

Maine Board of Osteopathic Licensure
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Minutes of August 13, 2015 Board Meeting – 9:30 a.m. – 11:45 a.m.

Members Present: Joseph R. D. deKay, D.O., Board Chair; Scott Thomas, D.O., Vice-Chair; Natania Piper, D.O., Board Secretary; Gary Palman, D.O.; John F. Gaddis, D.O.; David Rydell, D.O. Board Members Excused: Melissa Michaud, PA-C & Marty W. McIntyre, Public Member.

Others Present: Susan E. Strout, Executive Secretary; Michael Miller, Assistant Attorney General; Julie Best, Consumer Outreach Specialist; Det. James Gioia, Office of the Attorney General; Abigail Varga, Esquire; Angela Cole Westhoff, Executive Director, Maine Osteopathic Association.

I. Complaints & Investigations

Dr. Piper recited the Complaint Review Script. All complaint reviews are conducted in Public Session without the use of names, unless otherwise noted.

A. CR2015-07

Following thorough review of the complaint, response and any other materials gathered, the Board took this action:

MOTION: Made by Dr. Rydell and seconded by Dr. Gaddis to conduct further investigation regarding the allegations. Motion failed to pass with Drs. Piper, Gaddis, deKay and Thomas opposed. A second motion was then made:

MOTION: Made by Dr. Thomas, seconded by Dr. Piper and voted to dismiss the complaint as it did not rise to a level which would warrant Board action against the licensee. Drs. Piper, Gaddis, deKay and Thomas were in favor; Dr. Rydell opposed the motion.

B. CR2015-16

Board members reviewed a follow up letter regarding the dismissal of the referenced complaint. Complainant did not feel the Board understood despite his thorough complaint and a very thorough review of all records involved. The Board took no action (none was required) but will be sure to assist Ms. Best with details for future letters to be sure complainants better understand the reason(s) for dismissals.

II. Consent Agreement/Board Order Compliance Reviews

A. Paul Gosselin, D.O.

Dr. Thomas, Case Reporter, noted an elevated creatinine level which was explained by the hard work (laboring) the licensee is currently doing and the amount of water intake due to the heat. No Board action was necessary.

B. John Herzog, D.O.

Dr. Thomas (Case Reporter) noted the licensee's request for approval of a specific Case Manager (as recommended based on the comprehensive exam ordered by the Board) as well as details of a monitoring agreement. At this time, the Board voted (Dr. Piper, Dr. deKay) to go into Executive Session based on 10 MRS 8003-B(2-A). Once again in Public Session as voted (Dr. Palman, Dr. Piper) the Board took this action:

MOTION: Made by Dr. Piper, seconded by Dr. Gaddis and voted to table any action pending further, detailed information/receipt of a draft agreement with monitoring specifics. Dr. Palman was opposed.

AAG Miller will discuss the Board's thoughts & concerns with the licensee's counsel. No Board action was necessary.

C. Bradley Libenson, D.O.

Dr. Palman, Case Reporter, noted no new concerns. No Board action was necessary.

III. Minutes/Revenue & Expense Reports

A. Review of Draft July 9, 2015 Meeting Minutes

Following their review, the Board took this action:

MOTION: Made by Dr. Gaddis, seconded by Dr. Piper and voted unanimously to accept the July 9, 2015 meeting minutes, as written.

Dr. Rydell noted having recently attended a meeting of the Maine Association of Medical Staff Services (MEAMSS) where he was asked about having the minutes of the Board's meetings published on the Board's website. Following a brief discussion, the Board voted unanimously to publish the meeting minutes from the currently reviewed minutes forward. Prior minutes are available upon request with reasonable time to be allowed for receipt of older minutes which would need to have names redacted.

B. Revenue & Expense Reports

The Board reviewed and accepted the financial reports. No Board action was necessary.

IV. Miscellaneous

A. Federation of State Medical Boards

1. FSMB Board of Directors Meeting Highlights

Board members reviewed and briefly discussed the meeting highlights. No Board action was necessary.

2. FSMB Board Liaison Program Information

Board members reviewed and briefly discussed the information and noted that Dr. Polk, who has visited the Board previously, will return later this year or early 2016. No Board action was necessary.

3. FSMB Correspondence re: Telemedicine Act

Board members reviewed the e-mail from Lisa Robin. No Board action was necessary.

B. CME Information Update Request

Dr. deKay asked that clarifying information regarding CME and specialties be available for review at a future meeting.

C. Review – Draft Joint PA Rule

Board members reviewed the draft joint rule regarding physician assistants and gave its approval to continue the rule-making process, making a suggestion that clarification be provided regarding Buprenorphine and Subutex.

V. Licensure Matters

A. Permanent Licensure Applications (D.O.)

Following circulation and review, the Board took this action:

MOTION: Made by Dr. Thomas, seconded by Dr. Rydell and voted unanimously to approve the permanent licensure applications submitted by: Alison Lee, D.O.; Sara Bern, D.O.; Nicole Boutaugh, D.O.; Stephen Kelly, D.O.; Kirk Sahagian, D.O.; Peter Dourdoufis, D.O. and George Shuert, D.O.

B. Physician Assistant Applications (PA-C)

Following circulation and review, the Board took this action:

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MOTION: Made by Dr. Rydell, seconded by Dr. Thomas and voted unanimously to approve the applications submitted by Alison Scheib, PA-C; Alex Braddock, PA-C; Amy Poulin, PA-C; Taylor Butterfield, PA-C and Jason Trenkle, PA-C.

C. Fred Goldblatt, D.O.

Board members reviewed the letter from the licensee requesting reconsideration of its earlier preliminary denial. Following discussion, the Board took this action:

MOTION: Made by Dr. Palman, seconded by Dr. Piper and voted unanimously to allow the licensee the option to withdraw his application for renewal, request a hearing or allow the preliminary denial to become permanent.

There being no additional business, the meeting was adjourned at 11:45 a.m.

Respectfully submitted,



Susan E. Strout, Executive Secretary