

**Vermont Board of Medical Practice
Minutes of the July 1, 2009 Board Meeting
Gifford Medical Center, Randolph, Vermont**

“Approved – August 5, 2009”

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

Patricia A. King, M.D., Vice-Chair, called the meeting to order at 12:11 p.m.

Members Present:

Patricia A. King, M.D.; Margaret F. Martin; Michael Drew, M.D.; William K. Hoser, PA-C; Hon. David A. Jenkins; John J. Murray, M.D.; Sharon L. Nicol; Harvey S. Reich, M.D.; Robert R. Rinaldi, DPM (joined meeting at 12:30 p.m.); Peter Thomashow, M.D.; John B. Webber, Esq.; Florence Young.

Others in Attendance:

William E. Wargo, Director; Philip Ciotti, Investigator; Roberta Downes, Licensing Administrator; Paula Nenninger, Investigator; Margaret Vincent, Assistant Attorney General; Bessie Weiss, Assistant Attorney General; Marjorie Power, Presiding Officer (joined meeting at approximately 1:05 p.m.)

2. Public Comments:

None

3. Approval of the Minutes of the May 6, June 3 and 17, 2009 Board Meetings:

Hon. D. Jenkins made a motion to accept the minutes of the May 6, 2009 Board meeting. Dr. Reich seconded the motion. The motion passed, opposed: none; recused: none; abstained: none.

Dr. Reich made a motion to accept the minutes of the June 3, 2009 Board meeting. Dr. Murray seconded the motion. The motion passed, opposed: none; recused: none; abstained: none.

Dr. King made a motion to amend the minutes of June 3, 2009 Board meeting. Dr. Reich seconded the motion. The motion passed, opposed: none; recused: none; abstained: none.

Under section 11 Open Session, it should read as “*Dr. King, North Investigative Committee, asked to close*”.

Mr. Webber made a motion to accept the minutes of the June 17, 2009 Board meeting. Mr. Hoser seconded the motion. The motion passed, opposed: none; recused: none; abstained: none.

4. Board Matters (Dr. King):

Dr. King informed the Board that she was sitting in for Dr. Clauss as Chair.

Dr. King introduced Dr. Michael Drew the newest member of the Board.

Dr. Drew gave a brief description of his background.

5. Administrative Update (Mr. Wargo):

Mr. Wargo informed the Board that the July 10th Central meeting location had changed to the Pavilion Building, in Montpelier.

Mr. Wargo asked the following of Board members:

- To turn in expense sheets on a quarterly basis. Mr. Wargo reminded the Board that he had recently sent them each a packet related to their expense sheets.
- To submit interview sheets after completion of applicant's interview and presentation to the Board for licensure.
- Try to give the Board staff two weeks notice when going on vacation or unavailable for Board duties.

Mr. Wargo informed the Board that the Laser Study Committee was scheduled to meet on July 20th at the Office of Professional Regulation, National Life Building in Montpelier.

Mr. Wargo informed the Board that the South Committee meeting was back to 12:00 p.m. and the mid-month meeting was back to meeting at 12:10 p.m. Dr. Rinaldi had transferred to the Central Committee and Dr. Drew has taken his place on the South Committee.

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:

None

8. Executive Session to Discuss Investigative Matters:

Dr. Murray made a motion at 12:45 p.m. to go into Executive Session to discuss confidential matters related to investigations. Dr. Reich seconded the motion. The motion passed, opposed: none; recused: none.

Return to open session: 12:53 p.m.

Dr. Murray made a motion at 12:54 p.m. to go into Executive Session to discuss confidential matters related to investigations. Ms. Nicol seconded the motion. The motion passed, opposed: none; recused: none.

Return to open session: 1:04 p.m.

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

Board Recessed at 1:05 p.m.

Ms. Power convened a hearing to consider adjudicative matters before the Board.

In re: Sylvester Barczak, MD – Licensing Matter – Stipulation and Agreement

Brought forth by Mr. Arisman and presented by Ms. Vincent in his absence.

Dr. Reich made a motion to approve the Stipulation and Agreement for Dr. Barczak. Dr. Rinaldi seconded the motion. The motion passed, opposed: none; recused: Licensing Committee (Dr. King, Ms. Nicol, Ms. Martin and Dr. Murray); abstained: none.

In re: Loren A. Landis, M.D. – MPN 32-0309- Specification of Charges

Dr. Thomashow made a motion at 1:18 p.m. to go into Executive Session to discuss confidential matters related to case number MPN 32-0309. Mr. Hoser seconded the motion. The motion passed, opposed: none; recused: none.

Return to open session: 1:19 p.m.

Case number MPN 32-0309 has been continued.

In re: Noelle Thabault, M.D. – MPN 33-0206 – Amended Stipulation and Consent Order II

Brought forth by and presented by Ms. Vincent.

Dr. Thomashow made a motion to approve the Amended Stipulation and Consent Order II. Dr. Reich seconded the motion. The motion passed, opposed: none; recused: North Committee (Dr. King and Ms. Nicol); abstained: none.

