I. Call to Order .................................................................................................................... 1
   A. Amendments to Agenda ............................................................................................. 1
   B. Scheduled Agenda Items ......................................................................................... 2

II. Licensing

   A. Applications for Individual Consideration
      1. Initial Applications
         a. John Hotchkiss IV, M.D. ................................................................................... 2
         b. Jeffrey Tong, M.D. ............................................................................................ 2
         c. Constance Tambakis-Odom, M.D. (amended off agenda) .......................... 2
         d. Philip R. Gould, M.D. ...................................................................................... 2
      2. Reinstatement Applications
      3. Renewal Applications
         a. Adarsh Sahni, MD ............................................................................................. 2
         4. Requests to Convert to Active Status (none)
      5. Requests to Withdraw License/License Application
         a. Michael Bruehl, M.D. ....................................................................................... 3
         b. Luis Soriano, P.A. ............................................................................................... 3
         c. Rebecca A. Zulim, M.D. ..................................................................................... 3
         d. Meir Rotenberg, M.D. ....................................................................................... 3
      6. Requests for Supervisory Relationships
         a. Haley Doak, P.A. ................................................................................................. 3

   B. Other Items for Discussion
      1. Reference Form ..................................................................................................... 3
     C. Withdrawal List ..................................................................................................... 3-4

III. Consent Agreements/Resolution Documents for Review
     A. CR12-162 Kevin M. Kendall, M.D. ...................................................................... 4
     B. CR17-33 David B. Robinson, M.D. ....................................................................... 4
     C. AD17-189 Reinaldo O. de los Heros, M.D. .............................................................. 4

IV. Complaints
     1. CR17-152 ............................................................................................................... 4
     2. CR17-49 ................................................................................................................ 5
     3. CR17-121 .............................................................................................................. 5
     4. CR17-142 ............................................................................................................. 5
     5. CR17-151 ............................................................................................................. 5
     6. CR17-154 ............................................................................................................. 5-6
     7. CR17-157 ............................................................................................................. 6
     8. CR17-159 ............................................................................................................. 6
     9. CR17-166 ............................................................................................................. 6
<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>10.</td>
<td>CR17-168 ..............................................................6</td>
</tr>
<tr>
<td>11.</td>
<td>CR17-140 ..............................................................6-7</td>
</tr>
<tr>
<td>12.</td>
<td>CR17-146 ..............................................................7</td>
</tr>
<tr>
<td>13.</td>
<td>CR17-161 ..............................................................7</td>
</tr>
<tr>
<td>14.</td>
<td>CR17-170 ..............................................................7</td>
</tr>
<tr>
<td>15.</td>
<td>CR17-174 ..............................................................7</td>
</tr>
<tr>
<td>16.</td>
<td>CR17-133 ..............................................................8</td>
</tr>
<tr>
<td>17.</td>
<td>CR17-178 ..............................................................8</td>
</tr>
<tr>
<td>18.</td>
<td>Intentionally left blank</td>
</tr>
<tr>
<td>19.</td>
<td>Intentionally left blank</td>
</tr>
<tr>
<td>20.</td>
<td>Intentionally left blank</td>
</tr>
</tbody>
</table>

V. Assessment and Direction

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>21.</td>
<td>AD17-205 ..............................................................8</td>
</tr>
<tr>
<td>22.</td>
<td>AD17-210 ..............................................................8</td>
</tr>
<tr>
<td>23.</td>
<td>AD17-211 ..............................................................8</td>
</tr>
<tr>
<td>24.</td>
<td>AD17-214 ..............................................................8</td>
</tr>
<tr>
<td>25.</td>
<td>AD17-204 ..............................................................8</td>
</tr>
<tr>
<td>26.</td>
<td>AD17-225 ..............................................................9</td>
</tr>
<tr>
<td>27.</td>
<td>AD17-212 ..............................................................9</td>
</tr>
<tr>
<td>28.</td>
<td>Intentionally left blank</td>
</tr>
<tr>
<td>29.</td>
<td>Pending Adjudicatory Hearings and Informal Conferences report.........................9</td>
</tr>
<tr>
<td>30.</td>
<td>Consumer Assistance Specialist Feedback .........................................................9</td>
</tr>
<tr>
<td>31.</td>
<td>Other Items for Discussion (none)</td>
</tr>
</tbody>
</table>

VI. Informal Conference

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>A.</td>
<td>CR16-131 ..............................................................9</td>
</tr>
</tbody>
</table>

VII. Minutes of October 10, 2017.........................................................9

VIII. Board Orders and Consent Agreement Monitoring

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>A.</td>
<td>Board Orders</td>
</tr>
<tr>
<td></td>
<td>1. Stanley Dwayne Roberts, M.D. ..............................................................9</td>
</tr>
<tr>
<td>B.</td>
<td>Monitoring Reports</td>
</tr>
<tr>
<td></td>
<td>1. Michael B. Bruehl, M.D. .................................................................10</td>
</tr>
<tr>
<td></td>
<td>2. Donald B. Shea, M.D. .................................................................10</td>
</tr>
<tr>
<td></td>
<td>3. Stephanie A. Graves, P.A. .........................................................10</td>
</tr>
<tr>
<td></td>
<td>4. Bruce G. Manley, P.A. .........................................................10</td>
</tr>
<tr>
<td></td>
<td>5. Thomas R. DeFanti, M.D. .........................................................10</td>
</tr>
<tr>
<td></td>
<td>6. Intentionally left blank</td>
</tr>
</tbody>
</table>

IX. Adjudicatory Hearing

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>A.</td>
<td>CR16-165 Thomas M. Prose, M.D. ..............................................................10</td>
</tr>
</tbody>
</table>

X. Remarks of Chair

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>A.</td>
<td>Letter from Lani Graham, M.D., MPHP .........................................................10</td>
</tr>
</tbody>
</table>

XI. Remarks of Executive Director

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>A.</td>
<td>PowerPoint Presentation .................................................................11</td>
</tr>
<tr>
<td>B.</td>
<td>Recent Conferences .................................................................11</td>
</tr>
<tr>
<td>C.</td>
<td>Leadership Program .................................................................11</td>
</tr>
</tbody>
</table>

XII. Assistant Executive Director’s Monthly Report ........................................11
<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>A.</td>
<td>Complaint Status Report</td>
<td>11</td>
</tr>
<tr>
<td>B.</td>
<td>Licensing Feedback</td>
<td>11</td>
</tr>
<tr>
<td>C.</td>
<td>Maine Quality Counts Milestone Report</td>
<td>11</td>
</tr>
<tr>
<td>D.</td>
<td>New Zealand Request</td>
<td>11</td>
</tr>
<tr>
<td>XIII.</td>
<td>Medical Director’s Report (none)</td>
<td></td>
</tr>
<tr>
<td>XIV.</td>
<td>Remarks of Assistant Attorney General</td>
<td>11</td>
</tr>
<tr>
<td>XV.</td>
<td>Rulemaking</td>
<td></td>
</tr>
<tr>
<td>A.</td>
<td>Chapter 21 Use of Controlled Substances for Treatment of Pain</td>
<td>11</td>
</tr>
<tr>
<td>B.</td>
<td>Draft Chapter 10 Sexual Misconduct</td>
<td>11</td>
</tr>
<tr>
<td>XVI.</td>
<td>Policy Review</td>
<td></td>
</tr>
<tr>
<td>A.</td>
<td>Licensing – Application Review</td>
<td>11</td>
</tr>
<tr>
<td>XVII.</td>
<td>Requests for Guidance (none)</td>
<td></td>
</tr>
<tr>
<td>XVIII.</td>
<td>Standing Committee Reports</td>
<td></td>
</tr>
<tr>
<td>A.</td>
<td>Licensure and CME Committee</td>
<td></td>
</tr>
<tr>
<td>1.</td>
<td>Licensing Status Report</td>
<td>12</td>
</tr>
<tr>
<td>XIX.</td>
<td>Board Correspondence (none)</td>
<td></td>
</tr>
<tr>
<td>XX.</td>
<td>FSMB Material (none)</td>
<td></td>
</tr>
<tr>
<td>XXI.</td>
<td>FYI</td>
<td>12</td>
</tr>
<tr>
<td>XXII.</td>
<td>Other Business (none)</td>
<td></td>
</tr>
<tr>
<td>XXIII.</td>
<td>Adjournment</td>
<td>12</td>
</tr>
</tbody>
</table>
The Board met in public session, with the exception of the times listed below, which were held in executive session. Executive sessions are held to consider matters which, under statute, are confidential (e.g., 1 M.R.S. § 405; 10 M.R.S. § 8003-B; 22 M.R.S. § 1711-C; 24 M.R.S. § 2510; 32 M.R.S. § 3282-A). The Board moved, seconded, and voted the following executive session times. During the public session of the meeting, actions were taken on all matters discussed during executive session.

**EXECUTIVE SESSIONS**  
PURPOSE

<table>
<thead>
<tr>
<th>Time</th>
<th>Purpose</th>
</tr>
</thead>
<tbody>
<tr>
<td>2:47 p.m. - 3:22 p.m.</td>
<td>Pursuant to 32 M.R.S. § 3282-A(1) to conduct an informal conference</td>
</tr>
</tbody>
</table>

**RECESSES**

<table>
<thead>
<tr>
<th>Time</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>9:30 a.m. – 9:35 a.m.</td>
<td>Recess</td>
</tr>
<tr>
<td>10:26 a.m. – 10:33 a.m.</td>
<td>Recess</td>
</tr>
<tr>
<td>11:48 a.m. – 11:55 a.m.</td>
<td>Recess</td>
</tr>
<tr>
<td>12:15 p.m. – 12:41 p.m.</td>
<td>Lunch</td>
</tr>
<tr>
<td>1:47 p.m. - 1:54 p.m.</td>
<td>Recess</td>
</tr>
<tr>
<td>2:40 p.m. – 2:45 p.m.</td>
<td>Recess</td>
</tr>
<tr>
<td>5:13 p.m. – 5:20 p.m.</td>
<td>Recess</td>
</tr>
</tbody>
</table>

**I. Call to Order**

Dr. Barnhart called the meeting to order at 9:12 a.m.

**A. Amendments to Agenda**

Dr. Dumont moved to amend Dr. Constance Tambakis-Odom’s license application off the agenda. Mr. Ross seconded the motion, which passed unanimously.
B. Scheduled Agenda Items

1. 9:30 a.m. Adjudicatory Hearing regarding Thomas M. Prose, M.D. (CR16-165)
2. 1:00 p.m. Informal Conference (CR16-131)

II. Licensing

A. Applications for Individual Consideration

1. Initial Applications

   a. John Hotchkiss, IV., M.D.

