

**THE LOUISIANA STATE
BOARD OF MEDICAL EXAMINERS**

**MINUTES
OF
MEETING**

**MARCH 16, 17, 2015
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, March 16, 2015, by order of the President, at the offices of the Board, 630 Camp Street, New Orleans, Louisiana.

Board Members present as follows:

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

Board Member absent as follows:

Mark Henry Dawson, M.D., President

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, Administrative Manager
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
John W. Greene
Philip O. Bergeron

First Session
March 16, 2015

- 1. Minutes of February 9, 2015 Meeting.** The Board reviewed the minutes of its meeting held on Monday, February 9, 2015. On the motion of Dr. Busby duly seconded by Dr. Valentine and passed by unanimous voice vote, the Board approved the minutes of the meetings with all necessary corrections.
- 2. General Administrative Matters; Personal Appearance; Patsy Jarreau, Associate Director; Clinical Laboratory Personnel Committee.** Patsy Jarreau, Associate Director, and member of the Clinical Laboratory Personnel Committee appeared before the Board to discuss the motions of the Committee approved at its June 2014 meeting. The first motion was to reduce the issuance of a temporary permit from a one year period to 90 days in that the applicant is allowed the take the test more times than in the past due to computerization. On the motion of Dr. Farris, duly seconded by Dr. Busby, and passed by unanimous voice vote, the Board accepted the first motion to which it was noted that a rule change would be required. The second motion was relative to the performance of non-waived testing and the requirement of a laboratory assistant license. Following discussion on this matter, it was the consensus of the Board to defer action pending further research on non-waived testing.
- 3. General Administrative Matters; Clinical Laboratory Personnel Committee Appointment.** The Board acknowledged receipt of the Louisiana Hospital Association nominee for appointment to the Clinical Laboratory Personnel Committee. Following review of the pertinent law, it was the consensus of the Board to defer action pending receipt of a list of three nominees.
- 4. 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 and on the motion of Dr. Clark, duly seconded by Dr. Farris and passed by unanimous voice vote approved dissemination of the correspondence to Charlotte F. Martin, P.A. Executive Director, Louisiana Physical Therapy Board as a follow-up to their meeting in February with Drs. Dawson and Mouton. In connection with the correspondence relative to the Integrative or Complementary Medicine ("CAM") rules, following review and discussion, it was the consensus of the Board to await publication of the national standards by the National Institutes of Health to decide on the dismissal of its advisory committee.
- 5. Rulings and Advisory Opinions; Scope of Practice; Occupational Therapists; Dry Needling.** The Board noted receipt of follow-up information received from Vernon Moss, OT, CE II, seeking the process to appeal the Board's prior opinion on the performance of dry needling by

occupational therapists. Following review and discussion, it was the consensus of the Board to reiterate the Board's opinion that the law governing the scope of practice of occupational therapy in Louisiana, does not, in its view, permit occupational therapists to perform dry needling and because an allied health care provider is only permitted to practice within the scope of his or her practice, there is no formal process for appealing the Board's advice. However, the law can be changed through the legislative process.

6. General Administrative Matters; Request for Attorney General's Opinion; Physical Therapy; Chiropractors; Performance of Dry Needling. The Board inquired as to the status of the request for an advisory opinion from the Attorney General on the performance of dry needling by physical therapists and/or chiropractors. Following review and discussion, it was the consensus the Board to follow-up with the attorney general's office for said opinions.

7. Rulings and Advisory Opinions; Scope of Practice; Respiratory Therapist; Assisting in Surgery. The Board reviewed correspondence received from Windell Tod Finely, RRT, CPFT, Director of Cardiopulmonary Services, Women's and Children's Hospital asking whether it is within the scope of practice of respiratory therapy for a licensed respiratory therapist to provide assistance to a physician performing surgery. Following review and discussion, it was the consensus of the Board to inform Mr. Finely that the scope of practice for respiratory therapists in Louisiana does not authorize a respiratory therapist to serve as a surgical assistant. However, while not authorized to serve as a surgical assistance under the scope of respiratory therapy licensure, presuming he or she functions as a surgical assistant under the direction and on-site supervision of a licensed physician and is authorized and credentialed by the hospital to perform in such capacity, he or she would not be in violation of the law.

