

MINUTES

North Carolina Medical Board

January 18-20, 2006

**1203 Front Street
Raleigh, North Carolina**

Minutes of the Open Sessions of the North Carolina Medical Board Meeting January 18-20, 2006.

The January 18-20, 2006, meeting of the North Carolina Medical Board was held at the Board's Office, 1203 Front Street, Raleigh, NC 27609. The meeting was called to order at 8:04 a.m., Wednesday, January 18, 2006, by Robert C. Moffatt, MD, President. Board members in attendance were: H. Arthur McCulloch, MD, President Elect; Janelle A. Rhyne, MD, Secretary; Mr. Aloysius P. Walsh, Treasurer; E. K. Fretwell, PhD; Robin N. Hunter Buskey, PA-C; Donald E. Jablonski, DO; Ralph C. Loomis, MD; Michael E. Norins, MD; George L. Saunders, III, MD; and Dicky S. Walia. Absent was Sarvesh Sathiraju, MD.

Staff members present were: R. David Henderson, JD, Executive Director; Thomas W. Mansfield, JD, Legal Department Director; Brian Blankenship, Board Attorney; Marcus Jimison, JD, Board Attorney; Katherine Carpenter, JD, Board Attorney; Todd Brosius, JD, Board Attorney; Ms. Wanda Long, Legal Assistant; Ms. Lynne Edwards, Legal Assistant; Ms. Cindy Harrison, Legal Assistant; Mr. Curtis Ellis, Investigative Department Director; Don R. Pittman, Investigator/Compliance Coordinator; Mr. Edmund Kirby-Smith, Investigator; Mrs. Therese Dembroski, Investigator; Mr. Loy C. Ingold, Investigator, Mr. Bruce B. Jarvis, Investigator; Mr. Robert Ayala, Investigator; Mr. Richard Sims, Investigator; Mr. David Van Parker, Investigator; Mr. Vernon Leroy Allen, Investigator; Ms. Jenny Olmstead, Senior Investigative Coordinator; Ms. Barbara Rodrigues, Investigative Coordinator; Mr. Dale Breaden, Director of Communications and Public Affairs; Ms. Dena Marshall, Public Affairs Assistant; Mrs. Joy D. Cooke, Licensing Director; Ms. Michelle Allen, Licensing Supervisor; Ms. Amy Ingram, Licensing Assistant; Ms. Carol Puryear, Licensing Assistant; Ms. Lori King, Physician Extender Coordinator; Ms. Quanta Williams, Physician Extender Coordinator; Jesse Roberts, MD, Medical Director (via teleconference); Michael Sheppa, MD, Assistant Medical Director; Ms. Judie Clark, Complaint Department Director; Mrs. Sharon Squibb-Denslow, Complaint Department Assistant; Ms. Sherry Hyder, Complaint Summary Coordinator; Ms. Patricia Paulson, Malpractice/Medical Examiner Coordinator; Mr. Hari Gupta, Operations Department Director; Ms. Rebecca L. Manning, Registration Coordinator; Mrs. Janice Fowler, Operations Assistant; Mr. Peter Celentano, Comptroller; Ms. Ravonda James, Receptionist; Mr. Donald Smelcer, Technology Department Director; Ms. Dawn LaSure, Human Resources Director; and Mr. Jeffery Denton, Executive Assistant/Verification Coordinator.

MISCELLANEOUS

Presidential Remarks

Dr. Moffatt commenced the meeting by reading from Governor Easley's Executive Order No. 1, the "ethics awareness and conflict of interest reminder." No conflicts were noted.

New Board Members – Donald E. Jablonski, DO and Ralph C. Loomis, MD

Dr. Moffatt read the Oath of Office to Drs Jablonski and Loomis. He then welcomed and introduced them as newly appointed Board Members. Ms. Sara Allen, Director, Boards and Commissions Office was introduced to the Board.

Agents of the Board – Charles L. Garrett, MD and Edwin R. Swann, MD

Motion: A motion passed designating Drs Garrett and Swann as Agents of the Board.

Staff/Personnel Announcements

New Hires (Quanta Williams and Lee Allen)

Ms. Cooke introduced Ms. Williams as a new Physician Extender Coordinator. Mr. Ellis introduced Mr. Allen as a new Investigator covering Gaston and Mecklenburg Counties.

Audit Report

Mr. Christopher Duffus, CPA, Koonce Wooten & Haywood, LLP

Mr. Duffus reviewed the North Carolina Medical Board Audit for fiscal year 2005. He summarized that the firm had issued an unqualified opinion and that the “financial statements referred to present fairly, in all material respects, the financial position of the North Carolina Medical Board as of October 31, 2004 and 2005, and the changes in its net assets and its cash flows for the years then ended in conformity with accounting principles generally accepted in the United States of America.” He proceeded to go through the report highlighting certain items.

Motion: A motion passed to accept the Audit Report as presented.

Presentations to Public and Professional Groups

Dr. Norins stated that in the past he had conducted meetings with county medical societies, however, these meetings tended to be small and mainly attended by senior physicians not the target audience, the greater medical community. He believes that medical executive committees (MEC) represent all services and provide a platform to build a bridge with the Medical Board. He is scheduled to meet with the MEC’s in Guilford County and is working on Charlotte and neighboring counties. “This is a good opportunity to inform them (the MEC’s) of what the Board does and establish an alliance.” The Public Affairs Department is assisting Dr. Norins in preparing the presentation which can be made available to hospitals in the territories of other Board Members. He has volunteered to assist other Board Members with presentations.

Alcoholics Anonymous (AA) and other 12-Step Programs

Warren Pendergast, MD, Medical Director, North Carolina Physicians Health Program (NCPHP) and Mike Cox, Field Coordinator, NCPHP gave a presentation to the Board regarding AA and other 12-Step programs. As part of the presentation, Mr. Cox gave a brief history of AA tracing its origin back to the early 1930’s. A question and answer period followed.

MINUTE APPROVAL

Motion: A motion passed that the December 15, 2005, Board Minutes are approved as presented.

ATTORNEY’S 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, 90-21.22 and 143-318.11(a) of the North Carolina General Statutes and not considered a public record within the meaning of Chapter 132 of the General Statutes and to preserve attorney/client privilege.

ATTORNEY'S REPORT

Written reports on 166 cases were presented for the Board's review. The specifics of this report are not included as these actions are not public information.

A motion passed to return to open session.

MISCELLANEOUS

Reporting of Re-entry Agreements

Reporting attorney: Todd Brosius

The Legal Department has recently looked at the question of whether standard re-entry agreements are reportable adverse actions for the purposes of the HIPDB and NPDB databases.

It is our conclusion that standard re-entry agreements do not constitute adverse actions, and thus a report to the respective databases is not required. Both the HIPDB and NPDB provide the same example for a non-reportable offense: "A settlement agreement which imposes the monitoring of a practitioner, provider, or supplier for a specific period of time, unless such monitoring constitutes a restriction on the licensee, or is considered to be a reprimand." This example seems to fairly describe the standard re-entry agreements issued by the Board. The Legal Department remains cognizant that some re-entry agreements may contain specific limiting provisions or recitation of some other form of discipline, and those re-entry agreements will be specifically examined to determine whether they trigger the reporting requirements of the HIPDB and NPDB databases.

