

# **MINUTES**

North Carolina Medical Board

**March 18-20, 2003**

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

Minutes of the Open Sessions of the North Carolina Medical Board Meeting March 18-20, 2003.

The March 18-20, 2003, meeting of the North Carolina Medical Board was held at the Board's Office, 1201 Front Street, Suite 100, Raleigh, NC 27609. The meeting was called to order at 8:00 a.m., Wednesday, March 19, 2003, by Charles L. Garrett, MD, President. Board members in attendance were: Stephen M. Herring, MD, President Elect; Robert C. Moffatt, MD, Secretary; Mr. Hari Gupta, Treasurer; E. K. Fretwell, PhD; Robin N. Hunter-Buskey, PA-C; H. Arthur McCulloch, MD; Michael E. Norins, MD; Walter J. Pories, MD; Edwin R. Swann, MD; and Mr. Aloysius P. Walsh.

Staff members present were: R. David Henderson, JD, Executive Director/Operations Department Director; Thomas W. Mansfield, JD, Legal Department Director; Mary Wells, JD, Board Attorney; Brian Blankenship, JD, Board Attorney; Marcus Jimison, JD, Board Attorney; Ms. Wanda Long, Legal Assistant; Ms. Lynne Edwards, Legal Assistant; Mr. John W. Jargstorf, Investigative Director; Mr. Don R. Pittman, Chief Investigator; Mr. Edmund Kirby-Smith, Investigator; Ms. Kate Mahony, Investigator; Mr. Fred Tucker, Investigator; Mrs. Therese Dembroski, Investigator; Ms. Barbara Brame, Investigator; Ms. Edith Moore, Investigator; Mr. Jason Ward, Investigator; Ms. Jenny Olmstead, Senior Investigative Coordinator; Ms. Myriam Hopson, Investigative Coordinator; Mr. Dale Breaden, Director of Communications and Public Affairs; Ms. Shannon Kingston, Public Affairs Assistant; Mrs. Joy D. Cooke, Licensing Director; Ms. Kathleen Lopez, Licensing Assistant; Ms. Alexa Kapetanakis, PA/NP Coordinator; Ms. Michelle Lee, Licensing Assistant; Tammy O'Hare, GME Coordinator; Ms. Annette Marcussen, Licensing Assistant; Gary Townsend, MD, JD, Medical Coordinator; Mitchell S. Collman, MD, Assistant Medical Coordinator; 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; Mrs. Deborah Aycock, Registration/HR Coordinator; Ms. Rebecca L. Manning, Database Coordinator; Ms. Ann Norris, Verification/Corporation Coordinator; Mrs. Janice Fowler, Operations Assistant; Mr. Peter Celentano, Comptroller; Mr. David Shere, Receptionist; Mr. Donald Smelcer, IT Department Director; Ms. Brandy Forward, Compliance Department Director; and Mr. Jeffery T. Denton, Executive Assistant/Board Recorder.

## **MISCELLANEOUS**

### **Executive Director Interviews**

On Tuesday, March 18, 2003, Board Members and senior staff spent the afternoon interviewing potential candidates for the Executive Director position. At the end of the afternoon the Full Board convened, a motion to go into closes session was passed, and the Board went into closed session to discuss personnel issues.

### **Presidential Remarks**

Dr. Garrett commenced the meeting on Wednesday, March 19, 2003, by reading the North Carolina Board of Ethics' "ethics awareness and conflict of interest reminder."

He then announced that R. David Henderson, JD had been offered and accepted the position of Executive Director of the North Carolina Medical Board. Mr. Henderson had been serving as the Interim Executive Director since November 2002 and prior to that was a Board Attorney with the Medical Board's Legal Department.

Mr. Gupta presented the plans for the new Board building via PowerPoint Presentation. He indicated the first Board Meeting in the new building should be the July 2003 Board Meeting.

## **MINUTE APPROVAL**

**Motion:** A motion passed that the February 19-20, 2003, Board Minutes be 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.

Thomas Mansfield, Legal Director, presented his report.

## **PENDING CASES**

A written report on 137 cases was presented for the Board's review. The specifics of this report are not included as these actions are not public information.

**Motion:** A motion was passed by the Board to approve the report as amended.

A motion passed to return to open session.

## **EXECUTED CASES**

**DEVIRGILIIS, Juan Carlos MD**  
Surrendered 2/25/2003

**LAVINE, Gary Harold MD**  
Consent Order executed 3/6/2003

**MONTERO, Manuel MD**  
Consent Order executed 2/13/2003

**ROSNER, Michael John MD**  
Findings of Fact, Conclusions of Law and Order executed 2/5/2003

**SESSOMS, Rodney Kevin MD**  
Consent Order executed 1/22/2003

**SHERMAN, Randall Lester MD**  
Termination of Consent Order executed 1/21/2003

**SILVER, Jeffrey Alan MD**  
Consent Order executed 2/5/2003

**TAMBERELLI, Wayne Paul**  
Consent Order executed 3/6/2003

**VAUGHAN, Howell Anderson PA**  
Consent Order executed 2/5/2003

**WHITMER, Gilbert Gomer Jr. MD**  
Consent Order executed 1/30/2003

**YOUNG, Richard Lane MD**  
Termination of Consent Order executed 1/16/2003

**HEARINGS**

**GEORGE, Pazhayidathe K. MD**  
Zebulon, NC  
HEARING: 3/20/2003  
BOARD ACTION: Continued

**MARSHALL, John Everett MD**  
Lincolnton, NC  
HEARING: 3/20/2003  
BOARD ACTION: Continued

**SHAFFER, John Sheridan MD**  
Lexington, NC  
HEARING: 3/20/2003  
BOARD ACTION: Continued

**WEISNER, Larry Felix MD**  
Southport, NC  
HEARING: 3/20/2003  
BOARD ACTION: Accept proposed Consent Order

**PUBLIC AFFAIRS/COMMUNICATIONS PROGRAM REPORT**

Dale Breaden, Communications Director, presented the following annual report:

**North Carolina Medical Board  
OFFICIAL REPORT OF BOARD ACTIONS FOR 2002  
SECTION A  
GENERAL INFORMATION**

<b>ITEM</b>	<b>1/2003</b>	<b>1/2002</b>
<b>1.Total Regulated Population</b>	33,807	32,494
physicians (active)*	27,307	26,581
<i>in-state</i>	19,281	18,740
<i>out-state</i>	8,026	7,841
resident training licenses	2,001	1,744

**MARCH 18-20, 2003**

physician assistants	2,384	2,216
nurse practitioners	2,073	1,926
clinical pharmacist practitioners	42	27

**LICENSING**

ITEM	IN 2002	IN 2001
<b>2. Applications Received</b>	2,377	N/A
physicians	1,849	N/A
PAs	284	N/A
NPs	244	N/A
<b>3. Applications Withdrawn</b>	16	13
physicians	16	13
PAs	0	0
NPs	0	0
<b>4. Licensing Examinations Given (physicians only)</b>	420	390
<b>5. Licensing Interviews Conducted (physicians only)</b>	1,325	1,457
<b>6. Licensing Hearings Conducted</b>	3	3
physicians	2	3
PAs	1	0
NPs	0	0
<b>7. Initial Licenses/Approvals</b>	2,956	2431
physicians	1,644	1801
<i>full</i>	1,616	1719
<i>special purpose</i>	25	71
<i>volunteer</i>	3	11
PAs	273	297
NPs	253	333
RTLs	768	803
CPPs	18	27

**COMPLAINTS/INFORMATION RECEIVED**

(Information on one person may come from several sources)

ITEM	IN 2002	IN 2001
<b>8. From Patients/Public</b>	1,128	887
<b>9. From Physicians/Residents</b>	60	78
<b>10. From Other Health Care Professionals</b>	35	6
<b>11. From Malpractice Reports</b>	227	227
<b>12. From Privilege Reports by Hospitals/etc.</b>	20	18
<b>13. From Medical</b>	1	

Examiner's Office Reports		0
14. From Other Boards/ FSMB	12	11
15. From Other Sources (media, etc.)	98	199
<b>TOTAL</b>	<b>1,581</b>	<b>1,426</b>

**INFORMAL INTERVIEWS/HEARINGS**

<b>ITEM</b>	<b>IN 2002</b>	<b>IN 2001</b>
<b>16. Informal Interviews Conducted</b>	207	246
physicians	195	227
PAs	11	18
NPs	1	1
EMT	0	17
<b>17. Notice of Charges Issued</b>	28	16
physicians	25	15
PAs	3	1
NPs	0	0
<b>18. Formal Disciplinary Hearings Held</b>	7	15
physicians	5	15
PAs	2	0
NPs	0	0
EMTs	0	0
<b>19. Hearing Results Appealed to Court</b>	1	0

**BOARD ACTIONS**

(See Section B for detailed information on all actions in 2002.)

**Total Persons/Actions**

<b>ITEM</b>	<b>IN 2002</b>	<b>IN 2001</b>
<b>20. TOTAL: Persons Affected by Board Actions</b>	101	123
physicians	87	109
PAs	12	13
NPs	1	0
EMTs	1	1
<b>21. TOTAL: Board Actions Taken (More than one may have been taken concerning a single person.)</b>	168	218
physicians	143	189
PAs	23	28
NPs	1	0
EMTs	1	1

**PREVENTIVE ACTIONS**

ITEM	IN 2002	IN 2001
<b>22. Letters of Recommendation/Advice</b> <i>(Sent confidentially when formal action is not warranted but when the Board wishes to call a practitioner's attention to a situation or problem that could lead to more serious consequences.)</i>	211	184

**PRACTICE WITHOUT A LICENSE: Actions Related**

ITEM	IN 2002	IN 2001
<b>23. Referrals to Attorney General</b>	1	4
<b>24. Injunctions against practice</b>	0	0

**CASE STATUS: Investigative Department**

ITEM	IN 2002	IN 2001
<b>25. Cases Opened</b> <i>(A case is opened when a matter has been initially examined and found to warrant further inquiry.)</i>	335	317
<b>26. Cases Closed</b> <i>(Closure is resolution of a case, from a decision not to pursue the matter to disciplinary action by the board.)</i>	392	278
<b>27. Cases in Progress at Year's End</b>	178	248

**CASE STATUS: Complaint Department**

ITEM	IN 2002	IN 2001
<b>28. Cases Opened</b> <i>(A case is opened when a matter has been initially examined and found to warrant further inquiry.)</i>	887	812
<b>29. Cases Closed</b> <i>(Closure is resolution of a case, from a decision not to pursue the matter to disciplinary action by the Board.)</i>	875	650
<b>30. Cases in Progress at Year's End</b>	288	248

**COMPLIANCE DEPARTMENT ACTIVITY**

ITEM	IN 2002	IN 2001
<b>31. Persons being followed for compliance with restrictions/requirements set by the Board.</b>	85	N/A

**CAUSES OF ACTIONS**

ITEM	IN 2002	IN 2001
<b>32. Disciplinary Actions Arising From the Following Causes</b> <i>(More than one Cause may be involved in an action involving one person.)</i>		
a. violating controlled substance laws/rules	5	5
b. misprescribing/inappropriate prescribing for others	7	4
c. self-prescribing and/or obtaining prescribed drugs improperly for personal use	5	9
d. substance and/or alcohol abuse	12	21
e. incompetence or failing to meet accepted standards of care	4	5
f. mental condition negatively affecting practice	7	3
g. physical condition negatively affecting practice	0	1
h. conviction of a felony or violation of a law involving the practice of medicine	2	6
i. conviction of a crime involving moral turpitude	0	0
j. sexual misconduct and/or related unprofessional conduct	6	10
k. disruptive behavior and/or related unprofessional conduct	0	1
l. violating physician/patient confidentiality	0	0
m. false/deceptive representations to a patient	1	1
n. false/deceptive representations in medical record	1	0
o. inadequate medical record	1	5
p. failure to make medical record or summary available to patient/physician agent in timely manner	0	3
q. making false representations for personal gain	2	2
r. providing services or selling drugs, appliances, devices, or goods to exploit patient	1	0
s. advertising/publicly professing to treat human ailments under a system/school of treatment or practice other than that for which educated	0	0
t. improper payment for referrals or splitting of fees	4	1
u. producing/attempting to produce an abortion contrary to law	0	0
v. failure to pay child support	0	0
w. failure to cooperate with or respond to Board	2	2
x. violation of order of or agreement with Board	5	4
y. false statements/representations made to the Board or in seeking a license	5	6
z. practicing with an inactive license	3	5
aa. aiding unlicensed practice of medicine	4	1
bb. unprofessional or unethical conduct <i>not</i> noted above	6	8
cc. action by another licensing authority	4	18
dd. new Consent Orders modifying previous Consent Orders	0	12
ee. reinstatement of license via Consent Orders	13	10

**FREQUENCY OF ELEMENTS OFTEN IN CONSENT ORDERS**

ITEM	IN 2002	IN 2001
<b>33. Frequency of elements often found in Consent Orders</b>		

a. dated license issued	12	16
b. restriction on practice location	5	6
c restriction on practice field	0	2
d. limited hours of work	2	5
e. required CME	2	8
f. reprimand/admonishment	8	13
g. random record review/monitoring	0	2
h. structured practice setting	0	7
i. chaperon required	3	4
j. female patients only or male patients only	0	0
k. random alcohol/drug screens	12	13
l. prescribing restrictions	6	9
m. NC Physicians Health Program Required	14	22
n. medical evaluation/treatment	0	1
o. mental evaluation/treatment/counseling	5	11
p. may not supervise PAs/NPs	3	2
q. surrender of license	1	5
r. community service required	0	0
s. medical knowledge examination required	0	1
t. apology to patient	0	0
u. suspension	12	8
v. revocation	1	0
w. mentor required	1	1
x. license placed on inactive status	0	1