8. Rulings and Advisory Opinions; Credentialing of Optometrists. The Board reviewed correspondence received from Shannie Simon, Medical Staff Coordinator, Minden Medical Center asking the Board to confirm information provided by Louisiana Optometry Association of Louisiana on the performance of ophthalmic surgery before proceeding with the credentialing of optometrists. Following review and discussion, it was the consensus of the Board to advise Ms. Simon that inasmuch as the Board neither regulates nor license optometrists, her questions were better directed to the Louisiana State Board of Optometry Examiners, direct her attention to the 2014 amendments to the Louisiana Optometry Practice Act which authorized ophthalmic surgical procedures and to call her attention to the fact that if a history or physical is required to note that such should be performed by a physician or another authorized provider.

9. Communication and information; American Board of Pain Medicine. The Board reviewed correspondence received from Robin Hamill-Ruth, M.D., providing an "Issue Brief entitled 'A Call for State Action: Protect Patients and Promote Better Pain Care by Establishing Qualifications Standards for Pain Medicine Specialists.'" No further action was required or taken on this matter.

10. Rulings and Advisory Opinions; The Hospice of Baton Rouge. The Board reviewed correspondence received from Kathryn Grigsby, Chief Executive Officer, The Hospice of Baton Rouge asking whether a hospice medical director could be relieved of the requirement imposed by Act 865 effective August 1, 2014 which requires practitioners to access the Prescription Monitoring Program (“PMP”) before initially prescribing any Scheduled II controlled substance to a patient for the treatment of non-cancer related chronic or intractable pain. Following review and discussion, it was the consensus of the Board to advise Ms. Grigsby that the Board did not have the authority to grant an exception to the law and further advise that the law governing the PMP had been amended to allow delegates of authorized prescribers to access and retrieve program data for the purpose of assisting an authorized prescriber.

11. 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 that the renewal system would be back online by June 2015; that she had met with the Podiatry Advisory Committee which had proposed rules changes that would be forthcoming, and she was working with the Board of Nursing on joint guidelines regarding the supervision of APRNs as well as a joint statement on ADHD medications. She further reported on the meeting with the DEA on e-prescribing and the meeting with the Telehealth Task Force. She concluded her report informing the Board of various articles on opiate prescribing.

12. General Administrative Matters; Clinical Laboratory Personnel Committee Appointment. The Board acknowledged receipt of the Louisiana Pathology Society’s nominee for appointment to the Clinical Laboratory Personnel Committee. Following review of the pertinent law, it was the consensus of the Board to defer action pending receipt of a list of three nominees for appointment by the Board.

[13.] Minutes of February 9, 2015; Executive Sessions. On the motion of Dr. Farris, duly seconded by Dr. Clark 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 February 9, 2015. Following review and discussion, the Board resumed in open session and on the motion of Dr. Clark, duly seconded by Busby, and passed by unanimous voice vote, approved the minutes of the executive sessions conducted during its meeting of February 9, 2015 with any necessary corrections.

[14] Licensure and Certification; Clinical Laboratory Personnel. On motion of Dr. Farris, duly seconded by Dr. Valentine 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 the motion of Dr. Amusa, duly seconded by Dr. Farris and passed by unanimous voice vote, approved the following for licensure provided all other requirements had been met:

Technician

Leathers, Renekia Shondral

Generalists

Marcantel, Kevin Scott

Sampey, Carmen Hebert

[15.] Licensure and Certification; Physician Assistant. On motion of Dr. Clark, duly seconded by Dr. Valentine 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. Amusa, duly seconded by Dr. Farris and passed by unanimous voice vote, approved the following for licensure provided all other requirements had been met:

Keenum, Lindsey Shay

[16.] Licensure and Certification; Podiatry; Advanced Practice; Conservative Treatment of the Ankle. On motion of Dr. Amusa, duly seconded by Dr. Clark 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. 42:17A(1). Following review and discussion, the Board resumed in open session, and on the motion of Dr. Amusa, duly seconded by Dr. Farris and passed by unanimous voice vote, approved the following for advanced practice, conservative treatment of the ankle licensure provided all other requirements had been met:

Conservative Treatment of the Ankle

Grizzaffi, Jeffery

[17.] 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. Amusa, duly seconded by Dr. Farris and passed by unanimous voice vote, made the following decisions:

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

Gerson, Benjamin, M.D.

- b. Approved – To approve the following non-routine applicants for licensure provided all requirements had been met:
- | | |
|---------------------------|--------------------------|
| Batista, Rebecca Beatrice | Weatherly, Wallace W. II |
| Beck, Christopher Joseph | |

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

On motion of Dr. Farris, 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 upon motion made, duly seconded and passed by unanimous voice vote deferred action on the application of the following pending receipt of additional information:

Shemirani, Martin Mazyar

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

Upon the 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 reinstatement 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 deferred action on the reinstatement application of the following pending receipt of additional information:

Fontenot, Bennett B., M.D.

[20.] Licensure and Certification; Private Radiological Technologist.

On motion of Dr. Clark, duly seconded by Dr. Valentine 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 deferred action on the application of the following pending receipt of additional information:

Lucas, Jessica

[21.] Licensure and Certification; Respiratory Therapy.

On motion of Dr. Amusa, 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. Amusa, duly seconded by Dr. Clark denied the request of the following for a waiver

of an examination attempt:

Roberts, Sophi

22. Licensure and Certification; Other Licensure Matters; Ochsner Multi-Organ Transplant Institute. The Board reviewed correspondence received from Trevor Reichmann, M.D., PhD, Program Director, ASTS Abdominal Transplant Fellowship Program, requesting approval of the abdominal transplant fellowship program at Ochsner and a waiver of the licensure requirement of Narendra Reddy Battula, M.D., accepted to train in the program. Following review and discussion, it was the consensus of the Board to defer action on this matter pending receipt of additional information.

23. General Administrative Matters; Exemption; Polysomnography Law. The Board reviewed correspondence received from Rodney Penner, LPSGT, Director of Operations, Red River Sleep Center, Inc., requesting clarification regarding the application of an exemption to licensure as contained in the Polysomnography Practice Act, La. Rev. Stat. §37:2869A(3)(a). Following review and discussion, it was consensus of the Board to defer action on this matter pending input from its Advisory Committee on Polysomnography.

24. Rules and Regulations.

- a. Final Rules/Amendments: None published since the last meeting of the Board.
- b. Rules/Amendments – Noticed of Intent - Physicians and Surgeons – Collaborating Physicians: The Board expressed a desire to consider the development of rules relative to physicians who collaborate with advanced practice registered nurses. A draft was prepared by staff for initial consideration at its October 2013 meeting. A revised draft incorporating comments and suggestions was considered by the Board at its December 2013 meeting. Following review and discussion, it was the consensus of the Board to preview the draft to several professional organizations (the Louisiana State Medical Society, the Louisiana Medical Association and the Louisiana Academy of Family Physicians) and the Louisiana State Board of Nursing. Revised drafts incorporating suggestions were reviewed by the Board at its March 2014 meeting at which time the Board voted to approve the draft pending the receipt of suggestions for one organization yet to respond. Additional revisions were offered by the Board and the Board reviewed the suggested changes offered at the May 2014 meeting along with suggestions of staff. 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 August 2014 issue of the *Louisiana Register*. A number of written comments were received during the comment period and a public hearing was held on Wednesday, September 24, 2014 to receive comments, views, arguments and data on the proposed rules. Following further discussion at its January 2015 meeting, the Board decided that in lieu of proceeding with this rulemaking effort that it would instead reach out to its

counterparts at the Board of Nursing with the aim of developing joint guidelines on the topic of collaboration. Therefore, this rule-making effort has been concluded.

