

BOARD OF MEDICAL EXAMINERS
OF THE STATE OF NORTH CAROLINA

March 17-20, 1977
The Holiday Inn, West
The Winston-Salem Hyatt House
Winston-Salem, North Carolina

The Board of Medical Examiners of the State of North Carolina met at The Holiday Inn, West, on March 17 and 18, 1977 and at The Winston-Salem Hyatt House, March 18 through 20, 1977, in Winston-Salem, North Carolina for the purpose of interviewing applicants for license by endorsement of credentials and conducting other business.

Drs. Charles B. Wilkerson, Jr., President, J. Jerome Pence, Jr., Secretary-Treasurer, David S. Citron, Bruce B. Blackmon, Joyce H. Reynolds and E. Wilson Staub were present. Dr. Bryant L. Galusha was absent from the meeting. Also present were Mr. Bryant D. Paris, Jr., Executive Secretary, Mrs. Betty Joe Barick, Mr. Lee Denney, and Mrs. Diane G. Freeman.

5:00 p.m.

Thursday, March 17

The Board convened for business and reviewing credentials. Dr. Blackmon was absent from this session of the meeting.

RE: Dr. Marcos J. Pupkin, Durham, N.C. -- Request for the Board to remove the geographical limitation on his license, although he is not yet an American citizen. Dr. Citron moved that Dr. Pupkin be allowed to practice in those counties which are stipulated in the letter from Dr. Carlyle Crenshaw regarding Dr. Pupkin's request. Seconded by Dr. Pence and duly passed.

RE: Registration fees -- increased costs. Dr. Citron reported on his discussion with the North Carolina Medical Society Executive Council regarding the Board's proposed increase in fees for biennial registration, and advised the Board that it was approved unanimously by the Council. He reported that the Council had also agreed with the Board's request that the Roster of Registered Physicians published by the Board following each registration period be mailed out on a "request only" basis to help decrease mailing costs. It was suggested that this be indicated on the registration notices to be mailed to each physician by having a box or line that can be checked if the physician would like a Roster mailed to him.

RE: Survey of Physicians in the State of North Carolina -- Dr. Citron reported on a survey made of the physicians in the State relating to the type of health manpower in North Carolina, the type of practice physicians are engaged in, continuing medical education in the state, and other statistics. This report was forwarded to the Board since much of the information from the Health Services Research Center was compiled from the Board's files and data on physicians. The Board received this report as information.

RE: License by examination -- increase in fee for examination. The Board discussed the feasibility of increasing the fee for license by examination since it appears the costs for the Board, such as postage, increasing cost of each examination from the Federation to the Board and increasing costs to administer the examination are rising. Dr. Citron moved that action on this be deferred at the present time. Seconded by Dr. Pence and duly passed.

RE: Assistants to Physicians -- County technical school programs. Dr. Citron moved that the Board invite the head of the county technical school programs to the May, 1977 Board meeting to discuss the new Assistant to Physician programs being started, and he be requested to bring with him any information he has regarding the curriculum of these programs and any information on approval of the programs by the American Medical Association. Seconded by Dr. Pence and duly passed.

Meeting adjourned until 11:00 a.m., Friday, March 18.



11:00 a.m., Friday, March 18

RE: Dr. John H. Cox, Winston-Salem, N.C. -- A hearing was held before the Board of Medical Examiners of the State of North Carolina upon and concerning charges and accusations preferred by the Board in the above matter at The Holiday Inn, West, Winston-Salem, North Carolina, on March 18, 1977, at which hearing Dr. Cox did appear and stated that he did not wish to be represented by counsel. Following this hearing and the presentation of evidence, the Board found and concluded that based on the evidence presented, Dr. John H. Cox be found guilty as charged, and that grounds exist for the revocation of his license to practice medicine in the State of North Carolina. Upon motion duly made and seconded, and passed unanimously, the license to practice medicine in the State of North Carolina of Dr. John H. Cox was revoked.