EXECUTED CASES

PUBLIC ACTIONS

Austermehle, Paul Edward PA

Consent Order executed 12/15/2005

Bilhorn, Denise Holloman MD

Re-entry Agreement and Order executed 1/3/2006

Carlson, James Lennart MD

Consent Order executed 9/30/2005

Cashion, Sandra Elise, PA

Re-entry Agreement and Order executed 1/5/2006

Cassidy, John Francis, PA

Consent Order executed 1/18/2006

Coniglio, Gerald Anthony MD

Notice of Charges and Allegations; Notice of Hearing executed 11/23/2005

Cooper Vaughn, Margaret Vivian

Denial of Licensure executed 12/9/2005

Corbett, Patricia Odham NP
Consent Order executed 12/13/2005

Desper, Beatrice Smith
Denial of Licensure executed 12/8/2005

Dixon, Randall Keith PA
Notice of Revocation executed 12/16/2005

Durrance, Donald William MD
Notice of Charges and Allegations; Notice of Hearing executed 11/23/2005

Gentry, James Harry, MD
Non-Disciplinary Consent Order executed 1/12/2006

Gilmer, Vince Donald, MD
Entry of Revocation executed 1/11/2006

Hagesith, Christian Ellis, MD
Notice of Charges and Allegations; Notice of Hearing executed 1/18/2006

Hess, Philip Joseph MD
Re-entry Agreement and Order executed 1/3/2006

Hucks-Folliss, Anthony George MD
Consent Order executed 1/3/2006

Jemsek, Joseph Gregory MD
Notice of Charges and Allegations; Notice of Hearing executed 12/9/2005

Kinnally, Steven Joseph PA
Consent Order executed 11/30/2005

La Grange, Charles Rex MD
Notice of Charges and Allegations; Notice of Hearing executed 11/28/2005

Lilly, Josiah Kenneth MD
Notice of Charges and Allegations; Notice of Hearing executed 11/28/2005

Lozano, Joseph John MD
Notice of Charges and Allegations; Notice of Hearing executed 12/15/2005

Martinez, Fernando Jesus MD
Notice of Charges and Allegations; Notice of Hearing executed 12/29/2005

Maung, Thein
Denial of Licensure executed 12/8/2005

Mayfield, Kelli Burgin MD
Order Terminating Consent Order executed 11/22/2005

Metzger, Deborah Ann MD
Consent Order executed 12/28/2005

Moir, Ronald Jeffrey MD
Termination of Consent Order executed 12/21/2005

Moskowitz, Edward James MD
Notice of Charges and Allegations; Notice of Hearing executed 12/8/2005

Mossburg, William Lee MD
Notice of Dismissal

O'Meara, James Joseph MD
Notice of Charges and Allegations; Notice of Hearing executed 12/29/2005

Pandit, Ashok Narayan MD
Notice of Charges and Allegations; Notice of Hearing executed 12/29/2005

Parikh, Prashant Pramod MD
Termination of Consent Order executed 11/22/2005

Patel, Aneel Nathoobhai, MD
Notice of Charges and Allegations; Notice of Hearing executed 1/18/2006

Peckinpaugh, James Matthew MD
Termination of Consent Order executed 12/8/2005

Polo, James Michael, MD
Consent Order executed 1/12/2006

Roark, Steven Forest, MD
Notice of Charges and Allegations; Notice of Hearing executed 1/18/2006

Rodezno, Robert Vincent, PA
Order executed 1/6/2006

Rogers, Bruce William MD
Consent Order executed 12/14/2005

Rollins, Curtis Edward MD
Consent Order executed 12/5/2005

Scott, Duncan R. Campbell, MD
Consent Order executed 1/18/2006

Smith, Tracey PA
Notice of Charges and Allegations; Notice of Hearing executed 12/29/2005

Stadiem, Michael David MD
Consent Order executed 11/18/2005

Stowell, Richard Jeremy A. MD
Notice of Charges and Allegations; Notice of Hearing executed 12/29/2005

Taylor, Dennis Absher
Denial of Approval executed 12/8/2005

Thompson, Jill Ellen MD
Termination of Consent Order executed 12/1/2005

Turton, William Edward
Denial letter executed 11/21/2005

Virmani, Ashutosh MD
Consent Order executed 12/29/2005

White, Steven William, PA
Amendment to Consent Order executed 1/13/2006

Wittich, Arthur Clifford MD
Notice of Charges and Allegations; Notice of Hearing executed 11/29/2005

Yanuck, Michael David, MD
Non-Disciplinary Consent Order executed 1/6/2006

EXECUTIVE COMMITTEE REPORT

Robert Moffatt, MD; Arthur McCulloch, MD; Janelle Rhyne, MD; Aloysius Walsh; George Saunders, MD

The Executive Committee of the North Carolina Medical Board was called to order at 10:35 am, Wednesday January 18, 2006 at the offices of the Board. Members present were: Robert C. Moffatt, MD, President; Harlan A. McCulloch, MD; Janelle A. Rhyne, MD; George L. Saunders, MD; and Aloysius P. Walsh. Also present were R. David Henderson (Executive Director), Hari Gupta (Director of Operations), and Peter T. Celentano, CPA (Comptroller).

Financial Statements

Mr. Celentano, CPA, presented to the committee the November 2005 compiled financial statements. November is the first month of fiscal year 2006.

The Board's surplus for November is \$134,200, as compared to a deficit of \$83,200 for the same period last year. Mr. Celentano stated to the committee the surplus is due to the fee increase and the fact that we delayed sending out renewal notices in October in anticipation of the Governor signing our fee bill.

Mr. Celentano commented to the Committee that total revenue for fiscal year 2006 was over budget by 5% and total administrative expenses were 1% over budget at this time.

The certificate of deposit will mature on February 11, 2006. This will be discussed later under Old Business.

The November 2005 Investment Summary was reviewed and accepted as presented.

Mr. Walsh made a motion to accept the financial statements as reported. Dr. McCulloch seconded the motion and the motion was approved unanimously.

Old Business

Certificate of Deposit: Mr. Celentano reviewed with the Committee the various investment options available to the Board as we start to accumulate a surplus in fiscal year 2006. The Board's certificate of deposit will mature on February 11, 2006. Dr. Rhyne made a motion to renew the certificate of deposit with BB&T at a rate of at least 3.65% for an additional six month term. Dr. McCulloch seconded the motion and the motion was approved unanimously.

Media Coverage: Mr. Henderson reviewed with the Committee several recommendations made by Dale Breaden to combat the negative publicity we received last year. Mr. Henderson explained to the Committee the best tool has always been effective licensing and disciplinary processes of the Board.

Random Audit Program: Mr. Curt Ellis, Director of the Investigative Department, reviewed with the Committee the status of a Random Audit Program initiated by the Investigative Department in September 2005 in response to concerns regarding PAs and NPs practicing in locations different from those of their supervising physicians. A comparison of practice locations revealed that over 1600 physician extenders had supervisors practicing in cities other than the city the extenders practiced in. This will constitute the sample. The ratio of PAs to NPs in the sample is ten to seven, and audits will be selected on this basis, i.e. ten PAs to seven NPs. Each field investigator will be required to perform twelve audits per year. Total random audits conducted for 2006 will be at least ninety. Additional audits will be performed as time permits.

Laws/rules PA/NP - Supervision: Mr. Marcus Jimison, staff attorney reviewed with the Committee answers to several questions that arose at previous Committee meetings regarding the supervision of physician extenders. These questions included whether a physician extender must be directly supervised by a physician, can a physician extender own his or her own practice and what are the rules regarding supervision of physician extenders?

