

**THE LOUISIANA STATE
BOARD OF MEDICAL EXAMINERS**

**MINUTES
OF
MEETING**

**JULY 17, 2017
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, July 17, 2017, by order of the Vice-President, at the offices of the Board, 630 Camp Street, New Orleans, Louisiana.

Board Members present as follows:

Christy Lynn Valentine, M.D., Vice-President
Roderick V. Clark, M.D., Secretary-Treasurer
Kweli J. Amusa, M.D.
Mark Henry Dawson, M.D.
Lester Wayne Johnson, M.D.
Daniel K. Winstead, M.D.

Board Member absent as follows:

Joseph Kerry Howell, M.D.

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

Cecilia Ann Mouton, M.D., Director of Investigations
Jennifer Stolier, Attorney, General Counsel 1
Lesley Rye, RN, Compliance Investigator
Cathy Storm, RN, Compliance Investigator
Lillie Rodgers, Investigations Manager
Aloma James, Licensing Analyst Supervisor
Kieshan Falls Williams, Administrative Program Specialist
Rita L. Arceneaux, Executive Assistant

Legal counsel to the Board was present as follows:

Philip O. Bergeron

- 1. Minutes of June 12, 2017 Meeting.** The Board reviewed the minutes of its meetings held June 12, 2017. On the motion of Dr. Amusa, duly seconded by Dr. Clark 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.
- 3. Rulings and Advisory Opinions; Personal Appearance; Douglas A. Tucker, M.D.; Telemedicine Services.** Douglas A. Tucker, M.D., appeared before the Board in connection with his request for an application for an exception to §751.C(1) of the Telemedicine Rules for the delivery of telemedicine services on behalf of TelePain Associates, LLC, ("TPA"). Dr. Tucker explained that the objective of the services is to improve chronic pain management while improving opioid abuse and misuse by utilizing telemedicine services on chronic pain patents established by their clients. The Board noted that federal law requires an in-person examination/evaluation by the physician for a prescription to be valid. Dr. Tucker explained he was in the process of addressing this concern with the Food and Drug Administration. Following his presentation, it was the consensus of the Board to have Dr. Tucker address the federal regulations before the Board made a final determination.
- 4. Rulings and Advisory Opinions; Telemedicine; Scope of Practice; Follow-up.** The Board reviewed the draft correspondence prepared in response to the communication received from Lauren L. Gardner, Esq., Onebane Law Firm, relative to telemedicine services provided on behalf of their physician client. Following review and discussion, it was the consensus of the Board to make subsequent changes to a couple of responses for review at the next meeting of the Board.
- 5. Ruling and Advisory Opinions; Physician Assistants ("PA"); Scope of Practice; Telemedicine.** The Board reviewed correspondence received from Michael J. Hebert, M.S., PA-C, President, Louisiana Academy of Physician Assistants, seeking an opinion from the Board on whether PAs may engage in telemedicine services so long as it is in accordance with their respective Clinical Practice Guidelines. Following review and discussion, it was the consensus of the Board to draft a response for review at the next meeting of the Board that while telemedicine by law is reserved to physicians, the Louisiana TeleHealth Access Act provides that PAs and other allied health providers may utilize telehealth in connection with their practice.
- 6. Communication and Information; LifeGuard.** The Board reviewed a communication received from Marcia Lammando, RN, BSN, MHSA, Program Director, LifeGuard, informing the Board a Controlled Substance & Opioid Educational Program scheduled for the fall in Philadelphia. No further action was required or taken on this matter.
- 7. General Administrative Matters; Oath of Office; Lester W. Johnson, M.D.** The Board welcomed Lester Wayne Johnson, M.D., of Rayville, appointed to the Board by Governor John Bel Edwards replacing Dr. Farris. He was administered the Oath of Office by Dr. Valentine which will be forwarded to the appropriate offices of the Governor for Senate confirmation.