**NC PHYSICIANS HEALTH PROGRAM**

<b>ITEM</b>	<b><u>IN 2002</u></b>	<b>IN 2001</b>
<b>34. Anonymous Referrals to NCPHP</b>	78	64
physicians	68	46
<i>(residents</i>	8	11
PAs	2	7
<b>35. NCMB Referrals to NCPHP</b>	41	51
physicians	31	42
<i>(residents</i>	6	5
PAs	4	4
<b>36. Active NCPHP Participants at year end</b>	182	172
physicians	158	145
<i>(residents</i>	11	13
PAs	13	14
<b>37. NCPHP Participants loosing anonymity/ disciplined</b>	8	7
physicians	6	4
<i>(residents</i>	1	3

PAs	1	0
<b>38. NCPHP Participants Progressing appropriately and released from program</b>		
	31	40
physicians	29	28
(residents)	1	4
PAs	1	8

**SECTION B**

**I. NCMB Board Action Summary--2002**

*[Comparative figures for 2001 appear in brackets and italics.]*

**Part 1--2002 Actions by Category**

**PREJUDICIAL ACTIONS:**

**License Denied: 9 actions (6 physicians, 1 PA)**

*[2001: 5 Actions (5 physician)]*

**Annulments: NONE**

*[2001: None]*

**Revocations: 3 actions (2 physicians, 1 PA)**

*[2001: 8 Actions (8 physicians)]*

**Suspensions: 15 actions [10 stayed; 12 by CO] (11 physicians, 4 PAs)**

*[2001: 13Actions [8stayed; 8by CO] (12physicians, 1 PA)]*

**Summary Suspensions: 2 actions (2 physicians)**

*[2001: 5 Actions (5 physicians)]*

**Miscellaneous Board Orders: 2 actions (2 physicians)**

*[2001: 1 Action (1 physician)]*

**Consent Orders: 36 Actions--36 Persons (29 physicians, 6 PAs, 1 NP)**

*[2001: 48 Actions--45 persons [12 modifying previous COs] (41 physicians, 3 PAs, 1 EMT)]*

[Note that COs limit and/or restrict the practitioner in some way. They may also result in the revocation, suspension, or surrender of a license, the dismissal of charges as a result of other action taken, and/or the issuance of a temporary/dated license. Such results are reflected in the appropriate sections of this report. In some cases, a CO may modify a previous CO in some way, and that will be indicated by (mod) appearing after the person's name.]

**Denials of Reconsideration/Modification: 1 action (1 physician)**

*[2001: NONE]*

**Surrenders: 27 actions [1 by CO] (23 physicians, 4 PAs)**

*[2001: 27 Actions [4 from COs] (20 physicians, 7 PAs)]*

**Temporary/Dated Licenses Issued (via Consent Order): 12 actions (9 physicians, 3 PAs)**

*[2001: 9 Actions (8 physians, 1 PA)]*

**Temporary/Dated Licenses Allowed to Expire: NONE**

*[2001: 1 Action (1 physician)]*

**NON-PREJUDICIAL ACTIONS:**

**Dismissals: 1 action (1 physician)**

*[2001: 5 Actions [0 by reversal, 1 with inactive status, 2 by CO, 2 with RTL termination] (5 physicians)]*

**Temporary/Dated Licenses Extended: 27 actions--17 persons (15 physicians, 2 PAs)**

*[2001: 51 Actions--29 persons (24 physicians, 5 PAs)]*

**Temporary/Dated Licenses Became Full and Unrestricted: 14 actions (14 physicians)**

*[2001: 22 Actions (19 physicians, 3 PAs)]*

**Consent Orders Lifted: 19 actions (18 physicians, 1 EMT)**

*[2001: 23 Actions (20 physicians, 3 PAs)]*

**Revocations Reinstated: NONE**

*[2001: NONE]*

[Item below provided for information only--not Board action as such and not included in overall totals.]

**Court Appeals/Stays: 2 cases (1 physician)**

*[2001: NONE]*

**Part 2--2002 Total Actions and Breakdown**

**TOTALS**

**168 Board Actions of all Types Relating to 101 Persons**

*[2001: 218 Actions for 123 persons]*

**107 Prejudicial Actions Related to 71 Persons (58 Physicians, 12 PAs, 1 NP)**

*[2001: 117 Actions Related to 87 Persons (76 Physicians, 10 PAs, 1 EMT)]*

**61 Non-Prejudicial Actions Relating to 39 Persons (36 Physicians, 2 PAs, 1 EMT)**

*[2001: 101 Actions Related to 57 persons (49 Physicians, 8 PAs)]*

**BREAKDOWN**

Some individuals fall in both the Prejudicial and Non-Prejudicial categories of action noted immediately below. However, duplicate names within each category are eliminated for the calculation of that category's total (eg, a total of 58 individual physicians had 86 prejudicial actions taken against them). The Combined Total segment, at the bottom of this page, eliminates all duplicates in both categories and simply presents the total number of individuals concerning whom any action was taken.

**PREJUDICIAL TOTALS: 2002**

58 Physicians (86 actions)

12 PAs (20 actions)

1 NP (1 action)

71 Persons (107 actions)

**NON-PREJUDICIAL TOTALS: 2002**

36 Physicians (57 actions)

2 PAs (3 actions)

1 EMT (1 action)

39 Persons (61 actions)

**PREJUDICIAL TOTALS: 2001**

76 Physicians (104 actions)

10 PAs (12 actions)

1 EMT (1 action)

87 Persons (117 actions)

**NON-PREJUDICIAL TOTALS: 2001**

49 Physicians (79 actions)

8 PAs (22 actions)

57 Persons (101 actions)



Sappington, John Shannon, MD (CO)  
Singh, Prachee, PA (CO)(stayed)  
Talley, Joseph Harold, MD  
Teel, Gregory Tyrone, MD (CO)(stayed)

Linville (Avery Co)  
Gastonia (Gaston Co)  
Grover (Cleveland Co)  
Atlanta, GA

**Summary Suspensions: 2 actions (2 physicians)**

*[2001: 5 Actions (5 physicians)]*

Marbach, James Christian, MD  
Rosner, Michael John, MD  
Co)

Temple, TX  
Hendersonville (Henderson

**Miscellaneous Board Orders: 2 actions (2 physicians)**

*[2001: 1 Action (1 physician)]*

Goubran, Michel Zaki, MD  
Nusholtz, Marc Sheldon, DO

Morrisville  
Fort Wayne, IN

**Consent Orders: 36 Actions--36 Persons (29 physicians, 6 PAs, 1 NP)**

*[2001: 48 Actions--45 persons [12 modifying previous COs] (41 physicians, 3 PAs, 1 EMT)]*

[Note that COs limit and/or restrict the practitioner in some way. They may also result in the revocation, suspension, or surrender of a license, the dismissal of charges as a result of other action taken, and/or the issuance of a temporary/dated license. Such results are reflected in the appropriate sections of this report. In some cases, a CO may modify a previous CO in some way, and that will be indicated by (mod) appearing after the person's name.]

Baniewicz, Frank John, MD  
Berry, David Don, MD  
Brewer, Thomas Edmund, Jr, MD  
Bridges, Michael Howard, MD  
Carballo, Frank Edward, MD  
Copeland, Deborah Swinney, PA  
Devane, Evelyn Johnson, NP  
Doshi, Vasant Narottam, MD  
Eure, Luther Haywood, Jr, MD  
Faber, Steven Mark, MD  
Ford, Angela B., PA  
Gartling, John Kenneth, PA  
Goubran, Michel Zaki, MD  
Harvey, Bertha Bowen, MD  
Hayes, Edward Elem, MD  
Hoda, Syed Tanweeful, MD  
Holmes, Joseph Nathan, MD  
Johnson, James Carl, MD  
Keever, Richard Alan, MD  
King, Delf Omar, MD  
Koher, Grant Franklin, DO  
Livingston, James L., MD

Colorado Springs, CO  
Winston-Salem (Forsyth Co)  
Denton (Davidson Co)  
Greensboro/High Point (Guilford Co)  
Lumberton (Robeson Co)  
Charlotte (Mecklenburg Co)  
Rose Hill (Duplin Co)  
Raleigh (Wake Co)  
Reidsville (Rockingham Co)  
Elizabeth City (Pasquotank Co)  
Eden (Rockingham Co)  
Greensboro (Guilford Co)  
Morrisville (Wake Co)  
New Bern (Craven Co)  
Conway, SC  
Inner Grove Heights, MN  
Salisbury (Rowan Co)  
Brevard (Transylvania Co)  
High Point (Guilford Co)  
Norwich, NY  
Chapel Hill (Orange Co)  
Fayetteville (Cumberland Co)

Lock, George Joseph, PA  
Lovette, Kenneth Maurice, MD  
McGuirt, William Frederick, Jr, MD  
Nguyen, Dianne Hathanh, MD  
O'Donnell, Robert William, MD  
Page, Catherine Marie, MD  
Peterson, Wanda Mitchell, MD  
Pittman, John Carl, MD  
Sappington, John Shannon, MD  
Singh, Prachee, PA  
Skwerer, Robert Gordon, MD  
Stroud, Joan Marie, PA  
Teel, Gregory Tyrone, MD  
Woleben, Martyn Dean, MD

Princeton (Johnston Co)  
Tarboro (Edgecombe Co)  
Winston-Salem (Forsyth co)  
Wailuku, HI  
Supply (Brunswick Co)  
Talbot, TN  
Yadkinville (Yadkin Co)  
Raleigh (Wake Co)  
Linville (Avery Co)  
Gastonia (Gaston)  
New Bern (Craven Co)  
Gastonia (Gaston Co)  
Atlanta, GA  
High Point (Guilford Co)

**Denials of Reconsideration/Modification: 1 action (1 physician)**

*[2001: NONE]*

Lustgarten, Gary James, MD

North Miami Beach, FL

**Surrenders: 27 actions [1 by CO] (23 physicians, 4 PAs)**

*[2001: 27 Actions [4 from COs] (20 physicians, 7 PAs)]*

Brewer, Thomas Edmund, Jr, MD  
Bowman, James Thomas, MD  
Boyd, Gwendolyn McNeill, MD  
Buzzanell, Charles Anton, MD  
Carballo, Frank Edward, MD  
Day, Philip Mark, MD  
Gartling, John Kenneth, PA (CO)  
Hambleton, Scott Lewis, MD  
Harvey, Bertha Bowen, MD  
Lemaire, Pierre-Arnaud, MD  
Massenburg, O'Laf Sorento, PA  
Matthews, Charles Joseph, MD  
Mayfield, Kelli Burgin, MD  
McCook, Thomas Allen, MD  
Moore, Benjamin Rutledge, DO  
Nabors, Dennis Ray, PA  
Nelson, David Stephen, MD  
Newton, Jimmie Isaac, MD  
Sappington, John Shannon, MD  
Seal, James Hargett, PA  
Sebhat, Berhan, MD  
Solan, Gwen Emily, MD  
Sullivan, Timothy Andrew, MD  
Taylor, Carolyn Rose, MD  
Ward, David Townsend, MD  
Whitt, John Alan, MD  
Woleben, Martyn Dean, MD

Denton (Davidson Co)  
North Wilkesboro (Wilkes Co)  
Ithaca, NY  
Asheville (Buncombe Co)  
Lumberton (Robeson Co)  
Grover (Cleveland Co)  
Greensboro (Guilford Co)  
Charlotte (Mecklenburg Co)  
New Bern (Craven Co)  
Wilson (Wilson Co)  
Winston-Salem (Forsyth Co)  
Raleigh (Wake Co)  
Ellenboro (Rutherford Co)  
Shreveport, LA  
Winston-Salem (Forsyth Co)  
Greensboro (Guilford Co)  
Winston-Salem (Forsyth Co)  
Winston-Salem (Forsyth Co)  
Linville (Avery Co)  
Ocracoke (Hyde Co)  
Asheboro (Randolph Co)  
Holly Ridge (Onslow Co)  
Laurinburg (Scotland Co)  
Clinton (Sampson Co)  
Winston-Salem/Kernersville (Forsyth Co)  
Wilson (Wilson)  
High Point (Guilford Co)

**Temporary/Dated Licenses Issued (via Consent Order): 12 actions (9 physicians, 3 PAs)**

*[2001: 9 Actions (8 physicians, 1 PA)]*

Berry, David Don, MD  
Bridges, Michael Howard, MD  
Carballo, Frank Howard, MD  
Eure, Luther Haywood, Jr, MD  
Goubran, Michel Zaki, MD  
Harvey, Bertha Bowen, MD  
Keever, Richard Alan, MD  
Lock, George Joseph, PA  
Singh, Prachee, PA  
Skwerer, Robert Gordon, MD  
Stroud, Joan Marie, PA  
Woleben, Martyn Dean, MD

Winston-Salem (Forsyth Co)  
Greensboro/High Point (Guilford Co)  
Lumberton (Robeson Co)  
Reidsville (Rockingham Co)  
Morrisville (Wake Co)  
New Bern (Craven Co)  
High Point (Guilford Co)  
Princeton (Johnston Co)  
Gastonia (Gaston Co)  
New Bern (Craven Co)  
Gastonia (Gaston Co)  
High Point (Guilford Co)

