

**THE LOUISIANA STATE
BOARD OF MEDICAL EXAMINERS**

**MINUTES
OF
MEETING**

**JULY 19, 20, 2010
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, July 19, 2010, by order of the Vice-President, at the offices of the Board, 1515 Poydras Street, Suite 2700, New Orleans, Louisiana.

Board Members were present as follows:

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

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

Robert L. Marier, M.D., Executive Director
Emily Diane Eisenhauer, M.D., Assistant Director of Investigations
Thania Elliott, RN, Investigator
Grace Hammons, Program Compliance Officer Manager
Christine Holder, Program Compliance Officer III
Leslie Rye, Program Compliance Officer III
Merian Gласper, 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

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First Session
Monday, July 19, 2010

1. Minutes of June 21, 22, 2010 Meeting. The Board reviewed the minutes of its meeting of June 21, 22, 2010. On the motion of Dr. LeBlanc, duly seconded by Dr. Robert Dawson and passed by unanimous voice vote, the Board approved 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. General Administrative Matters; Financial Report; 2010 Audit. Michael Caparotta, CPA, Hienz & Macaluso, LLC, Certified Public Accountants, presented the 2010 Audit of the Board's financial statements for the year ending December 31, 2009. Mr. Caparotta covered those aspects of the audit that helped Hienz & Macaluso identify any deficiencies in internal control over financial reporting. Mr. Caparotta concluded his presentation stating that the Board received a clean audit for period ending December 31, 2009.

[4.] Investigative Report. On the motion of Dr. Amusa, duly seconded by Dr. Montgomery and passed by unanimous voice vote, the Board convened in executive session, to consider an investigative report as a matter relating to the character and professional conduct of a licensee, and allegations of misconduct, La. Rev. Stat. §42:6.1 A(1) and (4). Following review and discussion the Board resumed in open session. Upon motion made, duly seconded and passed by unanimous voice vote, the Board approved the following:

Consent Orders: The following Consent Order were accepted:

Joia Crear-Perry, M.D., Docket No., 10-I-123
Derrick Lee Ames, M.D., Docket No., 07-I-482

5. Rules and Regulations.

a. Final Rules/Amendments: - **Licensees – Provisional Temporary Permit Pending Results of Criminal History Record Information.** The proposed rules allow issuance of a full and unrestricted license to any applicant whose fingerprints have been rejected by state/federal authorities, but thereafter require the submission of such additional sets of fingerprints as the Board may direct to obtain criminal history information. The final rule amendment was promulgated upon publication in the June 2010 edition of the *Louisiana Register*. **Physicians – Continuing Medical Education.** The proposed rule permits physicians who have held an unrestricted license to practice medicine in any state for at least 10 years, or those who reside in another state, to satisfy the Physician Orientation Program CME requirement by completing the Board's online version of the Program in lieu of personal attendance at a Board orientation session. The final rule amendment was promulgated upon publication in the

June 2010 edition of the *Louisiana Register*. **Physicians- Dispensing/Clinical Trials.** The proposed rule provides that a dispensing registration is not required by a physician who dispenses in connection with *clinical trial research* as defined therein. The final rule amendment was promulgated upon publication in the June 2010 edition of the *Louisiana Register*. **Physicians – Chapter 83.** The proposed rules repeals Chapter 83 related to investigation of impairment, which provisions have been inapplicable by federal/state law relating to medical records, confidentiality, and by operation of the Physicians’ Health Program. The final rule amendment was promulgated upon publication in the June 2010 edition of the *Louisiana Register*.

b. Rules/Amendments – Noticed for Intent:- None published since the last meeting of the Board.

c. Rules/Amendments Under Development – **Respiratory Therapy** - The Respiratory Therapy Advisory Committee 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 Perfusion Advisory Committee prepared an initial draft of rules for this category of allied health care professionals. A revised draft was received and is being studied. 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 Committee recommended 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 educational, clinical, employment or experience requirements requisite to licensure. The Board previously reviewed, discussed and decided to provide *Notice of Intent* to adopt items (i) and (ii) in the *Louisiana Register* and further requested and received clarification on item (iii) from the Committee. Representatives of the Board’s CLP staff and CLP Advisory Committee appeared at the March 2010 meeting to discuss the recommendations to item (iii). Following discussion, the Board authorized publication of *Notice of Intent* to adopt the proposed rule amendments in the *Louisiana Register*. In furtherance of preparing the *Notice of Intent* to adopt the rules, the following technical changes are noted: (a) the ASCP changed its name several years ago from the American Society of Clinical Pathologists to the American Society of Clinical Pathology – a subtle difference but more inclusive of all laboratorians, and (b) the NCA merged with the ASCP. These changes were adopted by the Board in connection with the current rule effort. So as not to impact those current applicants, implementation is

