

**THE LOUISIANA STATE  
BOARD OF MEDICAL EXAMINERS**

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**MINUTES  
OF  
MEETING**

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**OCTOBER 26, 27, 2015  
NEW ORLEANS, LOUISIANA**

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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, October 26, 2015, by order of the President, at the offices of the Board, 630 Camp Street, New Orleans, Louisiana.

The following Board Members were present:

Mark Henry Dawson, M.D., President  
John Michael Burdine, M.D., Vice-President  
Kweli J. Amusa, M.D., Secretary-Treasurer  
Joseph D. Busby, Jr., M.D.  
Roderick V. Clark, M.D.  
Kenneth Barton Farris, M.D.  
Christy Lynn Valentine, M.D.

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

Cecilia Ann Mouton, M.D., Executive Director  
Thania Elliott, RN, Investigator  
Lesley Rye, RN, Compliance Investigator  
Cathy Storm, RN, Compliance Investigator  
Lilly Rodgers, Administrative Program Specialist A  
Merian Gasper, Director of Licensure  
Rita L. Arceneaux, Executive Assistant

Legal counsel to the Board was present as follows:

Judge Michael G. Bagneris (Ret)  
Philip O. Bergeron

**First Session**  
**Monday, October 26, 2015**

- 1. Minutes of September 21, 22, 2015 Meeting.** The Board reviewed the minutes of its meeting held September 21, 22, 2015. On the motion of Dr. Farris duly seconded by Dr. Burdine and passed by unanimous voice vote, the Board approved the minutes of the meetings with any 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.
- 3. Rulings and Advisory Opinions; Clinical Laboratory Personnel; Laboratory Assistants; Scope of Practice.** The Board reviewed the inquiry of Gail L. Price, MBA, MLS (ASCP)<sup>CM</sup>, CMQ/OE (ASQ), Director of Clinical Pathology Services – Omega Diagnostics, LLC, requesting an advisory opinion on the licensure requirements for laboratory assistants who place a specimen on an instrument. Following review and discussion, it was the consensus of the Board to seek input from its Clinical Laboratory Personnel Committee.
- 4. Communication and Information; Louisiana Pathology Society (“LPS”).** The Board reviewed the communication from Beverly Ogden, M.D., President, Louisiana Pathology Society, regarding the anticipated request for the creation of the licensure requirement for histotechnologists to which the LPS was opposed. Following review and discussion, it was the consensus of the Board to refer this matter to the Clinical Laboratory Personnel Committee.
- 5. Communication and Information; Louisiana Center for Nursing.** The Board reviewed a press release from the Louisiana Center for Nursing regarding Louisiana’s Advanced Practice Registered Nurse Workforce stating that a study had been completed on the supply of APRNs in Louisiana according to their role. No further was required or taken on this matter.
- 6. Rules and Regulations; Rules Under Development; Advertising, Board Certification; Personal Appearances; Ann Taylor, M.D., American Society of Plastic Surgery, Paul Hebert, Esq. on behalf of Kevin Duplechain, M.D., American Board of Cosmetic Surgery and Michael Handleman, M.D., Louisiana Society of Plastic Surgeons.** Ann Taylor, M.D., American Society of Plastic Surgery, Paul Hebert, Esq. on behalf of Kevin Duplechain, M.D., American Board of Cosmetic Surgery and Michael Handleman, M.D., Louisiana Society of Plastic Surgeon, appeared before the Board to discuss the rulemaking effort underway to establish a process for its approval of certifying boards, alternative to the ABMS and AOA, for purposes of physician advertising of board certification. It was noted that the American Board of Cosmetic Surgery is not a member of the ABMS. The Board also reviewed comments provided by the American Academy of Facial Plastic and Reconstructive Surgery, the American Board of Facial Plastic and Reconstructive Surgery, the American Academy of Dermatology and the American Society of Plastic Surgeons. On the motion of Dr. Farris, duly seconded by Dr. Clark, the Board voted to defer action on this matter pending further discussion.
- 7. 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 the progress of the software upgrade, the meeting of the Marijuana Advisory Committee stating that John England, M.D., would appear at the next meeting to give a report and that the DEA had reached out to her regarding this matter. She concluded her report stating that Pennington Biomedical Research Center would be conducting a clinical trial study on medical marijuana.