RE: Dr. William C. Ivey, Saxapahaw, N. C. -- A hearing was held before the Board of Medical Examiners of the State of North Carolina upon and concerning charges and accusations preferred by the Board in the above matter, which appear in the record of the Board on the 8th day of December, 1976 at Raleigh, North Carolina, at which time Dr. Ivey appeared before the Board and was represented by counsel. Following the presentation of evidence at that hearing and the subsequent presentation of additional evidence before the Board at The Holiday Inn, West, Winston-Salem, North Carolina on March 18, 1977, at which time Dr. Ivey did appear and was represented by counsel, the Board found and concluded that based on the evidence presented, Dr. William C. Ivey be found guilty as charged, and that grounds exist for the revocation of license to practice medicine in the State of North Carolina. Upon motion duly made, seconded and passed unanimously, Dr. William C. Ivey's license to practice medicine was revoked.

Meeting adjourned until 9:00 a.m., Saturday, March 19.

Saturday, March 19

9:00 a.m.

RE: Interviews for license by endorsement of credentials -- Physicians who appeared applying for license by endorsement of credentials, were individually interviewed by the Board and approved for licensure this date:

David A. Ames	Brian F. Johnson	Robert L. Peterson*
David E. Ballard*	Joseph T. Judge	Robert Podolak*
Jeffrey C. Blum*	Stephen G. Kahler*	Bradley B. Randall*
James M. Braden	Martin Katz	Jesse H. Rigsby, III*
Julian C. Brantley, III*	Glenward T. Keeney	Wayne G. Rogers*
Kuo J. Chan	John F. H. Keighley	Eric R. Rosenberg*
Cleo C. Courington	John W. King*	Steven J. Schilperoort*
Frederick W. Courington	Hans J. Koek	Kenneth E. Schuit*
Charles C. Craig*	Carl E. Lane	Herbert J. Schulten
John G. Daley	Laurence H. Lang, III*	Arnold A. Schwartz
Timothy B. Deering*	Philip S. Lesser	Stephen P. Sedlak
Hubert A. Derby*	Martin E. Levin*	Myron A. Shoham*
Edwin H. Donnelly*	Nabil A. H. Makhyoun	Richard M. Silver*
James A. Fields	Michael J. Maness*	Bienvenido C. Siy-Hian
David H. Fischer*	Hurschell F. Mathews	Randall J. Smith*
John L. Fischetti	Ronald K. McLearn*	Edward H. Stein
James R. Forstner*	Thomas B. Mobley, III*	Lawrence H. Sutker*
John D. Foulke	William M. Moore, III	Harold M. Vandersea
Henry L. Gardner, Jr.	John M. D. Morse	Leroy W. Vaughn*
Carl D. Geier*	Ajit Y. Nayak	Thomas L. Von Gillern*
Barry J. Goldsmith*	Robert P. Nenno	William R. Walker
Ruby A. Grimm*	Phillip M. Olmstead	Kathleen Welch
Charles H. Hagan, III*	Stephen G. Osofsky	Thomas J. Wells
William F. Hamilton*	John P. Parker*	Alan S. Wheeler
Ziad H. Idriss	Donald D. Peterson	Herbert L. Widener
William E. Jacobs		William T. Williams, Jr.*

* Indicates applicant who appeared before the Executive Secretary for his personal interview applying for license by endorsement of credentials, and was approved for licensure by the Board on this date.

Physicians who appeared at previous Board meetings applying for license by endorsement of credentials and completed requirements after that meeting date and were approved for licensure this date:

Edward Birch Bower

Emil Julius Hank

Robert Arthur DaPrato (temporary license issued)



License by endorsement, continued

Physicians who appeared applying for license by endorsement of credentials with incomplete credentials and were held until later Board meetings for approval:

Philip S. Herbert	Federico P. Padua	Norman H. Parks
Leroy J. Huffman (withdrew application 3/21/77)		Sara Jane Schick

RE: Visiting Professor application: Dr. Damien M. Cleeve, Durham, N.C. -- Dr. Cleeve appeared applying for registration as a visiting professor at Duke University School of Medicine, and was approved for registration upon receipt of fee for same.

RE: Special Limited License: Dr. Kevin A. Kilbride, Morganton, N.C. appeared applying for a Special Limited License to practice only in the State mental institutions, and was approved for same this date.

Dr. Blackmon moved that the actions of the two groups of Board members interviewing the applicants be approved and that the action recommended by the Executive Secretary in interviewing applicants for licensure be approved by the full Board. Seconded by Dr. Pence and duly passed.