deferred until June 1, 2011. **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. **Medical Psychologists** – The Board decided to undertake a rule making effort pursuant to Act 251 of the 2009 session of the Louisiana Legislature which, among other matters, transfers 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 and discussion in due course. **Physicians and Surgeons – Demonstration of Clinical Competency**: The Board instructed staff/counsel to work on the development of rules for demonstration of physician clinical competency for licensure reinstatement/renewal. A draft was presented to the Board for initial consideration and discussion at its April 2009 meeting. During its January 11, 2010 meeting, the Board reviewed, discussed and decided to provide *Notice of Intent* to adopt the proposed rules in the *Louisiana Register*. **Private Radiologic Technologists**: - The Board reviewed the proposed rule amendments that move the fee schedule for private radiologist technologists from Chapter 81 to Chapter 1 and revise the training requirements needed for certification. The Board approved providing a *Notice of Intent* to adopt the rule amendment at its December 2009 meeting.. **Physicians and Surgeons – Unprofessional Conduct**: - The Board decided to undertake a rule-making effort to identify some of the instances which may, in the Board's view, constitute unprofessional conduct, and, thereby provide a basis for enforcement of disciplinary action. An initial draft was presented and reviewed for consideration at its March 2010 meeting. Following review and discussion and acceptance of technical changes to the draft, the Board approved publication of a *Notice of Intent* to adopt the rule amendment in the *Louisiana Register*. **Physicians and Surgeons – Board Certification**: The Board directed staff/counsel to work on establishing and identifying criteria for Board Certification to be employed by the Board. Pursuant to this request, a draft was presented and discussed by the Board during its

December 2009 and January 2010 meetings. A revised draft, incorporated suggested modifications was presented for discussion during its March 2010 meeting. At its meeting of May 2010, the Board entertained a request for a presentation and other discussion and on the current draft of the rule amendment following which the Board advised it would take the concerns presented under advisement and defer action on the proposed rules pending further review. **Physicians and Surgeons – Combined Internship/Exception to 10 year Rule:** As a further technical and administrative amendment to its rules, the Board directed the development of amendments to Section 311 of its rules to: (i) provide that a combined internship program which is not accredited shall be deemed to satisfy the internship requirement for licensure, provided that each program of the combined program is accredited; and (ii) consider for licensure applicants who completed a residency or fellowship within the last four years and are continuing training or practicing in their specialty, irrespective of whether or not the applicant passed the qualifying national examination within the past ten years as is otherwise required for applicants. A draft was presented for initial consideration and discussion during its March 2010 meeting. Following discussion, the Board, upon motion made, duly seconded and passed by unanimous voice, approved publication of a *Notice of Intent* to adopt the proposed amendments in the *Louisiana Register*. Following review and discussion on the intent of the rule amendment, the Board approved publication of the *Notice of Intent* with the modification to Paragraph B with respect to applicants who took more than 10 years to complete all steps or components of the examination. **Physicians and Surgeons – Emergency Transfer of Patients:** As a further technical amendment to its rule, the Board directed the development of a rule that would exempt from licensure physicians and allied health care professionals, licensed in another state, who are part of a transport team providing emergency or other medical services to patients during transfer or transportation to or from a hospital in this state. A draft was presented for initial consideration and discussion during its March 2010 meeting. Following discussion, the Board decided to approve publication of a *Notice of Intent* to adopt the proposed amendments in the *Louisiana Register*. **Physicians and Surgeons - Reciprocity:** As a further technical and administrative amendment to its rules, the Board directed the development of amendments to Section 353 to: (i) make patent that its application of the rule limiting examination attempts (Section 387) applied equally to reciprocity applications; and (ii) allow the proposed amendment to Section 311B, e.g. those completing residency training and continuing fellowship or practicing in their specialty need not have taken the qualifying examination for licensure within a span of ten years. A draft was presented for initial consideration and discussion during its March 2010 meeting. Following discussion, the Board decided to approve publication of a *Notice of Intent* to adopt the proposed amendments in the *Louisiana Register*.

