

**Vermont Board of Medical Practice
Minutes of the September 5, 2007 Meeting
Gifford Medical Center, Randolph, Vermont**

Approved

1. Call to Order; Call the Roll; Acknowledge Guests

Dr. King, Vice-Chair of the Board, called the meeting to order at 12:21 p.m.

Members Present:

Russell P. Davignon, MD; Richard L. Guerrero, MD; Patricia A. King, MD, PhD; Denis J. Lamontagne DPM; Margaret Martin; John J. Murray, MD; Sharon L. Nicol; Alexander Northern; Toby Sadkin MD, Katherine A. Silta PA-C; William H. Stouch, MD; Peter Thomashow, MD; Florence Young

Others in Attendance:

James Arisman, Assistant Attorney General; Philip Ciotti, Investigator; Phil Cykon, Presiding Officer; Roberta Downes, Licensing Administrator; Dixie Henry, Assistant Attorney General; Tracy Hayes, Administrative Assistant; John Howland, Jr, Director; Margaret Vincent, Assistant Attorney General

2. Public Comment

None

3. Presentation on Patient Safety

Tricia Cummings, MS, RN, Director of Quality Improvement and Patient Safety and Deb Wilcox, RN, Patient Safety Nurse Surveyor, for the Department of Health

Handouts attached to file copy of these minutes.

The Patient Safety Surveillance and Improvement System, created by 18 V.S.A. Chapter 43A, was implemented for the purpose of improving patient safety, eliminating adverse events and supporting quality improvement efforts by hospitals. A rule currently being promulgated specifies hospital reporting requirements and establishes standards for hospital policies and procedures relating to: 1) internal reporting systems for identification, tracking and analyzing all adverse events and near misses; 2) causal analyses and corrective action plans of reportable adverse events; and 3) disclosures to patients of adverse events that result in patient death or serious bodily injury. The rule describes routine monitoring and focused compliance review procedures to ensure hospitals are in compliance with the law, and contains specific provisions relating to reporting of intentional unsafe acts.

- A public hearing was held on 8/27/07 to receive public comment on the proposed rule.
- They will continue accepting comments until 9/7/07.
- They anticipate a start date for the patient safety program of either November or December 1, 2007.

4. Approval of the Minutes of the August 1 and 15, 2007 Board Meetings

Dr. King made a motion to accept the minutes of the August 1 and 15, 2007 Board meetings. Dr. Stouch seconded the motion. The motion passed, opposed: none; abstained: none.

5. Board Matters (Dr. King)

None

6. Administrative Update (Mr. Howland)

Paula Nenninger has moved on to a position with the federal government probation and parole department. We are currently recruiting for her replacement.

Roberta Downes, Licensing Administrator joined us on September 3rd. She will take over Peggy's position. She receives her bachelors degree in paralegal studies this weekend.

7. Presentation of applications

See Appendix A.

Dr. Stouch made a motion at 12:55 p.m to go into Executive Session to discuss a confidential matter related to an application. Ms. Silta seconded the motion. The motion passed, opposed: none; abstained: none.

Open Session resumed at 12:58

8. Recess; Convene Hearing (Mr. Cykon)

Board Recessed at 12:55

Mr. Cykon convened a hearing to consider adjudicative matters before the Board.

James Arisman, AAG was present on behalf of the state to put forward the following matters:

In re: Deborah Ann Bristol, PA-C, Licensing Committee matter, Stipulation and consent order.

Dr. Murray made a motion to approve the stipulation and consent order. Ms. Silta seconded the motion. The motion passed. Opposed: none; Abstained: Patricia A. King, MD, PhD; William H. Stouch, MD; Margaret F. Martin; John J. Murray, MD; Sharon L. Nicol; Katherine A. Silta, PA-C.

In re: Richard A. Crandall III, MD, Licensing Committee matter, Stipulation and consent order.

Dr. Murray made a motion to approve the stipulation and consent order. Dr. Stouch seconded the motion. The motion passed. Opposed: none; Abstained: Patricia A. King, MD, PhD; William H. Stouch, MD; Margaret F. Martin; John J. Murray, MD; Sharon L. Nicol; Katherine A. Silta, PA-C

In re: Eric A. Pillemer, MD, Licensing Committee matter, Petition for relief of conditions of licensure

Dr. Stouch made a motion to approve the Petition for relief of conditions of licensure. Dr. Davignon seconded the motion. The motion passed. Opposed: none; Abstained: Patricia A. King, MD, PhD; William H. Stouch, MD; Margaret F. Martin; John J. Murray, MD; Sharon L. Nicol; Katherine A. Silta, PA-C; Dr. Guerrero, MD

In re: Gene W. Wu, MD, MPS 65-0603, Petition for relief of conditions of licensure.

Dr. King made a motion to approve the Petition for relief of conditions of licensure. Ms. Silta seconded the motion. The motion passed. Opposed: none; Abstained: John J. Murray, MD; Russell P. Davignon, MD; Peter Thomashow, MD; Florence Young.

The hearing concluded and the Board resumed its meeting.

9. Executive Session to Discuss Investigative Matters

Dr. Stouch made a motion at 1:25 p.m to go into Executive Session to discuss confidential matters related to investigations. Dr. Murray seconded the motion. The motion passed, opposed: none; abstained: none.

