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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 MEDICINE

TIME: 9:00 a.m.

BOARD ROOM C

One Penn Center

2601 North Third Street

Harrisburg, Pennsylvania 17110

Monday, July 24, 2017

1 State Board of Medicine
2 July 24, 2017

3
4 BOARD MEMBERS:

5
6 Marilyn J. Heine, M.D., Chairperson
7 Kathryn L. Waters, Deputy Commissioner of Professional
8 and Occupational Affairs
9 Bruce A. Brod, M.D., Vice Chairman
10 Charles A. Castle, M.D.
11 Rachel Levine, M.D., Physician General
12 Keith E. Loiselle, Public Member - Absent
13 John M. Mitchell, L.P., C.C.P.
14 Anna M. Moran, M.D.
15 Sukh Dev Sharma, M.D.
16 Evon Sutton, Public Member - Absent
17

18 BUREAU PERSONNEL:

19
20 Peter Kovach, Esquire Board Counsel
21 Wesley Rish, Esquire, Board Counsel
22 Anita P. Shekletski, Esquire, Board Prosecution
23 Liaison
24 Joan Miller, Esquire, Board Prosecutor
25 Jason Anderson, Esquire, Board Prosecutor
26 Amanda Wojciechowski, Board Prosecutor
27 Bridget K. Guilfoyle, Esquire, Board Prosecutor
28 Suzanne Zerbe, Board Administrator
29

30 ALSO PRESENT:

31
32 Kelsey Voigt, Pennsylvania Athletic Trainers Society -
33 (PATS)
34 Tessa Wade, Pennsylvania Athletic Trainers Society -
35 (PATS)
36 Michael Ashburn, M.D.
37 Kevin Knipe, Professional Health Monitoring Programs -
38 (PHMP)
39 Heather Schultz, Association for Professional
40 Acupuncture
41 Ted Mowatt, Wanner Associates, Association for
42 Professional Acupuncture
43 Susan DeSantis, PA-C, Pennsylvania Society of
44 Physician Assistants - (PSPA)
45 Randy Stevens, Pennsylvania Orthotic and Prosthetic
46 Society
47 Mary Marshall, Hospital & Healthsystem Association of
48 Pennsylvania - (HAP)
49 Michael Siget, Legislative and Regulatory Counsel,
50 Pennsylvania Medical Society - (PAMED)

1 ***

2 State Board of Medicine

3 July 24, 2017

4 ***

5 The regularly scheduled meeting of the State
6 Board of Medicine was held on Monday, July 24, 2017.
7 Bruce A. Brod, Vice Chairman, called the meeting to
8 order at 9:08 a.m.

9 Marilyn J. Heine, M.D., Chairperson; Kathryn
10 Waters, Deputy Commissioner of Professional and
11 Occupational Affairs; and Charles A. Castle, M.D.,
12 were not present at the commencement of the meeting.
13 It was noted that a quorum was not present.

14 ***

15 Acknowledge of Public-Turn Off Electronic Devices
16 [Vice Chairman Brod requested that all electronic
17 devices be turned off. The introduction of audience
18 members in attendance was requested. Anna M. Moran,
19 M.D., was introduced as the Board's newest member.]

20 ***

21 Report of Prosecution Division

22 [Anita P. Shekletski, Esquire, Board Prosecution
23 Liaison, on behalf of David Ross, Esquire, Board
24 Prosecutor, presented a Consent Agreement for File No.
25 15-49-10804.]

1 ***

2 [Bruce A. Brod, Vice Chairman, recused from the
3 discussion on the following matter. The gavel was
4 turned over to Wesley Rish, Esquire, Board Counsel.]

5 ***

6 [Anita Shekletski, Esquire, Board Prosecution Liaison,
7 presented a Consent Agreement for File No.
8 17-49-03360.]

9 ***

10 [Bruce A. Brod, Vice Chairman, resumed as Chairman of
11 the meeting.]

12 ***

13 [Kathryn L. Waters, Deputy Commissioner of
14 Professional and Occupational Affairs, entered the
15 meeting at 9:14 a.m. A quorum was noted to be
16 present.]

17 ***

18 [Joan Miller, Esquire, Board Prosecutor, presented
19 Consent Agreements for File No. 13-49-07764, File No.
20 17-49-05037, and File No. 16-49-11761.]

21 ***

22 [Marilyn J. Heine, M.D., Chairperson, entered the
23 meeting at 9:18 a.m.]

24 ***

25 [Marilyn J. Heine, M.D., Chairperson, assumed her role

1 as Chairperson of the meeting.]