[6.] Report on Pending Litigation. On the motion of Dr. Amusa duly seconded by Dr. Montgomery and passed by unanimous voice vote, 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.

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

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

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

Purnachandra Rao Yerneni, M.D., Docket No., 07-I-335
Curtis Lee Beauregard, M.D., Docket No., 08-I-778
Lynda Janell Gaines, CRT, Docket No., 10-I-049
Angie M. Welch, CRT, Docket No., 10-I-434
Sandra L. Hoard, CLP, Docket No., 06-I-554
Larry Sachihiko Sasaki, M.D., Docket No., 08-I-560

b. Closed: The following matter was closed with no further action:

Docket No., 02-I-3890

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

Docket No., 10-A-010
Docket No., 08-A-012
Docket No., 10-A-007
Docket No., 10-I-205

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

Docket No., 10-I-334
Docket No., 07-I-012
Docket No., 10-I-481
Docket No., 10-I-205

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

9. General Administrative Matters; Legislative Update. The Board received the report of counsel and Dr. Marier on 2010 legislative measures introduced in this current session that may have direct or indirect impact on the Board. No further action was required or taken on this matter.

[10.] Professional Liability Report. On the motion of Dr. Robert Dawson duly seconded by Dr. Burdine and passed by unanimous voice vote, the Board convened in executive session to consider the report of Dr. Eisenhauer, on professional liability cases reviewed since the last meeting of the Board as matters relating to the character and professional conduct of a licensee and allegations of misconduct, La. 1Rev. Stat. § 42:6.1 A(1) and (4). No further action was required or taken on these matters.

[11.] Physicians Health Committee. On the motion of Dr. LeBlanc, duly seconded by Dr. Montgomery and passed by unanimous voice vote, the Board convened in executive session to receive the report of Julie Alleman, M.Ed., LPC, LMFT, LAC, Administrative Director, Physicians' Health Foundation. Ms. Alleman then reported on the participates in the Physicians' Health Program who were either appearing before the Board or had matters before the Board for review and discussion, as matters relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat. § 42:6.1A(1) and (4). No further action was taken on this matter.

[12.] General Disciplinary Matters. On the motion of Dr. Bourgeois, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board convened in executive session to consider the 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 and discussed compliance with the rules relative to supervision of physician assistants by primary and locum tenens physicians.
- c. Dispensing Physicians Site Visits - The Board noted the report of the dispensing physicians' site visits submitted for this month.
- d. Williams, Guy Thomas, M.D. – To deny the request of Guy Thomas Williams, M.D., for approval of the ability to treat female patients.
- e. Lynch-Ballard, Eileen Clare, M.D. – To order Eileen Clare Lynch-Ballard, M.D., to appear before the Board to show cause as to why she is not in compliance with the Board's order.
- f. Cesar, Shannon Christopher, M.D. – To approve reinstatement of the license of Shannon Christopher Cesar, M.D., to an unrestricted status off probation with the prohibition on his management of non-malignant chronic or intractable pain remaining.

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g. Burns, Georgianna Tsekouras, M.D. – To approve the request of Georgianna Tsekouras Burns, M.D., to be able to prescribe medications for the patients presenting with Attention Deficit Hyperactivity Disorder.

[13.] Personal Appearances/Docket Calendar; Formal Hearing; Steve Taylor, M.D. On the motion of Dr. Amusa, duly seconded by Dr. LeBlanc, the Board convened in executive session for review and discussion of the formal hearing in the matter of Steve Taylor, M.D., as a matter relating to allegations of misconduct in an administrative hearing as provided by the legislature in the Louisiana Administrative Procedure Act, La. Rev. Stat. § 42:6.1 A(4) and (10) and La.Rev. Stat. 49:951, *et. Seq.* Following the discussion, the Board resumed in open session and upon the motion of Dr. Burdine, duly seconded by Dr. Bourgeois, and passed by unanimous voice vote, rendered a decision in the matter of Steve Taylor, M.D., and instructed Judge Ellis to prepare a written opinion and order to reflect the ruling.

[14.] Investigative Report; Personal Appearance; Curtis Lee Beauregard, M.D., On the motion of Dr. Amusa, duly seconded by Dr. Bourgeois and passed by unanimous voice vote, the Board convened in executive session, for the personal appearance of Curtis Lee Beauregard, M.D., and several other licensees, as a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat. § 42:6.1A(1) and (4). Dr. Beauregard appeared before the Board in connection with the acceptance of his Consent Order. No further action was required or taken on this matter.