**8. General Administrative Matters; Financial Reports.** The Board reviewed a statement on the revenue and expenses for the period ending August 31, 2015, and approved all expenditures as noted therein. The Board also reviewed the status of investments as of August 31, 2015. The Board also reviewed a balance sheet and income statement for Clinical Laboratory Personnel for the period ending August 31, 2015 and approved all expenditures as noted therein. The Board also reviewed the status of investments for Clinical Laboratory Personnel as of August 31, 2015.

**9. General Administrative Matters; Prescription Monitoring Program Advisory Council.** The Board reviewed the report of the quarterly meeting of the Prescription Monitoring Advisory Council meeting held on October 14, 2015 in Baton Rouge. It was reported that the PMP would have data readily available for 5 years with the remaining data archived for access as needed. No further action was required or taken on this matter.

**10. Rules and Regulations.**

a. Final Rules/Amendments: Occupational Therapy: The Occupational Therapy Advisory Committee has proposed a number of amendments to the Board's rules respecting occupational therapists. Following review by staff and a number of revisions to conform the rules to the law, a revised draft was returned to the Committee Chair for review. Minor substantive suggestions for revision or modification were received and incorporated into the draft. In sum, the proposed amendments update the rules generally, insert additional language provided in the law, update definitions and practice standards, rearrange various provisions and delete others that are no longer needed. The initial draft was presented for Board consideration at its July 2014 meeting. A revised draft incorporating additional changes was presented at the August 2014 meeting at which time the Board approved providing a *Notice of Intent* in the *Louisiana Register*. Said *Notice of Intent* appeared in the October 2014 edition of the *Louisiana Register*. At its December 2014 meeting, the Board considered the written comments received during the comment period and voted to forward the comments to the OT Advisory Committee for their input. In furtherance of this issue, the Committee/staff reached out to the commenters and the Louisiana Association of Occupational Therapists ("LOTA"). Their input and the Committee's suggested revisions were received; however, given the resulting delay there was insufficient time to make substantive changes, hold a public hearing and conclude the rulemaking effort within the 1 year limit provided by law. Following consideration at its July 2015 meeting, the Board voted to proceed with formal adoption of the rules without amendment by publication in or before the October 2015 *Louisiana Register* and commit to commence a new rule effort to amend two (2) of the sections of the rules (§1939 and 4919) made the basis of the comments. The Final Legislative Report was sent to the Legislative oversight committees and commenters. An oversight hearing was not called for and the amendments were formally adopted by and upon promulgation in the October 2015 edition of the *Louisiana Register*. Telemedicine: Act 442 of the 2014 Legislative

Session, which amended R.S. 37:1271 of the Medical Practice Act necessitates various changes to the Board's existing Telemedicine Rules. Preliminary suggestions were presented to the Board at its July 2014 meeting and a revised draft was presented at its August 2014 meeting at which time the Board authorized publication of a *Notice of Intent* to adopt the amendments. Said *Notice of Intent* appeared in the October 2014 edition of the *Louisiana Register*. At its December 2014 meeting, the Board considered the written comments received in response to the *Notice of Intent*. Following review and discussion, the Board rejected some of the comments and decided to accept and address others by technical and substantive amendments. An annotated draft of the changes appeared in the January 2015 edition of the *Louisiana Register* noting a public hearing was scheduled for February 26, 2015. At the February 2015 meeting, the Board discussed the current status of the rule project. The Potpourri hearing that was noticed was postponed to discuss additional changes. A clean draft was thereafter prepared showing how the rules would appear if all the proposed changes in the original *Notice of Intent* and Potpourri notice were adopted by the Board. At the request of the Chair of the House H&W Committee, a meeting was held with representatives of the Board, lobbyists for the LSMS, LHA and various other stakeholder organizations to discuss the Board's proposed telemedicine rule amendments. It was clear that the concerns focused on the limitations on the physician's ability to prescribe controlled substances by telemedicine. In an effort to accommodate these concerns, additional changes were made and presented for the Board's consideration. Despite this effort, HCR 4 (Rep. Simon) was filed, heard and passed by the House H&W Committee. At its May 2015 meeting, the Board reviewed the status of the rulemaking effort, reviewed HCR 4, which has been adopted by the Legislature and voted to provide *Notice of Intent* of the additional substantive changes previously suggested in the *Louisiana Register*. A Potpourri Notice was sent to the *Louisiana Register* and a hearing scheduled for August 20, 2015 at 9:30 a.m., to receive comments on the substantive changes. The Potpourri hearing was held and a Final Legislative Report has been sent to the Legislative oversight committees and commenters. An oversight hearing was not called for and the amendments were formally adopted by and upon promulgation in the October 2015 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. The rule was also to include a prohibition against physician prescribing of controlled substances to one's self or immediate family members in the absence of an emergency. Pursuant to the Board's directions, a draft was submitted for initial review and discussion at its August and September 2013 meetings. At its October 2013 meeting, the Board decided to defer that part of the proposed rule dealing with self-prescribing and to provide *Notice of Intent* to adopt the rules. Staff presented additional information concerning physician's self/immediate family prescribing of controlled substances. Following consideration and discussion of the latest revised draft at its June 2014 meeting, the Board approved publication of a *Notice of Intent* to adopt the rules in the *Louisiana Register*. Said *Notice of Intent* appeared in the October 2014 edition of the *Louisiana Register*. At its December 2014 meeting, the Board considered the written comments received in response to the *Notice of Intent*. Following review and discussion, the Board rejected some of the comments and decided to accept and address others by technical and substantive amendments. An annotated draft of the changes appeared in the January 2015 edition to the *Louisiana Register* noting a public hearing was scheduled for February 26, 2015. At

