

**THE LOUISIANA STATE
BOARD OF MEDICAL EXAMINERS**

**MINUTES
OF
MEETING**

**AUGUST 17, 18, 2009
NEW ORLEANS, LOUISIANA**

A meeting of the Louisiana State Board of Medical Examiners, pursuant to call of the President and lawful notice, was duly convened and called to order at 8:30 a.m., Monday, August 17, 2009, by order of the President, at the offices of the Board, 630 Camp Street, New Orleans, Louisiana.

Board Members were present as follows:

Linda Gage-White, M.D., Ph.D., President
Mark Henry Dawson, M.D., Vice-President
Kim Edward LeBlanc, M.D., Ph.D., Secretary-Treasurer
Kweli J. Amusa, M.D.
Melvin G. Bourgeois, M.D.
Robert Earl Dawson, M.D.
Cynthia Gail Montgomery, M.D.

The following members of the Board's staff were present:

Robert L. Marier, M.D., Executive Director
Cecilia Ann Mouton, M.D., Director of Investigations
Emily Diane Eisenhauer, M.D., Assistant Director of Investigations
Thania Elliott, RN, Investigator
Grace Hammons, Program Compliance Officer Manager
Leslie Rye, Program Compliance III
Merian Glasper, Director of Licensure
Rita L. Arceneaux, Confidential Executive Assistant

Legal counsel to the Board was present as follows:

Judge Frederick S. Ellis
Philip O. Bergeron

First Session
August 17, 2009

1. **Minutes of July 20, 21, 2009.** The Board reviewed the minutes of its meeting of July 20, 21, 2009. Motion was made by Dr. Amusa duly seconded and unanimously carried, to approve the minutes of the meetings together with the executive sessions conducted during such meeting with all necessary corrections.
2. **Status Report on Action Items of Prior Board Meetings; Report on Assignments to Counsel.** The Board noted that action items as assigned to staff and counsel from previous meetings had been completed. No further action was required or taken on this matter.
3. **Rules and Regulations.**
 - a. Final Rules/Amendments: - None published since the last meeting of the Board.
 - b. Rules/Amendments – Noticed for Intent - Athletic Trainers - The prior rule-making effort commenced by the Board in 2008 expired by operation of law. A revised draft eliminating correlation between “license” and “certification” was presented for Board review at its meeting of April 2009. Following review, the Board voted to provide *Notice of Intent* to adopt the rules. Said notice appeared in the June edition of the *Louisiana Register*. The rule-making effort will proceed in accordance with the Louisiana Administrative Procedure Act. **Clinical Laboratory Personnel** - Following a review of its balance sheet, financial information and budgetary needs, the Clinical Laboratory Personnel Advisory Committee voted to recommend that the Board accept staff’s recommendation for a license/annual renewal fee increase of Fifteen Dollars (\$15.00) for all CLP licensees. Following discussion, the Board decided to adopt the recommendation and provide *Notice of Intent* to adopt the rules in the *Louisiana Register*. Such notice appeared in the July edition of the *Louisiana Register*. Following review and discussion, upon motion made, duly seconded and passed by unanimous voice vote, the Board approved publication of the rules as final in the *Louisiana Register*. **Physicians and Surgeons – Consultation with Medical Psychologists** - Pursuant to Act 11 of the 2004 session of the Louisiana Legislature, medical psychologists were authorized to prescribe certain medications to their patients with prior consultation and concurrence of the patient’s primary or attending physician. The Board directed staff to develop rules that would address various physician concerns bearing on the issue since implementation of the law. A draft was presented for Board member review and discussion at its June 2008 meeting and suggested modifications were incorporated. Following review and discussion at its July 2008 meeting the Board approved the draft; however, prior to advancing the rule the Board elected to preview the draft to the State Board of Psychology Examiners, which licenses medical psychologists. A communication was sent to the Board of Psychology Examiners and its response was reviewed by the Board during its October 2008 meeting. Following discussion, the Board approved certain modifications and decided to provide notice of intent to adopt the rules in the Register. A copy of the proposed rules was noticed in the December 2008 edition of the Register. Following the timely receipt of written comments, along with a timely request, a