[15.] Investigative Report; Personal Appearance; Sandra L. Hoard, CLP. On the motion of Dr. LeBlanc, duly seconded by Dr. Bourgeois and passed by unanimous voice vote, the Board convened in executive session for the personal appearance of Sandra L. Hoard, CLP, as a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:6.1A(1) and (4). Ms. Hoard appeared before the Board in connection with the acceptance of her Consent Order. No further action was required or taken in this matter.

[16.] Investigative Report; Personal Appearance; Joia Crear-Perry, M.D. On the motion of Dr. Burdine, duly seconded by Dr. Robert Dawson and passed by unanimous voice vote, the Board convened in executive session for the personal appearance of Joia Crear-Perry, M.D., as a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:6.1A(1) and (4). Joia Crear-Perry, M.D., accompanied by her attorney Mark Winsburg, appeared before the Board in connection with the acceptance of her Consent Order. No further action was required or taken on this matter.

[17.] General Disciplinary Matters; Personal Appearance; Kasimu Senghor Moody, M.D. On the motion of Dr. Bourgeois, duly seconded by Dr. Montgomery and passed by unanimous voice vote, the Board convened in executive session, for the personal appearance of Kasimu Senghor Moody, M.D., concerning a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:6.1A(1) and (4). Dr. Moody appeared before the Board as required by the terms of the Consent Order executed with the Board dated July 16, 2007, and the request for

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reinstatement of his license to a full, unrestricted status, off probation. Following his dismissal, the Board resumed in open session, and upon motion made and passed by unanimous voice vote, approved reinstatement of the license of Kasimu Senghor Moody, M.D., to an unrestricted status, off probation.

[18.] General Disciplinary Matters; Personal Appearance; George Harry Bauer, M.D. On the motion of Dr. Amusa, duly seconded by Dr. Robert Dawson and passed by unanimous voice vote, the Board convened in executive session, for the personal appearance of George Harry Bauer, M.D., concerning a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:6.1A(1) and (4). Dr. Bauer appeared before the Board as required by the terms of the Consent Order executed with the Board dated August 20, 2007, and the 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 and passed by unanimous voice vote, approved reinstatement of the license of George Harry Bauer, M.D., to a full, unrestricted status, off probation, effective August 20, 2010 in accordance with the terms of his order.

[19.] General Disciplinary Matters; Personal Appearance; Neil L. Halim, M.D. On the motion of Dr. LeBlanc, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board convened in executive session, for the personal appearance of Neil L. Halim, M.D., as a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:6.1A(1) and (4). Dr. Halim appeared before the Board as required by the terms of the Consent Order executed with the Board dated August 18, 2008, and the 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 and passed by unanimous voice vote, approved reinstatement of the license of Neil L. Halim, M.D., to a full, unrestricted status, off probation, effective August 18, 2010.

20. Rulings and Advisory Opinions; Cosmetic Treatment by Dentists. The Board revisited the correspondence received from W. Trent Messingale, M.D., for an advisory opinion as to whether cosmetic treatment such as botox, filler, chemical peels, or laser resurfacing falls within the scope of practice of dentistry. Following review and discussion, it was the consensus of the Board to begin working with the Board of Dentistry on a joint Statement of Opinion regarding this issue with input from other stakeholders.

21. Rulings and Advisory Opinions; Public Immunization Program; Maxim Healthcare Services, LLC. The Board reviewed the request received from Clay J. Countryman, Esq., Kean, Miller, Hawthorne, D'Armond, McCowan & Jarman LLP, on behalf of his client, Maxim Healthcare Services, LLC, for approval of a public immunization program to administer seasonal influenza and pneumococcal vaccines throughout the state. Following review and discussion, upon the motion of Dr. LeBlanc, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board approved the immunization program for the administration of influenza and pneumococcal vaccines throughout Louisiana with the stipulation that there is a medical director who is licensed in Louisiana and responsible for the administration of the statewide program, that there are consultants who are licensed Louisiana physicians and practicing in each of the designated Public Health Service regions

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in the state and who will be available for consultation regarding contraindications or adverse actions and immunizations are reported to state and federal immunization registries if required or requested.