Meeting adjourned until 2:00 p.m.

Saturday, March 19
2:00 p.m.

RE: Assistants to Physicians -- Dr. E. Harvey Estes and Mr. Paul Toth, P.A., Durham, N.C. Dr. Estes and Mr. Toth appeared before the Board to discuss some of the problems encountered in the area of physician's assistants and their functions, and more particularly, the new assistant to physician programs being started in the county technical institutions and legislation regarding prescribing by physician extendors. Dr. Estes said he felt what was wanted was a situation of clearly defined responsibility for the assistant and clearly defined responsibilities for the operation of P.A. programs, and presented several suggestions for accomplishing this:

- 1) Let it be known in some way that the P.A. operates under the licensure and supervision and responsibility of the physician only, and if he works in any other way, the P.A. is doing this because the physician has failed to do his duty in properly supervising him;
- 2) There should be some re-certification of the physician who is supervising the P.A. so that if the P.A. is not functioning as he should, the physician is not also, and the situation should be corrected;
- 3) A site visit committee should be in existence with a representative from the Board on it, and the Board receive an official report from the committee regarding visits to the sites where a P.A. is working;
- 4) Re-certification of the assistant, such as taking the National Board certifying examination for assistants to physicians.

Mr. Toth told the Board that the North Carolina Academy of Physician Assistants has as its main objective to get the most highly trained assistants to the help and use of the physician. He said the Academy was concerned also about prescription writing privileges for assistants, and felt the set protocol should be strictly adhered to.

The Board advised Dr. Estes and Mr. Toth that site visits have been considered and are starting to be made now. They reviewed the Board's policy concerning prescription writing by physician extendors, and their methods of reviewing the applications submitted, and reviewing the acts, tasks and functions indicated in the applications that the P.A. would be expected to perform. They thanked Dr. Estes and Mr. Toth for their concern and for taking time to discuss this with the Board, and asked that they keep the Board informed of any information they felt would be of interest to the Board members.

RE: Dr. Charles A. Rogerson, Sanford, N.C. -- Appeared to discuss his application for the FLEX examination. Dr. Rogerson is presently working with Duke University Medical School and has a Certificate of Registration as a Visiting Professor. Dr. Rogerson has third preference status as a resident immigrant and has just passed the ECFMG. Dr. Citron moved that Dr. Rogerson be permitted to take the FLEX examination in June, 1977 if all credentials are complete and in order, and his Certificate of Registration as a Visiting Professor not be extended beyond the expiration date. Seconded by Dr. Pence and duly passed.

RE: Dr. Kenneth L. Sanders, Brooklyn, N.Y. -- Appeared to discuss his application for licensure in North Carolina. The Board had advised Dr. Sanders in January, 1977 that since he did not hold the Standard Certificate of the ECFMG, he was not eligible to apply for a license in North Carolina, and Dr. Sanders requested an interview with the Board to discuss this problem with them. He advised the Board that he had been offered a residency position at the University of North Carolina School of Medicine, beginning July 1, 1977, and had accepted it. Dr. Staub moved that the Board contact the dean of the medical school at the University of North Carolina, or his surrogate, and explain the situation the Board is faced with in this case regarding ECFMG certification, which is a requirement of the Board for any type of licensure, and verify the fact of his being offered a fellowship, and if this is confirmed, he be granted a resident's training license and he be advised that this special exception does not in any way assure him of any eligibility for a full North Carolina license; and this be one of the topics for discussion with the medical school deans at the May Board meeting, with the idea of setting a definite policy at that time. Seconded by Dr. Citron and duly passed by vote of four to three.

RE: North Carolina Medical Society -- Committee on Troubled Physicians. Mr. Anderson, the Board's attorney, reported on the new committee appointed by the President of the Medical Society to study situations in which physicians who have had personal problems with alcohol and drug usage are involved. The Board asked Mr. Anderson to advise this committee that the Board is involved with many problems of this sort now, and do not feel they can extend their functions in any way at the present time, and hope that the committee could find a way to work with the physician with problems at the local level, before the problem becomes unmanageable with possible charges being made. He was also asked to urge that the Committee maintain its own identity and not work in conjunction with, or in lieu of, the Board, because the Board is a statutorily composed Board, representing the people of the State of North Carolina, and this Committee is composed of physicians who are representing the members of the North Carolina Medical Society.