New Business

Year End Audit – Koonce, Wooten & Haywood, CPAs: Mr. Chris Duffus, an audit Partner with Koonce, Wooten & Haywood, CPA reviewed with the Committee a draft of the audited Financial Statements for the fiscal year ended October 31, 2005. Mr. Duffus explained to the Committee that our statements are presented fairly and in accordance with generally accepted accounting principles. An unqualified opinion has been made on the report. Dr. McCulloch made a motion to accept the draft financial statement as presented. Dr. Rhyne seconded the motion and the motion was approved unanimously.

Selection of Perfusion Advisory Committee Members: The Legislature enacted a perfusion licensing law in 2005. This law requires the Medical Board to appoint three perfusionists and one physician to the Perfusion Advisory Committee. Dr. Moffatt reviewed with the Committee the candidates. Dr. McCulloch made a motion to appoint Dr. Michael Hines for a two year term as the physician candidate. Dr. Rhyne seconded the motion and the motion was

approved unanimously. Dr. Moffatt also reviewed with the Committee the seven perfusion candidates. Dr. McCulloch made a motion to appoint Mr. William Hodges and Mr. Scott Lawson for three year terms and to appoint Mr. Ian Shearer, for a two year term. Mr. Walsh seconded the motion and the motion was approved unanimously.

Selection of Midwifery Subcommittee Member: The Midwifery Joint Committee is comprised of three Medical Board members (usually those on the Allied Health Committee), three Board of Nursing members, two CNMs, (historically appointed by the Board of Nursing), and two OB-GYNs, (historically appointed by the NC Medical Board). There is a vacancy in one of the OB-GYN positions and the Medical Board needs to appoint a replacement. Dr. Moffatt reviewed with the Committee the candidates. Dr. McCulloch made a motion to accept the appointment of Dr. Frank Harrison to serve on the Midwifery Subcommittee. Dr. Saunders seconded the motion and the motion was approved unanimously.

IRS Mileage Rate - 2006: The Internal Revenue Service issues each year the standard mileage rate used to calculate the deductible costs of operating an automobile for business purposes. Historically, the NC Medical Board has used this amount as the reimbursement rate for Board members and staff. The IRS recently announced that the standard mileage rate for 2006 will be 44.5 cents per mile. Dr. Rhyne made a motion to change the mileage reimbursement rate effective February 1, 2006 to 44.5 cents per mile. Dr. McCulloch seconded the motion and the motion was approved unanimously.

License Status Nomenclature: Mr. Thom Mansfield, Director of the Legal Department, reviewed with the Committee the nomenclature of active licenses as they appear on our web site. The staff proposes that we no longer refer to active licenses as “Full and Unrestricted,” “Full with Restrictions” or “Limited by Consent.” Mr. Mansfield explained that all licenses are essentially either “Active” or “Inactive” and that the only subcategories that exist are those created by statute or rule, (such as RTL, Limited Visiting Professor, Retired Limited Volunteer, etc.) Mr. Mansfield stressed that the web site would strongly emphasize the existence of a public record in connection with an Active license. Thus, individuals would read the Consent Order or other final order and determine for themselves whether the license is restricted, limited, or otherwise different than it would have been without the public order in place. Dr. Saunders made a motion to accept the staff proposal to change the nomenclature on the web site to eliminate the various subcategories from Active licenses. Dr. Rhyne seconded the motion and the motion was approved unanimously.

Renaming of Conference Room – Bryant L. Galusha, MD: Mr. Henderson made a recommendation to the Executive Committee that the Board consider renaming one of the first floor Conference Rooms in honor of Bryant L. Galusha, MD who served twelve years on the NC Medical Board and was a former President of the FSMB. Dr. McCulloch made a motion to accept this proposal. Dr. Rhyne seconded the motion and the motion was approved unanimously.

The meeting was adjourned at 12:25pm.

Motion: A motion passed to approve the Executive Committee Report.

POLICY COMMITTEE REPORT

Arthur McCulloch, MD, Chair; Aloysius Walsh; George Saunders, MD; Janelle Rhyne; MD

The Policy Committee of the North Carolina Medical Board was called to order at 3:00 p.m., Wednesday, January 18, 2006, at the office of the Board. Present were: Arthur McCulloch, MD, Chair; Aloysius P. Walsh; George L. Saunders, MD; and Janelle A. Rhyne, MD. Also attending were: Thomas Mansfield, JD, Director, Legal Department, NCMB (PC Staff); Todd Brosius, Board Attorney, NCMB; Dale G. Breaden, Public Affairs Director, NCMB; Jesse Roberts, MD, Medical Director (via teleconference); Melanie Phelps, North Carolina Medical Society; and Mr. Jeffery T. Denton, Board Recorder (PC Staff).

November 2005 Policy Committee Meeting Minutes

The minutes from the November 16, 2005 Policy Committee Meeting were reviewed and accepted.

Fee Splitting – Review of Position Statement (*Mansfield*)

Mr. Mansfield presented a package of materials and various drafts to the committee for review and/or consideration. The following revised position statement was reviewed and discussed in detail with only minor changes being made.

Motion: A motion passed that the following revised position statement is approved and the position statement adoption process will be continued (Full Board approval, publish in *Forum*, etc.).

North Carolina Medical Board Position Statement

REFERRAL FEES AND FEE SPLITTING

Payment by or to a physician solely for the referral of a patient is unethical. A physician may not accept payment of any kind, in any form, from any source, such as a pharmaceutical company or pharmacist, an optical company, or the manufacturer of medical appliances and devices, for prescribing or referring a patient to said source. In each case, the payment violates the requirement to deal honestly with patients and colleagues. The patient relies upon the advice of the physician on matters of referral. All referrals and prescriptions must be based on the skill and quality of the physician to whom the patient has been referred or the quality and efficacy of the drug or product prescribed.

It is unethical for physicians to offer financial incentives or other valuable considerations to patients in exchange for recruitment of other patients. Such incentives can distort the information that patients provide to potential patients, thus distorting the expectations of potential patients and compromising the trust that is the foundation of the patient-physician relationship.

Furthermore, referral fees are prohibited by state law pursuant to N.C. Gen. Stat. Section 90-401. Violation of this law may result in disciplinary action by the Board.

Except in instances permitted by law (NC Gen Stat §55B-14(c)), it is the position of the Board that a physician cannot share revenue on a percentage basis with a non physician. To do so is fee splitting and is grounds for disciplinary action.

(Adopted November 1993)
(Amended May 1996, January 2006)

Availability of Physicians to Their Patients – Review of Position Statement (*Rhyne, Saunders*)

An amended position statement was reviewed and discussed in detail. It was decided that the post surgical/post procedural care aspects of the old position statement will be looked at by incorporating that wording into the Care of Surgical Patients position statement.

Motion: A motion passed that the following revised position statement is approved and the position statement adoption process will be continued.

North Carolina Medical Board Position Statement

AVAILABILITY OF PHYSICIANS TO THEIR PATIENTS

It is the position of the North Carolina Medical Board that once a physician-patient relationship is created, it is the duty of the physician to provide care whenever it is needed or to assure that proper physician backup is available to take care of the patient during or outside normal office hours.

The physician must clearly communicate to the patient orally and in writing instructions for securing after hours care if the physician is not generally available after hours or if the physician discontinues after hours coverage.

(Adopted July 1993)
(Amended May 1996, January 2001, October 2003, January 2006)

Competence and Re-Entry to the Active Practice of Medicine – Review of Possible Position Statement (*McCulloch, Walsh*)

This proposed position statement was reviewed and discussed in detail.

Motion: A motion passed that the following revised position statement is approved and the position statement adoption process will be continued.

