

MINUTES
STATE BOARD OF MEDICAL EXAMINERS OF SOUTH CAROLINA

Board Meeting
April 30, 2007
Synergy Business Park
The Kingstree Building
110 Centerview Dr., Room 108
Columbia, South Carolina

MEETING CALLED TO ORDER

Dr. Louis E. Costa, II, President of the Board, called the regular meeting of the S.C. Board of Medical Examiners to order at 8:00 A.M., on Monday, April 30, 2007 at 110 Centerview Drive, Room 108, Columbia, South Carolina, with a quorum present. Dr. Costa announced the meeting was being held in accordance with the Freedom of Information Act by notice emailed to The State newspaper, Associated Press, WIS-TV and all other requesting persons, organizations, or news media. In addition, notice was posted on the Board's website and on the bulletin boards located at both of the main entrances of the Kingstree Building where the Board office is located.

Board members present for this meeting were:

Dr. Louis E. Costa, II, President, of Charleston
Dr. Stephen R. Gardner, Vice-President, of Greenville
Dr. Satish M. Prabhu, Secretary, of Columbia
Dr. David deHoll, of Iva
Mrs. Jackie D. Black, of Columbia
Dr. Donald W. Tice, of Myrtle Beach
Dr. James L. Hubbard, of Rock Hill
Jim C. Chow, of Columbia
Dr. William M. Simpson, Jr., of Charleston

Members of the S.C. Department of Labor, Licensing and Regulation (LLR) staff participating at various times in the meeting included:

S.C. Board of Medical Examiners

Bruce F. Duke, Board Administrator
Mrs. Annette Disher, Assistant Administrator of Licensure
Mrs. Brenda Eason, Administrative Assistant, PA and RCP Licensure
Mrs. Donna Howard, Administrative Assistant, Physician Licensure
Ms. Thalia Miller, Administrative Assistant
Mrs. Melissa Fulton, Administrative Assistant

Office of General Counsel

Lynne Rogers, General Counsel
Richard P. Wilson, Deputy General Counsel
Marvin G. Frierson, Assistant General Counsel

Sheridan Spoon, Assistant General Counsel
Everett Dargan, M.D., Physician Analyst
Shirley Robinson, Hearing Counsel
James Saxon, Hearing Counsel

Director's Office

Mrs. Adrienne Youmans, Director

Office of Health and Medically Related Professions

Mrs. Ruby McClain, Assistant Deputy Director

Office of Investigations and Enforcement

Rion Alvey, Assistant Deputy Director
Mrs. Karen Newton, Administrative Coordinator
Mrs. Josie DeGennaro, Investigator
Mr. Mark Kelly, Investigator
Mrs. Cheryl McNair, Investigator
Larry Atkins, Deputy Chief
Kathy Prince, Deputy Chief

REVIEW/APPROVAL OF AGENDA

An agenda for this meeting was reviewed and approved.

REVIEW/APPROVAL OF MINUTES FROM FEBRUARY 2007 BOARD MEETING:

Dr. Simpson made a motion to approve the minutes. Dr. deHoll seconded the motion and it was unanimously passed.

The Board reviewed the Consent Agenda and made the following decisions:

Dr. Prabhu made a motion to approve the Consent Agenda. Dr. Simpson seconded the motion and it was unanimously passed. The Committee recommendations from the Respiratory Care Committee and the Physician Assistant Committee that were approved are as follows:

**LLR-BOARD OF MEDICAL EXAMINERS
BOARD MEETING, APRIL 30, 2007**

**DISCUSSION TOPIC: Recommendations from the PA Committee Meeting
March 30, 2007**

**FROM: Harold Harvey, P.A., Chairperson
S.C. Physician Assistant Committee**

The Committee members present were as follows: Mr. Harold Harvey, of Hampton, Chairman; Dr. William Hueston; Mt. Pleasant; Mr. Reamer Bushardt; Charleston; Ms. Lisa Sand, Columbia and Dr. Stephen Gardner, Greenville; Graham Adams, Chapin; and Dr. Jack Scheuer, Camden.

AGENDA TOPIC: APPLICANT APPEARING

Cameron Lee Olson, PA appeared before the committee along with his supervising physician Dr. William Estes to address the “yes” answer on his Limited License application to question #14 “Currently or within the last ten years, have you ever been arrested, indicted or convicted, pled guilty, or pled nolo contendere for violation of any federal, state, or local law (other than minor traffic tickets)?” Mr. Olson was arrested and pled guilty to Lewd or Lascivious Molestation in 2004.

The Committee entertained Mr. Olson’s explanation along with supporting comments from his supervising physician who had personally known him for many years. After a discussion in Executive Session and returning to Open Session, Dr. Gardner made a motion to allow licensure and cautioned the applicant. Mr. Adams seconded the motion, which passed.

