

# **MINUTES**

North Carolina Medical Board

**April 25 & 26, 2001**

**1201 Front Street, Suite 100  
Raleigh, North Carolina**

Minutes of the Open Sessions of the North Carolina Medical Board Meeting April 25 and 26, 2001.

The April 25 and 26, 2001, meeting of the North Carolina Medical Board was held at the Board's Office, 1201 Front Street, Suite 100, Raleigh, NC 27609. The meeting was called to order at 4:35 p.m., Wednesday, April 25, 2001, by Elizabeth P. Kanof, MD, President. Board members in attendance were: Walter J. Pories, MD, Vice President; John T. Dees, MD; Secretary/Treasurer; George C. Barrett, MD; Kenneth H. Chambers, MD; John W. Foust, MD; E. K. Fretwell, PhD; Charles L. Garrett, MD; Stephen M. Herring, MD; Robin N. Hunter-Buskey, PA-C; Mr. Paul Saperstein; and Mr. Aloysius P. Walsh.

Staff members present were: Mr. Andrew W. Watry, Executive Director; Ms. Helen Diane Meelheim, Deputy Director; Thomas W. Mansfield, JD, Legal Department Director; R. David Henderson, JD, Board Attorney; William H. Breeze, Jr., JD, Board Attorney; Ms. Wanda Long, Legal Assistant; Lynne Edwards, Legal Assistant; Mr. John W. Jargstorf, Investigative Director; Mr. Don R. Pittman, Investigative Field Supervisor; Mr. Edmond Kirby-Smith, Investigator; Ms. Donna Mahony, Investigator; Mr. Fred Tucker, Investigator; Mrs. Therese Dembroski, Investigator; Ms. Barbara Brame, Investigator; Ms. Edith Moore, Investigator; Mr. Jason Ward, Investigator; Mrs. Jenny Olmstead, Senior Investigative Coordinator; Ms. Michelle Lee, Investigative Coordinator/Malpractice Coordinator; Ms. Myriam Hopson, Investigative Coordinator; Mr. Dale Breaden, Director of Communications and Public Affairs; Ms. Shannon Kingston, Public Affairs Assistant; Mrs. Joy D. Cooke, Licensing Director; Mr. Jeff A. Peake, Licensing Assistant; Ms. Erin Gough, PA/NP Coordinator; Mr. James Campbell, Licensing Assistant; Tammy O'Hare, Licensing Assistant; Mrs. Janice Fowler, Operations Assistant; Mr. Peter Celentano, Controller; Ms. Sonya Darnell, Operations Assistant; Ms. Ann Z. Norris, Verification Secretary; Gary Townsend, MD, JD, Medical Coordinator; Ms. Judie Clark, Complaint Department Director; Mrs. Sharon Squibb-Denslow, Complaint Department Assistant; Ms. Sherry Hyder, Complaint Department Assistant; Mr. Jeffery T. Denton, Administrative Assistant/Board Secretary; Mr. Allen Holcomb, Operations Assistant; Ms. Deborah Aycocock, Receptionist; and Ms. Rebecca L. Manning, Information Specialist.

## **MISCELLANEOUS**

### **Presidential Remarks**

Dr. Kanof commenced the meeting by reading the North Carolina Board of Ethics "ethics awareness and conflict of interest reminder."

### **Federation of State Medical Boards (FSMB) Debrief**

Appreciation was expressed to Dr. Barrett for his outstanding service as the FSMB President this past year. Mr. Paris was congratulated on receiving the Special Recognition Award for his many years of service. Dr. Barrett commented that this award is not given every year. Gratitude was expressed to Ms. Meelheim for her continuing service as the Administrators In Medicine (AIM) President.

Dr. Kanof suggested that the voting delegates for the Annual House of Delegates Meeting be provided the agenda and especially the resolutions ahead of time in order to enable voting delegates be more informed. Dr. Barrett agreed that this was a really good idea and commented that it should probably be passed on to AIM as well.

Dr. Kanof noted that both of the resolutions the North Carolina Medical Board submitted to the FSMB passed. Her question for the Board was whether it should now make a motion regarding criminal background checks since one of the North Carolina resolutions was that "all states commit to doing criminal background checks." Further discussion revealed that this type of motion would involve opening the Medical Practice Act (MPA). Dr. Kanof directed that staff consult with the Medical Society before going any further with this.

#### **National Physician Assistant Foundation**

It was noted that Ms. Hunter-Buskey is the outgoing president of the National Physician Assistant Foundation after a two year term. She gave background on the functions of the Foundation.

#### **Ophthalmology/Optometry Joint SubCommittee**

Dr. Foust, Chair of the Ophthalmology/Optometry Joint SubCommittee reported that the Joint SubCommittee met for the fourth time on April 24, 2001 at the office of the Medical Board. He reported that after several hours of going in circles a motion was made by Dr. Kanof to disband the task force and that no plans be made to meet again. The motion passed unanimously. The Joint subCommittee felt that a collaborative agreement could not be worked out.

A motion passed to close the session to consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee.

One personnel issue was reported on. The specifics of this report are not included as these actions are not public information.

A motion passed to return to open session.

#### **The Medical Mutual Group – A Meeting With**

(A. Dale Jenkins, Chief Executive Officer, The Medical Mutual Group and Robert M. Jones, Senior Vice president – Insurance Operations, The Medical Mutual Group)

Dr. Kanof introduced Mr. Jenkins and Mr. Jones and thanked them for meeting with the Medical Board. Roundtable introductions were then made by Board Members and staff. Mr. Jenkins stated that he appreciated the opportunity to visit with the Board. He thanked the Board for what it does. He stated that Medical Mutual also is in operation to promote quality healthcare in North Carolina. He continued that he was asked to speak at this meeting regarding liability coverage afforded to physician members of the Board and coverage afforded to all members of the Board under Directors and Officers policy. He then turned the presentation over to Mr. Jones.

Mr. Jones stated that there are basically three different types of coverage that can come into play depending on the activities of the Medical Board:

Individual Professional Liability covers any direct physician/patient issues or any rulings covering the medical aspect of a specific patient such as giving guidance based on medical expertise;

Medical Board Directors & Officers/E&O covers actions as a member of the Board but these actions must be within the authority given to the Board. It includes accreditation, certification, credentialing, peer review, self-regulation, professional assessment, program sponsoring and standard setting. It covers past as well as current directors, officers,

employees and volunteers. It does not cover dishonest acts or the willful violation of any statute or ordinance committed by or with the knowledge of or consent of an insured.

Outside director coverage extends to other boards within the scope of their appointment. This applies to Medical Board Members representing the Medical Board at the Board's direction on other tax-exempt boards. It can apply to Medical Board Members representing other boards within the scope of authorized duties.

He continued that individual medical policies can come into play if the Board member is involved with giving advice to a specific patient.

Dr. Barrett interjected that he wanted to make it clear that Medical Board Members are not serving at the direction of the North Carolina Medical Society and that Medical Board Members do not represent the North Carolina Medical Society. Mr. Breeze explained that each Board Member serves at the pleasure of the Governor.

Mr. Jones stated that as long as one is representing the Board at other committees then they are covered as long as the Medical Board appointed them to the committee and it is operating within the scope of duties authorized by this Board. Other conditions apply if one knowingly goes beyond what a regulation may be. Then there may not be coverage. He emphasized to assure coverage one should operate within the scope authorized by the statutes.

Dr. Kanof stated that recently the Board had appointed an ophthalmology/optometry task force jointly with the Optometry Board to resolve some differences between ophthalmologist and optometrist. She asked if the motions and decisions resulting from this activity were covered? Mr. Jones stated that it would be denied if they knowingly went beyond what was authorized. If there was ambiguity the courts would have to decide. He continued, that if an optometrist sued members on that task force for some reason defense coverage would be provided. But if a judgment were given that they knowingly went beyond the bounds then indemnity coverage would be denied.

Mr. Saperstein asked if the Medical Board should stay clear of turf battles that it believes the Board should not be involved in? Mr. Jenkins stated it would be hard to give a blanket statement on this issue. The Board is probably not equipped to deal with business issues. He believes that as long as it is treading in the area of quality of health care then it should be a safe area.

Dr. Kanof explained that at times the Board is confronted with a physician who it feels really needs to retire. The Board will discuss retirement with the physician and if the physician resists retirement the Board will ask for a competency evaluation which involves money and is time consuming. She asked if Medical Mutual faces similar problems. Mr. Jenkins stated that they are seeing a rise in incidences where competency comes into question. He stated that last year they declined to write for one out of every four physicians applying for coverage. He stated that Medical Mutual is always interested in collaborative work that can help the quality of medicine but they are sensitive to sharing of information. They have the ability to not renew certain physicians or raise policy costs. They have mechanisms to go out into the field to do surveys, evaluation of practices and take this responsibility very seriously. Mr. Jones confirmed that they do pick up things on the surveys and if they do have a physician that they believe can not practice safely they would deny coverage. The issue is how to communicate this to the North Carolina Medical Board due to privacy concerns. Mr. Jenkins relayed that within the past four weeks they had a physician they think needed to

retire. They explained to him that it was in his best interest to retire or that his premium was going to double. This got his attention. Ms. Meelheim interjected that when Medical Mutual discontinues coverage they report it to the Board as required by law.

