

State of Maine  
Board of Licensure in Medicine  
137 SHS, 161 Capitol Street  
Augusta, Maine 04333-0137  
September 13, 2022  
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State of Maine  
Board of Licensure in Medicine  
137 SHS, 161 Capitol Street  
Augusta, Maine 04333-0137  
Minutes of September 13, 2022

**Board Members Present:** Christopher R. Ross, P.A., Secretary; Steven Blessington, P.A. (excused 1:15 p.m. – 1:22 p.m. due to computer issues); Holly Fanjoy, M.D.; Renee Fay-Leblanc, M.D.; Gregory Jamison, RPh, Public Member; Kristina Lunner, Public Member; Noah Nesin, M.D.; Brad Waddell, M.D.; and Lynne Weinstein, Public Member

**Board Members Absent:** Maroulla S. Gleaton, M.D., Chair and Frederick C. Goggans, M.D.

**Board Staff Present:** Dennis E. Smith, Executive Director; Timothy E. Terranova, Assistant Executive Director; Kenji Saito, M.D., Medical Director; Savannah Okoronkwo, Consumer Assistance Specialist; Faith McLaughlin, Investigative Secretary; Maureen S. Lathrop, Administrative Assistant; and Lisa Reny, Licensing Specialist.

**Attorney General’s Office Staff Present:** Michael Miller, Assistant Attorney General

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In accordance with the “Board Member Remote Participation Policy” adopted by the Board on August 10, 2021, the Board Chair directed that the September 13, 2022 meeting of the Board be conducted through remote participation of all Board members pursuant to Section 2(A) of that policy. The Board posted notices of this virtual meeting on its website and on the Legislative calendar. In addition, the Board posted a copy of the agenda for the meeting on its website.

Votes were conducted by roll call with members voting “for” “against” or “abstain.”

**EXECUTIVE SESSIONS**

**PURPOSE**

8:25 a.m. – 8:45 a.m.

Pursuant to 1 M.R.S. § 405(6)(F) to discuss confidential information

**RECESSES**

9:05 a.m. – 9:15 a.m.

Recess

12:00 p.m. – 12:32 p.m.

Lunch

2:00 – 2:15 p.m.

Recess

**I. Call to Order**

Mr. Ross called the meeting to order at 8:02 a.m.

**A. Amendments to Agenda (none)**

**B. Scheduled Agenda Items**

**1. 2:00 p.m. – Presentation Regarding the Adjudicatory Hearing Process**

**II. Licensing**

**A. Applications for Individual Consideration**

**1. Initial Applications**

**a. John Dellabadia, Jr., M.D.**

Dr. Nesin moved to approve Dr. Dellabadia’s license application. Ms. Weinstein seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**b. Gregory G. Smaroff, M.D.**

Dr. Waddell moved to approve Dr. Smaroff’s license application. Dr. Fay-Leblanc seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**2. Reinstatement Applications (none)**

**3. Renewal Applications**

**a. Greeshma P. Reddy, M.D.**

Ms. Weinstein moved to investigate further and request that Dr. Reddy provide documentation of compliance with her New York consent agreement, an explanation of the situation and any changes to her practice as a result. Dr. Nesin seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**b. Thomas Bugbee, M.D.**

At 8:25 a.m. Ms. Weinstein moved to enter executive session pursuant to 1 M.R.S. § 405(6)(F) to discuss confidential information. Ms. Lunner seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

At 8: 45 a.m. Ms. Weinstein moved to come out of executive session. Mr. Jamison seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For

Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

Dr. Nesin moved to investigate further, request Dr. Bugbee's medical records and issue a citation for failure to make a required notification to the Board within ten days. Dr. Waddell seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**4. Requests to Convert to Active Status (none)**

**5. Requests to Withdraw License/License Application**

**a. Joanne Magro, M.D.**

Dr. Nesin moved to approve Dr. Magro's request to withdraw her license application. Ms. Lunner seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**b. Carlos Nesbeth, M.D.**

Dr. Fay-Leblanc moved to approve Dr. Nesbeth's request to withdraw his license application. Dr. Nesin seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**6. Requests for Collaborative/Practice Agreements (none)**

**B. Other Items for Discussion (none)**

**C. Citations and Administrative Fines (none)**

**D. Licensing Status Report [Appendix A]**

This material was presented for informational purposes. No Board action was required.

**E. Licensing Feedback**

This material was presented for informational purposes. No Board action was required.

