

**Vermont Board of Medical Practice
Minutes of the April 4, 2007 Meeting
Gifford Medical Center, Randolph, Vermont**

Approved

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

David W. Clauss, MD, Chair of the Board, called the meeting to order at 12:31 p.m., at Gifford Medical Center, Randolph, Vermont.

Members Present:

David W. Clauss, MD; Ezekiel S. Cross; Richard L. Guerrero, MD; Patricia A. King, MD, PhD; Denis J. Lamontagne, DPM; John J. Murray, MD; Sharon Nicol; Toby Sadkin, MD; Katherine A. Silta, PA-C; William H. Stouch, MD; Peter Thomashow, MD; Margaret F. Martin

Others in Attendance:

James Arisman, Assistant Attorney General; Dixie Henry, Assistant Attorney General; Margaret Vincent, Assistant Attorney General; John Howland, Jr, Director; Tracy Hayes, Administrative Assistant; Ion Laskaris, member of the public; Paula Nenninger, Investigator; Philip Ciotti, Investigator; David Simmons, MD, Director of Vermont Practitioner Health Program; Colleen Magne, Vermont Medical Society, Madeleine Mongan, Vermont Medical Society; Randal C. Manning, MBA, Executive Director, Maine Board of Licensure and Medicine (participated by telephone)

2. Public Comment

Mr. Laskaris asked if the Board planned to adhere to the 60 day deadline for concluding the case involving Dr. Chase, and asked when the 60 day date was. Mr. Laskaris also asked if information was available on the status of the case. Ms Henry, Board counsel, said that she was unable to disclose any information as this was an open case and that she would refer Mr. Laskaris' comments and concerns to the adjudicative committee. Mr. Laskaris asked why no one could answer his questions and said that Ms. Henry's explanation was unacceptable.

3. Approval of the Minutes of the March 7 and 21, 2007 Board Meetings

Dr. Clauss made a motion to accept the minutes of the March 7 and 21, 2007 Board meetings. Dr. Stouch seconded the motion. The motion passed, opposed: none, abstained: none.

4. Board Matters

Dr. Clauss was asked by Nancy Morris of the Vermont Nurse Practitioners Association if the Board had interest on hearing a presentation on the Vermont

Nurse Practitioners Association consideration on trying to change the rules so that a Nurse Practitioner license would no longer be associated or tied to a particular physician. The Board stated that they would be interest in hearing about this. Dr. Clauss will contact Ms. Morris to arrange a time for this.

Dr. Clauss will be attending the annual University of Vermont mud season curriculum retreat next week to review contents regarding professionalism. If anyone has any concerns they would like Dr. Clauss to address please let him know. Dr. Stouch stated that the constantly changing curriculum seems to affect medical students.

Dr. King will be chairing the next board meeting as Dr. Clauss and Ms. Nennering will be attending the Federation of State Medical Boards meeting in San Francisco.

5. Administrative Update (Mr. Howland)

Mr. Howland welcomed Ms. Mongan, Ms. Magne, Dr. Simmons, and Mr. Manning to the meeting. He also welcomed Ms. Hayes, who was taking minutes. He noted that the Board members all know Ms. Hayes well as "the friendly and responsive voice on the phone."

Mr. Howland noted that there was a recent investigation and case disposition by Ad Hoc board members that concluded without action against the respondent. He thanked Ms. Langlais for her work in organizing the Ad Hoc process. Mr. Howland noted that Ad Hoc Board members are appointed by the Commissioner typically when a case concerns someone we work with, involving them as a respondent, or as a complainant, or as an advocate for a respondent or complainant.

Mr. Howland said the office is working to balance the caseloads among the investigators, prosecutors, and investigative committees.

Mr. Howland will be meeting with the Attorney General's Office on May 8 to review the Memorandum of Understanding under which prosecutors are assigned to work with the Board. It will be the first of quarterly meetings to review what is and what is not working and how procedural improvements can be made in the handling of cases.

Mr. Howland said that representatives of the Federation of State Medical Boards visit local Boards every three years or so, and that such a visit will be scheduled later this year. It is an opportunity to discuss Federation services and initiatives and to gather feedback.

6. Presentation by David Simmons, MD, Vermont Practitioner Health Program

Dr. Simmons was welcomed by Dr. Clauss. Dr. Simmons introduced Mr. Manning, who apologized for not attending physically, and briefly discussed the program similar to VPHP that he and Mr. Manning have been working with in Maine.