Mr. Watry finds it compelling that if North Carolina were one of the states that required medical malpractice coverage since one in four could not get it or practice medicine in North Carolina. He continued, that it must be a pretty serious problem if the insurance company would not take their money. Mr. Jenkins commented that mandating coverage would be a positive step and could be a powerful tool for the Medical Board's use. Mr. Jones stated that another denial reason is prior law suits or procedures that the physician is doing beyond his or her specialty knowledge or training. They have seen a lot of physicians performing plastic surgery and liposuction without formal training. Dr. Barrett asked how Medical Mutual rates a physician who learned a new procedure with monitoring vs a physician who went to a weekend course? Mr. Jones answered that they send out an annual practice profile which asks if the physician has started any new procedures the previous year and asks if they have to describe it. If it is a procedure that Medical Mutual is not familiar with they have the staff review it and then review the course. While this process is taking place coverage is in place until a decision is made. Mr. Jenkins stated they encourage them to look at new and innovative ideas. Dr. Barrett stated the Board has a lot of trouble with physicians in small towns wanting to do the cutting edge things.

Dr. Pories complimented Medical Mutual on how from his personal observation they run the company with deepest of concern about the quality of care to the citizens of North Carolina. He asked if there was some way Medical Mutual could evaluate physicians for the Medical Board as a separate party and as a separate service to the Medical Board. Mr. Jenkins stated (candidly) that they operate under the impression that physicians are well trained and will do the right thing. What they find is that about two thirds of all malpractice claims are avoidable from the sense that a process or protocol was not followed. Only one third result from clinical error. He would be happy to show the Board what they do in a survey program and would have to give it careful consideration prior to letting the Board use it. They want to be their policy holders' friend and ally but have to use tough love at times. They do not want their surveys to have negative connotations.

Mr. Jenkins emphasized that the Medical Board should "look at our notices of termination of coverage very closely."

Mr. Jones interjected that office-based surgery falls through the cracks at the present time. He stated that recently they had looked at a practice that was considering office based surgery. They had a checklist of items and some very basic situations were not appropriate. He stated that there needs to be something in this State to handle this. He continued, "this is one of the most critical medical areas in this State as physicians look for ways to increase incomes." Dr. Pories echoed that the Medical Board shares their concerns about office based surgery and wondered if they could share any checklists, literature or guidelines that they may have or know that others are using. Dr. Barrett commented that the FSMB has put together a committee to develop a national model for office based surgery.

Ms. Meelheim stated that the Board's Malpractice Committee reviews loss of coverage reports. Dr. Barrett asked Mr. Jones how much of any of what caused the loss of coverage is given to the Board? Mr. Jones said the causes are generally private and most involve patient issues. Mr. Jenkins stated that they will have to look at the forms that are sent in and be sensitive to the information on them. Dr. Barrett stated that if there is a way to bridge

information between the Medical Board and Medical Mutual we should pursue it. Mr. Jenkins replied that they are willing to share as much as they can.

Ms. Hunter-Buskey asked if time limited licenses impact the ability of those physicians to get a policy. Mr. Jones answered that they do look at this but from an underwriting standpoint they are concerned if the physician has not practiced for some time with nothing in between. They see this when a physician is moving from state-to-state or a physician in one specialty is going to a different specialty and may have not practiced for years. They view this as a below average risk.

Dr. Garrett stated that almost every month the Board finds some physician who failed to reregister their license and has been unknowingly practicing with an expired registration. He continued, that the Board generally tells the physician their malpractice insurance did not cover them during this period of time. Is this correct. Mr. Jones stated that the policy does state that the physician must be licensed if he or she is required to be licensed. Mr. Walsh asked how Medical Mutual handles those cases where the Board makes the license retroactive? Mr. Jones stated that Medical Mutual would probably cover up to a six month period if the physician had documentation confirming that the lapse was a result of administrative error vs competence.

When asked about trends Mr. Jenkins responded that they do look at the number of claims per 100 physicians. The trend has been going down but the severity of the award in dollars has increased dramatically. He commented that this boils down to underwriting guidelines and gives credit to the risk management people.

#### **Should the Board President Vote (on Board motions)**

Dr. Kanof initiated a discussion regarding under what circumstances the Board President should (or could) vote. When queried Mr. Mansfield stated "it would be at the president's pleasure to decide to vote." After further discussion he also stated that if the president votes he does not think it would compromise the legality of the vote.

Mr. Saperstein stated that historically the president was a facilitator and did not vote except as a tie breaker. If the president had strong feelings about a particular issue he or she would turn over the chair to the vice president in order to speak for or against an issue and if the vote came down to a tie the last person to vote would be the chair. He emphasized that the Board has this flexibility because a decision was made some time ago not to encumber the Board to abide by whatever rules of order are out there. This decision was partially made because if the Board adopted a specific set of rules of order and then made an honest procedural mistake there was a good chance the Board's decision could be overturned due to a legality point because of the rules adoption and the resulting procedures the Board would be locked into. Thus, the Board has never adopted any specific set of rules of order.

**Motion:** (JF, EKF) A motion passed that the North Carolina Medical Board reaffirms that the Board President is allowed to vote.

#### **Collegiality and Allegiance Issues**

Dr. Kanof stated that she felt distressed when one Board Member chastised her for her comments supporting the North Carolina Medical Society's views. She said that other Board members were confronted and chastised as well. She went on to explain how she got to the Board and was under the assumption that in carrying out her duties on the Board she would not harass her colleagues unnecessarily or intrude on their private lives unnecessarily. She felt that her integrity was questioned by this Board Member. She continued that in the

Board's discussion with Medical Mutual it is one thing to make it clear of the Board's independence from the Medical Society but she feels this was done in an antagonistic manner. She is troubled by this.

Mr. Saperstein stated that he hoped he did not hear Dr. Kanof say that because she was elected by the Medical Society she has some allegiance to them. He explained that just like the Supreme Court, once they go on the court they have allegiance to no one; they are an independent body regardless of the selection process; independence has to be clear and decisive and there is no allegiance to no particular body even though they may have been selected by a body. He stated, "we need to maintain our independence and our integrity. Even though some of the Board Members are selected by the North Carolina Medical Society there was always a clear cut crossing the line and there is no allegiance." He does not equate this Board as someone who is elected to a specific office. "Our constituents on this Board are the citizens of the State of North Carolina."

Dr. Garrett stated that Mr. Saperstein may have misinterpreted what Dr. Kanof said regarding allegiance. He was not selected by the Medical Society and recalls stating at the last meeting that we are not here to endorse what the Medical Society wants but to look at the issues and protect the citizens of North Carolina. For example, he voted for the hospital reporting requirement motion as a good idea and then voted against the MD vs DO advertising motion because it was a terrible idea. Both of these issues came from the Medical Society. He does not want all items from the Medical Society to be tainted. He wants the Board to independently evaluate whatever issues come to the Board.

Ms. Hunter-Buskey stated that she understands compassion for certain issues and it even helps to heighten our awareness of certain issues from the Medical Society. She cautions that the Board must weigh all issues on a case by case basis. She relayed that in New York she was put on that board by several organizations. She then got an immediate lesson in ethics when those same organizations wanted her to report to them. That lesson helped clarify to her how one should function on a medical board and what representation meant.

Dr. Barrett stated that he has never questioned anyone's integrity. He questioned judgment. Everybody questions everyone's judgment at times. With regard to the Medical Mutual discussion, he knew that Mr. Jenkins did not know what he was saying and with Mr. Keene (Medical Society staff) here he wanted to make it very clear. Dr. Barrett continued, "when I was first appointed to this Board there was a chemistry. We could disagree from 8:00-5:30 and then be friends from 5:30 till the meeting reconvened. We could go out to dinner and have a good time. The discontinuance of this interchange has been one of the reasons for potential partitioning of how we think of our responsibilities. I am hopeful that will change in an ongoing manner. The chemistry has to change. Our most important stake holder is the public and everything else is secondary. Last year we did not get anything through the legislature and what came out of that was information that came to me that if we do not do exactly what the Medical Society wants us to do we will not get anything through the legislature. If they have to please only their constituents we have to find a way to work with the legislature without the Medical Society's help. If we do not pay attention to our chemistry we will not be able to do the task the law assigns to us which is the most important thing. It is a fact that physicians do not understand the responsibility of the Medical Board and they think it is here to help or harass. We have to constantly say our responsibility is to the public. I did not intend to offend anyone and if I did I apologize. I certainly did not question anyone's integrity. I think there is a subliminal disjunction of what some believe is our responsibility

and what some of us believe what we have to do to achieve that. Because that was what I was put on this Board to do.”

### **Health Plan Reporting Requirements (to the Medical Board)**

Mr. Breeze reported on his contact with the Attorney General's Office (see the Attorney's Report) regarding this issue. This contact essentially resulted in the following statement from the Attorney General's representative “...The statute sounds clear. What needs to be done needs to be done.”

Dr. Kanof stated that she felt this answer did not answer the question of “Does the North Carolina Medical Board have the authority to interpret the meaning of the reporting procedures in NCGS § 90-14.13.” She proceeded to read a proposed letter drafted by Dr. Dees, whom was absent from this meeting, to go out to all of the health plan organizations and hospitals in North Carolina which essentially emphasized reporting only competence and conduct issues and not reporting administrative terminations.