**III. Board Orders/Consent Agreements/Resolution Documents for Review (none)**

**IV. Complaints**

**1. CR21-203**

Dr. Fay-Leblanc moved to dismiss the complaint. Dr. Fanjoy seconded the motion.

A roll call vote was taken, and the motion passed 8 in favor, 1 recused.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: Recused  
Dr. Waddell: For  
Ms. Weinstein: For

**MOTION:** This was a difficult first interaction between a patient and a provider new to them. The patient's biggest concern was staying on medication which she felt were helpful to her. The provider was trying to follow the standard of care and explore additional work-up and alternative treatments. Review of the records indicates that the standard of care was met.

2. **CR21-177**

In response to a request from the physician's legal counsel for clarification regarding the type of evaluation the Board requested, Dr. Fay-Leblanc moved that the physician undergo a neuropsychological evaluation. Dr. Nesin seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

3. **CR22-2**

Dr. Nesin moved to dismiss the complaint. Dr. Fay-Leblanc seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**MOTION:** A patient complains that the physician failed to inform them of the diagnosis of Stage 3 chronic kidney disease (CKD) while treating them with Pre-exposure prophylaxis (PrEP) for HIV prevention. The licensee was a consultant for the complainant. The state 3a CKD was present prior to treatment by the licensee but did gradually progress to 3b CKD concurrent with the course of treatment with PrEP. The licensee followed appropriate guidelines for the initiation and monitoring of treatment in this circumstance and a nephrology consultant did not include the PrEP as a potential etiology for the worsened kidney function.

4. **CR22-5 Danhong Zhao, M.D.**

Ms. Weinstein moved to dismiss the complaint with a letter of guidance. Mr. Jamison seconded the motion.



A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**MOTION:** The complaint was initiated by a patient’s relative who was concerned with the physician’s treatment and expressed that the patient was misusing the controlled drugs the physician prescribed to him. The physician responded to the complaint, explained his medical decision making and provided a copy of the patient records for review.

The guidance is as follows: when prescribing controlled substances to patients the standard of care requires the use of universal precautions, including conducting and documenting random pill counts and random toxicological testing to ensure that the medications are being taken as prescribed.

**5. CR22-15**

Dr. Nesin moved to investigate further, request the physician respond to questions from the Board, request ten medical charts and obtain an expert review. Mr. Blessington seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**6. CR22-38**

Dr. Waddell moved to dismiss the complaint. Ms. Lunner seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For

Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**7. CR22-40**

Dr. Waddell moved to dismiss the complaint. Dr. Nesin seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**MOTION - CR22-38 & CR22-40**

The complaints were filed by a patient against a physician and a physician assistant working for the physician dermatologist. The patient complained that there was a failure to provide adequate informed consent to a surgical procedure that involved local anesthesia and the removal of cancerous skin cells in an outpatient setting and that there was a failure to provide adequate follow-up care and postoperative instructions. The licensees responded to the complaints, including describing the informed consent process, explaining their medical care and treatment, and providing a copy of the medical records. A review of the medical records and complaint materials indicate there was an adequate informed consent process and that care and treatment was reasonable.

**8. CR22-45**

Dr. Fanjoy moved to dismiss the complaint. Ms. Lunner seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For

Dr. Negin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**MOTION:** A pediatric patient was seen by the licensee for a new diagnosis of generalized epilepsy. The patient's mother alleges the licensee inadequately treated her with medications, refused genetic testing, failed to diagnose her brain lesion, and refused to submit a medical necessity referral for a second opinion. The licensee provided a thorough evaluation of the patient and was responsive to multiple requests including letters to provide seizure accommodations as well as ongoing communication to adjust medications and treatment plan as needed. Medical necessity for out-of-state specialty referral was not supported in this case. The medical records corroborate that the licensee provided appropriate care and management of the patient's condition.

**9. CR22-74**

Mr. Jamison moved to dismiss the complaint. Dr. Fanjoy seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Negin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**MOTION:** An intersex patient complains the physician accused him of being able to get pregnant like a fertile female, forced psychological medications and accused the patient of lying about being intersex. The patient desires surgery, however psychiatric concerns must be addressed which the patient has declined. Stabilized mental health is a necessity prior to gender affirming surgery. Review of the records and detailed explanation from the physician display understanding, compassion and respect and adhere to the appropriate standard of care.