2 ***

3 [Jason Anderson, Esquire, Board Prosecutor, on behalf
4 of Keith E. Bashore, Esquire, Board Prosecutor,
5 presented Consent Agreements for File No. 16-49-12740,
6 File No. 17-49-05231, 16-49-14523, File No.
7 17-49-04333, File No. 17-49-00094 and File No.
8 17-49-02028.]

9 ***

10 [Jason Anderson, Esquire, Board Prosecutor, presented
11 a Consent Agreement for File No. 16-49-13311.]

12 ***

13 Presentation

14 [Kevin Knipe, Program Manager, Professional Health
15 Monitoring Programs, presented to address the Board's
16 questions regarding PHMP licensees. Mr. Knipe
17 explained the enrollment guidelines for licensees
18 enrolled in Pennsylvania's program.

19 Information is gathered from the practicing state
20 of the licensee with regard to the monitoring of the
21 licensee. If the practicing state's program is
22 comparable to PHMP, the act of monitoring will be
23 deferred to the practicing state. Quarterly progress
24 updates are requested regarding the licensee's
25 compliance.

1 Mr. Knipe stated PHMP would monitor an individual
2 who chooses to work in Pennsylvania, including
3 overseeing the treatment, support group attendance,
4 drug testing, and workplace monitoring. He added the
5 licensee will be monitored if an out-of-state program
6 chooses to release early.

7 There was discussion with regard to why
8 Pennsylvania has not instituted an early release
9 program. Mr. Knipe explained the high liability for
10 PHMP. There was further discussion regarding PHMP's
11 monitoring of other state's programs and licensees.

12 Mr. Knipe explained the difference between the
13 VRP and disciplinary programs. Mr. Knipe provided an
14 overview of the PHMP program.]

15 ***

16 Appointment

17 [Michael Ashburn, M.D., Director, Pain Medicine and
18 Palliative Care, Professor, Department of
19 Anesthesiology and Critical Care, University of
20 Pennsylvania, provided a brief summary of his
21 professional background. Dr. Ashburn addressed the
22 Board regarding advocacy for improved outcomes related
23 to pain care, including opioid use disorder and
24 prescription drug abuse, and pain medicine policies.

25 Dr. Ashburn indicated that deaths from opioid use

1 disorder and prescription drug overdose have become
2 the leading cause of accidental death in America with
3 35,000 to 50,000 people dying annually. He also noted
4 that 75 percent of individuals attribute their opioid
5 disorder from the use of prescription opioids.

6 Dr. Ashburn reviewed the education guidelines and
7 the development of core competencies related to
8 prescribing opioids. He noted that at Dr. Levine's
9 suggestion a state health managed website may be
10 established for different medical schools to share
11 best practices on educational changes.]

12 ***

13 [Rachel Levine, M.D., Physician General, thanked
14 Dr. Ashburn for his efforts in terms of opioid
15 stewardship, which includes core competencies,
16 prescribing guidelines, continuing medical education
17 and the prescription drug monitoring program.

18 Dr. Levine informed the Board that the Department
19 of State is working with other healthcare
20 professionals who prescribe and dispense to adapt
21 these competencies to their profession.

22 Dr. Ashburn and Dr. Levine answered questions
23 from the Board regarding the opioid core competencies,
24 education guidelines, and training.]

25 ***

1 [Kathryn L. Waters, Deputy Commissioner of
2 Professional and Occupational Affairs, exited the
3 meeting at 9:56 a.m. and reentered at 10:07 a.m.]

4 ***

5 DR. LEVINE:

6 I'll have a motion to approve the
7 document (Pennsylvania Medical Students
8 Core Competencies). Is that
9 appropriate, or do you want someone else
10 to do that?

11 DR. SHARMA:

12 I will move it.

13 CHAIRPERSON HEINE:

14 Dr. Sharma moves. Do we have a second?

15 DR. LEVINE:

16 I'll second.

17 CHAIRPERSON HEINE:

18 Dr. Levine seconds. Any discussion
19 further? All those in favor? Any
20 opposed? Same sign, thank you.

21 [The motion carried unanimously.]

22 ***

23 [Rachel Levine, M.D., Physician General, exited the
24 meeting at 10:14 a.m. and re-entered the meeting at
25 10:15 a.m.]

1 ***

2 Report of Prosecution Division (continued)

3 [Anita P. Shekletski, Esquire, Board Prosecution

4 Liaison, on behalf of Andrea Costello, Esquire, Board

5 Prosecutor, presented VRP Agreements for File No.

6 17-49-03443, File No. 17-49-04204, File No. 17-49-

7 04205, File No. 17-49-04639, File No. 17-49-04644,

8 File No. 17-49-04647, File No. 17-49-05149, File No.

9 16-49-09221, File No. 17-49-04645 and File No.

10 17-49-08315.]