AGENDA TOPIC: REVIEW OF SCOPE OF PRACTICE GUIDELINES

The Committee reviewed the Scope of Practice Guidelines for the following PAs:

- | | |
|------------------------------|---------------------------------|
| 1. Shea Beloff, PA | 16. Heidi Bruggeman, PA |
| 2. Robert Christensen, PA | 17. Blair Dobson, PA |
| 3. David Hart, PA | 18. Jennifer Simpson, PA |
| 4. Jeanne Martin, PA | 19. Jill Neumann, PA |
| 5. Lisa Roberge, PA | 20. Brian Buddendeck, PA |
| 6. Greg Tallent, PA | 21. Ann Lacouture, PA |
| 7. Katherine Sillman, PA | 22. Nancy Brooks, PA |
| 8. Erin Kelley, PA | 23. Michael Lashley, PA |
| 9. Ashley Moody, PA | 24. Mary Sherman, PA |
| 10. Lara Manti-Hoshko, PA | 25. Cameron Olson, PA |
| 11. Angela Hucks, PA | 26. *Beretta Craft-Coffman, PA |
| 12. Laurie Miller-Turner, PA | 27. *Kevin Lack, PA |
| 13. April Garris, PA | 28. *Jeanine Linehan-Burack, PA |
| 14. *Diane Axiotis, PA | 29. *Amy Sweet, PA |
| 15. *Maureen Denike, PA | |

After careful review and discussion, Dr. Gardner made a motion to approve the twenty-nine (29) Scope of Practice Guidelines as recorded above. Ms. Sand seconded the motion. The motion passed.

The following Scope of Practice Guidelines were approved pending additional information and/or clarification:

- 1) Ms. Sand discussed Amy Sweet's, PA Scope of Practice. Ms. Sand advised that Ms. Sweet must be with her supervising physician for 6 months before she can request OJT (PICC Line Placement). Dr. Gardner made a motion to deny Ms. Sweet's request to perform CT guides, Ultrasound guided biopsy. Ms. Sweet may assist only with these procedures. Dr. Scheuer seconded the motion. The motion passed.
- 2) Ms. Sand discussed Diane Axiotis', PA Scope of Practice Guidelines. Dr. Gardner made a motion to deny Ms. Axiotis' request for cervical puncture and myelogram. Ms. Sand requested clarification and additional information on Ms. Axiotis' request for Biopsys. Dr. Scheuer seconded the motion. The motion passed.
- 3) Dr. Gardner discussed Maureen Denike's, PA Scope of Practice Guidelines. Dr. Gardner made a motion to deny the request for perioperative. Dr. Gardner also requested a revised scope that would be more specific to Neurology. Ms. Denike submitted an amended scope. Ms. Sand made a motion to approve the amended scope. Dr. Scheuer seconded the motion. The motion passed.
- 4) Mr. Bushardt discussed Beretta Craft-Coffman's, PA Scope of Practice Guidelines. Mr. Bushardt had some concerns to the procedures requested for this practice. After discussion with the Committee, it was determined that these procedures were previously approved for other physician assistants. Dr. Gardner made a motion to approve the amended scope. Ms. Sand seconded the motion. The motion passed.
- 5) Mr. Bushardt discussed Kevin Lack's , PA Scope of Practice Guidelines. Mr. Bushardt had some concerns to the procedures requested for this practice. After discussion with the Committee, it was determined that these procedures were previously approved for other physician assistants. Mr. Bushardt made a motion to approve the amended scope. Dr. Scheuer seconded the motion. The motion passed.
- 6) Mr. Bushardt discussed Jeanine Linehan-Burack, PA Scope of Practice Guidelines. Mr. Bushardt had some concerns to the procedures requested for this practice. After discussion with the Committee, it was determined that these procedures were previously approved for other physician assistants. Dr. Gardner made a motion to approve the amended scope. Ms. Sand seconded the motion. The motion passed.

AGENDA TOPIC: REQUEST FOR ADDITIONAL TASKS

Thomas C. Gauldin, P.A. and his supervising physician, Dr. Robert Phillips (CTS) in Florence, SC.

The Committee reviewed a request from Dr. Robert Phillips for additional tasks to allow Mr. Gauldin to perform Placement of Sean-Gauz Pulmonary Artery Catheters.

Dr. Gardner made a motion to approve this request. Dr. Scheuer seconded the motion. The motion passed.

AGENDA TOPIC: REQUEST FOR OFF-SITE

The following applications were submitted for consideration for off-site practice:

Lynne B. Williams, P.A. and her supervising physician, Dr. Lynn M. Goetze (FP) of Okatie, SC submitted an Off-site application to work in Hilton Head, SC. The distance for this request is approximately 13 minutes and/or 30 miles.

After careful review and discussion of Ms. Williams’s request for off-site practice, Dr. Gardner moved to approve the request based on Ms. Ledford’s experience and Scope of Practice Guidelines submitted. Mr. Bushardt seconded the motion.

Melissa M. Schwier, P.A. and her supervising physician, Dr. Michael Crowley (GE) of Greenville, SC submitted an Off-site application to work in Greenville and Simpsonville, SC. The distance for this request is approximately 15 minutes and/or 6 miles.

After careful review and discussion of Ms. Schwier’s request for off-site practice, Dr. Hueston moved to approve the request based on Ms. Schwier’s experience and Scope of Practice Guidelines submitted. Ms. Sand seconded the motion.

