absent
- Mary Pat Howard, M.S., RN-BC, Executive Advisor of Quality Assurance, on behalf of Alison Beam, J.D., Acting Secretary of Health
- John B. Bulger, D.O.
- Thomas S. Dardarian, D.O.
- Bette A. Grey, BA, RRT, CPFT
- Frank M. Tursi, D.O.

BUREAU PERSONNEL:

- Shana M. Walter, Esquire, Board Counsel
- Dana M. Wucinski, Esquire, Board Counsel
- Jason T. Anderson, Esquire, Board Prosecution Liaison
- Nichole Wray, Board Administrator

1 \*\*\*

2 State Board of Osteopathic Medicine

3 August 11, 2021

4 \*\*\*

5 [Pursuant to Section 708(a)(5) of the Sunshine Act, at  
6 9:30 a.m. the Board entered into Executive Session  
7 with Dana M. Wucinski, Esquire, Board Counsel, and  
8 Shana M. Walter, Esquire, Board Counsel, for the  
9 purpose of conducting quasi-judicial deliberations on  
10 a number of matters that are currently pending before  
11 the Board and to receive the advice of counsel. The  
12 Board returned to open session at 10:30 a.m.]

13 \*\*\*

14 Meeting Instructions

15 [Nichole Wray, Board Administrator, provided  
16 instructions to be followed during the virtual  
17 meeting.

18 Ms. Wray also noted the meeting was being  
19 recorded, and those who remained on the line were  
20 giving their consent to be recorded.]

21 \*\*\*

22 The regularly scheduled meeting of the State  
23 Board of Osteopathic Medicine was held on Wednesday,  
24 August 11, 2021. Randy G. Litman, D.O., Chairman,  
25 called the meeting to order at 10:31 a.m.

1 \*\*\*

2 Approval of minutes of the June 9, 2021 meeting

3 CHAIRMAN LITMAN:

4 Do I have a call for approval of the  
5 minutes from June 9, 2021?

6 DR. SWALLOW:

7 So moved.

8 CHAIRMAN LITMAN:

9 Do I have a second?

10 DR. TURSI:

11 Second.

12 CHAIRMAN LITMAN:

13 All in favor?

14 [The motion carried unanimously.]

15 \*\*\*

16 MOTIONS:

17 MS. WALTER:

18 Pursuant to Section 708(a)(5) of the  
19 Sunshine Act, the Board entered into  
20 Executive Session this morning at  
21 9:30 a.m. for the purpose of conducting  
22 quasi-judicial deliberations on a number  
23 of matters that are currently pending  
24 before the Board and to receive advice  
25 of counsel. The Board discussed the VRP

1                   Agreements at items 3 and 4 as well as  
2                   items 5 through 8, 12, 13, 16, and 17.

3                   Now, we will proceed with the VRP  
4                   Agreements. I believe the Board would  
5                   entertain a motion to approve the VRP  
6                   Agreements at agenda item 3, Case No.  
7                   21-53-006356 and item 4, Case No. 21-53-  
8                   011239.

9                   I believe the Board would entertain  
10                  a motion to approve those agreements.

11 CHAIRMAN LITMAN:

12                   Do I have a motion to approve?

13 DR. SWALLOW:

14                   So moved.

15 CHAIRMAN LITMAN:

16                   Do I have a second?

17 MS. GREY:

18                   Second.

19 CHAIRMAN LITMAN:

20                   All in favor? Anyone opposed? Any  
21                   recusals? Any abstentions?

22 [The motion carried unanimously.]

23   \*\*\*

24 MS. WALTER:

25                   Number 5 on the agenda. I believe the

1 Board would entertain a motion to table  
2 the proposed discussion on the Proposed  
3 Adjudication and Order for Mahmoud (Max)  
4 Ghaderi, D.O., Case No. 20-53-012385.

5 DR. SWALLOW:

6 I so move to table.

7 DR. DARDARIAN:

8 Second.

9 CHAIRMAN LITMAN:

10 All in favor of tabling this issue? We  
11 have two that have to recuse. Any  
12 abstentions?

13 [The motion carried. Dr. Poggi and Dr. Bulger recused  
14 themselves from deliberations and voting on the  
15 motion.]

16 \*\*\*

17 MS. WALTER:

18 Number 6 on the agenda, Damian Terry  
19 Horner, D.O., Case No. 21-53-000626.

20 I believe the Board would entertain  
21 a motion to adopt the proposed report  
22 from the hearing examiner.

23 DR. TURSI:

24 So moved.

25 DR. SWALLOW:

1 Second.

2 CHAIRMAN LITMAN:

3 Any abstentions or objections? All in  
4 favor?

5 [The motion carried unanimously.]

6 \*\*\*

7 MS. WALTER:

8 Number 7, Christopher J. Vassalluzzo,  
9 D.O., Case No. 20-53-014149.

10 I believe the Board would entertain  
11 a motion to adopt the Adjudication of  
12 the hearing examiner and substitute the  
13 Final Order.