      The Licensure Committee moved to approve Dr. Hotchkiss’ license application. The motion passed 7-0-0-1. Dr. Sullivan was recused from the matter and left the room.

   b. Jeffrey Tong, M.D.

      The Licensure Committee moved to withdraw the Board’s preliminary denial of Dr. Tong’s license application based on documentation of post graduate training and to approve his license application. The motion passed unanimously.

   c. Constance Tambakis-Odom, M.D. (amended off agenda)

   d. Philip R. Gould, M.D.

      The Licensure Committee moved to table Dr. Gould’s application and request further information. The motion passed unanimously.

2. Reinstatement Applications

   a. Karen F. O’Neill, M.D.

      The Licensure Committee moved to table Dr. O’Neill’s application and request further information. The motion passed unanimously.

3. Renewal Applications

   a. Adarsh Sahni, M.D.

      The Licensure Committee moved to approve Dr. Sahni’s renewal application. The motion passed unanimously.

4. Requests to Convert to Active Status (none)
5. Requests to Withdraw License/License Application

   a. Michael Bruehl, M.D.

       The Licensure Committee moved to approve Dr. Bruehl’s request to withdraw his license. The motion passed 6-0-0-2. Dr. Barnhart and Dr. Waddell were recused from the matter and left the room.

   b. Luis Soriano, P.A.

       The Licensure Committee moved to approve Mr. Soriano’s request to withdraw his license application. The motion passed unanimously.

   c. Rebecca A. Zulim, M.D.

       The Licensure Committee moved to approve Dr. Zulim’s request to withdraw her license application. The motion passed unanimously.

   d. Meir Rotenberg, M.D.

       The Licensure Committee moved to waive the requirement that Dr. Rotenberg complete a permanent license application and approve his request to withdraw his license application. The motion passed unanimously.

6. Requests for Supervisory Relationships

   a. Haley Doak, M.D.

       The Licensure Committee moved to approve Ms. Doak’s registration application. The motion passed unanimously.

B. Other Items for Discussion

1. Reference Form

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

C. Withdraw License from Registration

       Dr. Dumont moved to approve the following licensees’ requests to withdraw their licenses from registration. Mr. Ross seconded the motion, which passed unanimously.

<table>
<thead>
<tr>
<th>NAME</th>
<th>LICENSE NUMBER</th>
</tr>
</thead>
<tbody>
<tr>
<td>August, Deborah Ann</td>
<td>MD20554</td>
</tr>
<tr>
<td>Bourque, Jason</td>
<td>MD19268</td>
</tr>
</tbody>
</table>
III. Consent Agreements/Resolution Documents for Review

A. CR12-162 Kevin M. Kendall, M.D. [Appendix A]

Dr. Dumont moved to approve the signed fifth amendment to consent agreement. Ms. Weinstein seconded the motion, which passed unanimously.

B. CR17-33 David B. Robinson, M.D. [Appendix B]

Ms. Dench moved to approve the signed consent agreement. Mr. Ross seconded the motion, which passed 7-0-0-1. Dr. Dumont was recused from the matter and left the room.

C. AD17-189 Reinaldo O. de los Heros, M.D. [Appendix C]

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

IV. Complaints

1. CR17-152

Dr. Waddell moved to dismiss the complaint. Dr. Dumont seconded the motion, which passed unanimously.

MOTION: A patient’s mother alleges that her daughter is being given inappropriate opioid prescriptions for control of chronic abdominal pain. Review of the medical records reveals that the patient has a very complex medical and surgical history. Her ongoing issues with chronic abdominal pain are not unexpected given her diagnosis. Her care is managed by the physician named in the complaint as well as other appropriate specialists. Care of the patient, including her pain management, appears to be appropriate, thoughtful, and consistent with current guidelines. The situation is complicated by the fact that the complainant may not have access to all pertinent information.
2. CR17-49 Albert S. Whiting, M.D.

Ms. Weinstein moved to dismiss the complaint with a letter of guidance. Dr. Sacchetti seconded the motion, which passed 7-0-0-1. Dr. Sullivan was recused from the matter and left the room.

**MOTION:** In this case, the physician reported to the Board on his renewal application that he wrote several prescription refills to the spouse of a colleague and one to the colleague without having an established physician/patient relationship or performing an examination. Upon further review, the physician felt that a relationship had in fact been established and that it was in the patients’ best interests to refill the prescriptions at the time. The physician has since examined the patients and put the information into an appropriate medical record as late entries.

The letter of guidance will advise the physician that: 1) prescriptions and/or renewal of prescriptions cannot be written without a defined physician/patient relationship; and 2) all physician/patient interactions require appropriate examination and documentation.

3. CR17-121

Mr. Ross moved to table the matter. Ms. Dench seconded the motion, which passed unanimously.

4. CR17-142

Dr. Sullivan moved to dismiss the complaint. Mr. Ross seconded the motion, which passed unanimously.

**MOTION:** The complainant was referred for diagnostic colonoscopy for rectal bleeding that was performed on January 17, 2017. The colonoscopy revealed a 1.5 cm adenomatous polyp and Grade 1 internal hemorrhoids with no evidence of acute bleeding. The patient had persistent rectal bleeding and was referred to a surgeon on May 4, 2017. Review of the records reveals that appropriate care was provided.

5. CR17-151

Ms. Dench moved to investigate further. Mr. Ross seconded the motion, which passed unanimously.

6. CR17-154

Dr. Waddell moved to dismiss the complaint. Ms. Dench seconded the motion, which passed 7-0-0-1. Dr. Barnhart was recused from the matter and left the room.
MOTION: A patient complains about the inpatient care she received from a psychiatrist. She overheard a coworker speaking about her and the psychiatrist and felt there had been inappropriate sharing of health information by the psychiatrist. Review of the records reveals appropriate care. The physician emphatically denies sharing of the patient’s health information.

7. CR17-157

Dr. Dumont moved to dismiss the complaint. Dr. Sacchetti seconded the motion, which passed unanimously.

MOTION: A patient treated for prostatitis complains that the urologist failed to do a prostate biopsy even though he requested it. Review of the records shows improvement in symptoms and PSA after antibiotic treatment. Notes indicate the urologist advised the patient to recheck PSA “soon” and to schedule a follow up in 1-2 months to discuss a biopsy. Instead, the patient went to another urologist who did a biopsy and found cancer. The plan of care was reasonable.

8. CR17-159

Dr. Sullivan moved to dismiss the complaint. Dr. Dumont seconded the motion, which passed unanimously.

MOTION: The complainant states that his son’s pediatrician failed to diagnose and treat a genetic developmental disorder. Review of the records reveals that the patient was under the care of the pediatrician from shortly after birth until age six. During that time period, there were several visits for concerns including hearing and speech difficulty and reasonable evaluation, documentation and referrals were initiated.

9. CR17-166

Dr. Dumont moved to incorporate this complaint into the adjudicatory hearing and consent agreement negotiation previously ordered regarding the physician. Ms. Weinstein seconded the motion, which passed 7-0-0-1. Dr. Sacchetti was recused from the matter and left the room.

10. CR17-168

Ms. Weinstein moved to investigate further and order the physician to undergo a § 3286 evaluation. Ms. Dench seconded the motion, which passed 7-0-0-1. Dr. Barnhart was recused from the matter and left the room.

11. CR17-140 Steven C. Blessington, P.A.

Dr. Sacchetti moved to dismiss the complaint with a letter of guidance. Mr. Ross seconded the motion, which passed unanimously.
MOTION: In this case, the stepmother of a patient complains that the physician assistant made multiple inappropriate attempts to contact the patient after seeing her for an eye complaint. She stated that he attempted to call the patient on her private cell phone on three occasions, leaving one voice message, and then sent a text message to the patient late at night. The patient perceived the repeated phone calls and late night text message as disturbing and an invasion of her privacy. The physician assistant responded that after he made a referral for the patient to see an eye specialist earlier that day on an urgent basis he attempted to contact the patient to ensure that she had been seen by the specialist.

The letter of guidance will advise the physician assistant to remain vigilant about professional boundaries and patient’s privacy rights at all times, especially when using electronic communications.

12. CR17-146 Michael J. Antoniello, M.D.

Dr. Sacchetti moved to dismiss the complaint with a letter of guidance. Dr. Dumont seconded the motion, which passed unanimously.

MOTION: In this case, the patient’s father complains that it is inappropriate for the physician to be prescribing or renewing medications for his son as he is not the patient’s physician and he is in a relationship with the complainant’s ex-wife, the patient’s mother. The physician admitted prescribing asthma medication and antibiotics to the patient outside a healthcare facility setting when his regular providers were unavailable.

The letter of guidance will advise the physician: 1) that prescriptions and/or renewal of prescriptions cannot be written without a defined physician/patient relationship; 2) that all physician/patient interactions require appropriate examination and documentation; and 3) to remain vigilant about professional boundaries, including in a non-traditional family situation.

13. CR17-161

Dr. Sacchetti moved to investigate further. Ms. Dench seconded the motion, which passed unanimously.

14. CR17-170

Dr. Barnhart moved to investigate further. Ms. Weinstein seconded the motion, which passed unanimously.

15. CR17-174

Dr. Barnhart moved to investigate further. Dr. Sacchetti seconded the motion, which passed unanimously.
16. CR17-133

Dr. Sacchetti moved to investigate further and order that the physician undergo a § 3286 evaluation. Dr. Sullivan seconded the motion, which passed unanimously.

17. CR17-178

Ms. Dench moved to set the matter for an informal conference. Mr. Ross seconded the motion, which passed unanimously.

18. Intentionally left blank

19. Intentionally left blank

20. Intentionally left blank

V. Assessment and Direction

21. AD17-205

Dr. Barnhart moved to issue a complaint (CR17-237). Mr. Ross seconded the motion, which passed unanimously.

22. AD17-210

Dr. Barnhart moved to close the matter with no further action. Dr. Sacchetti seconded the motion, which passed unanimously.

23. AD17-211

Dr. Dumont moved to issue a complaint (CR17-239). Ms. Weinstein seconded the motion, which passed unanimously.

24. AD17-214

Dr. Dumont moved to issue a complaint (CR17-240). Mr. Ross seconded the motion, which passed unanimously.

25. AD17-204

Dr. Dumont moved to issue a complaint (CR17-236). Mr. Ross seconded the motion, which passed unanimously.
26. AD17-225

Dr. Sacchetti moved to close the matter with no further action. Mr. Ross seconded the motion, which passed unanimously.