11 ***

12 Report of Deputy Commissioner - No Report

13 ***

14 Report of Department of Health

15 [Rachel Levine, M.D., Physician General, informed the

16 Board that Secretary Murphy has left the department.

17 Dr. Levine is currently Physician General and Acting

18 Secretary.]

19 ***

20 Report of Committee on Health-Related

21 Professionals - No Report

22 ***

23 Report of Committee on Legislation/Professional

24 Development - No Report

25 ***

1 Report of Committee on Continuous Professional
2 Development - No Report

3 ***

4 Report of Committee on Finance and
5 Personnel - No Report

6 ***

7 Report of Committee on Policy Development and
8 Review - Report after Executive Session

9 ***

10 Report of Board Vice Chairman

11 [Bruce A. Brod, M.D., Vice Chairman, extended his
12 appreciation for the approval to attend the Tri-
13 Regulator Meeting on July 25 and 26, 2017, in
14 Chicago.]

15 ***

16 Report of Board Chairperson - No Report

17 ***

18 Report of Board Counsel - No Report

19 ***

20 Report of Regulatory Counsel

21 [Peter Kovach, Esquire, Board Counsel, noted the
22 commencement of several meetings at 2:00 p.m.,
23 including a meeting to amend regulations with regard
24 to orthotic fitters and one with regard to regulation
25 of naturopathic doctors.]

1

2

For the Board's Information - Discussion

3

[Peter Kovach, Esquire, Board Counsel, discussed the

4

ruling by the Pennsylvania Supreme Court Decision with

5

regard to the Physician Delegation of Obtaining

6

Informed Consent. Mr. Kovach advised all physicians

7

to discuss the decision's impact on their practice

8

with their legal counsel.]

9

10

[Chairperson Heine referred Board members to a letter

11

from the Department of Veterans Affairs to Doctor

12

Humayun Chaudhry, which addressed the VA's interest in

13

expanding telehealth services to benefit those with

14

mental illness. The Board discussed its role with

15

regard to the Board's decision limitations as outlined

16

in the letter.

17

Mr. Rish stated the Board could elect to not

18

provide any feedback, but that any reply from the

19

Board would be nonbinding feedback.]

20

DR. BROD:

21

I make a motion that we draft a

22

statement for a patient's safety that

23

reaffirms our position based on a

24

regulation that we believe that medicine

25

is practiced where the patient is

1 located, so physicians need to have the
2 license where the individual is located.
3 That's our belief.

4 Perhaps we could put something in
5 there also that addresses patient safety
6 and accountability and standards in that
7 letter. With that, I motion.

8 DR. SHARMA:

9 I can second it.

10 CHAIRPERSON HEINE:

11 All those in favor? Opposed?

12 [The motion carried. Dr. Rachel Levine abstained from
13 voting on the motion.]

14 ***

15 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
16 10:43 a.m. the Board entered into Executive Session
17 with Peter Kovach, Esquire, and Wesley Rish, Esquire,
18 Board Counsel, and for the purpose of conducting
19 quasi-judicial deliberations and to conduct
20 attorney/client consultations. The Board concluded
21 its Executive Session at 12:45 p.m.]

22 ***

23 [Charles A. Castle, M.D., entered the meeting during
24 Executive Session at 12:06 p.m.]

25 ***

1 Approval of Minutes of the June 20, 2017 meeting

2 CHAIRPERSON HEINE:

3 The first item of business is approval
4 of the minutes from the June 20, 2017
5 meeting. Do we have a motion to
6 approve?

7 DR. BROD:

8 So moved.

9 DR. LEVINE:

10 Second.

11 CHAIRPERSON HEINE:

12 Dr. Brod moves. Dr. Levine seconds.
13 Any discussion, corrections? All those
14 in favor of approval of the minutes,
15 please say aye? Opposed, same sign?
16 The motion carried.

17 [The motion carried unanimously.]

18 ***

19 MOTIONS

20 MR. RISH:

21 The Board of Medicine held an Executive
22 Session to conduct quasi-judicial
23 deliberations regarding the following
24 matters: The first matter is Item
25 Number 2 on the Board's agenda. It's

1 File No. 15-49-10804.

2 Based upon discussions in
3 Executive Session, I recommend a motion
4 approving the Consent Agreement and
5 Order.

6 DR. BROD:

7 So moved.

8 DR. SHARMA:

9 Second.

10 CHAIRPERSON HEINE:

11 Dr. Brod moves. Dr. Sharma seconds.
12 All those in favor, say aye? Opposed,
13 same sign?

14 [The motion carried unanimously. The Respondent's
15 name is Jahangeer H. Dogar, M.D.]