**Temporary/Dated Licenses Allowed to Expire: NONE**

*[2001: 1 Action (1 physician)]*

**NON-PREJUDICIAL ACTIONS:**

**Dismissals: 1 action (1 physician)**

*[2001: 5 Actions [0 by reversal, 1 with inactive status, 2 by CO, 2 with RTL termination]  
(5 physicians)]*

Inabnet, William Barlow, MD

Greensboro (Guilford Co)

**Temporary/Dated Licenses Extended: 27 actions--17 persons (15 physicians, 2 PAs)**

*[2001: 51 Actions--29 persons (24 physicians, 5 PAs)]*

*[Listings marked with + indicate more than one such action during the year.]*

Berry, David Don, MD  
Bjork, Paul Edward, Jr, MD++  
Connine, Tad Robert, MD++  
Declerck, Paul A., MD+  
Diamond, Patrick Francis, MD  
Gualteros, Oscar Mauricio, MD+  
Heiner, Daniel Edward, MD  
Lock, George Joseph, PA  
Mayfield, Kelli Burgin, MD  
Park, Hyunsoon Edie, MD  
Pressly, Margaret Rose, MD++  
Sappington, John Shannon, MD  
Shaftner, Kimberly K., MD  
Shive, Robert MacGregor, MD  
Skwerer, Robert Gordon, MD  
Stroud, Joan Marie, PA+  
Ward, David Townsend, MD+

Winston-Salem (Forsyth Co)  
Hamlet (Richmond Co)  
Charlotte Hall, MD  
Kinston (Lenoir co)  
Burgaw (Pender Co)  
Pinehurst (Moore Co)  
Charlotte (Mecklenburg Co)  
Morrisville (Wake Co)  
Ellenboro (Rutherford Co)  
Greenville (Pitt Co)  
Sylva (Jackson Co)  
New Bern (Craven Co)  
Princeton (Johnston Co)  
Charlotte (Mecklenburg Co)  
New Bern (Craven Co)  
Gastonia (Gaston Co)  
Kernersville (Forsyth Co)

**Temporary/Dated Licenses Became Full and Unrestricted: 14 actions (14 physicians)**

*[2001: 22 Actions (19 physicians, 3 PAs)]*

Andringa, Richard Cornell, MD  
Bridges, Michael Howard, MD  
Cheek, John Christopher, MD  
Clayton, Thomas Vann, MD  
Coyne, Mark Dennis, MD

Greensboro (Guilford Co)  
Greensboro (Guilford Co)  
Smithfield (Johnston Co)  
Andrews (Cherokee Co)  
Stoney Creek (Guilford Co)

Cromer, William Browning, MD  
Declerck, Paul A., MD  
Riddle, William Mark, MD  
Sherman, Randall Lester, MD  
Skwerer, Robert Gordon, MD  
Vaughn, Tom Jimison, Jr, MD  
Washington, Clarence Joseph, III, MD  
Young, Richard Lane, MD  
Zabenko, Robert Tracy, DO  
(Cumberland Co)

Kinston (Lenoir Co)  
Kinston (Lenoir Co)  
Faison (Duplin Co)  
Allentown, PA  
New Bern (Craven Co)  
Mount Airy (Surry Co)  
Chapel Hill (Orange Co)  
Sunset Beach (Brunswick Co)  
Fort Polk, LA/Fayetteville

**Consent Orders Lifted: 19 actions (18 physicians, 1 EMT)**

*[2001: 23 Actions (20 physicians, 3 PAs)]*

Andringa, Richard Cornell, MD  
Bridges, Michael Howard, MD  
Cheek, John Christopher, MD  
Clayton, Thomas Vann, MD  
Connine, Tad Robert, MD  
Cromer, William Browning, MD  
Declerck, Paul A., MD  
Essex, Charles Phillip, MD  
Goubran, Michel Zaki, MD  
Harris, Inez Michelle, EMT  
Hendricks, David Martin, MD  
Kolaski, Kathleen, MD  
Martin, Carol Ann, MD  
McCurdy, Donald Pittard, MD  
Poole, James Morrison, MD  
Riddle, William Mark, MD  
Washington, Clarence Joseph, III, MD  
Worlax, Frank, MD  
Zabenko, Robert Tracy, DO  
(Cumberland Co)

Greensboro (Guilford Co)  
Greensboro (Guilford Co)  
Smithfield (Johnston Co)  
Andrews (Cherokee Co)  
Great Mills, MD  
Kinston (Lenoir Co)  
Kinston (Lenoir Co)  
North Wilkesboro (Wilkes Co)  
Morrisville (Wake Co)  
Kinston (Lenoir Co)  
Goldsboro (Wayne Co)  
Charlotte (Mecklenburg Co)  
Raleigh (Wake Co)  
Birmingham, AL  
Wake Forest (Wake Co)  
Faison (Duplin Co)  
Chapel Hill (Orange Co)  
Pembroke (Robeson Co)  
Fort Polk, LA/Fayetteville

**Revocations Reinstated: NONE**

*[2001: NONE]*

**[Item below provided for information only--not Board action as such and not included in overall totals.]**

**Court Appeals/Stays: 2 cases (1 physician)**

*[2001: NONE]*

[Listings marked with + indicate more than one such case during the year.]

Lustgarten, Gary James, MD+ North Miami Beach, FL]

**III. Prejudicial & Non-Prejudicial NCMB Board Actions  
Alphabetical Lists--2002**

*(Separate entry for each action in each category.)*

**PREJUDICIAL ACTIONS:**

Baniewicz, Frank John, MD  
Berry, David Don, MD  
Berry, David Don, MD  
Bowman, James Thomas, MD  
Boyd, Gwendolyn McNeill, MD  
Brewer, Thomas Edmund, Jr, MD  
Brewer, Thomas Edmund, Jr, MD  
Brewer, Thomas Edmund, Jr, MD  
Bridges, Michael Howard, MD  
(Guilford Co)  
Bridges, Michael Howard, MD  
(Guilford Co)  
Buzzanell, Charles Anton, MD  
Carballo, Frank Edward, MD  
Carballo, Frank Edward, MD  
Carballo, Frank Howard, MD  
Coleman, Robert Stanley, Jr, MD  
Cooper, Neil Ross, PA  
Cooper, Neil Ross, PA  
Copeland, Deborah Swinney, PA  
Copeland, Deborah Swi nney, PA  
Day, Philip Mark, MD  
Debnam, George Clyde, MD  
Devane, Evelyn Johnson, NP  
Doshi, Vasant Narottam, MD  
Echols, Ruthetta Whitfield, PA  
Eure, Luther Haywood, Jr, MD  
Eure, Luther Haywood, Jr, MD  
Eure, Luther Haywood, Jr, MD  
Faber, Steven Mark, MD  
Folkerts, AnnaMaria, PA  
Ford, Angela B., PA  
Ford, Angela B., PA  
Galea, Lawrence Joseph, MD  
Garmise, David Bruce, MD  
Gartling, John Kenneth, PA  
Gartling, John Kenneth, PA  
Goubran, Michel Zaki, MD  
Goubran, Michel Zaki, MD  
Goubran, Michel Zaki, MD  
Hambleton, Scott Lewis, MD  
Harvey, Bertha Bowen, MD  
Harvey, Bertha Bowen, MD  
Harvey, Bertha Bowen, MD  
Hayes, Edward Elem, MD  
Hoda, Syed Tanweeful, MD  
Hoda, Syed Tanweeful, MD  
Holmes, Joseph Nathan, MD  
Holmes, Joseph Nathan, MD  
Holt, Thomas, MD  
Holt, Thomas, MD

Colorado Springs, CO  
Winston-Salem (Forsyth Co)  
Winston-Salem (Forsyth Co)  
North Wilkesboro (Wilkes Co)  
Ithaca, NY  
Denton (Davidson Co)  
Denton (Davidson Co)  
Denton (Davidson Co)  
Greensboro/High Point  
  
Greensboro/High Point  
  
Asheville (Buncombe Co)  
Lumberton (Robeson Co)  
Lumberton (Robeson Co)  
Lumberton (Robeson Co)  
Aiken, SC  
Winston-Salem (Forsyth Co)  
Winston-Salem (Forsyth Co)  
Charlotte (Mecklenburg Co)  
Charlotte (Mecklenburg Co)  
Grover (Cleveland Co)  
Raleigh (Wake Co)  
Rose Hill (Duplin Co)  
Raleigh (Wake Co)  
Stella (Carteret Co)  
Reidsville (Rockingham Co)  
Reidsville (Rockingham Co)  
Reidsville (Rockingham Co)  
Elizabeth City (Pasquotank Co)  
Stoney Creek (Guilford Co)  
Eden (Rockingham Co)  
Eden (Rockingham Co)  
Charlotte (Mecklenburg Co)  
New Bern (Craven Co)  
Greensboro (Guilford Co)  
Greensboro (Guilford Co)  
Morrisville (Wake Co)  
Morrisville (Wake Co)  
Morrisville (Wake Co)  
Charlotte (Mecklenburg Co)  
New Bern (Craven Co)  
New Bern (Craven Co)  
New Bern (Craven Co)  
Conway, SC  
Inner Grove Heights, MN  
Inner Grove Heights, MN  
Salisbury (Rowan Co)  
Salisbury (Rowan Co)  
Warrenton (Warren Co)  
Warrenton (Warren Co)

Howard, Dennis Robert, MD  
Johnson, James Carl, MD  
Keever, Richard Alan, MD  
Keever, Richard Alan, MD  
King, Delf Omar, MD  
Koher, Grant Franklin, DO  
Lemaire, Pierre-Arnaud, MD  
Livingston, James L., MD  
Lock, George Joseph, PA  
Lock, George Joseph, PA  
Lovette, Kenneth Maurice, MD  
Lustgarten, Gary James, MD  
Lustgarten, Gary James, MD  
Marbach, James Christian, MD  
Massenburg, O'Laf Sorento, PA  
Matthews, Charles Joseph, MD  
Mayfield, Kelli Burgin, MD  
McCook, Thomas Allen, MD  
McGuirt, William Frederick, Jr, MD  
McGuirt, William Frederick, Jr, MD  
Moore, Benjamin Rutledge, DO  
Nabors, Dennis Ray, PA  
Nelson, David Stephen, MD  
Newton, Jimmie Isaac, MD  
Nguyen, Dianne Hathanh, MD  
Nguyen, Dianne Hathanh, MD  
Nusholtz, Marc Sheldon, DO  
Nusholtz, Marc Sheldon, DO  
O'Donnell, Robert William, MD  
Page, Catherine Marie, MD  
Page, Catherine Marie, MD  
Peterson, Wanda Mitchell, MD  
Pittman, John Carl, MD  
Pittman, John Carl, MD  
Rosner, Michael John, MD  
Sappington, John Shannon, MD  
Sappington, John Shannon, MD  
Sappington, John Shannon, MD  
Seal, James Hargett, PA  
Sebhat, Berhan, MD  
Singh, Prachee, PA  
Singh, Prachee, PA  
Singh, Prachee, PA  
Skwerer, Robert Gordon, MD  
Skwerer, Robert Gordon, MD  
Solan, Gwen Emily, MD  
Stroud, Joan Marie, PA  
Stroud, Joan Marie, PA  
Sullivan, Timothy Andrew, MD  
Talley, Joseph Harold, MD  
Taylor, Carolyn Rose, MD

Snellville, GA  
Brevard (Transylvania Co)  
High Point (Guilford Co)  
High Point (Guilford Co)  
Norwich, NY  
Chapel Hill (Orange Co)  
Wilson (Wilson Co)  
Fayetteville (Cumberland Co)  
Princeton (Johnston Co)  
Princeton (Johnston Co)  
Tarboro (Edgecombe Co)  
North Miami Beach, FL  
North Miami Beach, FL  
Temple, TX  
Winston-Salem (Forsyth Co)  
Raleigh (Wake Co)  
Ellenboro (Rutherford Co)  
Shreveport, LA  
Winston-Salem (Forsyth Co)  
Winston-Salem (Forsyth Co)  
Winston-Salem (Forsyth Co)  
Greensboro (Guilford Co)  
Winston-Salem (Forsyth Co)  
Winston-Salem (Forsyth Co)  
Wailuku, HI  
Wailuku, HI  
Fort Wayne, IN  
Fort Wayne, IN  
Supply (Brunswick Co)  
Talbott, TN  
Talbott, TN  
Yadkinville (Yadkin Co)  
Raleigh (Wake Co)  
Raleigh (Wake Co)  
Hendersonville (Henderson Co)  
Linville (Avery Co)  
Linville (Avery Co)  
Linville (Avery Co)  
Ocracoke (Hyde Co)  
Asheboro (Randolph Co)  
Gastonia (Gaston Co)  
Gastonia (Gaston Co)  
Gastonia (Gaston)  
New Bern (Craven Co)  
New Bern (Craven Co)  
Holly Ridge (Onslow Co)  
Gastonia (Gaston Co)  
Gastonia (Gaston Co)  
Laurinburg (Scotland Co)  
Grover (Cleveland Co)  
Clinton (Sampson Co)

Teel, Gregory Tyrone, MD  
Teel, Gregory Tyrone, MD  
Ward, David Townsend, MD  
(Forsyth Co)  
Whitt, John Alan, MD  
Woleben, Martyn Dean, MD  
Woleben, Martyn Dean, MD  
Woleben, Martyn Dean, MD

