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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**

TIME: 9:29 a.m.

BOARD ROOM C

One Penn Center

2601 North Third Street

Harrisburg, Pennsylvania 17110

Wednesday, December 13, 2017

State Board of Osteopathic Medicine  
December 13, 2017

BOARD MEMBERS:

Ian J. Harlow, Commissioner of Professional and  
Occupational Affairs  
Burton T. Mark, D.O., Secretary  
Arlene G. Seid, M.D., M.P.H., Department of Health,  
present on behalf of Rachel Levine, M.D., Physician  
General  
John B. Bulger, D.O.  
Randy G. Litman, D.O.  
David A. Palmer, C.C.P., L.P. - Absent  
William B. Swallow, D.O.

BUREAU PERSONNEL:

Wesley Rish, Esquire, Board Counsel  
Kenneth J. Suter, Esquire, Board Counsel  
Anita P. Shekletski, Esquire, Board Prosecution  
Liaison  
Amanda Wojciechowski, Board Prosecutor  
Bridget K. Guilfoyle, Esquire, Board Prosecutor  
Andrea L. Costello, Esquire, Board Prosecutor  
Aaron Hollinger, Board Administrator

ALSO PRESENT:

Pamela Minardi, PA-C, Pennsylvania Society of  
Physician Assistants  
Brian Perry, Esquire, Perry, Shore, Weisenberger,  
& Zemlock  
Andrew Harvan, Pennsylvania Medical Society

1 \*\*\*

2 State Board of Osteopathic Medicine

3 December 13, 2017

4 \*\*\*

5 The regularly scheduled meeting of the State  
6 Board of Osteopathic Medicine was held on Wednesday,  
7 December 13, 2017. Burton T. Mark, D.O., Secretary,  
8 called the meeting to order at 9:29 a.m.

9 \*\*\*

10 Approval of Minutes of the October 4, 2017 meeting

11 SECRETARY MARK:

12 The first order of business is the  
13 approval of the Minutes of our last  
14 meeting.

15 DR. SWALLOW:

16 Motion to approve.

17 DR. LITMAN:

18 Second.

19 SECRETARY MARK:

20 All in favor? Opposed?

21 [The motion carried unanimously.]

22 \*\*\*

23 Report of Prosecutorial Division

24 [Amanda Wojciechowski, Esquire, Board Prosecutor,  
25 presented a Consent Agreement for File No. 16-53-

1 02164.]

2

\*\*\*

3 [Anita P. Shekletski, Esquire, Board Prosecution  
4 Liaison, on behalf of Keith E. Bashore, Esquire, Board  
5 Prosecutor, presented the Consent Agreements for File  
6 No. 17-53-03449 and File No. 16-53-09011.]

7

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8 [Bridget K. Guilfoyle, Esquire, Board Counsel,  
9 presented the Consent Agreements for File No. 17-53-  
10 09571 and File No. 17-53-02797.]

11

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12 [Andrea L. Costello, Esquire, Board Prosecutor,  
13 presented the following VRP Consent Agreements: File  
14 No. 17-53-08006, File No. 17-53-09775, and File No.  
15 17-53-12166.]

16

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17 Report of Board Counsel

18 [Wesley Rish, Esquire, Board Counsel, noted three  
19 matters for discussion during Executive Session.]

20

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21 Report of Board Regulatory Counsel - No Report

22

\*\*\*

23 Report of Board Secretary - No Report

24

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25 Report of Commissioner

1 [Ian J. Harlow, Commissioner of Professional and  
2 Occupational Affairs, stated the former Chair and Vice  
3 Chair names were submitted for consideration and  
4 another 20-some names for other BPOA Boards.

5 Commissioner Harlow updated the Board on the  
6 Executive Order with a focus on barriers to licensure  
7 and the comparison of PA professionals to other  
8 jurisdictions across the country. He also stated St.  
9 Francis University was sharing information and data  
10 from their Occupational Licensing Program.