RE: March, 1978 Board meeting -- Dr. Blackmon moved that the meeting be held at the Winston-Salem Hyatt House, March 16-19, 1978. Seconded by Dr. Pence and duly passed. (Extra day to be cancelled if not needed for hearings)

RE: Conversion -- limited to full license: The following physician has applied for conversion of his geographically limited license to a full North Carolina license: Sang Hyon Suh, M.D. Dr. Citron moved that if all credentials are complete and in order, the above physician's license be converted from limited to full. Seconded by Dr. Pence and duly passed.

RE: Biennial Registration -- Reinstatement. The following physicians' licenses were suspended for failure to register as required by N.C. General Statutes 90-15. They have now registered:

Herman R. Frank	Dorothea C. Leighton	Jesse F. Sanderson, Jr.
Michael D. Fried	Essex C. Noel	Charles G. Smith
John F. Hennessy	John L. Sampson, Jr.	Dolores M. Thompson

RE: Mobile Intensive Care Technician -- applications: Dr. Staub moved that the application for approval of the MICT from Guilford County be approved. Seconded by Dr. Blackmon and duly passed.

RE: Mobile Intensive Care Nurse -- applications: Dr. Staub moved that the applications (five) submitted for approval of the MICN in Stokes County be approved by the Board. Seconded by Dr. Blackmon and duly passed.

RE: Emergency Medical Technician--IV -- applications: Dr. Staub moved that the applications submitted for approval of the EMT-IV from Durham, Alexander and Guilford Counties be approved. Seconded by Dr. Citron and duly passed.

RE: Emergency Medical Services, Guilford County -- Request from Dr. Ronald F. Joyner for exemption status for Guilford County MICT's for starting some intravenous solutions and administering some medications prior to calling the sponsoring hospital. Dr. Staub moved that this request be denied. Seconded by Dr. Citron and duly passed.



Sunday, March 20

9:00 a.m.

RE: Assistants to physicians -- applications:

RE: Dr. Robert L. Baucom, Durham, N.C. -- Application complete for Carolyn T. Thompson. Dr. Wilkerson moved that Ms. Thompson be approved for use as an assistant to a physician. Seconded by Dr. Citron and duly passed.

RE: Dr. Arthur B. Bradsher, Windsor, N.C. -- Application complete for Jesse L. Belville, Jr. Dr. Wilkerson moved that Mr. Belville be approved for use as an assistant to a physician. Seconded by Dr. Pence and duly passed.

RE: Dr. Charles W. Byrd, Dunn, N.C. -- Application incomplete for E. N. Passmore, lacking letter of recommendation. Dr. Wilkerson moved that the Board accept the letters of recommendation, which are addressed to Dr. Doffermyre and the Administration of the Dunn Hospital through a misunderstanding of the persons writing the letters, which will make the file complete, and Mr. Edward N. Passmore be approved for use as an assistant to a physician.

RE: Dr. Francis M. Carroll, Chadbourn, N.C. -- Application complete for Thomas D. Dickerson. Dr. Pence moved that Mr. Dickerson be approved for use as an assistant to a physician. Seconded by Dr. Citron and duly passed.

RE: Dr. W. Stuart Collins, Winston-Salem, N.C. -- Application complete for Deborah Dizard. Dr. Pence moved that Ms. Dizard be approved for use as an assistant to a physician. Seconded by Dr. Reynolds and duly passed.

RE: Dr. John G. Craddock, Chapel Hill, N.C. -- Application complete for Ronald C. Denton. Dr. Pence moved that Mr. Denton be approved for use as an assistant to a physician. Seconded by Dr. Citron and duly passed.

RE: Dr. Silverio C. Enojado, Jr., Clarkton, N.C. -- Application complete for Donald W. Tennant. Dr. Staub moved that Mr. Tennant be approved if and when a back-up physician is indicated and signature is provided on the application, and if no back-up physician will be used, Dr. Enojado be advised that his assistant is not to practice or work in any manner while he is out of town and not available. Seconded by Dr. Citron and duly passed.

