

**Vermont Board of Medical Practice
Minutes of the September 1, 2010 Board Meeting
Gifford Medical Center, Randolph, Vermont**

Approved

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

Patricia A. King, M.D., Chair, called the meeting to order at 12:24 p.m.

Members Present:

Patricia A. King, M.D.; William K. Hoser, PA-C; Margaret F. Martin; Michael Drew, M.D.; Robert G. Hayward, M.D.; Hon. David A. Jenkins; Joshua A. Plavin, M.D.; Harvey S. Reich, M.D.; Robert R. Rinaldi, DPM; William H. Stouch, M.D.; John B. Webber, Esq.; Florence Young.

Others in Attendance:

William E. Wargo, Director; Philip Ciotti, Investigator; Paula Nenner, Investigator; Margaret Vincent, Assistant Attorney General; Tracy Hayes, Program Technician; Terry Lovelace, Assistant Attorney General; Henry Koltys, Assistant Attorney General; Marjorie Power, Presiding Officer John Bond PA-C, Physician Assistant Academy of Vermont; Cary Stratford PA-C, Physician Assistant Academy of Vermont; Ann Davis PA-C, American Academy of Physician Assistants.

2. Public Comments:

None

3. Approval of the Minutes of the August 4 and August 18, 2010 Board Meetings:

Dr. Drew made a motion to accept the minutes of the August 4, 2010 Board meeting. Dr. Stouch seconded the motion. The motion passed, opposed: none; recused: none; abstained: none.

Ms. Martin made a motion to accept the minutes of the August 18, 2010 Board meeting. Mr. Hoser seconded the motion. The motion passed, opposed: none; recused: none; abstained: none.

4. Board Matters (Dr. King):

Dr. King apologized to the Board for missing the August 18, 2010 Board meeting and thanked Mr. Hoser for chairing the meeting in her absence.

Dr. King welcomed Margaret Vincent and Tracy Hayes back to the board meetings. Ms. Hayes will be taking over Roberta Downes responsibilities until a new Licensing Administrator is hired.

Dr. King asked that the Board hold off on making any final decisions regarding the PA presentation until Margaret has completed her review of the proposed legislation.

5. Administrative Update (Mr. Wargo):

Mr. Wargo stated that the Commissioners office would like to address the Board at a later date regarding the upcoming changes/additions to legislation.

Mr. Wargo stated that Chris Winters, Director of The Office of Professional Regulation (OPR) has invited Board members to attend their annual training November 10, 2010 at the Stoweflake Resort and Spa. OPR would cover the expense for Board members to attend. The current agenda is not available yet but Mr. Wargo will distribute it when he receives it. Please let Mr. Wargo know if you are interested.

MD licensing renewals were sent out on August 31st, 2010.

6. Presentation of Applications:

Applications for physician licensure and physician assistant certification were presented and acted upon as detailed in Appendix A, incorporated by reference into these minutes.

7. Presentation to the Board:

John Bond PA-C, Physician Assistant Academy of Vermont; Cary Stratford PA-C, Physician Assistant Academy of Vermont; Ann Davis PA-C, American Academy of Physician Assistants presented the Board with a booklet regarding Modernizing the Laws Governing Physician Assistants in Vermont.

- This is the first group this has been presented to and they are interested in feedback and input.
- Dr. Rinaldi stated that the interview process is a good thing in Vermont. Dr. Drew agreed with the interview requirement.
- Is this going to tighten or loosen the ways that PA's are supervised in Vermont?
- Do other states have a template of delegation agreement?
- If all supervisors are general supervisors, who would the primary supervisor responsible be?
- Mr. Bond and Mr. Stratford agreed that this is the kind of feedback they are looking for.
- They would like to work with the Board to come up with a product the Board is comfortable with to bring to the legislature.
- A subcommittee will be formed to work with Mr. Bond and Mr. Stratford on the proposed legislation. Mr. Hoser would like to be part of this committee and would like anyone interested to let him know.

Break: In: 1:55 p.m.
Out: 2:03 p.m.

8. Recess; Convene Hearing (Ms. Power):

Ms. Power convened a hearing to consider adjudicative matters before the Board (approximately 2:05 p.m. – 2:25 p.m.).

- In re: Walter J. Griffiths, M.D. – MPC 16-0209 – Stipulation and Consent Order

Brought forth by and presented by Mr. Lovelace.

Board went into deliberative session.

Board came out of deliberative session

Dr. Reich made a motion to grant the Stipulation and Consent Order. Ms. Martin seconded the motion. The motion passed, opposed: none; recused: none abstained: none.

- In re: Mark A. Donovan, M.D. – Licensing matter – Stipulation and Consent Order

Brought forth by and presented by Mr. Lovelace.

Ms. Martin made a motion to grant the Stipulation and Consent Order with Amendments. Mr. Hoser seconded the motion. The motion passed, opposed: Hon Jenkins, Dr. Drew, and Dr. King; recused: Central Investigative Committee; abstained: none.

- In re: Charles Edward Clark, Jr. M.D. – MPN 50-0408 – Petition to remove conditions of licensure

Brought forth by and presented by Mr. Lovelace.