**10. CR22-80**

Dr. Fay-Leblanc moved to obtain an expert review. Ms. Weinstein seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For

Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**11. CR22-81**

Ms. Weinstein moved to investigate further. If the physician allows his license to expire while under investigation, a report will be made to the National Practitioner Databank and the matter will be closed with no further action. If the physician applies to renew his license, the Board will request that he complete a course for disruptive physicians and request that the facility provide a copy of the written COVID policy or protocol. Dr. Nesin seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**12. CR22-83**

Dr. Fay-Leblanc moved to investigate further, ask the physician his plan for continuing to practice medicine and incorporate this matter into the previously ordered informal conference. Ms. Weinstein seconded the motion.

A roll call vote was taken, and the motion passed 8 in favor, 1 recused.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: Recused  
Dr. Waddell: For  
Ms. Weinstein: For

**13. CR22-85**

Mr. Ross moved to offer the physician assistant an amendment to her consent agreement to include a provision for automatic suspension for noncompliance and a \$500 civil penalty to be paid within 90 days. Ms. Weinstein seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**14. CR22-95 Jeffrey Gruhler, M.D.**

Dr. Nesin moved to dismiss the complaint with a letter of guidance. Ms. Lunner seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**MOTION:** The Board initiated the complaint following a report of the termination of the physician's employment from a medical facility for unprofessional conduct, including disruptive and vulgar conduct towards facility staff. The physician responded to the complaint, admitted to using inappropriate and profane language due to acute personal and professional stresses, and expressed regret for his behavior.

The guidance is as follows: A physician has the responsibility to act professionally at all times even when under personal and professional stressors. Failing to act professionally at all times violates a standard of professional behavior for physicians and can interfere with the ability of the health care team to deliver care. There are appropriate ways for physicians to deal with stressors, including seeking appropriate professional support and education when needed.

**15. CR22-120**

Dr. Fay-Leblanc moved to offer a consent agreement requiring that while licensed in Maine the physician remain in treatment, notify the Board of a change in his provider, submit quarterly reports from the treatment provider addressing the stability of the physician's illness and his ability to safely practice medicine and notify the Board of his practice location. Dr. Nesin seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**16. CR22-97**

Dr. Waddell moved to dismiss the complaint. Mr. Blessington seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**MOTION:** The complainant alleges that the licensee failed to properly perform his duties as medical director of a hospital laboratory which contributed to delay in diagnosis and subsequent death of the complainant's father. Review of medical records and complaint materials does not support the complaint.

**17. CR22-104**

Dr. Fanjoy moved to investigate further and request complete medical records including the entire procedural consent form and discharge instructions. Dr. Nesin seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**18. CR22-127**

Dr. Fanjoy moved to investigate further and request that the physician assistant respond to questions from the Board. Dr. Fay-Leblanc seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**19. CR22-128**

Dr. Nesin moved to dismiss the complaint. Mr. Blessington seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**MOTION:** The spouse of a patient complains that the licensee, in providing a supervisory consult to a nurse practitioner who saw the patient, missed a diagnosis of herpes zoster (shingles), inappropriately prescribed a steroid and caused a delay in diagnosis, also resulting in a delay in initiation of anti-viral medication, thus reducing the potential benefit of that medication.

The licensee responded that at the time of their examination the rash was not diagnostic of shingles but that the patient was instructed to contact the practice if the symptoms worsened. This sequence of events is not unusual in the early presentation of zoster and the care was appropriate. In addition, the licensee has used this feedback to consider improvements in their practice.

**20. CR22-137**

Mr. Jamison moved to dismiss the complaint. Dr. Nesin seconded the motion.

A roll call vote was taken, and the motion passed 8 in favor, 1 recused.

Mr. Ross: Recused  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**MOTION:** A patient complains about the care he received from his treating outpatient psychiatrist, who he saw monthly. The patient felt that the psychiatrist was cold and assertive, not empathetic to his behavioral issues. Review of the records reveals reasonable, appropriate care. When the patient had a relapse in his disease, the patient and the physician's relationship became stained when the physician would not prescribe a controlled substance at the patient's request. The record supports the psychiatrist's decisions and care.

**21. CR22-145**

Ms. Weinstein moved to dismiss the complaint. Ms. Lunner seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**MOTION:** A patient complains she was not accepted into this small membership based medical practice and not given a reason other than "she would not be a good fit." Review of the records reveal a thread of e-mail communication, nonpayment and failure to return a



signed contract as promised. The physician eventually received the contract with payment and returned this to the patient.

