

**THE LOUISIANA STATE
BOARD OF MEDICAL EXAMINERS**

**MINUTES
OF
MEETING**

**AUGUST 19, 20, 21, 2013
NEW ORLEANS, LOUISIANA**

A meeting of the Louisiana State Board of Medical Examiners, pursuant to lawful notice, was duly convened and called to order at 8:30 a.m., Monday, August 19, 2013, by order of the President, at the offices of the Board, 630 Camp Street, New Orleans, Louisiana.

Board Members were present as follows:

Melvin G. Bourgeois, M.D., President
Kweli J. Amusa, M.D., Secretary-Treasurer
Joseph D. Busby, Jr., M.D.
Mark Henry Dawson, M.D.
Kenneth Barton Farris, M.D.
Cynthia Gail Montgomery, M.D.

Board Member absent as follows:

John Michael Burdine, M.D.

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

Cecilia Ann Mouton, M.D., Executive Director
Emily Diane Eisenhauer, M.D., Assistant Director of Investigations
Thania Elliott, RN, Investigator
Grace Hammons, Program Compliance Officer Supervisor
Christine Holder, Program Compliance Officer III
Lilly Rodgers, Administrative Program Specialist A
Merian Glasper, Director of Licensure
Rita L. Arceneaux, Executive Assistant

Legal counsel to the Board was present as follows:

Judge Frederick S. Ellis
Judge John W. Greene
Philip O. Bergeron

First Session
Monday, August 19, 2013

- 1. Minutes of July 15, 16, 2013 Meeting.** The Board reviewed the minutes of its meeting held July 15, 16, 2013. On the motion of Dr. Amusa duly seconded by Dr. Montgomery and passed by unanimous voice vote, the Board approved the minutes of the meetings with all necessary corrections.
- 2. Status Report on Action Items of Prior Board Meetings; Report on Assignments to Counsel.** The Board noted the action items as assigned to staff and counsel from previous meetings. The Board noted that the Board of Nursing had agreed to remove the reference to subspecialty in their proposed rules relative to APRNs thereby making a Legislative Oversight Hearing unnecessary.
- 3. Rulings and Advisory Opinion; Billing for Anatomic Pathology Services.** The Board reviewed correspondence received from Pika C. Sdrougias, CFO, Pathology Group of Louisiana, regarding the application of La.Rev.Stat. §37:1742, "Direct Billing of Anatomic Pathology Services for different scenarios relative to the provision of outpatient anatomic services. Following review and discussion, it was the consensus of the Board to defer action on this matter until the next meeting of the Board.
- 4. Rulings and Advisory Opinion; Telemedicine Service; Gigi C. Lefebvre, M.D.** The Board reviewed correspondence received from Gigi C. Lefebvre, M.D., regarding the ability to provide a variance on telemedicine services. Following review and discussion it was consensus of the Board to study the matter further and place it on the agenda of the next meeting of the Board.
- 5. Rulings and Advisory Opinion; Approval of Class I Device for Skin Tightening.** The Board reviewed correspondence received from Stephanie Almendares, Manager, Le Visage Day Spa for approval of the Excilis Machine which is a Class 1 Radio Frequency Device for Skin Tightening. Following review and discussion, it was the consensus of the Board to advise Ms. Almendares that the use of such device in a day spa without the present of a physician would be illegal in this state as such device can only be used by physicians as it is classified as a medical device by the FDA.
- 6. Rulings and Advisory Opinion; Athletic Trainer; Scope of Practice.** The Board reviewed electronic correspondence received from Ray Castle, PhD, ATC, LAT, Owner and President, Action Medicine Consultants, LLC, posing several questions relating to the Louisiana Athletic Trainers Law. Following review and discussion it was the consensus of the Board to inform Mr. Castle that the Board does not have a listing of "Board-sanctioned

organizations/associations as defined under §3302 of the Athletic Trainer Law and that if his company wished to seek approval, they may submit their request in writing with supporting documentation from an athletic organization/association. In addition, to advise Mr. Castle that a certified Louisiana athletic trainer could not provide services to a visiting athlete in that the athletic trainer works under direction and supervision of a physician; and in response to his question relative to the Board's protocol for "emergency management", it can be found §5705 of the Board's rules.