27. AD17-212

Dr. Dumont moved to issue a complaint (CR17-238). Mr. Ross seconded the motion, which passed 5-0-0-1. Dr. Sacchetti was recused from the matter and left the room.

28. Intentionally left blank

29. Pending Adjudicatory Hearings and Informal Conferences Report (tabled)

30. Consumer Assistance Specialist Feedback (tabled)

31. Other Items for Discussion (none)

VI. Informal Conference 1:00 p.m.

A. CR16-131

At 2:47 p.m. Dr. Dumont moved to enter executive session pursuant to 32 M.R.S. § 3282-A(1) to conduct an informal conference. Mr. Ross seconded the motion, which passed unanimously.

At 3:22 p.m. Mr. Ross moved to come out of executive session. Ms. Weinstein seconded the motion, which passed unanimously.

Following the informal conference, Mr. Ross moved to table the matter. Ms. Weinstein seconded the motion, which passed unanimously.

VII. Minutes for Approval

Mr. Ross moved to approve the minutes of the October 10, 2017 meeting. Ms. Weinstein seconded the motion, which passed unanimously.

VIII. Board Orders & Consent Agreement Monitoring

A. Board Orders

1. Stanley Dwayne Roberts, M.D. [Appendix D]

   Mr. Ross moved to approve the Decision and Order. Dr. Sacchetti seconded the motion, which passed 7-0-0-1. Ms. Weinstein was recused from the matter.
B. Monitoring Reports

1. Michael B. Bruehl, M.D. (tabled)

2. Donald B. Shea, M.D.

   Dr. Dumont moved to offer an amendment to the consent agreement. Mr. Ross seconded the motion, which passed unanimously.

3. Stephanie A. Graves, P.A. (tabled)

4. Bruce G. Manley, P.A. (tabled)

5. Thomas R. DeFanti, M.D. (tabled)

6. Intentionally left blank

IX. Adjudicatory Hearing 9:30 a.m.

A. CR 16-165 Thomas M. Prose, M.D

   Rebekah J. Smith, Esq., Hearing Officer, convened the hearing at 9:35 a.m.

   Dr. Prose was present and represented by Taylor Fawns, Esq. AAG Michael Miller represented the State.

   After deliberation by the Board, the following motions were made:

   Dr. Barnhart moved that the preponderance of evidence supported the allegation that Dr. Prose engaged in misrepresentation by failing to disclose the Settlement Agreement or Integrity Agreement on his renewal applications submitted in 2010, 2012 and 2014. Ms. Weinstein seconded the motion, which failed 4-4.

   Dr. Dumont moved that the preponderance of evidence supported the allegation that Dr. Prose engaged in misrepresentation by failing to disclose the pending matter before the Idaho Board of Medicine on his 2014 renewal application. Dr. Sacchetti seconded the motion, which failed 3-5.

   Dr. Dumont moved to issue Dr. Prose a letter of guidance. Ms. Dench seconded the motion, which passed unanimously.

X. Remarks of Chair (tabled)

A. Letter from Lani Graham, M.D., MPHP (tabled)

XI. Remarks of Executive Director (tabled)
A. PowerPoint Presentation (tabled)

B. Recent Conference (tabled)

C. Leadership Program (tabled)

XII. Assistant Executive Director’s Report (tabled)

A. Complaint Status Report

As of November 1, 2017, there are ninety-seven complaints outstanding. Eleven complaints were opened during the month of October and twenty-two were closed.

B. Licensing Feedback

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

C. Maine Quality Counts Milestone Report (tabled)

D. New Zealand Request (tabled)

XIII. Medical Director’s Report (none)

XIV. Remarks of Assistant Attorney General (tabled)

XV. Rulemaking

A. Chapter 21 Use of Controlled Substances For Treatment of Pain

Ms. Dench moved to accept the basis statement and response to comments document as drafted and provisionally adopt the rule. Dr. Dumont seconded the motion, which passed unanimously.

B. Draft Chapter 10 Sexual Misconduct (tabled)

XVI. Policy Review (tabled)

A. Licensing – Application Review (tabled)

XVII. Requests for Guidance (none)

XVIII. Standing Committee Reports

A. Licensure and CME Committee
1. Licensing Status Report [Appendix E]

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

XIX. Board Correspondence (none)

XX. FSMB Material (none)

XXI. FYI

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

XXII. Other Business (none)

XXIII. Adjournment 5:37 p.m.

Mr. Ross moved to adjourn the meeting. Dr. Sacchetti seconded the motion, which passed unanimously.

Respectfully submitted,

Maureen S. Lathrop
Administrative Assistant
STATE OF MAINE  
BOARD OF LICENSURE IN MEDICINE  

In re:  
Kevin M. Kendall, M.D.  

FIFTH AMENDMENT TO CONSENT AGREEMENT FOR DISCIPLINE AND PROBATIONARY LICENSURE  

This document is the Fifth Amendment to Consent Agreement for Discipline and Probationary Licensure effective February 12, 2013, regarding disciplinary action and conditions imposed upon the license to practice medicine in the State of Maine held by Kevin M. Kendall, M.D ("Fifth Amendment"). The parties to this Fifth Amendment are: Kevin M. Kendall, M.D. ("Dr. Kendall"), the State of Maine Board of Licensure in Medicine ("the Board"), and the Department of the Attorney General (the "Attorney General"). This Fifth Amendment is entered into pursuant to 32 M.R.S. § 3282-A and 10 M.R.S. § 8003(5).  

BACKGROUND  

1. On February 12, 2013, the parties entered into a Consent Agreement for Discipline and Probationary Licensure upon the license to practice medicine in the State of Maine held by Kevin M. Kendall, M.D ("the Consent Agreement").  

2. On July 30, 2013, the parties entered into a First Amendment to the Consent Agreement ("First Amendment") amending paragraphs 16(f)(iii) and paragraph 16(f)(iv) regarding permissible work hours and times.  

3. On March 27, 2014, the parties entered into a Second
Amendment to the Consent Agreement ("Second Amendment") again amending paragraphs 16(f)(iii) and paragraph 16(f)(iv) regarding permissible work hours and times.

4. On May 15, 2015, the parties entered into a Third Amendment to the Consent Agreement ("Third Amendment") again amending paragraph 16(f)(iii) regarding permissible work hours and adding paragraph 16(f)(v) regarding practice at one facility.

5. On April 26, 2016, the parties entered into a Fourth Amendment to the Consent Agreement ("Third Amendment") again amending paragraph 16(f)(iii) regarding permissible work hours.

6. On June 3, 2016, the Board received a complaint from a relative of a patient alleging that Dr. Kendall had engaged in unprofessional conduct by making a statement that "he believed it was the family that was 'crazy'" in a June 2, 2016 telephone conversation with the complainant's spouse who contended that her brother needed psychiatric treatment. The Board docketed the complaint as CR16-133, and sent it to Dr. Kendall for a response.

7. By letter dated September 28, 2016, Dr. Kendall denied making the alleged statement and stated that he "asked her some basic questions, including whether there was a history of mental illness in her family," the purpose of which was to gain information.

8. Further investigation resulted in the Board obtaining a recording of the telephone conversation during which Dr. Kendall stated
"I think the family may be crazy, too." Further investigation also indicated that Dr. Kendall completed the medical record note and signed the patient chart at 3:26 a.m. on June 24, 2016.

9. On June 10, 2016, the Board received a complaint from a patient alleging that he waited several hours to be seen in the emergency department on June 2, 2016, and that eventually he was seen by Dr. Kendall who apologized for the wait and told him that a "resident physician left without telling them." The patient stated that Dr. Kendall refused to provide the name of the resident physician and that he subsequently learned from Patient Advocacy Services that "no resident was involved or had any connection" to his case and that this "was misinformation from the provider." The Board docketed the complaint as CR16-148, and sent it to Dr. Kendall for a response.

10. By letter dated September 27, 2016, Dr. Kendall responded to the complaint. In his response, Dr. Kendall stated that based upon the system he had established with the resident physician, she had assigned the patient to him but did not see the patient or tell Dr. Kendall that she was unable to see the patient before she left at 11 p.m. Dr. Kendall explained to the Board that June 2, 2016, had been a very busy evening in the emergency department.

11. Further investigation by the Board revealed that the patient was discharged after 12:00 am and that Dr. Kendall signed the patient chart at home at 3:28 a.m. on June 24, 2016.
12. Dr. Kendall has been on leave of absence since July 2016.

13. On February 14, 2017, the Board reviewed Complaints CR16-133, CR16-148, and Dr. Kendall’s compliance with the Consent Agreement, as amended, and voted to set these matters for an adjudicatory hearing. In addition, the Board voted to offer Dr. Kendall this Fifth Amendment to Consent Agreement to resolve these matters without further proceedings. Absent Dr. Kendall’s acceptance of this Fifth Amendment to Consent Agreement by signing and dating it in front of a notary and mailing it to Maine Board of Licensure in Medicine, 137 State House Station, Augusta, Maine 04333-0137 on or before April 3, 2017, these matters will be scheduled for an adjudicatory hearing.

**AMENDMENT**

14. Dr. Kendall, the Board, and the Department of the Attorney General hereby agree to amend the Consent Agreement dated February 12, 2013, as amended by the First Amendment dated July 30, 2013, as amended by Second Amendment dated March 27, 2014, as amended by the Third Amendment dated May 15, 2015, as amended by the Fourth Amendment dated April 26, 2016, and to resolve Complaints CR16-133 and CR16-148 as follows:

a) By amending the second sentence of paragraph 16 to read as follows:

"Until this Consent Agreement is modified or rescinded in writing by all the parties hereto, Dr. Kendall’s license to practice"
medicine in the State of Maine shall be probationary for a period of least three (3) years beyond February 12, 2018, and subject to the following conditions/restrictions:

b) By inserting a new paragraph 16(h) as follows:

Prior to his reentry to clinical practice, Dr. Kendall shall obtain and provide to the Board: 1) a psychiatric evaluation by a Board approved provider; 2) a neurocognitive evaluation by a Board approved provider; 3) a written statement from Dr. Kendall's treating physician(s) informing the Board of his fitness to practice medicine; and 4) a letter of good standing from the MHP. Following receipt of the required information, the Board shall review the information and determine, in its sole discretion, whether to amend, modify, or add any workplace restrictions or conditions. Dr. Kendall shall have an opportunity to submit any additional information in writing that he would like the Board to consider prior to the Board making its determination.

c) By inserting a new paragraph 16(i) as follows:

Dr. Kendall acknowledges that while this Consent Agreement together with any amendments is in effect he must directly communicate with the Board or Board staff and has the obligation to respond to any request for information or documentation within the timeframe specified or requested. Failure to comply with or respond to any request will be considered a violation of this Consent Agreement.

d) By inserting a new paragraph 16(j) as follows:

The duration of any probationary period shall be tolled for: a) any absence from the state that is in excess of thirty (30) continuous days; b) any absence from the state that is in excess of sixty (60) aggregate days in a single year; c) any period in which Dr. Kendall does not hold an active license. Dr. Kendall shall inform the Board in writing in advance of any such absence from the state.

