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2 STATE OF ALASKA  
3 DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT  
4 DIVISION OF CORPORATIONS, BUSINESS, AND PROFESSIONAL LICENSING  
5 STATE MEDICAL BOARD

6  
7 July 24 - 25, 2008

8  
9 MINUTES OF MEETING

10  
11 By authority of AS 08.01.070(2) and in compliance with the provisions of AS 44.62, a scheduled meeting  
12 of the Alaska State Medical Board was held on Thursday and Friday, July 24 - 25, 2008, in the Eagle  
13 Conference Room, Kanakanak Hospital, Dillingham, Alaska.

14  
15 **Thursday, July 24, 2008**

16  
17 **Call to Order**

18  
19 The meeting was called to order at 9:05 am.

20  
21 **Roll Call**

22  
23 Present were: Jean M. Tsigonis, Chair William Resinger, MD  
24 John S. Cullen, MD Lawrence W. Stinson, Jr., MD  
25 Edward A Hall, PA-C Michael J. Tauriainen  
26 Nancy Puckett

27  
28 Dr. Head was not yet present but was expected.

29  
30 Staff Members present were Leslie Gallant, the board's executive administrator and Licensing Examiner  
31 Linda Sherwood.

32  
33 **Announcements**

34  
35 Additional late items for the board's consideration were distributed to be included in the meeting  
36 agenda as possible.

37  
38 **AGENDA ITEMS**

39  
40 **Agenda Item 1- Tab A In the Matter of Case No. 2800-08-007**

41  
42 The board reviewed Dr. Sean Casey's case where he failed to report to the board the settlement of a  
43 malpractice case as required by law.

44  
45 **MOTION HALL moved to approve the consent agreement as signed by Dr. Casey.**  
46 **2<sup>nd</sup> RESINGER**  
47 **VOTE 7 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson, Tauriainen)**  
48 **0 Nay votes**  
49 **0 Abstentions**

50  
51 \* \* \* \* \*

52  
53 **Agenda Item 1 - Tab B In the Matter of Case No. 2806-07-001**

54  
55 Ms. Gallant advised the board that this case involves unlicensed practice by physician assistant Tracie  
56 Rieker for a period of four months and two weeks while under the supervision of Dr. Lynn Hornbein. She

1 also pointed out that the civil fine negotiated by the assistant attorney general is not consistent with  
2 past similar cases.

3  
4 Mr. Tauriainen moved to adopt the consent agreement as written. The motion failed for lack of a  
5 second.

6  
7 **MOTION** HALL moved to approve the consent agreement with physician assistant Tracie  
8 Rieker but to amend the amount of the civil fine to \$3,000 with \$1,500 suspended.  
9 **2<sup>nd</sup>** PUCKETT  
10 **VOTE** 6 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson)  
11 1 Nay votes (Tauriainen)  
12 0 Abstentions

13  
14 \* \* \* \* \*

15  
16 **Agenda Item 3 Malpractice Case Review**

17  
18 Tab E Case No. 1

19  
20 **MOTION** HALL moved to take no further action regarding Case No. 1.  
21 **2<sup>nd</sup>** CULLEN  
22 **VOTE** 7 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson, Tauriainen)  
23 0 Nay votes  
24 0 Abstentions

25  
26 Tab F Case No. 2

27  
28 **MOTION** HALL moved to take no further action regarding Case No. 2.  
29 **2<sup>nd</sup>** STINSON  
30 **VOTE** 7 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson, Tauriainen)  
31 0 Nay votes  
32 0 Abstentions

33  
34 Tab G Case No. 3

35  
36 **MOTION** HALL moved to take no further action regarding Case No. 3.  
37 **2<sup>nd</sup>** CULLEN  
38 **VOTE** 7 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson, Tauriainen)  
39 0 Nay votes  
40 0 Abstentions

41  
42 Tab H Case No. 4

43  
44 **MOTION** CULLEN moved to take no further action regarding Case No. 4.  
45 **2<sup>nd</sup>** STINSON  
46 **VOTE** 7 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson, Tauriainen)  
47 0 Nay votes  
48 0 Abstentions

49  
50 Tab I Case No. 5

51  
52 **MOTION** CULLEN moved to take no further action regarding Case No. 5.  
53 **2<sup>nd</sup>** HALL  
54 **VOTE** 7 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson, Tauriainen)  
55 0 Nay votes  
56 0 Abstentions  
57



1 Dr. Head joined the meeting just as the board was going into executive session at 9:58 am.

2  
3 Off the record at 9:58 am; on the record at 10:10 am.