Atlanta, GA  
Atlanta, GA  
Winston-Salem/Kernersville  
  
Wilson (Wilson)  
High Point (Guilford Co)  
High Point (Guilford Co)  
High Point (Guilford Co)

**PREJUDICIAL TOTALS, NO DUPLICATIONS: Physicians=58; PAs=12; NPs=1  
TOTAL=71**

**NON-PREJUDICIAL ACTIONS:**

Andringa, Richard Cornell, MD  
Andringa, Richard Cornell, MD  
Berry, David Don, MD  
Bjork, Paul Edward, Jr, MD  
Bjork, Paul Edward, Jr, MD  
Bjork, Paul Edward, Jr, MD  
Bridges, Michael Howard, MD  
Bridges, Michael Howard, MD  
Cheek, John Christopher, MD  
Cheek, John Christopher, MD  
Clayton, Thomas Vann, MD  
Clayton, Thomas Vann, MD  
Connine, Tad Robert, MD  
Connine, Tad Robert, MD  
Connine, Tad Robert, MD  
Connine, Tad Robert, MD  
Coyne, Mark Dennis, MD  
Cromer, William Browning, MD  
Cromer, William Browning, MD  
Declerck, Paul A., MD  
Declerck, Paul A., MD  
Declerck, Paul A., MD  
Declerck, Paul A., MD  
Diamond, Patrick Francis, MD  
Essex, Charles Phillip, MD  
Goubran, Michel Zaki, MD  
Gualteros, Oscar Mauricio, MD  
Gualteros, Oscar Mauricio, MD  
Harris, Inez Michelle, EMT  
Heiner, Daniel Edward, MD  
Hendricks, David Martin, MD  
Inabnet, William Barlow, MD  
Kolaski, Kathleen, MD  
Lock, George Joseph, PA  
Martin, Carol Ann, MD  
Mayfield, Kelli Burgin, MD

Greensboro (Guilford Co)  
Greensboro (Guilford Co)  
Winston-Salem (Forsyth Co)  
Hamlet (Richmond Co)  
Hamlet (Richmond Co)  
Hamlet (Richmond Co)  
Greensboro (Guilford Co)  
Greensboro (Guilford Co)  
Smithfield (Johnston Co)  
Smithfield (Johnston Co)  
Andrews (Cherokee Co)  
Andrews (Cherokee Co)  
Charlotte Hall, MD  
Charlotte Hall, MD  
Charlotte Hall, MD  
Great Mills, MD  
Stoney Creek (Guilford Co)  
Kinston (Lenoir Co)  
Burgaw (Pender Co)  
North Wilkesboro (Wilkes Co)  
Morrisville (Wake Co)  
Pinehurst (Moore Co)  
Pinehurst (Moore Co)  
Kinston (Lenoir Co)  
Charlotte (Mecklenburg Co)  
Goldsboro (Wayne Co)  
Greensboro (Guilford Co)  
Charlotte (Mecklenburg Co)  
Morrisville (Wake Co)  
Raleigh (Wake Co)  
Ellenboro (Rutherford Co)

McCurdy, Donald Pittard, MD  
Park, Hyunsoon Edie, MD  
Poole, James Morrison, MD  
Pressly, Margaret Rose, MD  
Pressly, Margaret Rose, MD  
Pressly, Margaret Rose, MD  
Riddle, William Mark, MD  
Riddle, William Mark, MD  
Sappington, John Shannon, MD  
Shaftner, Kimberly K., MD  
Sherman, Randall Lester, MD  
Shive, Robert MacGregor, MD  
Skwerer, Robert Gordon, MD  
Skwerer, Robert Gordon, MD  
Stroud, Joan Marie, PA  
Stroud, Joan Marie, PA  
Vaughn, Tom Jimison, Jr, MD  
Ward, David Townsend, MD  
Ward, David Townsend, MD  
Washington, Clarence Joseph, III, MD  
Washington, Clarence Joseph, III, MD  
Woriac, Frank, MD  
Young, Richard Lane, MD  
Zabenko, Robert Tracy, DO  
(Cumberland Co)  
Zabenko, Robert Tracy, DO  
(Cumberland Co)

Birmingham, AL  
Greenville (Pitt Co)  
Wake Forest (Wake Co)  
Sylva (Jackson Co)  
Sylva (Jackson Co)  
Sylva (Jackson Co)  
Faison (Duplin Co)  
Faison (Duplin Co)  
New Bern (Craven Co)  
Princeton (Johnston Co)  
Allentown, PA  
Charlotte (Mecklenburg Co)  
New Bern (Craven Co)  
New Bern (Craven Co)  
Gastonia (Gaston Co)  
Gastonia (Gaston Co)  
Mount Airy (Surry Co)  
Kernersville (Forsyth Co)  
Kernersville (Forsyth Co)  
Chapel Hill (Orange Co)  
Chapel Hill (Orange Co)  
Pembroke (Robeson Co)  
Sunset Beach (Brunswick Co)  
Fort Polk, LA/Fayetteville  
  
Fort Polk, LA/Fayetteville

**NON-PREJUDICIAL TOTALS, NO DUPLICATIONS: Physicians=36; PAs=2; EMTs=1  
TOTAL=39**

**IV. Combined Alphabetical NCMB Board Action List--2002**

*(Combined prejudicial and non-prejudicial action list. Separate entry for each action.)*

Andringa, Richard Cornell, MD  
Andringa, Richard Cornell, MD  
Baniewicz, Frank John, MD  
Berry, David Don, MD  
Berry, David Don, MD  
Berry, David Don, MD  
Bjork, Paul Edward, Jr, MD  
Bjork, Paul Edward, Jr, MD  
Bowman, James Thomas, MD  
Boyd, Gwendolyn McNeill, MD  
Brewer, Thomas Edmund, Jr, MD  
Brewer, Thomas Edmund, Jr, MD  
Brewer, Thomas Edmund, Jr, MD  
Bridges, Michael Howard, MD  
(Guilford Co)

Greensboro (Guilford Co)  
Greensboro (Guilford Co)  
Colorado Springs, CO  
Winston-Salem (Forsyth Co)  
Winston-Salem (Forsyth Co)  
Winston-Salem (Forsyth Co)  
Hamlet (Richmond Co)  
Hamlet (Richmond Co)  
North Wilkesboro (Wilkes Co)  
Ithaca, NY  
Denton (Davidson Co)  
Denton (Davidson Co)  
Denton (Davidson Co)  
Greensboro/High Point

Bridges, Michael Howard, MD  
(Guilford Co)  
Bridges, Michael Howard, MD  
Bridges, Michael Howard, MD  
Buzzanell, Charles Anton, MD  
Carballo, Frank Edward, MD  
Carballo, Frank Edward, MD  
Carballo, Frank Howard, MD  
Cheek, John Christopher, MD  
Cheek, John Christopher, MD  
Clayton, Thomas Vann, MD  
Clayton, Thomas Vann, MD  
Coleman, Robert Stanley, Jr, MD  
Connine, Tad Robert, MD  
Connine, Tad Robert, MD  
Connine, Tad Robert, MD  
Connine, Tad Robert, MD  
Cooper, Neil Ross, PA  
Copeland, Deborah Swi nney, PA  
Copeland, Deborah Swinney, PA  
Coyne, Mark Dennis, MD  
Cromer, William Browning, MD  
Cromer, William Browning, MD  
Day, Philip Mark, MD  
Debnam, George Clyde, MD  
Declerck, Paul A., MD  
Declerck, Paul A., MD  
Declerck, Paul A., MD  
Declerck, Paul A., MD  
Devane, Evelyn Johnson, NP  
Diamond, Patrick Francis, MD  
Doshi, Vasant Narottam, MD  
Echols, Ruthetta Whitfield, PA  
Essex, Charles Phillip, MD  
Eure, Luther Haywood, Jr, MD  
Eure, Luther Haywood, Jr, MD  
Eure, Luther Haywood, Jr, MD  
Faber, Steven Mark, MD  
Folkerts, AnnaMaria, PA  
Ford, Angela B., PA  
Ford, Angela B., PA  
Galea, Lawrence Joseph, MD  
Garmise, David Bruce, MD  
Gartling, John Kenneth, PA  
Gartling, John Kenneth, PA  
Goubran, Michel Zaki, MD  
Goubran, Michel Zaki, MD  
Goubran, Michel Zaki, MD  
Goubran, Michel Zaki, MD  
Gualteros, Oscar Mauricio, MD  
Gualteros, Oscar Mauricio, MD

Greensboro/High Point  
Greensboro (Guilford Co)  
Greensboro (Guilford Co)  
Asheville (Buncombe Co)  
Lumberton (Robeson Co)  
Lumberton (Robeson Co)  
Lumberton (Robeson Co)  
Smithfield (Johnston Co)  
Smithfield (Johnston Co)  
Andrews (Cherokee Co)  
Andrews (Cherokee Co)  
Aiken, SC  
Charlotte Hall, MD  
Charlotte Hall, MD  
Charlotte Hall, MD  
Great Mills, MD  
Winston-Salem (Forsyth Co)  
Charlotte (Mecklenburg Co)  
Charlotte (Mecklenburg Co)  
Stoney Creek (Guilford Co)  
Kinston (Lenoir Co)  
Kinston (Lenoir Co)  
Grover (Cleveland Co)  
Raleigh (Wake Co)  
Kinston (Lenoir Co)  
Kinston (Lenoir Co)  
Kinston (Lenoir co)  
Kinston (Lenoir co)  
Rose Hill (Duplin Co)  
Burgaw (Pender Co)  
Raleigh (Wake Co)  
Stella (Carteret Co)  
North Wilkesboro (Wilkes Co)  
Reidsville (Rockingham Co)  
Reidsville (Rockingham Co)  
Reidsville (Rockingham Co)  
Elizabeth City (Pasquotank Co)  
Stoney Creek (Guilford Co)  
Eden (Rockingham Co)  
Eden (Rockingham Co)  
Charlotte (Mecklenburg Co)  
New Bern (Craven Co)  
Greensboro (Guilford Co)  
Greensboro (Guilford Co)  
Morrisville (Wake Co)  
Morrisville (Wake Co)  
Morrisville (Wake Co)  
Morrisville (Wake Co)  
Pinehurst (Moore Co)  
Pinehurst (Moore Co)

Hambleton, Scott Lewis, MD  
Harris, Inez Michelle, EMT  
Harvey, Bertha Bowen, MD  
Harvey, Bertha Bowen, MD  
Harvey, Bertha Bowen, MD  
Hayes, Edward Elem, MD  
Heiner, Daniel Edward, MD  
Hendricks, David Martin, MD  
Hoda, Syed Tanweeful, MD  
Hoda, Syed Tanweeful, MD  
Holmes, Joseph Nathan, MD  
Holmes, Joseph Nathan, MD  
Holt, Thomas, MD  
Howard, Dennis Robert, MD  
Inabnet, William Barlow, MD  
Johnson, James Carl, MD  
Keever, Richard Alan, MD  
Keever, Richard Alan, MD  
King, Delf Omar, MD  
Koher, Grant Franklin, DO  
Kolaski, Kathleen, MD  
Lemaire, Pierre-Arnaud, MD  
Livingston, James L., MD  
Co)  
Lock, George Joseph, PA  
Lock, George Joseph, PA  
Lock, George Joseph, PA  
Lovette, Kenneth Maurice, MD  
Lustgarten, Gary James, MD  
Lustgarten, Gary James, MD  
Marbach, James Christian, MD  
Martin, Carol Ann, MD  
Massenburg, O'Laf Sorento, PA  
Matthews, Charles Joseph, MD  
Mayfield, Kelli Burgin, MD  
Mayfield, Kelli Burgin, MD  
McCook, Thomas Allen, MD  
McCurdy, Donald Pittard, MD  
McGuirt, William Frederick, Jr, MD  
McGuirt, William Frederick, Jr, MD  
Moore, Benjamin Rutledge, DO  
Nabors, Dennis Ray, PA  
Nelson, David Stephen, MD  
Newton, Jimmie Isaac, MD  
Nguyen, Dianne Hathanh, MD  
Nguyen, Dianne Hathanh, MD  
Nusholtz, Marc Sheldon, DO  
Nusholtz, Marc Sheldon, DO  
O'Donnell, Robert William, MD  
Page, Catherine Marie, MD  
Page, Catherine Marie, MD

Charlotte (Mecklenburg Co)  
Kinston (Lenoir Co)  
New Bern (Craven Co)  
New Bern (Craven Co)  
New Bern (Craven Co)  
Conway, SC  
Charlotte (Mecklenburg Co)  
Goldsboro (Wayne Co)  
Inner Grove Heights, MN  
Inner Grove Heights, MN  
Salisbury (Rowan Co)  
Salisbury (Rowan Co)  
Warrenton (Warren Co)  
Snellville, GA  
Greensboro (Guilford Co)  
Brevard (Transylvania Co)  
High Point (Guilford Co)  
High Point (Guilford Co)  
Norwich, NY  
Chapel Hill (Orange Co)  
Charlotte (Mecklenburg Co)  
Wilson (Wilson Co)  
Fayetteville (Cumberland  
  