RE: Dr. Harriet M. Harman, Durham, N.C. -- Application complete for John J. Triplett, Jr. Following discussion on the application, Dr. Citron moved that action on this application be deferred pending clarification of working hours of the assistant and the availability of supervision. Seconded by Dr. Blackmon and duly passed.

RE: Dr. John P. Hansen, Durham, N.C. -- Application incomplete for Donald C. McCaskill. Dr. Staub moved that Mr. McCaskill be approved if and when the final letter of recommendation is received. Seconded by Dr. Citron and duly passed.

RE: Dr. Sampson Harrell, Fayetteville, N.C. -- Application complete for Frank H. Wright, Jr. Dr. Reynolds moved that Mr. Wright be approved for use as an assistant to a physician. Seconded by Dr. Blackmon and duly passed.

RE: Dr. James H. Hampton, Jr., Lewisville, N.C. -- Application complete for Lorna D. Jones. Dr. Reynolds moved that Ms. Jones be approved for use as an assistant to a physician. Seconded by Dr. Pence and duly passed.

RE: Dr. Victor J. Keranen, Fayetteville, N.C. -- Application complete for JoAnne McCarthy. Dr. Reynolds moved that Dr. Keranen be advised if he has a back-up physician for Ms. McCarthy, a signature must be provided, and if there is no back-up physician, he be advised that his assistant is not to practice or work in any manner while he is out of town or not available. Seconded by Dr. Citron and duly passed.

RE: Dr. Walter L. Holton, Manteo, N.C. -- Application complete for John McElligott. Dr. Reynolds moved that Mr. McElligott be approved for use as an assistant to a physician, but a letter be written to him advising him that when he is out of town or not available for supervision, his assistant is not to practice or work in any manner. Seconded by Dr. Citron and duly passed.

RE: Dr. James W. Rackley, Winston-Salem, N.C. -- Application complete for Karen H. Wells. Dr. Reynolds moved that Ms. Wells be approved for use as an assistant to a physician. Seconded by Dr. Blackmon and duly passed.



Assistants to physicians, applications:

RE: Dr. Christian F. Siewers, Fayetteville, N.C. -- Application complete for Donald R. Eads. Dr. Citron moved that Mr. Eads be approved for use as an assistant to a physician for Drs. Siewers and Dr. Askins as a back-up physician, but if and when he wants another back-up physician to supervise Mr. Eads, his signature must be provided with the application, and Dr. Siewers should be so advised. Seconded by Dr. Pence and duly passed.

RE: Dr. William W. Trigg, Jr., Reidsville, N.C. -- Application complete for Carroll T. Harris. Dr. Blackmon moved that Ms. Harris be approved for use as an assistant to a physician. Seconded by Dr. Reynolds and duly passed.

RE: Dr. Bailey G. Weathers, Jr., Stanley, N.C. -- Application complete for Michael R. Sikes. Dr. Citron moved that Mr. Sikes be approved for use as an assistant to a physician. Seconded by Dr. Pence and duly passed.

RE: Dr. Gregory Solovieff, Durham, N.C. -- Application for request to change primary supervising physician from Dr. Allan J. Lester to Dr. Solovieff to supervise Mr. William T. Vaughan, Jr., P.A. Dr. Lester will remain as a back-up supervising physician for Mr. Vaughan. Dr. Citron moved that this change be approved. Seconded by Dr. Pence and duly passed.

RE: Dr. Susan Gustke, Raleigh, N.C. -- Assistants to physicians and registered nurses performing medical acts: The Board had requested Dr. Gustke, following her appearance at the January, 1977 meeting, to supply them with more detailed standing orders and more detailed information on what controlled substances would be involved in her requests regarding the assistants and nurses, and the supervision that would be provided by the physician.

The Executive Secretary advised the Board that after consultation with the Drug Enforcement Administration and their attorney, the DEA advised him that their regulations do not allow for an assistant or nurse to write a prescription for a controlled substance under the hospital DEA number, even though he is supervised by a physician. DEA said the only way an assistant or registered nurse could prescribe controlled substances would be for the Board to approve that person to do so, and he or she would then apply to DEA for a Certificate of Registration to prescribe those controlled substances, in whichever category approved for, and then would be issued a DEA number and privileges as a physician is.