public hearing was held by the Board on January 26, 2009. A copy of the proposed rules and a summary of the comments received were considered by the Board during its February 2009 meeting and the transcript of the public hearing and the written comments were made available for Board member review and discussion. Following due consideration the Board directed that certain modifications be made and that the proposed rules be returned to the agenda. After further discussion during its March meeting, the Board directed that proposed substantive amendments and a public hearing be noticed in the Louisiana Register. Such notice appeared in the April 2009 edition of the Register. As noticed, a public hearing was convened by the Board on June 15, 2009, at 4 o'clock p.m. to receive comments on the proposed changes to the rules. There were no attendees at the public hearing nor were any written comments received concerning the proposed changes published in the April 2009 Register. Following consideration at its meeting of July 20, 2009, the Board voted to provide *Notice of Intent* to adopt the rules upon promulgation in the Louisiana Register. It is anticipated such notice will appear in the August 2009 edition of the Register. **Physicians and Surgeons – Telemedicine** - Due to the lack of sufficient numbers of psychiatrists and facilities available to provide mental health services to the citizens of this state, combined with advancements in technology in recent year, the Board considered the issuance of permits that would allow board certified psychiatrists and/or addictionologists to conduct examinations by telemedicine (in lieu of in person) for the treatment of mental health and addictive disorders in facilities approved by the Department of Health and Hospitals (DHH) for these purposes. A draft of the proposed rules was presented to the Board at its April 2008 meeting. A revised draft was considered by the Board at its July 2008 meeting. Following review and discussion the Board elected to approve the draft with suggested modifications. By virtue of the modifications, a revised draft was provided for discussion during the Board's October 2008 meeting. In the interim, legislation was adopted by the Louisiana legislature relative to telemedicine (Acts, 850 (2008)) that required additional consideration. Revised drafts were returned to the agenda for Board discussion at its December 2008 and March 2009 meetings. Following discussion the Board decided to provide *Notice of Intent* to adopt the rules in the Louisiana Register. Such notice appeared in the May 2009 edition of the Register. Neither public hearing nor written comments were received by the Board. At its meeting of July 2009, The Board voted to adopt the rules upon promulgation in the *Louisiana Register*. It is anticipated the rules will appear in the August 2009 edition of the *Louisiana Register*.

c. **Rules/Amendments Under Development - Respiratory Therapy.** The Advisory Committee for Respiratory Therapy reviewed the current rules to ascertain what modifications may be needed in light of the legislative changes to the Louisiana Respiratory Therapy Act in 2007 and provided its recommendations for review. A revised draft was received from the Committee in August 2009. As soon as a final draft has been prepared, it will be presented to the Board for review and discussion. **Perfusionist.** The Advisory Committee for Perfusionists prepared an initial draft of rules for this newly regulated category of allied health care professionals. Following review, a revised draft was written and received by the Board. As soon as it has been refined, it will be presented to the Board for consideration. **Physicians and Surgeons - Mid-Level Providers:** The Board appointed a Committee to work on the development of rules for supervision, collaboration and consultation with mid-level providers. As soon as such draft is finalized, it will be presented to the Board for consideration. **Clinical Laboratory Personnel** – The Clinical Laboratory Advisory recommends that the Board undertake the following additional rule-making efforts: (i) to adopt staff=s recommendations to include a number of causes that may give rise to the denial, suspension, or revocation of

licensure; (ii) to delete Chapter 111 of its rules so that the Board may continue to handle disciplinary proceedings relative to CLP applicants/licensees as it does for all other allied health care providers; and (iii) to eliminate certification examinations CLS-G/CLS-T offered by two organizations which, in the view of the Committee, do not provide the minimum acceptable education, clinical, employment or experience requirements requisite to licensure. The Board requested clarification on item (iii) for military personnel, but otherwise approved the draft amendments incorporating the Committee's recommendations. At its March 2008 meeting, the Committee approved the recommendation concerning U.S. military trained CLS-G or CLS-T applicants. A final draft of the rules that included the military exception and other modifications was considered by the Board at its December 15, 2008 meeting. Following review and discussion, the Board decided to provide *Notice of Intent* to adopt the rules in the *Louisiana Register*, however, prior to publication of the *Notice of Intent* the Board became aware of changes relative to organizations offering certifying examinations and requested further information from the Committee. As soon as the information is received, it will be presented to the Board.

Physicians and Surgeons - Supervision of Unlicensed Providers - The Board directed staff/counsel to work on the development of rules for supervision of unlicensed providers of cosmetic and other medical services. As soon as a draft is finalized, it will be presented to the Board for consideration.

Polysomnography - The Board received a proposed draft of new rules for polysomnographers from its Advisory Committee on Polysomnography. As soon as a final draft has been prepared, it will be presented to the Board for review and discussion.

Physician Assistants – A draft of proposed amendments concerning scope of practice issues relating to physician assistants was referred to the PA Advisory Committee for input. A draft was presented to the Board for consideration at its July 2008 meeting. Suggested modifications, along with additional revisions from the Committee and staff were incorporated into a draft and considered by the Board at its August 2008 meeting. Following review and discussion, the Board approved the draft and voted to provide *Notice of Intent* to adopt the rules in the *Louisiana Register*. Prior to publication, the Board granted the request of the Physician Assistant Advisory Committee and the Louisiana Association of Physician Assistants to discuss the proposed rules at its December 15, 2008 meeting. Following discussion among these parties and the Board at that time, the Board decided to withhold publication of the *Notice of Intent* and study the proposed draft further.

Midwifery: The Board directed staff to prepare an amendment to its rules to address certification of midwifery training by a national accrediting entity. At its April 2009 meeting the Board elected to ask its Midwife Advisory Committee to provide its suggestions for the proposed amendment in question. Members of the Advisory Committee have contacted the Board and expressed an interest to assist on this project. The Board is awaiting receipt of the Committee's recommendations.