Princeton (Johnston Co)  
Morrisville (Wake Co)  
Princeton (Johnston Co)  
Tarboro (Edgecombe Co)  
North Miami Beach, FL  
North Miami Beach, FL  
Temple, TX  
Raleigh (Wake Co)  
Winston-Salem (Forsyth Co)  
Raleigh (Wake Co)  
Ellenboro (Rutherford Co)  
Ellenboro (Rutherford Co)  
Shreveport, LA  
Birmingham, AL  
Winston-Salem (Forsyth Co)  
Winston-Salem (Forsyth co)  
Winston-Salem (Forsyth Co)  
Greensboro (Guilford Co)  
Winston-Salem (Forsyth Co)  
Winston-Salem (Forsyth Co)  
Wailuku, HI  
Wailuku, HI  
Fort Wayne, IN  
Fort Wayne, IN  
Supply (Brunswick Co)  
Talbott, TN  
Talbott, TN

Park, Hyunsoon Edie, MD	Greenville (Pitt Co)
Peterson, Wanda Mitchell, MD	Yadkinville (Yadkin Co)
Pittman, John Carl, MD	Raleigh (Wake Co)
Pittman, John Carl, MD	Raleigh (Wake Co)
Poole, James Morrison, MD	Wake Forest (Wake Co)
Pressly, Margaret Rose, MD	Sylva (Jackson Co)
Pressly, Margaret Rose, MD	Sylva (Jackson Co)
Pressly, Margaret Rose, MD	Sylva (Jackson Co)
Riddle, William Mark, MD	Faison (Duplin Co)
Riddle, William Mark, MD	Faison (Duplin Co)
Rosner, Michael John, MD	Hendersonville (Henderson Co)
Sappington, John Shannon, MD	Linville (Avery Co)
Sappington, John Shannon, MD	Linville (Avery Co)
Sappington, John Shannon, MD	New Bern (Craven Co)
Sappington, John Shannon, MD	Linville (Avery Co)
Seal, James Hargett, PA	Ocracoke (Hyde Co)
Sebhat, Berhan, MD	Asheboro (Randolph Co)
Shaftner, Kimberly K., MD	Princeton (Johnston Co)
Sherman, Randall Lester, MD	Allentown, PA
Shive, Robert MacGregor, MD	Charlotte (Mecklenburg Co)
Singh, Prachee, PA	Gastonia (Gaston Co)
Singh, Prachee, PA	Gastonia (Gaston Co)
Singh, Prachee, PA	Gastonia (Gaston)
Skwerer, Robert Gordon, MD	New Bern (Craven Co)
Skwerer, Robert Gordon, MD	New Bern (Craven Co)
Skwerer, Robert Gordon, MD	New Bern (Craven Co)
Skwerer, Robert Gordon, MD	New Bern (Craven Co)
Solan, Gwen Emily, MD	Holly Ridge (Onslow Co)
Stroud, Joan Marie, PA	Gastonia (Gaston Co)
Stroud, Joan Marie, PA	Gastonia (Gaston Co)
Stroud, Joan Marie, PA	Gastonia (Gaston Co)
Stroud, Joan Marie, PA	Gastonia (Gaston Co)
Sullivan, Timothy Andrew, MD	Laurinburg (Scotland Co)
Talley, Joseph Harold, MD	Grover (Cleveland Co)
Taylor, Carolyn Rose, MD	Clinton (Sampson Co)
Teel, Gregory Tyrone, MD	Atlanta, GA
Teel, Gregory Tyrone, MD	Atlanta, GA
Vaughn, Tom Jimison, Jr, MD	Mount Airy (Surry Co)
Ward, David Townsend, MD (Forsyth Co)	Winston-Salem/Kernersville
Ward, David Townsend, MD	Kernersville (Forsyth Co)
Ward, David Townsend, MD	Kernersville (Forsyth Co)
Washington, Clarence Joseph, III, MD	Chapel Hill (Orange Co)
Washington, Clarence Joseph, III, MD	Chapel Hill (Orange Co)
Whitt, John Alan, MD	Wilson (Wilson)
Woleben, Martyn Dean, MD	High Point (Guilford Co)
Woleben, Martyn Dean, MD	High Point (Guilford Co)
Woleben, Martyn Dean, MD	High Point (Guilford Co)
Woriac, Frank, MD	Pembroke (Robeson Co)
Young, Richard Lane, MD	Sunset Beach (Brunswick Co)

Zabenko, Robert Tracy, DO  
(Cumberland Co)  
Zabenko, Robert Tracy, DO  
(Cumberland Co)

Fort Polk, LA/Fayetteville

Fort Polk, LA/Fayetteville

**TOTALS, NO DUPLICATIONS: Physicians=87; PAs=12; NPs=1; EMTs=1 TOTAL=101**

## **POLICY COMMITTEE REPORT**

Stephen Herring, MD; Charles Garrett, MD, Chair; Aloysius Walsh; Michael Norins, MD; Arthur McCulloch, MD

The Policy Committee of the North Carolina Medical Board was called to order at 3:30 PM, Wednesday, February 19, 2003, at the office of the Board. Present were: Charles L. Garrett, MD, Chair; Stephen M. Herring, MD; Michael E. Norins, MD; Mr Aloysius P. Walsh; and Arthur McCulloch, MD. Also attending were Walter Pories, MD, Board member; Mr Hari Gupta, Board Member; Melanie Phelps, JD, North Carolina Medical Society; Gary Townsend, MD, Medical Coordinator, NCMB; Thomas Mansfield, JD, Board Attorney, NCMB (PC Staff); Mr Dale G. Brearden, Director, Public Affairs, NCMB (PC Staff); and Mr Jeffery T. Denton, Board Recorder (PC Staff).

NB: **Recommendation to Board**=Committee's request for Board consideration of item.

**Action**=Item related to the Committee's own work or deliberations.

### **Minutes (Dr Garrett)**

The December 2003 Policy Committee minutes were presented for information only, having been approved previously.

*( Dr Herring presided for discussion of the following item, Dr Garrett being recused)*

### **Purchased Laboratory Tests (Dr Herring and Mr Mansfield)**

At the June 2002 Board meeting, a motion passed that the Board and Medical Society's attorneys jointly seek a private opinion from the AMA Council on Ethical and Judicial Affairs concerning this issue, asking it about the ethical issues involved.

Additional information was received, including a policy developed by the North Carolina Society of Pathologists (NCSP). It was also reported that the president of the North Carolina Medical Society would be willing to put together a working group of the Society and Board members to review the issue. At the October 2002 Committee meeting, several guests spoke to the issue, including Keith Nance, MD, President, North Carolina Society of Pathologists; Laura Lomax, MD, President, North Carolina Dermatology Association; William S. Ketcham, MD, practicing dermatologist; John Bower, MD, practicing pathologist; and Michael Crowell, JD, of Tharrington Smith.

At the December 2002 Committee meeting, the following comments were received from interested individuals attending the meeting.

Michael Crowell, JD, repeated his position of October that the Board should have a position statement on markups. He then introduced Jane Pine Wood, JD. Ms Wood indicated that she represents 85 groups in 35 states. She reviewed several issues: the incentive for the national pathology provider to get Medicare work; the element of quid pro quo; medical work in exchange for discounts; the physician's looking for the most cost effective provider and not necessarily the best quality provider; possible violation of anti-kickback law; the AMA's ethical opinion, adopted over 20 years ago, that physicians should not be purchasing services and putting a markup on those services; the need for more

specific guidance for physicians in North Carolina; states that require direct billing; states that take a position that services can be marked up as long as the bill shows what that markup is. She expressed concern that North Carolina is unregulated in this regard and the Inspector General of HHS has said they could view a discount by a pathology provider to a physician as violation of the anti-kickback law. In her clients' jurisdictions, where by statute a markup for a handling fee is permitted, the fees are generally under \$10, and are tied to the service. However, it is not uncommon for discounts to be offered on pathology services of up to 50%, with physicians adding a markup.

At this February meeting, Mr Mansfield indicated this subject continues to be a work in progress, with the North Carolina Medical Society coordinating the efforts. In addition, he indicated there would be no opinion coming from the AMA Council on Ethical and Judicial Affairs.

**Action:** Mr Mansfield expects some work product out of the Medical Society's efforts, and he will report that to Dr Herring for presentation at the April Committee meeting.

*(Dr Garrett resumed the chair)*

### **Disruptive Physicians ( Drs Herring and Norins)**

At the August 2002 Committee meeting, it was noted that the state of Utah has been developing a policy statement on disruptive behavior among physicians, though it has not yet been adopted. Dr Garrett stated the Board has talked about this in the past and previously decided to follow the Georgia guidelines until staff was able to supply relevant North Carolina data and decide whether to pursue drafting North Carolina guidelines. Drs Herring and Norins were asked to review the Utah policy, the FSMB Report of the Special Committee on Professional Conduct and Ethics, the Georgia Problem Physician Guide, and any other relevant material to determine if North Carolina could benefit from a policy statement on disruptive physicians. Drs Herring and Norins separately provided their own versions of a possible position statement to the Committee, both agreeing that a statement is needed.

At the October 2002 Committee meeting, Drs Herring and Norins were asked to collaborate on a proposal prior to the December meeting. At this meeting, a revised version of a possible statement on the disruptive physician, combining the substance of their initial proposals, was distributed.

At the December 2002 Committee meeting, Drs Herring and Norins were tasked to collaborate further on their proposal for presentation at the February 2003 Committee meeting.

At this February meeting, Dr Norins presented the new draft. He stated he and Dr. Herring had looked at the Federation's guidelines and guidelines from two other states. He believes the disruptive physician is a problem that has been recognized and needs to be dealt with by licensing boards.

Dr Garrett posed a question: Would the licensees of North Carolina be aided by a position statement from the Medical Board on this, and would it aide the Board in its dealings with disruptive physicians to have a policy on this?

Mr Mansfield said that the downside to adopting a position statement would be in the Board not following that position statement.

A discussion ensued. One Board member noted that we already have mechanisms to discipline licensees whose patterns of behavior are disruptive, and that a position statement as subjective as the one proposed might allow anyone to accuse a physician of being disruptive when nothing other than an isolated instance is involved. The point was made, however, that licensees need to be made aware of those things that might affect their license.

**Action:** A motion to adopt a disruptive physician position statement failed. (This topic will now be removed from the Committee's agenda.)

### **Optometrists Performing Certain Injections (Dr Garrett and Mr Mansfield)**

September 18, 2002, Dr Pories thanked the North Carolina Board of Optometry for notifying the Medical Board regarding optometrists treating and managing chalazia. Dr Garrett described chalazia in detail. There was a consensus that the NC Medical Board is concerned about non-physicians performing this procedure. On September 19, 2002, the Medical Board sent a letter to the Board of Optometry stating: "The Medical Board understands from your memorandum of August 13, 2002, to North Carolina Licensed Optometrists (a copy of which is attached) that your Board is preparing to issue 'privileges' to perform certain procedures requiring injections in the practice of Optometry." The Board has reviewed your memorandum and is concerned that the activities contemplated may constitute the unlicensed practice of medicine. The Medical Board wishes to advise your Board that it may take legal action in the event that optometrists perform acts that constitute the practice of medicine."

At the December 2002 Policy committee meeting, Dr Garrett stated that it appeared that the optometrists are going to begin training and certifying optometrists to do injections within the next 60-90 days. He believed it was going to happen even though they have been put on notice that that would be a violation of the MPA and the Medical Board would take action. He requests that Mr Mansfield be authorized to enter into conversation with Mr Loper, who represents the Board of Optometry, to see if we can bring this issue before a judge and get a ruling before the optometrists go forward with the injections. Mr Mansfield indicated he had spoken briefly with Mr Loper and they would like the opportunity to discuss this approach, to try to resolve differences, and to see if there is a way to get a ruling. This will take time and resources. Mr Loper indicated he did not know if the optometrists' current course of action could be held off, but he will be happy to sit down with his clients and see if they will entertain a standstill until "litigation by agreement could occur." He indicated that in his experience it would be hard to get in front of a judge and get a decision in 60-90 days.

Mr Bobbitt, representing the North Carolina Society of Ophthalmologists, commended this approach, saying it could keep anyone from getting hurt.

Mr Mansfield was ultimately authorized to confer with Mr Loper on this matter to see what can be done to facilitate the approach proposed

At this February Policy Committee meeting, Mr Mansfield made a report to the Committee in closed session regarding potential litigation.

**Recommendation to Board:** Mr Mansfield is authorized to continue negotiations and discussions with Mr Loper regarding potential litigation between the Medical Board and the Optometry Board. **[This recommendation was adopted by the full Board at its meeting on February 20, 2003.]**

### **Ethical guidelines for the Use of Electronic Mail between Patients and Physicians**

A report from the AMA Council on Ethical and Judicial Affairs titled "Ethical Guidelines for the Use of Electronic Mail Between Patients and Physicians" was presented to the Committee. Dr Garrett stated this report is exhaustive and has several good points. He asked if our licensees might be aided if they had a position statement on this subject.

**Action:** Mr Breaden and Mr Mansfield will explore this report with a goal of extracting some precise information for North Carolina licensees on the use of e-mail and privacy issues. Ms Phelps was requested to brief the committee on what the HIPAA implications might be.

### **Possible Board Policy on Qualifications for Expert Review**

At the October 2002 Committee meeting, Dr Kanof provided a draft of possible elements for development of a proposed Board policy regarding qualifications for expert review. This proposal was to be reviewed by the Executive director, Mr Mansfield, and Dr Townsend. Mr Breaden was to prepare a policy statement based on their review for consideration at the December Committee meeting.