22. Rulings and Advisory Opinions; Physician Assistant; Scope of Practice; Delineation of Clinical Privileges. The Board reviewed the draft correspondence written to Case A. Rappelet, PA, in follow-up to his personal appearance, accompanied by Chad J. Aultman, M.D., regarding clinical privileges that may be delegated by a supervising physician (“SP”) to a physician assistant (“PA”). The correspondence outlined that although a PA may perform those duties that are within his education, training and experience and may be delegated by his SP under his direction and supervision, the decision as to whether a procedure may be delegated by the SP to the PA and the level of accompanying supervision is left to the discretion of the Board and as such the performance of throacentesis or paracentesis and certain other procedures, which in varying degrees constitutes the performance of surgery is beyond the education, training and experience of a PA generally, which is not to say that a PA with proper education, training and experience could not assist in surgery. The correspondence concluded informing Ms. Rappelet that the Board is in the process of revising the PA rules to give better guidance and direction on PA/SP issues and he should consult the website for future information on this topic.

23. General Administrative Matters; Financial Reports.

Financial Statement - The Board reviewed a statement on the revenue and expenses for the period ending May 31, 2010 and approved all expenditures as noted therein. The Board also reviewed the status of investments as of May 31, 2010. The Board also reviewed a balance sheet and income statement for Clinical Laboratory Personnel for the period ending May 31, 2010 and approved all expenditures as noted therein. The Board also reviewed the status of investments for Clinical Laboratory Personnel as of May 31, 2010.

24. General Administrative Matters; President’s Report. Dr. Mark Dawson commented on the numerous calls and reports he receives as President.

25. 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 Gibbs Construction had been selected as the general contractor for the renovation project and the amount of the contract was slightly higher than anticipated. Following discussion, upon the motion of Dr. Robert Dawson, duly seconded by Dr. LeBlanc, the Board authorized Dr. Marier to enter into contractual agreements on behalf of the Board for the project. Dr. Marier further reported that Susan Allen had been contracted to perform research and analyze on physician impairment and she has been working with Julie Alleman, Administrative Director, Physicians’ Health Foundation. He advised he had written to the Federation of State Medical Board Foundation to inquire about possible research funding. Dr. Marier concluded his report stating he had written to the American Board of Physician Specialties (ABPS”) and the American Board of Medical Specialties regarding their presentation on the proposed rules under development on Board certification and may be visiting the ABPS at their facility in follow-up.

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[26.] Licensure and Certification; Clinical Laboratory Personnel. On the motion of Dr. Bourgeois, duly seconded by Dr. Burdine and passed by unanimous voice vote, 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 made the following decisions:

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

Generalist

Baillio, Bradley

Smith, Shannon Nicole

Phlebotomist

Mize, Beverly Lynn

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

Phlebotomist

Dunbar, Sonya Marie

Generalist

Aguilar, Alvir Francisco

[27.] Licensure and Certification; Physician Assistants. On the motion of Dr. Bourgeois, duly seconded by Dr. Amusa and passed by unanimous voice vote, 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) Boudreaux, Staci Simon, PA – Supervising physicians: Drs. Lawrence Rothenberg and Paul Nichols III, 1701 Oak Park Boulevard, Lake Charles.

2) Brewer, Jonathan D., PA - Supervising physicians: Drs. Charles Baxter, Deardre Chao, Mark Cimino, Andrea Lewis-Echols, Menoni Ize-iyamu, Kenneth Jones, Jr., David Nelson, Carter Quayle, Harold Paden, Jr., Gerald Stell, Daniel Umoh, Iram

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Zando, David Abdehou and Dirk Rainwater, 206 Bell Lane, Suite C&D, West Monroe.

3) Brown, Suzanne Machele, PA - Supervising physicians: Drs. Bradley Kieffer, Fredro Knight, Jr., Robert Limbaugh III, Douglas McBride, Jodi McGee, Ikechukwu Okorie and Charles Speights, 200 Corporate Boulevard, Suite 2001, Lafayette.

4) Doty, Shiva, PA – Supervising physician: Dr. Mary Edens, Louisiana State University Health Sciences Center, 1501 Kings Highway, Shreveport.

5) Fatheree, Kelli Elaine, PA - Supervising physician: Dr. Mary Edens, Louisiana State University Health Sciences Center, 1501 Kings Highway, Shreveport.

6) Gillum, Melissa Aron, PA - Supervising physician: Dr. Mary Edens, Willis Knighton Cancer Center, 2600 Kings Highway, Shreveport.