16 ***

17 MR. KOVACH:

18 The next matter on the Board's agenda is
19 File No. 17-49-03360. This matter
20 involved Probable Cause members Brod,
21 Castle, and Loisel. Dr. Brod and Dr.
22 Castle are here today and will not be
23 voting in this matter.

24 Based on the Board's discussions
25 in Executive Session, I recommend a

1 motion approving the Consent Agreement.

2 DR. SHARMA:

3 So moved.

4 MR. MITCHELL:

5 Second.

6 CHAIRPERSON HEINE:

7 Dr. Sharma moves. Mr. Mitchell seconds.

8 All those in favor, say aye? Opposed,
9 same sign?

10 Let the record reflect that Drs.
11 Brod and Castle did not participate in
12 deliberations on this issue either.

13 [The motion carried. Dr. Bruce A. Brod and Dr.
14 Charles A. Castle recused from deliberations and
15 voting on the motion. The Respondent's name is
16 Raymond Frank Nino, M.D.]

17 ***

18 MR. KOVACH:

19 Number 4 on the agenda is File No.
20 13-49-07764.

21 Based on the Board's discussions
22 in Executive Session, I recommend a
23 motion approving the Consent Agreement.

24 MR. MITCHELL:

25 So moved.

1 DR. CASTLE:

2 Second.

3 CHAIRPERSON HEINE:

4 Mr. Mitchell moves. Dr. Castle seconds.

5 All those in favor, say aye? Opposed,
6 same sign?

7 [The motion carried unanimously. The Respondent's
8 name is Daljit Singh, M.D.]

9 ***

10 MR. RISH:

11 The next matter is Item Number 5 on the
12 Board's agenda. It's File No.
13 17-49-05037.

14 Based upon discussions in
15 Executive Session, I recommend a motion
16 approving the Consent Agreement and
17 Order.

18 DR. LEVINE:

19 So moved.

20 DR. SHARMA:

21 Seconds.

22 CHAIRPERSON HEINE:

23 Dr. Levine moves. Dr. Sharma seconds.

24 All those in favor, say aye? Opposed,
25 same sign?

1 [The motion carried unanimously. The Respondent's
2 name is Katie Louise Hoeveler, M.D.]

3 ***

4 MR. RISH:

5 The next matter is Item No. 6 on the
6 Board's agenda. It's File No.
7 16-49-11761.

8 Based upon discussions in
9 Executive Session, I would recommend a
10 motion approving the Consent Agreement
11 and Order.

12 DR. BROD:

13 So moved.

14 DR. CASTLE:

15 Seconds.

16 CHAIRPERSON HEINE:

17 Dr. Brod moves. Dr. Castle seconds.
18 All those in favor, say aye? Opposed,
19 same sign?

20 [The motion carried unanimously. The Respondent's
21 name is Frederick Luther Becker Jr., M.D.]

22 ***

23 MR. KOVACH:

24 The next matter on the agenda is File
25 No. 16-49-12740. It's Number 7 on the

1 agenda.

2 Based on the Board's discussions
3 in Executive Session, I recommend a
4 motion approving the Consent Agreement.

5 DR. BROD:

6 So moved.

7 DR. SHARMA:

8 Second.

9 CHAIRPERSON HEINE:

10 Dr. Brod moves. Dr. Sharma seconds.
11 All those in favor, say aye? Opposed,
12 same sign?

13 [The motion carried unanimously. The Respondent's
14 name is Thomas S. Newmark, M.D.]

15 ***

16 MR. RISH:

17 The next matter is Item Number 8. It's
18 File No. 17-49-05231.

19 Based on the Board's discussions
20 in Executive Session, I would recommend
21 a motion approving the Consent Agreement
22 and Order.

23 DR. BROD:

24 So moved.

25 DR. CASTLE:

1 Second.

2 CHAIRPERSON HEINE:

3 Dr. Brod moves. Dr. Castle seconds.

4 All those in favor, say aye? Opposed,
5 same sign?

6 [The motion carried unanimously. The Respondent's
7 name is Dilipkumar J. Joshi, M.D.]

8 ***

9 MR. KOVACH:

10 The next matter on the agenda is Number
11 9. It's File No. 16-49-14523.

12 Based on the Board's discussions
13 in Executive Session, I would recommend
14 a motion approving the Consent Agreement
15 and Order.

16 MR. MITCHELL:

17 So moved.

18 DR. LEVINE:

19 Second.

20 CHAIRPERSON HEINE:

21 Mr. Mitchell moves. Dr. Levine seconds.

22 All those in favor, say aye? Opposed,
23 same sign?

24 [The motion carried unanimously. The Respondent's
25 name is Bilal Saulat, M.D.]