8. General Administrative Matters; Kenneth Barton Farris, M.D., President. The Board noted the replacement of its President, Kenneth Barton Farris, M.D., and expressed its appreciation for his years of service and ordered that a plaque be struck in his name stating the following:

AWARDED BY

THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

WHEREAS, DR. KENNETH BARTON FARRIS HAS FAITHFULLY AND CONSCIENTIOUSLY SERVED THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS AS MEMBER FROM MARCH 15, 2013 THRU JUNE 30, 2017; AND

WHEREAS, DOCTOR FARRIS HAS DILIGENTLY DISCHARGED HIS DUTIES TO THE GREAT BENEFIT OF THE BOARD AND THE CITIZENS OF THE STATE OF LOUISIANA; AND

WHEREAS, DURING HIS YEARS OF SERVICE DOCTOR FARRIS HAS CONTINUALLY AND GRACIOUSLY GIVEN HIS EFFORTS, TIME AND ABILITIES TOWARD MAINTAINING THE HIGH STANDARD OF MEDICAL PRACTICE FOR WHICH THE STATE OF LOUISIANA IS NOTED, THEREFORE, BE IT

RESOLVED, THAT THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS ON BEHALF OF THE BOARD AND THE PEOPLE OF THE STATE OF LOUISIANA BY MEANS OF THIS RESOLUTION EXPRESS TO DR. KENNETH BARTON FARRIS ITS GRATITUDE AND APPRECIATION FOR HIS SERVICE DURING THE YEARS HE HAS DEVOTED TO THE BOARD AND THE STATE OF LOUISIANA; AND

BE IT FURTHER RESOLVED, THAT A COPY OF THIS RESOLUTION BE PUBLISHED IN THE MINUTES OF THE BOARD AND THAT A PLAQUE BE SERVED CONTAINING THIS RESOLUTION AND GIVEN TO DOCTOR FARRIS, EXPRESSING TO HIM THE HIGHEST ESTEEM OF THE BOARD.

JULY 17, 2017

Christy Lynn Valentine, M.D., Vice-President
Roderick v. Clark, Secretary-Treasurer
Kweli J. Amusa, M.D
Mark H. Dawson, M.D.

Joseph Kerry Howell, M.D.
Lester Wayne Johnson, M.D.
Daniel K. Winstead, M.D.

9. General Administrative Matters; Personal Appearance; Patsy Jarreau, Clinical Laboratory Personnel Committee (“Committee”). Patsy Jarreau, Associate Director, Clinical Laboratory Personnel, appeared before the Board to discuss recent changes in certification provided by the American Association of Bioanalysts (“AAB”). Ms. Jarreau informed the Board the AAB has lowered their eligibility requirements eliminating clinical experience from some routes to AAB licensure for generalist (MT) and technician (MLT). It was the recommendation of the Committee that the AAB examination be removed from the list of approved certification examinations. Following review and discussion, on the motion of Dr. Dawson, duly seconded by Dr. Clark and passed by unanimous voice vote, the Board approved removal of the American Association of Bioanalysts from the list of certifying examinations as a pathway to licensure.

10. General Administrative Matters; Election of Officers. Dr. Valentine called for the election of officers. On the motion of Dr. Clark, duly seconded by Dr. Amusa, Dr. Valentine was nominated for the office of President. There being no further nominations and the nominations

duly closed, the Board elected Dr. Valentine President by acclamation. Upon opening the nominations for the office of Vice-President, Dr. Valentine moved, duly seconded by Dr. Amusa, Dr. Valentine nominated Dr. Clark for the office of Vice-President. There being no further nominations and the nominations duly closed, the Board elected Dr. Clark Vice-President by acclamation. Upon opening the nominations for the office of Secretary-Treasurer, upon the motion of Dr. Clark, duly seconded by Dr. Valentine, duly closed, Dr. Clark nominated Dr. Howell for the office of Secretary-Treasurer. There being no further nominations, and the nominations duly closed, the Board elected Dr. Howell Secretary-Treasurer by acclamation.