7. Rulings and Advisory Opinion; Respiratory Therapy; Scope of Practice; Respiratory Coach. The Board reviewed correspondence received from Johanna Burnette, RRT, a licensed respiratory therapist in Texas asking whether she may provide respiratory therapy care coaching telephonically to Louisiana patients. Following review and discussion, it was the consensus of the Board to inform Ms. Burnette that inasmuch as she is a licensed respiratory therapist and providing an educational service, it would be permissible for her to provide respiratory therapy care coaching to Louisiana patients.

8. Communication and Information; Louisiana Medical News. The Board reviewed an article in the August 2013 edition of *Louisiana Medical News*, entitled "*The 2013 Legislative Session in Review*". No further action was required or taken on this matter.

9. Communication and Information; Prescription Monitoring Program ("PMP") Advisory Council. The Board reviewed the report of the PMP Advisory Council quarterly meeting held July 10, 2013. No further action was required or taken on this matter.

10. Communication and Information; American Board of Cosmetic Surgery, Inc. The Board reviewed correspondence received from Peter B. Canalia, J.D., Executive Director, American Board of Cosmetic Surgery, Inc., asking whether a process had been set forth for an independent specialty board to petition the Board for approval. Following review and discussion, it was the consensus of the Board to inform Mr. Canalia, that a process had not yet been set.

11. Licensure and Certification; Other Licensure Matters; Board Orientation Program. The Board reviewed the evaluations submitted of the Board Orientation Program held August 2, 2013 in New Orleans. No further action was required or taken on this matter.

12. General Administrative Matters; Executive Director's Report. The Board received the report of its Executive Director on her activities since the last meeting of the Board. Dr. Mouton reported on follow-up items relating to facility management, information technology, the meetings with the Board of Nursing relative to point of care testing and the Department of Corrections relative to the use of telemedicine in prison facilities.

13. General Administrative Matters; Financial Reports.

Financial Statement - The Board reviewed a statement on the revenue and expenses for the period ending May 31, 2013 and approved all expenditures as noted therein. The

Board also reviewed the status of investments as of May 31, 2013. The Board also reviewed a balance sheet and income statement for Clinical Laboratory Personnel for the period ending May 31, 2013 and approved all expenditures as noted therein. The Board also reviewed the status of investments for Clinical Laboratory Personnel as of May 31, 2013.

14. Rules and Regulations.

- a. Final Rules/Amendments: - None published since the last meeting of the Board.
- b. Rules/Amendments – Noticed for Intent: **Occupational Therapy**: The Board received a request to consider alternatives to the limit on the number of examination attempts currently permitted by its rules for licensure as an occupational therapist. Following discussion, the Board requested that a draft be prepared for its review. A draft was presented for initial Board consideration at the December 2012 meeting. The Board further considered the issue at its January and February 2013 meetings and requested a revised draft be returned to the March 2013 meeting. Following further review and discussion at the March 2013 meeting, the Board voted to provide *Notice of Intent* to adopt the amendments. Such *Notice of Intent* will appear in the August 2013 edition of the *Louisiana Register*. **Physicians and Surgeons – Dispensing**: During its February 2013 meeting, the Board gave further consideration to a request to provide for a dispensing registration for non-controlled substances following a physician's successful completion of a graduate medical education training program and passage of an online or other Board offered course on its dispensing rules. Following review and discussion of a draft amendment to Section .6513 of its dispensing rules at its March 2013 meeting, the Board voted to provide *Notice of Intent* to adopt the rule amendment. The *Notice of Intent* will appear in the August edition of the *Louisiana Register*. **Physicians and Surgeons – Out of State Physician Orders**: Pursuant to Act 44 of the 2011 session of the Louisiana Legislature, rules are being developed to accommodate out-of-state physicians (those licensed in any state other than Louisiana) who order routine diagnostic testing for established patients in this state provided: the physician-patient relationship was initiated through an in-person, face-to-face visit with the physician in another state; the order can be verified; and the results of all testing are provided directly to the ordering out-of-state physician. The Board considered and discussed an initial draft of the proposed rules at its December 2012 meeting. Following review, several modifications were made and incorporated in a subsequent draft reviewed by the Board at its January 2013 meeting. Following review and discussion at the March 2013 meeting, the Board voted to provide *Notice of Intent* to adopt the rule amendments in the *Louisiana Register*. The *Notice of Intent* will appear in the August 2013 edition of the *Louisiana Register*. **Physicians and Surgeons – Licensure**: The Board expressed a desire to consider alternatives to the requirement for passage of the SPEX/CONVEX-USA for those who had taken and passed a written medical competence examination more than 10 years prior to the date of application. A draft was considered by the Board at its December 2012 meeting. Following review and discussion of various options at its January and February 2013 meetings, the Board made additional recommendations. Following review and discussion

of a revised draft incorporating the suggested changes at the March 2013 meeting, the Board voted to provide *Notice of Intent* to adopt the proposed amendments in the *Louisiana Register*. Such *Notice of Intent* will appear in the August 20, 2013 edition of the *Louisiana Register*.

