

**Vermont Board of Medical Practice  
Minutes of the April 2, 2008 Meeting  
Gifford Medical Center, Randolph, Vermont**

**“Approved May 7<sup>th</sup>, 2008”**

**1. Call to Order; Call the Roll; Acknowledge Guests**

Dr. Clauss, Chair of the Board, called the meeting to order at 12:24 p.m.

**Members Present:**

David W. Clauss, MD; Patricia A. King, MD, PhD; Margaret Martin; John J. Murray, MD; Peter Thomashow, MD; John Webber, Esq; Sharon L. Nicol; Toby Sadkin, MD; William H. Stouch, MD; James D. Cahill, MD; Robert R. Rinaldi, DPM;

**Others in Attendance:**

James Arisman, Assistant Attorney General; Philip Ciotti, Investigator; Phil Cykon, Presiding Officer; Roberta Downes, Licensing Administrator; Dixie Henry, Assistant Attorney General; Tracy Hayes, Administrative Assistant; William E. Wargo, Director; Paula Nenninger, Investigator; Margaret Vincent, Assistant Attorney General;

**2. Public Comment**

None

**3. Approval of the Minutes of the March 5 and 19, 2008 Board Meetings**

Dr. Cahill made a motion to accept the minutes of the March 5, 2008 Board meeting. Dr. Stouch seconded the motion. The motion passed, opposed: none; abstained: none.

Mr. Webber made a motion to accept the minutes of the March 19, 2008 Board meeting. Dr. Cahill seconded the motion. The motion passed, opposed: none; abstained: none.

**4. Board Matters (Dr. Clauss)**

Dr. Clauss began the meeting by welcoming Dr. Rinaldi to the Vermont Board of Medical Practice.

Dr. Rinaldi made a brief statement of his background and what he is currently doing.

Dr. Clauss acknowledged and wished Dr. Rinaldi a happy birthday.

Dr. Clauss noted there are a number of open seats on the Board that are awaiting appointments and also members who have currently expired terms who are waiting reappointment.

Dr. Clauss asked Board members whose terms are up as of December 31, 2008, to starting thinking whether they will seek reappointment to the Board.

Dr. Clauss mentioned the need to reschedule the South Committee meeting, so that members of the Committee would all be able to attend.

#### **5. Administrative Update (Mr. Wargo)**

Mr. Wargo spoke about the meeting he had with Peter Holman and Meika Zilberberg from the Vermont Prescription Monitoring Program regarding the proposed Vermont Prescription Monitoring System Rule. Both Ms. Nenninger and Mr. Ciotti also participated in this meeting.

Mr. Wargo spoke briefly about the arrangement between the Vermont Humanities Council and the Vermont Board of Medical Practice, regarding a program that branches off from the "*Literature and Medicine*" program. (See Vermont Humanities Council Letter)

Mr. Wargo stated that Ms. Hayes and Ms. Downes would be sending out expense sheets for Board members to complete on a quarterly basis, to make the process easier.

Mr. Wargo asked that if any Board member had questions to please feel free to contact him directly or by email.

#### **6. Presentation by Dr. King regarding the following: 2008 Physician's License Renewal Application, Physician's License Application for Reinstatement of Lapsed License, and the Common License Application Form (CLAF).**

Dr. King noted the proposed changes that had been made to the 2008 Physician's License Renewal Application and the Physician's License Application for Reinstatement of Lapsed License.

A brief discussion took place regarding the proposed changes.

Dr. King made the motion to accept the proposed changes to both the 2008 Physician's License Renewal Application and the Physician's License Application for Reinstatement of Lapsed License. Dr. Murray seconded the motion. The motion passed, opposed: none; abstained: none.

Dr. King presented to the Board the Common License Application Form (CLAF) for their acceptance to use as the Initial Physician Application.

A brief discussion took place regarding the CLAF.

Dr. King made the motion to accept the Common License Application Form (CLAF). Dr. Cahill seconded the motion. The motion passed, opposed: none; abstained: none.

#### **7. Presentation of applications**

Applications for physician licensure and physician assistant certification were presented and acted upon as detailed in Appendix A.

#### **8. Dr. King presented the request from Jean Anderson-Swayze, MD to take the USMLE Step 3 examination for Vermont.**

Dr. King made the motion to approve the request. Dr. Cahill seconded the motion. The motion passed, opposed: none; abstained: none.

#### **9. Recess; Convene Hearing (Mr. Cykon)**

Board Recessed at 1:13 p.m.

Mr. Cykon convened a hearing to consider adjudicative matters before the Board.

In re: Roger J. Giroux, MD – Licensing Committee

Brought forth by the Licensing committee, and presented by Mr. Arisman.

Dr. Cahill made a motion to approve the Stipulation and Agreement. Mr. Webber seconded the motion. The motion passed, opposed: none; abstained: Licensing Committee members, (Dr. King, Ms. Martin, Dr. Murray, Ms. Nicol and Dr. Stouch).

#### **10. Break 1:28 p.m.**

Meeting resumed 1:49 p.m.