Dr. Pories stated that he spoke against this action before and speaks against it now because quite often administrative measures are used to cover up other things.

Ms. Hunter-Buskey (agreeing with Dr. Pories) stated she is now more firm in her opposition to modifying the reporting requirement. She stated “when we ask people to report information we are not asking them to judge it. The burden is on us to make the decision if it should go up another level or not. If we leave this decision to people who are not trained to make these decisions this takes away the Board's responsibility of making these decisions.”

Dr. Foust echoed “the statute sounds clear.”

Dr. Barrett stated “we on the bell curve are looking at that small group of physicians. If we are going to move this group up on the curve we have to get all the information we can. Why are we so reluctant to not require this information? What are we serving? Whom are we serving and why are we serving whom we are serving? We need to make it clear to ourselves and then to the public why we do not want this information.”

Dr. Foust stated that at one time he was on the board of Blue Cross Blue Shield and they created an advisory board which met twice a year. Two medical directors gave a presentation to this advisory board and he asked if they ever decertified physicians and if so did they report it to the Medical Board? They said “no” because the Medical Board did not seem to want it. It bothered Dr. Foust that Blue Cross Blue Shield was making decisions that the Medical Board should be making.

Mr. Saperstein echoed Dr. Barrett, Ms. Hunter-Buskey and Dr. Foust by stating “when we allow the hospitals to interpret what is administrative and what is not, they will sometimes skirt the issue due to the easiest way out without ruffling any feathers and not report it. Reporting everything allows the Medical Board to make the decision. The Board should not relinquish the responsibility by allowing others to make interpretations for us. If the Board gets all of the information the Board can then decipher it and make its own decisions.”

Upon query Mr. Mansfield stated that he was present when the presentations on both sides of the issue were given. His position falls within what Mr. Breeze said...that the statute is perfectly clear “any means any.” It is not unclear what they are supposed to report. They (hospitals and health plans) are to report everything.

Dr. Kanof stated that the Chair would not entertain reopening the whole discussion. She wants a motion as to whether or not the letter will or will not contain the content proposed by Dr. Dees and Dr. Garrett.

During the discussion of the motion that follows it was mentioned that the Board may be swamped with calls asking for interpretation of the statute. Ms. Hunter-Buskey disagreed with these concerns about volume stating "we cannot address it until it happens and that the Board should not worry about volume. The Board's job is to protect the public; it is the Board's responsibility to be the filter."

**Motion:** (WP, RHB) A motion passed that the annual letter to the hospitals and health plans be simple reminding them of the statute and providing a copy of the statute.

## ATTORNEY'S REPORT

### HEARINGS – 4/2001

**COLINA**, Ernesto Sinda, MD

4/26/2001

HEARING

BOARD ACTION: Continue Hearing

**GIRGIS**, Sobha Anis, MD

4/26/2001

HEARING

BOARD ACTION: Continue Hearing

**LOVATO**, Frank James, PA

4/26/2001

HEARING

BOARD ACTION: Accept Consent Order

**SOMMER**, Simone Shulamith, MD

4/26/2001

HEARING

BOARD ACTION: Make license issuance retroactive to October 24, 2000.

### STATUTORY INTERPRETATION

During its February 2001 meeting, the Board heard arguments regarding the requirements of N.C. Gen. Stat. §90-14.13. Mr. Breeze was directed to contact the office of the Attorney General to obtain an expedited (i.e. YES or NO) only response to a question regarding interpretation of a statute. The Board directed that Mr. Watry be present during the call and confirm Mr. Breeze's report of the results.

The questions Mr. Breeze was directed to put to the proper member of the staff of the Attorney General were the following:

1. Can you give a yes or no answer to a question regarding the statutes? If the answer is no, we were directed to thank the Attorney General and report back to the Board. If the answer is yes then I was directed to ask the second question as follows.
2. Does the North Carolina Medical Board have the authority to interpret the reporting procedures under N.C. Gen. Stat. §90-14.13?

Mr. Breeze called Mable Bullock, Special Deputy Attorney General for Health, who handles health affairs related to medical licensing for the Attorney General during the week of March 10, 2001, prior to the March Board meeting and left her a message including the two questions. Because of medical problems she was unable to contact Mr. Breeze prior to the March Board meeting. At the March Board meeting Mr. Breeze reported that he did not yet have an answer to the questions.

On Tuesday March 20, 2001, the president of the Board called and advised that she wanted Mr. Breeze to confer with Ms. Melanie Phelps of the North Carolina Medical Society regarding the wording of the questions for the Attorney General prior to posing the questions to the Attorney General. Mr. Breeze contacted Ms. Phelps later in March. Mr. Breeze read the questions outlined above and offered to let her be present when we contacted the Attorney General. Ms. Phelps expressed satisfaction with the questions and indicated that if that were all to be asked, she would not ask to be present during our call.

On April 2, 2001, at about 10:00 a.m. Mr. Watry and Mr. Breeze met in Mr. Breeze's office and placed a call to Deputy Attorney General for Health Affairs, Mabel Bullock. Upon getting Ms. Bullock on the line, Mr. Watry and Mr. Breeze introduced themselves and Mr. Breeze posed the questions. Below is a transcription of what Mr. Breeze asked and Ms. Bullock's response.

Q: Can you answer a question from the Board about a statute, simply "yes or no"?

A: Depends on the statute and the question.

Q: Well its 90-14.13...Could you look at it and let me know if you can answer a yes/no question about it?

A: I'll try.

Q: Let me give you a couple minutes to read the statute. (pause for a couple minutes)

Q: Are you ready to give it a try?

A: Yes.

Q Does the NC Medical Board have the authority to interpret the reporting requirements under 90-14.13?

A: I am not sure what is meant by the word "interpret"....The statute sounds clear. What needs to be done needs to be done.

## **POLICY COMMITTEE REPORT**

John Foust, MD, Chair; Elizabeth Kanof, MD; Stephen Herring, MD; Walter Pories, MD, Aloysius Walsh

The Policy Committee was called to order at 2:40 p.m., Wednesday, April 25, 2001, at the office of the Board. Present were: John W. Foust, MD, Chair; Stephen M. Herring, MD; Elizabeth P. Kanof, MD; Walter J. Pories, MD; Aloysius P. Walsh; Andrew W. Watry, Executive Director; H. Diane Meelheim, Deputy Director; Melanie Phelps, North Carolina Medical Society; Thomas Mansfield, Board Attorney; Gary Townsend, MD, Medical Coordinator, Melanie Phelps, North Carolina Medical Society; Rufus Williams, NCAPA; two representatives of the Australian Medical Board; Dale G. Braden, Director, Public Affairs (PC Staff); Shannon Kingston, Public Affairs; and Jeffery T. Denton, Board Recorder (PC Staff).

### **Review of Minutes**

The minutes of the March 14, 2001 Policy Committee were reviewed and accepted.

**Scope of Practice Subcommittee Update (Drs Herring and Pories)**

**Inquiry on Microdermabrasion**

At the January 2001 Committee meeting, a letter from M.r Hollowell's office was reviewed that asked if Microdermabrasion would be included under the heading of surgery as defined by the Board. It was decided to query other states. Information from other states was obtained by staff and was reviewed. Dr. Kanof described the procedure and believes that it is not surgery and that the equipment sold to physicians can be used by any of the Board's licensees that has had adequate training to use it. Dr. Pories and Ms. Hunter-Buskey were to do additional research and evaluation of available material.

Dr. Pories stated that after review of the material he believes Microdermabrasion to be within the definition of surgery because it can cause scarring, is painful and is the removal of tissue. He added that Ms. Hunter-Buskey had not had a chance to review the material. Dr. Kanof stated that a lot of offices are currently doing this with unlicensed people and enforcement would be impossible. She would like to explore these issues further. She continued that unlicensed people are doing it all over the State and does not see any reason why that should not be allowed to continue. Her literature survey only resulted in one questionable case. Dr. Pories insisted it is surgery." Dr. Kanof wondered if it would be helpful to observe the procedure to better understand it.

**Action:** This issue is tabled the June Policy Committee meeting when Ms. Meelheim will have acquired a videotape of this procedure to be viewed by the committee.

**Update:** The Board wants to observe a live demonstration with representatives of both types of equipment on hand for questions.

**Alternative Medicine Subcommittee Update (Drs Kanof and Walsh)**

Dr Kanof stated that the Federation's special committee on alternative medicine, the Committee to Develop Model Guidelines for the Use of Complimentary and Alternative Therapies in Medical Practice had met on March 26. She noted that Dr. Russ Greenfield was moving to North Carolina and will set up a major Complimentary and Alternative Medicine (CAM) Institute in Charlotte which will be affiliated with Carolinas Medical. If the Board feels the need in the future for a presentation Dr. Greenfield would be a credible authority. She continued that the committee discussed a moratorium on developing a position on Chelation Therapy until the National Institute of Health completed their studies in approximately five years. The Board of Directors of the Federation declined and has sent it back to the committee for further study. Mr. Walsh stated that at the federal level with medicare and medicaid the rules are specific on what they will or will not accept with regards to Chelation Therapy. With regards to current use of Chelation Therapy it was noted that the Board can make sure it is being done appropriately, under what conditions, diagnostic work, etc.