North Carolina Medical Board Position Statement

COMPETENCE AND RE-ENTRY TO THE ACTIVE PRACTICE OF MEDICINE

The ability to practice medicine results from a complex interaction of knowledge, physical skills, judgment and character tempered by experience leading to competence. Maintenance of competence requires a commitment to life-long learning and the persistent practice of medicine, in whatever field one has chosen. Absence from the regular practice of medicine leads to attenuation of competency.

It is the position of the North Carolina Medical Board, in accord with GS 90-6(a), that practitioners seeking licensure, or reactivation of a North Carolina Medical License, who have had an interruption, for whatever reason, in the continuous practice of medicine greater than two (2) years must re-establish, to the Board's satisfaction, their competency to practice medicine safely.

Any such applicant must meet all the requirements for and completion of a regular license application. In addition full scale assessments, engagement in formal training programs, supervised practice arrangements; formal testing or other proofs of competency may be required.

It shall be the responsibility of the applicant to develop a re-entry program subject to the approval of the Board.

(Adopted January 2006)

Request for Position Statement Amendment

Guidelines for the Use of Controlled Substances for the Treatment of Pain: The Board received a second letter from Richard Ollen Broadwell III, MD requesting modification of the Board's position on treatment of pain. Dr. McCulloch stated this is a well thought out letter and his points are well taken. The key points were discussed and debated in detail. It was noted that the current position statement was redone in July 2005 based on the Federation of State Medical Board's "Model Policy for the Use of Controlled Substances for the Treatment of Pain," as amended by the FSMB in 2004.

It was noted that a patient with a prior history of drug abuse is at significant risk for developing complications associated with the treatment of chronic pain with opioids. This information should be reevaluated when the position statement is reviewed in the future

Recommendation to Full Board: A motion passed that these letters will be forwarded to the Federation of State Medical Board of the U.S. for consideration when they review subject "model policy." A letter to this effect will be sent to Dr. Broadwell.

Position Statement Review Schedule

The following position statements will be reviewed at the March 15, 2006 Committee Meeting:

Care of Surgical patients (Rhyne, Saunders)
Sexual Exploitation of Patients (Rhyne, Saunders)
The Physician-Patient Relationship (McCulloch, Walsh)

There being no further business, the meeting adjourned at 4:45 p.m. The next meeting of the Policy Committee is tentatively set for 3:00 p.m. Wednesday, March 15, 2006.

Motion: A motion passed to approve the Policy Committee report as presented.

ALLIED HEALTH COMMITTEE REPORT

Savesh Sathiraju, MD; Robin Hunter Buskey, PA-C; Don Jablonski, DO

The Allied Health Committee of the North Carolina Medical Board met on Wednesday, January 18, 2006 at the office of the Board. Present: Robin Hunter-Buskey, Dr. Jablonski, Marcus

January 18-20, 2006

Jimison, Legal, Lori King, CPCS, Licensing, Quanta Williams, J. Katz, M. Phelps, S. Gardner.
Absent: Dr. Sathiraju, Chair.

CPP Protocols: NCMB to continue to review CPP protocols or consider moving towards the PA and NP models (rely on the physician and midlevel practitioner to follow the NC law/rules and hold both accountable).

Consider inviting the primary supervising physician instead of/or in addition to the CPP whenever there is a need for an interview.

Committee Recommendation: CPP protocols were discussed. Possible updates to include: NCMB to create letter and include in letter: 1. CPP protocols have been received. 2. CPP must be compliant with NCMB CPP Rules/Regulations. Article to be written and added to future NCMB Forum edition. Return to March AHC for further discussion. Accept information.

Board Action: NCMB to develop CPP Application/Protocol guideline template.

NC Board of Nursing and NC Medical Board January 3, 2006 Update: David Henderson and Marcus Jimison to provide oral report regarding NP applications being withheld from NCMB by NCBON.

Committee Recommendation: M. Jimison provided update and issues discussed. Possible updates to include: NCMB will accept listing of initial NP applicant names with no affirmative answers from the NCBON with a signed, dated attestation statement attesting that the names listed have no affirmative answers ("red flags") on their applications. NP applicants that have affirmative answers to be discussed at Joint Sub Committee for recommendation.

Motion: NCMB to accept receiving NP initial applications with a certification that the applicant has no "yes" answers on page three of the application instead of receiving a copy of page three. Page three of the application contains applicant background information/questions. If page three contains an affirmative response, NCMB to receive a copy of page three with additional information attached.

Also discussed was creation of new additional background questions for discussion at a future Joint Sub Committee meeting.

Board Action: NCMB to accept receiving NP initial applications with a certification that the applicant has no "yes" answers on page three of the application instead of receiving a copy of page three. Page three of the application contains applicant background information/questions. If page three contains an affirmative response, NCMB to receive a copy of page three with additional information attached.

Additional discussed items to be postponed to Allied Health Committee and Joint Sub Committee meeting.

North Carolina Medical Board Proposed Physician Assistant Rule Changes:

- NCAPA support of proposed changes to PA Rules.
- Letter from Lisa P. Shock.
- Katy Martinelli, PA appeared and delivered a statement in support of the new PA Rule proposals. This was captured on tape and available for listening.
- Copy of Title 21 – Occupational Licensing Boards, Chapter 32 – NCMB.

Committee Recommendation: Accept NCMB proposed Physician Assistant Rule Changes.

Board Action: Accept NCMB proposed Physician Assistant Rule Changes.

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 eight license 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 because these actions are not public information.

A motion passed to return to open session.

NP Joint Subcommittee: This meeting was cancelled. The next regularly scheduled meeting will be in March 2006.

Initial NP Applicants - Approved

Babcock, Peter	Wright, Patrick	Greensboro
Baltzell, Tracy	Bosse, Michael	Charlotte
Barnett, Sue	Atilla, Mehmet	Kinston
Beacham, Hope	Paschold, Eugene	Winston-Salem
Blessing, Kelly	Stover, Phillip	Louisburg
Campbell, Teresa	Foushee, James	Statesville
Coffman, Krystal	Ewend, Matthew	Chapel Hill
Cole, Kristen	Overcash, Harold	Raleigh
Compeau, Darlene	Winslow, Timothy	Hampstead
Cox, Lauri	Seid, Melvin	Winston-Salem
Delametter, Gretchen	Simmons, Michael	Greensboro
Durant, Monica	Jyothinagaram, Sathya	Charlotte
Eikenberry, Joanne	Caldwell, Ronald	Asheville
Ekstrom, Denise	Pearce, Larry	Mocksville
Estes, Emily	Dillard, Robert	Winston-Salem
Farneti, Diana	Minore, Joseph	Charlotte
Ferro, Valerie	Downing, Wilma	Charlotte
Gallagher, Amanda	Albright, Daniel	Cary
Gupton, Stephanie	Markert, Mary	Durham
Hart, Ann	Comer, Wilson	Raleigh
Hicks, LaTure	Bates, Paul	Hickory
Hill-Coidan, Sherri	Boyette, Charles	Belhaven
Hoffman, Cyndi	Barringer, Thomas	Charlotte
Imhof, Gail	Reichow, Karen	Wilmington
Mace, Donnell	Bujold, Edward	Granite Falls
Martin, Tana	Vincent, Mark	Huntersville
McMillan, Andora	Kimball, Robert	Statesville
McNally, Suzanne	Blair, Richard	New Bern
Mintz-Smith, Rashonda	Bombenger, James	Shelby

Mouzon, Jon
Nowak, Dawn
O'Briant, Amanda
Parenteau, Emily
Perry, Ruth
Quarino, Laura
Randall, Megan
Retchless, Loan
Scheffer, Steven
Schultheis, Jennifer
Sharpe, Daphne
Shore, April
Sloop, Pamela
Stark, Tina
Thomas, Hyacinth
Thompson, Shelley
Tim, Ellen
Traywick, Marleen
Triglianos, Tammy
Whisnant-Roper, Regina