Medical Psychologists – The Board decided to undertake a rule making effort to implement and effectuate the provisions of Act 251 of the 2009 session of the Louisiana Legislature which, among other matters, transfer medical psychologists from the Louisiana State Board of Examiners of Psychologists to the Board. Draft rules will be submitted to the Board for its consideration.

Physicians and Surgeons – Technical, Administrative Amendments - The Board directed staff/counsel to work on a number of technical and administrative amendments to its rules. As soon as a draft of the amendments is prepared, it will be presented to the Board for review and discussion.

[4.] Report on Pending Litigation. On the motion of Dr. LeBlanc, the Board convened in executive session to receive the report of legal counsel on pending litigation to which the Board was

a party and the status of proceedings for judicial review of prior Board decisions, La. Rev. Stat. § 42:6.1 A(2). No further action was required or taken on this matter.

5. Other Legal Matters; Open Meeting Law. The Board reviewed a summary of Louisiana's Open Meeting Law. Following review and discussion, it was the consensus of the Board to assign counsel the task of meeting with its advisory committees to refresh their understanding and need to comply with the Open Meeting Law.

[6.] Personal Appearances/Docket Calendar. On the motion of Dr. Bourgeois, the Board convened in executive session, to review the calendar of personal appearances and docketed hearings, as matters relating to allegations of misconduct and the character and professional conduct of licensees, La. Rev. Stat. ' 42:6.1 A(1), (4). No further action was required or taken on this matter.

[7.] Investigative Reports. Continuing in executive session, the Board considered the investigative reports as matters relating to allegations of misconduct and the character and professional conduct of a licensee, La. Rev. Stat. ' 42:6.1 A(1) and (4). Following the review the Board resumed in open session. Upon motion made, duly seconded and passed by unanimous voice vote, the Board approved the following:

a. Administrative Complaints. The following administrative complaints were approved for filing and scheduling of a formal hearing:

Docket No. 08-I-560

Docket No. 09-I-129

b. Consent Orders: The following Consent Orders were accepted:

Brett Cascio Butler, M.D., Docket No., 09-I-292

Jack Franklin Schollard, Jr., PA, Docket No., 09-I-002

Curtis Lee Beauregard, M.D., Docket No., 08-I-778

c. Discontinued: The following matters were discontinued with a Letter of Concern:

Docket No., 09-I-204

Docket No., 09-I-203

d. Information Only: The following matters were presented for information only:

Docket No., 09-I-209

Docket No., 09-I-292

Docket No., 09-I-310

e. Closed Complaint Cases: The Board reviewed the Closed Complaint Cases Report. No further action was required or taken on this matter.

f. Investigation from Licensure: The Board noted the investigation referred from licensure. No further action was required or taken on this matter.

[8.] Professional Liability Report. On the motion of Dr. Bourgeois, the Board convened in executive session to consider the report of Dr. Eisenhower, on professional liability cases reviewed since the last meeting of the Board as matters relating to allegations of misconduct and the character and professional conduct of a licensee, La. Rev. Stat. ' 42:6.1 A(1) and (4). No further action was required or taken on these matters.

[9.] General Disciplinary Matters. Continuing in executive session, the Board considered requests relating to the execution or modification of a Decision and/or Consent Order as a matter relating to the character and professional conduct of licensees, pursuant to La. Rev. Stat. ' 42:6.1A(1). Following review and discussion, the Board resumed in open session and upon motion made and passed by unanimous voice vote, took the following actions:

- a. Probation Report - The Board noted the activity report for the probation department submitted for this month.
- b. Site Visits – The Board noted the report on site visits for physician assistants, supervising physicians, and those with collaborative practice agreements.
- c. Dispensing Physicians Site Visits - The Board noted the report of the dispensing physicians site visits submitted for this month.
- d. Boudreaux, Brad Alan, M.D. – To approve reinstatement of the prescribing privilege of Brad Alan Boudreaux, M.D., to prescribe Schedule V controlled substances and inform him of the requirement to attend the Board orientation program.
- e. Boles, Velva, M.D. – The Board reviewed the follow-up information in the matter of Velva Boles, M.D. No further action was required or taken in this matter.

10. Rulings and Advisory Opinions; Obligation to Treat Patients Postoperative; Follow-up.

The Board reviewed the draft response to correspondence received from Lori Cormier, LSU Health System, University Medical Center, Lafayette regarding the legality of physicians to treat patients postoperatively, and, if so, how long are they obligated to treat the patient. Following review and discussion, it was the consensus of the Board to approve the draft response informing Ms. Cormier that the Board is authorized to investigate and take appropriate action against physicians who refuse to see or make alternative arrangements for postoperative coverage of a patient on whom he has operated. Inasmuch as the investigation would be reviewed on a case-by-case basis and based upon specific facts pertaining to the individual case, the Board asked Ms. Cormier to provide the particular circumstances of the incidents in question.