c. Rules/Amendments Under Development: **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 studied. Suggested revisions are being reviewed by staff and 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. Following modification, a revised draft was presented to the Advisory Committee for review and comment. The draft was approved, with suggested modifications, during the Committee's meeting on September 16, 2011. During its October 2011 meeting, the proposed rules were presented to the Board along with the Committee's suggestions for initial review and discussion. Following discussion, the Board proposed certain modifications to the draft and asked that a revised draft be presented at its next meeting. The Board subsequently received from two national organizations nearly the identical suggestions as those of the Committee's. Following review and discussion at its December 2011 meeting, the Board approved a response to the committee and organizations, along with a revised draft of the rules that incorporated the suggestions of its staff as well as the committee and organizations to the extent the Board found them acceptable and voted to provide *Notice of Intent* to adopt the rule amendments. Following changes to the law during the 2012 session of the Legislature and the input of the Polysomnography Advisory Committee, the Board reviewed a revised draft of rules for consideration during its April and May 2013 meetings. During the June 2013, the Board noted that the Respiratory Therapy Advisory Committee had no objection to the draft rules in that an exemption had been carved out for licensed respiratory therapists. The Board reviewed the current draft of the proposed rules at its July 2013 meeting and voted to provide *Notice of Intent* to adopt the rules. It is anticipated that such *Notice of Intent* will appear in the September 2013 edition of the *Louisiana Register*. **Physicians and Surgeons – Office-Based Surgery:** The Board considered suggestions for amendment to its office-based surgery rules. A revised draft incorporating the suggested changes was considered by the Board, and following review, discussion and further suggestions, the Board voted to provide *Notice of Intent* to adopt the proposed rules in the *Louisiana Register*. **Midwifery:** Given changes to the Louisiana Midwifery Practice Act during the 2012 session of the Legislature, staff anticipates presenting revisions to its existing rules in due course for the Board's consideration and discussion. **Physicians and Surgeons- Collaborative Drug Therapy Management ("CDTM"):** During the August 2012 meeting, the Board discussed the concept of certain potential amendments to the existing rules which were jointly promulgated with the Board of Pharmacy in 2007. Following review and discussion, the Board expressed a willingness to consider a draft of the proposed amendments in due course. Following discussions with a representative from the Board of Pharmacy, a draft detailing proposed amendments to the CDTM rules was submitted to the Board for consideration at its April 2013 meeting. During its May 2013 meeting further review and

discussion took place and it was the consensus of the Board to seek input from the Louisiana State Medical Society ("LSMS"). During the June 2013 meeting, the Board reviewed the comments offered by the LSMS on the proposed rules. Following review and discussion of a revised draft during its July 2013 meeting, the Board voted to provide *Notice of Intent* to adopt the rule amendments in the *Louisiana Register*. It is anticipated that such *Notice of Intent* will appear in the September 2013 edition of the *Louisiana Register*. **Physicians and Surgeons – Unprofessional Conduct:** During its April 2013 meeting, the Board expressed a desire to consider the development of rules correlating a physician representing himself/herself as a specialist in a particular field of practice without appropriate formal training in that field. In addition, the draft also includes a prohibition against physician prescribing of controlled substances to one's self or immediate family members in the absence of an emergency. Following review and discussion, on the motion of Dr. Montgomery, duly seconded by Dr. Farris, the Board voted to provide *Notice of Intent* to adopt the rule amendment.

15. General Administrative Matters; Specialty Certification; Personal Appearance; Stephen Eric Metzinger, M.D. Stephen Eric Metzinger, M.D., appeared before the Board to discuss the issue of the indication of board certified by a physician. Dr. Metzinger informed the Board of the position of the Louisiana Society of American Plastic Surgery which felt physicians should be certified by a member board of the American Board of Medical Specialties. No further action was required or taken on this matter.

