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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 PODIATRY
VIA VIDEOCONFERENCE**

TIME: 11:08 A.M.

Wednesday, February 17, 2021

State Board of Podiatry
February 17, 2021

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BOARD MEMBERS:

Robert B. Weber, D.P.M., J.D., M.B.A., Chairman
K. Kalonji Johnson, Commissioner, Bureau of
Professional and Occupational Affairs - Absent
Michael J. Paris, D.P.M., Vice Chairman
Eric B. Greenberg, D.P.M., J.D., Secretary
Melissa Haluszczak, Public Member
Dia D. McCaughan, D.P.M.

BUREAU PERSONNEL:

Todd Kriner, Esquire, Board Counsel
Carole Clarke Smith, Esquire, Board Counsel
Christopher K. McNally, Esquire, Board Prosecution
Liaison
Aaron Hollinger, Board Administrator
Nichole Wray, Acting Board Administrator
Carolyn DeLaurentis, Deputy Chief Counsel, Prosecution
Division
Theodore Stauffer, Executive Secretary, Bureau of
Professional and Occupational Affairs

1 ***

2 State Board of Podiatry

3 February 17, 2021

4 ***

5 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
6 10:00 a.m. the Board entered into Executive Session
7 with Todd Kriner, Esquire, Board Counsel, for the
8 purpose of conducting quasi-judicial deliberations on
9 matters listed under the Report of Prosecutors and the
10 Report of Board Counsel. The Board returned to open
11 session at 10:30 a.m.]

12 ***

13 The regularly scheduled meeting of the State
14 Board of Podiatry was held on Wednesday, February 17,
15 2021. Robert B. Weber, D.P.M., J.D., M.B.A.,
16 Chairman, called the meeting to order at 11:08 a.m.

17 ***

18 Approval of minutes of the December 16, 2020 meeting
19 CHAIRMAN WEBER:

20 The next item is approval of the minutes
21 from December 16, 2020.

22 Do I have a motion to accept the
23 minutes?

24 MS. HALUSZCZAK:

25 Motion to accept the minutes.

1 DR. PARIS:

2 I'll second.

3 CHAIRMAN WEBER:

4 All in favor? Any nays?

5 [The motion carried unanimously.]

6 ***

7 [Theodore Stauffer, Executive Secretary, Bureau of
8 Professional and Occupational Affairs, noted the
9 meeting was being recorded, and those who remained on
10 the line were giving their consent to be recorded.]

11 ***

12 Roll Call

13 [A roll call of Board members was taken by
14 Mr. Hollinger.]

15 ***

16 Appointment - Carolyn A. DeLaurentis, Esquire, Deputy
17 Chief Counsel, Prosecution Division Presentation

18 [Carolyn A. DeLaurentis, Esquire, Deputy Chief
19 Counsel, Prosecution Division, provided highlights of
20 the prosecution division's work during the past year.
21 She commended staff for all of their hard work to make
22 telework successful. She noted all decisions were
23 made thoughtfully and with the safety of all in mind.

24 Ms. DeLaurentis stated the Board prosecutors made
25 every effort to monitor the restrictions, waivers,

1 policies, and new procedures specific to the practice
2 in each profession regarding challenges imposed on
3 licensees by the COVID-19 pandemic.

4 Ms. DeLaurentis noted the Pennsylvania Licensing
5 System (PALS) to be a lifeline. She stated the Bureau
6 of Enforcement and Investigation (BEI) worked closely
7 with prosecution to continue investigations and figure
8 out the best methods during statewide shutdowns and
9 stay-at-home orders. She also noted the Professional
10 Compliance Office continued opening cases and
11 processing files, and legal assistants had been
12 working a hybrid schedule to ensure mailings and
13 filings were completed.

14 Ms. DeLaurentis commented that the Board, Board
15 staff, and counsel all have adapted to virtual Board
16 meetings and prosecution will continue to work with
17 everyone to ensure efficient and effective
18 presentation and resolution of cases. She mentioned
19 2020 was a year filled with challenges, but the
20 prosecution division led by the incredible senior
21 staff rose to the challenge and will continue to do so
22 in 2021.

23 Ms. DeLaurentis informed the Board that 59 cases
24 were opened in 2020 and 43 in 2019 with 58 cases
25 closed in 2020 for the Board of Podiatry. She noted

1 67 open cases as of January 1, 2021. She thanked
2 Timothy Smith for his assistance providing information
3 for 2020.

4 Ms. DeLaurentis addressed enforcement actions
5 with 2 total cases that resulted in discipline in 2020
6 for the Board of Podiatry. She reported 3 warning
7 letters and 2 revocations or voluntary surrender cases
8 in 2020.

9 Ms. DeLaurentis discussed 2020 overall
10 prosecution as a whole. She noted 44 immediate
11 temporary suspensions in 2020. She mentioned 8 of the
12 1,223 opened COVID-19 cases are for the Board of
13 Podiatry. She reported the total number of open cases
14 as of January 1, 2021, was 12,250 and the total number
15 of cases opened overall in 2020 was 13,394, which is
16 down from 2019 at 16,295. She noted 13,274 files were
17 closed in 2020.

18 Ms. DeLaurentis noted most general COVID
19 complaints involved violations of the Governor's
20 orders, secretary of health orders, and CDC
21 guidelines.]

22

23 Report of Prosecutors

24 [Christopher K. McNally, Esquire, Board Prosecution
25 Liaison, presented the Consent Agreement for Case No.