15. Dr. Kendall acknowledges by his signature hereto that all
other terms and conditions of the Consent Agreement effective February 12, 2013, as amended, remain in full force and effect.

16. Dr. Kendall acknowledges by his signature hereto that he has read this Fifth Amendment, that he has had an opportunity to consult with an attorney before executing this Fifth Amendment, that he executed this Fifth Amendment of his own free will and that he agrees to abide by all terms and conditions set forth herein.

I, KEVIN M. KENDALL, M.D., HAVE READ AND UNDERSTAND THE FOREGOING FIFTH AMENDMENT AND AGREE WITH ITS CONTENTS AND TERMS. I FURTHER UNDERSTAND THAT BY SIGNING I WAIVE CERTAIN RIGHTS INCLUDING THE RIGHT TO FURTHER HEARINGS REGARDING THIS FIFTH AMENDMENT. I ALSO WAIVE THE RIGHT TO APPEAL TO THE COURT REGARDING THIS AMENDMENT. KNOWING THIS, I SIGN IT VOLUNTARILY, WITHOUT ANY THREAT OR PROMISE. I UNDERSTAND THAT THIS FIFTH AMENDMENT, TOGETHER WITH THE CONSENT AGREEMENT, AS PREVIOUSLY AMENDED, CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN, OR OTHERWISE. I ACKNOWLEDGE THAT I HAVE HAD THE OPPORTUNITY TO DISCUSS THIS AGREEMENT WITH LEGAL COUNSEL PRIOR TO SIGNING IT.

Dated: 10/4/17

KEVIN M. KENDALL, M.D.

STATE OF MAINE

Comberland, SS.

Before me this 4th day of October, 2017, personally appeared Kevin M. Kendall, M.D., who after first being duly sworn, signed the foregoing Fifth Amendment to Consent Agreement in my presence or affirmed that the signature above is his own.

Notary Public/Attorney at Law

Susan N. Pollard

Notary Public, Maine
Commission Expires May 17, 2017
Dated: Oct 5, 2016

JENNIFER A. W. RUSH, ESQ.
Attorney for Kevin M. Kendall, M.D.

Dated: 11/20/17

MAROULLA S. GLEATON, M.D.,
Chairman

Dated: 11/20/17

STATE OF MAINE BOARD OF LICENSURE IN MEDICINE

STATE OF MAINE DEPARTMENT OF THE ATTORNEY GENERAL

MICHAEL MILLER
Assistant Attorney General

Effective Date: 11/20/17
STATE OF MAINE
BOARD OF LICENSURE IN MEDICINE

In re: DAVID B. ROBINSON, M.D.
Complaint No. CR17-33

) CONSENT AGREEMENT

This document is a Consent Agreement, effective when signed by all parties, regarding disciplinary action against the license to practice medicine in the State of Maine held by David B. Robinson, M.D. The parties to the Consent Agreement are: David B. Robinson, M.D. ("Dr. Robinson"), the State of Maine Board of Licensure in Medicine ("the Board") and the State of Maine Department of the Attorney General. This Consent Agreement is entered into pursuant to 10 M.R.S. § 8003(5)(B) and 32 M.R.S. § 3282-A.

STATEMENT OF FACTS

1. Dr. Robinson has held a license to practice medicine in the State of Maine since January 25, 2010 (license number MD18360), and specializes in neurology.

2. On March 7, 2017, the Board initiated a complaint alleging that Dr. Robinson failed to disclose on his January 27, 2016 application to renew his Maine medical license that there were pending allegations with the Iowa Board of Medicine ("the Iowa Medical Board"). The complaint further alleged that on October 28, 2016, the Iowa Medical Board imposed discipline against Dr. Robinson for unprofessional conduct and violating professional boundaries with a female co-worker and later prescribing her non-controlled medications on multiple occasions between September 2013 and March 2014 without
performing examinations and without maintaining appropriate medical records ("Iowa Medical Board Order"). The Board docketed the complaint as CR17-33, and sent it to Dr. Robinson for a response.

3. By letter dated May 30, 2017, Dr. Robinson responded to the complaint. In his response, Dr. Robinson took "full responsibility for [his violations of professional requirements]" and his failure to disclose the Iowa Medical Board information on his application to renew his Maine medical license. Dr. Robinson explained steps that he has taken to ensure that he commits "no future transgressions" including completing a comprehensive unprofessional conduct and boundaries evaluation.

4. Pursuant to 32 M.R.S. § 3282-A(2)(A), the Board may impose discipline for the practice of fraud, deceit or misrepresentation in obtaining a license or in connection with service rendered within the scope of the license issued.

5. Pursuant to 32 M.R.S. § 3282-A(2)(F), the Board may impose discipline for engaging in unprofessional conduct by violating a standard of professional behavior that is established in the practice of medicine.

6. Pursuant to 32 M.R.S. § 3282-A(2)(M), the Board may impose discipline for suspension or restriction of a license to practice or other disciplinary action by another state if the conduct resulting in disciplinary action would, if committed in this State, constitutes grounds for discipline under the laws or rules of this State.
7. At its meeting on July 11, 2017, the Board reviewed Complaint CR 17-33, and voted to set this matter for an adjudicatory hearing. In addition, the Board voted to offer Dr. Robinson this Consent Agreement to resolve this matter without further proceedings. Absent Dr. Robinson's acceptance of this Consent Agreement by signing and dating it in front of a notary and mailing it to Maine Board of Licensure in Medicine, 137 State House Station, Augusta, Maine 04333-0137 on or before October 29, 2017, the matter will be scheduled for an adjudicatory hearing.

COVENANTS

8. Dr. Robinson admits the facts stated above and that such conduct constitutes grounds for discipline pursuant to 32 M.R.S. §§ 3282-A(2)(A) (for engaging in misrepresentation in obtaining a license, 3282-A(2)(F) (for engaging in unprofessional conduct), and 3282-A(2)(M) (for disciplinary action taken in another state for conduct that is grounds for discipline in this State).

9. As discipline for the conduct described above, Dr. Robinson agrees to accept, and the Board imposes:

   a. A REPRIMAND for failing to disclose information required on an application to renew his Maine medical license and for engaging in unprofessional conduct;

   b. A CIVIL PENALTY in the amount of One Thousand Dollars ($1,000.00), payment of which shall be made by certified check or money order made payable to "Treasurer, State of Maine," and remitted to Maine Board of
Licensure in Medicine, 137 State House Station, Augusta, Maine 04333-0137, within thirty (30) days of the execution of this Consent Agreement; and

c. Dr. Robinson shall COMPLY with all terms and conditions contained in the Iowa Medical Board Order. Upon practicing medicine in Iowa, Dr. Robinson shall cause all quarterly worksite monitor reports submitted to the Iowa Medical Board pursuant to Paragraph 9(F) of the Iowa Medical Board Order to simultaneously be submitted to the Board.

d. Within thirty (30) days of the effective date of this Consent Agreement, Dr. Robinson shall provide a written statement to the Board regarding what he learned from the comprehensive unprofessional and boundaries program with the Professional Renewal Center in Lawrence Kansas attended in February 2016.

e. A period of PROBATION of at least one (1) year during which Dr. Robinson will continue treatment with a psychiatrist. Dr. Robinson shall cause his treating psychiatrist to submit quarterly written reports to the Board confirming his participation in ongoing treatment and identifying any issues that may impact Dr. Robinson's ability to safely and competently practice medicine. At any time after receipt by the Board of the fourth quarterly report from the treating psychiatrist, Dr. Robinson may request to terminate the probation. Upon receipt of such request, the Board shall review all information, and in its sole discretion, may maintain, modify, or eliminate the requirements of this subparagraph for any remaining period of probation.
10. Violation by Dr. Robinson of any of the terms or conditions of this Consent Agreement shall constitute grounds for discipline, including but not limited to modification, suspension, or revocation of licensure or the denial of re-licensure.

11. Dr. Robinson acknowledges that while this Consent Agreement is in effect he must directly communicate with the Board or Board staff and has the obligation to respond to any request for information or documentation within the timeframe specified or requested. Failure to comply with or respond to any request shall be considered a violation of this Consent Agreement.

12. This Consent Agreement is not appealable and is effective until modified or rescinded in writing by the parties hereto. Dr. Robinson may submit a written request to the Board to terminate this Consent Agreement prior to the termination of the Iowa Medical Board Order, and upon such request the Board, in its sole discretion, may grant or deny the request.

13. Any conduct of Dr. Robinson described herein may be considered in future Board action(s) as evidence of a pattern of misconduct.

14. The Board and the Department of the Attorney General may communicate and cooperate regarding Dr. Robinson or any other matter relating to this Consent Agreement.

15. This Consent Agreement is a public record within the meaning of 1 M.R.S. § 402 and will be available for inspection and copying by the public pursuant to 1 M.R.S. § 408-A.
16. This Consent Agreement constitutes discipline and is an adverse licensing action that is reportable to the National Practitioner Data Bank (NPDB), the Federation of State Medical Boards (FSMB), and other licensing jurisdictions.

17. Nothing in this Consent Agreement shall be construed to affect any right or interest of any person not a party hereto. If any clause of this Consent Agreement is deemed illegal or invalid, then that clause shall be deemed severed from this Consent Agreement.

18. Dr. Robinson acknowledges by his signature hereto that he has read this Consent Agreement, that he has had an opportunity to consult with an attorney before executing this Consent Agreement, that he executed this Consent Agreement of his own free will and that he agrees to abide by all terms and conditions set forth herein.

19. Dr. Robinson has been represented by David G. Webbert, Esq., who has participated in the negotiation of the terms of this Consent Agreement.