[16.] Personal Appearances/Docket Calendar; Formal Hearing; Donald Peter Auzine II, M.D. On the motion of Dr. Montgomery, duly seconded by Dr. Farris and passed by unanimous voice vote, the Board reconvened in executive session for conclusion of the formal hearing in the matter of Donald Peter Auzine II, M.D., as a matter relating to allegations of misconduct and the character and professional conduct of a licensee, La.Rev.Stat. § 42:17A(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. Following review and discussion, the Board resumed in open session, and on the motion of Dr. Montgomery, duly seconded by Dr. Dawson, the Board rendered a decision in the matter of Donald Peter Auzine II, M.D., and instructed Judge Ellis to prepare a written opinion and order to reflect the ruling.

[17.] Minutes of July 15, 2013 Executive Sessions. On the motion of Dr. Amusa, duly seconded by Dr. Montgomery and passed by unanimous voice vote, the Board convened in executive session to review the minutes of its executive sessions conducted during the meeting of July 15, 16, 2013. Following review and discussion, the Board resumed in open session and on the motion of Dr. Dawson, duly seconded by Dr. Montgomery, approved the minutes of the executive sessions conducted during its meeting of July 15, 16, 2013 with all necessary corrections.

[18.] Report on Pending Litigation. On the motion of Dr. Montgomery, duly seconded by Dr. Dawson, 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. § 42:17A(2). No further action was required or taken on this matter.

[19.] Personal Appearances/Docket Calendar. Continuing in executive session, the Board reviewed 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. 42:17 A(1), (4). No further action was required or taken on this matter.

[20.] 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. §42:17A(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:

Patty Joyce Wilson, Poly, Docket No., 13-I-662
Barbara Ann Noguchi, M.D., Docket No., 13-I-394
Jeffrey Frank Foss, M.D., Docket No., 11-I-1059
Hubert Don Lane, CLP, Docket No., 13-I-439
Noreen Jane Kilpatrick, OTT, Docket No., 13-I-035
Cynthia Jo McCarron, Poly, Docket No., 13-I-671
Jay P. Jaikishen, M.D., Docket No., 12-I-1126
Sheryl Ruth Cogdell, Poly, Docket No., 13-I-687
Jason Robert Morris, M.D., Docket No., 13-I-358
Vera K. Kotow, Poly, Docket No., 13-I-548

- b. The following matters were closed/dismissed:

Docket No., 13-I-660
Docket No., 13-I-677

- c. The following matters were closed/dismissed with a Letter of Concern:

Docket No., 12-I-960

- d. Cease and Desist: The following Cease and Desist Orders were approved in the following matters and in the event of non-compliance, the filing of an injunction or other appropriate action:

Docket No., 13-I-450
Docket No., 13-I-639
Docket No., 13-I-169

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

f. Interim Actions: The Board approved the Interim Actions that had been handled by the President:

Docket No., 13-I-527

Docket No., 13-I-746

Docket No., 13-I-756

[21.] Professional Liability 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 the report of Dr. Eisenhower, 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. Rev. Stat. § 42:17A(1) and (4). No further action was required or taken on these matters.

[22.] Physicians Health Program. On the motion of Dr. Dawson, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board convened in executive session to receive the report of Louis Cataldie, M.D., Medical Director, Physicians' Health Foundation ("PHP") on the participants 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.§ 42:17A(1) and (4). No further action was required or taken on this matter.

[23.] General Disciplinary Matters; Personal Appearance; Guy Thomas Williams, M.D. On the motion of Dr. Dawson, duly seconded by Dr. Farris and passed by unanimous voice vote, the Board convened in executive session for the personal appearance of Guy Thomas Williams, M.D., as a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:17A(1) and (4). Dr. Williams, accompanied by Howard Wetsman, M.D., Townsend Recovery Center, appeared before the Board in connection with his request for modification of the terms of his order. Following his dismissal, the Board resumed in open session, and on the motion of Dr. Amusa, duly seconded by Dr. Montgomery, and passed by unanimous voice vote, approved the request of Guy Thomas Williams, M.D., for modification of the terms of his order.

[24.] General Disciplinary Matters; Personal Appearance; Susan Frances Julius, M.D. On the motion of Dr. Dawson, duly seconded by Dr. Montgomery and passed by unanimous voice vote, the Board convened in executive session for the personal appearance of Susan Frances Julius, M.D., as a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat.§ 42:17A(1) and (4). Dr. Julius appeared before the Board in connection with her request for reinstatement of her license to a full, unrestricted status, off probation. Following her dismissal, the Board resumed in open session, and on the motion of Dr. Amusa, duly seconded by Dr. Montgomery, and passed by unanimous voice vote, approved the

request of Susan Frances Julius, M.D., for reinstatement of her license to a full, unrestricted status, off probation.