**22. CR22-139**

Ms. Weinstein moved to offer the physician leave to withdraw her renewal application, renewal of her license in inactive status, or conversion to emeritus status. If she accepts one of these options, the complaint will be dismissed. Dr. Fay-Leblanc seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**23. CR22-43**

Mr. Ross moved to investigate further and request that the physician assistant respond to questions from the Board. Dr. Fay-Leblanc seconded the motion.

A roll call vote was taken, and the motion passed 8 in favor, 1 recused.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: Recused  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**24. CR22-47**

Mr. Jamison moved to dismiss the complaint. Ms. Lunner seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For

Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**MOTION:** A patient complains about care received from a treating outpatient psychiatrist. Specifically, a refusal to re-prescribe a certain medication. The patient was severely noncompliant with keeping scheduled appointments and noncompliant with following an established care plan. The patient was taking a controlled substance, was on a controlled substance contract and was not compliant with the terms of the contract and keeping scheduled appointments. The record supports appropriate care provided and attempted.

**25. Intentionally left blank**

**V. Assessment and Direction**

**26. AD22-84**

Dr. Fay-Leblanc moved to issue a complaint (**CR22-184**) and a citation for failure to make a required notification to the Board within ten days. Dr. Nesin seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**27. AD22-144**

Dr. Nesin moved to issue a complaint (**CR22-185**) and a citation for failure to make a required notification to the Board within ten days. Dr. Fay-Leblanc seconded the motion.

A roll call vote was taken, and the motion passed 8 in favor, 1 recused.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For

Dr. Waddell: Recused  
Ms. Weinstein: For

**28. AD22-164**

Dr. Nesin moved to request that the physician voluntarily extend her contract with the Medical Professionals Health Program for an additional three years and provide a copy of the contract to the Board. If she agrees, the matter will be closed with no further action. Dr. Fay-Leblanc seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**29. Intentionally left blank**

**30. Pending Adjudicatory Hearings and Informal Conferences Report**

This material was presented for informational purposes. No Board action was required.

**31. Consumer Assistance Specialist Feedback**

This material was presented for informational purposes. No Board action was required.

**VI. Informal Conference (none)**

**VII. Minutes for Approval**

Ms. Weinstein moved to approve the minutes of the August 9, 2022 meeting. Mr. Jamison seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For

Dr. Waddell: For  
Ms. Weinstein: For

**VIII. Consent Agreement Monitoring**

**A. Monitoring Reports**

**1. Cameron Bonney, M.D.**

Dr. Fay-Leblanc moved to offer Dr. Bonney an amendment to his consent agreement requiring a practice monitor, reports to the Board, restrictions on practice location and hours, and conversion to an active status license upon approval of the consent agreement amendment.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: Not present  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**2. Bruce Manley, P.A.**

Dr. Nesin moved to terminate Mr. Manley's consent agreement. Dr. Fay-Leblanc seconded the motion.

A roll call vote was taken, and the motion passed 8 in favor, 1 abstained.

Mr. Ross: For  
Mr. Blessington: Abstained  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**IX. Adjudicatory Hearing (none)**

**X. Remarks of Chair (none)**

**XI. Remarks of Executive Director**

**A. LD1858 – Need for Workgroup**

Dr. Waddell, Mr. Ross, Ms. Weinstein and Ms. Lunner volunteered to participate in a work group with members from the Board of Osteopathic Licensure and Emergency Medical Services Board to develop guidance regarding delegation to licensed emergency medical services providers.

**XII. Assistant Executive Director’s Report**

Mr. Terranova reported that the Complaint Coordinator position has been filled.

Mr. Terranova requested that the Board approve his travel to Charlotte, NC to attend an Administrators in Medicine meeting in October.

Mr. Ross moved to approve Mr. Terranova’s travel. Ms. Lunner seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For

Mr. Blessington: For

Dr. Fanjoy: For

Dr. Fay-Leblanc: For

Mr. Jamison: For

Ms. Lunner: For

Dr. Nesin: For

Dr. Waddell: For

Ms. Weinstein: For

**A. MMA-CQI Milestone Report**

This material was presented for informational purposes. No Board action was required.

**B. IMLC Request for Comments**

The Interstate Medical Licensure Compact Commission (IMLCC) requested comments on draft amendments to the Chapter 6 Rule on Coordinated Information System, Joint Investigations and Disciplinary Actions. Following review staff and legal counsel had concerns and prepared draft comments for review and approval.