Fisher, David
Cummings, DeLora
Hannapel, Andrew
Sim, Peter
Kokenes, Dennis
Keener, Stephen
Soberano, Arlene
Jessup, Pamela
Crissman, Mark
Patterson, Peter
Shore, Cathy
Edwards, Joel
Smith, Duane
Bolognesi, Michael
Hopson, Patricia
Blazing, Michael
Ford, Anne
Conner, William
Pandit, Sandeep
Clapp, Christopher

Charlotte
Cary
Chapel Hill
Randleman
Charlotte
Charlotte
Durham
Fayetteville
Graham
Greensboro
Yadkinville
Mocksville
N. Wilkesboro
Durham
Gastonia
Durham
Chapel Hill
Matthews
Burlington
Lenoir

Initial PA Applicants - Approved

Abbas, Almas
Boyd, Jennifer
Bruce, Sarah
Bruggeman, Heidi
Cono, Rebecca
Cox, Jamie
Dapo, Evan
Dapo, Suzanne
Davis, Matthew
Dochow, Jeffre
Eure, Vilayphonh
Gainer, Jennifer
Glenn, Christina
Greene, Wesley
Hodgkiss, Oliver
Hulme, Sara
Madlock, Maybelle
Maxwell-Sammons, Sarah
Mehta, Purvi
Miller, Elizabeth
Mullen, Catherine
Oliver, Lana
Page, Constance
Petrie, Amy
Probst, Jeffrey
Sanborn, Jane
Schindler, Rebecca

Sturcken, Jennifer
Thompson, Nyla
Trivino, Leigh
Vreeland, Kathryn
Walsh, Keiran
Williams, Todd
Wright, Nathan

Subsequent NP Applicants - Approved

Brito, Sherley
Brown, Renee
Campos, Christine
Coltrane, Linda
Cotton, Kathleen
Cox, Lisa
Cummings, Sally
Davison, Jean
Emmert, Katy
Erikson, Dawn
Fedziuk, Bernadette
Fell, Debra
Fell, Debra
Fussell, Connie
Gamble, Julia
Gardner, Mary
Gilbert, Lynn
Hardin, Theresa
Harkey, Brenda
Harshaw-Ellis, Karol
Helms, Amy
Hicks, LaTure
Jeffcoat, Valencia
Kelchner, Janet
Kim, Jeanie
King, Patricia
Lekavich, Carolyn
Lewis, Ann
Lowery, Vivian
Macon, Teresa
Mannle, Sarah
Marinelli, Donna
Maynard, Carolyn
Morrozoff, William
Naylor, Jentry
Nelson, Sarah
Norris, Leslie
Pakowski, Laura
Pritchett, Pamela
Pusey, Tanya

Luoma, David
Isaacs, Steven
Pascale, James
Schaal, Jennifer
Jones, Lawrence
Chai, Seungjean
Joyner, William
Cummings, DeLora
Gable, Elizabeth
Holt, James
McKenzie, William
Ribeiro, Donald
Santos, Maria
Lowy, Ralph
Melton, Cathleen
Strope, Gerald
Smith, Stephen
McCurdy, Lewis
Kaldy, Patricia
Uthe, William
Dingman, Catherine
Bates, Paul
Matkins, Preeti
Vincent, Mark
Robinson, Gary
Foreman, Susan
Velazquez, Eric
Dambeck, Allyn
Shukla, Nilima
Herrick, Richard
Wilkinson, Stephen
Anyagou, Chinyere
Suda, Russell
Ugah, Nwannadiya
Long, Ronald
Larson, James
Farley, David
Frere, Robert
Luoma, David
Kwiatkowski, Timothy

Charlotte
Elkin
Ft. Bragg
Greensboro
Asheville
Charlotte
Wilmington
Durham
Greensboro
Pittsboro
Lexington
Greenville
Snow Hill
Raleigh
Durham
Greenville
Morganton
Charlotte
Concord
Durham
Raleigh
Hickory
Charlotte
Charlotte
Fort Bragg
Randleman
Durham
Clinton
Gastonia
High Point
Silva
Huntersville
Kannapolis
Red Springs
Goldsboro
Chapel Hill
Franklin
Greenville
Matthews
Charlotte

Reardon, Lecia	Brodish, Brian	Greenville
Reller, Lara	Schwankl, James	Siler City
Richardson, LuAnn	Ferrall, Robert	Cary
Rinkacs, Thomas	Rowson, Jonathan	Pembroke
Ritch, Debra	Coppola, Joseph	Lenoir
Roberson, Anthony	Bronner, Leslie	Durham
Rosiek, Renee	Passannante, Anthony	Chapel Hill
Saxon, Susan	Lauenstein, Kurt	Greensboro
Sheets, Tracey	Bates, Paul	Hickory
Shook, Cynthia	Matkins, Preeti	Concord
Silvernale, Maureen	Shore, Cathy	Yadkinville
Simmons, Michelle	Phillips, Bruce	Elizabethtown
Simpson, Gregory	Cummings, DeLora	Knightdale
Simpson, Gregory	Meltzer, Morton	Fayetteville
Starr, Jvonne	Luoma, David	Mooreville
Stemen-Gallagher, Mary	Wendorff, Hermann	Fayetteville
Thomas, Linda	Thomas, Harold	Kannapolis
Thongteum, Auma	Collins, Diana	Greensboro
Vandergrift, Patricia	Dillard, Robert	Winston-Salem
Vinzani, Catherine	Cummings, DeLora	Cary
Wade, Jodie	Mahar, Matthew	Sylva
Whaley, Jimmy	Smith, Jeffrey	Burlington
Young, Laura	Ros, Jose	Jacksonville

Subsequent PA Applicants - Approved

Adams, John	Butler, Richard	Raleigh
Bair, Bruce	Vu, Khanh	Henderson
Bednar, Robert	Kelly, Samuel	High Point
Blake, John	Maultsby, James	Shallotte
Blelloch, Lawrence	Palombaro, James	Raleigh
Boccaccio, Kenneth	Shaddock, Phillip	Durham
Bost, Derek	Rudisill, Elbert	Hickory
Brown, Allen	Powell, Eddie	Raeford
Brown, Lynn	Ingram, Haywood	Greensboro
Calogero, Tatsiana	Barro, Lee	Dallas
Carpenter, Terri	Cargile, Leslie	Black Mountain
Cassidy, John	Smith, James	Raleigh
Chambers, Gregory	Homesley, Howard	Charlotte
Chan, Gerald	Christiansen, Sara	Carolina Beach
Chandley, Eric	Smith, Scott	Cornelius
Chavis, Anthony	Palombaro, James	Raleigh
Christ-Clement, Tracy	Fleischhauer, Thomas	Fuquay-Varina
Christ-Clement, Tracy	Minor, Walter	Fuquay-Varina
Clayton-Wilkins, Dana	Garman, Steve	Elizabeth City
Colletti, Thomas	Hocker, Michael	Durham
Collins, Billy	Kubley, James	Roanoke Rapids