1 ***

2 MR. RISH:

3 The next matter is Item Number 10. It's
4 File No. 17-49-04333.

5 Based upon discussions in
6 Executive Session, I would recommend a
7 motion approving the Consent Agreement
8 and Order.

9 DR. LEVINE:

10 So moved.

11 DR. SHARMA:

12 Second.

13 CHAIRPERSON HEINE:

14 Dr. Levine moves. Dr. Sharma seconds.
15 All those in favor, say aye? Opposed,
16 same sign?

17 [The motion carried unanimously. The Respondent's
18 name is Ann K. Biser, P.A.]

19 ***

20 MR. RISH:

21 The next matter is Item Number 11. It's
22 File No. 17-49-00094.

23 Based upon discussions in
24 Executive Session, I would recommend a
25 motion approving the Consent Agreement

1 and Order.

2 DR. BROD:

3 So moved.

4 DR. SHARMA:

5 Second.

6 CHAIRPERSON HEINE:

7 Dr. Brod moves. Dr. Sharma seconds.

8 All those in favor, say aye? Opposed,
9 same sign?

10 [The motion carried unanimously. The Respondent's
11 name is James. M. Kessler, M.D.]

12 ***

13 MR. RISH:

14 The next matter is Item Number 12. It's
15 File No. 17-49-02028.

16 Based upon discussions in
17 Executive Session, I would recommend a
18 motion approving the Consent Agreement
19 and Order.

20 DR. CASTLE:

21 So moved.

22 DR. LEVINE:

23 Second.

24 CHAIRPERSON HEINE:

25 Dr. Castle moves. Dr. Levine seconds.

1 All those in favor, say aye? Opposed,
2 same sign?

3 [The motion carried unanimously. The Respondent's
4 name is Ronald Fisher, M.D.]

5 ***

6 MR. RISH:

7 The next matters are Items 13 through
8 21A, inclusive.

9 Based upon discussions in
10 Executive Session, I would recommend a
11 motion approving the following VRP
12 Agreements and Orders: File No.
13 17-49-03443, File No. 17-49-04204,
14 File No. 17-49-04205, File No.
15 17-49-04639, File No. 17-49-04644, File
16 No. 17-49-04647, File No. 17-49-05149,
17 File No. 16-49-09221, File No.
18 17-49-04645, and File No. 17-49-08315.

19 DR. LEVINE:

20 So moved.

21 MR. MITCHELL:

22 Second.

23 CHAIRPERSON HEINE:

24 Dr. Levine moves. Mr. Mitchell seconds.

25 All those in favor, say aye? Opposed,

1 same sign?

2 [The motion carried unanimously.]

3 ***

4 MR. KOVACH:

5 The next matter on the agenda is Number
6 22. It's File No. 16-49-13311.

7 Based on the Board's discussions
8 in Executive Session, I recommend a
9 motion approving the Consent Agreement.

10 DR. BROD:

11 So moved.

12 DR. CASTLE:

13 Second.

14 CHAIRPERSON HEINE:

15 Dr. Brod moves. Dr. Castle seconds.
16 All those in favor, say aye? Opposed,
17 same sign?

18 [The motion carried unanimously. The Respondent's
19 name is Jason Charles Brinkman Reutter, M.D.]

20 ***

21 MR. RISH:

22 The next matter is Item Number 24 on the
23 Board's agenda. It's File No.
24 16-49-14841. It's the Petition for
25 Reinstatement of the License to Practice

1 Medicine and Surgery of Roger Cadieux,
2 M.D.

3 Based upon discussions in
4 Executive Session, I would recommend a
5 motion directing counsel to draft a
6 Final Adjudication and Order in
7 accordance with the Board's
8 instructions.

9 DR. BROD:

10 So moved.

11 DR. CASTLE:

12 Second.

13 CHAIRPERSON HEINE:

14 Dr. Brod moves. Dr. Castle seconds.
15 All those in favor, say aye? Opposed,
16 same sign?

17 [The motion carried unanimously.]

18 ***

19 MR. RISH:

20 The next matter is File No. 17-49-00083
21 In the Matter of the Application to
22 Practice Medicine and Surgery of Stephen
23 Daly, M.D.

24 Based upon discussions in
25 Executive Session, I would recommend a

1 motion adopting the Hearing Examiner's
2 Proposed Adjudication and Order as the
3 Final Order of the Board.

4 DR. BROD:

5 So moved.

6 MR. MITCHELL:

7 Second.

8 CHAIRPERSON HEINE:

9 Dr. Brod moves. Mr. Mitchell seconds.
10 All those in favor, say aye? Opposed,
11 same sign?

12 [The motion carried unanimously.]