11. General Administrative Matters; New Business; Occupational Therapy Advisory Committee. Pursuant to La. Rev.Stat §42:19 A(cc), on the motion of Dr. Winstead, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board voted to take up an item of new business, the Occupational Therapy Advisory Committee. The Board reviewed resumes submitted by the Louisiana Occupational Therapy Association along with those submitted by the Occupational Therapy Advisory Committee to replace members of the Committee whose terms had expired. Following discussion and consideration of this matter, on the motion of Dr. Clark, duly seconded by Dr. Dawson, approved the appointment of Craig L. Toups, LOT, and Darbi Breath Philibert, M.H.S., LOTR to the Occupational Therapy Advisory Committee replacing Sharon A. Crane, LOTR and Regine K. Dade, MBA, LOTR. The Board also noted that it needed at least three nominees submitted for each vacancy on the Board and asked staff to pass this information to the nominating entities.

12. General Administrative Matters; Interim Executive Director's Report. The Board received the report of its Interim Executive Director on his activities since the last meeting of the Board given by executive staff in his absence. Dr. Ferdinand reported on Board member terms, personnel matters, course training update, and the financial audit. He concluded his report stating the Marijuana for Therapeutic Use registration process was in place.

13. General Administrative Matters; Guidance; Physicians' PGY Permits; Extracurricular Practice. The Board reviewed the guidelines prepared at its request on the ability of residents possessing a permit to engage in extracurricular practice, e.g., moonlighting activities. Following review and discussion, it was the consensus of the Board to place this matter back on its agenda next month to allow more time to review.

14. General Administrative Matters; Financial Reports. The Board reviewed the Income Statement, Budget vs Projected Costs for the period ending May 31, 2017. Danny Allday, CPA, presented the audit of the Financial Statements for the period ending December 31, 2016. Mr. Allday reported the Board received a clean audit. No further action was required or taken on this matter.

15. Rules and Regulations.

a. **Final Rules/Amendments: Physician Assistants:** Act 453 (SB 115, Sen. Mills) modified the law governing physician assistants ("PAs) in a number of ways. The Board solicited the input of its PA Advisory Committee ("PAAC") and the Louisiana Association of Physician Assistants ("LAPA") respecting the amendments made necessary by virtue of Act 453. The PAAC in conjunction with the LAPA submitted a draft of proposed amendment in August 2016. Following a meeting between staff and representative of the PAAC/LAPA, a revised draft presented for consideration received the Board's approval. At its January 2017 meeting, the Board approved suggested amendments and authorized

with one additional change to 1521B.5 respecting the development of an educational activity, and voted to provide *Notice of Intent* to adopt the amendments in the *Louisiana Register*. Said *NOI* appeared in the March 20, 2017 edition of the *Louisiana Register*. A request for a public hearing was not received nor was any written comment. Following due consideration and discussion at its May 2017 meeting, the Board voted to adopt the rule amendments in the same form as previously noticed by and upon publication in the *Louisiana Register*. The amendments became final by and upon publication in the June 2017 edition of the *Louisiana Register*, concluding this rule-making effort.