20. For the purposes of this Consent Agreement, the term "execution" means the date on which the final signature is affixed to this Consent Agreement.
I, DAVID B. ROBINSON, M.D., HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT AND AGREE WITH ITS CONTENTS AND TERMS. I FURTHER UNDERSTAND THAT BY SIGNING THIS AGREEMENT, I WAIVE CERTAIN RIGHTS, INCLUDING THE RIGHT TO A HEARING BEFORE THE BOARD. I SIGN THIS CONSENT AGREEMENT VOLUNTARILY, WITHOUT ANY THREAT OR PROMISE. I UNDERSTAND THAT THIS CONSENT AGREEMENT CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN OR OTHERWISE.

DATED: 10/17/17
DAVID B. ROBINSON, M.D.

STATE OF MAINE

Camden, S.S.

Personally appeared before me the above-named David B. Robinson, M.D., and swore to the truth of the foregoing based upon his own personal knowledge, or upon information and belief, and so far as upon information and belief, he believes it to be true.

DATED: 10/17/17
NOTARY PUBLIC/ATTORNEY

WILLIAM H. JONES
NOTARY PUBLIC, MAINE
MY COMMISSION EXPIRES DECEMBER 22, 2023

DATED: 10/19/17
DAVID G. WEBBERT, Esq.
Counsel for David B. Robinson, M.D.
STATE OF MAINE
BOARD OF LICENSURE IN MEDICINE

In re: REINALDO O. DE LOS HEROS, M.D. ) CONSENT AGREEMENT
No. AD17-189 ) FOR LICENSE REVOCATION

This document is a Consent Agreement, effective when signed by all parties, regarding disciplinary action against the license to practice medicine in the State of Maine held by Reinaldo O. de los Heros, M.D. The parties to the Consent Agreement are: Reinaldo O. de los Heros, M.D. ("Dr. de los Heros"), the State of Maine Board of Licensure in Medicine ("the Board") and the State of Maine Department of the Attorney General. This Consent Agreement is entered into pursuant to 10 M.R.S. § 8003(5)(B) and 32 M.R.S. § 3282-A.

STATEMENT OF FACTS

1. Dr. de los Heros was first licensed to practice medicine in the State of Maine (license number MD17206) on July 17, 2006, pursuant to a Consent Agreement for Conditional Licensure ("2006 Consent Agreement"). The 2006 Consent Agreement was terminated on December 11, 2007.

2. Dr. de los Heros specializes in psychiatry.

3. On February 29, 2016, Dr. de los Heros entered into a consent agreement with the Board. ("2016 Consent Agreement"). The 2016 Consent Agreement imposed a license probation, and required, among other things, that Dr. de los Heros have a Board approved physician monitor and that he document in all patient records the patient's psychosocial history and incorporate that information into the patient's treatment plan, including referrals or consultation with other health care professionals as necessary, and
that his medical records be legible and clearly state his rationale for prescribing medications, including any dosage change. On April 11, 2017, the 2016 Consent Agreement was amended and, although probation continued, the requirement that Dr. de los Heros have a Board approved physician monitor was removed. The amendment also provided that the requirements regarding medical record documentation would survive any termination of the 2016 Consent Agreement.

4. On October 10, 2017, the Board reviewed information regarding AD17-189 and pursuant to 5 M.R.S. § 10004(3) issued an Order of Immediate Suspension of Dr. de los Heros’ s license to practice medicine for a period of thirty (30) days upon preliminarily finding that the actions of Dr. de los Heros constituted an immediate jeopardy to the health and physical safety of the public who might receive his medical services. The information reviewed by the Board included: 1) emails from Detective Cheryl Holmes of the Cumberland County Jail to Detective James Gioia of the Office of Attorney General; 2) an audio recording of a telephone call made on August 31, 2017, from an incarcerated male patient (“Patient 1”) of Dr. de los Heros to a female patient (“Patient 2”) who was present with Dr. de los Heros at the time of the call, during which Dr. de los Heros discussed issuing prescriptions to both Patient 1 and Patient 2, including the controlled substance Adderall which he noted was too early for Patient 1 based upon the most recent prescription; 3) Dr. de los Heros’ s medical records for Patient 1, which included an entry for an in person 25 minute office visit dated August 31, 2017, who was incarcerated at the
Cumberland County Jail; and 4) a copy of a prescription for Adderall 20 mg dated August 31, 2017, issued to the male patient by Dr. de los Heros.

5. Pursuant to 32 M.R.S. § 3282-A(2)(A), the Board may impose discipline for engaging in the practice of fraud, deceit or misrepresentation in obtaining a license or in connection with service rendered within the scope of the license issued.

6. Pursuant to 32 M.R.S. § 3282-A(2)(E)(1), the Board may impose discipline for engaging in conduct that evidences a lack of ability or fitness to discharge the duty owed by the licensee to a client or patient or the general public.

7. Pursuant to 32 M.R.S. § 3282-A(2)(E)(2), the Board may impose discipline for engaging in conduct in conduct that evidences a lack of knowledge or inability to apply principles or skills to carry out the practice for which the licensee is licensed.

8. Pursuant to 32 M.R.S. § 3282-A(2)(F), the Board may impose discipline for engaging in unprofessional conduct for violating a standard of professional behavior that has been established in the practice for which the licensee is licensed. Standards of professional behavior established for the practice of psychiatry include the American Medical Association Principles of Medical Ethics as annotated by the American Psychiatric Association.

9. Pursuant to 32 M.R.S. § 3282-A(2)(P), and 10 M.R.S. § 8003(5)(A-1)(4), the Board may impose discipline for engaging in noncompliance with an order of the Board or failing to comply with the conditions of probation.
10. At its meeting on October 10, 2017, the Board reviewed AD17-189 and voted to authorize this Consent Agreement in lieu of proceeding to an adjudicatory hearing within thirty (30) days.

COVENANTS

11. The Board hereby finds the facts as stated above and that grounds exist to impose discipline upon Dr. de los Heros’s license to practice medicine in Maine pursuant to 32 M.R.S. § 3282-A(2)(A) (for fraud, deceit, or misrepresentation in connection with service rendered within the scope of the license); 32 M.R.S. § 3282-A(2)(E)(1), and (2) (for incompetence); 32 M.R.S. § 3282-A(2)(F) (for unprofessional conduct); and 32 M.R.S. § 3282-A(2)(P), and 10 M.R.S. § 8003(5)(A-1)(4) (for violation of a Board consent agreement and noncompliance with conditions of probation.

12. Without admitting the facts and findings as stated above, Dr. de los Heros agrees to the PERMANENT REVOCATION of his Maine license to practice medicine effective immediately upon the execution of this Consent Agreement.

13. Violation by Dr. de los Heros of any of the terms or conditions of this Consent Agreement shall constitute grounds for discipline, including but not limited to modification, suspension, or revocation of licensure or the denial of re-licensure.

14. This Consent Agreement is not appealable and is effective until modified or rescinded in writing by the parties hereto.
15. The Board and the Department of the Attorney General may communicate and cooperate regarding Dr. de los Heros or any other matter relating to this Consent Agreement.

16. This Consent Agreement is a public record within the meaning of 1 M.R.S. § 402 and will be available for inspection and copying by the public pursuant to 1 M.R.S. § 408-A.

17. This Consent Agreement constitutes discipline and is an adverse licensing action that is reportable to the National Practitioner Data Bank (NPDB), the Federation of State Medical Boards (FSMB), and other licensing jurisdictions.

18. Nothing in this Consent Agreement shall be construed to affect any right or interest of any person not a party hereto. If any clause of this Consent Agreement is deemed illegal or invalid, then that clause shall be deemed severed from this Consent Agreement.

19. Dr. de los Heros acknowledges by his signature hereto that he has read this Consent Agreement, that he has had an opportunity to consult with an attorney before executing this Consent Agreement, that he executed this Consent Agreement of his own free will and that he agrees to abide by all terms and conditions set forth herein.

20. Dr. de los Heros has been represented by Elizabeth A. Olivier, Esq., who has participated in the negotiation of the terms of this Consent Agreement.
22. For the purposes of this Consent Agreement, the term "execution" means the date on which the final signature is affixed to this Consent Agreement.

I, REINALDO O. DE LOS HEROS, M.D., HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT FOR LICENSE REVOCATION AND AGREE WITH ITS CONTENTS AND TERMS. I FURTHER UNDERSTAND THAT BY SIGNING THIS AGREEMENT, I WAIVE CERTAIN RIGHTS, INCLUDING THE RIGHT TO A HEARING BEFORE THE BOARD. I SIGN THIS CONSENT AGREEMENT FOR LICENSE REVOCATION VOLUNTARILY, WITHOUT ANY THREAT OR PROMISE. I UNDERSTAND THAT THIS CONSENT AGREEMENT FOR LICENSE REVOCATION CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN OR OTHERWISE.

DATED: 10/23/17

REINALDO O. DE LOS HEROS, M.D.

STATE OF Maine

Cumberland, s.s.

Personally appeared before me the above-named Reinaldo O. de los Heros, M.D., and swore to the truth of the foregoing based upon his own personal knowledge, or upon information and belief, and so far as upon information and belief, he believes it to be true.

DATED: Oct 23, 2017

Nancy N. Condon
NOTARY PUBLIC/ATTORNEY
Notary Public, Maine
My Commission Expires December 3, 2017

MY COMMISSION ENDS: ____________

DATED: Oct 23, 2017

ELIZABETH A. OLIVIER, ESQ.
Attorney for Reinaldo O. de los Heros, M.D.
STATE OF MAINE
BOARD OF LICENSURE IN MEDICINE

DATED: 10/31/17

MAROULLA S. GLEATON, M.D., Chair

STATE OF MAINE DEPARTMENT
OF THE ATTORNEY GENERAL

DATED: October 30, 2017

MICHAEL MILLER
Assistant Attorney General

Effective Date: 10/31/2017
STATE OF MAINE
BOARD OF LICENSURE IN MEDICINE

In Re: Stanley Dwayne Roberts, M.D. )
Complaint No. CR16-260 )
) DECISION AND ORDER

I. PROCEDURAL HISTORY

Pursuant to the authority found in 10 M.R.S. Section 8003(5) and 32 M.R.S. Sections 3269 and 3282-A, the Maine Board of Licensure in Medicine ("Board") met in public session at its offices in Augusta, Maine, on October 10, 2017. The purpose of the meeting was to determine whether to impose discipline upon the medical license of Stanley Dwayne Roberts, M.D.

By letter dated July 28, 2017, the Licensee was notified that the hearing in this matter would be held on October 10, 2017. The Licensee did not respond to email and phone requests to hold a telephonic prehearing conference. On October 4, 2017 a Scheduling Order was issued. The State bears the burden to prove by a preponderance of the evidence any violation that would form the basis of discipline.