7) Guerico, Suzanne d'Aquin, PA - Supervising physicians: Drs. Aldo Russo, George Howard III and George Golightly, Ochsner Health System, 9001 Summa Avenue, Baton Rouge.

8) Hillard, Ashley Rene, PA - Supervising physician: Dr. John Phillips, Women's Health Care Center, 2701 General Pershing Street, New Orleans.

9) Jung, Allison Ann, PA - Supervising physician: Dr. John Guillory, 814 W 21st Street, Covington.

10) Kirkendoll, Aarika Bernice, PA – Supervising physician: Dr. Michael Biunno, Pathways Behavioral Center, LLC, 3715 Williams Boulevard, Suite 102, Kenner.

11) Lirette, Sarah Marie, PA – Supervising physician: Dr. Mary Edens, 8001 Youree Drive, Suite 960, Shreveport.

12) Nguyen, Lily Diep Ngoc, PA – Supervising physician: Dr. Glenn Borne, Women's and Children Hospital, 4600 Ambassador Caffrey, Lafayette.

13) Pratt, Anne Elizabeth, PA – Supervising physician: Dr. Mary Edens, Louisiana State University Health Sciences Center, Emergency Medicine, 1501 Kings Highway, Shreveport.

14) Rabalais, Dwayne Bateman, PA – Supervising physician: Dr. Rasheed Ahmad, 8080 Bluebonnet Boulevard, Suite 1000, Baton Rouge.

15) Rhoades, Nicholas Anthony, PA – Supervising physicians: Drs. Effie Anders, Ronald Coe, Richard Heflin, Robert Limbaugh III, Jason Madatic, Monte Thames, Jr., Baton Rouge.

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16) Smith, Kathryn Comarda, PA – Supervising physicians: Drs. Michael Crapanzano, Natalie Evans, Shaun Kemmerly, Anuj Narang, Erin Hauck, Erika Rabalais, Rufus Hixon III and Clay Jones, Lake Imaging, 7135 Perkins Road, Baton Rouge.

17) Stough, Cheryl Cline, PA – Supervising physician: Dr. Mary Edens, Louisiana State University Health Sciences Center, Emergency Medicine, 1501 Kings Highway, Shreveport.

18) Walker, Charles Lynn, PA – Supervising physician: Dr. Mary Edens, Louisiana State University Health Sciences Center, Emergency Medicine, 1501 Kings Highway, Shreveport.

19) Webb, Tamy Lynn, PA – Supervising physician: Dr. Mary Edens, Louisiana State University Health Sciences Center, Emergency Medicine, 1501 Kings Highway, Shreveport.

20) Williams, Janice Patricia, PA – Supervising physicians: Drs. Fredro Knight, Jr., Jodi McGee and Charles Speight, Thomas Community Health Center, 51704 Hwy. 438, Franklinton.

[28.] Licensure and Certification; Podiatry. On motion of Dr. Bourgeois, duly seconded by Dr. LeBlanc and passed by unanimous voice vote, 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, approved the following for licensure provided all requirements had been met:

Advanced Practice – Conservative Treatment of the Ankle

Green, Justin Blake

[29.] Licensure and Certification; Respiratory Therapy. On motion of Dr. Robert Dawson, duly seconded by Dr. Bourgeois and passed by unanimous voice vote, 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, approved the following for licensure provided all requirements had been met:

Belan, Brandi Christine
Brown, Gwendolyn Nechalle

Taylor, Courtney Lynn

[30.] Licensure and Certification; Physicians & Surgeons; Foreign Medical Graduates. On motion of Dr. LeBlanc, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board

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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. Anyakora, Peter Afam, M.D. – To inform Peter Afam Anyakora, M.D., that he is required to take the SPEX examination or await the results of his Board certification examination to be eligible for licensure in Louisiana.
- b. Danon, Moris Jack, M.D. – To approve the application of Moris Jack Danon, M.D., for licensure in accordance with §315 of the Board's rules inasmuch as he had been appointed Director of the Neurology Residency Program at Ochsner, New Orleans.
- c. Sierre, Sergio David, M.D. – To approve the application of Sergio David Sierre, M.D., for licensure in accordance with §315 of the Board's rules inasmuch as he had been appointed Associated Professor of Clinical Pediatrics at Louisiana State University Health Sciences Center, Shreveport.
- d. Non-Routine – To approve the following non-routine applicants for licensure provided all requirements had been met:

Aganwal, Abhishek
Reddy, Shravantika Baimeedi

Sarwar, Ahmad Bilal
Sharma, Rakesh Kumar

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

On motion of Dr. Bourgeois, duly seconded by Dr. LeBlanc and passed by unanimous voice vote, 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. Keenan, Brian W., M.D. – To defer action on the application of Brian William Keenan, M.D. pending receipt of additional information.
- b. Mighty, Hugh Edward, M.D. – To deny the request of Hugh Edward Mighty, M.D., for acceptance of the Maintenance of Competency Examination and inform him he would be required to take the SPEX examination to be eligible for licensure.
- c. Valera, Amit, D.O. – To deny the request of Amit Valero, D.O. for a waiver of an examination attempt.
- d. Non-Routine – To approve the non-routine applications of the following provided all

requirements had been met:

Burdick, Michael Joseph
Dugal, John Charles, Jr.
Jones, Rebecca Davida

Tran, Eliza-Jasmine B.
Wainer, Bruce Harland
Yang, John B.

[32.] Licensure and Certification; Other Licensure Matters; Fingerprint Discrepancies Report.

On motion of Dr. Amusa, duly seconded by Dr. LeBlanc and passed by unanimous voice vote, 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 made the following decisions:

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

Clinical Laboratory Personnel

Lewis, Shanai Decetric

Respiratory Therapist

Scott-Poole, Gilda Marie

Physicians and Surgeons

Almonte, Casey, M.D.

[33.] Licensure and Certification; Other Licensure Matters; Relicensure/Reinstatement.

On motion of Dr. LeBlanc, duly seconded by Dr. Bourgeois and passed by unanimous voice vote, 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, the Board approved the following for reinstatement/relicensure provided all requirements had been met:

Physicians and Surgeons

Curry, Charles Marion, Sr.

[34.] Licensure and Certification; Intern/Examination Registration.

On motion of Dr. Montgomery, duly seconded by Dr. Burdine and passed by unanimous voice vote, 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, made the following decisions:

U.S. Graduated Training Permits

a. Non-Routine – To approve issuance of intern training permits to the following provided all requirements had been met:

Garner, Gregory Demond
Jimenez, Antonio G.
Lindley, Michael Dempsey

Obih, Ikechukwu John
Turnage, Thomas Albert
Wiczulis, Alicia Maren

International Medical Graduates – GETPs

Hebert, Jennifer Leigh

Keith, Jared Nathaniel

[35.] Licensure and Certification; Athletic Trainer. On motion of Dr. Bourgeois, duly seconded by Dr. Burdine and passed by unanimous voice vote, the Board convened in executive session to consider the request of the following for a waiver of an examination attempt 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, granted the request for a waiver of an examination attempt thereby making him eligible for licensure:

Bueche, Ernest Wayne II, ATH

36. Licensure and Certification; Other Licensure Matters; Licensees for Suspension. The Board reviewed the list of licensees, who had failed to renew their licenses by June 30, 2010. 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 4:30 p.m., to reconvene at the Board at 8:30 a.m., Tuesday, July 20, 2010.

***Second Session
Tuesday, July 20, 2010***

The meeting of the Louisiana State Board of Medical Examiners was reconvened at 8:30 a.m., Tuesday, July 20, 2010 at the offices of the Board with everyone in attendance except for Dr. Robert Earl Dawson.

[37.] Personal Appearances/Docket Calendar; Formal Hearing; Rickey Lee Hughey, LRT. On the motion of Dr. Montgomery, duly seconded by Dr. Amusa and passed by unanimous voice vote,

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the Board convened in executive session for the purpose of a formal hearing in the matter of Rickey Lee Hughey, LRT, as a matter relating to allegations of misconduct and the character and professional conduct of a licensee, La.Rev.Stat. § 42:6.1A(4) 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.

38. Next Meeting of Board. The President reminded members that the next meeting of the Board was scheduled for August 16, 17, 2010 at the temporary offices of the Board, 1515 Poydras Street, Suite 2700.

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 July 19, 20, 2010 as approved by the Board on the 16th day of August 2010.

Witness my hand and seal of the Louisiana State Board of Medical Examiners this 16th day of August 2010.

Melvin G. Bourgeois, M.D.
Secretary-Treasurer

Attest:

Mark Henry Dawson, M.D.
President