4  
5 Off the record at 10:11 am; on the record at 10:18 am.

6  
7 \* \* \* \* \*

8  
9 **Agenda Item 2 – Tab C In the Matter of Case Nos. 2800-05-056, et. al.**

10  
11 Dr. Kohler was present at this time during the meeting.

12  
13 Dr. Stinson recused himself from the board’s discussion of this matter and left the room.

14  
15 Ms. Gallant advised the board that the documents in the book included the administrative law judge’s  
16 proposed decision and order, a proposal for action from the state, and a proposal for action from Dr.  
17 Kohler. She also advised the board that Dr. Kohler was present and if the board allowed him to speak  
18 to the case, it must also allow the state’s assistant attorney general equal time to speak. She further  
19 advised the board that Judge Howard was available via telephone if the board had any legal  
20 questions to discuss or if they wished to deliberate with her present via telephone.

21  
22 **MOTION HALL moved that in accordance with the provisions of AS 44.62.310(c)(2) the**  
23 **board go into executive session for the purpose of discussing the proposed**  
24 **decision in the matter of Erik P. Kohler, MD.**

25 **2<sup>nd</sup>**  
26 **VOTE TAURIAINEN**  
27 **7 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson, Tauriainen)**  
28 **0 Nay votes**  
29 **0 Abstentions**

30 Off the record at 10:29 am; on the record at 11:02 am.

31  
32 **MOTION HALL moved to adopt the proposed decision option 2 and order that includes a**  
33 **fine of \$2,500 and to modify the order by adding the following reprimand**  
34 **language into the document:**

35 **“In Alaska, the Board expects that applicants will be forthright in their to**  
36 **responses to questions relating to their investigative history. The issuance**  
37 **of a license to practice medicine in Alaska is based in part on the veracity**  
38 **of the applicant, and without full and truthful disclosure, it is not possible**  
39 **for the board to adequately perform its function of protecting public**  
40 **safety. Your failure to truthfully answer questions pertaining to your**  
41 **investigative history on both your initial application and your renewal**  
42 **application detracts from your professionalism. You are expected to be**  
43 **totally forthcoming in all your future dealings with this Board in relation to**  
44 **your practice of medicine in Alaska.”**

45 **2<sup>nd</sup>**  
46 **VOTE PUCKETT**  
47 **7 Yea votes (Tsigonis, Cullen, Hall, Head, Puckett, Resinger, Tauriainen)**  
48 **0 Nay votes**  
49 **1 Abstentions (Stinson)**

50 Dr. Head advised that the only reason he was voting ‘yes’ on this action was that he does not want the  
51 words “deceit” or “fraud” to appear in any report to the National Practitioners Data Bank about this.  
52 He did not believe that there was deceit or fraud involved in this case and he did not want that  
53 language to appear anywhere.

54  
55 Mr. Hall agreed that the explicit wording be included on the record.

56  
57 Dr. Stinson re-joined the meeting.

\* \* \* \* \*

**Agenda Item 4 Board Discussion: Certified Medical Assistants' Scope of Practice**

Nancy Sanders with the Board of Nursing joined the meeting via telephone for this discussion. With her was Cathy Giessel, chair, Board of Nursing.

Ms. Gallant explained that the medical board's staff has received numerous contact asking about what tasks may be appropriately delegated to CMAs. The board is being asked to discuss what sorts of tasks may be delegated to CMAs. Included in the board books is a copy of the curriculum for the CMA program from the University of Alaska. Also, the board of nursing's regulations regarding delegation of tasks to others are included.

Mr. Hall reported to the board that he attended the Board of Nursing meeting when this issue was discussed. He reported there were individuals at the BON meeting who expressed their opinions and concerns, primarily regarding delegation to CMAs and allowing CMAs to perform injections. Some of the people testifying at the Board of Nursing meeting were concerned because under their laws, they cannot delegate such tasks to CMAs. There were people there who were requesting that the BON change their law to allow for the delegation of tasks to CMAs. He reported that the attendees all reported that they had never had a CMA make an error. He also advised that part of the discussion was that CMAs should be regulated in some way. The Board of Nursing believes that the medical board should be the entity that regulates CMAs.

Dr. Cullen advised that he uses CMAs in their clinic in Valdez and that there is the understanding that he is responsible for their work.

Nancy Sanders advised that nurses cannot delegate tasks, such as injections, to an unlicensed person such as a CMA.

Dr. Head pointed out that the medical board cannot change the board of nursing's laws.

Ms. Sanders stated that the issue for the board of nursing is that they believe the medical board should regulate medical assistants.