In re: Joshua A. Welch, M.D. – MPS 110-1008 – Interim Stipulation and Consent Order

Brought forth by and presented by Ms. Vincent.

The Board went into deliberative session at 1:28 p.m. to discuss confidential matters related to the hearing for case MPS 110-1008.

Return to open session: 1:40 p.m.

Dr. King made a motion to approve the Interim Stipulation and Consent for Dr. Welch. Hon. D. Jenkins seconded the motion. The motion passed, opposed: none; recused: South Committee (Ms. Martin, Mr. Hoser, Dr. Drew, Dr. Reich, and Mr. Webber); abstained: none.

In re: Karen Preis, M.D. – MPS 135-1108 – Order Reinstating Dr. Preis's License to Practice Medicine:

Ms. Power informed the Board that a letter had been received from the Department of Taxes stating that Dr. Preis "is now in compliance with this Department regarding Vermont Statutes Title 32, Section 3113, and any license can be issued to him/her." (See letter from the Vermont Department of Taxes attached)

Dr. Thomashow made a motion to grant the Order. Dr. King seconded the motion. The motion passed, opposed: none; recused: South Committee (Ms. Martin, Mr. Hoser, Dr. Drew, Dr. Reich, and Mr. Webber) and Dr. Murray; abstained: none.

10. **Break:** 1:44 p.m.

Return: 1:53 p.m.

11. Open Session

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

MPS 29-0309

MPS 23-0209

MPS 37-0309

MPS 38-0309

Dr. Murray made a motion to close the cases presented. Ms. Nicol seconded the motion. The motion passed, opposed: none; recused: South Committee (Ms. Martin, Mr. Hoser, Dr. Drew, Dr. Reich, and Mr. Webber), (MPS 38-0309 – Dr. King, (MPS 29-0309 – Dr. Thomashow), (MPS 37-0309 – Hon. D. Jenkins); abstained: none.

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

MPS 4-0109

MPS 5-0109

MPS 6-0109

MPS 39-0409

Ms. Nicol made a motion to close the cases presented. Dr. Murray seconded the motion. The motion passed, opposed: none; recused: South Committee (Ms. Martin, Mr. Hoser, Dr. Drew, Dr. Reich, and Mr. Webber); abstained: none.

Central Investigative Committee closed no cases.

North Investigative Committee closed no cases.

12. Any Other Business:

None

13. Next meetings:

Upcoming meetings:

- **August 5, 2009**, Licensing Committee meeting, 10:30 a.m. Gifford Medical Center, Randolph
- **August 5, 2009**, Board meeting, 12:00 p.m. Gifford Medical Center, Randolph
- **August 13, 2009**, North Investigative Committee Meeting, 12 p.m., Department of Corrections Chapel Conference Room, State office Complex, Waterbury
- **August 14, 2009**, Central Investigative Committee Meeting, 12 p.m., 12 Starr Farm Road, Burlington
- **August 19, 2009**, Board meeting on pending applications, 12:10 p.m., teleconference meeting, with public access at the Board offices, 101 Cherry Street, Burlington

- **August 19, 2009**, South Investigative Committee Meeting, 12:00 p.m.,
Asa Bloomer Building, 88 Merchants Row, Rutland

14. Adjournment

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

Meeting adjourned at 1:58 p.m.

Respectfully submitted,



Roberta A. Downes, Licensing Administrator I

Attachments: Appendix A

Appendix A

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

Mr. Hoser reported on an interview conducted with:

Eric Culbertson, PA-C

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

Mr. Hoser moved for the issuance of secondary certification for:

Martha Allen, PA-C

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

Dr. King reported on interviews conducted with:

Rebecca Dolgin, M.D.
Melissa Pugliano-Mauro, M.D.

Nicholas A. Kuhn, M.D.

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

Dr. King reported on an interview conducted by Dr. Clauss with:

Melvyn Feliciano, M.D.

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

Dr. King reported on interviews conducted by Dr. Stouch with:

Richard Merrick, M.D.

Benjamin Plank, M.D.

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

Dr. King moved for the issuance of limited temporary licenses for:

Ewa Dziewiecka, M.D.
Dominika Lozowska, M.D.
Prem Mathai, M.D.

Matthew Rapp, M.D.
Laura Schned, M.D.
Judy Wong, M.D.

Recommended by Dr. King for limited temporary physician licensures.
Seconded by Dr. Reich, passed, opposed: none, recused: none;
abstained: none.

Dr. Murray reported on interviews conducted with:

Wasef AbuJaish, M.D.
Christopher Conners, M.D.
Keith Lepak, M.D.

Patricia Pisciotto, M.D.
Taraneh Tehrani, M.D.

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

Dr. Reich reported on an interview conducted with:

Jasper Chen, M.D.

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

Dr. Rinaldi reported on interviews conducted with:

Bess Brackett, M.D.
Steven Fisher, M.D.

Philip Kousoubris, M.D.
Marios Prikis, M.D.

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

Dr. Rinaldi reported on an interview conducted with:

Jennifer Stanton, PA-C

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