

**Minutes of October 13, 2022 Board Meeting – 9:30 a.m. – 1:45 p.m.**

Members Present: Melissa Michaud, PA-C, Board Chair; John Gaddis, DO, Vice-Chair; John Brewer, DO, Board Secretary; Lisa Ryan, DO; Rebecca Vose, PA-C; Christine Munroe, DO; Peter Michaud, Public Member; Brian Gillis, DO; Gust Stringos, 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; Kristina Foote, DO; Maureen M Sturtevant, Esquire; Amanda Richards, Executive Director, Maine Osteopathic Association; Terence Gray, DO; Jennifer Riggle, 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. CR2021 40 – Dr. Ryan, Case Reporter**

Dr. Ryan provided an overview of the case and following discussion, the Board took this action:

**MOTION:** Made by Mr. Michaud and seconded by Dr. Gillis with the vote, via roll call, being unanimous to dismiss the complaint as it did not rise to a level which would warrant further Board action. The Case Reporter abstained from voting.

**B. CR2021 48 – Ms. Vose, Case Reporter**

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

**MOTION:** Made by Dr. Munroe and seconded by Dr. Brewer with the vote, via roll call, being unanimous to dismiss the complaint as it did not rise to a level which would warrant further Board action. The Case Reporter abstained from voting.

**C. CR2022 09 – Mr. Michaud, Case Reporter**

Mr. Michaud provided an overview of the case and following discussion, the Board took this action:

**MOTION:** Made by Dr. Gaddis and seconded by Dr. Gillis with the vote, via roll call, being unanimous to authorize AAG Wilson to negotiate a Consent Agreement which would include but not be limited to terms discussed (5-year term, initial 30 to 60-day suspension, continued psychiatric visits with a provider approved by the Board) by the next Board meeting. The Case Reporter abstained from voting.

**D. CR2022 23 – Dr. Brewer, Case Reporter**

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

**MOTION:** Made by Ms. Michaud and seconded by Dr. Ryan with the vote, via roll call, carrying to dismiss the complaint as it did not rise to a level which would warrant further Board action. Dr.

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Gillis and Mr. Michaud were opposed. The Case Reporter abstained from voting.

**E. CR2022 28 – Dr. Gaddis, Case Reporter**

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

**MOTION:** Made by Ms. Michaud and seconded by Mr. Michaud with the vote, via roll call, being unanimous to authorize AAG Wilson to negotiate a Consent Agreement which would include but not be limited to the terms discussed (5-year term, twice yearly reports from treatment provider and immediate notice to the Board of any relapse). The Case Reporter abstained from voting.

**F. CR2022 34 – Dr. Brewer, Case Reporter**

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

**MOTION:** Made by Dr. Gaddis and seconded by Dr. Munroe with the vote, via roll call, being unanimous to dismiss the complaint as it did not rise to a level which would warrant further Board action. The Case Reporter abstained from voting.

**G. CR2022 35 – Dr. Brewer, Case Reporter**

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

**MOTION:** Made by Dr. Munroe and seconded by Ms. Michaud with the vote, via roll call, being unanimous to dismiss the complaint as it did not rise to a level which would warrant further Board action. The Case Reporter abstained from voting.

**H. CR2022 36 – Dr. Brewer, Case Reporter**

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

**MOTION:** Made by Mr. Michaud and seconded by Dr. Stringos with the vote, via roll call, being unanimous to dismiss the complaint as it did not rise to a level which would warrant further Board action. The Case Reporter abstained from voting.

Ms. Vose was excused from the remainder of the meeting at this time.

**I. CR2022 37 – Dr. Gaddis, Case Reporter**

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

**MOTION:** Made by Dr. Ryan and seconded by Dr. Brewer with the vote, via roll call, being unanimous to dismiss the complaint as it did not rise to a level which would warrant further Board action. The Case Reporter abstained from voting.

**J. CR2022 38 – Dr. Gaddis, Case Reporter**

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

**MOTION:** Made by Dr. Brewer and seconded by Ms. Michaud with the vote, via roll call, being unanimous to dismiss the complaint as it did not rise to a level which would warrant further Board action. The Case Reporter abstained from voting, and Dr. Gillis was recused.