b. **Rules/Amendments – Noticed for Intent to Adopt: Athletic Trainers:** The Board's Athletic Trainer Advisory Committee worked on amendments to the athletic trainer rules to conform them to the 2014 amendments to the Athletic Trainer Practice Act. The Board reviewed an initial draft of rule amendments presented for review and discussion at its July 2016 meeting. Following further review and consideration at its August 2016 meeting, the Board approved the amendments for publication of a *Notice of Intent* to adopt the rule amendments in the *Louisiana Register*. The *Notice of Intent* appeared in the March 2017 edition of the *Louisiana Register*. A request for a public hearing was not received; however one commenter submitted suggestions for substantive changes for the Board's consideration. During its May 2017 meeting, the Board considered the comments submitted. Following due consideration and discussion, the Board decided to provide written reasons rejecting the suggestions for substantive change and elected to adopt the rule amendments in the same form as previously noticed by and upon publication in the *Louisiana Register*. It was anticipated that said amendments would be published in the July 2017 edition of the *Louisiana Register*. **Acupuncture:** Act 550 (HB 557 Rep. Jay Morris) of the 2016 Session of the Louisiana Legislature made several changes to the laws governing the practice of acupuncture in this state. A rulemaking effort conforms the Board's existing rules to the changes. In the interim, the law as amended by Act 550 controls any disparity with the rules. The Board has received the input of the Acupuncture Association of Louisiana. At its December 2016 meeting, the draft amendments were presented for initial review and consideration. Following further consideration at its January 2017 meeting, the Board approved the amendments and approved publication of a *Notice of Intent* to adopt the amendments in the *Louisiana Register*. *Notice of Intent* appeared in the April 2017 edition of the *Louisiana Register*. The comment period closed on May 22, 2017. No written comments were received during the comment period. Accordingly, the Board elected to adopt the rule amendments in the same form as previously noticed by and upon publication in the *Louisiana Register*. It is anticipated that said amendments would be published in the July edition of the *Louisiana Register*.

c. **Rules/Amendments Under Development: 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 consideration in due course. **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 word change was

discussed and pre-notice input was received from interested parties. Following review and discussion, the Board elected to defer this effort to allow further consideration and input by other stakeholders. Inasmuch as further input had not been received, it was the consensus of the Board to write to several interested parties to ask for their input by the May meeting of the Board. During the May 2016 meeting, the Board reviewed the additional information submitted by the various stakeholders and entertained brief presentations by interested parties. Following discussion, the Board voted to defer action on this rule-making effort pending further review and voted to designate a Special Committee consisting of individuals recommended by the deans of the state's medical schools and a former Board member, to provide information on the processes involved in the accreditation of physician post-graduate training. During its January 2017 meeting, the Board received the committee's input. Following discussion, the Board requested certain changes to the draft previously appearing on its agenda, along with additional information for its consideration. Following further discussion and consideration at its April 2017 meeting, the Board voted to provide *Notice of Intent* to adopt Draft 2(A). **Physicians; Training:** During its December 2015 meeting, the Board received a further report from staff outlining the review and analysis of data, which correlates a decrease in disciplinary action with an increase in post-graduate year medical education. It also discussed the PGY requirements of other state medical boards and considered the current requirements in Louisiana for both US and IMGs. Finally, it considered staff's recommendation that an increase in PGY training should result in a decrease in physician disciplined by the Board. Following lengthy discussion and consideration, the Board asked that a draft rule be prepared for its review that would prospectively require physician applicants to complete an ACGME residency as a prerequisite to medical licensure. The Board considered an initial draft during the April 2016 meeting. Following further review and discussion at its June 2016 meeting, the Board approved providing a *Notice of Intent* to adopt rule amendments in the *Louisiana Register*. Prior to providing such notice, the Board approved additional amendments at its February 2017 meeting. It is anticipated that the amendments will appear in the July 2017 edition of the *Louisiana Register*. **Physicians; Collaboration with APRNs:** The President of the Board directed staff to reach out to the Louisiana State Board of Nursing to address a number of issues previously identified as problematic for collaboration between physicians and advanced practice registered nurses. Representatives of the respective agencies met in December 2016 to discuss the effort, which focused on solutions within the structure of the current law. This meeting was collegial and productive. The Board reviewed a draft of the rules dealing with physicians who collaborate with APRNs. In April 2017, the Louisiana State Board of Nursing considered amendments to its rules on APRN collaboration that incorporate the same concepts as the Board's draft rules. At its May 2017 meeting, the Board approved the draft amendments and voted to provide *Notice of Intent* to adopt the amendments in the *Louisiana Register*. It is anticipated that the Board of Nursing will published their rules at the same time.