AGENDA TOPIC: Permanent licensure

Attached is the list of PA who were issued Temporary licenses, and interviewed for permanent license. These PA’s now have permanent licenses:

	<u>Name</u>	<u>Supervising Physician</u>	<u>Interviewing Bd. Member</u>
1)	Allissa Dickerson, PA	Dr. Dennis Fisher	Dr. William Simpson
2)	Michelle Evans, PA	Dr. Michelle Welch	Dr. Jim Chow
3)	Heather Joye, PA	Dr. Judy Shillito	Dr. William Simpson
4)	Elisabeth Kryway, PA	Dr. Albert Finn	Dr. Louis Costa
5)	Buddy Davis, PA	Dr. Martine Hutton	Dr. Louis Costa
6)	Jessamyn Deemer	Dr. Robert Santrock	Dr. Satish Prahbu
7)	Felicia DeNittis, PA	Dr. Curtis Bryan	Dr. Donald Tice
8)	Marion Novak, PA	Dr. Daniel Lewis	Dr. William Simpson
9)	Curtis Wright, PA	Dr. C.P. Dunbar	Dr. Satish Prahbu
10)	David Pavkolovich, PA	Dr. John Sutton, III	Dr. Satish Prahbu
11)	Anna McKie, PA	Dr. Edward Leppard	Dr. Satish Prahbu
12)	Linda Hubbard, PA	Dr. Jeffrey Reuben	Dr. William Simpson
13)	Robert Christensen, PA	Dr. Gregory Konduros	Dr. Satish Prahbu
14)	Joseph Wehner, PA	Dr. James Martin	Dr. Satish Prahbu
15)	Robert McKenna, PA	Dr. Kevin Noreika	Dr. William Simpson
16)	Kristen Giet, PA	Dr. David Rowe	Dr. William Simson
17)	Angela Hucks, PA	Dr. William Cauthen	Dr. Sompong Kraikit
18)	Daniel Koele, PA	Dr. Rakesh Chohski	Dr. Sompong Kraikit
19)	Laurie Miller-Turner, PA	Dr. William Cauthen	Dr. Sompong Kraikit
20)	Diane Busch, PA	Dr. Carmine Fiorentino	Dr. David deHoll

21)	Philip Tolman, PA	Dr. John McCrosson	Dr. William Simpson
22)	Michael Lashley, PA	Dr. Chris Kavolus	Dr. Stephen Gardner
23)	Yarrow Babb, PA	Dr. Bruce Jones	Dr. Sompong Kraikit
24)	David Pavakovich, PA	Dr. John Sutton	Dr. Satish Prahbu
25)	Michael Lashley, PA	Dr. Chris Kavolus	Dr. Stephen Gardner
26)	Phillip Tolman, PA	Dr. John McCrosson	Dr. William Simpson
27)	Angela Hucks, PA	Dr. William Cauthen	Dr. Sompong Kraikit
28)	Daniel Koele, PA	Dr. Rakesh Chohski	Dr. Sompong Kraikit
29)	Laurie Miller-Turner, PA	Dr. William Cauthen	Dr. Sompong Kraikit
30)	Greg Tallent, PA	Dr. Tom Christensen	Dr. Donald Tice
31)	Katherine Silliman, PA	Dr. Christopher McLain	Dr. William Simpson
32)	David Knight, PA	Dr. Don Stovall	Dr. William Simpson
33)	Tonya Humphreys, PA	Dr. Edward Yeh	Dr. Jim Chow
34)	Lisa Roberge, PA	Dr. R. Neal Axon	Dr. William Simpson
35)	Heidi Bruggeman, PA	Dr. Jack Spencer	Dr. Louis Costa
36)	David Hart, PA	Dr. Gaston Machado	Dr. Jim Chow
37)	April Garris, PA	Dr. Gaston Machado	Dr. Jim Chow
38)	Nancy Brooks, PA	Dr. Robert Wall	Dr. Louis Costa
39)	Philip D'Avilar, PA	Dr. Gregory Rimmer	Dr. James Hubbard

DISCUSSION OF GA PHYSICIANS SERVING AS ALTERNATE SUPERVISING PHYSICIANS

The Committee reviewed an email from a Georgia physician who recently located to the N. Augusta area and was interested in hiring a physician assistant. He advised that his backup coverage consists of Georgia physicians and was requesting the approval of the Georgia physicians to serve as alternate supervisors for the physician assistant. After discussion, this request was denied. Mr. Harvey advised that pursuant to the South Carolina Practice Act, the proposed alternate supervising physician must hold a permanent, unrestricted South Carolina Medical license. The Committee has no authority to waive the requirement.

DISCUSSION OF VACANT COMMITTEE SEAT

Mr. Harvey reminded the Committee that there is still a vacant seat for a Consumer Member and encouraged everyone to recommend/suggest possible candidates.

NEXT COMMITTEE MEETING DATE

The next Physician Assistant Committee meeting is scheduled for Friday, July 6, 2007 at 2:00 P.M.

DISCUSSION TOPIC: Recommendations from the Respiratory Care Committee Meeting, April, 13, 2007

**FROM: Paul Treffeisen, RCP, Chairman
SC Respiratory Care Committee**

Members in attendance: Mr. Paul Treffeisen, RCP, Anderson; Mr. Ben F. Rogers, Easley; Vicki Evans, RCP, Charleston; Dr. James Barker, Columbia; Dr. Antine Stenbit, Charleston; Dr. James Fuller, Greenville; Ms. Patricia Blakely, RCP, Elgin; and Mr. James Woody, RCP, Belton.