13 ***

14 MR. RISH:

15 The next matter is Item Number 26 on the
16 Board's agenda. It's File No.
17 17-49-00067 In the Matter of the
18 Application to Practice Medicine and
19 Surgery of Brent Fox, M.D.

20 Based upon discussions in
21 Executive Session, I would recommend a
22 motion adopting the Hearing Examiner's
23 Proposed Adjudication and Order as the
24 Final Order of the Board.

25 DR. SHARMA:

1 So moved.

2 DR. CASTLE:

3 Second.

4 CHAIRPERSON HEINE:

5 Dr. Brod moves. Dr. Castle seconds.

6 All those in favor, say aye? Opposed,
7 same sign?

8 [The motion carried unanimously.]

9 ***

10 MR. RISH:

11 The next matter is Item Number 27. It's
12 File No. 16-49-13157.

13 Based upon discussions in
14 Executive Session, I would recommend a
15 motion delegating this matter to the
16 Hearing Examiner to take additional
17 information regarding the Nebraska
18 Medicaid Suspension.

19 DR. CASTLE:

20 So moved.

21 DR. SHARMA:

22 Second.

23 CHAIRPERSON HEINE:

24 Dr. Castle moves. Dr. Sharma seconds.

25 All those in favor, say aye? Opposed,

1 same sign?

2 [The motion carried unanimously.]

3 ***

4 MR. RISH:

5 The next matter is Item Number 28, File
6 No. 14-49-10982. It's In the Matter of
7 the Application for a License to
8 Practice Medicine and Surgery of Rey
9 Nangkil Bello, M.D.

10 Based upon discussions in
11 Executive Session, I would recommend a
12 motion adopting the Hearing Examiner's
13 Proposed Adjudication and Order as the
14 Final Order of the Board.

15 DR. SHARMA:

16 So moved.

17 DR. LEVINE:

18 Second.

19 CHAIRPERSON HEINE:

20 Dr. Sharma moves. Dr. Levine seconds.
21 All those in favor, say aye? Opposed,
22 same sign?

23 [The motion carried unanimously.]

24 ***

25 MR. RISH:

1 Butler, M.D.

2 Based upon discussions in
3 Executive Session, I would recommend a
4 motion adopting the Hearing Examiner's
5 Proposed Adjudication and Order as the
6 Final Order of the Board.

7 DR. CASTLE:

8 So moved.

9 DR. SHARMA:

10 Second.

11 CHAIRPERSON HEINE:

12 Dr. Castle moves. Dr. Sharma seconds.
13 All those in favor, say aye? Opposed,
14 same sign?

15 [The motion carried unanimously.]

16 ***

17 MR. RISH:

18 The next matter is Item Number 31. It's
19 File No. 15-49-10972, the Commonwealth
20 vs. Jill Harlan, P.A.

21 Based upon discussions in
22 Executive Session, I would recommend a
23 motion adopting the Hearing Examiner's
24 Adjudication and Order as the Final
25 Order of the Board.

1 DR. CASTLE:

2 So moved.

3 DR. LEVINE:

4 Second.

5 CHAIRPERSON HEINE:

6 Dr. Castle moves. Dr. Levine seconds.

7 All those in favor, say aye? Opposed,

8 same sign?

9 [The motion carried unanimously.]

10 ***

11 MR. KOVACH:

12 The next item on the agenda is Number

13 32. It's File No. 16-49-10300. It

14 involves the Probable Cause Screening

15 Committee, and Drs. Brod and Castle

16 refrained from voting in this matter.

17 This matter involves Meghan Marie

18 Martin, LRT.

19 Based upon the Board's discussions

20 in Executive Session, I would recommend

21 a motion adopting the Proposed

22 Adjudication and Order in this matter.

23 MR. MITCHELL:

24 So moved.

25 DR. LEVINE:

1 Second.

2 CHAIRPERSON HEINE:

3 Mr. Mitchell moves. Dr. Levine seconds.
4 All those in favor, say aye? Opposed,
5 same sign? Drs. Brod and Castle did not
6 participate in deliberations on this
7 issue.

8 [The motion carried unanimously. Dr. Bruce A. Brod
9 and Dr. Charles A. Castle recused from deliberations
10 and voting on the motion.]

11 ***

12 MR. RISH:

13 The next matter are Items 33 through 35,
14 inclusive. It's the Application for
15 Initial Unrestricted License of Peter
16 Edgar Graham, M.D.; Randy Scott Cohen,
17 M.D.; and Francisco B. Rodriguez, IV,
18 M.D.

19 Based upon discussions in
20 Executive Session, I would recommend a
21 motion approving the Applications.

22 DR. SHARMA:

23 So moved.

24 DR. LEVINE:

25 Second.

1 CHAIRPERSON HEINE:

2 Dr. Sharma moves. Dr. Levine seconds.
3 All those in favor, say aye? Opposed,
4 same sign?

5 [The motion carried unanimously.]