11. Rulings and Advisory Opinions; Office Prescription Refill Fulfillment Program; Follow-up.

The Board reviewed the draft response to correspondence received from Brian Ward, President, CEO, DocRxDispensing, regarding an Office Prescription Refill Fulfillment Program. Following review and discussion it was the consensus of the Board to approve the draft response stating that in the particular situation described and outlined by Mr. Ward, the Board would not consider the physician to be dispensing medications. In the Board's view, the pharmacist has dispensed the medication to the patient, through the physician or another individual in the

MINUTES OF MEETING
AUGUST 17, 18, 2009

physician's office, as the conduit or agent of the patient, and in the event the patient did not receive the medication dispensed by the pharmacist, it would need to be returned to the pharmacy and could not be given to another patient or maintained in the physician's office. The Board suggested Mr. Ward confirm their opinion with the Louisiana State Board of Pharmacy who regulated the practice of pharmacy in this state.

12. Rulings and Advisory Opinions; Aspen Clinic; Medication Inquiry; Follow-up. The Board reviewed the draft response to correspondence received from Steven J. Dupuis, Jr., President, Aspen Clinic, Inc., regarding the ability of the Aspen Clinic to utilize the services of a licensed pharmacist to ship the medications for their patients to the clinic and asking whether this protocol would be permissible under law and rules of the Board. Following review and discussion, it was the consensus of the Board to approve the response stating that the Board would not consider the physician to be dispensing medications. In the Board's view, the pharmacist has dispensed the medication to the patient, through the physician or another individual in the physician's office, as the conduit or agent of the patient, and in the event the patient did not receive the medication dispensed by the pharmacist, the medication would need to be returned to the pharmacy and could not be given to another patient or maintained in the physician's office. The Board suggested Mr. Dupuis confirm their opinion with the Louisiana State Board of Pharmacy who regulated the practice of pharmacy in this state.

13. Rulings and Advisory Opinions; Ability of Nurses to Enter Dispensing Information in Computer Software and Prepare Non-Controlled Medications for Dispensing. The Board reviewed correspondence received from Brian Ward, President, DocRx Inc., seeking a ruling on whether nurses are able to dispense medications. Following review and discussion it was the consensus of the Board to inform Mr. Ward that according to the Attorney General Opinion No. 91-135 (May 28, 1991) reaffirming its prior ruling, Attorney General Opinion No. 88-165 (July 7, 1988) nurses would not be able to enter dispensing medications to the patient.

14. Community and Information; Department of Health and Hospitals; Charles Castille, Undersecretary; Physician Self-Referral for Radiation Therapy. The Board reviewed correspondence addressed to M. Maitland DeLand, M.D., from Charles Castille, Undersecretary, Department of Health and Hospitals ("DHH"), relative to Senate Resolution No. 89 and House Resolution No. 76 of the 2009 Regular Session of the Legislature informing Dr. DeLand that DHH had been informed by their attorneys that they do not have the authority to regulate the area of physician referrals and referred the matter to the Board. The Board noted that Drs. Mouton and Marier were handling this matter and would present their report in due course.

15. Communications and Information; Louisiana Academy of Medical Psychologists, The Board reviewed correspondence received from Warren C. Lowe, PhD., M.P., President, Louisiana Academy of Medical Psychologists ("LAMP"), conveying the support of LAMP on the passage of Act 251, Medical Psychologists Practice Act, transferring regulatory authority of medical psychologists from the Louisiana State Board of Examiners of Psychologists to the Board. Dr. Lowe, on behalf of LAMP, commended Mr. Bergeron and Dr. Marier for their assistance and cooperation on the this matter. Following review and discussion, it was the consensus of the Board to acknowledge receipt and thank Dr. Lowe and the members of LAMP for their support.

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

MINUTES OF MEETING
AUGUST 17, 18, 2009

16. Communication and Information; Federation of State Medical Boards; Liaison Program. The Board reviewed correspondence received from Martin Crane, M.D., Chair, Federation of State Medical Boards ("FSMB"), announcing the FSMB Board of Directors State Medical Board Liaison Program. No further action was required or taken on this matter.

17. General Administrative Matters; Financial Reports.

Financial Statement - The Board reviewed a statement on the revenue and expenses for the period ending June 30, 2009 and approved all expenditures as noted therein. The Board also reviewed the status of investments as of June 30, 2009. The Board also reviewed a balance sheet and income statement for Clinical Laboratory Personnel for the period ending June 30, 2009, and approved all expenditures as noted therein. The Board also reviewed the status of investments for Clinical Laboratory Personnel as of June 30, 2009.

18. General Administrative Matters; President's Report. The Board received the report of the President on her activities since the last meeting of the Board. Dr. Gage-White reported Act 421 of the 2009 Regular Session established the Simulation Medical Training and Education Council within the Louisiana Health Works Commission. Act 421 states that one member of the Council shall represent and be appointed by the Board. Dr. Gage-White asked if anyone was interested in serving on the Council. Following review and discussion, it was the consensus of the Board to nominate Dr. LeBlanc to serve on the Council.

19. General Administrative Matters; Executive Director's Report. The Board received the report of the Executive Director on his activities since the last meeting of the Board. He reported that the Board's Record Retention Schedule had been approved by the Secretary of State, State Archives and Record Services and would be available for dissemination upon the public's request. He also gave a status report on the renovation project and the attempt to occupy the Dominion Tower during the renovation. He further reported on the implementation of online renewals which began August 1, 2009, and concluded his report with the staff proposal of the assessment of administrative fines.