AGENDA TOPIC: APPLICANTS FOR PERMANENT LICENSURE

- | | |
|--------------------------|----------------------------|
| 1. Baulig, Patsy | 21. *Hernandez, Amber |
| 2. *Black, Daniel | 22. Holcombe, Brandi |
| 3. Black, Patricia | 23. *Laurer, Courtney |
| 4. Boaz, Laura | 24. Manning, Sherman |
| 5. *Caesar, Erica | 25. Mbugua, Catherine |
| 6. Carroll, Natasha | 26. Morris, Jimmie |
| 7. *Church, Lauren | 27. Mosteller, Claudina |
| 8. Claycomb, Carol | 28. Ott, Priscilla |
| 9. Compton, Sally | 29. *Owens, Christy |
| 10. Coody, Tara | 30. Perkins, Douglas |
| 11. Cunningham, Montieth | 31. Porter, Karla |
| 12. Cutler, Kristen | 32. Praitano, Rachel |
| 13. Dasgupta, Rupali | 33. Redding, Cristen |
| 14. Davis, Kelly | 34. Ruggiero, Gina |
| 15. Duvvury, Arunakanth | 35. Rush, Devetti |
| 16. *Foreman, Mandi | 36. *Satterfield, Melissie |
| 17. Foulkes, Lauren | 37. Taylor, Victor |
| 18. *Glover, Jerome | 38. Thompson, Kristee |
| 19. Gutto, Anna | 39. Williams, Natasha |
| 20. *Hatchette, Carla | |

The Committee reviewed the following ten (10) individuals who had 'yes' answers on their application:

- a. **Mr. Daniel Black, RCP** – Mr. Black answered 'yes' on his application to question #14, "Have you ever been discharged involuntarily from employment?"

After review and discussion, Mr. Woody moved to recommend permanent licensure to Mr. Black. Dr. Stenbit seconded the motion. The motion passed unanimously.

- b. **Ms. Erica Caesar, RCP** - Ms. Caesar answered 'yes' on her application to question #1, "Has your Respiratory Care Practitioner certificate/license ever been revoked, suspended, reprimanded, restricted or placed on probation by any licensing board or any other entity?"

After review and discussion, Dr. Stenbit moved to recommend permanent licensure to Ms. Caesar. Dr. Fuller seconded the motion. The motion passed unanimously.

- c. **Lauren Church, RCP** – Ms. Church answered ‘yes’ on her application to question #11, “Have you ever been arrested, indicted, or convicted, pled guilty, or pled nolo contendere for violation of any federal, state or local law (other than a minor traffic violation)?”

After review and discussion, Dr. Fuller moved to recommend permanent licensure to Ms. Church. Dr. Stenbit seconded the motion. The motion passed unanimously.

- d. **Jerome Glover, RCP--** Mr. Glover answered ‘yes’ on his application to question #11, “Have you ever been arrested, indicted, or convicted, pled guilty, or pled nolo contendere for violation of any federal, state or local law (other than a minor traffic violation)?”

After review and discussion, Ms. Blakely moved to recommend permanent licensure to Mr. Glover. Mr. Woody seconded the motion. The motion passed unanimously.

- e. **Carla Hatchette, RCP** – Ms. Hatchette answered ‘yes’ on his application to question #1, “Has your Respiratory Care Practitioner certificate/license ever been revoked, suspended, reprimanded, restricted or placed on probation by any licensing board or any other entity?”

After review and discussion, Mr. Woody moved to recommend permanent licensure to Ms. Hatchette. Dr. Stenbit seconded the motion. The motion passed unanimously.

- f. **Ms. Amber Hernandez, RCP** – Ms. Hernandez answered ‘yes’ on her application to question #3, “Have you ever had hospital privileges denied, revoked, suspended or restricted in any way?”

After review and discussion, Mr. Woody moved to recommend permanent licensure to Ms. Hernandez. Ms. Jones seconded the motion. The motion passed unanimously.

- g. **Ms. Courtney Laurer, RCP** – Ms. Laurer answered ‘yes’ on his application to question #11, “Have you ever been arrested, indicted, or convicted, pled guilty, or pled nolo contendere for violation of any federal, state or local law (other than a minor traffic violation)?”

After review and discussion, Mr. Woody moved to recommend permanent licensure to Ms. Laurer. Dr. Stenbit seconded the motion. The motion passed unanimously.

- h. **Ms. Christy Owens, RCP** – Ms. Owens answered ‘yes’ on her application to question #1, “Has your Respiratory Care Practitioner certificate/license ever been revoked, suspended, reprimanded, restricted or placed on probation by any licensing board or any other entity?”

After review and discussion, Mr. Rogers moved to recommend permanent licensure to Ms. Owens. Ms. Blakely seconded the motion. The motion passed unanimously.

- i. **Ms. Melissa Satterfield, RCP** – Ms. Satterfield answered ‘yes’ on her application to question #11, “Have you ever been arrested, indicted, or convicted, pled guilty, or pled nolo contendere for violation of any federal, state or local law (other than a minor traffic violation)?”

