

MINUTES
MEETING OF THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF NORTH CAROLINA
JANUARY 19 - 22 , 1984



MINUTES

Call to Order

A. T. Pagter, Jr., President of the Board of Medical Examiners of the State of North Carolina, called this meeting of the Board to order with an opening prayer at 8:55 p.m. at the Sheraton Highwoods, Raleigh, North Carolina.

Board members present included: Frank Noble Sullivan, M.D., Secretary-Treasurer; Charles Howard Duckett, M.D.; Thomas Edmunds Fitz, M.D.; Louis Todd Kermon, M.D.; Jack Alexander Koontz, M.D.; Rose Pully, M.D.; and Mrs. Martha Walston. Staff members present, who distributed material for the Board members' consideration at this time, included: Bryant D. Paris, Jr., Executive Secretary; Betty Joe Barick, Assistant Executive Secretary; Don Pittman, Investigator; and Sibyl Lamoreaux, Secretary.

Physician Assistant ApplicationsPhysician Assistant Applications Approved by the Board

John Wayne Keeling, M.D., Reidsville - Brenda Sue Brown, PA
 V. N. Thakur, M.D., Lumberton - Harvey Gene Colley
 Herbert A. Steimel, M.D., Salisbury - Darrell R. Elrod, Jr., PA
 Philip K. Battle, M.D., Asheville - Gail E. Ely, PA
 John M. Gambill, M.D., Greenville - Robert T. George, Jr., PA
 Erna L. Borousch, M.D., Lenoir - Geraldine Westbrook Gorst, PA
 P. D. Sloane, M.D., Chapel Hill - Susan Weissman, PA
 Joseph J. King, Jr., M.D., Monroe - William Sean Irvin, PA
 Thorir D. Bjornsson, M.D., Durham - Deborah Susan Jacob, PA
 Isak Kohener, M.D., Lincolnton - Rita Morrison Katz, PA
 Stephen A. Mitchell, M.D., Rocky Mount - Harry M. Matthews, Jr., PA
 C. W. Guest, M.D., Greensboro - Phillip L. Matthews, PA
 John S. Noell, M.D., Black Mountain - Martha M. Munden, PA
 Donald M. MacQueen, M.D., Wilmington - Pierce M. Overman, PA
 Gary N. Foulkes, M.D., Durham - Jane C. Pan, PA
 H. Newland Oldham, M.D., Durham - Diane Leslie Salai, PA
 Paul P. Gwyn, M.D., Winston-Salem - Marisa Louise Stahl, PA
 Daniel J. Hurst, M.D., Winston-Salem - Rebecca J. Welbourne, PA
 Robert H. Jones, M.D., Durham - M. J. Wilson, PA

Physician Assistant Applications for Approval of Changes in Primary Supervising Physicians Approved Administratively and by the Board

Veronica J. F. Ray, M.D.	Joyce C. Nichols, PA
Laura P. Svetkey, M.D.	Percy E. Golson, PA
Allan J. Lester, M.D.	John Patrick Hawley, PA

Nurse Practitioner Joint Subcommittee Report

Dr. Koontz, Chairman of the Joint Subcommittee, reported on the meeting of the Joint Subcommittee held January 19, 1984.

Nurse Practitioner Programs Approved by the Board

Indiana University School of Nursing Specialist in Clinical Nursing Program in Primary Health Care of Adults and Children

University of Wisconsin Oshkosh College of Nursing Master of Science Nursing Program to Prepare Primary Care Nurse Clinicians

University of Massachusetts Division of Nursing Adult and Young Adult Nurse Practitioner Program.



Nurse Practitioner Applications Approved by the Board

H. V. Vick, M.D., Tarboro - Bett B. Daughtridge, NP
 Craigan L. Gray, M.D., Asheville - Janice E. Brunk, NP
 David Love, M.D., Asheville - Sharon K. Hartsell, NP
 David Love, M.D., Asheville - Joan E. Walker, NP
 Alfred G. Siege, M.D., Carthage - Deborah E. Shamberger, NP

Nurse Practitioner Applications Approved by the Board if and when Certain Credentials are Submitted or Certain Conditions are Met

Michael F. Durfee, M.D., Raleigh - Judith M. Roberts, NP

Nurse Practitioner Applications with Pending Approvals

Paul Green, Jr., M.D., Salisbury - Jeryl Ann McParland, NP
 J. H. McCallum, Jr., M.D., Greenville - Cathy S. Moran, NP
 J. H. McCallum, Jr., M.D., Greenville - Patricia A. Segarra, NP
 Linny M. Baker, M.D., Concord - Sara Rabun White, NP