11 Commissioner Harlow noted two Health Licensing  
12 and two Business Licensing Board Chairs for the  
13 Executive Order Advisory Committee Meeting on January  
14 9, 2018, with eight additional meetings.

15 Commissioner Harlow stated a report will be  
16 prepared and issued to Governor Wolf in late May. A  
17 report will then be issued to the Board.]

18 \*\*\*  
19 Report of the Department of Health - No Report

20 \*\*\*  
21 [Pursuant to Section 708(a)(5) of the Sunshine Act, at  
22 9:45 a.m. the Board entered into Executive Session  
23 with Wesley Rish, Esquire, Board Counsel, and Kenneth  
24 J. Suter, Esquire, Board Counsel, for the purpose of  
25 conducting quasi-judicial deliberations and to receive

1 legal advice from Board Counsel. The Board returned  
2 to open session at 10:35 a.m.]

3 \*\*\*

4 MOTIONS

5 MR. RISH:

6 The State Board of Osteopathic Medicine  
7 held an Executive Session to conduct  
8 quasi-judicial deliberations regarding  
9 the following matters:

10 The first matter is Item No. 3 on  
11 the Board's agenda. It's File No. 16-  
12 53-02164.

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

17 DR. LITMAN:

18 So moved.

19 DR. SWALLOW:

20 Second.

21 SECRETARY MARK:

22 All in favor? Opposed?

23 [The motion carried. Dr. Seid and Dr. Swallow opposed  
24 the motion. The Respondent's name is Scott C.  
25 Hollander, D.O.]

1 \*\*\*

2 MR. RISH:

3 The next matter is Item No. 4 on the  
4 Board's agenda. It's File No. 17-53-  
5 03449.

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

10 DR. LITMAN:

11 Motion to approve.

12 DR. SWALLOW:

13 Second.

14 SECRETARY MARK:

15 All in favor? Any Opposed?

16 [The motion carried unanimously. The Respondent's  
17 name is Clinton H. Leinweber, D.O.]

18 \*\*\*

19 MR. RISH:

20 The next matter is Item No. 5 on the  
21 Board's agenda. It's File No. 16-53-  
22 09011.

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

1 Order.

2 SECRETARY MARK:

3 Motion?

4 DR. SEID:

5 So moved.

6 SECRETARY MARK:

7 Second?

8 DR. LITMAN:

9 Second.

10 SECRETARY MARK:

11 All in favor? Opposed?

12 [The motion carried unanimously. The Respondent's  
13 name is Jessica L. Carroll, PA-C.]

14 \*\*\*

15 MR. RISH:

16 The next matter is Item No. 6. It's  
17 File No. 17-53-09571.

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

22 SECRETARY MARK:

23 Motion?

24 DR. LITMAN:

25 Motion to approve.



1 SECRETARY MARK:

2 Second?

3 DR. SEID:

4 Second.

5 SECRETARY MARK:

6 All in favor? Opposed?

7 [The motion carried unanimously. The Respondent's  
8 name is Kalle Marc Stidham, D.O.]

9 \*\*\*

10 MR. RISH:

11 The next matter was Item No. 7 on the  
12 Board's agenda. File No. 17-53-02797.

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

17 DR. LITMAN:

18 Motion to approve.

19 SECRETARY MARK:

20 Second?

21 DR. SWALLOW:

22 Second.

23 SECRETARY MARK:

24 All in favor? Opposed?

25 [The motion carried unanimously. The Respondent's

1 name is Benjamin Z. Shnurman, D.O.]

2 \*\*\*

3 MR. RISH:

4 The next matter I will take as a group,  
5 items no. 8 through 10, inclusive on the  
6 Board's agenda.

7 Based upon discussions in Executive  
8 Session, I would recommend a motion  
9 approving the following VRP Agreements  
10 and Orders: File No. 17-53-08006, File  
11 No. 17-53-09775, and File No. 17-53-  
12 12166.

13 SECRETARY MARK:

14 Is there a motion?

15 DR. LITMAN:

16 Motion to approve.

17 DR. SEID:

18 Second.

19 SECRETARY MARK:

20 Second. All in favor? Opposed? All  
21 passed.

22 [The motion carried unanimously.]