20. General Administrative Matters; Physician Assistant Advisory Committee. The Board reviewed correspondence received from the Physician Assistant Advisory Committee reporting their review of a Consent Order and their recommendation regarding the administrative fine. Following review and discussion, upon motion made, duly seconded and passed by unanimous voice vote, the Board voted to allow the administrative fine to stand as proposed by the Director of Investigations.

21. General Administrative Matters; Clinical Laboratory Personnel Committee; Tests Performed on Louisiana Residents. The Board reviewed the question posed by the Clinical Laboratory Personnel Committee on the necessity of laboratory personnel in other states to be licensed in Louisiana to perform laboratory tests on Louisiana residents. Following review and discussion, it was the consensus of the Board to defer action pending receipt of additional information.

[22.] Investigative Report; Personal Appearance; Jack Franklin Schollard, Jr., PA. On the motion of Dr. LeBlanc, the Board convened in executive session, for the personal appearance of Jack Franklin Schollard, PA, concerning a matter relating to allegations of misconduct and the character and professional conduct of a licensee, La.Rev.Stat. § 42:6.1A(1) and (4). Jack Franklin Schollard, Jr.,

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

MINUTES OF MEETING
AUGUST 17, 18, 2009

PA, accompanied by his attorney, Brandon Brown, Esq., appeared before the Board in connection with the acceptance of his Consent Order. No further action was required or taken on this matter.

[23.] Investigative Report; Personal Appearance; Curtis Lee Beaugard, M.D. Continuing in executive session, as a matter relating to allegations of misconduct and the character and professional conduct of a licensee, La.Rev.Stat. § 42:6.1A(1) and (4), Curtis Lee Beaugard, M.D., appeared before the Board in connection with the acceptance of his Consent Order.

[24.] General Disciplinary Matters; Personal Appearance; Jonathan Jerard Roberts, M.D. Continuing in executive session, as a matter relating to allegations of misconduct and the character and professional conduct of a licensee, La.Rev.Stat. § 42:6.1A(1) and (4), Jonathan Jerard Roberts, M.D., appeared before the Board in connection with the reinstatement of his license to a full, unrestricted status, off probation. Following his dismissal, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, the Board approved reinstatement of the license of Jonathan Jerard Roberts, M.D., off probation.

[25.] General Disciplinary Matters; Personal Appearance; Brian Edward Zganjar, M.D. On the motion of Dr. Robert Dawson, the Board convened in executive session for the personal appearance of Brian Edward Zganjar, M.D., as a matter relating to allegations of misconduct and the character and professional conduct of a licensee, La. Rev. Stat. § 42:6.1 A(1) and (4). Brian Edward Zganjar, M.D., appeared before the Board in connection with his request for reinstatement of his license to a full, unrestricted status, off probation. Following his dismissal, the Board resumed in open session and upon motion made, duly seconded and passed by unanimous voice vote, the Board approved the request of Brian Edward Zganjar, M.D., for reinstatement of his license to a full, unrestricted status, off probation with the limitation remaining on his prescribing privileges.

[26.] Licensure and Certification; Acupuncture Assistant. On motion of Dr. Amusa, the Board convened in executive session to consider the non-routine application for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:6.1A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, approved the following for licensure provided all requirements had been met:

Acupuncture Assistant

Beadell, Allison Rae

[27.] Licensure and Certification; Clinical Laboratory Personnel. On the motion of Dr. Robert Dawson, the Board convened in executive session to consider the non-routine applications for licensure as a matter of the character, professional competency, or physical or mental health of an applicant pursuant to La.Rev.Stat. 42:6.1A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, approved the following for licensure provided all requirements had been met:

Laboratory Assistants

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

MINUTES OF MEETING
AUGUST 17, 18, 2009

Atkinson, Caitlin Michelle

Phares, Brandon Joseph

[28.] Licensure and Certification; Occupational Therapy. On motion of Dr. Mark Dawson, the Board convened in executive session to consider the non-routine application for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:6.1A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, made the following decisions

Occupational Therapist

- a. Approved – To approve the following for licensure provided all requirements had been met:

Barnett, Patty Lynn

- b. Denied – To deny the request of the following waiver of an examination attempt:

Davis, Katrina

[29.] Licensure and Certification; Physician Assistants. On the motion of Dr. Mark Dawson, the Board convened in executive session to consider the applications for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:6.1A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded, and carried by majority voice vote, made the following decisions:

- a. Prescriptive Authority. To approve the applicants for prescriptive authority in accordance with promulgated of the rules effective January 20, 2005 provided all requirements had been met:

1) Aaron, Casey Harris, PA – Supervising physician: Dr. April Palmer, 1860 Fairfield Avenue, Shreveport.