A quorum of the Board was in attendance during all stages of the proceedings. Participating and voting Board members were Louisa Barnhart, M.D.; Susan Dench, Public Member; David Dumont, M.D.; Christopher Ross, P.A.-C.; Peter Sacchetti, M.D.; Michael Sullivan, M.D.; Brad Waddell, M.D.; and Maroulla Gleaton, M.D., Chair. On the day of the hearing, the Licensee requested to participate in the hearing telephonically. The State did not object. The Licensee's request to participate in the hearing telephonically was granted. Michael Miller, Esq., Assistant Attorney General, represented the State of Maine. Rebekah Smith, Esq., served as Hearing Officer. The hearing was held in accordance with the requirements of the Maine Administrative Procedure Act, 5 M.R.S. Section 9051 to Section 9064.
State Exhibits #1 to #21 were admitted without objection. The admitted exhibits are identified as follows:

State Exhibit #1: Notice of Hearing dated July 28, 2017
State Exhibit #2: ALMS Licensing Information
State Exhibit #3: Uniform Application for Physician State Licensure filed January 14, 2014
State Exhibit #4: Utah Department of Commerce Division of Occupational and Professional Licensing ("UDOPL") Investigative Information - CONFIDENTIAL
State Exhibit #5: February 3, 2016, UDOPL Stipulation and Order
State Exhibit #6: May 31, 2016, UDOPL Order of Suspension
State Exhibit #7: January 4, 2017, Notice of Complaint
State Exhibit #8: January 4, 2017, Notice of Complaint Reant on January 13, 2017
State Exhibit #9: USPS Tracking Results Reant Notice of Complaint
State Exhibit #10: February 24, 2017, Email from Katie Feliciano, Investigative Secretary for the Board, to Licensee
State Exhibit #11: March 27, 2017, Memo to Board Members from Julie Best, Complaint Coordinator for the Board
State Exhibit #12: March 27, 2017, Email from Katie Feliciano to Licensee
State Exhibit #13: March 27, 2017, Memo to Board Members from Katie Feliciano
State Exhibit #14: April 10, 2017, Emails between Michael Miller, Esq., Assistant Attorney General, and Katie Feliciano
State Exhibit #15: June 28, 2017, Memo to File from Katie Feliciano
State Exhibit #16: June 30, 2017, Memo to File from Katie Feliciano
State Exhibit #17: July 6, 2017, Memo to File from Katie Feliciano
State Exhibit #18: July 28, 2017, Email from Katie Feliciano to Licensee
State Exhibit #19: 32 M.R.S. Section 3282-A
State Exhibit #20: 10 M.R.S. Section 8003
State Exhibit #21: American Medical Association Code of Ethics

The Board took notice of its statutes and rules and confirmed that no participating member had any conflict of interest or bias that would prevent him or her from rendering an impartial decision in this matter. Each party presented an opening statement. The State presented the following witnesses: Margaret Duhamel, M.D., Medical Director for the Board; Katie Feliciano, Investigative Secretary for the Board; and the Licensee. The Licensee did not present any additional witnesses. Each party made a closing argument. The Board then deliberated and made the following findings of fact and conclusions of law by a preponderance of the credible evidence regarding the allegations against the Licensee.
II. FINDINGS OF FACTS

1. The Licensee was first licensed as a medical doctor in Maine in December 2015. (State Exh. #2.) His current license expired on September 30, 2017. (State Exh. #2.)

2. On January 14, 2014, the Licensee submitted a Uniform Application for Physician State Licensure to the Board. (State Exh. #3.) The Licensee answered “No” to the following question: “Have you EVER been notified of the existence of allegations involving you, filed with or by ANY licensing authority (INCLUDING MAINE), which allegations remain open as of the date of this application?” (State Exh. #3.)

3. On January 15, 2014, the Board received the Licensee’s Affidavit and Authorization for Release of Information as part of his application. (State Exh. #3.) The Affidavit stated as follows: “I will immediately notify the Board in writing of any changes to the answers to any of the questions contained in this application if such a change occurs at any time prior to a license to practice medicine being granted to me by the Board.” (State Exh. #3.)

4. On November 6, 2015, an anonymous complaint was made against the Licensee with the Utah Department of Commerce’s Division of Occupational and Professional Licensing (“UDOPL”). (State Exh. #4.) The complaint alleged that the Licensee was treating family members and prescribing controlled substances to several family members outside the normal course of medical practice, some of which they would give back to him for his personal use, and was not keeping records properly. (State Exh. #4.) On November 10, 2015, the Licensee was informed by UDOPL of the complaint and interviewed. (State Exh. #4.)

5. On February 1, 2016, a UDOPL investigator issued a report stating that the Licensee had admitted during an interview that for approximately two years he had been treating and prescribing controlled substances to numerous family members including his sons, daughter-
in-law, spouse, and daughter. (State Exh. #4.) The report indicated that the Licensee also acknowledged that he took some of the controlled substances he prescribed for family members. (State Exh. #4.)

6. Effective February 5, 2016, the Licensee entered into a Stipulation and Order with UDPOL and the Attorney General of Utah in which he acknowledged that between January 2014 and November 2015, on multiple occasions, he prescribed Adderall in the name of some of his family members and that other family members filled these Adderall prescriptions and either used the medication to replace their own medication which had been stolen or provided Adderall to the Licensee for his own therapeutic use. (State Exh. #5.) The Licensee also admitted that he treated one of his relatives for chronic back pain without following the requisite national policies for the treatment of chronic pain with opioids. (State Exh. #5.) The Licensee acknowledged that he failed to keep adequate records of his treatment of family members. (State Exh. #5.) Finally, the Licensee admitted that his actions constituted unprofessional conduct. (State Exh. #5.)

7. As a sanction, the Licensee's Utah licenses to practice as a physician and to administer and prescribed controlled substances were revoked although the revocation was stayed, his controlled substance license was suspended, and both licenses were subjected to a four year term of probation. (State Exh. #5) Among other requirements, the Licensee was required to complete mental health, substance use disorder, and physical evaluations. (State Exh. #5.)

8. On May 31, 2016, because the Licensee had not submitted the required evaluations to UDPOL, his license to practice as a physician in Utah was suspended until he submitted the required evaluations. (State Exh. #6.)
9. On October 13, 2016, the Board received notification from the Federation of State Medical Boards that the Licensee had been excluded from Medicare and Medicaid due to the discipline he had received from UDOPL. (Testimony of Duhamel.)

10. By letter dated January 4, 2017, the Board informed the Licensee that it had voted to initiate a complaint against him based on discipline imposed on his Utah license and his failure to inform the Board of the discipline. (State Exh. #7.) The letter informed the Licensee that he was required by statute to respond to the complaint in writing within 30 days. (State Exh. #7.) The copy of the notice sent certified mail was returned to the Board because no signature had been obtained. (State Exh. #14.) The Board updated the Licensee’s address based on information on the returned letter. (State Exh. #14.)

11. On January 13, 2017, the Board resent the January 4, 2017, notice of complaint to the Licensee by certified mail to his updated address. (State Exhs. #8 & #14.) It was delivered on January 20, 2017. (State Exhs. #9 & #14.)

12. On February 24, 2017, Ms. Feliciano spoke with the Licensee by phone and forwarded him by email the January 4, 2017, notice of complaint. (State Exh. #10.)

13. On March 27, 2017, Ms. Feliciano emailed the Licensee, providing the notice of complaint again, and reminded him that he had not filed a written response to the complaint. (State Exh. #12.)

14. As of March 27, 2017, Board staff had provided the Licensee the complaint twice by certified mail and twice by email and had left three voicemails requesting that he contact the Board but he had not responded to the complaint. (State Exh. #11.)

15. On June 28, 2017, Ms. Feliciano tried to contact the Licensee by phone. (State Exh. #15.) The Licensee’s wife answered and asked Ms. Feliciano to call back in ten minutes, which
she did, but no one answered. (State Exh. #15.) Ms. Feliciano left a message asking the Licensee to return her call. (State Exh. #15.)

16. On June 30, 2017, Ms. Feliciano reached the Licensee by phone. (State Exh. #16.) He stated that he did not realize that he had been granted a license in Maine. (State Exh. #16.) He provided Ms. Feliciano with a new updated address. (State Exh. #16.)

17. On July 28, 2017, Ms. Feliciano emailed the Licensee the Notice of Hearing, which was also mailed first class and certified mail that day. (State Exhs. #1 & #18.)

18. As of the day of hearing, the Licensee continued to communicate using the same email address to which the Board had sent correspondence throughout the proceeding. (Testimony of Feliciano.)

19. At hearing, the Licensee disputed UDOPL’s conclusion that he had not complied with the Stipulation and Order by not obtaining the required evaluations. (Testimony of Licensee.) The Licensee indicated that he did not intend to practice medicine in Maine in the future. (Testimony of Licensee.)

III. GOVERNING STATUTES AND RULES

1. The Board may refuse to issue, modify, restrict, suspend, revoke, or refuse to renew a license if the licensee engaged in the practice of fraud, deceit, or misrepresentation in obtaining a license or in connection with service rendered within the scope of the license issued. 32 M.R.S. § 3282-A(2)(A).

2. The Board may refuse to issue, modify, restrict, suspend, revoke, or refuse to renew a license if the licensee engaged in misuse of alcohol, drugs, or other substances that has resulted or may result in the licensee performing services in a manner that endangers the health or safety of patients. 32 M.R.S. § 3282-A(2)(B).
3. The Board may refuse to issue, modify, restrict, suspend, revoke, or refuse to renew a license if the licensee engaged in unprofessional conduct. A licensee is considered to have engaged in unprofessional conduct if he or she violated a standard of professional behavior that has been established in the practice for which the licensee is licensed. 32 M.R.S. § 3282-A(2)(F).

4. The Board may refuse to issue, modify, restrict, suspend, revoke, or refuse to renew a license if the licensee was subjected to revocation, suspension, or restriction of a license to practice medicine by another state for conduct that would constitute grounds for discipline under Maine laws if committed in the State of Maine. 32 M.R.S. § 3282-A(2)(M).

5. The Board may refuse to issue, modify, restrict, suspend, revoke, or refuse to renew a license if the licensee fails to timely respond to a complaint notification send by the Board. 32 M.R.S. § 3282-A(2)(R).