Dr. Simmons said he would like to expand the role of the Vermont Practitioner Health Program and would like to develop a relationship based on trust.

Dr. Simmons and Mr. Manning feel that everyone needs to embrace a broader recognition of what is physician health. Dr. Simmons stated that all physicians should be monitored equally with no special treatment for anyone. The intention of this program is to help practitioners without going the disciplinary route.

Dr. Simmons explained how the Maine system works, making reference to de-identified examples from the Maine caseload. He said he is available for any questions or concerns about the VPHP program.

7. Break

Break 1:43

8. Presentation of applications

See Appendix A.

9. Executive Session to Discuss Investigative Matters

Dr. Stouch made a motion to go into executive session to discuss investigative matters that are confidential by law. Ms. Silta seconded the motion. The vote was all in favor, opposed: none, abstained: none.

Executive session began at 2:02 p.m.

Open session resumed at 2:40p.m.

10. Open Session

Dr. Murray, Chair of the Central Investigative Committee, moved to close

MPC 10-0107

MPC 08-0107

MPC 119-0906

Seconded: Mr. Cross. Passed, opposed: none. Abstained: MPC 10-0107, MPC 087-0107- Dr. Thomashow;

Dr. King, Chair of the North Investigative Committee, moved to close

MPN 174-1106

MPN 173-1106
MPN 172-1106
MPN 03-0107

Seconded: Dr. Stouch. Passed, opposed: none. Abstained: MPN 174-1106,
MPN 173-1106, MPN 172-1106- Dr. Thomashow;

Ms. Silta, Chair of the South Investigative Committee, moved to close

MPS 32-0207
MPS 20-0207
MPS 25-0207
MPS 184-1206
MPS 175-1106
MPS 11-0107
MPS 87-0606

Seconded: Dr. Stouch. Passed, opposed: none. Abstained: MPS 25-0207- Dr.
Clauss; MPS 184-1206, MPS 87-0606- Dr. Thomashow; MPS 11-0107 – Dr.
.King; MPS 175-1106- Dr. Stouch;

11. Next meetings

Upcoming meetings

- April 13, 2007, Central Investigative Committee Meeting, 12 p.m., Montpelier
- April 12, 2007, North Investigative Committee Meeting, 12 p.m., Vermont State College, Waterbury
- April 18, 2007, South Investigative Committee Meeting, 12 p.m., Asa Bloomer Building, Rutland
- April 18, 2007, Board meeting on pending applications, 12:10 p.m., Board Office, 101 Cherry Street, Burlington, (and via telephone)

12. Next Regular Board meetings May 2, 2007, 12 p.m., Gifford Medical Center Vermont, Randolph, Vermont, May 16, 2007, 12:10 p.m., teleconference meeting, with public access at the Board offices, 101 Cherry Street, Burlington, Vermont

13. Any Other Business

Dr. Stouch made a motion to accept Dr. West as new monitor for Dr. Horrigan. Dr. Thomashow seconded the motion. The vote was all in favor, opposed: none, abstained: none.

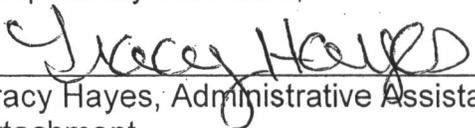
Ms. Silta and Dr. Murray will be joining the Licensing Committee.

15. Adjournment

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

Adjourned at 2:55 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Tracy Hayes", written over a horizontal line.

Tracy Hayes, Administrative Assistant
Attachment

Appendix A

Presentation of Applications

Dr. Guerrero reported on interviews with
Kathleen Burgess, MD
Jeffrey Doshier, MD
Susan Gingrich, MD

Recommended for physician licensure

Seconded by Mr. Cross, passed, opposed: none, abstained: none

Dr. King reported on an interview with
Patrick Dean, MD

Recommended for physician licensure

Seconded by Dr. Stouch, passed, opposed: none, abstained: none

Dr. Murray reported on interviews with
Regan Hold ridge, MD

Recommended for physician licensure

Paul Terminally, PA

Recommended for physician assistant certification

Seconded by Dr. Thomashow, passed, opposed: none, abstained: none

Ms. Stouch reported on interviews with

Stephanie Mulligan, MD

Jack Operant, MD

Recommended for physician licensure

Seconded by Dr. Thomashow, passed, opposed: none, abstained: none

Ms. Silta reported on an interview with

Norman Dupuis, PA

Recommended for physician assistant certification

Seconded by Dr. Murray, passed, opposed: none, abstained: none