23 \*\*\*

24 MR. RISH:

25 The next matter was Item No. 11,

1 Commonwealth versus Michelle Lynn  
2 Stewart, D.O., File No. 15-53-11253.

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

8 DR. SEID:

9 So moved.

10 SECRETARY MARK:

11 Second?

12 DR. LITMAN:

13 Second.

14 SECRETARY MARK:

15 All in favor? Opposed?

16 [The motion carried unanimously.]

17 \*\*\*

18 MR. RISH:

19 The next matter was Item No. 12,  
20 Commonwealth versus Maureen L. Whiteley,  
21 D.O., File No. 16-53-00411.

22 Based upon discussions in Executive  
23 Session, I would recommend a motion  
24 approving the Hearing Examiner's  
25 Adjudication and substituting a Board

1 Order.

2 SECRETARY MARK:

3 Is there a motion?

4 DR. LITMAN:

5 Motion to approve.

6 DR. SWALLOW:

7 Second.

8 SECRETARY MARK:

9 All in favor? Opposed?

10 [The motion carried unanimously.]

11 \*\*\*

12 MR. RISH:

13 The next matter was Item No. 13,  
14 Commonwealth versus Quentin A. Parker,  
15 File No. 14-53-06653.

16 Based upon discussions in Executive  
17 Session, I would recommend a motion  
18 delegating the petition to a Hearing  
19 Examiner.

20 DR. SEID:

21 So moved.

22 DR. LITMAN:

23 Second.

24 SECRETARY MARK:

25 All in favor? Opposed?

1 [The motion carried unanimously.]

2 \*\*\*

3 MR. RISH:

4 The next matter was Item No. 14 on the  
5 Board's agenda. It's the application of  
6 Timothy Tin Heng Wong, D.O.

7 Based upon discussions in Executive  
8 Session, I would recommend a motion  
9 provisionally denying the application.

10 DR. LITMAN:

11 Motion to deny the application.

12 SECRETARY MARK:

13 Is there a second to that?

14 DR. SEID:

15 Second.

16 SECRETARY MARK:

17 All in favor? Opposed?

18 [The motion carried unanimously.]

19 \*\*\*

20 Report of Board Administrator - No Report

21 \*\*\*

22 Board Meeting Dates

23 [Aaron Hollinger, Board Administrator, discussed the  
24 2018 meeting dates and proposed 2019 meeting dates.]

25 DR. LITMAN:

1 Motion to approve those 2019 dates.

2 SECRETARY MARK:

3 Is there a second?

4 DR. SWALLOW:

5 Second.

6 SECRETARY MARK:

7 All in favor? Opposed?

8 [The motion carried unanimously.]

9 \*\*\*

10 Old Business/New Business

11 Coalition Letter on buprenorphine

12 [Wesley Rish, Esquire, Board Counsel, noted a  
13 coalition letter on buprenorphine for the Board's  
14 review.]

15 \*\*\*

16 FSMB 106th Annual Meeting

17 [Aaron Hollinger, Board Administrator, noted  
18 information regarding the Federation of State Medical  
19 Boards' (FSMB) 106th Annual Meeting, April 26-28,  
20 2018, in Charlotte, North Carolina.]

21 DR. LITMAN:

22 I would like to nominate Dr. Mark.

23 DR. SWALLOW:

24 Second.

25 MR. HOLLINGER:

1                   Is everyone in favor of sending Dr. Mark  
2                   to the FSMB meeting? Any oppose?

3 [The motion carried unanimously.]

4   \*\*\*

5 Election of Officers

6 DR. SWALLOW:

7                   I nominate Dr. Randy Litman for Chair.

8 SECRETARY MARK:

9                   Okay. Are there any others?

10 DR. BULGER:

11                   I'll nominate Burton Mark for Chair.

12 MR. RISH:

13                   Any other nominations? If not, then we  
14                   would look for a motion to close the  
15                   nominations.