the February 2015 meeting, the Board discussed the current status of the rule project. The Potpourri hearing that was noticed was postponed to discuss additional changes. At the March and April 2015 meetings, the Board discussed potential ways to further address concerns over the proposed amendment to Section 7603A.9 regarding a physician representing himself or herself as a specialist. Following discussion, the Board voted to defer this aspect of the amendments and to rely on the prohibition contained in the Medical Practice Act on false advertising as a basis to deal with future complaints along those lines. The Board also voted to proceed only with that part of the amendments addressing self-prescribing.<sup>1</sup> Following review and discussion, the Board voted to defer proceeding at this time on the amendments original proposed in §7603A.9 (e.g., holding one's self out as a *specialist*) and proceed only with the proposed amendments addressing self-prescribing. A Potpourri Notice was sent to the *Louisiana Register* and a hearing scheduled for August 20, 2015 at 10:30 a.m., to receive comments on the substantive changes. The Potpourri hearing was held and a Final Legislative Report has been sent to the Legislative oversight committees and commenters. An oversight hearing was not called for and the amendments will be formally adopted by and upon promulgation in the October 2015 edition of the *Louisiana Register*.

b. Rules/Amendments – Noticed of Intent - **Complaints and Investigations:** The President directed that staff/counsel commence a rule-making effort detailing the processes used by the Board for handling complaints and investigations given the concerns raised by HB 576, subsequently HB 843 (Act 441, Rep. Hazel). The matter appeared on the Board's May 2015 agenda for consideration and discussion of the rulemaking effort. The new law requires the Board to promulgate rules by January 1, 2016. During the July 2015 meeting, the Board reviewed copies of Act 441, the Board existing Rules on Adjudication (§§9901-9931) and a draft of the proposed rules. The draft presented at the July 2015 meeting was discussed further at the Board's August 2015 meeting and stakeholders present for the discussion offered comments and suggestions for the Board's consideration. Following further review and discussion, the Board voted to provide *Notice of Intent* to adopt the rules/rule amendment in the September edition of the *Louisiana Register*. Said *Notice of Intent* appeared in the September 2015 edition of the *Register* and a public hearing was requested and held as scheduled on October 26, 2015. **Marijuana for Medical Purposes:** Act 261 (SB 143 Sen. Mills) of the 2015 Session of the Louisiana Legislature directed the Board to: i) promulgate rules by January 1, 2016 authorizing physicians to prescribe marijuana for specified conditions (glaucoma, symptoms resulting from administration of chemotherapy cancer treatment and spastic quadriplegia); and ii) annually submit a report to the Senate and House Health & Welfare Committees as to any additional conditions that should be added to the list. The Act was provided to the Board for review and discussion at the July 2015 meeting. A draft of the proposed rules was presented for review and consideration at this meeting. At its August 2015 meeting, the Board approved publication of a *Notice of Intent* to adopt the rules which appeared in the September edition of the *Louisiana Register*.

c. Rules/Amendments Under Development: **Midwifery:** The Board reviewed the initial draft of rule amendments to the existing rules governing licensed midwife practitioners. The amendments incorporate changes made to the Louisiana Midwifery Practice Act during the 2012 session of the Legislature, update the rules generally and rearrange sections for ease of reference. The amendments were presented for initial review at the Board's

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<sup>1</sup> Dr. Farris was not in favor of the motion.

