

VERMONT BOARD OF MEDICAL PRACTICE
Minutes of the February 6, 2019 Board Meeting
Gifford Medical Center, Randolph, Vermont

Approved

1. Call to Order; Call the Roll; Acknowledge Guests:

William K. Hoser, PA-C, called the meeting to order at 12:14 p.m.

Members Present:

Richard Bernstein, MD; Brent Burgee, MD; Richard Clattenburg, MD; Michael Drew, MD; Allen Evans, MD; Francis J. Heald; Patricia Hunter; Leo LeCours; David Liebow, DPM; Christine Payne, MD; Harvey Reich, MD; Ryan Sexton, MD; Gillian Stearns-Parr, MD.

Others in Attendance:

David Herlihy, Executive Director; Paula Nenninger, Investigator; Scottie Frennier, Board Investigator; Karen LaFond, Operations Administrator; Lindsay Browning, AAG; George Belcher, Esq; Sarah Bushweller, PA-C; Dan Cole, PA-C.

2. Public Comment:

None

3. Approval of the Minutes of the January 2, 2019 Board Meetings:

Dr. Bernstein moved to accept the minutes of the January 2, 2019 meeting. Dr. Liebow seconded the motion. The motion passed; opposed: none; recused: none; abstained: none.

4. Board Issues (Mr. Hoser):

Mr. Hoser welcomed and introduced new board member, Gillian Stearns-Parr, MD, who has replaced Robert G. Hayward, MD who served on the North Investigative Committee. Dr. Stearns will take his place on that committee.

Mr. Hoser noted that the Federation of State Medical Boards resolutions will be forthcoming and he will be attending the annual FSMB conference in April.

5. Administrative Update (Mr. Herlihy):

Mr. Herlihy noted that on Tuesday, February 5, the offices at 108 Cherry Street in Burlington were closed due to an electrical issue with the main breaker for the building.

Mr. Herlihy informed members that he will be out of the office from February 15 – February 25 for National Guard.

Mr. Herlihy stated that the Governor's Office has advised replacement board members will be soon be appointed for the two departing MDs on South, but there is still a need for a public member for the Central Committee.

Ms. LaFond stated that she will present data regarding current physician licensure next month.

6. Presentation of Applications:

Applications for physician and physician assistant licensure, and certifications of radiologist and anesthesiologist assistants were presented and acted upon as detailed in Appendix A, incorporated by reference into these minutes.

7. Nomination and Election of Board Officers:

In his capacity as a member of the Nominating Committee, Dr. Liebow made a motion to nominate the following members as officers:

Chair: William Hoser, PA-C

Vice-Chair: Richard Bernstein, MD

Secretary: Marga Sproul, MD

Mr. Heald made a motion to accept the nominations and elect the candidates as board officers. Dr. Reich seconded the motion. The motion passed; opposed: none; recused: none; abstained: none.

8. Presentations to the Board:

None

9. Recess; Convene hearing to discuss any stipulations or disciplinary matters that are before the Board:

- **In re: Christopher J. Bondi, MD – Stipulation and Consent Order – MPS 045-0518 & MPS 065-0517**

Ms. Browning addressed the Board, summarizing the facts leading up to the Stipulation and Consent Order. Dr. Clattenburg made a motion to approve the Stipulation and Consent Order. Mr. LeCours seconded the motion. The motion passed; opposed: none; abstained: none; recused: South Investigative Committee

- **In re: Gerhild Bjornson, MD – Stipulation and Consent Order – MPC 073-0517**

Ms. Browning addressed the Board, summarizing the facts leading up to the Stipulation and Consent Order. Mr. Hoser made a motion to approve the Stipulation and Consent Order. Mr. Heald seconded the motion. The motion passed; opposed: 1; abstained: none; recused: Central Investigative Committee

10. Reconvene meeting; Executive Session to Discuss:

- **Investigative cases recommended for closure**
- **Other matters that are confidential by law, if any**

The Board began discussion of this topic out of order, before the scheduled time for the beginning of the public hearing. Dr. Reich made a motion at 12:26 p.m. to go into Executive Session to discuss confidential matters related to investigations. Dr. Liebow seconded the motion. The motion passed; opposed: none; recused: none; abstained: none.

11. Return to Open Session; Board Actions on matters discussed in Executive Session:

Dr. Liebow made a motion at 1:06 p.m. to return to Open Session. Dr. Bernstein seconded the motion. The motion passed; opposed: none; recused: none; abstained: none.