6 ***

7 MR. KOVACH:

8 The next item on the agenda is Number
9 36. It's the Initial Unrestricted
10 License Application filed by Charles
11 Winters, M.D.

12 Based upon the discussions in
13 Executive Session, I would recommend a
14 motion approving the Application.

15 DR. SHARMA:

16 So moved.

17 DR. MORAN:

18 Second.

19 CHAIRPERSON HEINE:

20 Dr. Sharma moves. Dr. Moran seconds.
21 All those in favor, say aye? Opposed,
22 same sign?

23 [The motion carried. Dr. Rachel Levine, Ms. Kathryn
24 Waters, and Dr. Charles A. Castle opposed the motion.]

25 ***

1 MR. KOVACH:

2 The next one is Number 37 on the agenda.
3 It's the Initial Unrestricted License of
4 Mark Frederick Riederer, M.D.

5 Based on the Board's discussions
6 in Executive Session, I would recommend
7 a motion provisionally denying the
8 Application.

9 DR. BROD:

10 So moved.

11 DR. LEVINE:

12 Second.

13 CHAIRPERSON HEINE:

14 Dr. Brod moves. Dr. Levine seconds.
15 All those in favor, say aye? Opposed,
16 same sign?

17 [The motion carried unanimously.]

18 ***

19 MR. RISH:

20 The next matter is Item 38 on the
21 Board's agenda. It's the Application
22 for Initial Athletic Trainer License of
23 Cody Troy Coven, ATC. The Board has
24 tabled this application, because it
25 appears it should be addressed by the

1 Board of Osteopathic Medicine.

2 ***

3 MR. RISH:

4 The next matter is Item 39. The Initial
5 Unrestricted License by Endorsement of
6 Oded Goren, M.D.

7 Based upon discussions in
8 Executive Session, I would recommend a
9 motion approving the Application.

10 DR. LEVINE:

11 So moved.

12 MR. MITCHELL:

13 Second.

14 CHAIRPERSON HEINE:

15 Dr. Levine moves. Mr. Mitchell seconds.
16 All those in favor, say aye? Opposed,
17 same sign?

18 [The motion carried unanimously.]

19 ***

20 MR. RISH:

21 The next matter is Item 40. It's the
22 Application for Initial Behavior
23 Specialist License of Angela Carannante.

24 Based upon discussions in
25 Executive Session, I would recommend a

1 motion approving the Application.

2 DR. BROD:

3 So moved.

4 DR. LEVINE:

5 Second.

6 CHAIRPERSON HEINE:

7 Dr. Brod moves. Dr. Levine seconds.

8 All those in favor, say aye? Opposed,
9 same sign?

10 [The motion carried. Mr. John M. Mitchell, Dr.
11 Charles A. Castle, and Dr. Anna M. Moran opposed the
12 motion.]

13 ***

14 MR. RISH:

15 The next matter is Item 41. It's the
16 Supervising Physician Written Agreement
17 of You-Chen Kuo, M.D. and Anna Boccardo,
18 P.A. In this matter, Board member John
19 Mitchell recused himself and did not
20 participate in the Executive Session
21 deliberations.

22 Based upon Executive Session
23 deliberations, I would recommend a
24 motion approving the Application.

25 DR. LEVINE:

1 So moved.

2 DR. CASTLE:

3 Second.

4 CHAIRPERSON HEINE:

5 Dr. Levine moves. Dr. Castle seconds.

6 All those in favor, say aye? Opposed,

7 same sign?

8 [The motion carried. Mr. John M. Mitchell recused
9 from deliberations and voting on the motion.]

10 ***

11 MR. RISH:

12 The next matter is Item 42. It's the
13 Initial Unrestricted License Application
14 of Ryan Dammerman, M.D.

15 Based upon discussions in
16 Executive Session, I would recommend a
17 motion directing the Board Administrator
18 to issue the standard reentry letter.

19 DR. CASTLE:

20 So moved.

21 DR. SHARMA:

22 Second.

23 CHAIRPERSON HEINE:

24 Dr. Castle moves. Dr. Sharma seconds.

25 All those in favor, say aye? Opposed,

1 same sign?

2 [The motion carried unanimously.]

3 ***

4 MR. RISH:

5 The next matter is Item 43. It's the
6 Initial Respiratory Therapist License
7 Application of Todd A. Bartel, RCP.

8 Based upon discussions in
9 Executive Session, I would recommend a
10 motion directing the Board Administrator
11 to send the standard letter requiring
12 the applicant to retake the National
13 Certification Exam.

