

Maine Board of Osteopathic Licensure
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Minutes of November 10, 2016 Board Meeting – 9:30 a.m. – 1:00 p.m.

Members Present: Joseph R. D. deKay, D.O., Board Chair; Scott Thomas, D.O., Vice-Chair; Natania Piper, D.O., Board Secretary; Gary Palman, D.O.; Melissa Michaud, PA-C. Members Excused: John F. Gaddis, D.O.; Marty McIntyre, Public Member.

Others Present: Susan E. Strout, Executive Secretary; Michael Miller, Assistant Attorney General; Savannah Okoronkwo, Consumer Assistance Specialist; Det. James Gioia, Office of the Attorney General; Emily Bloch, Esquire; Angela Cole Westhoff, Executive Director, Maine Osteopathic Association and Elizabeth Peck, Esquire.

I. Complaints & Investigations

Complaint reviews are conducted in Public Session without the use of names, unless otherwise noted. The Complaint Script was recited by Dr. Piper.

A. CR2015-12

Dr. deKay, Case Reporter, provided an overview of the case and following review and discussion, the Board took this action:

MOTION: Made by Dr. Thomas, seconded by Dr. Piper and voted unanimously to dismiss the complaint as it did not rise to a level which would warrant Board action. The Case Reporter did not vote.

B. CR2015-45

Dr. deKay, Case Reporter, provided an overview of the case and following review and discussion, the Board took this action:

MOTION: Made by Dr. Piper, seconded by Dr. Palman and voted unanimously to dismiss the complaint as it did not rise to a level which would warrant Board action. The Case Reporter did not vote.

C. CR2015-47

Dr. deKay, Case Reporter, provided an overview of the case and following review and discussion, the Board took this action:

MOTION: Made by Dr. Palman, seconded by Dr. Piper and voted unanimously to dismiss the complaint as it did not rise to a level which would warrant Board action. The Case Reporter did not vote.

D. CR2016-27

Dr. deKay, Case Reporter, provided an overview of the case and following review and discussion, the Board took this action:

MOTION: Made by Dr. Piper, seconded by Dr. Palman and voted unanimously to dismiss the complaint as it did not rise to a level which would warrant Board action. The Case Reporter did not vote.

E. CR2016-11

Dr. Piper, Case Reporter, provided an overview of the information received from the licensee. Following review and discussion, the Board took this action:

MOTION: Made by Dr. deKay, seconded by Dr. Thomas and voted unanimously to dismiss the complaint as it did not rise to a level which would warrant Board action. The Case Reporter did not vote.

F. CR2016-34

Dr. Thomas, Case Reporter, provided an overview of the case and following review and discussion, the Board took this action:

MOTION: Made by Ms. Michaud, seconded by Dr. Piper and voted unanimously to dismiss the complaint but to issue a Letter of Guidance regarding professional behavior, on file for 5 years. The Case Reporter did not vote.

G. CR2016-37

Dr. deKay, Case Reporter, provided an overview of the case and following review and discussion, the Board took this action:

MOTION: Made by Dr. Palman, seconded by Dr. Thomas and voted unanimously to table any action on the matter pending further investigation. The Case Reporter did not vote.

H. CR2016-39

Dr. Thomas, Case Reporter, provided an overview of the case and noted that the complainant had submitted a request to withdraw the complaint. Following review and discussion, the Board took this action:

MOTION: Made by Dr. Thomas, seconded by Dr. Gaddis and voted unanimously to close/dismiss the matter per the complainants request to withdraw her complaint. The Case Reporter did not vote.

II. Consent Agreement/Board Order Compliance Reviews

A. Paul Gosselin, D.O.

Dr. Thomas, Case Reporter, noted no concerns with the reports received. No action was necessary.

B. John Herzog, D.O.

Dr. Thomas, Case Reporter, noted no concerns and that the licensee had complied with all requirements of his Consent Agreement.

MOTION: Made by Dr. deKay, seconded by Ms. Michaud to notify those responsible for submitting required reports that they no longer need to do so while encouraging them to report any future concerns for the licensee. The customary monthly report to the Board regarding compliance will not be necessary in the future unless concerns are brought to the Board's attention. The Case Reporter did not vote.

C. Bradley Libenson, D.O.

Dr. Palman, Case Reporter, noted no concerns. Det. Gioia plans another site visit, as allowed pursuant to the Consent Agreement. No action was necessary.

III. Minutes/Revenue & Expense Reports

A. Review of October 2016 Meeting Minutes

Following their review, the Board took these actions:

MOTION: Made by Dr. Thomas seconded by Dr. Piper and voted unanimously to accept the October 2016 minutes as written.

B. Revenue & Expense Reports

The Board reviewed and accepted the financial reports for October 2016. No Board action was necessary.

IV. Other Business

A. Review of Chapter 6 – Telemedicine Standards of Practice

Board members again reviewed the proposed rule and, following discussion, took this action:

MOTION: Made by Ms. Michaud, seconded by Dr. Palman and voted unanimously to approve the Basis Statement and the Response to Comments and adopt joint rule Chapter 6, Telemedicine Standards of Practice.

B. Chapter 21 – Draft Prescribing Rule

Board members made some suggestions to be passed along to the other Boards. No formal Board action necessary.

C. Federation of State Medical Boards

Board members reviewed the information in their meeting packets. No Board action was necessary.

D. PA Registration Application

Board members reviewed the draft application materials and took this action:

MOTION: Made by Ms. Michaud, seconded by Dr. deKay and voted unanimously to approve and put into production, the revised application(s), as drafted.

V. Licensure Matters

A. Permanent Licensure Applications (D.O.)

Following circulation and review, the Board took this action:

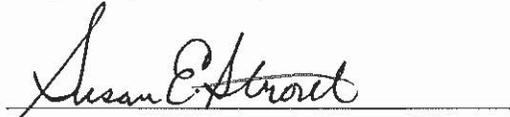
MOTION: Made by Dr. Piper, seconded by Dr. Gaddis and voted unanimously to approve the permanent licensure applications submitted by: Samira Hasan, D.O.; Meagan Kingman, D.O. and Frank Mazone, D.O.

B. Physician Assistant Applications

It was noted there were no PA applications ready for review at this meeting.

Dr. Gaddis made a motion, seconded by Ms. Michaud, to adjourn at 1 p.m.

Respectfully submitted,



Susan E. Strout, Executive Secretary