**Development of a Regulatory System for Office-based Surgery**

At the March 2001 meeting Ms Meelheim reported that she and Ms. Phelps had developed the a survey which will eventually be tied to registration via the Internet. The draft survey was distributed and reviewed by the committee. It was noted that the survey still needs to be approved by the Full Board, "floated" by the Medical Society and blessed by the Medical Care Commission. A full year of data vs a sampling of data was discussed. A motion passed that the survey be approved and forwarded to the Medical Society and then, the Medical Care Commission for review/approval.

Ms. Meelheim now reports that the Medical Care Commission had only two days ago emailed some questions after reviewing the questionnaire. She and Ms. Phelps have not had time to collaborate on the three questions. It was noted by Dr. Kanof and Dr. Herring that getting the survey out is critical.

**Action:** Dr. Pories, Dr. Herring, Ms. Meelheim and Ms. Phelps are appointed to review MCC's questions. This group will set a time and date to meet within the next ten days to resolve the MCC issues and concerns and then send the settled items back to the MCC.

**Action:** Dr. Foust, Dr. Pories and Dr. Herring are the Office Based Surgery Subcommittee. This subcommittee is charged with development of an outline of what the rules and regulation of office based surgery should include, what agencies might be called upon to do the office inspections, and what terms need to be defined.

### **Development of Guidelines for Problem Physicians**

Dr. Herring presented his rough "Guidelines v1.0" to the committee for review and/or comment. He stated that he tried to define the philosophy of the Medical Board and what his observations are about the basic approach to the Medical Practice Act. In addition, "*Problem Physicians: A National Perspective (A Report to the Georgia Composite State Board of Medical Examiners)*" was distributed. This publication is edited by G. Douglas Talbott, MD and in the preface it is noted that "...Andy Watry, then the Executive Director of the Georgia Board, guided the effort to develop and publish the Guidelines." Mr. Watry encouraged the committee to develop their own guidelines and feels that it would be important to get NCPHP's input (Drs Wilkerson and Pendergast). Ms. Meelheim stated she is concerned about locking the Board into a situation especially by this being a public document. Dr. Herring stated that was his thoughts too and he does not want to do anything that will interfere or impede the ability of the legal department to do their job. Ms. Meelheim stated that an alternative and good way to achieve the goal of the guidelines would be to have the Board's legal counsel submit a summary to the Board on trends and it would be confidential. Mr. Watry agreed with this but disagreed with the guidelines being used against the Board. He continued that in Georgia it is a helpful document that no one used against the Board. It represented a collection of thoughts from the Board about problem cases.

**Action:** A workgroup consisting of Dr. Herring, Mr. Walsh, PA Hunter-Buskey, Mr. Watry, Drs Townsend, Wilkerson, and Pendergast, Mr. Mansfield will be assembled to discuss development of these guidelines, and Dr. Charles Trado will be invited to participate. Dr. Herring will chair this workgroup. (Mr. Watry will notify Dr. Trado.)

### **Writing Prescriptions Position Statement; a review of**

Mr. Watry reported that at the quarterly meeting with the Nursing Board, the Pharmacy Board and the Medical Board he presented the Board's current position statement on prescribing to Mr. David Work, Executive Director of the Pharmacy Board and framed the question that it is time for an update (electronic signatures, email prescriptions, faxed prescriptions, etc.). Mr. Work is currently working on it and will provide a draft which Mr. Watry will bring back to the committee. The next work product should be in draft form for the committee's review. An article for the *Forum* on the potholes and technicalities of writing prescriptions will also be considered.

### **Access to Physician Records Position Statement; a review of**

Ms. Meelheim stated that she and Ms. Phelps will be meeting as soon as possible to discuss this and will send out a draft prior to the next Policy Committee Meeting. Dr. Foust reminded all concerned that anything for presentation/discussion at Policy Committee meetings needs to be in Mr. Breaden's hands a minimum of two weeks prior to mail date.

### **Malpractice Settlements: Reporting Issues**

In February 2001 a complaint and review of malpractice information associated with that complaint revealed that Duke had set up a series of limited liability partnerships and corporations with generic names. They then made settlements in the name of these generic partnerships and corporations, thus skirting the need to report under the state statute or to the NPDB. Mr. Watry was tasked with researching this further and check with other North Carolina medical schools.

There is concern that every insurance company in the State is not reporting these malpractice cases as they should. The Board is not getting a full report. Ms. Meelheim stated that the Board had met with the insurance companies about five years ago and had not followed-up.

**Action:** The staff will research this in more detail to include data interpretation and frame analysis of data/information on hand.

### **Specialty Board Designations**

The Board recently received a letter from Howard Blumstein, MD regarding concerns about specialty board designations. He specifically asked "First, what qualification does the North Carolina Medical Board use for determining which physicians are qualified to practice Emergency Medicine and what role does board certification play in that decision-making process? Secondly, does the State Medical Board differentiate between those Boards that are part of the American Board of Medical Specialties and those alternative boards that are not recognized by mainstream medicine?"

Dr. Pories perceives adherence to requiring only boarded physicians to do specialty would put this State in real trouble since small communities cannot find certified emergency physicians. Just defining what emergency medicine is is of concern. He believes this is a turf issue more than anything else. Mr. Watry agreed stating that if the Board said in North Carolina you could not work in an emergency room unless boarded North Carolina would have a real mess on their hands.

**Action:** Mr. Watry will send Dr. Blumstein a letter thanking him for bringing this important issue to the Board, that we have no jurisdiction and that it may not be such a good idea.

### **Electronic Documentation of CME; A Resolution by the North Carolina Medical Society**

In November 2000, the NCMS passed the following resolution: "Resolved, that the North Carolina Medical Society encourage and work with the North Carolina Medical Board so that standards for electronic CME reporting can be established and communicated."

It was noted that the Medical Board can not endorse one company over another. Mr. Watry stated we have a template, paper document on the web site, that the Board will not give any company domain in this area, and that a physician may use any electronic format provided it has the required information. Mr. Watry noted that in his other life they wanted the physician to know they had been properly audited.

**Action:** Mr. Watry will send a letter to Dr. Fagg and Mr. Seligson asking if the following is sufficient and if anything further is needed the Medical Board will work on it: The Board will accept any electronic company information as long as it contains what is required on the Medical Board's web site; the physician will ask the company to send the document to the physician, who will then certify correctness of the document, and then the physician will send the document to the Board.

**For Consideration at Future Committee Meetings**

The following issues were presented by Dr. Herring for possible inclusion on a future Policy Committee Agenda: System Error Prevention v1.0: Dr. Herring would like for the Medical Board to explore models for minimizing system error via communication and collaboration with centers utilizing system error prevention.

Mr. Watry will send a thank you letter to Dr. James R. Cullington regarding a letter recently received by Dr. Herring about the Standards and Ethics of the American Society of Plastic Surgery.

There being no further business, the meeting adjourned at 4:30 p.m., Wednesday, April 25, 2001.

**PHYSICIAN ASSISTANT COMMITTEE REPORT**

Walter Pories, MD; Aloysius Walsh; Robin Hunter-Buskey, PAC

**PA License Applications-**

(\*\*\*Indicates PA has not submitted Intent to Practice Forms)

Board Action: Issue full licenses

<u>PHYSICIAN ASSISTANT</u>	<u>PRIMARY SUPERVISOR</u>	<u>PRACTICE CITY</u>
<b>Berry</b> , Robin Elaine	***	
<b>Claerhout</b> , Susan JoAnn	<b>Eisenson</b> , Howard	Durham
<b>DeLellis</b> , Stephen Michael	<b>Liffrig</b> , James R.	Ft. Bragg
<b>English</b> , Thaddeus David	<b>White</b> , Lyndsey	Elizabeth City
<b>Harrison</b> , Dean Thomas	***	
<b>Hutton</b> , Carl Anthony	<b>Kelsch</b> , John M.	Raleigh
<b>James</b> , Anthony Astley	<b>Jennings</b> , Matthew	Ft. Bragg
<b>Kerns</b> , Amy Marie	***	
<b>Keutzer</b> , William James	***	
<b>Linens</b> , Mareshia Geaneen	***	
<b>Migdon</b> , Steven	***	
<b>Mikat Jr.</b> , Ronald Eduard W.	<b>Jansen</b> , Tracy	Rocky Mount
<b>Nowak</b> , Mary Margaret	<b>Harris</b> , James M.	Camp Lejeune
<b>Stevens</b> , Ronald Lloyd	***	
<b>Thomas</b> , Tommy DeWayne	<b>Noonan</b> , Thomas J.	Charlotte

**PA License Application for Committee Review-**

A motion passed to close the session to investigate, examine, or determine the character and other qualifications of applicants for professional licenses or certificates while meeting with respect to individual applicants for such licenses or certificates.

The Board reviewed one licensure application. A written report was presented for the Board's review. The Board adopted the committee's recommendation to approve the

written report. The specifics of this report are not included as these actions are not public information.

A motion passed to return to open session.