6. A licensee must respond to a notice of complaint within 30 days. 32 M.R.S. § 3282-A(1).

7. The American Medical Association Code of Medical Ethics states that, in general, physicians should not treat themselves or family members unless in an emergency or isolated setting or for short-term, minor problems. When treating oneself or a family member, a physician must document treatment or care provided and convey relevant information to the patient’s primary care physician. American Medical Association Code of Medical Ethics 1.2.1.

8. A licensee may petition for reinstatement of his license within five years of the license lapsing. 32 M.R.S. § 3280-A.

IV. CONCLUSIONS OF LAW

The Board, considering the above facts and those alluded to in the record but not referred to herein, concluded that it had jurisdiction over Stanley Dwayne Roberts, M.D., and found that the
Licensee committed the following statutory violations: 1

1. By a vote of five to three, the Licensee engaged in misrepresentation in obtaining his license by not informing the Board of the investigation of his actions by UDOPL, of which he was informed on November 10, 2015, despite committing to immediately notify the Board of any allegations he became aware of prior to his license being granted in his application for Maine licensure, subjecting him to discipline pursuant to 32 M.R.S. Section 3282-A(2)(A).

2. By unanimous vote, the Licensee engaged in the use of substances that could have resulted in his performing services in a manner that endangered the health or safety of patients, subjecting him to discipline pursuant to 32 M.R.S. Section 3282-A(2)(B).

3. By unanimous vote, the Licensee engaged in unprofessional conduct by violating a standard of professional behavior that has been established in the practice for which he is licensed by violating the American Medical Association Code of Medical Ethics Section 1.2.1 by treating members of his family in a non-emergency and non-isolated setting without documenting the treatment provided, subjecting him to discipline pursuant to 32 M.R.S. Section 3282-A(2)(F).

4. By unanimous vote, the Licensee was subjected to discipline in Utah for his conduct of prescribing controlled substances in the name of family members, some of which he used himself, treating a relative for chronic back pain with opioids without following appropriate protocols, and failing to keep adequate records of his treatment of family members, which constituted conduct that would have provided grounds for discipline if committed in Maine, subjecting him to discipline pursuant to 32 M.R.S. Section 3282-A(2)(M).

---

1 The Board voted seven to one that the State had not proven by a preponderance of the evidence that the Licensee prescribed controlled substances for other than therapeutic purposes, which would have been a violation of 32 M.R.S. Section 3282-A(2)(J).
5. By unanimous vote, the Licensee failed to timely respond to the complaint notification sent to him by mail on January 4 and January 13, 2017, and by email on February 24 and February 27, 2017, by not responding within 30 days as required by 32 M.R.S. Section 3282-A(1), subjecting him to discipline pursuant to 32 M.R.S. Section 3282-A(2)(R).

The Board unanimously revoked the Licensee’s license as a sanction.

Dated: 11/20/2017

Maroulla S. Gleaton, M.D., Chair
State of Maine Board of Licensure in Medicine

V. APPEAL RIGHTS

Pursuant to the provisions of 10 M.R.S. Section 8003(5) and 5 M.R.S. Section 11002(3), any party that appeals this Decision and Order must file a Petition for Review in the District Court within 30 days of receipt of this Order. The petition shall specify the person seeking review, the manner in which they are aggrieved, and the final agency action which they wish reviewed. It shall also contain a concise statement as to the nature of the action or inaction to be reviewed, the grounds upon which relief is sought, and a demand for relief. Copies of the Petition for Review shall be served by certified mail, return receipt requested, upon the State of Maine Board of Licensure in Medicine, all parties to the agency proceedings, and the Attorney General.
The following information is included:

A summary of all new licenses granted in October 2017 by license type (68);

A list of all individuals granted a new license in October 2017 by license type;

A summary of all pending applications by license type (198);

A list of online vs. paper renewals by license type (90.23); and

A list of licenses lapsed on November 1, 2017 (23).

In addition the overall licensing statistics include:

The number of active MD licenses (not including BC) November 1, 2017 (5821);

The number of active MD licenses with a Maine address (not including BC) on November 1, 2017 (3503);

The number of active PA/PAN licenses on November 1, 2017 (828);

The number of active PA/PAN licenses with a Maine address on November 1, 2017 (765); and

The number of licenses pending renewal on November 1, 2017 (47).

We look forward to your feedback.
<table>
<thead>
<tr>
<th>License Prefix</th>
<th>Status</th>
<th>Count</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>EC - TEMPORARY EDUCATIONAL CERTIFICATE</strong></td>
<td>A - Active</td>
<td>2</td>
</tr>
<tr>
<td><strong>EL - EMERGENCY 100-DAY LICENSE</strong></td>
<td>A - Active</td>
<td>5</td>
</tr>
<tr>
<td><strong>MD - MEDICAL DOCTOR</strong></td>
<td>A - Active</td>
<td>34</td>
</tr>
<tr>
<td><strong>PA - PHYSICIAN ASSISTANT - CLINICAL</strong></td>
<td>A - Active</td>
<td>5</td>
</tr>
<tr>
<td><strong>PAN - PHYSICIAN ASSISTANT - NON-CLINICAL</strong></td>
<td>A - Active</td>
<td>2</td>
</tr>
<tr>
<td><strong>TD - TEMPORARY LICENSE</strong></td>
<td>A - Active</td>
<td>20</td>
</tr>
</tbody>
</table>

**Summary by License Status**

<table>
<thead>
<tr>
<th>Status</th>
<th>Count</th>
</tr>
</thead>
<tbody>
<tr>
<td>A - Active</td>
<td>68</td>
</tr>
</tbody>
</table>