[25.] General Disciplinary Matters; Personal Appearance; John Henry Smith III, M.D. On the motion of Dr. Montgomery, duly seconded by Dr. Dawson and passed by unanimous voice vote, the Board convened in executive session for the personal appearance of John Henry Smith III, M.D., as a matter relating to the character and professional conduct and allegations of misconduct of a licensee, La.Rev.Stat. § 42:17A(1) and (4). Dr. Smith appeared before the Board in connection with his request for reinstatement of his ability to prescribe Schedule V controlled substances. Following his dismissal, the Board resumed in open session, and on the motion of Dr. Amusa, duly seconded by Dr. Montgomery, and passed by unanimous voice vote, approved the request of John Henry Smith III, M.D., for reinstatement of his ability to prescribe Schedule V controlled substances.

[26.] General Disciplinary Matters. On the motion of Dr. Dawson, duly seconded by Dr. Farris, the Board convened in executive session to consider the Collaborative Practice Report and requests relating to the execution or modification of a Decision and/or Consent Order as matters relating to the character and professional conduct of licensees, pursuant to La. Rev. Stat. §42:17A(1) and (4). 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. Collaborative Practice Report – To approve the request from staff to discontinue presenting requests for additional supervising physicians and to approve the request of the following for additional supervising physicians:

Sabin, Aimee

b. Ok, Tae Duk, PA. – To approve reinstatement of the suspended license of Tae Duk Ok, PA.

c. Rai, Kashmir Kaur, M.D. – To approve the request of Kashmir Kaur Rai, M.D., for modification of the terms of his Order.

d. Romaguera, Pedro N., M.D. – To defer action on the request of Pedro N. Romaguera, M.D., pending receipt of additional documentation.

e. Tran, Andy Van, M.D. – To deny the request of Andy Van Tran, M.D., for early reinstatement of his license to a full, unrestricted status, off probation.

[27.] Licensure and Certification; Clinical Laboratory Personnel. Upon the motion of Dr. Montgomery, duly seconded by Dr. Dawson 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. 42:17A(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 has been met:

Laboratory Assistant

Hunt, Kristy Lynn
Generalist

Dick, Daniel

Phlebotomists

Lee, Catherine Taylor

Weekly, Christy Shay

Technician

Melvin, Brandy Susanne

[28.] Licensure and Certification; Respiratory Therapy. On motion of Dr. Farris, duly seconded by Dr. Dawson 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 competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(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 other requirements had been met:

Langley, Anita

Thornton, Melissa

[29.] Licensure and Certification; Acupuncture Assistants. On motion of Dr. Dawson, duly seconded by Dr. Amusa 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 competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(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 other requirements had been met:

Cooper, Michael Stephen, ACA

Gobble, Lawrence H., ADS

[30.] Licensure and Certification; Physicians and Surgeons; Foreign Medical Graduates. On motion of Dr. Farris, duly seconded by Dr. Amusa 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 competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(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. Gharb, Bahar Bassiri, M.D. –To defer action on the request of Bahar Bassiri Gharb, M.D., for a waiver of the three years of ACGME postgraduate training pending receipt of additional information.
- b. Ogunyemi, Femi, M.D. –To deny the request of Femi Ogunyemi, M.D., for a waiver of the three years of ACGME postgraduate training.
- c. Rampazzo, Antonio, M.D. –To defer action on the request of Antonio Rampazzo, M.D., for a waiver of the three years of ACGME postgraduate training pending receipt of additional information.
- d. Ustunsoz, Bahri, M.D. –To approve the request of Bahri Ustunsoz, M.D., for a waiver of an examination attempt upon receipt of additional documentation.
- e. Approved – To approve the following for licensure provided all requirements had been met:

Shah, Rajal Bipinbhai

[31.] Licensure and Certification; Physicians and Surgeons; U.S./Canadian Medical Graduates. On motion of Dr. Amusa, duly seconded by Dr. Dawson 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 competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(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 non-routine applicants for licensure provided all requirements had been met:

Cox, Natravis Ramon
Hudson, Janice Marie
Kuiper, Johannes Jacob

McCarter, John Christian
Meacher, David E.
Quintal, Lori Michelle

[32.] Licensure and Certification; Other Licensure Matters; Fingerprint Discrepancies Report. On motion of Dr. Dawson, duly seconded by Dr. Montgomery 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. 42:17A(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:

Clinical Laboratory Personnel

Keen, Mary K.