**PA Intent to Practice Forms Acknowledged-**

<u>PHYSICIAN ASSISTANT</u>	<u>PRIMARY SUPERVISOR</u>	<u>PRACTICE CITY</u>
Accame, Mariella Lyda	Stephens, Wayland Chad	Winston-Salem
Arbogast, Tanya Alane	Forstner, James Robert	Southport
Bagley, Jack Llorrac	Elsaesser, William Wing	Whiteville
Barrow, Kern Lee	Esposito, David Anthony	Wilmington
Bell, Stephen Wayne	Trinh, Thuhuong Le	Raeford
Blanton, James Wayne	Larsen, William Gustav	Charlotte
Bradshaw, Johnnie Mack	Schenk Sr, Gary Scott	Gastonia
Bruce, Allison Mayfield	Clontz, Ted Hamilton	Charlotte
Buck, Philip Paul	McConville Jr., Robert Howard	Sanford
Callea, Renee Marie	Hamad, Mazen Ezeldin	Cary
Childers, Joanna Jill	Taylor, Francis Marvin	Ahoskie
Childers, Timothy Wayne	Taylor, Francis Marvin	Ahoskie
Christ-Clement, Tracy Ann	Sunderman, Michael Robert	Nashville
Christopher, Anne Veronica	Saik, Denise Susan	Raleigh
Clarke, Jay Lawrence	Cummings, DeLora Bertha	Durham
Coote, Michael James	Richardson, David Lee	St. Pauls
Cordial, Roger	Bridgman, John Alfred	Pinehurst
D'Amico, Keith Charles	Perez, Edward Henry	Newland
Davis, Linda Kaye German	Marrash, Samir Elian	Lumberton
Delmont Jr., Daniel Michael	Moore Jr., Richard Sulter	Wilmington
Denton III, Beecher Tate	Hooper, Jeffrey Curtis	Greensboro
Doerman, Ruth Ann	Bethel, Bradley Hutch	Rowland
Donovin, Christopher	Lapp, Charles Warren	Charlotte
Dowdy, Karen Graue	Minnich, Kendal Bragg	Asheville
Eades, Lauren Elizabeth	Youssef, Amal Y.A.	Faison
Eckert, Lynn Gordon	Rose Jr., Virgil Lowell	Raleigh
Evans, Shannon Dudney	Richardson, David Lee	St. Pauls
Feede, Vicki Hymel	Hamilton-Brandon, Luredean	Shelby
Feldman, Rhonda Glen	Alam, Sitara Jabeen	Morganton
Fertig, Norman Richard	Kastner, Robert Jeffrey	Wilmington
Gerni, Kimberly Thaxton	Barnett, Ley Imboden	Lillington
Goacher, Elizabeth King	Muir, Andrew Jospeh	Durham
Goins, David Scott	Austin, Paul Ethan	Durham
Grafton, Nancy Jean	O'Meara, Thomas Michael	Kernersville
Halpin, John Joseph	Eily, Kiara Simone	Durham
Hampton, Carla Jean	Washington, John Langtry	Burlington
Harp Jr., Wayne J.	Perera, Menerigamage Nimal	Charlotte
Hart, David Allen	Morris, Deborah Lynn	Cary
Haswell, Betty Jo	Morris, Deborah Lynn	Raleigh
Haswell, Betty Jo	Collins, Russell Clyde	Wake Forest
Hawley, John Patrick	Patlak, Erwin Maurice	Jacksonville
Hedgepeth Jr., Albert W.	Saik, Denise Susan	Raleigh

Hooper, Arthur Ross	Silver, Danny	Clinton
Ireton, Susan Cragin	Sypher Jr., Robert Van Cleve	Greensboro
Jezsik, Janet Ann	Peterson, Beth Eileen	Durham
Kelly Jr., Charles R.	Summers, Andrew	Southern Pines
Kelly Jr., Charles R.	Oakley Jr., Ward Sayre	Pinehurst
Kelly, Theresa Louise	Gardella, John Eugene	Charlotte
Killian, Phillip Andrew	Sanderson, Steven Lee	Hiddenite
Kreft, William David	Bartlett, John Alexander	Henderson
Kunze, Joel Carl	Vrooman Jr., Peter Schuyler	Winston-Salem
Lehnberg, James Werner	Passero, Nicholas John	Winston-Salem
Lord, John Clarendon	Bonin, Andrew Anthony	Durham
Malia, Kelly Sean	Brown, Donald Claude	Cary
Manigo, Laura Lynne	Dickerson, Michael Manford	Smithfield
Martin, Jeffrey Scott	Solan, Gwen Emily	Holly Ridge
Martin, Maida Helen	Hawks Jr., Aldene Nelson	High Point
Masslofsky, Anthony Paul	Nyland, Leonard Robert	Stoneville
Matherly, Thomas Jones	Owens Jr., Bennett Graham	Ft. Bragg
McCain, Wilda Ann	Horne, Lillian Rae	Rocky Mount
McCaskill, Donald Carter	Saik, Denise Susan	Raleigh
McQuigg, Bogan Manuel	Smith, Bernard Michael	Dunn
Megrn, Glen Anthony	Goebel, Michael James	Asheville
Melton, Rodger Lewis	O'Meara, Thomas Michael	Kernersville
Meyer, Kim Woodard	Mentock, Sabrina Marie	Durham
Mingus, Danny Lee	Johnson, Patricia June	Robbinsville
Mitchel, Roger Timothy	Flannery, John Edward	Rockingham
Moore, Beth Ann	Hathorn, James Walker	Durham
Murray, Susan Ann	Morris, Deborah Lynn	Raleigh
Newman, John Edwin	Saenger, Paul Jay	Asheville
Newman Jr., Lewis Leander	Cook, Brian	Greensboro
Newman Jr., Lewis Leander	Mani, Lisa Marie	Greensboro
Oakley, Lisa Marie	Fernandez, Gabriel Ignacio	Raeford
Orosz, Virginia Lynn	Dove, Myra Carpenter	Mt. Airy
Otey, James Jerome	Saik, Denise Susan	Raleigh
Paarz, Cathy Jeanne	Siebens, David Phillips	RTP
Paterson, Kimberly Brown	Forstner, James Robert	Southport
Pennell, Shannon Waters	Dale, Wheeler John	Lenoir
Pennell, Shannon Waters	Sowell, James Richard	Lenoir
Pinkerton, Andrew Clifford	Cirillo, Nicholas William	Wilkesboro
Polanski, Stanley Joseph	Messersmith, Ann Kathryn	Franklin
Pulliam, Steven Michael	Hussain, Khwaja	Goldsboro
Purcell, Craig Sumner	Smith, Bernard Michael	Dunn
Quillen, Rocky C.	Bolin Jr., Lewis Bryant	Gastonia
Rorie, Brandon Scott	Beittel, Timothy Michael	Thomasville
Roy, M. Lisa Chandler	Edmundson, Warner Lee Wells	Raleigh
Salerno, Linda Bergin	Bieber, Dale Ernest	Raleigh
Schrum, Wilbur Adam	Conti, Neil Allen	Pinehurst
Sellers, Marc T.	Seal, Edna Faye	Andrews
Semple, Shannon C.	Williams III, John Anthony	New Bern
Sepka, Richard Stephen	Sanitate, Scott Steven	Cary
Smith, Laurie	Martin, John Paul	Waynesville
Smitheran, Patsy Lee	Blackwell, Kimberly Lynn	Durham

Starr, Karin Maria  
 Stevens, Lisa LaJuana  
 Stirewalt, Frederick Keith  
 Swedlund, Robert Dean  
 Taylor, Allison Elizabeth  
 Taylor II, Stuart Barnes  
 Taylor II, Stuart Barnes  
 Tucker, John William  
 Van Benthuyzen Jr., R.  
 Van Dyke, Leslie Ipock  
 Varlack, Cyril Gerbett  
 Varos, Donald Christopher  
 Waronsky, Roy George  
 Weibley, Sandra Elaine  
 Wilder, James Marcus  
 Williams, Kevin Rolando  
 Williams, Lynne Baheyeah  
 Williams, Ricky Dean  
 Williams, Tommy

Cloward, Davis Lisandro  
 Cloward, Davis Lisandro  
 Stephens, Wayland Chad  
 Szostak-Wodecki, Debra Anne  
 Fras, Anne Marie  
 Angell, Daune Daugherty  
 Lue, Alvin Joseph  
 Roper, Gary Wayne  
 Wallace, Hugh T.  
 Mazzocchi, Annmarie  
 Callahan, John Conway  
 Fernandez, Gabriel Ignacio  
 Cox, Craig Harness  
 Van Nynatten, Fred H.  
 Kelly, Darren Brent  
 Dunaway III, Howard Yates  
 Washington, John Langtry  
 Clinch, Joanne Marie  
 Livingston, James L.