Dr. Nesin moved to approve the comments and submit them to the IMLCC. Mr. Jamison seconded the motion.

A roll call vote was taken, and the motion passed 8 in favor, 1 abstained.

Mr. Ross: For

Mr. Blessington: For

Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: Abstained  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**XIII. Medical Director's Report (none)**

**XIV. Remarks of Assistant Attorney General (none)**

**XV. Rulemaking (none)**

**XVI. Policy Review**

**A. Affixing Electronic Signatures to Board Approved Documents**

Ms. Weinstein moved to approve the new policy. Mr. Jamison seconded the motion. A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For  
Mr. Blessington: For  
Dr. Fanjoy: For  
Dr. Fay-Leblanc: For  
Mr. Jamison: For  
Ms. Lunner: For  
Dr. Nesin: For  
Dr. Waddell: For  
Ms. Weinstein: For

**XVII. Requests for Guidance (none)**

**XVIII. Board Correspondence (none)**

**XIX. FSMB Material (none)**

**XX. FYI**

**XXI. Other Business 2:00 p.m.**

**A. Presentation Regarding the Adjudicatory Hearing Process**

AAG Miller gave a PowerPoint presentation and answered questions regarding the Adjudicatory Hearing Process.

**XXII. Adjournment 3:10 p.m.**

Dr. Waddell moved to adjourn the meeting. Mr. Jamison seconded the motion.

A roll call vote was taken, and the motion passed unanimously.

Mr. Ross: For

Mr. Blessington: For

Dr. Fanjoy: For

Dr. Fay-Leblanc: For

Mr. Jamison: For

Ms. Lunner: For

Dr. Nesin: For

Dr. Waddell: For

Ms. Weinstein: For

Respectfully submitted,



Maureen S. Lathrop  
Administrative Assistant

Dear Mr. Smith,

In accordance with the “Board Member Remote Participation Policy” adopted by the Board on August 10, 2021, I am directing that the September 13, 2022 meeting of the Board be conducted virtually through exclusively remote participation pursuant to Section 2(A) of that policy. In support of this directive, I have determined that, based on the following circumstances, there exists an emergency or urgent issue which, pursuant to the policy, requires the Board to meet by entirely remote methods on September 13, 2022:

1. The Secretary of the U.S. Department of Health and Human Services first proclaimed on January 31, 2020, and most recently renewed on April 16, 2022, the nationwide public health emergency (PHE) due to the continued consequences of the Coronavirus Disease 2019 (COVID-19) pandemic. (<https://aspr.hhs.gov/legal/PHE/Pages/COVID19-12Apr2022.aspx>)
2. The Commissioner of the Maine Department of Health and Human Services declared on July 1, 2021 a health emergency due to the continued consequences of the COVID-19 pandemic, which shall remain in effect through the duration of the PHE declared by the Secretary of the U.S. Department of Health and Human Services. (<https://www.maine.gov/dhhs/sites/maine.gov.dhhs/files/inline-files/Public%20Health%20Emergency%20Declaration%206-30-21.pdf>)
3. The acting Secretary of the U.S. Department of Health and Human Services wrote a letter to all Governors on January 22, 2021 stating, “To assure you of our commitment to the ongoing response, we have determined that the PHE will likely remain in place for the entirety of 2021, and when a decision is made to terminate the declaration or let it expire, HHS will provide states with 60 days' notice prior to its termination.” (<https://ccf.georgetown.edu/wp-content/uploads/2021/01/Public-Health-Emergency-Message-to-Governors.pdf>)
4. Efforts to combat the pandemic continue in Maine where, as of August 30, 2022, 282,585 residents have been infected (203,697 confirmed and 78,888 probable), 5,566 residents have been hospitalized with the virus, and 2,510 people have died from the virus since January 2020. (<https://www.maine.gov/dhhs/mecdc/infectious-disease/epi/airborne/coronavirus/data.shtml>)
5. As of August 30, 2022, the number of new COVID-19 infections in the State of Maine as confirmed by testing brings the seven-day average of new cases in the State to 309; the number of new cases (confirmed and probable) statewide is 1,611; the number of current hospitalizations is 162 (with 26 in critical care); the number of validated vaccine breakthrough cases is 107,021; the total number of deaths is 2,510. (<https://www.maine.gov/dhhs/mecdc/infectious-disease/epi/airborne/coronavirus/data.shtml> )