December 2014 meeting. The Board further reviewed and discussed the proposed changes at its January and February 2015 meetings. At its April 2015 meeting, the Board considered a suggestion that a licensed midwife be permitted to continue providing prenatal care to a woman with *one* prior cesarean section provided arrangements have been made with a physician and documented in the midwife's chart for a planned hospital delivery at the onset of labor. The suggested language was included in a revised draft for review and consideration. The Louisiana Midwives Association has provided input on the suggested changes and input for another stakeholder has been received and is being reviewed by staff. A report will be made with any additional revisions necessary to the draft. **Physician Compounding Medication:** At its December 2014 and January 2015 meetings, the Board reviewed Emergency Rules adopted by the Louisiana Board of Pharmacy to reflect certain changes in federal law concerning compounding medication. Following review and discussion, the Board elected to undertake a rulemaking effort as to physicians who compound medication in order to insure consistency with federal and state law and regulations. A draft will be presented for initial review and discussion in due course. **Clinical Laboratory Personnel:** At the request of its Clinical Laboratory Personnel ("CLP") Advisory Committee, the Board agreed to undertake a rulemaking effort to amend its CLP Rules to reduce the term of a temporary permit from six months to three months. It directed that a draft be prepared and presented for review and approval. In conformity with the Board's direction, a draft was presented for initial review and discussion at the April 2015 meeting. At its May 2015 meeting the Board approved publication of a *Notice of Intent* to adopt the rule amendments in the *Louisiana Register*. **Physician Advertising; Board Certification:** At its March 2015 meeting, the Board determined to undertake a rulemaking effort to establish a process for its approval of certifying boards, alternative to the ABMS and AOA, for purposes of physician advertising of *Board Certification*. The Board directed that a draft be prepared and presented for review and approval. In conformity with the Board's direction, a draft was presented for initial review and discussion at the April 2015 meeting. At its May 2015 meeting, the Board approved publication of a *Notice of Intent* to adopt the rule amendments in the *Louisiana Register*. An additional wording change was discussed and pre-notice input was received (as noted above) from interested parties. Following review and discussion, the Board elected to defer this effort for at least another month to allow further consideration and input by other stakeholders. **Athletic Trainers:** The Board's Athletic Trainer Advisory Committee is working on amendments to the athletic trainer rules to conform them to the 2014 amendments to the Athletic Trainer Practice Act. The Committee's draft has been received. It is anticipated that a draft will be presented for initial review and consideration in the coming months. **Podiatry:** The Podiatry Advisory Committee ("PAC") has requested amendments to the Board's Podiatry Rules to remove the requirements for board certification or eligibility as to an applicant for advanced practice who has completed a three year podiatry medical surgical residency training (PM&S 36) program. The draft presented during its May 2015 meeting has been revised per the input of the PAC. Following discussion at its August 2015 meeting, the Board approved publication of a *Notice of Intent* to adopt the amendments in the *Louisiana Register*. It is anticipated that the *Notice* will appear in the coming months. **Physician Assistants:** Act 453 (SB 115, Sen. Mills) modified the law governing physician assistants ("PAs) in a number of ways. A rulemaking effort will be needed to conform the Board's existing rules to the changes in the law. In the interim, the law as amended by Act 453 controls any disparity with the rules. The Board has solicited the input of its PA Advisory

Committee and the Louisiana Association of Physician Assistants respecting the amendments made necessary by virtue of Act 453.

**[11.] Minutes of September 21, 22, 2015 Executive Sessions.** On the motion of Dr. Clark, duly seconded by Dr. Burdine 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 September 21, 22. Following review and discussion, the Board resumed in open session and on the motion of Dr. Burdine, duly seconded by Dr. Clark, and passed by unanimous voice vote, approved the minutes of the executive sessions conducted during its meeting of September 21, 22, 2015 with any and all necessary corrections.

**[12.] Report on Pending Litigation.** On the motion of Dr. Valentine, duly seconded by Dr. Clark, 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.

**[13.] 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.

**[14.] Personal Appearance/Docket Calendar; Formal Hearing; Ravish Vinay Patwardhan, M.D.** On the motion of Dr. Farris, duly seconded by Dr. Busby and passed by unanimous voice vote, the Board convened in executive session for the conclusion of the hearing in the matter of Ravish Vinay Patwardhan, 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 the conclusion of the hearing, the Board resumed in open session, and on the motion of Dr. Amusa, duly seconded by Dr. Farris voted to revoke and cancel the license of Ravish Vinay Patwardhan, M.D., and ordered Judge Greene to prepare an Order reflecting the ruling effective this date.