Nurse Practitioner Requests for Approval of Extension of Duties Approved by the Board

James Beatty Holt, M.D., Pittsboro - Jessie Goins, NP
 Thomas E. Frothingham, M.D., Durham - Nancy White, NP

Nurse Practitioner Changes in Primary Supervising Physicians Approved Administratively and Approved by the Board

Robert Woodward, M.D.	Donna Ellis, NP
D. E. Jones, M.D.	Rebecca Wilson, NP

Proposed Revision of Nurse Practitioner Application Forms

Dr. Koontz reported to the Board the recommendations of the Joint Subcommittee regarding Nurse Practitioner Application Forms. The Board adopted the following motions with regard to the proposed application forms that:

1. The deadline for receiving completed applications shall be fifteen days prior to the meeting at which the applications are to be considered.
2. All applications shall be typewritten and these instructions shall be placed in capital letters on the application form.
3. Questions routinely asked applicants for licensure by the Board of Medical Examiners shall be included on nurse practitioner applications for approval.

Incomplete Nurse Practitioner Applications

The Board adopted a motion that all applications considered at the January, 1984, meeting of the Joint Subcommittee with more than one item missing from the application forms be returned for completion and then submitted to physician and nurse reviewers for further recommendations. The President of the Board of Medical Examiners instructed that, in the future, all incomplete applications be returned to the Board of Nursing and that the Executive Director of the Board of Nursing be further informed that the Joint Subcommittee will consider only complete nurse practitioner applications.

Letter to University of Wisconsin Oshkosh College of Nursing

The Board adopted a motion that a letter be sent to this university inquiring about the Master of Science Nursing Program to Prepare Primary Care Nurse Clinicians and requesting documentation, if available, that completing course work without meeting all program requirements is equivalent to attaining the core curriculum educational level.



Emergency Medical Services ApplicationsEMT-Intermediate Applications Approved by the Board

Wake: 1, Mecklenburg: 3, Alamance: 2, Buncombe: 3, Wilson: 5, Randolph: 1

EMT-Paramedic Applications Approved by the Board

Iredell: 3, Wilson: 4, Forsyth: 10, Cumberland: 2

MICN Applications Approved by the Board

Beaufort: 3, Orange: 2

Bee Sting Applications Approved by the Board

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Emergency Medical Services Meeting Concerning Mobile Intensive Care Nurse Training Programs

Dr. Sullivan reported to the Board of Medical Examiners on a meeting he attended concerning MICN training programs. He stated that Mr. Bailey and Mr. Eddinger discussed how these programs are equated, evaluated, and approved.

The Board adopted a motion that the Office of Emergency Medical Services review MICN training programs, functions of MICN's under standing protocols in the absence of physicians, and need for Mobile Intensive Care Nurses in North Carolina. Dr. Sullivan further reported to the Board of Medical Examiners that the Office of Emergency Medical Services plans to form a study group to consider these problems and re-iterated that, under North Carolina General Statutes, the Joint Subcommittee has no authority in the area of Mobile Intensive Care Nurses.

Dr. Sullivan informed the Board that the Board of Medical Examiners has approved all existing MICN training programs.

Biennial Registration Reinstatements Approved by the Board

The Board adopted a motion that the following physician's license which was suspended for failure to register be reinstated as he has now registered: Joseph Leonard Dunford

Interviews for License by Endorsement of Credentials

The following physicians applied for license by endorsement of credentials, appeared for personal interviews before the Board, a subcommittee of the Board, an individual Board member, or the Executive Secretary, and obtained licensure January 21, 1984.