Mr Mansfield, Dr Townsend and Mr Breaden jointly provided the following comment: "Rather than address this particular text, this subject might best be dealt with by asking Dr Townsend and those other staff who are involved in the selection of experts to note the qualifications and requirements they now set and then have the Committee review the material and raise any concerns or make any suggestions it might have. This process would allow development of a written policy based on identified needs, practical experience, and reasonable expectations."

At the December 2002 Committee meeting, the proposal was tabled in order to allow those currently using expert reviewers to provide for the Committee's consideration at the February 2003 Committee meeting the guidelines they currently employ when choosing expert reviewers.

At this February meeting, Dr Townsend discussed the general guidelines he uses in choosing an expert reviewer, including Board certification, recommendations from department chairs at academic institutions, etc.

Mr Mansfield said that, as prosecutor, the Medical Board tends to be rather conservative with its choice of experts and it requires experts holding a license in North Carolina.

**Action:** There was a general consensus within the Committee that a written guideline on this subject is not necessary. (This topic will now be removed from the Committee's agenda.)

### **Possible Board Policy on Medical Expert Witness**

At the October 2002 Committee meeting, Drs Kanof and Herring provided a draft of possible elements for development of a proposed Board policy regarding medical expert witnesses. This proposal was to be reviewed by the Executive Director, Mr Mansfield, and Dr Townsend. Mr Breaden was to prepare a policy statement based on their review for consideration at the December Committee meeting.

Mr Mansfield, Dr Townsend and Mr Breaden jointly provided the following comment: "It appears an effort to address this issue in such detail would have the potential to inhibit the board's freedom of action in dealing with the question of professionalism in the performance of physicians serving as expert witnesses. In this context, as in others, the Board speaks most clearly through its action in specific cases. If a Position Statement were felt to be needed in any case, it should probably consist of no more than a simple expression of the basic idea offered in the opening paragraph of the suggested statement: testimony should be truthful, unbiased, and objective. The more elaboration, the more chance of limiting the Board's options."

Mr Mansfield thinks we don't need a position statement at all since this matter is currently covered by three different entities: (1) societies set the standards, (2) courts decide who gets to testify, and (3) the MPA.

The proposal was tabled until the February Committee meeting.

At this Committee meeting, Mr Mansfield iterated that, as a prosecutor, he would prefer not to have a position statement that someone could try to use against the Board. He does not believe this position statement would be beneficial.

**Action:** A proposal to withdraw the proposed position statement on the medical expert witness was adopted. (This topic will now be removed from the Committee's agenda.)

### **Alternative Medical Malpractice Payment Systems (Mr Mansfield)**

At the June 2002 Committee meeting, Dr Garrett said the Legal Department was going to look into alternative medical malpractice payment systems that allow the organization a physician works for to make malpractice settlement payments without identifying the physician. Mr Keene indicated he had read in the Federal Register about a proposed rule making that would close this particular loophole (if done by an organization for a physician, the name of the practitioner would still have to be reported).

At the August 2002 meeting, Mr Keene said he had spoken to National Practitioner Data Bank (NPDB) officials, including Ms Cynthia Grubbs, to determine the status of rule making in this area. They indicated that the original notice of proposed rule making (NPRM) has been withdrawn, and that a revised NPRM is expected to be published within 6-12 months. He distributed the original December 1998 NPRM and the April 2000 status report indicating the rule was being withdrawn.

At the December 2002 Committee meeting, it was decided that this item would remain on the Policy agenda until rule-making occurred.

At this February meeting, it was announced that a proposed change to NCGS § 90-14.13 will be presented to the full Board at this Board meeting. Part of the suggested change to this statute will be that any award of damages or settlement affecting or involving a licensee it insures, whether or not the licensee is specifically named in the award of damages or settlement, must be reported to the Medical Board.

(This topic will now be removed from the Committee's agenda.)

#### **Board's Physician-Patient Relationship Statement (Mr Henderson)**

The Board received a letter from Fred M. Carmichael, JD, of Sumrell, Sugg, Carmichael, Hicks & Hart, PA, who asked for comments and the position of the Board on several detailed questions regarding the establishment and/or termination of the physician-patient relationship described in specific situations noted in his correspondence.

Mr Henderson commented that he had already spoken with the North Carolina Medical Society, which is currently conducting a study of these issues. He also spoke with Mr Carmichael, who seemed to be satisfied with holding off a response from the Board until the Medical Society completes its study. The Medical Society has agreed to fold Mr Carmichael's questions into their study.

At the December 2002 Committee meeting it was decided that this item would be tabled until the Medical Society completes its study and the Board has had the opportunity to review the results of that study. The Medical Society will also study the issue of specialty surgeons being required to take call for general surgery.

Ms Phelps announced that the study is still underway and there is nothing to report at this time.

There being no further business, the meeting adjourned. The next regular meeting of the Policy Committee is tentatively set for 3:30 PM, Wednesday, April 23, 2003.

## **EXECUTIVE COMMITTEE REPORT**

Charles Garrett, MD; Stephen Herring, MD; Hari Gupta; Robert C. Moffatt, MD; Walter Pories, MD

### **Finance Committee**

The Finance Committee of the North Carolina Medical Board was called to order at 7:30 am on Wednesday February 19, 2003, at the office of the Board. Present were: Hari Gupta, Chair; Robert C. Moffatt, MD; and Michael E. Norins, MD. Members of the staff in attendance

were R. David Henderson, JD (Interim Executive Director) and Peter T. Celentano, CPA (Comptroller).

### **Financials**

Mr. Celentano, CPA, presented to the committee the December 2002 compiled financial statements. December 2002 is the second month of fiscal year 2003. Dr. Moffatt inquired about any restrictions that are currently in effect with our investments. Mr. Gupta recalled the meeting we had several months ago where we our investment policy was reviewed. Dr. Moffatt also inquired about our Restricted Funds for litigation and building.

Mr. Henderson inquired about the possibility of the deficit that we currently see on the Income Statement moving towards breakeven.

Mr. Henderson discussed the possible reason for the decline in physician registration revenue. Dr. Norins raised a question as to how we could track why physicians are going inactive.

The December 2002 Investment Summary was reviewed and accepted as presented.

### **Internet Access**

Mr. Gupta reviewed a proposal to offer Internet access via DSL or broadband service. This would entail elimination of the current AOL accounts, as the Board members would use Outlook for sending and receiving E-mail. This would also allow for possible elimination in the near future of fax machines and telephone lines. Dr. Norins made a motion to move forward with the implementation of offering Internet access via DSL or broadband service. This motion was seconded and approved.

### **Federation Meeting**

Mr. Celentano reviewed with the Committee the deadline for the upcoming Federation Meeting in Chicago in April 2003. Funds are budgeted for any Board member or departmental directors who wish to attend.

### **Restricted Funds – Capital Purchases**

A motion was made to reclassify this item on the balance sheet from restricted funds to unrestricted fund balance. This motion was seconded and approved.

### **Departmental Budget amendments**

Mr. Henderson discussed the two proposed amendments made to the fiscal year 2003 budget by Mr. Dale Breaden (Public Affairs) and Mr. John Jargstorf (Investigations). The amendment submitted by Mr. Breaden is noted and will be looked at for fiscal year 2004. The amendment submitted by Mr. Jargstorf complied with the guidelines set forth previously and was accepted by the Committee and reclassifications will be made to the current budget.

### **Billing of Datalink – subscription charge**

Mr. Henderson made the Committee aware that plans were going forward to bill our current users an annual subscription charge for continued use of Datalink for calendar year 2003.

### **Executive Committee**

The Executive Committee of the North Carolina Medical Board was called to order at 8:30 am, Wednesday February 19, 2003 at the office of the Board. Present were: Charles L. Garrett, MD Chair; Stephen M. Herring, MD; Mr. Hari Gupta; Walter J. Pories, MD. Also

attending were Arthur McCulloch, MD. Members of the staff in attendance were R. David Henderson, JD (Interim Executive Director) and Peter T. Celentano, CPA (Comptroller).

### **Election of Officers**

The meeting went into closed session so the committee could discuss the nominations of officers to the Board. After a discussion regarding this matter, the committee returned to open session.

### **Minutes**

Minutes for the January 2003 meeting were presented and approved.

### **Financials**

Mr. Gupta summarized the January 2003 financial statements and comments that were reviewed in the Finance Committee meeting.

### **Internet Access**

Mr. Gupta reviewed the proposal highlighted in the Finance Committee meeting for Internet access via DSL or broadband service. Dr. Garrett made a motion to proceed with implementation of this service. The motion was seconded and approved.

### **Departmental Budget amendments**

Mr. Gupta reviewed the proposed budget amendments highlighted in the Finance Committee. The committee made a motion to accept the amendments made by Mr. Jargstorf and to make note of proposed amendments made by Mr. Breaden for fiscal year 2004.

### **Restricted Funds – Capital Purchases**

A motion was made to reclassify this item on the balance sheet from restricted funds to unrestricted fund balance. This motion was seconded and approved.

### **Old Business**

Real Estate: The meeting went into closed session so Mr. Gupta could update the Executive Committee on the plans to purchase property for the Board. After a discussion regarding this matter, the committee returned to open session.

Mr. Gupta reviewed with the committee the budget for the renovations and up fitting that has been proposed.

Mr. Henderson reviewed the two phases of renovations with the committee and reported his confidence of having all renovations completed for the May meeting of the Board.

ED Search: Dr. Garrett discussed various aspects of the search for a permanent Executive Director. The deadline for receiving CVs was January 31, 2003. Over 100 applications were received and the Search Committee has narrowed it down to 10 potential candidates. These 10 candidates CVs will be distributed to all Board members and a final 4 will be determined. These 4 candidates will be invited for an interview at the Board office on Tuesday, March 18, 2003.

D&O Insurance: Mr. Henderson reported on the progress of reviewing the Boards insurance coverage. The Board members wish to get clarification of what acts are covered in the current D&O policy. Dr. Garrett thought that the policy only covered items that were covered under the Medical Practice Act. Mr. Henderson has reviewed the policy with the legal department and is confident that the policy in place currently provides adequate coverage for all Board members.

Mr. Paris' contract: Dr. Garrett reviewed the proposal that had been voted on previously to allow Mr. Paris to sign a one-year agreement with the same terms. Dr. Garrett was unclear as to the status of the motion that was made to pay all Board members and agents the same amount per interview. This was approved in the January 2003 meeting of the Executive Committee and reflected in the minutes. It was agreed that this would go into effect on March 1, 2003.

Board Agents: Mr. Henderson stated that letters were sent to all current Board Agents advising them of the five-year term which commenced on January 1, 2003.

### **New Business**

Legislation: Dr. Garrett discussed whether to bring to the full Board for a vote proposed changes that were discussed previously to make changes to 90-14.13. Dr. Garrett stated that the Medical Society was committed to opening the Medical Practice Act. Dr. Garrett made a motion to bring these changes to the full Board for a vote. This was seconded and approved.

North Carolina Medical Society Annual Meeting: Dr. Garrett advised that the annual meeting of the North Carolina Medical Society is being held November 13-15, 2003 in Pinehurst. Dr. Garrett thought that the Committee should consider having a table booth at this meeting with information on CME, licensing, registration of licensure and complaints.

CPP Joint Sub-Committee: Dr. Garrett discussed whether a need existed to continue to have a CPP Joint Sub-Committee or whether the current committee structure is restricting the Boards' ability to get work done. Dr. Pories made a motion to not reactivate the CPP Joint Sub-Committee until such time as the rules for Nurse Practitioners are completed. This motion was seconded and approved.

## **ALLIED HEALTH COMMITTEE REPORT**

Michael Norins, MD; Robin Hunter-Buskey, PAC; Arthur McCulloch, MD; E. K. Fretwell, PhD

### **FEBRUARY 2003 ALLIED HEALTH COMMITTEE MINUTES**

#### **January 2003 Minutes**

- Approved

#### **NP Proposed Rule Change**

- The committee discussed a few issues regarding the proposed rule changes. Questions surrounding the deletion of the definition of written protocols, the definition of collaborative practice agreements, striking through delegation of supervising physician responsibility (32M .0101), and the strike through of 32M .0104 (7) still exist.

#### **NP Discipline Process**

- The issue with the proposed discipline process regards the NP being "held in abeyance" and the interruption of practice. Mr. Jimison explains that the definition of interruption is interpreted differently by the NCMB and the BON. This argument returns the committee to the proposed NP rule 32M .0104 that deletes "if for any reason..."
- Position of Committee by Consensus: Our interpretation that if for any reason a NP practice is interrupted that it is the Medical Board responsibility to reissue the approval.

**MARCH 18-20, 2003**

We are in disagreement with 32M .0104 in striking through subsection (7) and the language of (c).

### **Pharmacy Issues**

- Pharmacists mislabeling medication bottles – Mr. Work acknowledges that mislabeling medication bottles occurs and is a valid problem. He suggests that this is possibly a systems error at the pharmacy, but recognizes that this causes legal issues with misrepresentation. Mr. Work has agreed to send an email reminder to the clinicians stressing that this is not an optional change.
- Prescriptions – Ms. Hunter Buskey asks how many prescriptions can be written on one sheet. She notes that the NC Medical Board recommends in the position statements that only one prescription per note. It is noted that the pharmacy board does not require limit to the number of prescriptions that can be written on one sheet.
- CPP Joint Subcommittee Proposed Members –The Allied Health Committee Members, Mr. Work and Mr. Rogers support the reconvening of the CPP Joint Subcommittee. Mr. Work will ask Mr. Wallace Nelson, President of the NC Board of Pharmacy, to support this group and suggest 4 members. Dr. Norins and Dr. McCulloch will be members with two others Dr. Garrett will appoint. The CPP Joint Subcommittee is planning on meeting early in the spring of 2003.
- CPP Prescribing Controlled Substances – It was agreed that a letter to the DEA would be produced and approved for CPP's to send to the DEA when applying for privileges to prescribe controlled substances. Dr. Norins also suggests that the Allied Health Committee should be reviewing the protocols on each CPP application.