1 16-44-13321.]

2

3 MR. KRINER:

4

Is there a motion to approve the Consent

5

Agreement for Case No. 16-44-13321?

6 MS. HALUSZCZAK:

7

So moved.

8 DR. PARIS:

9

I'll second the motion.

10 CHAIRMAN WEBER:

11

Any nays?

12

[The motion carried unanimously. The Respondent's

13

name is Martin Stephen Hersh, D.P.M.]

14

15 Report of Board Counsel

16 MR. KRINER:

17

Would the chair entertain a motion to

18

delegate the matter of Lawrence J.

19

Kansky, D.P.M. at Case No. 21-44-001179

20

to a hearing examiner to hold a hearing

21

and issue a proposed Adjudication and

22

Order?

23 CHAIRMAN WEBER:

24

Would somebody like to make that motion?

25

DR. PARIS:

1 I'll make that motion.

2 DR. MCCAUGHAN:

3 Second.

4 CHAIRMAN WEBER:

5 Any nays?

6 [The motion carried unanimously.]

7 ***

8 Report of Regulatory Counsel

9 [Todd Kriner, Esquire, Regulatory Counsel, informed
10 the Board he was reviewing the outstanding regulations
11 and will have a more thorough examination and report
12 at the next Board meeting.]

13 Chairman Weber welcomed Mr. Kriner to the Board.]

14 ***

15 Report of Board Chair - No Report

16 [Robert B. Weber, D.P.M., J.D., M.B.A., Chairman, was
17 hopeful to have an in-person Board meeting in
18 October.]

19 ***

20 Report of Commissioner - No report

21 ***

22 Report of Board Administrator

23 [Robert B. Weber, D.P.M., J.D., M.B.A., Chairman,
24 announced today to be Mr. Hollinger's last meeting and
25 wished him the very best.]

1 Mr. Hollinger thanked Dr. Weber and other Board
2 members for their kind words and well-wishes for him
3 in his new role. He thanked Board members for
4 everything they do for the licensees and citizens of
5 the commonwealth.

6 Mr. Hollinger informed the Board that he had been
7 working with Nichole Wray to get her onboard as the
8 Board Administrator.

9 Ms. Wray stated she is looking forward to working
10 with the Board and thanked Mr. Hollinger for his
11 encouragement.

12 Chairman Weber welcomed Ms. Wray to the Board.]

13 ***

14 Continuing Education Program Approval

15 MR. KRINER:

16 Is there a motion to approve the
17 continuing education program for
18 Jefferson Health Northeast Podiatry Grand
19 Rounds?

20 DR. MCCAUGHAN:

21 I'll make the motion.

22 DR. PARIS:

23 I'll second.

24 CHAIRMAN WEBER:

25 Any nays?

1 [The motion carried unanimously.]

2 ***

3 For the Board's Information/Discussion - Board Meeting
4 Dates

5 [Robert B. Weber, D.P.M., J.D., M.B.A., Chairman,
6 noted 2021 and 2022 Board meeting dates.]

7 ***

8 CHAIRMAN WEBER:

9 Is there a motion to accept these
10 upcoming dates for meetings?

11 Could I have a motion?

12 DR. PARIS:

13 I'll make the motion.

14 CHAIRMAN WEBER:

15 Second, please?

16 MS. HALUSZCZAK:

17 Second.

18 CHAIRMAN WEBER:

19 Any nays?

20 [The motion carried unanimously.]

21 ***

22 For the Board's Information/Discussion - Old
23 Business/New Business

24 [Robert B. Weber, D.P.M., J.D., M.B.A., Chairman,
25 requested information regarding new positions for the

1 Board of Podiatry.

2 Mr. Hollinger stated he is unaware of any new
3 names for vacant positions.]

4 ***

5 Adjournment

6 CHAIRMAN WEBER:

7 Could I entertain a motion to adjourn?

8 MS. HALUSZCZAK:

9 I make a motion to adjourn the meeting.

10 DR. PARIS:

11 I second.

12 CHAIRMAN WEBER:

13 All in favor? Any nays?

14 [The motion carried unanimously.]

15 ***

16 [There being no further business, the State Board of
17 Podiatry Meeting adjourned at 11:48 a.m.]

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CERTIFICATE

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



Evan Bingaman,

Minute Clerk

Sargent's Court Reporting
Service, Inc.

STATE BOARD OF PODIATRY
REFERENCE INDEX

February 17, 2021

| | TIME | AGENDA |
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| 9 | 10:00 | Executive Session |
| 10 | 10:30 | Return to Open Session |
| 11 | | |
| 12 | 11:08 | Official Call to Order |
| 13 | | |
| 14 | 11:08 | Approval of Minutes |
| 15 | | |
| 16 | 11:10 | Roll Call |
| 17 | | |
| 18 | 11:12 | Appointment - Carolyn A. DeLaurentis, |
| 19 | | Esquire, Deputy Chief Counsel, |
| 20 | | Prosecution Division Presentation |
| 21 | | |
| 22 | 11:22 | Report of Prosecutors |
| 23 | | |
| 24 | 11:33 | Report of Board Counsel |
| 25 | | |
| 26 | 11:36 | Report of Regulatory Counsel |
| 27 | | |
| 28 | 11:39 | Report of Board Administrator |
| 29 | | |
| 30 | 11:42 | For the Board's Information/Discussion |
| 31 | | |
| 32 | 11:48 | Adjournment |
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