**[15.] Investigative Reports.** On the motion of Dr. Clark, duly seconded by Dr. Busby, the Board convened in executive session, to consider 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. On the motion of Dr. Farris, duly seconded by Dr. Clark and passed by unanimous voice vote, the Board approved the following:

- a. Administrative Complaints: The following Administrative Complaints were accepted and scheduling of a formal hearing:

Docket No., 13-I-014

Docket No., 15-I-713

- b. Interim Action: The Board approved the Interim Action that had been handled by the President:

Docket No., 15-I-234

- c. Formal Investigations: The following matters were approved to commence a formal investigation:

Investigation No., 15-804  
Investigation No., 15-685  
Investigation No., 14-784  
Investigation No., 15-224  
Investigation No., 15-910

- d. Consent Orders: The following Consent Orders were accepted:

Tien Ngoc Thuy Nguyen, CLP, Docket No., 15-I-342  
Tisha Williams Prosper, CLP, Docket No., 15-I-839

- e. Closed/Dismissed: The following matters were closed/dismissed:

Docket No., 15-I-207  
Docket No., 15-I-324  
Docket No., 15-I-109  
Docket No., 14-I-827

- f. Close/Dismissed: The following matters were closed/dismissed with a Letter of Concern:

Docket No., 15-I-234  
Docket No., 15-I-478  
Docket No., 15-I-178  
Docket No., 15-I-138

- g. Closed Complaint Cases: The Board reviewed the Closed Complaint Cases Report.

**[16.] General Disciplinary Matters; Personal Appearance; Calvin Edward Williams, Jr., M.D.** <sup>2</sup> On the motion of Dr. Amusa, duly seconded by Dr. Busby and passed by unanimous voice vote, the Board convened in executive session, for the personal appearance of Calvin Edward Williams, Jr., 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 appeared before the Board in connection with his request for early reinstatement of his license to a full, unrestricted status, off probation. Following his dismissal, the Board resumed in open session and upon the motion of Dr. Farris, duly seconded by Dr. Burdine and passed by unanimous voice vote, denied his request for early relief from probation.

**[17.] General Disciplinary Matters; Personal Appearance; Joseph M. Gautreaux III, M.D.** On the motion of Dr. Valentine, duly seconded by Dr. Clark and passed by unanimous voice vote,

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<sup>2</sup> Dr. Valentine recused herself from participation on this matter.

the Board convened in executive session, for the personal appearance of Joseph M. Gautreaux, 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. Gautreaux, accompanied by his attorney, Chip Fleming, Esq., 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 the motion of Dr. Farris, duly seconded by Dr. Clark and passed by unanimous voice vote, approved reinstatement of the license of Joseph M. Gautreaux, M.D., to a full, unrestricted status.

**[18.] General Disciplinary Matters; Personal Appearance; Antonio D. Edwards, M.D.** On the motion of Dr. Busby, duly seconded by Dr. Farris and passed by unanimous voice vote, the Board convened in executive session, for the personal appearance of Antonio D. Edwards, 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. Edwards appeared before the Board in connection with his request for reinstatement of his license to a full, unrestricted status, off probation, having completed the terms of his probation . Following his dismissal, the Board resumed in open session and upon the motion of Dr. Farris, duly seconded by Dr. Clark and passed by unanimous voice vote, approved reinstatement of the license of Antonia D. Edwards, M.D., to a full, unrestricted status, off probation.

**19. Physicians Health Program.** Julie Alleman, M.Ed., LPC, LMFT, LAC, Administrative Consultant, Physicians' Health Foundation ("PHP") introduced Seth Kunen, PhD, PsyD, MP, the replacement for Louis Cataldie, M.D., as Medical Director.

**20. General Administrative Matters; Joint Statement of Position; Collaboration and Collaborative Practice.** The Board reviewed the suggested final revision to the Joint Statement of Position; Collaboration and Collaborative Practice. Following review and discussion, on the motion of Dr. Amusa, duly seconded by Dr. Farris and passed by unanimous voice vote, the Board approved the suggested minor changes and asked that the Board of Nursing be notified.

**[21.] General Disciplinary Matters.** On the motion of Dr. Farris, duly seconded by Dr. Clark, the Board convened in executive session to consider the 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. Chandler, Barry M., M.D. – To note the follow-up information regarding the request for reinstatement of the revoked license of Barry M. Chandler, M.D.
- b. Allied Heath Monitoring Report – To note receipt of the Allied Health Monitoring Report showing the active participants in the program for 2015.