### **Pharmacy - Sentence 3 & 4 of G.S. 90-85.3(r)**

- Mr. Work notes that NC is one of the only states that do not allow pharmacists to administer immunizations. (Pharmacy Today, June 2002)
- With the addition of a rule, the Pharmacy Board would like to allow Pharmacists to administer the immunizations after completing a course of training approved by the NC Medical Board, NC Board of Nursing and the NC Board of Pharmacy.
- Dr. Norins takes this rule under consideration and suggests Mr. Jimison and the legal staff at the Medical Board look at the legal aspects and language.

### **NP Supervision complaint issue from Complaint Committee**

- Formal Action: Committee recommends that the case be given to investigation committee for further investigation on the basis of violation of the rules and regulations of the nurse practitioner practice.  
Ms. Hunter Buskey and Dr. Fretwell second the motion.

### **EMS Disciplinary Committee Report**

- This report was accepted and will be presented to the Full Board.

### **Distributed Items**

- "A shot in the arm for pharmacists," Pharmacy Today, June 2002
- NCBON Alternative Program for Chemical Dependency Contract

\*\*\*Dr. Norins suggested that changes to the PA, NP and CPP applications should be done administratively. Changes to make a uniform application for all physician extenders would be impossible due to different statutory requirements.

\*\*\*Dr. EK Fretwell joined the Allied Health Committee.

### APPLICANTS LICENSED

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

<u>PHYSICIAN ASSISTANT</u>	<u>PRIMARY SUPERVISOR</u>	<u>PRACTICE CITY</u>
Bock, Megan N	***	
Cheshire, John A III	Potts, James M	Shelby
Gunter, Patricia Ann	***	
Phillips, Timothy J	***	
PA Applicants to be licensed after receipt of acceptable SBI report		
Alford, Chris David	Johnson, Patricia	Robbinsville
Fletcher, Caroline B	***	
Mueller-Brady, Sandy M	***	

#### PA - Intent to Practice Forms Acknowledged

<u>PHYSICIAN ASSISTANT</u>	<u>PRIMARY SUPERVISOR</u>	<u>PRACTICE CITY</u>
Bair, Bruce Lamar	Keith, Douglas Charles	Durham
Bennett, Laura C.	Renaldo, Gary Joseph	Winston-Salem
Billups, Jill Ann	Pridgen, James Henry	Wilmington
Blake, John Alden	Ward, Bennie Brooks	Shallotte
Carter, James Patrick	Mullen, Joseph Patrick III	Shelby
Cutler, Robert Joseph	Dore, Joseph Basil	Charlotte
Donovin, Christopher	Velligan, Christopher Eric	Charlotte
Dore, Mary Graham	Williams, Jerome Englebert Jr.	Charlotte
Drew, Julie Lynn	Keith, Douglas Charles	Garner
Echols, Ruthetta Whitfield	Anderson, Jeffery Stuart	Atlantic Beach
Echols, Ruthetta Whitfield	Long, Ronald Morgan	Morehead City
Edwards, Clyde Richard	Pojol, Ricardo Olaguivel	Lumberton
Everhart, Michael Stanton	Parke, Charles William K.	Winston-Salem
Fillman, Kimberly Mallick	Carley, Richard Scott	Supply
Free, Stephen J.	Rodger, Robert Mark	Wilmington
Galban, Carlos Juan	Asimos, Andrew William	Charlotte
Grove, Randall Paul	Henderson, Keith Francis	Laurinburg
Hardin, Sanford Joseph	Block, Matthew	Laurinburg
Hardin, Sanford Joseph	Rich, Jonathan David	Red Springs
Haswell, Betty Jo	Keith, Douglas Charles	Durham
Haymond, Alvin Henry Jr.	Garmon-Brown, Ophelia Eugenia	Matthews
Hemsath, Robert Neal	Mauney, John David III	Rutherfordton
Hinshaw, Jeffrey Warren	Pennington, John Mark	Yadkinville
Holland, Victoria Lynn	Landau, Steven Edward	Kenly
Horton, Tiffany	Joslin, Christina Anne	Snow Hill
Hutton, Carl Anthony	Casey, Mary Colleen	Raleigh
James, Julie Michelle	Brown, Donald Claude	Cary

Jejsik, Janet Ann	McHutchison, John George	Durham
Jiansakul, Thanavut James	Kastner, Robert Jeffrey	Wilmington
Kirby, Krista Midkiff	Torrey, Richard Kendrick	Durham
Konigsberg, Audrey Jalaine	Seal, Edna Faye	Andrews
Kubicki, Theresa Burgess	McGeary, Scott Alan	Cary
LaFuria, Jeffrey Scott	Gwinn, Michael Dale	Raleigh
Langston, Jonathan L	Pressley, Kevin Ray	Shallotte
Laymon, Bradley Lynn	Kelly, Samuel Steven	High Point
Lewis, Kristine Renee	Silver, Danny	Clinton
Luu, Trinh Thanh	Rudyk, Mary Kathryn	Wilmington
Martin, Jeffrey Scott	Azzato, John Anthony	South Port
Martin, Jeffrey Scott	Heter, Michael Allen	Shallotte
McGinnis, James Patrick	Henderson, Keith Francis	Laurinburg
Mora, Valery Lynn	Faller, Nancy Irene	Winston-Salem
Nielsen, John William	Heter, Michael Allen	Leland
Orta-Irene, Nelly	Weatherly-Jones, Cathi Elaine	Raleigh
Pace, Shirley Diann	Warren, Mark Lowe	Greenville
Patterson, Jimmy Dale Jr.	Seltzer, Stephen Charles	Albemarle
Payne, Andrea Leslie	Bloomfield, Robert Lee	Winston-Salem
Pelletier, Kenneth James	Speer, Kevin Paul	Raleigh
Pettit, Jerome Lyle	Motley, Gregory Stephen	Asheville
Powell, Loretta Christine	Briggs, John Leslie Jr.	Lillington
Price, Philip Adams	Axelbank, Arthur	Hillsborough
Purcell, Kim Phillips	Walker, Orrin Abraham	China Grove
Quillen, Rocky C.	Uzomba, Godwin Obinna	Charlotte
Russell, Douglas Blane	Kelly, Samuel Steven	High Point
Russell, Karen Michelle	Ward, Bennie Brooks	Shallotte
Schrum, Maribeth Horgan	Elbinias-Tan, Shirley	Fayetteville
Scoggins, Vince Rene	Dorn, Robert Marshall	Boiling Springs
Sherman, Zoe Catherine	Hurley, Daniel Joseph Jr.	Kitty Hawk
Slaton, Malcolm Walton	Adams, Frederick Fletcher III	Spartanburg
Smith, Tracey	Carley, Richard Scott	Supply
Spiegel, Barry Michael	Keith, Douglas Charles	Durham
Stanley, Glenn Martin	Henderson, Keith Francis	Laurinburg
Strehle, Michael Yvan	Pucilowski, Olgierd Antoni	Wilmington
Tate, Gary Steven	Blau, William Stephen	Chapel Hill
Vaughan, Howell Anderson	Carducci, Bryan	Burlington
Villareal, Andrea Currin	Cheesborough, John Davidson	Sanford
Ward, Deborah Gail	Stephenson, Hale Hampton	Greenville
Waronsky, Roy George	Mehta, Anita	Charlotte
Warren, Catherine Sineath	Hooper, Thomas Eugene	Wilson
Watterson, Patrick James	Ward, Robert Jeffrey	High Point
White, Dale E.	Afridi, Saifullah Khan	Knightsdale
Yu, I-Ling	Keith, Douglas Charles	Fuquay-Varina

**NP – Initial Applications Recommended for Approval after Staff Review-**

NURSE PRACTITIONER

Barkley, Vickie  
Brown, Debra

PRIMARY SUPERVISOR

Barkley, Karl  
Linster, Dorothy

PRACTICE CITY

Greensboro  
Raleigh

Campbell, Yvette  
DeBella, Candice  
Egdorf, Dawne  
Filosa, Doreen  
Gordon, Kimberly  
Jackson, Pamela  
Little, Sarah  
Neff, Kristy  
Rawson, Fay  
Reilly, Helene  
Reilly, Joyce  
Safrit, Debra  
Smith, Sherry

Roberson, Jill  
Tomasco, Thomas  
Litzenberger, W Andrew Jr.  
Perciallante, James  
Thurm, Joel  
Rathbun, Mary Anne  
Roberson, Jill  
Holbrook, Carter III  
McArtor, Robert  
Movahed, Assadollah  
Richardson, Judith  
Ajao, Olufarin  
Eagle, Khanh

Rockingham  
Kinston  
Asheville  
Raleigh  
Salisbury  
Charlotte  
Southern Pines  
Greenville  
Wilmington  
Greenville  
Asheville  
Gastonia  
 Mooresville

**NP - Subsequent Applications administratively approved-**

NURSE PRACTITIONER

Andrews, Valeria  
D'Aquila-Lloyd, Edith  
Fossett, Denise  
Gilbert, Paula  
Shanley, John  
Sheets, Tracey  
Strickland, Sandra  
Tripp, Mollie  
Vazquez, Sandrivette  
Wolf, Vicky  
Bush, Linda  
Gibbons, Emily  
Hubble, Alma  
Little, Judith  
McLawhorn, Vicki  
Nielsen, Patricia  
Nielsen, Patricia  
Parker, Penney  
Trogon, James  
Wright, Catherine  
Ciaccio, Joy  
Derrenbacher, Susan  
Duffy, Teri  
Gais, Judith  
Heath, Linda  
Lynch, Mary  
Sink, Gayle  
Beachum, Sarah  
Brummett, Athena  
Cunningham, Sharon  
Dixon, Gloria  
Harris, Jean  
Issinghoff, Paula  
Lamb, Jennifer

PRIMARY SUPERVISOR

Batts, Mark  
Myneni, Prasanthi  
Garg, Shyam  
Maglione, Anthony  
Alexander, Joe  
Pinkerton, Jerry Jr.  
Richter, Holly  
Pascale, James  
Mullen, Matthew  
Bernat, Mark  
Parker, Robert L Jr.  
Eustice, Isabelle  
Battle, Constance  
Woollen, Thomas H Jr.  
Ruffolo, Thomas A  
Schleupner, Charles J  
Wright, Brent  
Kastner, Robert J  
Vukoson, M Bruce  
Roberson, Jill  
Russell, Larry  
Husain, Aatif  
Lovin, Vickie  
Winegardner, Linda  
Silver, Danny  
Hurd, David  
Lim, Sheri  
Ezzo, Stephen  
Person, Robert  
Robson, Michael  
Lim, Sheri  
Kishnani, Priya  
Ezzo, Stephen  
Augustine, Santhosh

PRACTICE CITY

Lenoir  
Fayetteville  
Hampstead  
Lenoir  
Fayetteville  
N Wilkesboro  
Fayetteville  
Fayetteville  
Rocky Mount  
Rocky Mount  
Winston-Salem  
Hickory  
Raleigh  
Charlotte  
Greenville  
Wilmington  
Wilmington  
Wilmington  
Chapel Hill  
Southern Pines  
Hendersonville  
Durham  
Hickory  
Huntersville  
Clinton  
Winston-Salem  
High Point  
Matthews  
Salisbury  
Greensboro  
High Point  
Durham  
Matthews  
Lumberton

Nesbitt, Shirley	Bradshaw, W Alan	Asheville
Outland, Patricia	Lauzau, Frank	Boone
Scallion, Lynn	Shaw, Heather	Durham
Senegal, Stephannie	Norton, Deborah	Raleigh
Viviano, Robin	Hossain, Mohammad	Raleigh
Young-Fritchie, Leanne	Lauzau, Frank	Boone
Stubbs, Carla	Wharton, William III	Asheville

**Clinical Pharmacist Practitioner Applications-**

<u>CPP</u>	<u>PRIMARY SUPERVISOR</u>	<u>PRACTICE CITY</u>
Sasser, Rebecca S	Wu, Lawrence	Durham

Clinical Pharmacist Practitioner subsequent applications, administratively approved-

<u>CPP</u>	<u>PRIMARY SUPERVISOR</u>	<u>PRACTICE CITY</u>
Jacobs, Michelle C	Breiner, Jeffrey	Raleigh

**LICENSING COMMITTEE REPORT**

Robert Moffatt, MD, Chair; E.K. Fretwell, PhD; Robin Hunter-Buskey, PAC; Edwin Swann, MD

**Procedure for physicians requesting return of their license after surrender, or suspension**

Catchline: At the February Board meeting the License Committee was instructed to prepare a table to show more definitive examples of applicants who would fall into the category of needing to complete the reinstatement process instead of the reactivation process.

Committee Recommendation: Any time there is Board Action in the loss of a license, require the physician to complete the reinstatement process as follows:  
Reinstatement (long process) A license that has been inactive for more than one year requires completing the application form, 3 letters of recommendation, verification of all licenses ever held, AMA physician profile, FSMB Board Action Data Bank Inquiry, fee of \$250.00, ECFMG (foreign grads), documentation to satisfy the 10 year rule, criminal background check, personal interview.