14 DR. BROD:

15 So moved.

16 DR. CASTLE:

17 Second.

18 CHAIRPERSON HEINE:

19 Dr. Brod moves. Dr. Castle seconds.
20 All those in favor, say aye? Opposed,
21 same sign?

22 [The motion carried unanimously.]

23 ***

24 MR. RISH:

25 The next matter is the Reactivation

1 Application of Don Errol Beck, M.D.

2 Based upon discussions in
3 Executive Session, I would recommend a
4 motion directing the Board Administrator
5 to send the standard reentry letter.

6 DR. CASTLE:

7 So moved.

8 MR. MITCHELL:

9 Second.

10 CHAIRPERSON HEINE:

11 Dr. Castle moves. Mr. Mitchell seconds.
12 All those in favor, say aye? Opposed,
13 same sign?

14 [The motion carried unanimously.]

15 ***

16 MR. KOVACH:

17 The next matter on the agenda is Number
18 45, the Reactivation Application of
19 Nathan Jay Zuckerman, M.D.

20 Based on the Board's discussions
21 in Executive Session, I would recommend
22 a motion directing the Board
23 Administrator to send the standard
24 reentry letter.

25 DR. CASTLE:

1 So moved.

2 MR. MITCHELL:

3 Second.

4 CHAIRPERSON HEINE:

5 Dr. Castle moves. Mr. Mitchell seconds.

6 All those in favor, say aye? Opposed,

7 same sign? The motion carried.

8 [The motion carried unanimously.]

9

10 MR. RISH:

11 The next matter is Item 46, the

12 Reactivation Application of Samuel T.

13 Clayton, M.D.

14 Based upon discussions in
15 Executive Session, I would recommend a
16 motion directing the Board Administrator
17 to send the standard reentry letter.

18 DR. BROD:

19 So moved.

20 MR. MITCHELL:

21 Second.

22 CHAIRPERSON HEINE:

23 Dr. Brod moves. Mr. Mitchell seconds.

24 All those in favor, say aye? Opposed,

25 same sign?

1 [The motion carried unanimously.]

2 ***

3 MR. RISH:

4 The next matter is Item 47. It's the
5 Reactivation Application of Respiratory
6 Therapist, James Fergus, RCP.

7 Based upon discussions in
8 Executive Session, I would recommend a
9 motion directing the Board Administrator
10 to send the standard letter requiring
11 the applicant to retake the National
12 Certification Examination.

13 DR. CASTLE:

14 So moved.

15 DR. LEVINE:

16 Second.

17 CHAIRPERSON HEINE:

18 Dr. Castle moves. Dr. Levine seconds.
19 All those in favor, say aye? Opposed,
20 same sign?

21 [The motion carried unanimously.]

22 ***

23 MR. KOVACH:

24 The next matter on the agenda is Number
25 48. It's the Reactivation Application

1 of Katherine Wheeler, RCP.

2 Based on the Board's discussions
3 in Executive Session, I would recommend
4 a motion tabling the Application and
5 directing Board Counsel to issue a
6 letter to the applicant in compliance
7 with the Board's discussions.

8 DR. MORAN:

9 So moved.

10 DR. LEVINE:

11 Second.

12 CHAIRPERSON HEINE:

13 Dr. Moran moves. Dr. Levine seconds.
14 All those in favor, say aye? Opposed,
15 same sign?

16 [The motion carried unanimously.]

17 ***

18 [Having no more matters for discussion, Chairperson
19 Heine thanked all in attendance for their presence and
20 adjourned The State Board of Medicine meeting at 1:05
21 p.m.]

22 ***

23

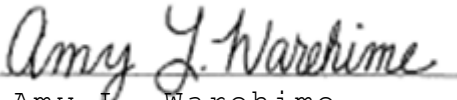
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CERTIFICATE

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.



Amy L. Warehime,
Minute Clerk
Sargent's Court Reporting
Service, Inc.

STATE BOARD OF MEDICINE
REFERENCE INDEX
July 24, 2017

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7	9:08	Official Call to Order
8		
9	9:08	Introduction of Audience
10		
11	9:12	Report of Prosecution Division
12		
13	9:19	Presentation - Kevin Knipe
14		
15	9:41	Appointments - Rachel Levine, M.D.
16	10:14	and Michael Ashburn, M.D.
17		
18	10:18	Report of Prosecution Division
19		(Continued)
20		
21	10:21	Report of Department of Health
22		
23	10:23	Report of Vice Chairperson
24		
25	10:24	Report of Regulatory Counsel
26		
27	10:25	For the Board's Information
28		
29	10:43	Executive Session
30	12:53	Return to Open Session
31		
32	12:53	Motions
33		
34	1:05	Adjournment
35		
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37		
38		
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