John Abernethy, Jr.	Ronald Tyrone Harris	Arvindrai Patel
Robert Bankov	Timothy Hart	Cynthia Payne
Keith Beck	Margaret Hassett	Gary Porubsky
Shankar Bhat	Ann Haviland	Pakkam Rajasekaran
Virginia Blevins	Walter Henrichs	Jocelyn Rasmussen
Stanley Brauer	William Hensel	Mallory Read, Jr.
Warren Burrows, II	Richard House	Ronald Rejzer
James Busch	Milford Hutchinson, III	Bregory Rekuc
Preston Calvert	Paul Johnson	Donald Riopel
James Carleo	Stephen Johnson	Janifer Roberts
Donald Cashion	Thomas Johnson	William Robinett
Hugh Clarke	John Kenny	Charles Rula
Joseph Colligan	Eric Kirschner	James Scholten
Bickley Craven	Stuart Knechtle	Thomas Sena
Pamela Culp	Dennis Koziol	Raymond Shelton
David Cundiff	Mark Liang	Christopher Smith
Edmund Darroux	Harry Lustig, Jr.	Jeffrey Smith
Jayesh Dave	Kenneth Marburg	Phyllis Stephenson
Ward Dean	Rebecca Marcus	Robert Stetler
Richard Deichmann, Jr.	Ellen Marmer	Stephanie Studenski
James Denier	Jeffrey Martin	Joseph Thomas
Charles Devine, III	Lawrence Martin	Rudolf Ronald Toffolo
Paul Dunn, Jr.	Alfred Massaquoi	Richard Vance
Charles Ellis	Carey Mayer	Hans Vogel
John Fax, Jr.	William McClellan	Howard Waldman
Derek Gardner	Zarine Mistry	Bonnie Waldrop
Beverly Genez	Thomas Monk	James Wallis
Michael Gorback	Stacy Month	Jacob Ward
Patrick Gray	Frank Moreau	Thomas Warren
Susan Gubert	David Nichols	Bruce Weinraub
Suzanne Haefele	Georgia Olympio	Douglas Whetsell
David Haimes	Michael Olympio	Pamela Whitney
Harold Haralson, II	Stuart Owens	Robert Williams, Jr.
David Harding	Dineshkant Parikh	Thomas Wilson
	Robert Parker, Jr.	Michael Zich

Temporary Licenses

Robert William McDermott

Applicants for License by Examination

The Board licensed the following physicians who submitted the required credentials and successfully passed the North Carolina Examination for Licensure (FLEX).

Terry Forrest
Charles Fulp, Jr.
Wade King
Larry Nickens
Marcus Randall

Lease Agreement

The Executive Secretary reported to the Board that the present office lease agreement expires March 31, 1984. He indicated that Medical Mutual Insurance Company initially planned to rent the entire second floor of the Medical Society building and offered to rent space to the Board of Medical Examiners; however, according to Mr. Paris, Medical Mutual subsequently withdrew its offer. The North Carolina Medical Society has informed the Board that it will lease office space for \$9.95 per square foot.

Mr. Paris further informed the Board that the Council of State must approve the Board's lease arrangement and also stated that the state of North Carolina will insist upon the relocation of the Board's office unless a lease agreement is reached.

The Board of Medical Examiners adopted a motion that a letter be written to both the Council of State and to the North Carolina Medical Society expressing the desire of the Board of Medical Examiners to maintain its headquarters office in the North Carolina Medical Society building. The Board adopted a further motion that these letters state that relocating would have a disruptive effect on the licensure process in the state of North Carolina. The Board also adopted a motion that the Medical Society be advised the Board desires to maintain its present office space if a mutually acceptable agreement can be reached.

The Board adopted a motion that the Executive Secretary research alternatives to leasing space from the North Carolina Medical Society and report the results to the Board at its March, 1984, meeting. The Board members commented that the cost of adapting the office space to suit the needs of a new tenant would eliminate any profit the Medical Society might realize from increasing the rental fee. Dr. Sullivan requested that he be furnished with copies of correspondence concerning the lease arrangement.

Nominations for Federation Officers

The President of the Board and the Executive Secretary reported to the Board of Medical Examiners that they plan to attend the next Federation meeting. Mr. Paris stated that, when he receives the slate of officers, he will distribute this information to the Board members.

Commission to Evaluate Foreign Medical Schools

The Board reviewed a proposed evaluation system for foreign medical schools prepared by the Federation. The Board adopted a motion that it approves of this plan.

National Board Program

Dr. Pagter instructed that a letter be written requesting permission for Mrs. Barick to observe a National Board at Duke University Medical Center.

Universidad Autonoma de Guadalajara

The Board reviewed information indicating that this university has been sending its students to participate in clinical clerkships in New York. The Board also reviewed information indicating that all hospitals involved in this program are teaching hospitals with house staff but that one hospital does not have an internal medicine program. The Board adopted a motion that this report be accepted as information.



Universidad Autonoma de Ciudad Juarez

The Board reviewed information concerning this school which is "patterned" after the University of Miami. The Board also reviewed a report indicating that the literature submitted by the university does not state that Universidad Autonoma de Ciudad Juarez is "equal" to the University of Miami. At the May, 1983, meeting in Pinehurst, North Carolina, Deans from North Carolina medical schools did not react positively in a discussion this school. The Board adopted a motion that this report be accepted as information with the notation that the Board of Medical Examiners has insufficient information to either approve or disapprove the M.D./Ph.D. program.