14 DR. SWALLOW:

15 So moved.

16 CHAIRMAN LITMAN:

17 Second?

18 DR. TURSI:

19 Second.

20 CHAIRMAN LITMAN:

21 Any objections? Any abstentions? All  
22 in favor?

23 [The motion carried unanimously.]

24 \*\*\*

25 MS. WALTER:

1                   Number 8, Alexander Bunt Jr., D.O., Case  
2                   No. 20-53-000992.

3                   I believe the Board would entertain  
4                   a motion to ratify the issuance of a  
5                   Final Memorandum and Order in this  
6                   matter.

7 CHAIRMAN LITMAN:

8                   Do I have a motion?

9 MS. GREY:

10                   So moved.

11 CHAIRMAN LITMAN:

12                   Do I have a second?

13 MS. HOWARD:

14                   Second.

15 CHAIRMAN LITMAN:

16                   Do I have any objections? Any  
17                   abstentions? All in favor?

18 [The motion carried unanimously.]

19   \*\*\*

20 MS. WUCINSKI:

21                   Moving on to agenda item 12. I believe  
22                   the Board would entertain a motion to  
23                   provisionally deny the Application to  
24                   Practice as an Osteopathic Physician  
25                   Assistant of Idriys A. McField for the



1 reasons discussed in Executive Session.

2 CHAIRMAN LITMAN:

3 Do I have a motion to deny?

4 DR. SWALLOW:

5 So moved to deny.

6 CHAIRMAN LITMAN:

7 Second?

8 DR. TURSI:

9 Second.

10 CHAIRMAN LITMAN:

11 Anyone abstain? All in favor?

12 [The motion carried unanimously.]

13 \*\*\*

14 MS. WUCINSKI:

15 I believe the Board would entertain a  
16 motion to approve the Application for  
17 Change to the Written Agreement between  
18 Erin Bowser, D.O. and Kierstin Kiser,  
19 OA-C.

20 DR. TURSI:

21 So moved.

22 CHAIRMAN LITMAN:

23 Do I have a second?

24 DR. SWALLOW:

25 Second.

1 CHAIRMAN LITMAN:

2 Do I have any abstentions or objections?

3 All in favor?

4 [The motion carried unanimously.]

5 \*\*\*

6 MS. WUCINSKI:

7 Moving on to agenda item 16. I believe  
8 the Board would entertain a motion to  
9 approve Andrew Dancha, D.O., as a  
10 preceptor for John Manzella, D.O. at  
11 Case No. 20-53-003498.

12 DR. TURSI:

13 So moved.

14 CHAIRMAN LITMAN:

15 Do I have a second?

16 DR. SWALLOW:

17 Second.

18 CHAIRMAN LITMAN:

19 Any objections? Any abstentions? All  
20 in favor?

21 [The motion carried unanimously.]

22 \*\*\*

23 MS. WUCINSKI:

24 Number 17. I believe the Board would  
25 entertain a motion to deny the Request

1 of Robert C. McGrath, D.O., to  
2 Reconsider the August 17, 2020 Order  
3 staying suspension and placing license  
4 on probation at Case No. 20-53-009521.

5 DR. TURSI:

6 So moved.

7 DR. DARDARIAN:

8 Second.

9 CHAIRMAN LITMAN:

10 Any abstentions or objections? All in  
11 favor?

12 [The motion carried unanimously.]

13 \*\*\*

14 Report of Regulatory Counsel - Other

15 [Dana M. Wucinski, Esquire, Board Counsel, addressed  
16 House Bill 1700 of 2021, noting counsel has been asked  
17 to prepare a bill analysis. She mentioned there seems  
18 to be general support. She informed the Board that if  
19 the bill passed it would not require physicians to  
20 disclose complaints filed against them if the Board  
21 determines there is no disciplinary action necessary  
22 or the complaint file is closed before it gets to the  
23 Board as unable to prosecute or there is no action.]

24 \*\*\*

25 Report of Regulatory Counsel - Regulatory Status

1 Report

2 [Shana M. Walter, Esquire, Board Counsel, addressed  
3 16A-5332 regarding perfusionist temporary practice.  
4 She stated it was on the Board's agenda in 2017 and  
5 was drafted at that time. She noted it arises from a  
6 statute that was enacted that removed the automatic  
7 expiration of the temporary practice permit of a  
8 perfusionist.

9 Ms. Walter stated the annex changes the  
10 regulation to mimic the Osteopathic Medical Practice  
11 Act. She requested a vote to approve the annex as  
12 drafted and move forward with final-omitted  
13 rulemaking.]

14 CHAIRMAN LITMAN:

15 Do I have a motion to approve it?

16 DR. SWALLOW:

17 So moved to approve.

18 MS. GREY:

19 Second.

20 CHAIRMAN LITMAN:

21 Do I have any abstentions? All in  
22 favor?

23 [The motion carried unanimously.]