After review and discussion, Dr. Stenbit moved to recommend permanent licensure to Ms. Satterfield. Mr. Woody seconded the motion. The motion passed unanimously.

- j. **Ms. Mandy Foreman, RCP** – Ms. Foreman answered ‘yes’ on her application to question #1, “Has your Respiratory Care Practitioner certificate/license ever been revoked, suspended, reprimanded, restricted or placed on probation by any licensing board or any other entity?”; question #10, “Have you ever discontinued practicing as a Respiratory Care Practitioner for any reason for one month or more?”; and question #12, “Have you ever been known by any other name or surname?”

After review and discussion, Mr. Woody moved to recommend permanent licensure to Ms. Foreman. Dr. Stenbit seconded the motion. The motion passed unanimously.

AGENDA TOPIC: APPLICANTS APPEARING FOR LICENSURE

The following applicants appeared before the Committee for ‘yes’ answers on their applications for licensure to practice Respiratory Care in South Carolina:

- 1) **Michael Evers, RCP** – Mr. Evers was denied licensure in New Mexico for failure to provide information on his application.

After interview and discussion, Mr. Woody made the following motion. Ms. Blakely seconded the motion which passed unanimously.

MOTION: The Respiratory Care Committee recommends denial of Mr. Evers’ application due to the denial of his application in New Mexico for falsification of information on his application.

- 2) Vance K. Purdue, RCP – Mr. Purdue indicated that he was not able to release his “criminal record” as requested by the Committee.

After interview and discussion, Dr. Fuller made a motion to approve Mr. Purdue’s application for licensure. Ms. Blakely seconded the motion which passed unanimously.

AGENDA TOPIC: REVIEW OF 2007-2009 RCP REGISTRATION “YES” ANSWERS

The Committee reviewed the following re-registration applications that contained a “yes” answer:

- 1) **Tammy Bodie, RCP** – answered “YES” on her registration to “Have you been arrested, indicted, or convicted, pled guilty, or pled nolo contendere for violation of any federal, state or local law (other than minor traffic violations)?” Ms. Bodie was fined \$25 for having an animal running at large. Paid fine, no other charges.

After careful review and discussion, Ms. Blakely moved to approve Ms. Bodie’s re-registration application. Mr. Woody seconded the motion. The motion passed.

- 2) **Latanya Edwards, RCP** – Involuntary discharged from Carolina Pines Hospital for “refusal of call in”.

After careful review and discussion, Ms. Blakely moved to approve Ms. Edward’s re-registration application. Mr. Woody seconded the motion. The motion passed.

- 3) **Applicant, RCP** – Currently on disability due to knee replacement surgery.

After careful review and discussion, Mr. Rogers moved to approve Applicant's re-registration application. Ms. Blakely seconded the motion. The motion passed.

- 4) **Applicant, RCP** – Diagnosed with breast cancer-working part-time.

After careful review and discussion, Mr. Woody moved to approve Applicant's re-registration application with an additional letter from her supervising physician. Dr. Stenbit seconded the motion. The motion passed.

- 5) **Applicant, RCP** – suffered a cerebral vascular accident in June 2005. Allowed to return to work to audit RCP charts for errors and assist in employee and patient education.

After careful review and discussion, Mr. Treiffesen moved to approve Applicant's re-registration application with the conditions that she notify the Committee of any change in employment or job duties as outlined in a Private Agreement. Ms. Blakely. The motion passed.

- 6) **Phillip Jasniewski, RCP** - Involuntary Discharge from Conway Medical Center for failure to answer beeper and using profanity.

After careful review and discussion, Dr. Stenbit moved to initiate a complaint against Mr. Jasniewski. Mr. Treffeisen seconded the motion. The motion passed.

- 7) **Patsy Grant, RCP** - Involuntary discharged from Springs Memorial Hospital for missed treatment complaint.

After careful review and discussion, Dr. Stenbit moved to initiate a complaint against Ms. Grant and deny her application. Mr. Woody seconded the motion. The motion passed.

- 8) **Susan D. Mature, RCP** – Involuntary discharged from Palmetto Richland for failure

After careful review and discussion, Mr. Woody moved to continue Ms. Mature's re-registration application to the next meeting. Dr. Stenbit seconded the motion. The motion passed.

Mr. Duke suggested that the process be adjusted to avoid the automatic renewal of re-registrations with 'yes' answers in the future. The committee plans to correct this before the next renewal period.

AGENDA TOPIC: UPDATE NEW MEMBER ON THE SLEEP MEDICINE SUB-COMMITTEE

Ms. Blakely gave the committee a brief update on the Sleep Medicine Subcommittee.

NEXT MEETING DATE

The Committee's next meeting is Friday, July 13, 2007.

AGENDA TOPIC: UPDATE FROM NBRC – CONTINUING COMPETENCY PROGRAM

The committee was given a hand-out (attached) summarizing Continuing Competency Program requirements. Mr. Treffeisen gave a brief overview of the information.

NEXT MEETING DATE

The Committee's next meeting is Friday, July 13, 2007.