Dr. Cullen was concerned that it would be a fairly large task [for the medical board to regulate CMAs].

Dr. Head felt that the position of a CMA is much closer [in terms of duties and responsibilities] to a nurse than a physician or mid-level or paramedic. It seems like a real reach for the medical board to regulate [CMAs] and that it would be more in the board of nursing's realm.

Ms. Sanders advised that the board of nursing believes that medical assistants are really working at the pleasure of the doctor as far as what tasks may be delegated. There are only two nursing boards in the country that regulate CMAs. Some are regulated through their medical boards and some are regulated through other health and social services agencies.

We have no idea how many CMAs are working in Alaska because they are not regulated. We cannot even tell what level of education they have and what tasks they are performing.

Mr. Hall reported that Ms. Shelly Hughes with the Alaska Primary Care Association reported that that organization is opposed to the regulation of medical assistants because it would interfere with the access to care.

Mr. Tauriainen believes things should be kept as they are.

1 Dr. Tsigonis said that at her clinic, nurses supervise the activities of medical assistants where they have  
2 been given very minor duties.

3  
4 Dr. Stinson agreed that the responsibility will ultimately fall back on the person with the license.

5  
6 Ms. Sanders stated that someone called recently and asked if they could delegate triage to a CMA.  
7 While nurses can delegate tasks to CMAs, the area of the biggest problem is if ANPs can delegate  
8 giving injections. The board of nursing is continuing to take testimony on this issue. She also received a  
9 call from someone who wanted to file a complaint against a CMA; where should they do that?

10  
11 Dr. Head advised that the complaint should be filed with the facility where the individual works.

12  
13 Ms. Sanders responded that the individual may want to go to a higher level than the clinic or employer.

14  
15 Dr. Head replied that the complaint would go to the board that governs the individual who is  
16 supervising the CMA, whether it would be the board of nursing or the medical board.

17  
18 Ms. Gallant noted out that many medical assistants are not certified by the national certifying body.

19  
20 Dr. Head stated that it is good to look at this issue but the medical board is not prepared at this time to  
21 take on the responsibility of licensing CMAs.

22  
23 Dr. Cullen felt that it might be helpful to help doctors understand their responsibilities in working with  
24 CMAs.

25  
26 \* \* \* \* \*

27  
28 **Agenda Item 7 – Tab M** **In the Matter of Randolph R. Boespflug, MD**

29  
30 The board reviewed Dr. Boespflug’s application file and his history with the Alaska board.

31  
32 The Oregon board requested he undergo evaluation by CPEP and recommendations were made from  
33 that evaluation that provided for some limited monitoring. He has satisfactorily completed all the  
34 requirements the Oregon board placed on his license. They have restored his license to free and  
35 unrestricted status.

36  
37 **MOTION** **HEAD moved to grant an unrestricted license to Dr. Randolph Boespflug.**  
38 **2<sup>nd</sup>** **HALL**  
39 **VOTE** **8 Yea votes (Tsigonis, Cullen, Hall, Head, Puckett, Resinger, Stinson, Tauriainen)**  
40 **0 Nay votes**  
41 **0 Abstentions**

42  
43 \* \* \* \* \*

44  
45 **Agenda Item 7 – Tab N** **In the Matter of Matthew J. Morrison, PA-C**

46  
47 The board members reviewed Mr. Morrison’s file and expressed concerns about the information  
48 contained there.

49  
50 Dr. Breffeilh originally reviewed this file and requested additional information. Dr. Head agreed that  
51 what the applicant did provide was alarming. He felt the board had no other choice but to deny him.

52  
53 **MOTION** **HEAD moved to deny Matthew Morrison’s application for a license based on**  
54 **violations of AS 08.64.240(b), AS 08.64.326(A)(7), 12 AAC 40.490(2) and (7), AND**  
55 **12 AAC 40.967(2)(A).**  
56 **2<sup>nd</sup>** **HALL**  
57 **VOTE** **8 Yea votes (Tsigonis, Cullen, Hall, Head, Puckett, Resinger, Stinson, Tauriainen)**

1                                   0 Nay votes  
2                                   0 Abstentions

3  
4                                   \* \* \* \* \*

5  
6 Agenda Item 5                                   In the Matter of Claudette A. Zaremba, MD

7  
8 Ms. Gallant explained that there are two aspects to this case. Dr. Zaremba was not aware of the  
9 request for suspension. She was originally requested to appear before the board at the April meeting  
10 [see minutes from October 2007 meeting]. She did not appear at that meeting due to a  
11 misunderstanding about the date of the meeting. Dr. Head approved her appearing at the July  
12 meeting instead but she advised that she was having hip surgery and could not attend. Since the  
13 Alaska license was issued, the Colorado board ordered her to undergo an evaluation. She failed to  
14 comply with that order so the Colorado board suspended her license in that state. There were several  
15 issues with her initial application and that is why she was placed under an agreement.