## **COMPLIANCE**

### **K. Elliot Gruen, DO – Dr. Brewer, Case Reporter**

Board members reviewed the monthly compliance report which indicated no concerns and reviewed a request to terminate the Consent Agreement. Following discussion, the Board took this action:

**MOTION:** Made by Ms. Michaud and seconded by Mr. Michaud with the vote, via roll call, being unanimous to require that the licensee continue to follow the terms of the Consent Agreement until such time as he has fulfilled the requirements regarding the closure of his practice.

At this time, Mr. Michaud stepped away from the meeting.

## **II. Board Meeting Minutes/Revenue & Expense Reports**

### **A. Board Meeting Minutes**

Following review of the July 14 and August 4, 2022 meeting minutes, the Board took this action:

**MOTION:** Made by Dr. Brewer and seconded by Ms. Michaud with the vote, via roll call, carrying to approve the minutes of the July 14 and August 4, 2022 meetings as written. Mr. Michaud, who had stepped away for a brief time, abstained from voting.

### **B. Revenue & Expense Reports**

Board members reviewed the reports which are created and provided by the Division of Administrative & Financial Services. No Board action was necessary,

Following a brief break, the Board members returned and resumed the meeting.

## **III. Other Business**

### **A. Draft Updates to Board Policies**

Ms. Strout noted that the updates were not quite ready and would hopefully be done in time for the November 10 meeting.

### **B. LD1858<sup>1</sup> – Workgroup Volunteers Needed**

Board members reviewed the materials provided. Mr. Michaud volunteered to represent the Board at the Workgroup meetings, to be scheduled some time in November. No Board action was necessary at this time.

## **IV. Federation of State Medical Boards**

There was no material for review at this meeting.

## **V. Licensure Matters**

### **A. Review of Proposed Changes to IMLCC<sup>2</sup> Rule Chapter 6**

Board members took note of the proposed changes, the comment period and hearing date. No Board action was taken.

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<sup>1</sup> Emergency Medical Services

<sup>2</sup> Interstate Medical Licensure Compact Commission

**B. Review of Proposed Changes to BMV<sup>3</sup> Rule Chapter 3**

Board members took note of the proposed changes, the comment period and hearing date. No Board action was taken.

Mr. Michaud suggested placing notice of the above proposed rule matters on the Board's website. Board members agreed and this will be placed on the website following the meeting.

**C. 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. Ryan with the vote, via roll call, being unanimous to approve the licensure applications submitted by Emily Anne Boone, DO; Eva Bradford, DO; Mark Doran, DO; Thomas Garbarino, DO; Deidre Heber, DO; Joseph Horner, DO; Catherine Lok, DO; Jenna Martini, DO; Elizabeth Mazzeo, DO; Lacey McIntosh, DO; Catherine Monigan, DO; Brendan Myers, DO; Matthew Supron, DO; Garima Zucker, DO; Jonathan Daly, DO and Mary Yee, DO.; Anthony Pastore, DO and Vlatka Plymale, DO

**MOTION:** Made by Ms. Michaud and seconded by Dr. Brewer with the vote, via roll call, being unanimous to table the licensure application submitted by Bryan Mosora, D.O. pending the receipt of a second reference, as required.

**MOTION:** Made by Mr. Michaud and seconded by Dr. Brewer with the vote, via roll call, being unanimous to table any action of the licensure application submitted by Regis Burlas, D.O. and to invite him to attend an Informal Conference at the November meeting.

**VI. Informal Conference – CR2022 10**

At this time, it was noted that the licensee had signed the usual and customary *Waiver to Objections* and would prefer the Informal Conference in Executive Session (as allowed by law). The Board then voted (Mr. Michaud moved, Dr. Stringos seconded w/a unanimous vote via roll call) to go into Executive Session for the following informal conference. Once again in Public Session (moved by Dr. Brewer, seconded by Ms. Michaud w/a unanimous vote via roll call), the Board took this action:

**MOTION:** Made by Mr. Michaud and seconded by Dr. Stringos with the vote, via roll call, being unanimous to dismiss the complaint as it did not rise to a level which would warrant further Board action. The original Case Reporter, Ms. McIntyre, was not longer on the Board.

**VII. Adjournment**

**MOTION:** Made by Ms. Michaud and seconded by Dr. Gaddis with the vote, via roll, call being unanimous to adjourn the meeting at 1:45 p.m.

Respectfully submitted,

Susan E Strout, Executive Secretary

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<sup>3</sup> Bureau of Motor Vehicles