24 \*\*\*

25 [Shana M. Walter, Esquire, Board Counsel, informed the

1 Board that Act 41 was on the agenda, but the exposure  
2 draft did not make the agenda deadline and will be on  
3 the October agenda. She noted Act 41 has been  
4 reviewed many times with prior counsel, and the Board  
5 will be getting another draft where there may be some  
6 additions. She will be sending the draft to the Board  
7 members as soon as possible, noting members of the  
8 public might participate in the meeting in October for  
9 the changes that might be made to the Act 41  
10 regulation.]

11 \*\*\*

12 Report of Board Chair - No Report

13 \*\*\*

14 Report of Vice Chair - No Report

15 \*\*\*

16 Report of Commissioner - No Report

17 \*\*\*

18 Report of Department of Health

19 [Mary Pat Howard, M.S., RN-BC, Executive Advisor of  
20 Quality Assurance, provided a COVID-19 update from  
21 yesterday's data. She noted COVID-19 cases were up  
22 from the day before at 2,076 with 185 people on  
23 ventilators. She reported a total death count of  
24 27,914. She stated the delta variant is being watched  
25 closely, and people who are fully vaccinated are

1 protected.

2 She mentioned the Department of Health is  
3 transitioning to small clinics, providers, and mobile  
4 clinics to address vaccine hesitancy. She mentioned  
5 grants and doing a lot of provider outreach so  
6 physicians can encourage patients. She also mentioned  
7 trying to increase provider awareness about the use of  
8 monoclonal antibodies to help patients with COVID and  
9 keep them out of the hospital. She noted a map of  
10 locations of where people can receive monoclonal  
11 antibodies on the Department of Health (DOH) website.

12 Ms. Howard noted breakthrough cases, but the  
13 majority of people who are hospitalized and dying of  
14 COVID-19 are those who are unvaccinated. She reported  
15 97 percent of individuals who are hospitalized are  
16 unvaccinated and 99 percent of COVID-19 deaths are  
17 from people who are unvaccinated in Pennsylvania.

18 Ms. Howard reported 63.8 percent of Pennsylvania  
19 adults are fully vaccinated and 79.5 percent have at  
20 least one dose, ranking Pennsylvania ninth in the  
21 nation with 67 percent of the population with at least  
22 the first dose.

23 Ms. Howard noted mitigation orders were lifted on  
24 May 31 and masking orders on June 28.

25 Chairman Litman questioned whether there has been

1 any actual documentation of the breakthrough cases and  
2 if the strain is known.

3 Ms. Howard explained that the Department of  
4 Health is working on tracing those to see what they  
5 are now.

6 Chairman Litman reported the lambda variant  
7 apparently is gaining traction. He commented that one  
8 of his vaccinated staff was hospitalized for a day and  
9 another was on a seven-day furlough because of  
10 positivity.

11 Ms. Howard stated it was happening but not nearly  
12 as much as those unvaccinated.]

13 \*\*\*

14 Report of Board Administrator - No Report

15 \*\*\*

16 For the Board's Information/Discussion - Board Meeting  
17 Dates

18 [Randy G. Litman, D.O., Chairman, noted the next Board  
19 meeting is October 13, 2021, and tentatively scheduled  
20 to be virtual.

21 Ms. Wray suggested everyone keep monitoring  
22 notifications from the Board for any changes that  
23 might take place as they slowly try to phase into  
24 regular conditions.

25 Dr. Tursi thanked Ms. Wray for her assistance

1 with computer issues and all of her good work.

2 Chairman Litman also noted being profoundly  
3 appreciative of Ms. Wray.]

4 \*\*\*

5 Adjournment

6 CHAIRMAN LITMAN:

7 May I have a motion to adjourn?

8 DR. TURSI:

9 So moved.

10 CHAIRMAN LITMAN:

11 Do we have a second?

12 DR. SWALLOW:

13 Second.

14 CHAIRMAN LITMAN:

15 The meeting is adjourned.

16 [The motion carried unanimously.]

17 \*\*\*

18 [There being no further business, the State Board of  
19 Osteopathic Medicine Meeting adjourned at 10:47 a.m.]

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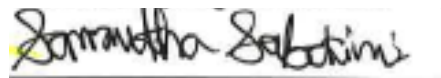
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CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Board of Osteopathic 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 Osteopathic Medicine meeting.



Samantha Sabatini,  
Minute Clerk  
Sargent's Court Reporting  
Service, Inc.

STATE BOARD OF OSTEOPATHIC MEDICINE  
REFERENCE INDEX

August 11, 2021

TIME	AGENDA
9:30	Executive Session
10:30	Return to Open Session
10:31	Official Call to Order
10:31	Approval of Minutes
10:32	Motions
10:39	Report of Regulatory Counsel
10:42	Report of Department of Health
10:46	For the Board's Information/Discussion
10:47	Adjournment

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