2) Aquilar, Josselin Patricia, PA – Supervising physicians: Drs. Freddy Abi-Samra, Jose Bernal-Ramirez, Robert Bober, Patrick Breaux, Tyrone Collins, Homeyar Dinshaw, Timothy Donahue, David Elizardi, Yvonne Gilliland, Mark Grise, James Jenkins, Carl Lavie, Jr., Michael Lecce, Paul Lessig, Paul McMulland, Richard Milani, Hamang Patel, Stephen Ramee, John Reilly, Gary Rich, Sangeeta Shah, Hector Ventura, Christopher White, Sammy Khatib, Onejefe Twakor, Daniel Patrick Morin, Patrick Delaney, Jr., Stanley Thornton, Samir Patel, Edward Cullum, and Syed Gilani, Ochsner Hospital, 1514 Jefferson Highway, New Orleans.

3) Chappel, Rachel Naomi, PA - Supervising physicians: Drs. Stanley Thornton, Samir Patel, Edward Cullum, and Syed Gilani, Ochsner Clinic Foundation, 1514 Jefferson Highway, New Orleans.

4) Chauvin, Bradley Paul, PA - Supervising physicians: Drs. Michael Romaguera

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

MINUTES OF MEETING
AUGUST 17, 18, 2009

and Thomas Trahan, 6300 Main Street, Zachary.

5) Domanque, Meegan Landry, PA - Supervising physicians: Drs. Gerard Murtagh and Kevin Riche, 7301 Hennessy Boulevard, Suite 200, Baton Rouge.

6) Fillman, Robert Louis, PA - Supervising physicians: Drs. Douglas Davidson, Theodore Irra, Diane Finley and Catherine Loe, 3333 Drusilla Lane, Suite B, Baton Rouge.

7) Ghahramani, Jason Ghobad, PA - Supervising physicians: Drs. Joseph Broyles and Kevin Riche, Bone & Joint Clinic, 7301 Hennessy Boulevard, Suite 200, Baton Rouge.

8) Guillot, Stanley James, PA - Supervising physician: Dr. Juan Soliven, Cabrini Hospital, ICU, 3330 Masonic Drive, Alexandria.

9) Halphen, Joseph Lawrence, PA - Supervising physicians: Drs. Victor Chou, Theodore Irra, Diane Finley, Allison Parkman, Jo Anne Pine and Froilan Tolentini, Bone & Joint Clinic, 7301 Hennessy Boulevard, Suite 200, Baton Rouge.

10) Hebert, Kristin Marie, PA - Supervising physicians: Drs. Stanley Thornton, Samir Patel, Edward Cullum, Syed Gilani, Ochsner Clinic Foundation, 1514 Jefferson Highway, New Orleans.

11) Herrin, James Randal, PA - Supervising physicians: Drs. Alan Schroeder and Kevin Riche, Bone & Joint Clinic of Baton Rouge, 7301 Hennessy Boulevard, Suite 200, Baton Rouge.

12) Latiolais, Matthew Stephen, PA - Supervising physicians: Drs. Andrew Boyer, Gary Brandt, Victor Chou, Douglas Davidson, Diane Finley, Theodore Irra, Munir Khalid-Abasi, Catherine Loe, Allison Parkman, Jo Anne Pine, Froilan Tolentino, Graham Tujague and Jocelyn Wood, Lake After Hours, 7777 Hennessy Boulevard, Suite 1004-154, Baton Rouge.

13) LeBlanc, Allison Engle, PA – Supervising physician: Dr. Louis Minsky, 8595 Picardy Avenue, Suite 100, Baton Rouge.

14) LeBlanc, Kelly Lynn, PA – Supervising physicians: Drs. Ronald Leo and Walter Mullins, Digestive Health Center of Louisiana. 9103 Jefferson Highway, Baton Rouge.

15) Ledet, Stephanie Michelle, PA – Supervising physician: Dr. Carlos Rodriguez-Fierro, Cardiology Center, LLC, 1111 Medical Center Boulevard, S-350, Marrero,

16) Long, Emma Marie, PA – Supervising physicians: Drs. Tracie Bellanger, Chad Braden, Jennifer Hogan, Deepeshkumar Patel, Neha Shah, Edward Sledge, Jr., Andrew Boyer, Kevin Dibenedetto, Diane Finley, Toan Hau, Munir Khalid-Abasi,

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

MINUTES OF MEETING
AUGUST 17, 18, 2009

Allison Parkman, Jo Anne Pine, Catherine Speights, Graham Tujague and Jocelyn Wood, 541 Castle Kirk Drive, Baton Rouge.

17) Pitre, Marc Edward, PA – Supervising physician: Dr. Alan Schroeder, 7301 Hennessy Boulevard, Suite 200, Baton Rouge.

18) Melerine, Misty Santita, PA – Supervising physician: Dr. Maureen Hecker, Primary Care Specialists, LLC, 4225 Lapalco Boulevard, Marrero.

19) Nida, Kenneth Edward, PA – Supervising physicians: Drs. Dominick Scimeca, Jr., Cheryl Ballard, Andrew Boyer, Gary Brandt, Victor Chou, Douglas Davidson, Diane Finley, Munir Khalid-Abasi, Catherine Speights, Graham Tujague, Jocelyn Wood, Kevin Dibenedetto, Theodore Irra, and Catherine Loe, Total Occupational Medicine, 3333 Drusilla Lane, Baton Rouge.