BOARD ACTION: Any time there is Board Action in the loss of a license, require the physician to complete the reinstatement process as follows:  
Reinstatement (long process) A license that has been inactive for more than one year requires completing the application form, 3 letters of recommendation, verification of all licenses ever held, AMA physician profile, FSMB Board Action Data Bank Inquiry, fee of \$250.00, ECFMG (foreign grads), documentation to satisfy the 10 year rule, criminal background check, personal interview.

**Reference forms for license applications**

Catchline: The following changes were suggested for the Board's reference form during the recent meeting with the Residency Training Program Directors:

- (1) #5 – ~~Do you know~~ ~~Are you aware~~ of any derogatory information about this physician with respect to her/his ability to practice medicine?

- | (2) #6 – ~~Do you know if this physician has or has~~ Does this physician have or has this physician had in the past, any mental or physical illnesses or personal problems that interfere with her/his medical practice?
- | (3) #7 – ~~Do you know if this physician has~~ Has this physician ever abused alcohol or drugs or shown signs of chemical dependency?
- | (4) #8 – ~~Do you know~~ Are you aware of any lawsuits having to do with this physician's medical practice that this physician has either lost or settled out of court?
- | (5) #9 – ~~Do you know of~~ Are you aware of any restrictions, limitations or other actions of any nature taken against this physician by a hospital or other health related entity?
- | (6) Remove question #12 – Are you sorry to see this physician leave your community?
- | (7) Remove the option "N/A" as a response choice.

Committee Recommendation:           Accept recommendations

**BOARD ACTION:**

Make the following changes to the Board's reference form:

- | (1) #5 – ~~Do you know~~ Are you aware of any derogatory information about this physician with respect to her/his ability to practice medicine?
- | (2) #6 – ~~Do you know if this physician has or has~~ Does this physician have or has this physician had in the past, any mental or physical illnesses or personal problems that interfere with her/his medical practice?
- | (3) #7 – ~~Do you know if this physician has~~ Has this physician ever abused alcohol or drugs or shown signs of chemical dependency?
- | (4) #8 – ~~Do you know~~ Are you aware of any lawsuits having to do with this physician's medical practice that this physician has either lost or settled out of court?
- | (5) #9 – ~~Do you know of~~ Are you aware of any restrictions, limitations or other actions of any nature taken against this physician by a hospital or other health related entity?
- | (6) Remove question #12 – Are you sorry to see this physician leave your community?
- | (7) Remove the option "N/A" as a response choice.

**Pilot Project for Interview CDs**

Catchline:       The license department has been supplied scanners and CD burners for the pilot project the Board approved to replace photocopying files with CDs for license interviews. The project will be tested for 3 months with Dr. Garrett, Dr. Moffatt, Dr. Fretwell, Ms. Hunter-Buskey and Dr. Swann before a decision is made to adopt this procedure.

Committee Recommendation:           Accept as information

**BOARD ACTION:**       The Executive Committee made a motion to stop immediately mailing interview packets. CDs of interview material with the interview form, PHP Rolodex cards, Temporary License (if applicable) and a stamped return envelope will be mailed to Board Members. Board Agents are not to be included in this process at this time. A second CD containing the General Information memo, CME information, Medical Practice Act, Rules, Position Statements, PHP brochure, list of 10 things that will bring a physician to the attention of the Board, privilege tax information and NCMB brochure will be prepared to give to the applicant at the interview. A supply of the CDs and Forum will be given to Board Members each month to take home to hand out at the interview. Each Board Member will be provided the interview packet in a three ring binder to have with them during the interview process for discussion purposes.

### **Mini-residencies**

Catchline: At the February meeting the License Committee was instructed to look at the subject of mini-residencies and develop a list of alternatives for applicants to use to bring their skills up to date if they have not been associated with the practice of medicine for long periods of time.

Committee Recommendation: No action required - An Ad Hoc Committee of Dr. Pories and Dr. Fretwell has been appointed to develop mini residencies with AHEC.

BOARD ACTION: Accept as information

### **Proposed Rules Rewrite**

Catchline: Draft appears at the end of this document. Please review prior to the Committee meeting. This draft includes motions made by the Board over approximately the past 8 years.

Committee Recommendation: Accept proposed draft. The proposed rules will be included on the April CD for Board approval.

BOARD ACTION: Accept proposed draft. The proposed rules will be included on the April CD for Board approval.

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 five 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.

Five 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**

James David Anderst  
Jill Marie Arliss  
Rosanna Puran Bahadur

Ofelia Cezarina Balta  
David Michael Barbara  
Robert Anthony Barber

Robert Kirk Baston  
Rodrigo Antonio Bolanos  
Darla Joy Boone

**MARCH 18-20, 2003**

Sharon Buckwald  
Marc Anthony Camacho  
Ann Marie DeFiglio  
Campolattaro  
Michele Lynn Canamucio  
Rafael Cartagena Jr.  
Frantz Chery  
Kellie Anne Clearo  
Terrance Brian William Comeau  
Patricia Ashley Coppage  
Shrearest Mignon Crenshaw  
William Henry Crigler  
Gayle Ackerman DiLalla  
Dragan Frank Dimitrov  
Carmen Dohmeier  
Robert John Esther  
Van Evanoff Jr.  
William Southall Evans Jr.  
Andrew Eugene Floren  
Lydia Frances Lowe Floren  
Andrew Glenn Freeman  
Sheetal Nikhil Gandhi  
Bernard Joseph Gottschalk  
Daniel Charles Grinnan  
Robert Glenn Harned  
Kimberly Ann Heroux  
Forrest DeWitt Holden  
Stephen Andrew Houser  
Muhammad Jawad Iqbal  
Amy Virginia Isenberg  
Henry Michael Jaffin  
William Reeves Johnson, Jr.  
Susan Maria Kealey

Jeffrey Keith Ketcham  
Hector Javier Lacassie  
Jennifer Lynn Lay  
John Preston Lay Jr  
Christopher Lillis  
Sarah Christine Lilly  
Alan Alvin Lipton  
Rodney Clyde Lovett  
Dawn Lea Martin-Herring  
Tiffany Marum  
William Foster Marx Jr  
Shannon Elizabeth Mattern  
Dale Lynn McCord  
Mark William McCord  
Wenda Evette McCutchan  
Scott Michael McGinley  
Terry Randall Meadows  
Deepak Midha  
Issam Abed El-Ghani Mikati  
Michael Joseph Miller, Jr.  
Aditee Pradhan Narayan  
Kim Nga Nguyen  
Tan Minh Nguyen  
Mukesh Nigam  
Yetunde Odusanya-Olowe  
Joseph Michael Padolick  
Raja Paladugu  
Sandra Kay Pardo  
Michael Henry Pearman  
Christopher John Pollina  
Simon St. John Prendiville  
Janet McCaw Pribble  
Karin Elizabeth Rainey

Himabindu Ravi  
Arra Suresh Reddy  
Kimberly Kyker Rothman  
Fawzia Khatoon Salahuddin  
Kimberly Wyn Schlesinger  
David Samuel Seaman  
Alan Mitchell Ship  
Erin Jennifer Silvertooth  
Caroline Clements Smith  
Lawrence Edward Smith  
Blake Zachary Sturges  
Theresa Kay Sunderland  
Victor Ivan Suvillaga  
Jeffery Douglas Swartz  
Behzad Taghizadeh  
Kevin Ray Tebrugge  
Rachel Adele Tesser  
Koithara Varkey George  
Thomas  
Timothy Brian Thompson  
Daniel David Thuente  
Daniel Lee Tolan  
Marian VanDyck-Acquah  
Zeljko Vujaskovic  
Craig Alan Warner  
Robert Anthony Watson  
Jonathan Martin Williams  
Robert Donald Williams  
Anne-Cornelia Winkler  
Madhuri Yalamanchili  
Aamir Mohammad Zakaria

**LICENSES APPROVED BY ENDORSEMENT AND EXAM**

James David Anderst  
Jill Marie Arliss  
Rosanna Puran Bahadur  
Ofelia Cezarina Balta  
David Michael Barbara  
Robert Kirk Baston  
Rodrigo Antonio Bolanos  
Darla Joy Boone  
Marc Anthony Camacho  
Ann Marie DeFiglio Campolattaro  
Michele Lynn Canamucio  
Rafael Cartagena Jr.  
Frantz Chery  
Kellie Anne Clearo  
Patricia Ashley Coppage

Shrearest Mignon Crenshaw  
Gayle Ackerman DiLalla  
Dragan Frank Dimitrov  
Carmen Dohmeier  
Robert John Esther  
Van Evanoff Jr.  
William Southall Evans Jr.  
Andrew Eugene Floren  
Lydia Frances Lowe Floren  
Andrew Glenn Freeman  
Sheetal Nikhil Gandhi  
Daniel Charles Grinnan  
Kimberly Ann Heroux  
Stephen Andrew Houser  
Muhammad Jawad Iqbal

Amy Virginia Isenberg  
Henry Michael Jaffin  
Jennifer Lynn Lay  
John Preston Lay Jr  
Christopher Lillis  
Sarah Christine Lilly  
Alan Alvin Lipton  
Dawn Lea Martin-Herring  
Tiffany Marum  
William Foster Marx Jr  
Shannon Elizabeth Mattern  
Dale Lynn McCord  
Mark William McCord  
Wenda Evette McCutchan  
Scott Michael McGinley  
Issam Abed El-Ghani Mikati  
Aditee Pradhan Narayan  
Kim Nga Nguyen  
Tan Minh Nguyen  
Mukesh Nigam  
Joseph Michael Padolick  
Raja Paladugu  
Sandra Kay Pardo  
Michael Henry Pearman  
Christopher John Pollina  
Simon St. John Prendiville  
Janet McCaw Pribble  
Karin Elizabeth Rainey  
Himabindu Ravi  
Arra Suresh Reddy  
Kimberly Kyker Rothman  
Fawzia Khatoon Salahuddin  
Kimberly Wyn Schlesinger  
David Samuel Seaman  
Alan Mitchell Ship  
Erin Jennifer Silvertooth  
Caroline Clements Smith  
Blake Zachary Sturges

Theresa Kay Sunderland  
Jeffery Douglas Swartz  
Behzad Taghizadeh  
Rachel Adele Tesser  
Koithara Varkey George Thomas  
Timothy Brian Thompson  
Daniel David Thuente  
Marian VanDyck-Acquah  
Craig Alan Warner  
Robert Anthony Watson  
Jonathan Martin Williams  
Robert Donald Williams  
Anne-Cornelia Winkler  
Madhuri Yalamanchili

**INTERVIEW FORMS NOT RECEIVED**

Jeffrey Bruce Garris  
Terry Randall Meadows

**APPLICANTS FOR REACTIVATION**

Daniel Lee Tolan

**APPLICANTS FOR REINSTATEMENT**

Jeffrey Keith Ketcham  
Rodney Clyde Lovett  
Michael Joseph Miller, Jr.  
Lawrence Edward Smith  
Aamir Mohammad Zakaria

**APPLICANTS FOR FACULTY LIMITED LICENSE**

Sharon Buckwald	ECU
Susan Maria Kealey	DUMC
Hector Javier Lacassie	DUMC
Zeljko Vujaskovic	DUMC

**APPLICANTS FOR SPECIAL VOLUNTEER LICENSE**

William Reeves Johnson, Jr.

**NORTH CAROLINA PHYSICIANS HEALTH PROGRAM (NCPHP)  
COMMITTEE REPORT**

Robert Moffatt, MD; Aloysius Walsh; Edwin Swann, MD

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.

**NCPHP Compliance Committee met on 3/19/03.**

The Board reviewed 32 cases involving participants in the NC Physicians Health Program. A written report was presented for the Board's review. The Board adopted the committee's recommendation to approve the written report. The specifics of this report are not included as these actions are not public information.

A motion passed to return to open session.

## **COMPLIANCE COMMITTEE REPORT**

Michael Norins, MD, Chair; Robin Hunter-Buskey, PA-C; Aloysius Walsh; Edwin Swann

### **CME**

A roundtable discussion was held concerning planning and the methodology for auditing CME.

## **COMPLAINT COMMITTEE REPORT**

Hari Gupta; Aloysius Walsh; Edwin Swann, MD; Walter Pories, 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 67 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.

## **INVESTIGATIVE COMMITTEE REPORT**

Stephen Herring, MD; Arthur McCulloch; Charles Garrett, MD; Robert Moffatt, 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 37 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-five 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.

## **MALPRACTICE COMMITTEE REPORT**

Hari Gupta; Aloysius Walsh; Edwin Swann, MD; Walter Pories, MD;

In addition to approving the report below, the committee recommended changing the process for requiring a licensee to respond to a malpractice case. Previously if the licensee was inactive, the Board required a response. The proposed process is as follows. Medical coordinator will review the case and then the case will be reported to the Board with a recommendation to close. The case will be flagged in the investigative file and LINC that should the licensee re-apply he/she will need to respond to the malpractice case **prior** to re-licensure.

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 37 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.

## **MEDICAL EXAMINER COMMITTEE REPORT**

Hari Gupta; Aloysius Walsh; Edwin Swann, MD; Walter Pories, 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 Medical Examiner Committee reported on 21 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.

## **ADJOURNMENT**

This meeting was adjourned on March 20, 2003.

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Robert C. Moffatt, MD  
Secretary