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. Pursuant to the Board's directions, a draft was submitted for initial review and discussion at its August and September 2013 meeting. 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. 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*. Comments received during the comment period were included for the Board's consideration. The Board reviewed the comments received during the comment period and voted to accept certain of the comments and make the necessary changes to the proposed rules. Inasmuch as the changes were considered substantive, a *Notice of Intent* was required and scheduling of a public hearing. The substantive changes appeared in the January 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. Following further discussion of the proposed rules, Dr. Busby noted that he is not in favor of the proposed rules.

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*. Such *Notice of Intent* appeared in the October 2014 edition of the *Louisiana Register*. Comments received during the comment period were included for the Board's consideration. Following a review of the comments received, the Board voted to forward the comments to the OT Advisory Committee for their input. The Committee's input will be presented for consideration in due course.

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*. The Board reviewed the comments received during the comment period and following review and discussion, the Board voted to accept certain of the comments and make the necessary changes to the proposed rules. Inasmuch as the changes were considered substantive, a *Notice of Intent* was required and scheduling of a public hearing. The substantive changes appeared in the January edition to the *Louisiana Register* noting a public hearing is scheduled for February 26, 2015. The Potpourri hearing that was noticed was postponed to discuss additional changes. **Physician Assistants:** During the October 2014 meeting, the Board elected to undertake a rulemaking effort to remove the co-signature requirement for PA services from its existing rules and replace it with alternative methods of physician oversight (e.g., chart review) based on experience and changes in a PA's major area of practice. The Board reviewed suggestions for a form of amendment based on comments received during the October 2014 meeting and direction from the Board's President and suggestions offered by the Louisiana Academy of Physician Assistants ("LAPA"). At its December 2014 meeting, the Board considered suggestions based on the discussions at its October meeting and direction from the President, along with separate suggestions offered by the LAPA. Following discussion and further suggested modifications to the draft at its January 2015 meeting, the Board elected to provide *Notice of Intent* to adopt the amendments. Said *Notice of Intent* appeared in the February 2015 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 December 2014 meeting. The Board further reviewed and discussed the proposed changes at its January and February 2015 meetings. **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 compounded 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.

[25.] 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). Follow-up action was required as noted in the report.

[26.] 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.

[27.] Investigative Reports. On the motion of Dr. Valentine, 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. Valentine and passed by unanimous voice vote, the Board approved the following:

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

Esteban Alberto Martinez, Jr., M.D., Docket No., 14-I-795
Erica Hernandez Young, Poly, Docket No., 14-I-1041
Diane Ratzel Pipkin, Poly, Docket No., 15-I-090
Mark Nefflen Farmer, M.D., Docket No., 14-I-536
Lulu Mao, CLP, Docket No., 14-I-988
Mary Catherine Phelan, CLP, Docket No., 15-I-076
Sufen Zheng, CLP, Docket No., 14-I-990
Megan Brooke Redding, Poly, Docket No., 14-I-1040
Sondrea Lauren LeBreton, CLP, Docket No., 14-I-980
Patrick Daniel Fitzsimmons, CLP, Docket No., 14-I-985
Rachel Lindsey Endsley, CLP, Docket No., 15-I-122
Marcel Finus Charbonnet, CLP, Docket No., 15-I-126
Yasmin Marquita Jackson, CLP, Docket No., 15-I-127

- b. Consent Order: The following Consent Order was not accepted:

Docket No., 11-I-498

- c. Injunction: The following matter, previously approved for a Cease and Desist Order, was approved for filing an injunction due to non-compliance:

Docket No., 14-I-947

- d. Close/Dismissed: The following matters were closed/dismissed:

Docket No., 14-I-133

Docket No., 14-I-376

- e. Closed Complaint Cases: The Board reviewed the Closed Complaint Cases Report.
- f. Interim Actions: The Board approved the Interim Actions that had been handled by the President:

Docket No., 15-I-100

Docket No., 15-I-088

[28.] Professional Liability Report. On the motion of Dr. Amusa, duly seconded by Dr. Valentine 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.