Greensboro  
 Greensboro  
 Winston-Salem  
 Stony Point  
 Durham  
 Winston-Salem  
 Winston-Salem  
 Andrews  
 Greensboro  
 Greensboro  
 Aurora  
 Raeford  
 Huntersville  
 Wilmington  
 Concord  
 Charlotte  
 Burlington  
 Winston-Salem  
 Fayetteville

## NURSE PRACTITIONER COMMITTEE REPORT

Walter Pories, MD; Aloysius Walsh, Robin Hunter-Buskey, PAC

### NP Initial Applications Recommended for Approval after Staff Review-

Board Action: Approve

#### NURSE PRACTITIONER

**Baker**, Nancy Harrell  
**Ballard**, Cinda J.  
**Biby**, Sharon Louise  
**Broome**, Audrey Hope  
**Gleeson**, Cynthia Anne  
**Goss**, Pauline  
**Kubecka**, Karen Edwards  
**LoBue**, Kimberly Graham  
**Macy**, Gary Edgar  
**Marinelli**, Donna Jean  
**McLaughlin**, Colleen Anne  
**Meeks**, Carolyn Rae  
**Murphy**, Marie Elizabeth  
**Ponniah**, Shivanthi  
**Robinson**, Caroline Bush  
**Smith**, Aileen Dunevant  
**Thomas**, Vicky Lynn  
**Walmer**, Katherine Ann  
**Yurecka**, Janet B.

#### PRIMARY SUPERVISOR

**Taylor**, Francis M.  
**Packman**, Charles H.  
**Wilson**, Fred H.  
**Witsell**, David L.  
**Crawford**, John T.  
**Treem**, William R.  
**Tolbert**, Franklin L.  
**Westover**, Edward T.  
**Borel III**, Cecil  
**Harrison Jr.**, Frank N.  
**Gururangan**, Sridharan  
**Pascale**, James A.  
**Borresen**, Thor  
**Colson**, Lacy A.  
**Taylor**, Francis M.  
**Arnold**, Terry V.  
**Manickavasagar**, S.  
**Doolittle**, Robert P.  
**Ross**, Ray T.

#### PRACTICE CITY

Ahoskie  
 Cornelius  
 Summerfield  
 Durham  
 Charlotte  
 Durham  
 Advance  
 Raleigh  
 Durham  
 Charlotte  
 Durham  
 Ft. Bragg  
 Charlotte  
 Raleigh  
 Winton  
 Lexington  
 Elizabeth City  
 Greensboro  
 Sylva

**NP Subsequent Applications administratively approved-**

Board Action: Approve

<b><u>NURSE PRACTITIONER</u></b>	<b><u>PRIMARY SUPERVISOR</u></b>	<b><u>PRACTICE CITY</u></b>
<b>Abraham</b> , Kannimariammal	<b>Saik</b> , Denise S.	Raleigh
<b>Baugham</b> , Elizabeth S.	<b>McKain</b> , Laura F.	Wilmington
<b>Betts III</b> , Wilmer C.	<b>Baskett</b> , Deborah	Raleigh
<b>Britt</b> , Joan D.	<b>Carr II</b> , Josiah M.	Raleigh
<b>Brown</b> , Kathy G.	<b>Hunter</b> , James E.	Thomasville
<b>Brown-Patram</b> , Melissa J.	<b>Grisso</b> , Greg A.	Asheboro
<b>Bruce</b> , Elizabeth A.	<b>Monroe</b> , Yvonne L.	Durham
<b>Byrnes</b> , Nancy J.	<b>Cromer Jr.</b> , John W.	Wilmington
<b>Carroll</b> , Kathleen P.	<b>Mouw</b> , David R.	Asheville
<b>Causey</b> , Nancy W.	<b>Dales</b> , Richard L.	Ft. Bragg
<b>Curran</b> , Mary A.	<b>Cloud</b> , Edith E.	Concord
<b>Cuthbertson</b> , Beverly D.	<b>Geiger</b> , Patricia A.	Boone
<b>Dockery</b> , Kimberly B.	<b>Fair</b> , Lisa A.	Statesville
<b>Erikson</b> , Dawn A.	<b>King</b> , Valerie J.	Chapel Hill
<b>Etter</b> , Michael S.	<b>Rowlett</b> , J. Peter	New Bern
<b>Farrell</b> , Megan R.	<b>Bell</b> , Alfred D.	Winston-Salem
<b>Feris</b> , Judy A.	<b>Davant III</b> , Charles	Blowing Rock
<b>Fulbright</b> , Melissa M.	<b>Hamilton-Brandon</b> , L.	Shelby
<b>Gimblet</b> , Karen E.	<b>McIntyre</b> , Stephen R.	Hickory
<b>Greene</b> , Jacquelin L.	<b>Geiger</b> , Patricia A.	Boone
<b>Greninger</b> , Linda D.	<b>Ray</b> , Larry D.	Greensboro
<b>Gwyther</b> , Marni E.	<b>Selvidge</b> , William M.	Prospect Hill
<b>Harrell</b> , Jason B.	<b>Givens</b> , Davidson H.	Winston-Salem
<b>Heasty</b> , Patricia L.	<b>Occhipiti</b> , Jennifer L.	Raleigh
<b>Holbrook</b> , Melissa H.	<b>Bahnson</b> , Tristram D.	Durham
<b>Holcomb</b> , Patricia J.	<b>Aneja</b> , Bela	Greenville
<b>Holliday</b> , Susan W.	<b>Harris</b> , Glenn D.	Greenville
<b>Houser</b> , Paige S.	<b>Barri</b> , Michael J.	Wilmington
<b>Huffman</b> , Carolyn S.	<b>Deaton</b> , Jeffrey L.	Winston-Salem
<b>Huffman</b> , Robert A.	<b>Bradley</b> , Betty	Bladenboro
<b>Jacobs</b> , Tina H.	<b>Verrett</b> , Charlotte	Fairmont
<b>Jameson</b> , Barbara L.	<b>Anthony</b> , Michael L.	Cary
<b>Kersh</b> , Amy R.	<b>Fernz</b> , Miriam	Whiteville
<b>Koffman</b> , Sandra G.	<b>Taylor</b> , Michael M.	Pollocksville
<b>Lewis</b> , Melanie A.	<b>Taylor</b> , Michael M.	Pollocksville
<b>Marrett</b> , Hanna W.	<b>Taylor</b> , Michael M.	Pollocksville
<b>Marshburn</b> , Norma Jane	<b>Quinn</b> , Corbett L.	Wallace
<b>McDowell</b> , Peggy H.	<b>Gold</b> , Steven A.	Conover
<b>Merritt</b> , Edna A.	<b>Foil</b> , Mary Beth	Greenville
<b>Montgomery</b> , Sonya M.	<b>Monroe</b> , Yvonne L.	Durham
<b>Moser</b> , Kathleen M.	<b>Garmon-Brown</b> , Ophelia	Charlotte
<b>Murphy</b> , Elisabeth S.	<b>Uhren Jr.</b> , Robert J.	Black Mountain
<b>Murphy</b> , Nance L.	<b>Hoyte</b> , Sandra	Raleigh
<b>Nester</b> , Jane L.	<b>Eisenoff</b> , Richard S.	Charlotte

**Paolina**, Alison S.  
**Phelps**, Linda L.  
**Pjetraj**, Julia H.  
**Potter**, Ann B.  
**Proctor**, Cheryl Y.  
**Rafson**, Judy R.  
**Rayford**, Kelli E.  
**Reynolds**, Eva Marie  
**Rinkacs**, Thomas J.  
**Rosenbloom**, Linda M.  
**Satterfield**, Sandra S.  
**Smith**, Marilyn G.  
**Sproul**, Beverly Brown  
**Surratt**, Vicky G.  
**Swanson**, Pamela  
**Tolley**, Margaret G.  
**Trivett**, Ella L.  
**Tucker**, Mary K.  
**Voyles**, Cynthia E.  
**Waits**, Tammy A.  
**Walters**, Richard A.  
**White**, Beverly B.  
**Williams**, Terri K.

**Sampson**, John H.  
**Schleupner**, Charles  
**Kulp**, Kenneth R.  
**Clinch**, Joanne M.  
**Turner**, Steven H.  
**Rowlett III**, Joseph P.  
**Levin**, Stephen W.  
**Oldham**, Benjamin T.  
**Pollard**, Theresa A.  
**Adelman**, James U.  
**Jacobs**, James R.  
**Jacobs**, James R.  
**Willhide**, Margaret J.  
**Crandell**, Jason  
**Nadeau**, Denise  
**Bunio**, Richard A.  
**Uhren**, Robert J.  
**Chandler**, Edgar T.  
**Clements**, Thad A.  
**Taylor**, Michael M.  
**Engleman Jr.**, James D.  
**Willhide**, Margaret J.  
**Nunn**, Michael K.

Durham  
Wilmington  
Raleigh  
Winston-Salem  
Garner  
New Bern  
Raleigh  
Hendersonville  
Rowland  
Greensboro  
Charlotte  
Charlotte  
Statesville  
Clemmons  
Chapel Hill  
Whittier  
Spruce Pine  
Lexington  
Charlotte  
Pollocksville  
Vanceboro  
Statesville  
Winterville

## LICENSING COMMITTEE REPORT

Kenneth Chambers, MD; Robin Hunter-Buskey, PAC; E.K. Fretwell

### Retroactive Licensure

Catchline: Dr. Kanof charged the License Committee with the task of developing a proposed policy regarding retroactive licensure for physicians whose license have lapsed, with a history of past Board action.

**Board Action:** Have the License Committee interview any physicians requesting retroactive status and give a recommendation to the Board. Details as to why the license lapsed will need to be available to the Board, in writing, in advance of the interview.

### Converting Faculty Limited License to Full License

Catchline: Dr. Kanof charged the License Committee to review the issue of converting/granting full licenses to applicants holding a Faculty Limited License and who have not completed 3 years postgraduate medical education in the U.S.

