VERMONT BOARD OF MEDICAL PRACTICE
Minutes of the October 7, 2015 Board Meeting
Gifford Medical Center, Randolph, Vermont

Approved

1. **Call to Order; Introduce New Members; Call the Roll; Acknowledge Guests:**

   William K. Hoser, PA-C called the meeting to order at 12:17 P.M.

   Members Present:
   Richard Bernstein, MD; Brent Burgee, MD; Richard Clattenburg, MD; Michael Drew, MD; Allen Evans; Faisil Gill; Robert G. Hayward, MD; Patricia Hunter; David A. Jenkins; Leo LeCours; David Liebow, DPM; Sarah McClain; Christine Payne, MD; Joshua Plavin, MD; Harvey Reich, MD; Marga Sproul, MD.

   Others in Attendance:
   David Herlihy, Executive Director; Paula Nenninger, Investigator; Christiana Coyner, Board Investigator; Karen LaFond, Operations Administrator; Margaret Vincent, AAG; Kassandra Diederich, AAG; Bill Reynolds, AAG; Robert Simpson, Esq., Presiding Officer; George Belcher, Esq.; Edward Adrian, Esq; Stephanie Taylor, MD.

2. **Public Comment:**

3. **Approval of Minutes of the September 2 and September 16, 2015 Board Meetings:**

   Dr. Drew moved to accept the minutes of the September 2, 2015 meeting. Ms. McClain seconded the motion. The motion passed; opposed: none; recused: none; abstained: none.

   Mr. Jenkins moved to accept the minutes of the September 16, 2015 meeting. Dr. Drew seconded the motion. The motion passed; opposed: none; recused: none; abstained: none.

4. **Presentation of Applications (12:15 p.m. – 12:30 p.m.):**

   Applications for physician and physician assistant licensure, and certifications of radiologist and anesthesiologist assistants were presented and acted upon as detailed in Appendix A, incorporated by reference into these minutes.

5. **Convene hearing to discuss any stipulations or disciplinary matters that are before the Board (12:30 – 2:30)**

- **In re: Christopher Macaluso, MD – MPC 116-1014 – Stipulation and Consent Order**

  Mr. Simpson and Ms. Deiderich addressed the Board, summarizing the facts leading up to the Stipulation and Consent Order. Dr. Drew made a motion to approve the Stipulation and Consent Order. Mr. Gill seconded the motion. The motion passed; opposed: none; abstained: none; recused: Central Investigative Committee.

- **In re: Philip Patrick Trabulsy, MD – MPS 161-1214 & MPS 151-1214 – Stipulation and Consent Order**

  Mr. Simpson and Ms. Deiderich addressed the Board, summarizing the facts leading up to the Stipulation and Consent Order. Dr. Hayward made a motion to approve the Stipulation and Consent Order. Dr. Plavin seconded the motion. The motion passed; opposed: none; abstained: none; recused: Dr. Bernstein, Dr. Sproul and South Investigative Committee.

- **In re: Stephanie H. Taylor, MD – MPS 45-0304 & MPS 48-0304 – Hearing Remand**

  The Board heard the request of Dr. Stephanie Taylor to "reconsider allowing (her) to reapply for reinstatement of (her) Vermont Medical License." After hearing from both parties, the Board went into closed session to deliberate for approximately 30 minutes but did not announce findings or a decision. (It is anticipated the Board will consider a final order at the November 4, 2015 monthly meeting.)

6. **Board Issues (Mr. Hoser):**

   None

7. **Administrative Update (Mr. Herlihy):**

   Mr. Herlihy advised the Board that he received an invitation to participate in the first meeting to discuss rules for the Interstate Medical Licensing Compact to be held on October 27 & 28, 2015 in Chicago. He inquired of the Board's desire for his participation.

   Dr. Hayward made motion to support Mr. Herlihy to attend the Rules for Interstate Compact. Dr. Plavin seconded the motion. The motion passed; opposed: none; recused: none; abstained: none.

   Mr. Herlihy noted that the 3rd edition of the newsletter was in the final production

stages and he anticipated it would be disseminated this month to all licensees.

8. **Executive Session to Discuss:**
   - **Investigative cases recommended for closure**
   - **Other matters that are confidential by law, if any**

Dr. Hayward made a motion at 2:13 p.m. to enter into to Executive Session to discuss confidential matters related to investigations. Ms. Hunter seconded the motion. The motion passed: opposed: none; abstained: none; recused: none

9. **Return to Open Session; Board Actions on matters discussed in Executive Session:**

Dr. Palvin made a motion at 3:22 p.m. to return to Open Session. Ms. Hunter seconded the motion. The motion passed; opposed: none; abstained: none; recused: none.

Mr. LeCours, North Investigative Committee, asked to close:

MPN 122-0715 – Letter #1; Dr. Liebow recused
MPN 117-0715 – Letter #1
MPN 106-0615 – Letter #1
MPN 123-0715 – Letter #1
MPN 057-0415 – Letter #1; Dr. Plavin recused

Dr. Reich made a motion to close the cases presented. Ms. McClain seconded the motion. The motion passed; opposed: none; abstained: none; recused: 2 & North Investigative Committee.