**Total All Licenses:** 68
<table>
<thead>
<tr>
<th>LastName</th>
<th>FirstName</th>
<th>MiddleName</th>
<th>NameSuffix</th>
<th>LicenseDesc</th>
<th>AuthorityList</th>
<th>LicenseStatus</th>
<th>License Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>BASSETT</td>
<td>PERRY</td>
<td>E</td>
<td></td>
<td>EMERGENCY 100-DAY LICENSE</td>
<td>EMERGENCY</td>
<td>Active</td>
<td>E1171052</td>
</tr>
<tr>
<td>BROWN</td>
<td>HEIDI</td>
<td>LYNN</td>
<td></td>
<td>EMERGENCY 100-DAY LICENSE</td>
<td>PEDIATRI</td>
<td>Active</td>
<td>E1171055</td>
</tr>
<tr>
<td>HADDADI</td>
<td>GITA</td>
<td></td>
<td></td>
<td>EMERGENCY 100-DAY LICENSE</td>
<td>EMERGENCY</td>
<td>Active</td>
<td>E1171051</td>
</tr>
<tr>
<td>RON</td>
<td>VICTORIA</td>
<td></td>
<td></td>
<td>EMERGENCY 100-DAY LICENSE</td>
<td>EMERGENCY</td>
<td>Active</td>
<td>E1171049</td>
</tr>
<tr>
<td>YORK</td>
<td>SERENA</td>
<td>F</td>
<td></td>
<td>EMERGENCY 100-DAY LICENSE</td>
<td>INTERMEDI</td>
<td>Active</td>
<td>E1171054</td>
</tr>
<tr>
<td>AHMED</td>
<td>ADEEB</td>
<td></td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>CARDIOTE,INTERMEDI</td>
<td>Active</td>
<td>MD21657</td>
</tr>
<tr>
<td>ALLAN</td>
<td>JAMES</td>
<td>STUART</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>SURGERY,SURGTHR</td>
<td>Active</td>
<td>MD21626</td>
</tr>
<tr>
<td>ALPERT</td>
<td>HAROLD</td>
<td>MURRAY</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>INTERMEDI,PULMNDSE,SLEMEDEI</td>
<td>Active</td>
<td>MD216161</td>
</tr>
<tr>
<td>ARNHEART</td>
<td>ERIC</td>
<td>JAMES</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>NEUROLOG</td>
<td>Active</td>
<td>MD21705</td>
</tr>
<tr>
<td>BAUM</td>
<td>RICHARD</td>
<td>A</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>GASTROEN,INTERMEDI</td>
<td>Active</td>
<td>MD21752</td>
</tr>
<tr>
<td>BUEHLER</td>
<td>MARK</td>
<td>ALAN</td>
<td>II</td>
<td>MEDICAL DOCTOR</td>
<td>NEURORAD,RADDIAG</td>
<td>Active</td>
<td>MD21841</td>
</tr>
<tr>
<td>BUSH</td>
<td>BRIDGET</td>
<td>S</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>ANESTHES</td>
<td>Active</td>
<td>MD21842</td>
</tr>
<tr>
<td>CALLISTER</td>
<td>CATHERINE</td>
<td></td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>INTERMEDI</td>
<td>Active</td>
<td>MD21845</td>
</tr>
<tr>
<td>CASADA</td>
<td>ROGER</td>
<td>L</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>SURGERY</td>
<td>Active</td>
<td>MD21903</td>
</tr>
<tr>
<td>DANELSON</td>
<td>LEROY</td>
<td>VICTOR</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>EMERGENCY</td>
<td>Active</td>
<td>MD21872</td>
</tr>
<tr>
<td>DHALA</td>
<td>ATIYA</td>
<td>FATIMA</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>CRITICARE,INTERMEDI,PULMNDSE</td>
<td>Active</td>
<td>MD21790</td>
</tr>
<tr>
<td>DUTTON</td>
<td>FREDERICK</td>
<td>L</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>OBSTETRYNE</td>
<td>Active</td>
<td>MD21812</td>
</tr>
<tr>
<td>GREEN</td>
<td>ALISON</td>
<td>LOUISE</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>FAMIPRAC</td>
<td>Active</td>
<td>MD21805</td>
</tr>
<tr>
<td>GROVER</td>
<td>ROBERT</td>
<td></td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>INTERMEDI</td>
<td>Active</td>
<td>MD21901</td>
</tr>
<tr>
<td>GUNNAISON</td>
<td>SVERRIR</td>
<td>INGHI</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>INTERMEDI</td>
<td>Active</td>
<td>MD21910</td>
</tr>
<tr>
<td>HARRIOTT</td>
<td>ANDREA</td>
<td>MARIE</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>NEUROLOG,VASCNEUR</td>
<td>Active</td>
<td>MD21923</td>
</tr>
<tr>
<td>HORNBAKE</td>
<td>FARI</td>
<td>RODNEY</td>
<td>III</td>
<td>MEDICAL DOCTOR</td>
<td>INTERMEDI</td>
<td>Active</td>
<td>MD21988</td>
</tr>
<tr>
<td>KLEIN</td>
<td>JEROME</td>
<td>BENJAMIN</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>RADIODIAG</td>
<td>Active</td>
<td>MD21844</td>
</tr>
<tr>
<td>LEE</td>
<td>BARBARA</td>
<td></td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>INTERMEDI</td>
<td>Active</td>
<td>MD21789</td>
</tr>
<tr>
<td>LOPEZ-RODRIGO</td>
<td>ESTIBALIZ</td>
<td></td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>PEDIATRI</td>
<td>Active</td>
<td>MD21771</td>
</tr>
<tr>
<td>LUKKIN</td>
<td>IRA</td>
<td>H</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>EMERGENCY</td>
<td>Active</td>
<td>MD21785</td>
</tr>
<tr>
<td>MIKHITJIAN</td>
<td>KADI</td>
<td></td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>PATHOLGY</td>
<td>Active</td>
<td>MD21889</td>
</tr>
<tr>
<td>MISERCOLA</td>
<td>BIRTANY</td>
<td>A</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>SURGERY</td>
<td>Active</td>
<td>MD21839</td>
</tr>
<tr>
<td>OKECHUKU</td>
<td>GYONGYI</td>
<td>O</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>INTERMEDI</td>
<td>Active</td>
<td>MD21851</td>
</tr>
<tr>
<td>O'SULLIE</td>
<td>STEPHEN</td>
<td>WYATT</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>EMERGENCY</td>
<td>Active</td>
<td>MD21876</td>
</tr>
<tr>
<td>PROTO</td>
<td>ALFRED</td>
<td></td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>SURGERY,SURGTHR</td>
<td>Active</td>
<td>MD21873</td>
</tr>
<tr>
<td>RAINTER</td>
<td>PAUL</td>
<td>CHARLES</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>ORTHSURG</td>
<td>Active</td>
<td>MD21598</td>
</tr>
<tr>
<td>SAAD</td>
<td>ANAN</td>
<td>H</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>GASTRONOLOGY</td>
<td>Active</td>
<td>MD21510</td>
</tr>
<tr>
<td>SCOTT</td>
<td>AMANOA</td>
<td>MARY</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>INTERMEDI,RHEUMATO</td>
<td>Active</td>
<td>MD21915</td>
</tr>
<tr>
<td>SHAMS</td>
<td>KIUMARS</td>
<td>E</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>PSYCHIAT</td>
<td>Active</td>
<td>MD21870</td>
</tr>
<tr>
<td>SILVERI</td>
<td>PAUL</td>
<td>DANIEL</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>FAMIPRAC</td>
<td>Active</td>
<td>MD21914</td>
</tr>
<tr>
<td>Name</td>
<td>First Name</td>
<td>Last Name</td>
<td>License No</td>
<td>Status</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>---------------</td>
<td>------------</td>
<td>-------------</td>
<td>------------</td>
<td>---------</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>SNOWDEN</td>
<td>Jennifer</td>
<td>Boswell</td>
<td>MD21896</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>SOPHELA</td>
<td>Ryan</td>
<td></td>
<td>MD21894</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>WINSE</td>
<td>Bruce</td>
<td>M</td>
<td>MD21724</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>GIMBEL</td>
<td>GRETCHEN</td>
<td>N</td>
<td>PA1737</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>GONSAVES</td>
<td>STEPHANIE</td>
<td>R</td>
<td>PA1756</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>MCCAULLY</td>
<td>TYLER</td>
<td>D</td>
<td>PA1744</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>PALMA</td>
<td>CHRISTINE</td>
<td>M</td>
<td>PA1749</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>PENA-RENTINDA</td>
<td>ISSAC</td>
<td>G</td>
<td>PA1751</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>CHIPMAN</td>
<td>KRISTA</td>
<td>D</td>
<td>PA1750</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>TUCHMAN</td>
<td>Jack</td>
<td>D</td>
<td>PA1748</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>FERRARESI</td>
<td>STEPHEN</td>
<td>DANIEL</td>
<td>EC171096</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>FORD DANIELS</td>
<td>KATHERINE</td>
<td>L</td>
<td>EC171084</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>ARNETTE</td>
<td>ESTHER</td>
<td>E</td>
<td>TO171126</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>BENKENDOF</td>
<td>ROBERT</td>
<td>J</td>
<td>TO171131</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>BROWN</td>
<td>JACQUELINE</td>
<td>C</td>
<td>TO171137</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>CAO</td>
<td>JAMES</td>
<td>T H</td>
<td>TO171158</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>CAPPS</td>
<td>ANTONIO</td>
<td>C</td>
<td>TO171138</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>CHEN</td>
<td>JEFFERY</td>
<td>L</td>
<td>TO171154</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>DASILVA</td>
<td>ANTHONY</td>
<td>A</td>
<td>TO171145</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>GERBER</td>
<td>AMANDA</td>
<td>J</td>
<td>TO171142</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>GILL</td>
<td>VIKRAMUT</td>
<td>S</td>
<td>TO171151</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>GRANT</td>
<td>RYAN</td>
<td>A</td>
<td>TO171123</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>HOKEMA</td>
<td>DALE</td>
<td></td>
<td>TO171143</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>JUDY</td>
<td>CHARLES</td>
<td>W</td>
<td>TO171152</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>KIPSTEIN</td>
<td>ARNOLD</td>
<td>L</td>
<td>TO171139</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>LIBERATOIRE</td>
<td>ANNA</td>
<td>S</td>
<td>TO171139</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>PATEL</td>
<td>SIND</td>
<td>J</td>
<td>TO171159</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>SHRAK</td>
<td>MICHELLE</td>
<td>D</td>
<td>TO171144</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>STINSON</td>
<td>ELLANA</td>
<td></td>
<td>TO171150</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>TUCKER</td>
<td>ELISABETH</td>
<td>D</td>
<td>TO171147</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>VENABLE</td>
<td>JOHN</td>
<td>CLARK</td>
<td>TO171149</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>ZHU</td>
<td>ZHENGJUN</td>
<td></td>
<td>TO171154</td>
<td>Active</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
# Selection File Summary

State of Maine - Department of Professional and Financial Regulation
Board of Licensure in Medicine

Selection File Name: MONTHLY-PENDING

## Summary by License Prefix

<table>
<thead>
<tr>
<th>Prefix</th>
<th>Status</th>
<th>Count</th>
</tr>
</thead>
<tbody>
<tr>
<td>CP - Youth Camp</td>
<td>P - Pending</td>
<td>1</td>
</tr>
<tr>
<td>EL - Emergency 100-day</td>
<td>P - Pending</td>
<td>2</td>
</tr>
<tr>
<td>MD - Medical Doctor</td>
<td>P - Pending</td>
<td>147</td>
</tr>
<tr>
<td>PA - Physician Assistant - Clinical</td>
<td>P - Pending</td>
<td>17</td>
</tr>
<tr>
<td>TD - Temporary License</td>
<td>P - Pending</td>
<td>31</td>
</tr>
</tbody>
</table>

**Subtotal**

- CP - Youth Camp: 1
- EL - Emergency 100-day: 2
- MD - Medical Doctor: 147
- PA - Physician Assistant - Clinical: 17
- TD - Temporary License: 31

---

## Summary by License Status

<table>
<thead>
<tr>
<th>Status</th>
<th>Count</th>
</tr>
</thead>
<tbody>
<tr>
<td>P - Pending</td>
<td>198</td>
</tr>
</tbody>
</table>

**Total All Licenses:** 198
<table>
<thead>
<tr>
<th>LastName</th>
<th>FirstName</th>
<th>MiddleName</th>
<th>LicenseDesc</th>
<th>LicenseStatusDesc</th>
<th>LicenseNumber</th>
</tr>
</thead>
<tbody>
<tr>
<td>ALEMAN-BRIZUELA</td>
<td>VLADANA</td>
<td>M</td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD21037</td>
</tr>
<tr>
<td>BABIRAK</td>
<td>LOREN</td>
<td>V</td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD21588</td>
</tr>
<tr>
<td>BROWER</td>
<td>ALLISON</td>
<td>L</td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD17184</td>
</tr>
<tr>
<td>CASATINGAN</td>
<td>OSCAR</td>
<td>K</td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD6502</td>
</tr>
<tr>
<td>CHAN</td>
<td>ALLISON</td>
<td>T</td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD15357</td>
</tr>
<tr>
<td>DENNEY</td>
<td>JILL</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD17596</td>
</tr>
<tr>
<td>DIXON</td>
<td>JOSEPH</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD17978</td>
</tr>
<tr>
<td>DOIDSON</td>
<td>BRIAN</td>
<td>D</td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD19494</td>
</tr>
<tr>
<td>GAMES</td>
<td>ADOLFO</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD5501</td>
</tr>
<tr>
<td>GIGUERE</td>
<td>LEANDRE</td>
<td>W</td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD5253</td>
</tr>
<tr>
<td>GILMORE</td>
<td>EDWARD</td>
<td>B</td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD6593</td>
</tr>
<tr>
<td>GLAZER</td>
<td>JOHN</td>
<td>P</td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD19711</td>
</tr>
<tr>
<td>HEATH</td>
<td>ROBERT</td>
<td>D</td>
<td>PHYSICIAN ASSISTANT - CLINICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>PA421</td>
</tr>
<tr>
<td>KONDAPANeni</td>
<td>SITAMAH</td>
<td>D</td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD8603</td>
</tr>
<tr>
<td>MASSO</td>
<td>PETER</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD14607</td>
</tr>
<tr>
<td>MOHIUDDIN</td>
<td>MOHAMED</td>
<td>KHALID</td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD21140</td>
</tr>
<tr>
<td>NICHOLSON</td>
<td>ROBERT</td>
<td>H</td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD7644</td>
</tr>
<tr>
<td>NJIFORFUT</td>
<td>ERIC</td>
<td>K</td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD21221</td>
</tr>
<tr>
<td>SINHA</td>
<td>KARABI</td>
<td></td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD8860</td>
</tr>
<tr>
<td>SNYDER</td>
<td>BRADLEY</td>
<td>J</td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD16669</td>
</tr>
<tr>
<td>SWEET</td>
<td>LEIGH</td>
<td>RUTH</td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD20762</td>
</tr>
<tr>
<td>WHITE</td>
<td>REBECCA</td>
<td>S</td>
<td>PHYSICIAN ASSISTANT - CLINICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>PA1336</td>
</tr>
<tr>
<td>WILLIAMS</td>
<td>DEAN</td>
<td>J</td>
<td>MEDICAL DOCTOR</td>
<td>Failed to Renew</td>
<td>MD20267</td>
</tr>
</tbody>
</table>