Committee Recommendation: Continue with current procedure of considering applicants on an individual basis. Establish the following guidelines: 1) Applicant has to have served in a faculty position in a teaching institution in a site approved by the Board for 3 years with satisfactory performance. This has to be verified by a letter from the Chairman of the Department where the physician has served a faculty position. The Chairman will also need to give his opinion whether the 3 years experience is equivalent to 3 years postgraduate medical education.

**Board Action:** Table until the May meeting. Prepare letter with full text for the Board's consideration.

### **Retired Volunteer Physicians**

Catchline: Dr. Kanof charged the License Committee, in conjunction with the Legal Department, with establishing a way to determine if a physician requesting a retired volunteer license has been keeping up to date with medicine.

**Board Action:** If the Legal Department agrees, make the current CME statutory requirement a part of the application process.

A motion passed to close the session to investigate, examine, or determine the character and other qualifications of applicants for professional licenses or certificates while meeting with respect to individual applicants for such licenses or certificates.

The Board reviewed 5 licensure applications. A written report was presented for the Board's review. The Board adopted the committee's recommendation to approve the written report. The specifics of this report are not included as these actions are not public information.

A motion passed to return to open session.

### **SPLIT BOARD LICENSURE INTERVIEWS**

A motion passed to close the session to investigate, examine, or determine the character and other qualifications of applicants for professional licenses or certificates while meeting with respect to individual applicants for such licenses or certificates.

Twelve licensure interviews were conducted. A written report was presented for the Board's review. The Board adopted the committee's recommendation to approve the written report. The specifics of this report are not included as these actions are not public information.

A motion passed to return to open session

### **APPLICANTS PRESENTED TO THE BOARD**

Gina Maria Abbruzzi	Matthew Block	Michael Cunningham Byrne
James Browden Allen	Susan K. Bodtke	Mark Terence Cahill
Helina Amare	Jessica Lee Boevers	Bibb Randall Cain
Balamurali K Ambati	Vicente Diaz-Gonzalez Borja	Anne Hord Calhoun
Saad Amin	Craig E Boyajian	Thomas Johnstone Campen
Stephen Charles Ashe	Daniel William Bradford	Sean Thomas Canale
Norman Abraham Assad	William Alan Bradshaw	Stephen Charles Cannon
Douglas Frederick Aukerman	Leo Richard Brancazio	Marty Duane Casebier
Daniel Andrew Bambini	Kirsten Nicole Bray	Robert Tillman Chambers
Susan Marie Bane	Dennis Michael Brinkman	Nadra Chaudhary
Craig E. Barnes	Stephen Trevor Briscoe	Jeffrey H. Chen
Daxes Mohan Banit	Heather Marie Brostowicz	Harin Jasubhai Chhatiawala
Linda Namutebi Barlow	Alphonso Brown Jr.	Lenore Renee Chiles
Linda Claire Bartlett	Ryan Anthony Brown	Kenneth Cloninger
Raquel Rae Bartz	Michael Scott Buchsbaum	John Edward Coffey
Ted Albert Bauman	Barbara Lynn Burch	Adrienne Shavonne Coker
Richard Bryan Bell	Sherri Yvonne Burton	Briggs Edward Cook Jr.
Ronald James Biscopink	Julie Story Byerley	Thomas Lanno Cook

Edgar Stuart Cornett  
Charles Marston Crawford  
Lawrence Edward Crawford  
Edward Earl Cunningham  
Brian Gary Czito  
Toni Michelle Czito  
Paul Charles D'Angelo  
Saul Joseph David  
John Samuel Davis  
Kevin Michael Deinema  
Katherine Cioffi Delgado  
Jeremy Todd Dickinson  
Kelly Thomas Drake  
Amy Stein Drumheller  
Mark Thomas Emery  
Greg Edward Eudy  
Evan David Evans  
David Jefferson Farley  
Adrienne Schapiro Ferriss  
Sheri Wells Fleeman  
Julie Lynn Flick  
Marc William Flickinger  
Brian Joseph Flynn  
John Russell Folger, Jr.  
Joseph Vincent Follett  
Jon Eric Fromke  
Jagadeesh Rudrappa Ganji  
Seema Garcha  
Sherebanu Firoze  
Gaslightwala  
Garth Otto George  
Marie Gravier-Farnsworth  
Dixon Eijah Gregory  
Todd Frederick Griffith  
Scott Allen Hagen  
Philip Rollins Hanlon  
Kevin Scott Harbourne  
Amy Jo Harden  
Richard Dax Hawkins  
James Richard High  
Otis Monroe Hill  
Patricia Hinson  
Caroline Laurens  
Hollingsworth  
Patrick Manning Hranitzky  
Michael Pao-Chun Hu  
Karrar Husain  
Roshan Hussain  
Obinna Chukwudi Igwilo  
Stephen Thomas Iuliano  
Hassan Jabbour

Michael Todd Jacobs  
Tammy Hall Jenkins  
Holly Gene Jense  
Brian Patrick Jones  
Adil Saddiq Ahmed Kamal  
Catherine Pascoe Kaminetzky  
Mahesh Durgadas Kanojia  
Lida Kechavarz  
Kirsten Suzanne Kerr  
Jayanth Hiremagalur  
Keshavamurthy  
Lunsford Richardson King Jr.  
Kombiz Patrick Klein  
Douglas Gavin Kondo  
Andrew Howard Krueger  
Hilary Miller Krueger  
Hadi Kassimali Ladak  
Georgine Marie Lamvu-Schooler  
Johnathan Mark Lancaster  
William Norman Lane Jr.  
Kevin Neal Largen  
Antoinette Louisa Laskey  
Gary Harold Lavine  
Stella Reyes Lawsin  
Tsauyu Lin  
Robert Wayne Locklear  
Robert James Long  
Jay Hathaway Lucas  
Frederic Bruce Ludwin  
Gregory Cicero Lunceford  
Alissa Poppiti Manfredi  
Matthew Alexander Manning  
Lee Ann Manthorne  
Josette Maria  
Christian Eduardo Martin  
Jacqueline Marina Martin  
Jeffrey Lee Martin  
Michael James McClure  
Rachel Knight McGuire  
Robert Carl McKenzie, Jr.  
Edgar Lee McPherson  
Holly Murrell Mcpherson  
Robert Ralph Mendes  
Ketki Deepen Modi  
Sammy Abdel-Monem Moghazi  
Karen Ann Moller  
Pierce Jones Moore III  
Claude Thurman Moorman, III  
Francine Katherine Moring

Stanley Thomas Morris  
Thomas Christopher Morris  
John Andrew Morrison  
Robert Allen Morrow  
Joel Andrew Morton  
Christopher William Morton  
Kathryn Ann Morton  
Frank Joseph Moya  
Richard Stanley Musialowski, Jr.  
Aswani Subbaram Naidu  
Christopher Gerard Nelson  
Matthew Gregory Nessmith  
Douglas Gregory Nuelle  
Olusola Olanrewaju Oguntolu  
Adeyemi John Olufolabi  
Ramachandra Rao Paidi  
Rig Subhash Patel  
Thomas Arthur Payne  
John Mark Pennington  
Christopher David Petrus  
Joseph Delacy Pinckney Jr.  
Nicky Lynn Pipkin  
Stephen Bryan Pociask  
Susan Bernadette Promes  
Adnan Khiri Raed  
Donald Eric Reed  
Robert Joseph Reichling  
Rachel Dianne Harris Respass  
Michael Leroy Reynolds  
John Edward Ricks  
Sheri Lynn Rowen  
David Ernest Saintsing  
Jennifer Mae Sanderson  
David Brian Schinderle  
Thomas Joseph Schvehla  
Gaurang Chandubhai Shah  
Amie Lynn Sharrits  
John Joseph Sheehan Jr.  
Jonathan Daniel Shoffner  
Zaeem Azfer Siddiqi  
Amar Nath Singh  
Edward Shiang-Lin Smith  
Ronald David Smith  
Martha Ashley Agee Snyder  
Laurence Siason So  
Carlos Augusto Sotelo  
Michael Antonio Spencer  
Pamela Gail Standard  
Jeff Peter Steinhoff

Anne Elizabeth Hillman  
Stephens  
John Ruan Stephens  
Cameron McLure Stone  
Wendy Jones Stout  
Valarmathi Sundar  
Jonathan Craig Taylor  
Marshall Carney Taylor Jr.  
Virginia Hood Templeton  
Upendra Natverlal Thaker  
Michelle Terese Thiny  
Grace Thomas  
Tom Jimison Vaughn, Jr.  
Aparna Velnati  
Peter Michael Voorhees  
Kurt Voos  
Brett David Wagner  
Jason Alexander Walker  
Maximilian Graff Walten Jr.  
Andrette Tempie Ward  
Sara Kathleen Warren  
Kristen Leah Wilson  
Victoria N. Hummel Wilson  
Carson Wright  
Janet E.S. Young  
Leonardo Montuya Zara  
Michael McLaren Zilles  
Adam Jason Zolotor  
Anne Bradford Zweifel