16. Legislative Matters; Act 76. The Board noted that Act 76 ("the Act") of the 2017 Regular Session of the Louisiana Legislature required the Board to promulgate rules and regulations in accordance with the Administrative Procedure Act. Act 76 further necessitates that the Board develop continuing education criteria to include drug diversion, training, best practices, appropriate treatment for addiction and any other matters regarding prescribing of CDS deemed appropriate by the Board. The Act also requires each prescriber to access the Prescription Monitoring Program prior to initially prescribing any opioid. The rules must be in place on or before January 1, 2018. Following review and discussion, it was the consensus of the Board to commence the rule-making effort in accordance with the law.

17. General Administrative Matters; William Binder, M.D.; Acceptance of Continuing Education. The Board reviewed correspondence received from William Binder, M.D., seeking approval of the AMA PRA Category 1 Credits received from the American Society of Addiction Medicine for participation in the Opioid Prescribing Safe Practice, Changing Lives on February 28, 2017 as satisfying the requirement of Act 76 relative to continuing education. Dr. Binder also included sought approval for a course offered at Woman's Hospital entitled "Screening, Brief Intervention and Referral to Treatment – A Tool for Identifying At-Risk Substance Use" scheduled for August 25, 2017 as meeting the requirement of Act 76 as well. Following review and discussion, it was the consensus of the Board to inform Dr. Binder that the Board will offer a course free of charge to all licensee that will be available on its website that will satisfy the requirements of Act 76. In addition, that inasmuch as the law will not become effective until January 1, 2018, the completion of CME will not be mandated until that time.

18. General Administrative Matters; Joe Fontenot, R.Ph., Assistant Executive Director; Louisiana State Board of Pharmacy. The Board reviewed correspondence received from Joe Fontenot, R.Ph., Assistant Executive Director, Louisiana State Board of Pharmacy, relative to the requirement of Act 76. Mr. Fontenot stated he was in the process of preparing the Prescription Monitoring Program ("PMP") for auto registration of Louisiana CDS prescribers and ask the Board to share information on our licensee via an excel spreadsheet. Following review and discussion of the information requested, it was the consensus of the Board to inform Mr. Fontenot of its concerns.

[19.] Minutes of June 12, 2017, Executive Sessions. On the motion of Dr. Amusa, duly seconded by Dr. Winstead 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 June 12, 2017. Following review and discussion, the Board resumed in open session and on the motion of Dr. Winstead, duly seconded by Dr. Dawson and passed by unanimous voice vote approved the minutes of the executive sessions conducted during its meeting of June 12, 2017.

[20.] Rulings and Advisory Opinions; Remote Consultation Service; Guice Giambrone III, Partner, Blue Williams, LLP. The Board reviewed the draft response prepared in reply to the request received from Guice Giambrone III, Partner, Blue Williams, LLP, on behalf of his client, Southern Brain & Spine, LLC, regarding their proposed remote consultation service. Following review and discussion, on the motion of Dr. Dawson, duly seconded by Dr. Clark and passed by unanimous voice vote, the Board approved the draft correspondence stating that the Board did not consider the remote consultation services to be telemedicine as defined by the Medical Practice and the Board's rules; that the Board could not identify any specific issue/concern with the proposed service absence specific facts and circumstances and that the general advice given by the Board should neither be construed nor held out as an endorsement or approval of the proposed business venture and expressly denies any right, entitlement or authority to utilize this general advice in any endorsement, advertisement, promotion or other written or verbal commentary.

[21.] Report on Pending Litigation. On the motion of Dr. Dawson, duly seconded by Dr. Amusa, 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.

[22.] Personal Appearances/Docket Calendar. On the motion of Dr. Amusa, duly seconded by Dr. Clark, and passed by unanimous voice vote, the Board convened in executive session, to review the calendar of personal appearances and docketed hearings, as matters relating to the character and professional conduct of a licensee and allegations of misconduct, La. Rev. Stat. 42:17 A(1), (4). No further action was required or taken on this matter.