[29.] Physicians Health Program. On the motion of Dr. Clark, duly seconded by Dr. Farris and passed by unanimous voice vote, the Board convened in executive session to receive the report of Ed Middleton, Jr., MA, MDiv., LPC and Kashon Wiley, Ma, NCC, LPC-S, Case Managers, 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.

[30.] General Disciplinary Matters; Personal Appearance; Dennis Anderson Casey III, M.D. On the motion of Dr. Busby, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board convened in executive session, for the personal appearance of Dennis Anderson Casey II, 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. Casey 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. Clark, duly seconded by Dr. Amusa and passed by unanimous voice vote, approved reinstatement of the license of Dennis Anderson Casey III, M.D., to a full, unrestricted status, off probation.

[31.] General Disciplinary Matters; Personal Appearance; Paul R. Verrette, M.D. On the motion of Dr. Farris, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board convened in executive session, for the personal appearance of Paul R. Verrette, 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. Verrette appeared before the Board in connection with his request for early reinstatement of his license to a full, unrestricted status, off probation. Following

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MARCH 16, 2015

his dismissal, the Board resumed in open session and upon the motion of Dr. Clark, duly seconded by Dr. Amusa and passed by unanimous voice vote, approved early reinstatement of the license of Paul R. Verrette, M.D., to a full, unrestricted status, off probation.

[32.] General Administrative Matters; Personal Appearance, Rudy Gomez, Partner, SSA Consultants, L.L.C.. On the motion of Dr. Valentine, duly seconded by Dr. Clark and passed by unanimous voice vote, the Board convened in executive session, as a matter relating to HR issues, to receive the report Rudy Gomez, Partner, SSA Consultants, L.L.C., on the findings and recommendations relative to the licensure study. No further action was required or taken on this matter at this time.

[33.] 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 the motion of Dr. Farris, duly seconded by Dr. Busby and passed by unanimous voice vote, took the following actions:

- a. Castell, Amelia Starr, ATH – To approve the request of Amelia Starr Castell, ATH, for reinstatement of her license to a full, unrestricted status, off probation in accordance with the terms of her Consent Order.
- b. Johnson, James Bruce, M.D. – To deny the request of James Bruce Johnson, M.D., for modification of the terms of his Board Order.
- c. Bellard, James Allen, RRT – To approve the request of James Allen Bellard, RRT, for reinstatement of his license to a full, unrestricted status, off probation.
- d. Bunch, Linda Camille, M.D. – To defer action on the request of Linda Camille Bunch, M.D., pending her personal appearance at the next meeting of the Board.

[[34.] Report on Litigation. On the motion of Dr. Farris, duly seconded by Dr. Clark, the Board convened in executive session to consider the report of counsel of litigation which may have an impact on the Board. Follow-up action is required and will be forthcoming in the form of policy and/or rule amendments.

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, March 17, 2015.

***Second Session
Tuesday, March 17, 2015***

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

MINUTES OF MEETING

MARCH 16, 2015

The meeting of the Louisiana State Board of Medical Examiners reconvened at 8:30 a.m., Tuesday, March 17, 2015 at the offices of the Board with everyone in attendance except for Drs. Amusa, Burdine, Dawson and Valentine.

[35.] Personal Appearance/Docket Calendar; Formal Hearing; Jacqueline Anne Macaluso, MDW. 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 Jacqueline Anne Macaluso, MDW, 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.

36. Next Meeting of Board. The President reminded the members that the next meeting of the Board was scheduled for April 13, 14, 2015.

Upon motion made, duly seconded and passed by unanimous voice vote, the meeting adjourned at 5:30 p.m., on Tuesday, March 17, 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 March 16, 17, 2015 as approved by the Board on the 13th day of April, 2015.

Witness my hand and seal of the Louisiana State Board of Medical Examiners this 13th day of April, 2015.

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

Attest:

Mark Henry Dawson, M.D.
President