20) Oberle, Jefferson Kenneth, PA – Supervising physicians: Drs. Todd Howell, Jon Cuba, Lisa Baldrige, William Collier, Jr., Si Nguyen, James Runnels and Christopher Ferguson, 5000 Hennessy Boulevard, Baton Rouge.

21) Pitre, Robbie Sheridan, PA – Supervising physicians: Drs. Aldo Russo and George Howard III, 9001 Summa Avenue, Baton Rouge.

22) Richie, Moriah Bethany, PA – Supervising physicians: Drs. Hamang Patel, Patrick Fisher and Stacy Mandras, Ochsner Clinic Foundation, Cardiology, 1514 Jefferson Highway, New Orleans.

23) Shomo, Richard Lee, PA – Supervising physicians: Drs. Kevin Dibenedetto, Theodore Irra, Catherine Loe and Graham Tujague, Navy Ambulatory Care Center, 2300 General Mayo, Building H-100, New Orleans.

24) Stanga, Daryl Floyd, PA – Supervising physicians: Drs. Cheryl Ballard, Melody Counts, Claude Gilbreath, Jr., and Mohammed Sheikh, Ochsner Medical System, 1514 Jefferson Highway, New Orleans.

25) Talamo, Kirt Joseph, PA – Supervising physicians: Drs. Hector Ventura, Hamang Patel, Patrick Fisher and Stacy Mandras, Ochsner Clinic Foundation, Department of Cardiology, 1514 Jefferson Highway, New Orleans.

26) Tisdale, Charles Girard, PA – Supervising physician: Dr. Eubulus Kerr III, Spine Institute, 1500 Line Avenue, 2nd Floor, Shreveport.

27) Trahan, Ashley Nicole, PA – Supervising physician: Dr. Trent Fogleman, 2602 North Drive, Abbeville.

28) Tyson, Christina Forbes, PA – Supervising physician: Dr. Nagaratna Reddy, Reddy Family Clinic, 39076 Highway 621, Gonzales.

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

MINUTES OF MEETING
AUGUST 17, 18, 2009

29) Verdun, Shawna Nikia, PA – Supervising physicians: Drs. James Linford, Scott Hayes, John Jones, William Elliott, III, Marci Fabre, Effie Anders, Kathleen Varnes, James Crowell, III, Eric Rowley, Neil Chaudhary and Richard Heflin, 2139 Springtide Drive, Baton Rouge.

30) Wilbon, Miriam Jyonne, PA – Supervising physicians: Drs. Melody Counts, Cheryl Ballard, Victor Chou, Kevin Dibeneetto, Diane Finley, Claude Gilbreath, Jr., Theodore Irra, Catherine Loe, Allison Parkman, Jo Anne Pine, Mohammed Sheikh and Graham Tujague, Sankapho Medical Center, 8030 Crowder Boulevard, Suite A, New Orleans.

31) Wilburn, Carol Priez, PA – Supervising physicians: Drs. Stanley Thompson, Samir Patel, Edward Cullum and Syed Gilani, Ochsner Clinic Foundation, Department of Cardiology, 1514 Jefferson Highway, New Orleans.

b. Non-Routine - To approve the following non-routine application provided all requirements had been met:

Morgan, Clay Eric

[30.] Licensure and Certification; Podiatrists. On motion of Dr. Amusa, the Board convened in executive session to consider the application for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:6.1A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, made the following decisions:

Advance Practice – Conservative Treatment of the Ankle

a. Approved – To approve the following for licensure provided all requirements had been met:

Leonards, Andrea Jeanne

Advance Practice – Surgical Treatment of the Ankle

b. Denied – To inform the following that according to the Board’s rules, he does not meet the requirements for an Advance Practice Surgical Treatment of the Ankle:

Applegate, Nathaniel Eugene

[31.] Licensure and Certification; Respiratory Therapy. On motion of Dr. Dawson, the Board convened in executive session to consider the non-routine application for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:6.1A(1). Following review and discussion, the Board resumed in open session, and

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

MINUTES OF MEETING
AUGUST 17, 18, 2009

upon motion made, duly seconded and passed by unanimous voice vote, made the following decisions:

Licensed Respiratory Therapist

- a. Approved – To approve the following for licensure provided all requirements had been met:

Mooney, Susan A.

Randle, Shanta R.

- b. Deferred – To defer action on the application of the following pending receipt of additional information:

Richards, Stephanie A.

[32.] Licensure and Certification; Polysomnography. On motion of Dr. Bourgeois, the Board convened in executive session to consider the non-routine application for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:6.1A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, approved the following for licensure provided all requirements had been met:

Polysomnography Technologist

Gilbert, Natoshia L.

[33.] Licensure and Certification; Physicians & Surgeons; Foreign Medical Graduates. On motion of Dr. LeBlanc, the Board convened in executive session to consider the non-routine applications for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:6.1A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, made the following decisions:

- a. Patel, Javendra K., M.D. – To inform Javendra K. Patel, M.D., that the Board denied his request for a waiver of the SPEX examination but allowed issuance of a temporary license for six months pending passage of the re-certification examination in psychiatry.