[23.] Investigative Reports. On the motion of Dr. Dawson, duly seconded by Dr. Clark, and passed by unanimous voice vote, 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. Dawson, duly seconded by Dr. Clark and passed by unanimous voice vote, the Board approved the following:

- a. Administrative Complaint: The following Administrative Complaint was accepted for scheduling of a formal hearing:

Docket No., 16-I-172

- b. Interim Actions: The Board approved the Interim Actions handled by the President:

Docket No., 17-I-455

Docket No., 17-I-274

Docket No., 15-I-1056

- c. Formal Investigations: The Board approved commencing formal investigations in the following matters:

Investigation No., 15-I-225

Investigation No., 16-I-1082

Investigation No., 15-I-227

Investigation No., 16-I-223

Investigation No., 17-I-316

Investigation No., 16-927

Investigation No., 16-926

Investigation No., 16-986

Investigation No., 15-I-1056

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

Hiram Manuel Vazquez, M.D., Docket No., 16-I-728

Elemer Raffai, M.D., Docket No., 16-I-883

Daniel Estes Crook, M.D., Docket No., 17-I-288

Samuel Sentell, PhD, MP, Docket No., 16-I-029

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

Docket No., 16-I-714

Docket No., 17-I-395

Docket No., 17-I-212

Docket No., 16-I-641
 Docket No., 17-I-56
 Docket No., 17-I-303
 Docket No., 17-I-217

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

Docket No., 17-I-065
 Docket No., 15-I-175¹
 Docket No., 17-I-054
 Docket No., 17-I-079

g. Other Investigative Matters: Unauthorized Practice of Medicine: The Board reviewed the follow-up information regarding the following matter referred to the Louisiana State Board of Chiropractic Examiners for handling:

Docket No., 17-210

h. Closed Complaints Cases: The Board reviewed the Closed Complaint Cases Report for June 2017.

[24.] Professional Liability Report. On the motion of Dr. Clark, duly seconded by Dr. Winstead and passed by unanimous voice vote, the Board convened in executive session to consider the report 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.

[25.] Physicians Health Program. On the motion of Dr. Amusa, duly seconded by Dr. Dawson and passed by unanimous voice vote, the Board convened in executive session to receive the report of James David Hammond, 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.

[26.] General Disciplinary Matters; Personal Appearance; Jack Anthony Hurst, M.D. On the motion of Dr. Amusa, duly seconded by Dr. Winstead and passed by unanimous voice vote, the Board convened in executive session for the personal appearance of Jack Anthony Hurst, 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. Hurst 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. On the motion of Dr. Winstead, duly seconded by Dr. Amusa and passed by unanimous voice vote, the Board approved the request of Dr. Hurst for reinstatement of his license to a full, unrestricted status, off probation.

¹ Dr. Valentine recused herself from any and all participation in discussion and/or consideration of this matter.

[27.] General Disciplinary Matters; Personal Appearance; Joseph Francis Sejud III, M.D. On the motion of Dr. Clark, duly seconded by Dr. Dawson and passed by unanimous voice vote, the Board convened in executive session for the personal appearance of Joseph Francis Sejud 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. Sejud 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. On the motion of Dr. Dawson, duly seconded by Dr. Winstead and passed by unanimous voice vote, the Board approved the request of Dr. Sejud for reinstatement of his license to a full, unrestricted status.