16  
17 Dr. Head stated that the board was trying to be kind to her at the October meeting because she said  
18 she had a job at SEARHC. The board did not want such "heavy" language in the agreement that  
19 would cause her to lose her job with SEARHC. But that job has fallen through since then.

20  
21 Dr. Cullen asked what caused the Colorado board to suspend her.

22  
23 Ms. Gallant advised that when Dr. Zaremba applied for the Alaska license, it was found that there were  
24 a number of issues that were not as they were represented to the board. While attempting to confirm  
25 with the Colorado board events that occurred in that state, it was discovered that she had not notified  
26 that board of her arrest and conviction in that state. The issue in Colorado was that she had submitted  
27 a renewal form there and did not inform them of her criminal conviction. Our contact prompted them  
28 to open a case on her failure to advise them of those events in her renewal. As a result of that initial  
29 inquiry, they ordered her to undergo an evaluation. She did not complete the evaluation and the  
30 Colorado board suspended her for her failure to comply with their board order. The Colorado board  
31 has confirmed that they have not received a report from the Colorado Physician Health Program. Dr.  
32 Zaremba advised in an email that she did do the evaluation and that her California license has been  
33 suspended as a result of the Colorado action.

34  
35 Dr. Head advised that the board was concerned about her at the October meeting and that is why  
36 they requested that she appear at the April meeting. When she did not show for the April meeting, he  
37 gave permission to have her appear at the July meeting. He wanted to have more history behind her  
38 suspension in Colorado.

39  
40 Dr Tsigonis asked if the board could call her. Ms. Gallant advised that she had a telephone number and  
41 it was up to the board if it wished to speak with her. Dr. Head did not feel that board would have more  
42 information by talking with her.

43  
44 Ms. Gallant advised that the approach the board has taken in the past with regard to violations that  
45 occur in other jurisdictions, is that if the violation were against the law in Alaska as well as the other  
46 state, the Alaska board would piggy-back.

47  
48 Dr. Head was uncomfortable with suspending Dr. Zaremba without additional information regarding the  
49 Colorado matter.

50  
51 Mr. Rick Younkins, Chief Investigator, joined the meeting via teleconference. He advised that the  
52 Colorado confirmed that Dr. Zaremba had not complied with that board's order to undergo evaluation  
53 or provide any additional information to the Colorado board. He confirmed that this was a psychiatric  
54 evaluation.  
55

1 Ms. Gallant directed the board's attention to the request for suspension that cites AS 08.64.331(e) and  
2 paragraphs C and D of her agreement regarding the violation of laws. Under the advice of counsel,  
3 the Division is bringing this matter to the board to exercise these clauses.  
4

5 Dr. Head read from the Colorado action that the Colorado board felt she could not practice with  
6 reasonable skill and safety. She was ordered to be evaluated on February 11, 2008. By April 17, 2008  
7 she had still not complied.  
8

9 Mr. Tauriainen was still uncomfortable with this action without knowing more from Colorado.  
10

11 Drs. Cullen and Stinson felt that it was not necessary to know more about that because she has had  
12 ample time to comply with the Colorado order and has failed to do so. They were concerned about  
13 the patterns of behavior she has demonstrated.  
14

15	<b>MOTION</b>	<b>HEAD moved to approve the Division's request for the suspension of license for Dr. Claudette Zaremba based on AS 08.64.331(e) and 08.64.326(a)(7).</b>
16		
17	<b>2<sup>nd</sup></b>	<b>PUCKETT</b>
18	<b>VOTE</b>	<b>8 Yea votes (Tsigonis, Cullen, Hall, Head, Puckett, Resinger, Stinson, Tauriainen)</b>
19		<b>0 Nay votes</b>
20		<b>0 Abstentions</b>
21		
22		

23 Off the record at 12:11 pm; on the record at 1:03 pm.  
24

25 \* \* \* \* \*

26  
27 New Agenda Item                      Nomination to the Trauma System Review Committee  
28

29	<b>MOTION</b>	<b>HEAD moved to approve Ian Neilson, MD, as a member of the trauma system review committee.</b>
30		
31	<b>2<sup>nd</sup></b>	<b>HALL</b>
32	<b>VOTE</b>	<b>8 Yea votes (Tsigonis, Cullen, Hall, Head, Puckett, Resinger, Stinson, Tauriainen)</b>
33		<b>0 Nay votes</b>
34		<b>0 Abstentions</b>
35		