Crowell, David	Krubert, Christopher	Monroe
Culley, Christopher	Sivaraj, Thamothearampillai	Holly Springs
Denton, Ronald	Ratcliffe, Robert	Tryon
Dickinson, James	Fernandez, Gabriel	Raeford
Dixon, Cristy	Munoz, Rigardy	Hickory
Farmer, Kimberly	Radack, Matthew	Wilmington
Farmer, Vickie	Horn, Jennifer	Raeford
Garrett, Tina	White, Cynthia	Greensboro
Gehrman, David	Palekar, Rakhee	Durham
Getchell, Wendy	Hall, Timothy	Charlotte
Gilden-Chiang, Suzanne	Cummings, DeLora	Durham
Golanski, Susan	Bethel, Bradley	Laurinburg
Golanski, Susan	Nederostek, Douglas	Laurinburg
Gorski, Karen	Kalinski, Andrzej	Gastonia
Greenway, Julie	Gore, Herman	Gastonia
Gregoloff, Janine	Chewning, Samuel	Statesville
Guerra, Celinda	Jacobs, Danny	Durham
Hall, Jennifer	Beittel, Timothy	Wilmington
Hardy, Katherine	Butler, Richard	Raleigh
Hastings, Jennifer	Henihan, Robert	Wilmington
Hedgepeth, Albert	Bridges, Eugene	Zebulon
Hedrick, Jessica	Hedrick, William	Raleigh
Helfrich, Elizabeth	Garriga, Joshua	Raleigh
Hills, Karen	Olson, Ronald	Durham
Hood, Ulyssee	Bongu, Ram	Fayetteville
Horton, Tiffany	Cheatham, Alvin	Goldsboro
Hurst, Teresa	Cresenzo, Mark	Reidsville
Izzo, Antoinette	Summers, Andrew	Whiteville
Jenkins, Walter	Broyles, William	Durham
Johnson, Curtis	Del Do, Shari	Dunn
Johnson, Curtis	Hutchinson, Michael	Fayetteville
Johnson, Kenya	Anderson, Joseph	Asheville
Johnson, Kwenda	Bolin, Lewis	Gastonia
Karimi, Najeeb	James-Rodriguez, Felice	Charlotte
Kryway, Elisabeth	Inglefield III, Joseph	Hickory
Laizure, Clancy	Qureshi, Ayyaz	Greensboro
Land, Phillip	Brewer, Thomas	Denton
Lange, David	Robinson, Timothy	Morganton
Lawrence, Bradford	Rudisill, Elbert	Hickory
Leaman, Jason	Jackson, Anita	Clayton
Lefler, Ronald	Penrose, John	Clinton
Leggett, Jerry	Leonhardt, Gary	Greenville
Leshock, Richard	Daeihagh, Pirouz	Winston-Salem
Lewis, Yvonne	Htun, Pyi	Fayetteville
Liepins, Andrew	Butler, Richard	Raleigh
Malia, Kelly	Butler, Richard	Raleigh
Martindale, Christine	Hall, Timothy	Charlotte
Mayo, Angela	Das, Amal	Hendersonville
Miller, Catherine	Collins, John	Winston-Salem

Mitchell, Matthew	Sullivan, Timothy	Charlotte
Moseley, Daniel	Hocker, Michael	Durham
Moser, Melissa	Sugarman, Joel	Mooreville
Parker, Sherri	Butler, Richard	Raleigh
Pineiro, Miguel	Butler, Richard	Raleigh
Puckett, Mary	Thomas, Charles	Clyde
Reilly, Edward	Paul, Jonathan	Huntersville
Ricart, Martin	Hall, Timothy	Charlotte
Rikard, Kimberly	Blair, Robert	New Bern
Roberson, Sarah	Bengtson, Mary	Raleigh
Romblad, Katrina	O'Meara, Thomas	Kernersville
Rosenthal, Murray	Incatasciato, Russell	New Bern
Russell, Karen	Maultsby, James	Shalotte
Salisbury, Steven	Montagano, Christian	Fayetteville
Sampson, Kelvin	Stuart, Dennis	Lumberton
Shier, Trilby	Blackstone, Thomas	Wilmington
Shipman, Jerry	Kolluru, Mangaraju	Goldsboro
Shutak, Michael	Mahan, Dennis	Swansboro
Skipper, Christina	Smith, Mark	Charlotte
Smith, Joe	Hommer, Dean	Ft. Bragg
Smith, Joe	Horn, Christopher	Fayetteville
Sopp, Kara	Pickett, Lisa	Durham
Sopp, Kara	Tuttle-Newhall, Janet	Durham
Sutton, Pamela	Voellinger, David	Charlotte
Tallent, Greg	Pecoraro, Francis	Wilmington
Tigue, Joseph	Butler, Richard	Raleigh
Van Beurden, Sheri	Butler, Richard	Raleigh
Vasios, William	Butler, Richard	Raleigh
Versprille, Martha	Bundy, Joel	Manteo
Webb, Sherrie	Cedarholm, John	Charlotte
West, Valerie	Jreisat, Khaled	Jacksonville
White, Tiniki	Burks, April	Cameron
Wilkinson, Donald	Johnson, Ronald	Asheville
Willard, Jennifer	Guarino, Joseph	Winston-Salem
Williams, Clifton	Osta, Elie	Snow Hill
Wood, Kelly	Maddox, William	Asheville
Young, Anthony	Ahmed, Maqsood	Goldsboro
Young, Scott	Allgood, Sara	Charlotte
Ziady, Phillip	Yaeger, Edwin	Smithfield

Motion: A motion passed to approve the Committee report and the vote list as modified.

LICENSING COMMITTEE REPORT

Michael Norins, MD, Chair; Robin Hunter-Buskey, PAC; Dicky Walia; Ralph Loomis, MD

RE-ENTRY COMPLIANCE

Catchline: At the November meeting the Re-Entry Committee requested that all re-entry compliance cases be reported back to the Board through the License Committee as opposed to

the Investigative Committee. Following further discussion among staff and due to the current status of the Board's data system, it is more "user friendly" to allow the Investigative Department to consider what, if any, action is deemed appropriate after receiving the required observation letter for all –re-entry compliance cases. However if the Re-entry Committee still wants to have these cases reported back through the License Committee, administrative staff will need to make adjustments to the data system. Additional information on what this involves can be obtained from Hari Gupta, Operations Director.

Committee Recommendation: Report re-entry compliance cases through the Investigative Committee. Compliance Officer to submit quarterly reports to the Re-entry Committee.

BOARD ACTION: Report re-entry compliance cases through the Investigative Committee. Compliance Officer to submit reports to the Re-entry Committee every odd calendar month.

Investigation of "Squatter" Medical Schools

Catchline: Information received from a former St. Christopher medical student regarding an investigation by the BBC of "squatter" medical schools operating without oversight in the UK. Ms. Cooke has the CD Mr. Siddman refers to if anyone is interested.

Committee Recommendation: Accept as information

BOARD ACTION: Accept as information

NCMB Application questions

Catchline: Following various high profile cases last year, the Board voted to approve several changes to the annual registration questions to make them broader and less susceptible to misinterpretation. Likewise, a staff workgroup consisting of Mr. Ellis, Ms. Clark, Ms. Cooke, Mr. Henderson, and Ms. Carpenter have met several times during the past few months to review and make proposed changes to the license application questions. The proposed changes are attached. The workgroup has not reviewed the license interview questions and defers to the committee regarding those questions. Also, please note that as an alternative to question number 13, the Board could ask the applicant to complete a medical history form and return it with the application.

Committee Recommendation: Accept amended proposed questions for implementation on all NCMB application forms.

BOARD ACTION: Accept amended proposed questions for implementation on all NCMB application forms; to include the following change to question 13 – "Have you ever been named as a defendant or as an agent of a hospital that provides sovereign immunity in a legal action involving professional liability (malpractice)?"

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 seven license 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 because 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.

Twenty-six 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 because these actions are not public information.