Nwakobi, Maurice E.

Physicians and Surgeons

Calvin, Douglas P.
Cruz-Cruz, Amand E.

Mensah, Llewellyn F.

Occupational Therapist

Scott, Moujdeh B.

Athletic Trainer

St. Pe, Marissa L.

[33.] Licensure and Certification; Other Licensure Matters; Intern/Examination Registration. On motion of Dr. Farris, duly seconded by Dr. Montgomery and passed by unanimous voice vote, the Board convened in executive session to consider the non-routine applications for intern/examination registration as a matter relating to the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(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 issuance of an intern/examination registration for the following provided all other requirements had been met:

U.S. Medical Graduates

Williams, Odette Grace

International Medical Graduate (GETP)

Leonards, Lloyd Phillip Ryan

Prasad, Smita Reshma

[34.] Licensure and Certification; Other Licensure Matters; Relicensure/Reinstatement. On motion of Dr. Dawson, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board convened in executive session to consider the non-routine application for relicensure/reinstatement as a matter of the character, professional competence, or physical or mental health of an applicant, pursuant to La.Rev.Stat. 42:17A(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 reinstatement of licensure provided all requirement had been met:

Watamura, Scott Ichiro

35. 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, 2013. No further action was required or taken on this matter.

[36.] General Administrative Matters; Security Issues. On the motion of Dr. Dawson, duly seconded by Dr. Farris and passed by unanimous voice vote, the Board convened in executive session to consider security matters relating to computer, electronic mail, internet and telephone usage by Board members and staff. Following review and discussion, the Board resumed in open session, and upon motion made, duly seconded and passed by unanimous voice vote, the Board voted to update the policies relating to security issues and have Board members and staff sign a copy for the file.

37. General Administrative Matters; Rulings and Advisory Opinions; Frequently Asked Questions. The Board reviewed several of the frequently asked questions relating to various advisory opinions issued by the Board with the intent of placing them on the website. No further action was required or taken on this matter at this time.

Upon motion made, duly seconded and passed by unanimous voice vote, the meeting adjourned at 3:00 p.m., to reconvene at the Board at 7:30 a.m., Tuesday, August 20, 2013.

Second Session
Tuesday, August 20, 2013

The meeting of the Louisiana State Board of Medical Examiners reconvened at 7:30 a.m., Tuesday, August 20, 2013 at the offices of the Board with everyone in attendance except for Dr. Amusa and the addition of Dr. Burdine.

[38.] Personal Appearances/Docket Calendar; Formal Hearing; Gary Alan Goldbard, M.D. On the motion of Dr. Montgomery duly seconded by Dr. Burdine and passed by unanimous voice vote, the Board convened in executive session for the formal hearing in the matter of Gold Alan Goldbard, M.D., as a matter relating to allegations of misconduct and the character and professional conduct of a licensee, La.Rev.Stat.§ 42:17A(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.

Upon motion made, duly seconded and passed by unanimous voice vote, the meeting adjourned at 8:00 p.m., to reconvene at the Board at 7:30 a.m., Wednesday, August 21, 2013.

Third Session
Wednesday, August 21, 2013

The meeting of the Louisiana State Board of Medical Examiners reconvened at 7:30 a.m., Wednesday, August 21, 2013 at the offices of the Board with everyone in attendance from Tuesday, August 20, 2013.

[39.] Personal Appearances/Docket Calendar; Formal Hearing; Gary Alan Goldbard, M.D.

On the motion of Dr. Dawson duly seconded by Dr. Burdine and passed by unanimous voice vote, the Board convened in executive session for continuation of the formal hearing in the matter of Gold Alan Goldbard, M.D., as a matter relating to allegations of misconduct and the character and professional conduct of a licensee, La.Rev.Stat.§ 42:17A(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.

40. Next Meeting of Board. The President reminded the members that the next meeting of the Board was scheduled for September 16, 17, 2013.

Upon motion made, duly seconded and passed by unanimous voice vote, the meeting adjourned at 5:00 p.m., on Wednesday, August 21, 2013.

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 19, 20, 21, 2013 as approved by the Board on the 16th day of September, 2013.

Witness my hand and seal of the Louisiana State Board of Medical Examiners this 16th day of September, 2013.

Kweli J. Amusa, M.D.
Secretary-Treasurer

Attest:

Melvin G. Bourgeois, M.D.
President