Mr. Jenkins, Central Investigative Committee, asked to close:

MPC 060-0515 – Letter #1; Dr. Hayward recused
MPC 019-0215 – Letter #1; Mr. Hoser recused
MPC 065-0515 – Letter #1
MPC 115-0715 – Letter #1; Dr. Sproul recused
MPC 112-0615 – Letter #1; Mr. Jenkins recused
MPC 049-0415 – Letter #1
MPC 094-0515 – Letter #1; Dr. Sproul recused
MPC 093-0515 – Letter #1
MPC 127-0513 – Special Letter #3; Dr. Hayward recused
MPC 066-0714 – Letter #1; Dr. Hayward recused

Mr. LeCours made a motion to close the cases presented. Dr. Drew seconded the motion. The motion passed; opposed: none; abstained: none; recused: 5 & Central

Investigative Committee.

Dr. Reich, South Investigative Committee, asked to close:

MPS 086-0814 – Special Letter #3; Dr. Sproul recused
MPS 089-0515 – Special Letter #1
MPS 064-0515 – Special Letter #1
MPS 136-0815 – Letter #1
MPS 121-0715 – Letter #1
MPS 103-0615 – Letter #1; Dr. Sproul recused
MPS 111-0615 – Letter #1

Mr. LeCours made a motion to close the cases presented. Dr. Hayward seconded the motion. The motion passed; opposed: none; abstained: none; recused: 1 & South Investigative Committee.

10. Board Actions on Committee recommendations with regard to any non-confidential matters:

None

11. Other Business:

- **Information about Initiative for UVM College of Medicine to develop professional development program on patient-centered communication and professionalism for both practicing clinicians and residents.**

Mr. Herlihy presented information regarding the UVM College of Medicine Initiative to develop a professional development program on patient-centered communication and professionalism for both practicing clinicians and residents. He stated that he would like to include this in the next newsletter and provide other forms of support for the program. The members were supportive and encouraged continuing medical education programs for this subject to a wider audience, and expressed a desire for licensees from across the state to have greater access to the program.

- **Letter to Board re Policies Adopted by American College of Emergency Physicians.** *The Board was sent a letter by the American College of Emergency Physicians announcing two policies that relate to medical board investigations and proceedings. Similar letters were sent to many, if not all, state medical and osteopathic boards. This is to share the information with Board members and seek a consensus as to whether a response is warranted.*

Mr. Herlihy discussed the issues raise in the letter he received from the American College of Emergency Physicians and presented the draft response that was distributed with Board materials. Dr. Hayward made a motion in support of a

response to this letter. Mr. Gill seconded the motion. The motion passed; opposed: none; recused: none; abstained: none.

12. Upcoming Board meetings, committee meetings, hearings, etc.: ***(Locations are subject to change. You will be notified if a change takes place.)***

- **October 15, 2015, North Investigative Committee Meeting, 12 p.m., Vermont Department of Health, 108 Cherry Street, 3rd Floor, Conference Room 2C, Burlington, VT**
- **October 16, 2015, Central Investigative Committee Meeting, 9 a.m., National Life – North Building: Calvin Coolidge Conference Room – 6th Floor of the Deane C. David Building, Waterbury, VT**
- **October 21, 2015, Board meeting on pending applications, 12:10 p.m., Board of Medical Practice office, 108 Cherry Street, 2nd, Floor Burlington, VT (and via telephone)**
- **October 21, 2015, South Investigative Committee Meeting, 12:00 p.m., Asa Bloomer State Office Building, 4th Floor, Room #492, Rutland, VT**
- **November 4, 2015, Licensing Committee Meeting, 10:30 a.m., Gifford Medical Center, Red Clover Conference Room, Randolph**
- **November 4, 2015, Board Meeting, 12 p.m., Gifford Medical Center, Red Clover Conference Room, Randolph**

13. Open Forum:

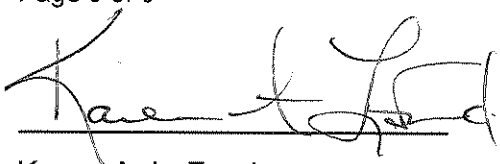
14. Adjourn:

Dr. Liebow made a motion to adjourn. Dr. Hayward seconded the motion. The motion passed; opposed: none; abstained: none; recused: none.

Meeting adjourned at 3:42 p.m.

Attachments: Appendix A

Respectfully submitted,



Karen A. LaFond
Medical Licensing & Operations Administrator

APPENDIX A

Presentation of Applications

Mr. Hoser moved for the issuance of physician licenses and physician assistant licenses, and anesthesiologist assistant certifications for:

Jessica Andrews, MD	Spencer Blackman, MD	Derek Chase, MD
Sreedivya Chave, MD	Jerry Cushman, MD	Mary Dowd, MD
John Dreslin, MD	Clair Fabian, MD	Dennis Fitzsimmons, MD
Sana Gaffney, PA-C	Mary Grebenc, MD	Mark Harshany, MD
John Horan, MD	Michael Karellas, MD	Tiffany Lingenfelter Pierce, MD
Kevin Maguire, MD	Matthew Sullivan, MD	Kok Tan, MD

Recommended by Mr. LeCours for licensure. Seconded by Ms. Hunter. The motion passed; opposed: none; abstained: none; recused: none.

Mr. Hoser moved for the issuance of Limited Temporary Physician licenses for:

Sharaareh Akbar, MD	Benjamin Allen, MD	Paul Smith, MD

Recommended by Ms. McClain for licensure. Seconded by Dr. Hayward. The motion passed; opposed: none; abstained: none; recused: none.