**[22.] Licensure and Certification; Podiatry; Advanced Practice.** On motion of Dr. Amusa, duly seconded by Dr. Burdine and passed by unanimous voice vote, 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. 42:17A(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 the following provided all requirements had been met:

Podiatry Advanced Practice – Conservative Treatment of the Ankle

Barreiro, Kristina

Robertson, Taylor

Surgical Treatment of the Ankle

Wilson, Jon Jr.

- b. Denied – To deny the request of Gabrielle S. Clark, DPM, for acceptance of training inasmuch as the training was in a non-accredited post-graduate preceptorship.

**[23.] Licensure and Certification; Physicians and Surgeons; U.S./Canadian Medical Graduates.** On motion of Dr. Farris, duly seconded by Dr. Busby 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 on the motion of Dr. Farris, duly seconded by Dr. Amusa and passed by unanimous voice vote, approved the following non-routine applicants for licensure provided all requirements had been met:

Michotek, Michael J.  
Samuelson, Christian G.

Velander, Alan James II

**[24.] Licensure and Certification; Physician Assistant.** On motion of Dr. Valentine, duly seconded by Dr. Clark and passed by unanimous voice vote, 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. 42:17A(1). Following review and discussion, the Board resumed in open session and on the motion of Dr. Valentine, duly seconded by Dr. Clark and passed by unanimous voice vote, approved the following non-routine applicants for licensure provided all requirements had been met:

Leslie-Theall, Cheryl Ann

**[25.] Licensure and Certification; Institutional Permit.** On motion of Dr. Amusa, duly seconded by Dr. Burdine and passed by unanimous voice vote, the Board convened in executive session to consider the non-routine application for issuance of an institutional permit 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 issuance of an institutional permit provided all other requirements had been met:

McGraw, David Burnell, M.D.

**[26.] Licensure and Certification; Physicians and Surgeons; Foreign Medical Graduates.**

On motion of Dr. Valentine, duly seconded by Dr. Busby and passed by unanimous voice vote, 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. 42:17A(1). Following review and discussion, the Board resumed in open session and on the motion of Dr. Busby, duly seconded by Dr. Valentine and passed by unanimous voice vote, denied the request of the following for a waiver of an examination thus making her ineligible for licensure:

Kamal, Junaid, M.D.

**27. Rules and Regulations; Noticed of Intent - Complaints and Investigations.** A public hearing on the rules noticed for adoption, complaints and investigations was held as requested and noticed in the September, 2015 edition of the *Louisiana Register*.

**28. Rules and Regulations; Noticed of Intent - Complaints and Investigations.** Following the conclusion of the public hearing, given the law's requirement to adopt the rules by January 1, 2016, noting there was insufficient time to make any substantive changes within the context of the current rule-making effort, on the motion of Dr. Farris, duly seconded by Dr. Clark, the Board voted to move forward with the rules as noticed and accept changes to the rules by way of a new rule effort. The Board also decided to call a special meeting of the Board for Monday, November 9, 2015 to address the comments received at the public hearing and any subsequent changes.

Upon motion made, duly seconded and passed by unanimous voice vote, the meeting adjourned at 4:30 p.m., to reconvene at the offices of the Board at 8:30 a.m., Tuesday, October 27, 2015.

***Second Session***  
***Tuesday, October 27, 2015***

The meeting of the Louisiana State Board of Medical Examiners reconvened at 8:30 a.m., Tuesday, October 27, 2015 at the offices of the Board with everyone in attendance except for Drs. Amusa, Busby and Valentine.

**[29.] Personal Appearances/Docket Calendar; Formal Hearing; Maurice Jean Gremillion, M.D.<sup>3</sup>** On the motion of Dr. Farris, duly seconded by Dr. Clark and passed by unanimous voice vote, the Board convened in executive session for the formal hearing in the matter of Maurice Jean Gremillion, 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.

**30. Next Meeting of Board.** The President reminded the members that the next meeting of the Board was scheduled for December 7, 8, 2015.

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<sup>3</sup> Dr. Busby recused himself from any and all participation in this matter.

Upon motion made, duly seconded and passed by unanimous voice vote, the meeting adjourned at 2:30 p.m., on Tuesday, October 27, 2015.

**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 October 26, 27, 2015.

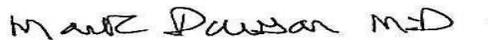
Witness my hand and seal of the Louisiana State Board of Medical Examiners this 7<sup>th</sup> day of December, 2015.



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

'23



Attest:

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Mark Henry Dawson, M.D.  
President