#### **11. Executive Session to Discuss Investigative Matters**

Mr. Webber made a motion at 1:50 p.m. to go into Executive Session to discuss confidential matters related to investigations. Dr. Cahill seconded the motion. The motion passed, opposed: none; abstained: none.

## 12. Open Session

Return to open session: 2:20 p.m.

### Dr. Cahill, South Investigative Committee, moved to close:

MPS 15-0208	MPS 138-0906
MPS 179-1207	MPS 182-1207
MPS 12-0108	MPS 13-0108

Seconded: Dr. Stouch. Passed, Opposed: none. Abstained: Dr. Sadkin – MPS 15-0208; Dr. Sadkin, Dr. Murray, Dr. Thomashow - MPS 182-1207.

### Dr. Murray, Central Investigative Committee, moved to close:

MPC 36-0308	MPC 11-0108
MPC 5-0108	MPC 103-0707

Seconded: Dr. Cahill. Passed, Opposed: none. Abstained: Dr. Sadkin, Dr. Murray – MPC 103-0707.

### Dr. King, North Investigative Committee, moved to close:

MPN 145-1007

Seconded: Dr. Cahill. Passed, Opposed: none. Abstained: Ms. Martin – MPN 145-1007.

## 13. Any Other Business:

Ms. Henry presented a summary of "Changes Proposed by H. 837 to Current Law – 26 VSA Chapter 23". The floor was open for discussion. Board members expressed their opinions and concerns regarding the proposed changes. (See Memo: Changes Proposed by H. 837 to Current Law)

## 14. Next meetings:

Upcoming meetings:

- **May 7, 2008**, Licensing Committee meeting, 10:30 a.m. Gifford Medical Center, Randolph
- **May 7, 2008**, Board meeting, 12:00 p.m. Gifford Medical Center, Randolph
- **May 15, 2008**, North Investigative Committee Meeting, 12 p.m., Water Supply Conference Room #039, Old Pantry Building, State office Complex, Waterbury

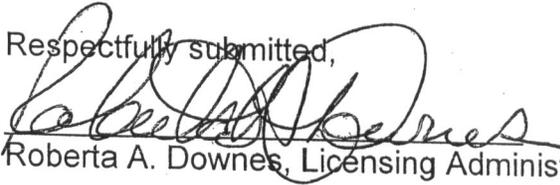
- **May 9, 2008**, Central Investigative Committee Meeting, 12 p.m, Liquor Control Conference Room, 13 Green Mountain Drive, Montpelier
- **May 21, 2008**, Board meeting on pending applications, 12:10 p.m., teleconference meeting, with public access at the Board offices, 101 Cherry Street, Burlington
- **May 21, 2008**, South Investigative Committee Meeting, 12:00 p.m., Asa Bloomer Building, 88 Merchants Row, Rutland **(Subject to change)**

### 15. Adjournment

Dr. Cahill made a motion to adjourn. Dr. Murray seconded the motion. The vote was all in favor, opposed: none, abstained: none.

Meeting adjourned at 3:23 p.m.

Respectfully submitted,



Roberta A. Downes, Licensing Administrator

### Attachments:

Appendix A  
Vermont Humanities Council Letter  
Memo: Changes Proposed by H. 837 to Current Law

## Appendix A

### **Presentation of Applications** (Recommendations were in the form of motions by the member making the recommendation)

Dr. Cahill reported on an interview conducted with  
Maria Clough, PA-C  
Recommended for physician assistant certification  
Seconded by Dr. Murray, passed, opposed: none, abstained: none  
Linda Kijewski, MD  
Bryan Kurtz, MD  
Recommended for physician licensure  
Seconded by Dr. Murray, passed, opposed: none, abstained: none

Dr. Clauss reported on an interview conducted with  
Thomas Beauregard, PA-C  
Jeremy Orr, PA-C  
Kristine Thomas, PA-C  
Recommended for physician assistant certification  
Seconded by Dr. Murray, passed, opposed: none, abstained: none  
Katrina Acosta, MD  
Patty Rissacher, MD  
Recommended for physician licensure  
Seconded by Dr. Murray, passed, opposed: none, abstained: none

Dr. King reported on an interview conducted with  
Elizabeth Hunt, MD  
Recommended for physician licensure  
Seconded by Dr. Cahill, passed, opposed: none, abstained: none

Dr. Murray reported on an interview conducted with  
Arthur Colley, MD  
Ellen Wolfson, MD  
Amanda Young, MD  
Recommended for physician licensure  
Seconded by Dr. Stouch, passed, opposed: none, abstained: none

Dr. Stouch reported on an interview conducted with  
Craig Hofsess, MD  
Beverly Roseberry, MD  
Christopher Sullivan, MD  
Austin Sumner, MD  
Recommended for physician licensure  
Seconded by Dr. Cahill, passed, opposed: none, abstained: none

Dr. Thomshow reported on an interview conducted with  
Alicia Groft, MD  
Walter England, MD  
Jerome Schartman, MD  
Recommended for physician licensure  
Seconded by Dr. Murray, passed, opposed: none, abstained: none