16 DR. LITMAN:

17                   Motion to close the nominations.

18 SECRETARY MARK:

19                   Second to that?

20 DR. SWALLOW:

21                   Second.

22 SECRETARY MARK:

23                   All in favor? Nominations are closed.

24 [The motion carried unanimously.]

25   \*\*\*

1 MR. RISH:

2 For those in favor of Dr. Litman as  
3 Chairman of the State Board of  
4 Osteopathic Medicine, please signify it  
5 by raising your hand. That's two votes  
6 in favor of Dr. Litman.

7 In favor of Dr. Mark, please  
8 signify by raising your hand.

9 (The Board discussed the tie vote.)

10 MR. RISH:

11 Can we take a formal vote on the record  
12 so we have it. All on favor of Dr.  
13 Litman serving as Chairman? That  
14 appears to have the majority of the  
15 Board, so Dr. Litman will serve as the  
16 Chair effective immediately.

17 SECRETARY MARK:

18 I would nominate Dr. Bulger for Vice  
19 Chair.

20 DR. LITMAN:

21 I would nominate Dr. Swallow for Vice  
22 Chair.

23 (The Board discussed nominations.)

24 MR. RISH:

25 Any further nominations? If there are



1 no further nominations, we'd be looking  
2 for a motion to close the nominations.

3 SECRETARY MARK:

4 Yes.

5 DR. SWALLOW:

6 Second.

7 MR. RISH:

8 I guess we can call for the votes. Dr.  
9 Bulger was nominated first, so, I guess,  
10 all those in favor of Dr. Bulger express  
11 it by raising their hands. So we have  
12 two votes for Dr. Bulger.

13 Those in favor of Dr. Swallow?

14 Once again, we have a 2-2 tie.

15 (The Board discussed the tie vote.)

16 MR. RISH:

17 Any further discussions? Are we ready  
18 to call for another vote? All those in  
19 favor of Dr. Bulger, please signify by  
20 raising their hand. Okay, that's two  
21 votes.

22 All in favor of Dr. Swallow? Once  
23 again, we're in a 2-2 tie.

24 DR. BULGER:

25 I'll withdraw my nomination.

1 MR. RISH:

2 All in favor of Dr. Swallow, please  
3 signify by raising their hand.

4 [The motion carried unanimously.]

5 \*\*\*

6 MR. RISH:

7 The final election that we have is for  
8 Secretary of the Board, so we would open  
9 that for nominations.

10 DR. SWALLOW:

11 I would like to nominate Dr. Mark for  
12 Secretary.

13 MR. RISH:

14 Any further nominations? We look for a  
15 motion to close the nominations.

16 DR. LITMAN:

17 Move to close.

18 MR. RISH:

19 We would ask everyone in favor of Dr.  
20 Mark to express it by raising their  
21 hand, which appears to be a unanimous  
22 vote.

23 [The motion carried unanimously.]

24 \*\*\*

25 Adjournment

1 DR. SEID:

2 Motion to adjourn.

3 DR. LITMAN:

4 Second.

5 SECRETARY MARK:

6 All in favor?

7 [The motion carried unanimously.]

8 \*\*\*

9 [There being no further business, the State Board of  
10 Osteopathic Medicine meeting adjourned at 10:55 a.m.]

11 \*\*\*

12

13 CERTIFICATE

14

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

21



22

Adam Beck,

23

Minute Clerk

24

Sargent's Court Reporting

25

Service, Inc.

STATE BOARD OF OSTEOPATHIC MEDICINE  
REFERENCE INDEX  
December 13, 2017

	TIME	AGENDA
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7	9:29	Official Call to Order
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9	9:30	Approval of Minutes
10		
11	9:30	Report of Prosecutorial Division
12		
13	9:38	Report of Board Counsel
14		
15	9:39	Report of Commissioner
16		
17	9:45	Executive Session
18	10:35	Return to Open Session
19		
20	10:36	Motions
21		
22	10:45	Old/New Business
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24	10:55	Adjournment
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