Dr. Pence moved that the Board deny this request to allow physician extendors to write prescriptions for controlled substances. Seconded by Dr. Reynolds and duly passed, Dr. Citron abstaining from the vote.

The Executive Secretary was instructed to write Dr. Gustke advising her of the Board's action, and further reminding her that should these physician extendors go beyond the job description approved by the Board, the supervising physician is ultimately liable for their actions and that at the present time, it is illegal for a nurse to follow the orders of an assistant to a physician.

Dr. Citron moved that the Board write Dr. Harvey Estes, since he has offered to assist the Board in any problems involving assistants to physicians, and ask him about the advisability of giving an assistant to a physician approval to perform the acts and functions indicated on the list submitted by Dr. Gustke, and ask him to indicate whether it should be approved for elective performance or performance in an emergency situation.

RE: Registered nurses performing medical acts -- Subcommittee report: Dr. Pence reported that the subcommittee had considered increasing the fees paid by the registered nurse applicant for the intial application fee and the annual registration fee, although nothing definite on this matter was decided. He said the general feeling of the subcommittee was that an increase was needed, but the figure has not yet been determined. An amount that was considered reasonable and was discussed was \$50.00 for the initial fee and \$50.00 a year registration fee.

He said one of the main reasons for this needed cost increase is the increasing costs of the functions of the subcommittee, particularly the site visits which will be increasing in the future. Dr. Pence said each person on the subcommittee has the responsibility of making two site visits each, and arranging for this through Miss McRee. One has been made to date.

Also discussed was a letter received by the subcommittee regarding possible un-supervised activities by a registered nurse in the Goldston Rural Health Center. The physician supervisor is Dr. James Schwankl, and the nurse is Barbara A. Shaver. Her application was initially approved in October, 1976, and the subcommittee recommended that Dr. Reynolds and Ms. Booth visit the site and report back to the subcommittee about this. They felt that perhaps the complainant might not be aware of the rules and regulations concerning use of registered nurses to perform medical acts, and they wanted on-site information prior to making any decision regarding this.



Registered nurses, subcommittee report,
continued

Dr. Pence also reported that continuing education for the registered nurse has been discussed at length in the subcommittee meetings, but no official action has been taken. Twenty hours has been indicated as a guideline to possibly be used in the future.

Dr. Citron moved that the Board approve the subcommittee report. Seconded by Dr. Blackmon and duly passed.

Registered nurses performing medical acts: Applications:

RE: Dr. John Noble, Chapel Hill, N.C. -- Application complete for Elizabeth Y. Levy, and approved by subcommittee.

RE: Dr. Richard A. Kerecman, Huntersville, N.C. -- Application complete for Rose G. Littlejohn, and approved by subcommittee.

RE: Dr. David A. Williams, Laurinburg, N.C. -- Application complete for Maxine C. McNeill, and approved by subcommittee.

RE: Dr. Alfred M. Moncla, Elizabeth City, N.C. -- Application complete for Jo M. Loy Rountree, and approved by subcommittee.

RE: Dr. John S. Howie, Raleigh, N.C. -- Application complete for Gale N. Touger, and approved by subcommittee.

RE: Dr. John R. Wilkinson, Jr., Fayetteville -- Application/complete for Mary C. Sweeny, lacking signature of back-up physician. Approved by subcommittee if and when this signature is received.

RE: Dr. Frank A. Miller, Durham, N.C. -- Application incomplete for Jacqueline J. C. Parrish, lacking detailed job description. Approved by subcommittee if and when more description is received.

Dr. Pence moved that the Board approve the actions taken by the subcommittee in approving the applications and approving applications if and when credentials are received satisfactory to the Executive Secretary. Seconded by Dr. Blackmon and duly passed.

RE: Dr. John R. Black, Whiteville, N.C. -- Application not approved by subcommittee for Vernelle B. Gibbs until more clarification is received regarding supervision and job description. Dr. Pence moved the Board approve the subcommittee's action in not approving Dr. Black's application for Ms. Gibbs. Seconded by Dr. Citron and duly passed.

There being no further business to come before the Board at this time, the meeting was adjourned.



J. J. Pence, Jr., M.D., Secretary-Treasurer
NORTH CAROLINA BOARD OF MEDICAL EXAMINERS

