

Maine Board of Osteopathic Licensure
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Minutes of February 14, 2019 Board Meeting – 9:30 a.m. – 1:45 p.m.

Members Present: Scott Thomas, D.O., Chair; Melissa Michaud, PA-C, Vice Chair; Brian Gillis, D.O.; John Brewer, D.O.; John Gaddis, D.O., Board Secretary; Ryan Smith, D.O.; James Pisini, D.O. Member Excused: 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; Kelly Hoffman, Esquire; Abigail Varga, Esquire; James Spizuoco, Esquire; Amanda Richards, Maine Osteopathic Association.

Dr. Thomas was not yet present; Ms. Michaud recited the Complaint Script.

I. Complaints & Investigations

Complaint and investigative reviews are conducted in Public Session without the use of names, unless otherwise noted.

A. CR2018 34

Following review of the complaint, response, medical records and rebuttal, the Board took this action:

MOTION: Made by Ms. Michaud, seconded by Dr. Gaddis and voted unanimously to dismiss the complaint as it did not rise to a level which would warrant further Board action. Dr. Brewer, Case Reporter, abstained from voting.

B. CR2018 37

Following review of the complaint, response, medical records and rebuttal, the Board took this action:

MOTION: Made by Dr. Gaddis, seconded by Ms. Michaud and voted unanimously to dismiss the complaint as it did not rise to a level which would warrant further Board action. Dr. Pisini, Case Reporter, abstained from voting.

At this time, the Board took agenda items out of order, voting (Ms. Michaud, Dr. Gaddis) to go into Executive Session to obtain consultation from counsel concerning the legal rights and duties of the Board and/or pending or contemplated litigation pursuant to 1 MRS §405 (6) (E). Once again in Public Session (Dr. Brewer, Dr. Gaddis), the Board took this action:

C. CR2017 25

Following an overview of the case by AAG Miller and review of correspondence from the licensee and his attorney regarding the Consent Agreement offered by the Board to resolve a pending matter, the Board took this action:

MOTION: Made by Dr. Gaddis, seconded by Dr. Gillis and voted unanimously to authorize AAG Miller to negotiate a specified change to the draft Consent Agreement regarding the MPPH but no other changes based on the Board's discussion. Ms. McIntyre, Case Reporter, was not at the meeting.

Dr. Thomas joined the meeting shortly after the start of the above matter and therefore participated in the review, discussion and vote.

Continued from Page 1 of 4 – February 2019 Board of Osteopathic Licensure Meeting Minutes

D. CR2018 15

Following review of the complaint, response and medical records, the Board took this action:

MOTION: Made by Dr. Gillis, seconded by Dr. Gaddis and voted unanimously to dismiss the complaint as it did not rise to a level which would warrant further Board review. Ms. Michaud, Case Reporter, abstained from voting.

E. CR2017 17

Following review of the complaint, response, medical records other investigative materials gathered, the Board took this action:

MOTION: Made by Ms. Michaud & seconded by Dr. Brewer to dismiss pending the receipt of specific information. Dr. Gaddis was out of the room. Dr. Thomas, Case Reporter, abstained from voting.

F. CR2018 41

Following review of the complaint, response, medical records and rebuttal, the Board took this action:

MOTION: Made by Ms. Michaud, seconded by Dr. Gaddis and voted unanimously to dismiss the complaint as it did not rise to a level which would warrant further Board action.

G. CR2018 32

Following review of the complaint, response, medical records and rebuttal, the Board took this action:

MOTION: Made by Ms. Michaud, seconded by Dr. Thomas and voted unanimously to dismiss the complaint as it did not rise to a level which would warrant further Board review. Dr. Brewer, Case Reporter, abstained from voting.

H. IN2018 29

Following review of the information received, the Board took this action:

MOTION: Made by Dr. Thomas, seconded by Dr. Gaddis and voted unanimously to close the investigation. Ms. Michaud, Case Reporter, abstained from voting.

I. IN2019 03

Following review of the information received, the Board took this action:

MOTION: Made by Dr. Brewer, seconded by Dr. Thomas and voted unanimously to close the investigation. Ms. Michaud, Case Reporter, abstained from voting.

J. IN2019 04

Following review of the information received, the Board took this action:

MOTION: Made by Dr. Thomas, seconded by Ms. Michaud and voted unanimously to close the investigation. Dr. Gaddis, Case Reporter, abstained from voting.

II. Consent Agreement/Board Decision & Order Compliance & Updates

A. Kevin Kenerson, DO

Dr. Gaddis, Case Reporter, noted no new concerns. No Board action was necessary.

III. Minutes/Revenue & Expense Reports

A. Review of January 2019 Meeting Minutes

Following review of the draft minutes, the Board took this action:

MOTION: Made by Dr. Gaddis, seconded by Dr. Brewer and voted unanimously to approve the January 2019 minutes as written.

B. Revenue & Expense Reports

Board members reviewed and accepted the December 2018 revenue and expense reports generated by DAFS¹.

IV. Informal Conference

The Informal Conference scheduled for the meeting was postponed.

V. Other Business

A. Review of Licensure Application Questions/ADA Compliance & Other Information

Following review, advice and discussion regarding questions on the Board's initial and renewal applications, Board members asked that the Executive Secretary provide AAG Miller with all application questions in Word format for editing purposes. The edited versions of the applications will be brought back to the Board for review at a future meeting.

B. FSMB Matters

1. Final Call for Resolutions

Board members reviewed the material and information. No action was taken.

2. Continuity of Care in Limited Situations

Board members reviewed the material and information. No action was taken.

3. Social Media & E-Communications

Board members reviewed the information. No action was taken.

4. Annual Meeting – Fort Worth, TX

Board members again discussed attendance for the Annual Meeting which will be held in Fort Worth, TX. The Board then took this action:

MOTION: Made by Dr. Thomas, seconded by Ms. Michaud and voted unanimously to send Dr. Gillis to the meeting as the Board's voting delegate and the Executive Secretary as Board staff. All expenses for the voting delegate and the Board Executive are paid by the Federation.

C. NBOME² Invitation to Visitation Day

Board members took note of the invitation. Of note, Ryan Smith, D.O. is an NBOME Department Chair.

D. Legislative Matters – For Discussion

Board members reviewed and discussed multiple legislative documents presented; no action necessary but most will be followed. Board members were also reminded of the process for presenting testimony both as a member of the public and members representing the Board.

VI. Licensure Matters

¹ Division of Administrative & Financial Services

² National Board of Osteopathic Medical Examiners

A. Permanent Licensure Applications

Following circulation and review, the Board took this action:

MOTION: Made by Dr. Gaddis, seconded by Dr. Brewer and voted unanimously to approve the permanent licensure applications submitted by Christopher Abruzzese, D.O., Joseph Anderson, D.O., Shane Griffith, D.O., Dennis Ho, D.O., Aaron Karmes, D.O., Christopher Lonigan, D.O., Christopher MacCausland, D.O., Benjamin Slocum, D.O. and Katherine Yanagisawa, D.O.

B. Physician Assistant Applications

No PA applications were presented for review.

VII. Adjournment

A motion was made by Dr. Thomas, seconded by Dr. Gaddis and voted unanimously to adjourn the meeting at 1:45 p.m.

Respectfully submitted,



Susan E. Strout, Executive Secretary