Mr. LeCours, North Investigative Committee, asked to close:

MPN 122-1018 – Letter #1

Mr. Heald made a motion to close the cases presented. Dr. Liebow seconded the motion. The motion passed; opposed: none; abstained: none; recused: North Investigative Committee.

Mr. Jenkins, Central Investigative Committee, asked to close:

MPC 057-0618 – Special Letter #1

Dr. Liebow made a motion to close the cases presented. Mr. Heald seconded the motion. The motion passed; opposed: none; abstained: none; recused: Central Investigative Committee.

Dr. Reich, South Investigative Committee, asked to close:

MPS 018-0218 – Special Letter #1
MPS 036-0418 – Special Letter #2
MPS 103-0918 – Letter #1
MPS 044-0518 – Special Letter #1
MPS 069-0517 – Special Letter #1
MPS 138-0817 – Special Letter #1

Dr. Sexton made a motion to close the cases presented. Mr. LeCours seconded the motion. The motion passed; opposed: none; abstained: none; recused: South Investigative Committee.

12. Board Actions on Committee recommendations with regard to any non-confidential matters:

None

13. Other Business:

Ms. Bushweller addressed the board with a brief update on H. 116, the proposed legislation to amend the laws that define the requirements for PA supervision. At the January meeting, Board members posed questions and concerns regarding supervision and collaboration scenarios, and Ms. Bushweller stated that the members of PAAV made revisions to 1735 (d) of the proposed language.

Update on proposed legislation of interest to the Board. Mr. Herlihy informed members that, prior to the meeting, he had received the approved draft of the proposed changes to Title 26, Ch. 23: Medicine, which governs the Board. He went through the draft bill with members and advised that the Board will need to formally take a position on the proposed amendments at the March meeting.

USMLE Update – Mr. Herlihy gave a presentation on the United States Medical Licensing Examination, which is the medical licensing examination relied upon by the Board for most new applicants.

HSIN Overview – in the interest of time, Ms. LaFond tabled this presentation until the March meeting.

14. Upcoming Board meetings, committee meetings, hearings, etc.: (Locations are subject to change. You will be notified if a change takes place.)

- **February 14, 2019, North Investigative Committee Meeting, 9 a.m., Vermont Department of Health, 108 Cherry Street, Conference Room 2C, Burlington, VT**
- **February 15, 2019, Central Investigative Committee Meeting, 9 a.m.,**

Central Vermont Medical Center, Conf. Rm. 1, Berlin, VT

- **February 20, 2019, Board meeting on pending applications, 12:10 p.m., Board of Medical Practice office, 108 Cherry Street, 2nd, Floor Burlington, VT (and via telephone)**
- **February 20, 2019, South Investigative Committee Meeting, 12:00 p.m., Asa Bloomer State Office Building, 4th Floor, Room #492, Rutland, VT**
- **March 6, 2019, Licensing Committee Meeting, 11:00 a.m., Gifford Medical Center, Red Clover Conference Room, Randolph**
- **March 6, 2019, Board Meeting, 12 p.m., Gifford Medical Center, Red Clover Conference Room, Randolph**

15. Open Forum:

None

16. Adjourn:

Mr. Hoser declared the meeting adjourned at 3:25 p.m.

Attachments: Appendix A

APPENDIX A

Presentation of Applications

Mr. Hoser moved for the issuance of physician licenses and physician assistant licenses for:

Adel Abood, MD	Steven Aiello, PA-C	Richard Archuleta, MD
Maria Azizian, MD	Ananda Boyer, MD	Susan Cary, MD
Mary Clifton, MD	Erkeda DeRouen, MD	Paul Fischbuch, MD
Shayne Foley, PA-C	Bradley Jones, MD	Jeremy Korsh, MD
Alan Landau, MD	Fawn Langerman, MD	Huy Le, MD
Jason Mallow, MD	John Mastrangelo, MD	Lindsey Mcilvena, MD
Alison Robinette, MD	Michael Schwartz, MD	Amy Sclesky, PA-C
Shipla Saxena, MD	Helen Short, MD	Vanessa Urban, MD
Robert Westlake, MD	Thomas Zarka, MD	

Recommended by Dr. Liebow for licensure. Seconded by Mr. Evans. The motion passed; opposed: none; abstained: none; recused: none.

Mr. Hoser moved for the issuance of limited temporary licenses to practice medicine for:

Scott Goldberg, MD	John Hales, MD	Allanceson Smith, MD
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Recommended by Dr. Bernstein for licensure. Seconded by Mr. LeCours. The motion passed; opposed: none; recused: none; abstained: none.