ECFMG Passing Score

Dr. Duckett reported that he will investigate the possibility of requiring a passing score of 85 on ECFMG and report his recommendations to the Board.

Data Request from Bowman Gray

The Board adopted a motion that the requested information be made available for a fee of \$100.00

Policy Concerning Processing Data Requests

The Board adopted a motion that the Executive Secretary be authorized to approve medically related data requests for a fee of \$100.00, that he present a report to the Board concerning these data requests, and that he discuss any problems concerning data requests with the President of the Board.

Data Request from the University of North Carolina Division of Speech and Hearing Sciences

The Board directed the Executive Secretary to process this request appropriately.

Professional Corporation Name Request: Lumberton Pediatric Associates, P.A.

The Executive Secretary reported on receiving a request from a professional corporation to use the name Lumberton Pediatric Associates, P.A. He also reported that there is another professional corporation with the name Lumberton Children's Clinic, P.A. The Board adopted a motion that a letter be written to Lumberton Children's Clinic, P.A., to determine if this professional corporation has any objection to the proposed name: Lumberton Pediatric Associates, P.A.; and, if the Children's Clinic responds in writing that it has no objection to the proposed name, a letter be written to the new corporation approving the requested name.

Policy Regarding Corporation Name Requests

The Board adopted a motion that the procedure which it recommended for Lumberton Pediatric Associates, P.A., be followed on all future requests and that the Executive Secretary report any responses stating objections to proposed names to the Board of Medical Examiners.



Policy Concerning Approval of Physicians Holding Temporary Licensure for Permanent Licensure

The Board adopted a motion that physicians holding temporary licenses who request permanent licenses on the basis of North Carolina practice sites be approved for permanent licensure by the Executive Secretary after consultation, if necessary, with the President of the Board.

Letter from the American Board of Chelation Therapy

The Board reviewed a letter from this organization offering to provide information on chelation therapy. The Board adopted a motion that this report be accepted as information.

January, 1985, Meeting

The Board adopted a motion that this meeting be held during the same time period as the 1984 meeting at the Sheraton Highwoods, that certain requests be made of the Sheraton Highwoods, and that these meeting arrangements be subject to change.

Physicians' Recruiting Organization Request for Information

The Executive Secretary reported to the Board that a physicians' recruiting organization has requested a great deal of information concerning a large number of physicians. The Executive Secretary further reported that some of the requested information is not public and also stated that he advised the organization it may obtain in the office of the Board of Medical Examiners the portion of the requested information that constitutes public record. The Board adopted a motion that this report be accepted as information.

Martin Bernard Wingate, M.D., Williamsville, New York

The Board reviewed a request from this physician that the North Carolina Board of Medical Examiners waive its requirement for the standard certificate of ECFMG. The Board adopted a motion that this request not be approved.

Response Letters Regarding Complaints and Future Policy

The Board approved proposed response letters to complaints with the stipulation that these letters be individually typed. The Board adopted a motion that the Executive Secretary be authorized to respond to complaints without consultation with the President of the Board, that a report in list form concerning complaint responses be furnished to the Board, and that complaints presenting unusual problems be presented to the Board of Medical Examiners.

Myoung Woon Lee, M.D., Raleigh, North Carolina

The Board adopted a motion that it finds the charges preferred against Dr. Lee not to be substantiated in fact.

Anne Huldah Harvey, M.D., Charlotte, North Carolina

The Board of Medical Examiners adopted a motion that the recommendations of the Hearing Officer be approved, that the charges be found true, and that Dr. Harvey's medical license be revoked.



James Talford Power, III, M.D., Eugene, Oregon

The Board of Medical Examiners of the State of North Carolina held a hearing on charges preferred against James Talford Power, III, M.D., on January 20, 1984, at 4:30 p.m., at the Sheraton Highwoods, Raleigh, North Carolina, at which hearing Dr. Power appeared without counsel. The Board of Medical Examiners adopted a motion that it found the charges preferred against Dr. Power to be true, that the license to practice medicine in the state of North Carolina issued to Dr. Power be revoked, and that this revocation be suspended for a period of five years on the following conditions:

1. that Dr. Power submit to a psychiatric evaluation, furnish the psychiatrist's report to the Board of Medical Examiners, and, if it is the psychiatrist's recommendation, participate in therapy;
2. that Dr. Power fulfill the terms of disciplinary actions taken by other state medical boards;
3. that Dr. Power refrain from the personal use of any controlled substances other than those which may be prescribed by another physician or a dentist;
4. that Dr. Power maintain the level of medical competency expected of physicians' practicing medicine in the state of North Carolina;
5. that Dr. Power be, and remain, of good moral character and violate no federal or state laws; and
6. that Dr. Power notify the North Carolina Board of Medical Examiners prior to practicing medicine in the state of North Carolina.