- b. Non-Routine applicants - To approve the following for licensure provided all requirements had been met:

Akinwale, Akinremi Ayodeji
Farinetti, Fabiana Ziegel
Khan, Naseer Nawaz

Pope, Karla Rae
Yasin, Muhammad Asif

[34.] Licensure and Certification; Physicians & Surgeons; U.S./Canadian Medical Graduates.

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

MINUTES OF MEETING
AUGUST 17, 18, 2009

On motion of Dr. Bourgeois, the Board convened in executive session to consider the applications for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:6.1A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, made the following decisions:

- a. Csaki, Rachel Bischoff, M.D. – To inform Rachel Bischoff Csaki, M.D., that the Board granted her a waiver of the examination rule to allow her to continue her residency training but would not guarantee the granting of full licensure to practice medicine in Louisiana.
- b. Non-Routine - To approve the following for licensure provided all requirements had been met:

Boulmay, Rachel J.
Duperier, Christopher D.
Fahr, Michael E.
Grossman, Peter H.

Owens, David S.
Park, Sunny S.
Williams, Scott S.
Young, Michael A.

[35.] Licensure and Certification; Other Licensure Matters; Relicensure/Reinstatement. On motion of Dr. Amusa, the Board convened in executive session to consider the application for licensure as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:6.1A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, approved relicensure/reinstatement of the following provided all requirements had been met:

Physicians and Surgeons

Berger, Mitchell Zachary

Hanisch, Ryan Justin

[36.] Licensure and Certification; Other Licensure Matters; Fingerprint Discrepancies Report. On motion of Dr. Dawson, the Board convened in executive session to review the report of Cecilia Ann Mouton, M.D., Investigating Officer, on the applicants for licensure with fingerprint discrepancies as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:6.1A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, approved the following for licensure provided all requirements had been met:

Respiratory Therapists

Brown, Cherica Marie

Dwight, James Edward

Clinical Laboratory Personnel

Archer, Gregory Philip
Delong, Irishimette K.

Malbrough, Jason
Maxwell, Melissa L.

Johnson, Julian

[37.] Licensure and Certification; Intern/Examination Registration. On motion of Dr. Amusa, the Board convened in executive session to consider the applications for intern/examination registration as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:6.1A(1). Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote approved the following for intern registration provided all requirements had been met:

U.S. Graduates Training Permits

Bajwa, Ali Mustafa
Demoss, Dustin Stonwall
Degatur, Benjamin Thomas

Guste, John Patrick
Jones, Richard Leroy

Graduate Educational Temporary Permits

Karsli, Tijen

Oakes, Luther Brandon

38. Licensure and Certification; Other Licensure Matters; Acceptance of Voluntary Re-Certification Examination. The Board reviewed the question posed by staff as to whether the acceptance of a voluntary re-certification examination would meet the licensure requirements of a challenging examination in the past ten years. Following review and discussion, it was the consensus of the Board to inform staff that a written voluntary re-certification examination would meet the requirements; otherwise, the applicant is required to take SPEX or a recertification examination.

39. Licensure and Certification; Other Licensure Matters; Licensees for Suspension. The Board reviewed the list of licensees, who had failed to renew their licenses by July 31, 2009. No further action was required or taken on this matter.

Upon motion made, duly seconded and passed by unanimous voice vote, the meeting adjourned at 3:45 p.m. to reconvene at the Board at 8:30 a.m., Tuesday, August 18, 2009.

***Second Session
Tuesday, August 18, 2009***

The meeting of the Louisiana State Board of Medical Examiners was reconvened at 8:30 a.m., Tuesday, August 18, 2009, at the offices of the Board with everyone in attendance.

[40.] Personal Appearances/Docket Calendar; Formal Hearing; Rosalind Annette Cropper, M.D. On the motion of Dr. LeBlanc, the Board convened in executive session for the purpose of a formal hearing in the matter of Rosalind Annette Cropper, M.D., as a matter relating to allegations of misconduct and the character and professional conduct of a licensee, La.Rev.Stat. § 42:6.1A(1) and (10) and conduct an administrative hearing as provided by the legislature in the Louisiana Administrative Procedure Act., La. Rev. Stat. 49:951, *et Seq.*

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

MINUTES OF MEETING
AUGUST 17, 18 2009

41. Next Meeting of Board. The President reminded members that the next meeting of the Board was scheduled for September 21, 22, 2009.

Upon motion made, duly seconded and passed by unanimous voice vote, the meeting adjourned at 3:00 p.m., on Tuesday, August 18, 2009.

I HEREBY CERTIFY that the foregoing is a full, true and correct account of the proceedings of the meeting of the Louisiana State Board of Medical Examiners, save for executive session of the Board conducted therein, held on August 17, 18, 2009 as approved by the Board on the 21st day of September 2009.

Witness my hand and seal of the Louisiana State Board of Medical Examiners this 21st day of September 2009.

Kim Edward LeBlanc, M.D., Ph.D.
Secretary-Treasurer

Attest:

Linda Gage-White, M.D., Ph.D.
President