A motion passed to return to open session.

APPLICANTS PRESENTED TO THE BOARD

Svetlana Alexandra Adler
Scott A. Ajello
Muhammad Ishtiaq Akhtar
Terrence Allen
Bienvenido Raz Alona Jr.
Richard Andrews Angel Jr
Chidi Iheanacho Anukwuem
Laura Ann Arbogast
John Manuel Arias
Evelyn Meyers Artz
Gary James Baggett
Judy Battle
Mitchell Zachary Berger
Kennedy Pressly Blount
Victoria Lee Bodine
Jeffrey Andrew Borchardt
Sara Lynn Borcharding
Rae Lindsay Bourne
Elizabeth Bozeman
Millard Colin Brooks Jr.
Rebecca Heil Brown
Dominick Cannone
Oscar Fernando Carbonell
Natalie Jean Causby
Carlton Gregory Cauthen
Carl Michael Curtiss
Paul Anthony D'Amico
Michel De Maeseneer
Georgine Bartiromo DeMarino

Gary Paul Dupuy
Kathleen Marie Eaton
Leonard Gary Feld
David Aaron Fineberg
Frank A. Finnerty Jr.
Thomas Frederick Fiorito
Peter John Foote
Francesann Dillard Ford
Molly Rae Fortner
Matthew Brian Foster
Jeffrey Andrew Gage
William Grant Gardner
Scott Aloysius Gasiorek
Ronald George
Keith Steven Gersin
Bogdan P. Gheorghiu
Danielle Latriece Giddins
Lauri Patrice Givens
Betj DeWitt Greck
Mark A Hackney
Claude Alexander Harmon
Hesham Hassan
Andrew Taylor Hearn
Joel Axel Hedlund
Sarah Elizabeth Herndon
Rachel Leah Hummel
Mishi Kavon Jackson
Marie Elizabeth John
Krista L. Johnson

Jason Justice
Jason Neil Katz
Alexander John Kavic
Steven Michael Kent
Bryan Michael Kerchner
Marc Elliot Koch
Maurice Kobla Kpeglo
Gokul Krishnan
Gaurav Kumar
Anita Jo L'Italien
Jumoke Ladapo
Peter Hoyt Lenz
John Damian Long
Philip Lee Longas
Leena Thomas Lourduraj
Kwakuvi Agbelengo Manigar
Santiago Martinez-Jimenez
William McCutcheon, III
John Newton McDowell
Patrick Shane McElgunn
Michelle Karen Melotti
F. Allan Midyett
Kathleen Marie Monderwicz
Cynthia Ann Moylan
Scott Lyngklip Nasson
Steven William Neeley
James Erskin Nelson
Anthony Kechante Njapa
Kurwa Neemat Nyigu
Kevin Michael OConnor
Catherine Sauls Ohmstede
Angela Mi Woo Park
Joe Ed Parkey
Alden Maier Parsons
David Stanley Parsons
Joe Arthur Pastrano
James Enrico Pica
William Gordon Plunkett
Eric Warren Raasch
Ehab Rabaa
Raymond Paul Radanovich
Cashmir Kaur Rai

Shivanjali Rani
Valerie Fair Reese
Kenneth James Ricci
Dean Paul Rieger
Kathryn Patricia Riesenman
Paul Christopher Rossi
Janet Ellen Rubin
David Russell Rubinow
Christopher Stanley Rusinek
Paul Singh Sarai
Glenn Howard Segal
Jennifer Louise Seibert
Howard Michael Seltzer
Tracy Lynn Setji
Cynthia Hope Sharpe
Shevonda Trisha Sherrow
Brandon Roger Sick
Kenesha Danielle Smith
Leo Reuben Spector
George Sidney Staton
Dimitrios Stefanidis
Michael Arlen Sthay
Christopher Suhr
Ramarao Suresh
Amanda Jayne Sweet
Bernard Tan Sy
Matthew Joseph Taffoni
Ellis Allan Tinsley, Sr.
Jennifer Mary Trella
Jason Joseph Trojano
Frank L. VanMiddlesworth
Paul Raymond Walker
Cathay Chachy Wang
Greg A. Warren
James Philip Warren
Alan Henderson Watt
Todd Michael Wilkinson
Monte Shaw Willis
Shirley Diann Wilson
Michael Darwin Wingfield
Sangeeta Varanasi
David Owen Zepeda

LICENSES APPROVED BY ENDORSEMENT AND EXAM

Svetlana Alexandra Adler
Muhammad Ishtiaq Akhtar
Bienvenido Raz Alona Jr.

Richard Andrews Angel Jr
Laura Ann Arbogast
John Manuel Arias

Evelyn Meyers Artz
Gary James Baggett
Jeffrey Andrew Borchardt
Sara Lynn Borcharding
Rae Lindsay Bourne
Millard Colin Brooks Jr.
Rebecca Heil Brown
Dominick Cannone
Oscar Fernando Carbonell
Natalie Jean Causby
Carlton Gregory Cauthen
Carl Michael Curtiss
Paul Anthony D'Amico
Georgine Bartiromo DeMarino
Gary Paul Dupuy
Kathleen Marie Eaton
Leonard Gary Feld
Thomas Frederick Fiorito
Peter John Foote
Francesann Dillard Ford
Molly Rae Fortner
Matthew Brian Foster
Jeffrey Andrew Gage
William Grant Gardner
Scott Aloysius Gasiorek
Keith Steven Gersin
Bogdan P. Gheorghiu
Danielle Latriece Giddins
Lauri Patrice Givens
Mark A Hackney
Claude Alexander Harmon
Andrew Taylor Hearn
Joel Axel Hedlund
Sarah Elizabeth Herndon
Rachel Leah Hummel
Mishi Kavon Jackson
Marie Elizabeth John
Krista L. Johnson
Jason Neil Katz
Steven Michael Kent
Marc Elliot Koch
Gokul Krishnan
Anita Jo Litalien
Peter Hoyt Lenz
John Damian Long
Leena Thomas Lourduraj
Kwakuvi Agbelengo Manigar
John Newton McDowell

Patrick Shane McElgunn
Michelle Karen Melotti
Cynthia Ann Moylan
Scott Lyngklip Nasson
Steven William Neeley
James Erskin Nelson
Kurwa Neemat Nyigu
Kevin Michael OConnor
Catherine Sauls Ohmstede
Angela Mi Woo Park
Alden Maier Parsons
David Stanley Parsons
Joe Arthur Pastrano
James Enrico Pica
William Gordon Plunkett
Eric Warren Raasch
Raymond Paul Radanovich
Cashmir Kaur Rai
Valerie Fair Reese
Kenneth James Ricci
Kathryn Patricia Riesenman
Janet Ellen Rubin
David Russell Rubinow
Paul Singh Sarai
Glenn Howard Segal
Jennifer Louise Seibert
Howard Michael Seltzer
Tracy Lynn Setji
Shevonda Trisha Sherrow
Leo Reuben Spector
George Sidney Staton
Michael Arlen Sthay
Ramarao Suresh
Bernard Tan Sy
Matthew Joseph Taffoni
Jennifer Mary Trella
Frank L. VanMiddlesworth
Paul Raymond Walker
Cathay Chachy Wang
Greg A. Warren
James Philip Warren
Todd Michael Wilkinson
Monte Shaw Willis
Shirley Diann Wilson
Michael Darwin Wingfield
David Owen Zepeda

Reinstatements

Christopher Suhr
Jason Joseph Trojano

Reactivation

Judy Battle
Jason Justice
F. Allan Midyett
Christopher Stanley Rusinek

Faculty Limited License

Terrence Allen
Michel De Maeseneer
Ronald George
Gaurav Kumar
Santiago Martinez-Jimenez

RE-ENTRY SUBCOMMITTEE REPORT

EK Fretwell, PhD, Chair; Michael Norins, MD; Ralph Loomis, MD

The Re-entry SubCommittee of the North Carolina Medical Board was called to order at 10:30 a.m., Wednesday, January 18, 2006, at the office of the Board. Members present were: E. K. Fretwell, PhD, Chair; Michael Norins, MD; and Ralph Loomis, MD. Also attending were: Thomas Mansfield, JD, Director, Legal Department (Staff); Joy Cooke, Licensing Director (Staff); Jesse Roberts, MD, Medical Director (Staff) (via telephone conference); and Jeffery T. Denton, Board Recorder (Staff).

