

Minutes of March 9, 2023 Board Meeting – 9:30 a.m. – 12:20 p.m.

Members Present: Melissa Michaud, PA-C, Board Chair; John Gaddis, DO, Vice-Chair; John Brewer, DO, Board Secretary; Christine Munroe, DO; Malcolm Leary, Public Member; Gust Stringos, DO; Peter Michaud, Public Member. Members Excused: Rebecca Vose, PA-C; Lisa Ryan, DO; Brian Gillis, DO.

Others Present: Susan E. Strout, Executive Secretary; Savannah Okoronkwo, Consumer Assistance Specialist; Lisa Wilson, Assistant Attorney General, Office of the Attorney General; Det. Lauren Edstrom, Office of the Attorney General; Emily Bloch, Esquire; Amanda Richards, Executive Director, Maine Osteopathic Association; James Bailinson, Esquire; Maureen McCann Sturtevant, Esquire

Complaint and investigative reviews are held in Public Session without the use of any names unless otherwise noted.

I. Review of Complaints, Investigations and Compliance Matters

COMPLAINTS

A. CR2022 52 – Dr. Brewer, Case Reporter

Dr. Brewer provided an in-depth overview of the case and following discussion, the Board took this action:

MOTION: Made by Dr. Gaddis and seconded by Mr. Michaud with the vote, via roll call, being to dismiss the complaint as it did not rise to a level which would warrant action against the licensee. The motion carried with both Dr. Brewer, Case Reporter, and Mr. Leary abstaining

B. CR2022 56 – Dr. Brewer, Case Reporter

Dr. Brewer provided a detailed overview of the case and following discussion, Board members took this action:

MOTION: Made by Dr. Gaddis and seconded by Ms. Michaud with the vote, via roll call, being to dismiss the complaint as it did not rise to a level which would warrant action against the licensee. The motion carried with both Dr. Brewer, Case Reporter, and Mr. Leary abstaining.

C. CR2022 57 – Dr. Brewer, Case Reporter

Dr. Brewer provided a detailed overview of the case and following discussion, Board members took this action:

MOTION: Made by Mr. Michaud and seconded by Ms. Michaud with the vote, via roll call, being to dismiss the complaint as it did not rise to a level which would warrant action against the licensee. The motion carried with both Dr. Brewer, Case Reporter, and Mr. Leary abstaining.

D. CR2023 01 – Dr. Gillis, Case Reporter

In the absence of the Case Reporter, AAG Wilson summarized the case and following discussion, the Board took this action:

MOTION: Made by Dr. Gaddis and seconded by Dr. Stringos with the vote, via roll call, being to dismiss the complaint as it did not rise to a level which would warrant action against the licensee. The motion carried with Mr. Leary abstaining.

E. CR2023 02 – Dr. Stringos, Case Reporter

Dr. Stringos provided a detailed overview of the case and following discussion, Board members took this action:

MOTION: Made by Ms. Michaud and seconded by Dr. Brewer with the vote, via roll call, being to dismiss the complaint as it did not rise to a level which would warrant action against the licensee. The motion carried with Dr. Stringos, Case Reporter, and Mr. Leary abstaining.

F. CR2023 03 – Dr. Munroe, Case Reporter

Dr. Munroe provided a detailed overview of the case and following discussion, the Board took this action:

MOTION: Made by Ms. Michaud and seconded by Dr. Brewer with the vote, via roll call, being to dismiss the complaint as it did not rise to a level which would warrant action against the licensee. The motion carried with Dr. Munroe, Case Reporter, and Mr. Leary abstaining.

Following the vote, Mr. Michaud suggested that the Maine Osteopathic Association be asked to provide time for a presentation to members on communications issues with this being a commonly recurring issue.

G. CR2023 04 – Dr. Gaddis, Case Reporter

Dr. Gaddis provided a detailed overview of the case and following discussion, the Board took this action:

MOTION: Made by Dr. Brewer and seconded by Mr. Michaud to dismiss the matter and issue a Letter of Guidance regarding concerns of inappropriate tapering particularly for patients who have been on high doses.