Dr. Reich made a motion to remove the conditions of licensure. Dr. Drew seconded the motion. The motion passed, opposed: none; recused: North Investigative Committee abstained: none.

9. Executive Session to Discuss Investigative Matters:

Mr. Webber made a motion at 2:25 p.m. to go into Executive Session to discuss confidential matters related to investigations. Mr. Hoser seconded the motion. The motion passed, opposed: none; recused: none.

Return to open session: 3:00 p.m.

10. Open Session:

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

MPS 47-0410 - Letter #1

MPS 36-0410 – Special Letter #1

MPS 37-0410 - Special Letter #1

MPS 48-0410 - Letter #1

MPS 49-0410 - Letter #1

Dr. Hayward made a motion to close the cases presented. Dr. Stouch seconded the motion. The motion passed, opposed: none; abstained: none; recused: South Investigative Committee.

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

MPC 53-0510 - Special Letter #1

MPC 123-1109 – Special Letter #3

MPC 60-0710 – Letter #1

Mr. Hoser made a motion to close the cases presented. Ms. Martin seconded the motion. The motion passed, opposed: none; abstained: none; recused: Central Investigative Committee.

11. Board Actions on Committee Recommendations With Regard to Any Non-confidential Matters:

None

12. Any Other Business:

None

13. Next meetings:

Upcoming meetings: (Locations are subject to change, you will be notified if a change takes place.)

- **October 6, 2010**, Licensing Committee meeting, 10:00 a.m. Gifford Medical Center, Randolph, VT.
- **October 6, 2010**, Board meeting, 12:00 p.m. Gifford Medical Center, Randolph, VT.
- **October 14, 2010**, North Investigative Committee Meeting, 12 p.m., 108 Cherry Street, 3rd Floor, Conference Room 3B, Burlington, VT.

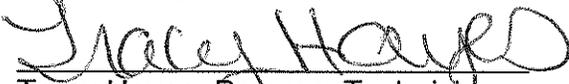
- **October 8 , 2010**, Central Investigative Committee Meeting, Liquor Control Conference Room, Basement Floor, 13 Green Mountain Drive, Montpelier, VT.
- **October 20, 2010**, Board meeting on pending applications, 12:10 p.m., teleconference meeting, with public access at the Board of Medical Practice office, Burlington Square Mall, 101 Cherry Street, 3rd Floor, Burlington, VT.
- **October 20, 2010**, South Investigative Committee Meeting, 12:00 p.m., Asa Bloomer Building, 4th Floor, Room #492, 88 Merchants Row, Rutland, VT.

14. Adjournment

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

Meeting adjourned at 3:06 p.m.

Respectfully submitted,


Tracy Hayes, Program Technician

Attachments: Appendix A

Appendix A

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

Dr. Drew reported on interviews conducted with:

Patricia Combs, M.D. William Frankel, M.D. Diane Hoss, M.D.
Jennifer Mark, M.D. John Reuwer, M.D.

Recommended by Dr. Drew for physician licensure. Seconded by Dr. Hayward, passed, opposed: none, recused: none; abstained: none.

Dr. Hayward reported on interviews conducted with:

Katherine Brownlowe, M.D. John Whitney, M.D. Samuel Willis, M.D.
Saul Nurok, M.D.

Recommended by Dr. Hayward for physician licensure. Seconded by Dr. Stouch, passed, opposed: none, recused: Dr. Plavin for Dr. Nurok; abstained: none.

Mr. Hoser reported on an interview conducted with:

Mark Regis, PA-C

Recommended by Mr. Hoser for physician licensure. Seconded by Dr. Drew, passed, opposed: none, recused: none; abstained: none.

Mr. Hoser moved for the issuance of a secondary certifications for:

Molly Gormley (2), PA-C James Picone, PA-C Andrea Rickards, PA-C
Cleveland Rickards PA-C

Recommended by Mr. Hoser for secondary physician assistant certification. Seconded by Dr. Drew, passed, opposed: none, recused: none; abstained: none.

Dr. King reported on an interview conducted with:

Cajsa Schumacher, M.D.

Recommended by Dr. King for physician licensure. Seconded by Ms. Martin, passed, opposed: none, recused: none; abstained: none.

Dr. King moved for the issuance of a secondary certification for:

Matthew Wark, PA-C

Recommended by Dr. King for secondary physician assistant certification. Seconded by Mr. Webber, passed, opposed: none, recused: Mr. Hoser; abstained: none.

Dr. Plavin reported on interviews conducted with:

Amy Kinkle, M.D. Richard Panush, M.D. Paul LaFlam, M.D.
Mary Sheffield, M.D.

Recommended by Dr. Plavin for physician licensure. Seconded by Mr. Hoser, passed, opposed: none, recused: none; abstained: none.

Dr. Rinaldi reported on interviews conducted with:

Matthew Aney, M.D. William Bissell, M.D. Michael Cooper, M.D.

Recommended by Dr. Rinaldi for physician licensure. Seconded by Dr. Hayward, passed, opposed: none, recused: none; abstained: none.

Dr. Stouch reported on interviews conducted with:

Sarah Majercik, M.D. Edward Nicholas, M.D.

Recommended by Dr. Stouch for physician licensure. Seconded by Dr. Hayward, passed, opposed: none, recused: none; abstained: none.