[28.] General Disciplinary Matters. On the motion of Dr. Dawson, duly seconded by Dr. Amusa, the Board convened in executive session to consider the request relating to the execution or modification of a Decision and/or Consent Order as a matter relating to the character and professional conduct of licensees, pursuant to La. Rev. Stat. §42:17A(1) and (4). Following review and discussion, the Board resumed in open session and upon the motion of Dr. Dawson, duly seconded by Dr. Amusa and passed by unanimous voice vote, made the following decisions:

- a. Howell, Todd P., M.D. – To approve the request of Todd P. Howell, M.D., for reinstatement of the license to a full, unrestricted status, off probation effective August 15, 2017.
- b. Webb, Juanita Anderson, CLP-TCH. – To approve the request of Juanita Anderson Webb, CLP-TCH, for reinstatement of her license to a full, unrestricted status, off probation in accordance with the terms of the Consent Order entered April 11, 2016.
- c. Allied Health Monitoring Report – The Board reviewed the Allied Health Monitoring Report submitted for the 2nd quarter of 2017.
- d. PA/SP Compliance Inspection Forms – The Board reviewed the revised PA/SP Compliance Inspection Forms prepared to conform to the changes in the amendments to the PA rules.

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

Laboratory Assistant

Fletcher, Latefa Gray.

[30.] Licensure and Certification; Respiratory Therapy. On motion of Dr. Clark, 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 on the motion of Dr. Clark, duly seconded by Dr. Amusa and passed by unanimous voice vote, approved

the following for licensure provided all requirements had been met:

Chautin, Robin

Newell, Monica D.2

[31.] Licensure and Certification; Physicians and Surgeons; U.S./Canadian Medical Graduates. On the motion of Dr. Clark, 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 on the motion of Dr. Clark, duly seconded by Dr. Winstead and passed by unanimous voice vote approved the following for licensure provided all requirements had been met:

Barton, Aaron Wade
Bortz, Walter Michael IV
Boutiette, Lon Antoni
Carlton, Kish Leon
DiCamillo, Paul Allen

Higgins, Donald Jerard
Mahadevia, Akshay
Martinez, Lee Kevin Joseph
Smith, Matthew Howard

[32.] Licensure and Certification; Physicians and Surgeons; Training Permits; U.S./Canadian Medical Graduates. On the motion of Dr. Clark, duly seconded by Dr. Dawson 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. Clark, duly seconded by Dr. Winstead and passed by unanimous voice vote approved the following for issuance of a training permit provided all requirements had been met:

Brown, Christopher
Campbell, Ambrose J.

Castellucci, Colombe Alexandra
Haas, Christopher J.

[33.] Licensure and Certification; Physicians and Surgeons; International/Foreign Medical Graduates. On the motion of Dr. Dawson, duly seconded Dr. Winstead 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 the review, the Board resumed in open session. On the motion of Dr. Dawson, duly seconded by Dr. Clark and passed by unanimous voice vote, the Board voted to inform the following applicant that he is ineligible for licensure until and unless all requirements had been met:

Sargon, Audisho, M.D.

[34.] Licensure and Certification; Physicians and Surgeons; Training Permits; International/Foreign Medical Graduates. On the motion of Dr. Winstead, duly seconded Dr. Amusa 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 the review, the Board resumed in open session. On the motion of Dr. Dawson, duly

2 Dr. Johnson recused himself from any and all participation and/or consideration of this matter.

seconded by Dr. Clark and passed by unanimous voice vote, the Board approved the following for issuance of training permits provided all requirements had been met:

McCarty, Dillon Keenan

Simpson, Hunter Anderson

35. Next Meeting of Board. The President reminded the members that the next meeting of the Board was scheduled for August 14, 15, 2017.

Upon motion made, duly seconded and passed by unanimous voice vote, the meeting adjourned at 3:00 p.m., on Monday, July 17, 2017.

I HEREBY CERTIFY that the foregoing is a full, true and correct account of the proceedings of the meeting of the Louisiana State Board of Medical Examiners, save for executive session of the Board conducted therein, held on July 17, 2017 and approved by the Board on the 14th day of August, 2017.

Witness my hand and seal of the Louisiana State Board of Medical Examiners this 14th day of August 2017.

Joseph Kerry Howell, M.D.
Secretary-Treasurer

Attest:

Christy Lynn Valentine, M.D.
President