9. Open Session

Open session resumed at 2:17 p.m.

Ms. Silta, South Investigative Committee, moved to close
MPS 64-0407
MPS 88-0606

MPS 102-0707

MPS 171-1106

Seconded: Dr. Murray. Passed, opposed: none. Abstained: Dr. King MPS 64-0407; Dr. Stouch MPS 102-0707

Dr. Murray, Central Investigative Committee, moved to close

MPC 71-0407

MPC 70-0407

MPC 107-0707

MPC 52-0307

MPC 51-0307

Seconded: Dr. Davignon. Passed, opposed: none. Abstained: Dr. Stouch MPC 107-0707.

Dr. King, North Investigative Committee, moved to close

MPN 98-0706

MPN 82-0507

Seconded: Dr. Guerrero. Passed, opposed: none. Abstained: None.

10. Next meetings

Upcoming meetings

- October 3, 2007, Licensing Committee meeting, 10:30 a.m. Gifford Medical Center, Randolph,
- October 3, 2007, Board meeting, 12:00 p.m. Gifford Medical Center, Randolph,
- October 11, 2007, North Investigative Committee Meeting, 12 p.m., Stanley Hall, State office Complex, Waterbury
- October 12, 2007, Central Investigative Committee Meeting, 12 p.m, Pavilion Building 4th Floor Conference Room, Montpelier
- October 17, 2007, Board meeting on pending applications, 12:10 p.m., teleconference meeting, with public access at the Board offices, 101 Cherry Street, Burlington
- October 17, 2007, South Investigative Committee Meeting, 12:20 p.m., Asa Bloomer Building, Rutland

11. Any Other Business

Dr. King asked for volunteers to do video interviews. Please let either Ms. Hayes or Dr. King if you are available to do this.

Dr. Guerrero's last day with the board will be October 3rd, 2007. He is taking the position as chair of the board at Southwestern Medical Center.

12. Break

Break at 12:21

Resumed open meeting at 2:55

13. Recess; Convene Hearing (Mr. Cykon)

Board Recessed at 2:55

Mr. Cykon convened a hearing to consider adjudicative matters before the Board.

In re: Jane L. Waterman, MD, MPN 123-0807, Cessation of Practice Agreement.

Tristram Coffin, Esq was present to represent Dr. Waterman and Margaret Vincent, AAG was present to represent the State.

Dr. Murray made a motion to approve the stipulation and consent order. Dr. Davignon seconded the motion. The motion passed. Opposed: none; Abstained: Patricia A. King, MD, PhD; William H. Stouch, MD; Denis J. LaMontagne, DPM; ; Toby Sadkin, MD; Sharon L. Nicol; Alexander Northern

The hearing concluded and the Board resumed its meeting.

14. Adjournment

Dr. Murray made a motion to adjourn. Dr. Davignon seconded the motion. The vote was all in favor, opposed: none, abstained: none.

Adjourned at 3:08 p.m.

Respectfully submitted,


Tracy Hayes, Administrative Assistant

Attachments

Appendix A

Presentation of Applications (Recommendations were in the form of motions by the member making the recommendation)

Dr. Davignon reported on interviews with
Patricia Barnes, MD
Lawrence Bub, MD
Thomas Pettinger, MD
Shailendri Philip, MD
Christopher Reynolds, MD
Derek Vines, MD

Recommended for physician licensure

Seconded by Mr. Murray, passed, opposed: none, abstained: none

Dr. Guerrero reported on interviews conducted with
Nauman Ahmad, MD
Frederick Barry, MD

Recommended for physician licensure

Seconded by Dr. Murray, passed, opposed: none, abstained: none

Dr. Murray reported on an interview with
Seth Frenzen, MD

Recommended for physician licensure

Seconded by Dr. Thomashow, passed, opposed: none, abstained: none

Dr. King reported on interviews with
Heather Bradeen, MD
Ilona Hertz, MD
Avinash Jadhav, MD
Renee Stapleton, MD

Recommended for physician licensure

Seconded by Dr. Stouch, passed, opposed: none, abstained: none

Dr. Stouch reported on an interview with
Sarah Lilly, MD

Recommended for physician licensure

Seconded by Ms. Silta, passed, opposed: none, abstained: none

Dr. Thomashow reported on an interview with
Jennifer Keller, MD

Recommended for physician licensure

Seconded by Dr. Stouch, passed, opposed: none, abstained: none

Ms. Silta reported on interviews conducted with
Katherine Macko, PA-C

Amelia Sereen PA-C

Recommended for physician assistant certification

Seconded by Dr. Sadkin, passed, opposed: none, abstained: none

Dr. King moved on limited temporary licenses for

Emily Cohen, MD

Keith Duffy, MD

Rusty Ellis, MD

Recia Frenn, MD

Daniel Koo, MD

Amy Maddalena, MD

Amr Moussa, MD

Shaurin Patel, MD

Bing Wu, MD

Recommended for physician licensure

Seconded by Dr. Murray, passed, opposed: none, abstained: none

Dr. King, Chair, Licensing Committee, made a motion to accept the withdrawal of applications for Harvey Insler, MD and Jeff McGlone, MD. Seconded by Dr. Murray, The vote was all in favor. Opposed: none, abstained: none.