William Martin Wyatt, M.D., Asheville, North Carolina

The Board adopted a motion that the recommendations of the Hearing Officer be approved and that the license issued to Dr. Wyatt be revoked.

John E. Littman, M.D., New Bern, North Carolina

The Board of Medical Examiners of the State of North Carolina adopted a motion that the license to practice medicine in this state issued to John E. Littman, M.D., be revoked and that the revocation be suspended on the following conditions:

1. that Dr. Littman not engage in medical practice prior to his participation in a hearing on charges preferred against him by the Board of Medical Examiners, and
2. that Dr. Littman not engage in the practice of medicine prior to presenting for the Board's review a statement from his attending physician indicating that he is physically capable of practicing medicine.

Wilson C. Rippy, Jr., M.D., Dudley, North Carolina

The Board adopted a motion that the recommendations of the Hearing Officer be approved and that the license to practice medicine in the state of North Carolina issued to Wilson C. Rippy, Jr., M.D., be revoked.

Raymond Dewey Wallace, Jr., M.D., Janis Faye Hall Rowe, NP

The Board of Medical Examiners adopted a motion that the recommendations of the Hearing Officer be approved and that Dr. Wallace and Nurse Practitioner Rowe be reprimanded.



Letters of Intent

The Board's attorney presented his opinion to the Board regarding letters of intent. He stated that, if the Board wishes to continue this practice, it will require a statutory change. A Board member stated that he favors a method whereby people who leave this state can be restricted from practicing in North Carolina. Mr. Weddington replied that such individuals could remain licensed but the Board could place their licenses in an inactive status. Another Board member stated that he favors placing in an inactive status physicians' licenses who have not practiced in this state for five years. The Board suggested that the Executive Secretary obtain information from Florida on its methods of licensing non-residents. The Board indicated that it believes if a physician maintains a practice in this state nine months out of a calendar year he may be considered a resident of North Carolina. The Board then discussed a means of re-activating licensure if a non-resident wishes to return to North Carolina for the purpose of practicing medicine. A Board member suggested that the Board of Medical Examiners require such a physician to appear before the Board or a member of the Board prior to approval of a re-activation request. The Board also considered including the appropriate questions on registration forms to solicit information relative to active or inactive licensure status. The Board adopted a motion that it discontinue issuing letters of intent, that the Executive Secretary research the matter of non-resident licensure, that he secure information from the Florida Board, and that he report his findings to the North Carolina Board of Medical Examiners.

Proposed Legislation Regarding Fees for FLEX Examination

The Board adopted a motion that appropriate legislation be introduced to increase the fee for FLEX to a figure not to exceed \$200.00 plus the cost of administering the examination.

Corporate Name and Corporate Practice of Medicine

Susan Parker, attorney for the Board, presented information regarding this subject, in general, and regarding a corporation in Morganton, in particular. She indicated that the Board may wish to consider amending or revoking the statute on corporate names and may wish to consider establishing a policy for approval of corporate names. Ms. Parker also informed the Board that she will research the legality of a corporation employed by another corporation and will report her findings to the Board. She suggested that the Board utilize some means, such as publication of information in the Journal, to inform the physicians in North Carolina of the Board's policy concerning corporate names. The Board adopted a motion that the corporation in Morganton be informed that it is in violation of North Carolina General Statutes by operating under an assumed name and that it be further informed if it wishes to continue to practice medicine as a corporation the physicians involved must incorporate using a name which complies with North Carolina General Statutes.

Robert Leonard Sample, M.D., Andrews, North Carolina

The Board adopted a motion that Dr. Sample's application for licensure on the basis of endorsement of credentials not be approved.

Larry Nelson Doyle, M.D., Morganton, North Carolina

The Board adopted a motion that Dr. Doyle's application for licensure on the basis of endorsement of credentials not be approved.



Adjournment

As there was no further business to be considered by the Board at this meeting, the President offered a closing prayer and declared the meeting of the Board of Medical Examiners of the State of North Carolina adjourned at 5:25 p.m., Saturday, January 21, 1984.



Frank Noble Sullivan, M.D., Secretary-Treasurer
BOARD OF MEDICAL EXAMINERS OF THE
STATE OF NORTH CAROLINA

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