DISCUSSION TOPIC: Recommendations from the Acupuncture Committee Meeting January 5, 2007

**FROM: Martin Herbkersman, Acupuncturist, Chairperson
S.C. Acupuncture Advisory Committee**

Committee Members Present: Mr. Martin Herbkersman, Columbia; Mr. William Skelton, Columbia; Ms. Gina Campano, Columbia and Dr. Gary Nestler, Charleston (via telephone).

AGENDA TOPIC: Committee Chairman's Report

Mr. Herbkersman asked about the complaint process. Bruce Duke gave the committee an overview of the process, stating that all complaints are submitted to General Counsel for review and investigation. If further action is needed, the complaint will continue to the IRC and finally to the Committee, if necessary. Rick Wilson added that complaints are confidential in nature and should not be discussed in committee meetings.

The committee reviewed a letter from Jose Rivera-Garcia, written to Louis E. Costa, II, DMD, MD, President of the Board of Medical Examiners, dated May 3, 2006. After a brief discussion, it was decided that a letter should be sent from the Board Administrator. Mr. Herbkersman made the following motion:

Motion: Draft a letter to Mr. Rivera-Garcia requesting that he adhere to the law as it is written.

Mr. Skelton seconded the motion, which passed.

AGENDA TOPIC: Advisory Committee Nominations

Due to the fact that if Mr. Skelton recused himself from the voting process, there would not be a quorum, the selection of committee members was tabled to the next meeting.

AGENDA TOPIC: APPLICANTS FOR A PERMANENT LICENSE

There were no applicants.

Action Items for next meeting:

1. Bruce Duke will find out from OGC how many pending complaints are on file for acupuncturists and report to the committee.
2. Mr. Duke will draft a letter to Jose Rivera-Garcia concerning his request.

NEXT MEETING DATE

The next Acupuncture Committee meeting is scheduled for Friday, June 29, 2007 at 10:00.

Discussion Topic (G) Federation of State Medical Board Report:

Bruce Duke gave an overview of the Federation's report and handed out copies to the Board members.

FINAL ORDER HEARINGS

A motion was made and passed for the Board to go into Executive Session to conduct Final Order Hearings. Each hearing was held in Executive Session, and a transcript of each hearing, as well as the Board's Final Order, are on file at the Board Office. No votes were made or actions taken while the Board was in Executive Session. **A motion was made and passed to return to Public Session and the Board voted on the following sanctions after each Final Order Hearing:**

2005-40

Dr. Prabhu made a motion that the Respondent has violated the Medical Practice Act. The motion was seconded by Mrs. Black and all Board members were in favor.

1. The Board will correct the language in the Final Order to reflect the intent of the Board.
2. Respondent's request to remand the case for a panel hearing is denied.

The motion carries.

**Anita K. Sanders, R.C.P. of Easley, S.C. – FINAL ORDER HEARING
2006-496**

Dr. Prabhu made a motion that was seconded by Dr. Simpson and unanimously passed to approve the following sanction:

1. The Respondent has violated Medical Practice Act
2. Public Reprimand
3. Respondent must continue participation in RPP for one year.
4. Respondent must continue treatment with the current psychiatrist with annual reports to be sent to the Board.

5. Respondent must pay court costs in the amount of \$284.89

Motion carries.

**Samuel H. Weatherford, P.A., of Sullivan Island, SC FINAL ORDER HEARING
2006-316**

Dr. Prabhu made a motion that was seconded by Dr. Simpson and unanimously passed to approve the following sanction:

1. Respondent has violated Medical Practice Act.
2. Public Reprimand
4. Respondent must pay a fine in the amount of \$5,000.00 within one year.
5. Respondent's license is suspended for three years but stayed immediately.
6. Respondent must take an Board approved course on ethics and prescription.
5. Respondent must pay the court costs in the amount of \$220.00

Motion carries.

Discussion Topic (I) Discussion of pre-surgery histories and physicals by Podiatrists:

Stephen V. Corey, President of the Podiatry Board made a presentation about pre-surgery histories and physicals by Podiatrist. He asked the board to allow Podiatrist to update the patient histories if there was no change in the patient. The Board advised Mr. Corey that the board would consider and advise him on a later date.

2005-136

Dr. Prabhu made a motion that was seconded by Ms. Black and unanimously passed to approve the following sanction:

1. Respondent has violated Medical Practice Act.
3. Private Reprimand
5. Respondent must pay the court costs in the amount of \$633.50

Motion carries.

**John A. Khoury, M.D., of Columbia, S.C. FINAL ORDER HEARING
2002-248**

Dr. Gardner made a motion that was seconded by Dr. Simpson. All in favor were Dr. Costa, Dr. Hubbard, Dr. Tice, and Dr. deHoll. Opposed were Dr. Prabhu and Ms. Black. Motion passed to approve the following sanction:

1. Respondent has violated Medical Practice Act.
4. Public Reprimand
4. Respondent license will be suspended from October 30, 2002 to the date of this Order.
5. Respondent's license is suspended for three years but stayed immediately.
6. Indefinite probation and license is restricted to work with no patient contact.
5. Respondent must pay the court costs in the amount of \$220.00

Motion carries.

Discussion Topic (E) Medical Disciplinary Commission Appointees:

The Board approved all Medical Disciplinary Commission Appointees with the exception of Dr. Tarek M. Bishara in the Sixth District. The Board wanted a reference by Dr. Hyman before Dr. Bishara is appointed.