6. Viruses like SARS-CoV-2 continuously evolve. The Omicron variant of SARS-CoV-2 (including B.1.1.529, BA.1, BA.1.1, BA.2, BA.3, BA.4 and BA.5 lineages) is currently classified as a Variant of Concern. As of August 30, 2022, the Omicron variant represents 100 percent of all sequenced samples collected in Maine.
7. As of August 30, 2022, 13 of Maine's counties are in the “low”, 3 counties are in the “medium” and 0 counties are in the “high” transmission category as defined by the U.S. Centers for Disease Control and Prevention.
8. An in-person meeting of the Board is foreseeably likely to result in an increased risk of exposure to the COVID-19 virus, which has an incubation period of 2-14 days before the onset of symptoms, for members of the Board, its staff, licensees, and members of the public.
9. Conducting an in-person Board meeting on September 13, 2022 is not practicable due to the widespread rise in COVID-19 infections and the potential exposure to the COVID-19 virus to Board members and to members of the public. Therefore, after consultation with you, I have determined that there is an emergency such that the September 13, 2022 Board meeting shall be held entirely remotely as the best way to protect the safety and wellbeing of the members of the Board, its staff, licensees, and members of the public.

There will be no physical location where members of the public may attend this meeting. The Board will continue to provide members of the public a meaningful opportunity to attend the meeting remotely via Zoom as it has successfully done since April of 2020. Please post this determination to the Board website and update the agenda to include the Zoom information as soon as possible.

Maroulla S Gleaton, MD  
Chair Maine Board of Licensure in Medicine

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## BOARD OF LICENSURE IN MEDICINE

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**DATE:** SEPTEMBER 1, 2022  
**TO:** BOARD MEMBERS  
**CC:**  
**FROM:** TIMOTHY TERRANOVA  
**RE:** LICENSING STATUS REPORT AND LISTS

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The following information is included:

- A summary of all new licenses granted in August 2022 by license type (101);
- A list of all individuals granted a new license in August 2022;
- A summary of all pending applications by license type (288);
- A list of online vs. paper renewals in August 2022 by license type (89.46%);
- The number of licenses expired August 31, 2022 (64);
- The number of licenses lapsed for date May 31, 2022 (48); and
- The list of licenses withdrawn in August 2022 (3).

In addition, the overall licensing statistics include:

- The number of active MD licenses (not including EC) on September 1, 2022 (7,438);
- The number of active MD licenses with a Maine address (not including EC) on September 1, 2022 (3,740);
- The number of active PA licenses on September 1, 2022 (1,124);
- The number of active PA licenses with a Maine address on September 1, 2022 (1,000); and
- The number of licenses pending renewal on September 1, 2022 (37).

We look forward to your feedback.

**SELECTION FILE SUMMARY**  
**STATE OF MAINE - DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION**  
**BOARD OF LICENSURE IN MEDICINE**

Selection File Name: MONTHLY-ISSUED

**SUMMARY BY LICENSE PREFIX**

**CP - YOUTH CAMP LICENSE**

A - Active 1

SUBTOTAL: 1

**EC - TEMPORARY EDUCATIONAL CERTIFICATE**

A - Active 3

SUBTOTAL: 3

**MD - MEDICAL DOCTOR**

A - Active 79

SUBTOTAL: 79

**MDA - MEDICAL DOCTOR ADMINISTRATIVE**

A - Active 1

SUBTOTAL: 1

**PA - PHYSICIAN ASSISTANT**

A - Active 16

SUBTOTAL: 16

**TM - TELEMEDICINE**

A - Active 1

SUBTOTAL: 1

**SUMMARY BY LICENSE STATUS**

**A - Active** 101

**TOTAL ALL LICENSES: 101**

**STATE OF MAINE - DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION  
BOARD OF LICENSURE IN MEDICINE**

Selection File: MONTHLY-ISSUED

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**PA2405 - JOSHUA ABRAMS, PA**