**LICENSES ISSUED BY ENDORSEMENT AND EXAM**

Gina Maria Abbruzzi	Lawrence Edward Crawford
Helina Amare	Edward Earl Cunningham
Balamurali K Ambati	Brian Gary Czito
Saad Amin	Toni Michelle Czito
Stephen Charles Ashe	Paul Charles D'Angelo
Norman Abraham Assad	Saul Joseph David
Douglas Frederick Aukerman	John Samuel Davis
Daniel Andrew Bambini	Kevin Michael Deinema
Susan Marie Bane	Katherine Cioffi Delgado
Daxes Mohan Banit	Jeremy Todd Dickinson
Linda Namutebi Barlow	Amy Stein Drumheller
Raquel Rae Bartz	Mark Thomas Emery
Ted Albert Bauman	Greg Edward Eudy
Richard Bryan Bell	Evan David Evans
Ronald James Biscopink	David Jefferson Farley
Matthew Block	Adrienne Schapiro Ferriss
Jessica Lee Boevers	Sheri Wells Fleeman
Vicente Diaz-Gonzalez Borja	Julie Lynn Flick
Craig E Boyajian	Marc William Flickinger
Daniel William Bradford	Brian Joseph Flynn
William Alan Bradshaw	Joseph Vincent Follett
Leo Richard Brancazio	Jon Eric Fromke
Kirsten Nicole Bray	Jagadeesh Rudrappa Ganji
Stephen Trevor Briscoe	Seema Garcha
Heather Marie Brostowicz	Sherebanu Firoze Gaslightwala
Alphonso Brown Jr.	Garth Otto George
Ryan Anthony Brown	Dixon Eijah Gregory
Michael Scott Buchsbaum	Todd Frederick Griffith
Barbara Lynn Burch	Scott Allen Hagen
Sherri Yvonne Burton	Philip Rollins Hanlon
Julie Story Byerley	Amy Jo Harden
Michael Cunningham Byrne	Richard Dax Hawkins
Bibb Randall Cain	James Richard High
Anne Hord Calhoun	Otis Monroe Hill
Thomas Johnstone Campen	Patricia Hinson
Sean Thomas Canale	Caroline Laurens Hollingsworth
Stephen Charles Cannon	Patrick Manning Hranitzky
Marty Duane Casebier	Michael Pao-Chun Hu
Nadra Chaudhary	Karrar Husain
Jeffrey H. Chen	Obinna Chukwudi Igwilo
Harin Jasubhai Chhatiawala	Stephen Thomas Iuliano
Lenore Renee Chiles	Hassan Jabbour
John Edward Coffey	Michael Todd Jacobs
Adrienne Shavonne Coker	Holly Gene Jense
Briggs Edward Cook Jr.	Brian Patrick Jones
Thomas Lanno Cook	Adil Saddiq Ahmed Kamal
Edgar Stuart Cornett	Catherine Pascoe Kaminetzky
Charles Marston Crawford	Lida Kechavarz

Kirsten Suzanne Kerr  
Jayanth Hiremagalur Keshavamurthy  
Lunsford Richardson King Jr.  
Kombiz Patrick Klein  
Douglas Gavin Kondo  
Andrew Howard Krueger  
Hilary Miller Krueger  
Hadi Kassimali Ladak  
Georgine Marie Lamvu-Schooler  
Johnathan Mark Lancaster  
William Norman Lane Jr.  
Kevin Neal Largen  
Antoinette Louisa Laskey  
Gary Harold Lavine  
Stella Reyes Lawsin  
Tsauyu Lin  
Robert James Long  
Jay Hathaway Lucas  
Gregory Cicero Lunceford  
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Matthew Alexander Manning  
Lee Ann Manthorne  
Christian Eduardo Martin  
Jacqueline Marina Martin  
Jeffrey Lee Martin  
Michael James McClure  
Rachel Knight McGuire  
Edgar Lee McPherson  
Holly Murrell Mcpherson  
Robert Ralph Mendes  
Ketki Deepen Modi  
Sammy Abdel-Monem Moghazi  
Karen Ann Moller  
Pierce Jones Moore III  
Francine Katherine Moring  
Stanley Thomas Morris  
Thomas Christopher Morris  
John Andrew Morrison  
Christopher William Morton  
Kathryn Ann Morton  
Frank Joseph Moya  
Richard Stanley Musialowski, Jr.  
Aswani Subbaram Naidu  
Christopher Gerard Nelson  
Matthew Gregory Nessmith  
Douglas Gregory Nuelle  
Olusola Olanrewaju Oguntolu  
Ramachandra Rao Paidi  
Rig Subhash Patel  
Thomas Arthur Payne  
Christopher David Petrus

Joseph Delacy Pinckney Jr.  
Stephen Bryan Pociask  
Susan Bernadette Promes  
Adnan Khiri Raed  
Donald Eric Reed  
Robert Joseph Reichling  
Rachel Dianne Harris Respass  
Michael Leroy Reynolds  
John Edward Ricks  
David Ernest Saintsing  
Jennifer Mae Sanderson  
David Brian Schinderle  
Thomas Joseph Schvehla  
Gaurang Chandubhai Shah  
Amie Lynn Sharrits  
John Joseph Sheehan Jr.  
Jonathan Daniel Shoffner  
Zaeem Azfer Siddiqi  
Amar Nath Singh  
Edward Shiang-Lin Smith  
Ronald David Smith  
Martha Ashley Agee Snyder  
Laurence Siason So  
Carlos Augusto Sotelo  
Michael Antonio Spencer  
Pamela Gail Standard  
Jeff Peter Steinhoff  
Anne Elizabeth Hillman Stephens  
John Ruan Stephens  
Cameron McLure Stone  
Wendy Jones Stout  
Valarmathi Sundar  
Jonathan Craig Taylor  
Marshall Carney Taylor Jr.  
Virginia Hood Templeton  
Upendra Natverlal Thaker  
Michelle Terese Thiny  
Grace Thomas  
Aparna Velnati  
Peter Michael Voorhees  
Kurt Voos  
Jason Alexander Walker  
Maximilian Graff Walten Jr.  
Andrette Tempie Ward  
Sara Kathleen Warren  
Kristen Leah Wilson  
Victoria N. Hummel Wilson  
Carson Wright  
Janet E.S. Young  
Leonardo Montuya Zara  
Michael McLaren Zilles

Adam Jason Zolotor  
Anne Bradford Zweifel

Sheri Lynn Rowen  
Brett David Wagner

**Interview Forms Not Received**

Frederic Bruce Ludwin

**Faculty Limited Licenses**

Mark Terence Cahill

**Reactivations (short process)**

Linda Claire Bartlett

**Reinstatements (long process)**

Craig E. Barnes

Dennis Michael Brinkman

Kevin Scott Harbourne

Claude Thurman Moorman, III

Joel Andrew Morton

Nicky Lynn Pipkin

**COMPLAINT COMMITTEE REPORT**

John Dees, MD; Elizabeth Kanof, MD; Walter Pories, MD; Aloysius Walsh

The full Board reviewed and approved the complaint committee report noted below.

A motion passed to close the session to prevent the disclosure of information that is confidential pursuant to sections 90-8, 90-14, 90-16, and 90-21.22 of the North Carolina General Statutes and not considered a public record within the meaning of Chapter 132 of the General Statutes.

The Complaint Committee reported on 43 complaint cases. A written report was presented for the Board's review. The Board adopted the committee's recommendation to approve the written report. The specifics of this report are not included as these actions are not public information.

A motion passed to return to open session.

**INVESTIGATIVE COMMITTEE REPORT**

Paul Saperstein; Stephen Herring, MD; Robin Hunter-Buskey, PA-C; John Foust, MD; Charles Garrett, MD

A motion passed to close the session to prevent the disclosure of information that is confidential pursuant to sections 90-8, 90-14, 90-16, and 90-21.22 of the North Carolina General Statutes and not considered a public record within the meaning of Chapter 132 of the General Statutes.

The Investigative Committee reported on 40 investigative cases. A written report was presented for the Board's review. The Board adopted the committee's recommendation to approve the written report. The specifics of this report are not included as these actions are not public information..

A motion passed to return to open session.

**INFORMAL INTERVIEW REPORT**

A motion passed to close the session to prevent the disclosure of information that is confidential pursuant to sections 90-8, 90-14, 90-16 and 90-21.22 of the North Carolina General Statutes and not considered a public record within the meaning of Chapter 132 of the General Statutes.

One informal interview was conducted and reported. A written report was presented for the Board's review. The Board adopted the Split Boards' recommendations and approved the written report as modified. The specifics of this report are not included as these actions are not public information.

A motion passed to return to open session.

## **MALPRACTICE COMMITTEE REPORT**

John Dees, MD; Elizabeth Kanof, MD; Walter Pories, MD; Aloysius Walsh

A motion passed to close the session to prevent the disclosure of information that is confidential pursuant to sections 90-8, 90-14, 90-16, and 90-21.22 of the North Carolina General Statutes and not considered a public record within the meaning of Chapter 132 of the General Statutes.

The Malpractice Committee reported on 13 cases. A written report was presented for the Board's review. The Board adopted the committee's recommendation to approve the written report. The specifics of this report are not included as these actions are not public information.

A motion passed to return to open session.

## **ADJOURNMENT**

This meeting was adjourned on April 26, 2001.

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John T. Dees, MD  
Secretary/Treasurer