Discussion Topic (C) Proposed Policy for Verifying speciality Related CME under 40-47-32 (D) (11):

Bruce Duke and Rick Wilson submitted a policy pertaining to the requirement in the new MPA dealing with the 10 year rule. Motion was made by Dr. deHoll and seconded by Dr. Prabhu to accept the new policy. All were in favor.

Motion carries.

**John Winkle Wilson, III, M.D., of Conway, S.C. FINAL ORDER HEARING
2005-15**

Dr. Prabhu made a motion that was seconded by Dr. deHoll and unanimously passed to approve the following sanction:

1. Respondent has violated Medical Practice Act.
5. Public Reprimand
4. Respondent must pay a fine in the amount of \$2,000.00 within one year.
5. Respondent's license is suspended for three years but stayed immediately.
6. Respondent must take a Board approved prescription writing course.
5. Respondent must pay the court costs in the amount of \$200.00
6. Respondent must continue follow-up treatment by a qualified psychiatrist as approved by the Board and send reports to the Board every six months.

Motion carries.

**Junyi Lei, M.D., of Rye Brook, New York
Applicant for Licensure**

Dr. Costa made a motion to grant a full licensure pending an interview and meeting the remainder of the criteria. Motion was seconded by Dr. deHoll. All in favor.

Motion Carries.

**Allan Walls, M.D., of Columbia, S.C. Request to have license reinstated
2004-392**

Dr. Prabhu made a motion that was seconded by Dr. Simpson and unanimously passed to approve the following sanction:

1. Suspension to be stayed with conditional reinstatement to include a site-specific approved by the Board prior to resumption of medical practice.

Motion carries.

Yong Chi, M.D., of Brooklyn, New York
Applicant for Licensure

Dr. Costa made a motion to grant a full licensure pending an interview and meeting the remainder of the criteria. Motion was seconded by Dr. Prabhu. All in favor.

Motion Carries.

GENERAL COUNSEL REPORTS

Lynne Rogers, LLR's General Counsel gave the Board an overview of how the Office of Investigations and Enforcement was formed and the problems discovered regarding the backlog of Medical Board cases.

A motion was made and passed for the Board to go into Executive Session to review the General Counsel reports. No votes were made or actions taken while the Board was in Executive Session.

A Motion was made and passed for the Board to return to Public Session.

DISMISSALS

Dr. deHoll made a motion that was seconded by Dr. Gardner and unanimously passed approving the following cases for dismissal pursuant to the recommendation of LLR's General Counsel that there is a lack of sufficient evidence to warrant a formal complaint:

2004-209	2004-373	2004-377	2004-378	2005-32	2005-32
2005-50	2005-68	2005-75	2005-93	2005-111	2005-148
2005-163	2005-168	2005-223	2006-60	2006-123	2006-124
2006-125	2006-126	2006-167	2006-173	2006-229	2006-249
2006-259	2006-334	2006-345	2006-374	2006-377	2006-394
2006-398	2006-401	2006-418	2006-424	2006-494	2006-498
2006-503	2007-9	2007-10	2007-13		

LETTERS OF CAUTION

Dr. Costa made a motion that was seconded by Dr. Prabhu and unanimously passed to issue a Letter of Caution in the following cases:

2006-214	2006-412	2006-486	2007-22
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INFORMAL CONFERENCE DISMISS:

Dr. Costa made a motion that was seconded by Dr. Prabhu and unanimously passed to dismiss the following cases:

2005-342

FORMAL COMPLAINTS

Dr. Costa made a motion that was seconded by Dr. deHoll and unanimously passed to authorize the issuance of a Formal Complaint pursuant to the recommendation of LLR's General Counsel that there is sufficient evidence to warrant formal proceeding in the following cases:

2005-122 2006-332 2006-354 2006-510

CASES ON APPEAL

In Executive Session, the Board reviewed the cases that are now on appeal and received specific briefings from Mrs. Rogers.

LICENSEES BEING MONITORED

The Board received as information a list of all the licensees currently being monitored by the Board.

STATISTICAL REPORTS ON COMPLAINTS

The Board received as information the following statistical reports:

MEDICAL BOARD COMPLAINTS RECEIVED 1/1/06 – 12/31/06					
Alleged Issue	Total	Qtr 1	Qtr 2	Qtr 3	Qtr 4
Allowing Unlicensed Person to Practice	6	2	3	1	1
Criminal Conviction	2	2			
Criminal Conviction Not Classified	1			1	
Disclosure of Patient Information	7	4	3		3
Discriminatory Misleading False Deceptive Advertise	1		1		3
Drug Violation	14	7	4	3	
Failure to Maintain/Provide Records	12	5	4	3	
Insurance Fraud (Medicaid or Other Fed Gov Prog)	1			1	
Insurance Fraud (Non-Govt or Private Insurance)	3	1	2		
License Action by Fed State Local Licensing Auth	1		1		
Loss of Hospital Privileges	2	1	1		1
No Issue Found	6	2	4		

