

Maine Board of Osteopathic Licensure
142 State House Station
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Minutes of January 12, 2023 Board Meeting – 9:30 a.m. – 11:30 a.m.

Members Present: Melissa Michaud, PA-C, Board Chair; John Gaddis, DO, Vice-Chair; John Brewer, DO, Board Secretary; Lisa Ryan, DO; Christine Munroe, DO; Peter Michaud, Public Member; Gust Stringos, DO. Members Excused: Rebecca Vose, PA-C; Malcolm Leary, Public Member; Brian Gillis, DO

Others Present: Susan E. Strout, Executive Secretary; Savannah Okoronkwo, Consumer Assistance Specialist; Lisa Wilson, Assistant Attorney General, Office of the Attorney General; Det. Lauren Edstrom, Office of the Attorney General; Emily Bloch, Esquire; Amanda Richards, Executive Director, Maine Osteopathic Association; Kenneth Lehman, Esquire

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

I. Review of Complaints, Investigations and Compliance Matters

Complaints

A. CR2022 09 – Mr. Michaud, Case Reporter

Mr. Michaud, Case Reporter, provided a summary of the evaluation report recently received from the licensee's treatment provider and AAG Wilson noted that all terms originally voted on with the exception of suspension, are agreeable to the licensee. Following discussion, the Board took this action:

MOTION: Made by Ms. Michaud and seconded by Dr. Stringos with the vote, via roll call, being unanimous to proceed with the Consent Agreement. Mr. Michaud, Case Reporter, abstained from voting.

B. CR2022 10 – Ms. McIntyre¹, Case Reporter – Consumer Feedback

Board members reviewed the feedback submitted; no action was required.

C. CR2021 18 – Dr. Gillis, Case Reporter² - Applicant Feedback

Board members noted having reviewed the letter submitted by representing counsel noting that the applicant would not be appealing the Board's preliminary denial of his application and sharing concerns about review of his application. No Board action was necessary.

Investigations

D. IN2021 53 – Dr. Ryan, Case Reporter

Board members reviewed the materials provided and following discussion, took this action:

MOTION: Made by Dr. Gaddis and seconded by Mr. Michaud with the vote, via roll call, being unanimous to table the matter for further investigation. Dr. Ryan, Case Reporter, abstained from voting.

¹ Not present – term ended in August 2022.

² Unable to be present

E. IN2021 54 – Dr. Ryan, Case Reporter

Board members reviewed the materials provided and following discussion, took this action:

MOTION: Made by Dr. Gaddis and seconded by Mr. Michaud with the vote, via roll call, being unanimous to table the matter for further investigation. Dr. Ryan, Case Reporter, abstained from voting.

F. IN2022 26 – Ms. Vose, Case Reporter³

Board members reviewed the materials provided and following discussion, took this action:

MOTION: Made by Dr. Stringos and seconded by Dr. Brewer with the vote, via roll call, being unanimous to close the matter which was reported anonymously with no tangible information to work with.

G. IN2022 27 – Dr. Brewer, Case Reporter

Dr. Brewer provided an overview of the materials provided and following discussion, the Board took this action:

MOTION: Made by Mr. Michaud and seconded by Dr. Stringos with the vote, via roll call, being unanimous to issue a complaint on the Board's own motion and to subpoena the patient record as well. Dr. Brewer, Case Reporter, abstained from voting.

H. IN2022 44 – Dr. Brewer, Case Reporter

Dr. Brewer provided an overview of the materials provided and following discussion, the Board took this action:

MOTION: Made by Mr. Michaud and seconded by Ms. Michaud with the vote, via roll call, being unanimous to issue a complaint on the Board's own motion. Dr. Brewer, Case Reporter, abstained from voting.

Compliance

I. Andrew Candelore, DO – Ms. McIntyre, Case Reporter⁴

Board members reviewed the Amendment to Consent Agreement as signed by the licensee. Following review, Board members took this action:

MOTION: Made by Dr. Gaddis and seconded by Dr. Brewer with the vote, via roll call, being unanimous to approve the signed amendment to Dr. Candelore's Consent Agreement.

J. Elliot Gruen, DO – Dr. Brewer, Case Reporter

Following review of his request for termination of his Consent Agreement as well as the supporting documentation required, the Board took this action:

MOTION: Made by Ms. Michaud and seconded by Dr. Gaddis with the vote, via roll call, being unanimous to terminate the licensee's Consent Agreement on this date. Dr. Brewer, Case Reporter, abstained from voting.

³ Unable to attend

⁴ Not present- term ended in 2022

II. Board Meeting Minutes/Revenue & Expense Reports

A. Board Meeting Minutes

Following review of the December 8, 2022 meeting minutes, the Board took this action:

MOTION: Made by Dr. Ryan and seconded by Dr. Gaddis with the vote, via roll call, being unanimous to approve the minutes of the December 8, 2022 meeting as written.

B. Revenue & Expense Reports⁵

Board members reviewed the Period 4 & 5 reports; no Board action was necessary.

III. Other Business

A. Federation of State Medical Boards (FSMB)

Board members took note of the FSMB annual meeting in late April 2023 and that it will be held in Minneapolis, MN. Chair Michaud noted that she would be unable to attend due to a conflicting meeting she would be traveling to and asked Board members to consider representing the Board.

B. LD 1858 – Review of Draft Report to Committee

Mr. Michaud represented the Board at the joint meetings regarding this proposed legislation. Following their review and discussion, the Board took this action:

MOTION: Made by Ms. Michaud and seconded by Dr. Ryan with the vote, via roll call being unanimous to approve the LD1858 draft report as written, noting that statutory language will need to be updated (this is generally addressed by a legislative analyst).

IV. Licensure Matters

A. Reuben Bell, D.O. – CME Issue

Following review and discussion, the Board took this action regarding the shortage reported by the licensee:

MOTION: Made by Mr. Michaud and seconded by Dr. Gaddis with the vote, via roll call, being unanimous to approve the requested extension.

B. Kevin Kenerson, D.O. – CME Issue

Following review and discussion, the Board took this action:

MOTION: Made by Mr. Michaud and seconded by Dr. Gaddis with the vote, via roll call, being unanimous to approve the requested extension. Because the license is currently in Title 5 status, the Agreement will be written to reflect such.

C. Review of Permanent Licensure Applications

Following review and discussion regarding applications, the Board took these actions:

MOTION: Made by Ms. Michaud and seconded by Dr. Stringos with the vote, via roll call, being unanimous to approve the permanent licensure applications submitted by: Kathy Anderson, DO; Simon Fensterszaub, DO; John Lindsay, DO; Julianne Scott, DO and Randall Turner, DO.

⁵ Prepared by DAFS (Dept of Administrative & Financial Services)

V. Adjournment

MOTION: Made by Dr. Gaddis and seconded by Mr. Michaud with the vote, via roll, call being unanimous to adjourn the meeting at 11:30 a.m.

Respectfully submitted,

Susan E Strout, Executive Secretary