Minutes

The November 2005 committee minutes were reviewed and accepted. There was some discussion regarding the proposed position statement. It was decided that “formal testing” could include such things as specialty board exams.

Proposed North Carolina Reentry Summit Meeting (*Norins/Roberts*)

Dr. Roberts brought Dr. Loomis up-to-date. He indicated there was nothing new at the moment, and that while he was unable to attend the meeting in Chicago with the recommended facilitators in December 2005 due to illness, he will reactivate his connection with a major foundation regarding potential financial support.

Dr. Roberts indicated it would be unrealistic to realize this summit in less than six months. Dr. Norins suggested aiming for an October 2006 summit. There was agreement on October 2006.

Action: The SubCommittee will meet briefly during the February Board Meeting (probably over lunch) to review this item. Dr. Roberts will liaison directly with Dr. Norins and then circulate it to the committee prior to the February Board Meeting.

Compliance and Reporting Process (*Norins*)

Since the November committee meeting there has been additional discussion regarding this process. The below *Compliance and the Reporting Process* policy reflects the most current recommendation. Dr. Fretwell stated “we need to be careful that this process is not automated.”

- (1) *Licensing Committee Identifies Candidate(s)*
(Licensing Committee)
- (2) *Candidates briefed on expectations and invited to a Licensing Interview*
(Licensing Department)

- (3) *Assuming a ReEntry Consent Order issued, Investigative Department via the Compliance Coordinator tracks compliance status (name, plan, etc.)
(Investigative Department)*
- (4) *License Recommendation: the Compliance Coordinator will report compliance status to the Investigative Committee for a license recommendation with a recommendation to the Full Board for disposition. The Compliance Coordinator will report the same information to the ReEntry SubCommittee or its successor.
(Compliance Coordinator – ReEntry SubCommittee)*
- (5) *Board Members are to be educated regarding specific terms of reentry, and licensing staff and legal staff are to be educated in order to assist Board Member
(Mansfield/Cooke)*

Legislative Update *(Mansfield)*

Late in 2005 the Speaker of the House of the NC General Assembly appointed a House Select Committee on Health Care that divided itself into subcommittees, including the Health Care Subcommittee on Safety, Quality & Accountability (hereafter “Subcommittee”). Thom Mansfield and Brian Blankenship have attended meetings of that Subcommittee in December and January and presented to the Subcommittee in December regarding the Medical Board’s role in patient safety. The Subcommittee has asked the Board to present again on January 31, 2006, regarding legislative changes the Board would like to see that would assist the Board in its mission of regulating medicine in a manner that improves patient safety, quality of care and physician accountability. Mr. Mansfield indicated to the Subcommittee in December that the Board had approved the provisions regarding re-entry (among others) as set forth in Sen. Purcell’s Senate Bill 877 introduced in the 2005 session of the General Assembly.

Mr. Mansfield then described how the re-entry provisions (proposed as “(11a)” in NCGS 90-14(a)), previously approved by the Board in 2005, could end up in a bill recommended by the Subcommittee to the Select Committee and then become law in the 2006 session of the General Assembly. Mr. Mansfield offered this as information for the Re-Entry Subcommittee. No Board action needed at this time.

Unless the Board directs otherwise, Mr. Mansfield and Mr. Blankenship will appear at the Subcommittee on January 31 and recommend the provisions contained in Senate Bill 877. Specifically: Dr. Norins stated that these provisions should apply equally to all licenses or approvals done by the North Carolina Medical Board

Cast Studies *(Norins)*

Dr. Norins continues to review and QA ReEntry Consent Orders as they are being issued. However, he is concerned that currently these consent orders do not address CME. He commented that only five out of ten he recently reviewed had up-to-date CME. He is also concerned that these consent orders were not being keyed to actual number of years out of practice. For instance, a physician who had been out of active practice for eleven years was given the same consent order of a physician who had been out of practice for only two years. He believes we may be simplifying our reentry agreements. It was emphasized that these reentry agreements need to be tailored to the individual circumstances.

Action: Dr. Norins will continue to review ReEntry Consent Orders. Mr. Denton will assist in formulating a report of these reviews.

ReEntry Structure

A reentry structure guide that is intended to be used when Board Members discuss a plan with re-entry applicants was reviewed, and is presented as modified below.

Action: Ms. Cooke will also look toward drafting a guide for physician assistant applicant reviews as well.

ReEntry Structure

- (1) Establish a practice site monitor, acceptable to the Board – a physician to oversee your clinical activities for a period of time to be approved by the Board.*
- (2) Practice site monitor will be responsible for making reports to the Board (frequency to be determined) that describes their observations and makes an assessment of your clinical skills.*
- (3) Return for Informal Interview (time to be determined)*
- (4) Physician to obtain CME prior to Informal Interview to discuss transition back into medical practice and clinical skills.*
- (5) And, any other individualized remedy applicable to the applicant's circumstances.*

* * *

The next regular meeting of the Re-Entry SubCommittee is tentatively set for Wednesday, March 15, 2006.

Motion: A motion passed to accept the Re-Entry SubCommittee Report.

COMPLAINT COMMITTEE REPORT

Aloysius Walsh; Michael Norins, MD, George Saunders, MD; Ralph Loomis, 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 Complaint Committee reported on 140 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 because these actions are not public information.

A motion passed to return to open session.

MALPRACTICE COMMITTEE REPORT

Aloysius Walsh; Michael Norins, MD, George Saunders, MD; Ralph Loomis, MD

Annual Registration Question

The committee discussed adding an additional question to the annual registration process: "Since you last registered with the NCMB...has there been any medical malpractice

lawsuit(s) filed affecting or involving you?” The committee will fine-tune the working as needed.

In addition, the staff will develop an internal process to handle any “yes” answers and crosscheck records to see if the licensee is of concern to the Board. If yes, an investigation will ensue. If not, the licensee will be written and reminded to report any payment to the Medical Board promptly.

Motion: A motion passed to approve addition of the above question to the annual registration form.

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 22 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 because these actions are not public information.

A motion passed to return to open session.

NORTH CAROLINA PHYSICIANS HEALTH PROGRAM (NCPHP) COMMITTEE REPORT

Dicky Walia; Sarvesh Sathiraju, MD; Don Jablonski, DO

A motion passed to close the session to prevent the disclosure of information that is confidential pursuant to section 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 Board reviewed 61 cases involving participants in the NC Physicians Health Program. 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

Janelle Rhyne, MD; Arthur McCulloch; E. K. Fretwell, PhD; Sarvesh Sathiraju, 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 60 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 because 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.

Twenty-three informal interviews were conducted. 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 because these actions are not public information.

A motion passed to return to open session.

ADJOURNMENT

This meeting was adjourned on January 20, 2006.

Janelle A. Rhyne, MD
Secretary