**MD26292 - ADEDEJI ADEDAPO ADEMILUYI, MD**

**MD26092 - ALI AL-HILLI, MD**

**MD26392 - MIRA ALSHEIKH, MD**

**MD26274 - IPSA ARORA, MD**

**MD21987 - HUMAIRA ASHRAF, MD**

**MD26197 - RACHEL BAERGA-DUPEROY, MD**

**MD26400 - ANIL ASHOK BAJNATH, MD**

**MD26401 - TABITHA MARIE BEDINI, MD**

**MD26395 - RICHA BHATNAGAR, MD**

**MD25854 - CHRISTOPHER CABRAL BRAGA, MD**

**MD26368 - MAURA LYNNE CAMPBELL, MD**

**MD26233 - MARY ANNE CARROLL, MD**

**MD26408 - AJIT NANDKUMAR CHARY, MD**

**MD26396 - SHAWN MICHAEL COLE, MD**

**MD26365 - BARRY CONCOOL, MD**

**MD26241 - PAULA. CONTI, MD**

STATE OF MAINE - DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION  
BOARD OF LICENSURE IN MEDICINE

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MD25717 - MATTHEW JOEL COTTON, MD

TM26331 - MATTHEW GORDON ALAN CROWSON, MD

MD26369 - IMELDA D. DE VILLA, MD

MD26341 - JOSEPH WILLIAM DOMBROWSKY, MD

MD26119 - RACHEL RUBINO DUNLAP, MD

MD26397 - MASSIMO DOMENICO FEDERICO, MD

MD26319 - ARDIS BETH FISCH, MD

CP221054 - BEVERLY F. FRANK, MD

MD26168 - MICAH JOHN GASPARY, MD

MD26402 - KURT MAURICE GILBERT, MD

MD26378 - LYNN SUSAN GRETKOWSKI, MD

MD26106 - ZACHARY JAMES HAHN, MD

MD26301 - SABA HAMIDUZZAMAN, MD

MD26351 - JOHNATHAN CHARLES HAYS, MD

MD26111 - JIE HE, MD

PA2411 - DARRAGH HEFFERNAN, PA

MD26140 - MICHAEL BURNS HENRY, MD

**STATE OF MAINE - DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION  
BOARD OF LICENSURE IN MEDICINE**

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**MD26352 - ADAM BREAUX HERNANDEZ, MD**

**MD26205 - ANDREA BOLLOM HIGGINS, MD**

**PA2385 - KARL HURTUBISE, PA**

**MD26364 - JOLOMI TUBOGBANIMI IKOMI, MD**

**MD26052 - EVA ANGELIE IMPERIAL, MD**

**MD25838 - MICHAEL D. JAEGER, MD**

**MD26399 - ELIZABETH RYAN JAFFE, MD**

**PA2419 - ALLYSON JUDITH JARVIS, PA**

**MD26420 - STUART CRAIG JARVIS, MD**

**PA2364 - DALY JOHNSON, PA**

**MD26403 - VICTORIA LECORIAN JOHNSON, MD**

**MD26245 - LASONYA DIONNE JONES, MD**

**MD26332 - MALAV JOSHI, MD**

**MD26261 - HEMAL HARESHBHAI KADAKIA, MD**

**MD26393 - KHALIL KAMAR, MD**

**EC221103 - DESIREE ASHLEY LIVINSKY, MD**

**PA2413 - ALEXANDRIA LUCAS, PA**

**STATE OF MAINE - DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION  
BOARD OF LICENSURE IN MEDICINE**

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**MD25515 - SAYEED KHAN MALEK, MD**

**MD26025 - GISSELLE MAQUOIT, MD**

**PA2415 - RILEY KATHRYN MCKEOWN, PA**

**PA2428 - JILLIAN MEGARO, PA**

**EC221099 - DAVID MORGAN MODLIN, MD**

**MD23977 - NOOR ULLAH HUSSAINI MOHAMMED, MD**

**PA2399 - CHRISTINA LAURA MOK, PA**

**MD26277 - ARUN MUKHERJEE, MD**

**MD26190 - CASSANDRA L. MULDOON, MD**

**MD26370 - GERHARD SALOMO MUNDINGER, MD**

**MD26313 - CECILIA ROSE NASHATIZADEH, MD**

**MD26270 - KHURRAM NAZIR, MD**

**PA2386 - JEFFREY TODD NECESSARY, PA**

**MD26379 - GAVIND HABIB NIAMATALI, MD**

**MD26107 - PATRICK MICHAEL O'BRIEN, MD**

**MD25355 - TOMOKO OKADA, MD**

**MD26306 - JOSE ENRIQUE ORSINI PENA, MD**

**STATE OF MAINE - DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION  
BOARD OF LICENSURE IN MEDICINE**

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**MD26363 - ARMIN VATANI OSKOUEI, MD**