Following a brief discussion, the motion was amended to clarify as follows:

AMENDMENT: Made by Dr. Brewer and accepted by Mr. Michaud to clarify that the Letter of Guidance will remain in the licensee's file for 1 (one) year.

The motion, with a vote via roll call, carried with Dr. Gaddis, Case Reporter, and Mr. Leary abstaining.

INVESTIGATIONS

At this time, the Board made a motion (Ms. Michaud, 2nd by Dr. Gaddis) to go into Executive Session pursuant to 24 MRS §2510 and the motion carried with Mr. Leary opposed. The Board held a brief Executive Session and following a unanimous vote to go back into Public Session (Mr. Michaud, 2nd by Dr. Munroe), the Board took this action:

H. IN2022 45 – Case Reporter Absent

MOTION: Made by Mr. Michaud and seconded by Dr. Gaddis with the vote, via roll call, being to table the matter for further investigation. Motion carried; Mr. Leary abstained from voting.

I. IN2023 09 – Dr. Brewer, Case Reporter

Board members reviewed the material from the Federation of State Medical Boards and following discussion, took this action:

MOTION: Made by Dr. Gaddis and seconded by Ms. Michaud with the vote, via roll call, being unanimous to offer the licensee a Consent Agreement with terms like those imposed in the other states which have taken action with this licensee.

COMPLIANCE

J. Samuel Moss, DO – Mr. Michaud, Case Reporter

AAG Wilson and Mrs. Strout noted that the Consent Agreement had been signed and the licensee provided the name of his therapist; no action necessary at this time.

II. Board Meeting Minutes/Revenue & Expense Reports

A. Board Meeting Minutes

Following review of the January & February 2023 meeting minutes, the Board took this action:

MOTION: Made by Ms. Michaud and seconded by Dr. Munroe with the vote, via roll call, being to accept the minutes of the January & February 2023 meetings, as written. Mr. Leary abstained from voting.

B. Revenue & Expense Reports¹

Board members reviewed and accepted the revenue and expense report for FY23, Period 7.

III. Other Business

A. Federation of State Medical Boards (FSMB)

- 1) **CMS Alert** – notification only; no Board action taken;
- 2) **Draft Opioid Prescribing Policy** – Board noted that comments are welcome; no action taken;
- 3) **US Senate Letter to DOJ re Licensing Boards & ADA Compliance** – Board noted the letter, but no action needed.

B. Memo re: Licensee ‘Pay it Forward’

Board members reviewed the memo from Mrs. Strout regarding a recently retired licensee, formerly under a Consent Agreement, who noted that the Board having interceded and taken the action it did save him and that should there be a licensee he could help by being a mentor, etc. in the future, he would be very happy to do so. While no action was necessary, Board members were appreciative of the feedback.

C. Affiliated Monitors Information

Board members reviewed the information; no action necessary but it will be kept on file for future reference if needed.

IV. Licensure Matters

A. Review of Permanent Licensure Applications

Following review and discussion regarding applications, the Board took these actions:

MOTION: Made by Ms. Michaud and seconded by Dr. Stringos with the vote, via roll call, being to approve the permanent licensure applications submitted by Kevin Connolly, DO; Nicholas Dickson, DO; Eliza Foster, DO; Kranthi Gouravaram, DO; Colin Grant, DO; William Hanner, DO

¹ Prepared and distributed by DAFS (Dept of Administrative & Financial Services)

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Jaclyn Israel, DO; John C. Lewis, DO; Jossie McCloud, DO; Haley Pelletier, DO; Joanna Twombly, DO; Andrew Vetter, DO and Jarrod Yates, DO. The motion carried with Mr. Leary abstaining.

Ms. Michaud noted that she plans for the Board to resume in-person meetings in April 2023.

V. Adjournment

MOTION: Made by Mr. Michaud and seconded by Dr. Stringos with the vote, via roll, call being unanimous to adjourn the meeting at 12:20 p.m.

Respectfully submitted,

Susan E Strout, Executive Secretary