Other (Not Classified)	1	1			2
Patient Neglect/Abandonment	28	9	8	11	11
Prescribing Matters	8	1	7		
Prescription Fraud	2		2		1
Sanctioned by Other Board	5	1	3	1	
Sexual Misconduct	6	3	1	2	38
Sub-Standard Patient Care	138	49	38	51	3
Unlicensed Practice	2	2	3	1	3
Unprofessional Conduct	49	15	13	21	18
Violation of Final Order/Agreement	10	5	2	3	
TOTALS	397	111	100	101	85

MEDICAL BOARD COMPLAINTS CLOSED					
1/1/06 – 12/31/06					
Resolution	Total	Qtr 1	Qtr 2	Qtr 3	Qtr 4
Administrative Dismissal	18	1		10	7
Cease and Desist	4				4
Complaint Dismissed with No Action Taken	6	2	4		
Consent Agreement/Private	4		3	1	
Consent Agreement/Public	26		9	7	10
Dismissed (Licensee)	188	44	53	49	42
Dismissed (Unlicensed)	1	1			
Final Order	23	5		18	
Letter of Caution	19	4	3	3	9
No Issue Found	11	1	9		1
Private Reprimand	2	2			
Public Reprimand	15	12		2	1
Relinquish License	7	2		5	
Revocation	4	1	2	1	
Suspension	2	2			
TOTALS*	332	77	83	96	76

*These numbers do not reflect cases closed on previous computer system

MEDICAL BOARD COMPLAINTS RECEIVED 1/1/07 – 3/31/07

Alleged Issue	Qtr 1
Allowing Unlicensed Person to Practice	2
Disclosure of Patient Information	1
Drug Violation	4
Failure to Maintain/Provide Records	7
Medication Errors	2
Patient Neglect/Abandonment	20
Sanctioned by Other Board	1
Sexual Misconduct	1

Sub-Standard Patient Care	16
Unprofessional Conduct	28
TOTALS	82

MEDICAL BOARD COMPLAINTS CLOSED 1/1/07 – 3/31/07

Resolution	Qtr 1
Administrative Dismissal	5
Cease and Desist	2
Consent Agreement/Private	3
Consent Agreement/Public	6
Dismissed (Licensee)	77
Final Order	1
Letter of Caution	7
Resolution Pending	1
TOTALS	102

FORMAL COMPLAINTS AUTHORIZED 1/1/07 – 3/31/07

Alleged Issue	Number
Drug Violation	1
Loss of Hospital Privileges	2
Drug Violation	3

MEDICAL BOARD PANEL HEARINGS HELD 1/1/07 – 3/31/07

Alleged Issue	Number
Prescribing Matters	1
Unprofessional Conduct	1
TOTALS	2

TEMPORARY SUSPENSION/ EVALUATION ORDERS ISSUED 1/1/07 – 3/31/07

Alleged Issue	Temporary Suspension	Evaluation Order
Alcohol or Substance Abuse	1	
Drug Violation		2
Loss of Hospital Privileges		1
Sexual Misconduct/Boundary Issues		3
Substandard Patient Care		1
Unprofessional Conduct		1
TOTALS	1	8

DISCUSSION TOPICS & COMMITTEE REPORTS

(A) Committee Reports

1. Legislative Impact Committee – *Costa, Gardner, Prabhu, Black*
2. Medical Practice Advisory Committee – (meeting only when needed) *Prabhu, Kraikit,*
3. Recovering Professional Program Advisory Committee - *Prabhu*
4. Office Based Surgery Ad Hoc Committee – *Costa, Prabhu,*
5. Editorial Committee – *Costa, Prabhu, Gardner*
6. Executive Committee – *Costa, Prabhu, Gardner, Rick Wilson, Bruce Duke*
7. Maxillofacial & Oral Surgery Ad Hoc Committee - *Prabhu, Costa, Gardner*
8. Professional Licensure & Responsibility Education Committee – *Kraikit, Hildebrand, Prabhu, Rick Wilson, Andrew Savage, Esquire*
9. Medical Practice Act (MPA) Revision Committee- *All Board members*
10. Physician Delegation of Permanent Cosmetic Application Ad hoc Committee –*Costa*
11. Athletic Trainers Committee – *Gardner*
12. Continuing Medical Education Committee – *Hubbard, Kraikit*
13. Surgical Technologists/First Assistant Legislative Committee – *Gardner (chair), Prabhu, Reba Revan, Maggie Harvey*

(B) Cold Laser Therapy – *Bruce Duke, Rick Wilson*

(C) Proposed Policy for Verifying specialty Related CME Under 40-47-32 (D) (11) - *Bruce Duke, Rick Wilson*

(D) Quarterly Malpractice Report - *Bruce Duke*

(E) Medical Disciplinary Commission Appointees – *Bruce Duke*

(F) Request to Terminate Public Agreement (Jason Dylick, M.D.) – *Bruce Duke, Rick Wilson*

(G) Federation of State Medical Board Report – *Bruce Duke*

(H) Report from the Recovering Professionals Program – *Bruce Duke*

(I) Discussion of pre-surgery histories and physicals by Podiatrists. - *Bruce Duke*

ADJOURNMENT.

There being no additional business the meeting was adjourned at 6:30 P.M. on Monday, April 30, 2007

Respectfully submitted,

Bruce F. Duke
Board Administrator
BFD/maf