**MD26404 - ERICH SMITH PEARSON, MD**

**MD26220 - MOLLY MCSHANE PERLMAN, MD**

**MD26266 - MIGUEL PLAZA LLORET, MD**

**MD26386 - MICHAEL PATRICK PRENDERGAST, MD**

**EC221092 - MARGARET MARY PROVENCHER, MD**

**MD26267 - YASSER REHMAN, MD**

**PA2425 - KIMBERLY TAYLOR RICE, PA**

**MD26421 - LEKEYSHA MARIE ROBINSON-ROYSTER, MD**

**MD25829 - MATTHEW MICHAEL ROCHEFORT, MD**

**MD25341 - MARCO ANTONIO RODRIGUEZ MELO, MD**

**MD26218 - SONNY SATNAM SAGGAR, MD**

**MD26371 - RICHARD ANTHONY SANTUCCI, MD**

**MD24881 - JOSEPH H. SCHWAB, MD**

**MD26362 - VINAY SHAMASUNDARA, MD**

**MD25487 - DOUGLAS STEWART SMINK, MD**

**PA2392 - JASON STEPHANSKY, PA**



**STATE OF MAINE - DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION  
BOARD OF LICENSURE IN MEDICINE**

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**MD26354 - SRIKANTH TAMMA, MD**

**MD26380 - MANDY MALYNN THOMPSON, MD**

**MD23921 - ZACHARY BERNARD TILLET, MD**

**PA2398 - STUART MAXSON WEYMOUTH, PA**

**MD26298 - SHAWN R. WHITE, MD**

**PA2380 - JENNA MARIE WILHELM, PA**

**MDA25877 - DAVID ELVIN WILMOT, MD**

**PA2390 - BRICE WINANS, PA**

**MD26232 - JOHN DAWSON WOLFE JR, MD**

**MD26353 - SERENA DAWN WOODS-GRIMM, MD**

**MD26265 - ALEXANDER HOI KI WU, MD**

**MD26283 - EMILY M. WYNVEEN, MD**

**MD25558 - JOHN SHIANG-SHI YOUNG, MD**

**MD26192 - PAUL CAMERON ZEI, MD**

**MD26242 - YU CHENG ZHAO, MD**

**PA2422 - REZEDA ZINYATULLOVA, PA**

**SELECTION FILE SUMMARY**  
**STATE OF MAINE - DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION**  
**BOARD OF LICENSURE IN MEDICINE**

Selection File Name: MONTHLY-PENDING

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**SUMMARY BY LICENSE PREFIX**

<b>EC - TEMPORARY EDUCATIONAL CERTIFICATE</b>		
P - Pending	1	
SUBTOTAL:	<u>1</u>	
<b>EL - EMERGENCY 100-DAY LICENSE</b>		
P - Pending	5	
SUBTOTAL:	<u>5</u>	
<b>MD - MEDICAL DOCTOR</b>		
P - Pending	235	
SUBTOTAL:	<u>235</u>	
<b>PA - PHYSICIAN ASSISTANT</b>		
P - Pending	43	
SUBTOTAL:	<u>43</u>	
<b>TM - TELEMEDICINE</b>		
P - Pending	4	
SUBTOTAL:	<u>4</u>	

**SUMMARY BY LICENSE STATUS**

<b>P - Pending</b>	<u>288</u>	
<b>TOTAL ALL LICENSES:</b>	<b>288</b>	

Online Renew Licensing Adoption by Prefix

Export...

Rows Returned:

DISPLAY_NAME	BRD#	AFX	TOTAL RENEW	ONLINE - COMPLETE	ONLINE - PARTIAL	ONLINE - TOTAL	PAPER	% ONLINE
▶ MEDICINE	376	CP	0	0	0	0	0	0
MEDICINE	376	EL	0	0	0	0	0	0
MEDICINE	376	MD	260	169	58	227	33	87.31
MEDICINE	376	MDA	2	1	1	2	0	100
MEDICINE	376	MDE	11	10	0	10	1	90.91
MEDICINE	376	MDV	0	0	0	0	0	0
MEDICINE	376	PA	57	37	19	56	1	98.25
MEDICINE	376	TM	2	2	0	2	0	100

# LICENSE MASTER

STATE OF MAINE - DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION  
BOARD OF LICENSURE IN MEDICINE

Selection File: WITHDRAWALS

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**MD20516 - ALAIN DESY, MD**

**MD22328 - BRIAN MCKINLEY LONG, MD**

**MDA12524 - JUKO ALAN OTSUKI, MD**