36 \* \* \* \* \*

37  
38 Agenda Item 9                      In the Matter of Kevin Tomera, MD  
39

40 JoAnna Williamson, probation monitor, joined the meeting via telephone to discuss Dr. Tomera's case.  
41 With her was Chief Investigator Rick Younkins.  
42

43 The board reviewed the email and correspondence between Ms. Williamson and Mrs. Sanders, Dr.  
44 Tomera's attorney. Ms. Williamson reported that the issues she has been having are documented in her  
45 report under tab T in the board book. She reported that the reports from the psychiatrist are lacking any  
46 real information regarding Dr. Tomera. They basically simply say that Dr. Tomera appeared for his  
47 appointments. Also, the reports are often late and she must request them. She advised that she  
48 notified Dr. Tomera's attorney that she would no longer remind his physicians that they must submit their  
49 reports.  
50

51 Dr. Head suggested that a letter be sent to Dr. Tomera pointing out that he is out of compliance with his  
52 memorandum of agreement which could lead to immediate suspension and urge him to quickly  
53 become into compliance, remain in compliance and follow all terms and conditions of the  
54 memorandum of agreement. And, that is his responsibility to be in compliance and not that of his  
55 attorney or anyone else.  
56



1 Ms. Williamson confirmed that she still does not have the psychologist's report that was due the first of  
2 July. She confirmed that the reports are due the first day of the month in which the board meets  
3 [January, April, July, and October].  
4

5 The board directed Ms. Williamson to write a letter to Dr. Tomera and his attorney cautioning him to  
6 carefully adhere to the requirements of the consent agreement. Dr. Tsigonis also asked that the letter  
7 include instructions to Dr. Tomera that the board needs a narrative descriptive from his treating  
8 physicians as part of their quarterly reports.  
9

10 Dr. Head suggested that the letter include that the board discussed his noncompliance at the July 24,  
11 2008 meeting and directed the letter be written because they are gravely concerned. Dr. Tomera  
12 knows that the board has suspended licenses for exactly this sort of issue.  
13

14 Board members discussed their interpretation of paragraph E that requires supervising physician chart  
15 reviews and supervising physician reports to the board. It was determined that it was an oversight that  
16 there is no requirement for the practice monitor to provide reports to the board.  
17

18 Ms. Gallant asked how Dr. Tomera's work hours are being monitored. Ms. Williamson stated that the  
19 reports from practice monitor state that Dr. Tomera is in compliance with the MOA. She advised that  
20 the only hours she has documents are from the hospital. The board wants to know how many hours  
21 each day Dr. Tomera has worked in the office with any personal patient information blacked out. This  
22 can be accomplished through the patient schedule log and the surgery scheduled, again with patient  
23 names blacked out. The board wishes to know what types of work he is doing and how many hours for  
24 each type of work [office hours and surgery hours].  
25

26 **MOTION** **HALL moved that in accordance with AS 44.62.310(c)(2), the board go into**  
27 **executive session for the purpose of discussing the matter of Dr. Kevin Tomera.**  
28 **2<sup>nd</sup>** **TAURIAINEN**  
29 **VOTE** **8 Yea votes (Tsigonis, Cullen, Hall, Head, Puckett, Resinger, Stinson, Tauriainen)**  
30 **0 Nay votes**  
31 **0 Abstentions**  
32

33 Off the record at 1:40 pm; on the record at 1:52 pm.  
34

35 Dr. Tsigonis stated that the board is requesting that Dr. Tomera supply records documenting hours of  
36 work in both the office, hospital, and his regular psychiatric evaluations and to let the board know if he  
37 is out of compliance with his agreement. The board wishes to let him know that if he is not in  
38 compliance, the board's next step would be to suspend his license.  
39

40 **MOTION** **HEAD moved to approve Dr. Cates as Dr. Tomera's medical physician.**  
41 **2<sup>ND</sup>** **TAURIAINEN**  
42 **VOTE** **8 Yea votes (Tsigonis, Cullen, Hall, Head, Puckett, Resinger, Stinson, Tauriainen)**  
43 **0 Nay votes**  
44 **0 Abstentions**  
45

46 \* \* \* \* \*

47  
48 **Agenda Item 6** **Full Board Interview – James V. March, MD**  
49

50 Dr. Tsigonis offered Dr. March to go into executive session to discuss his application; Dr. March declined.  
51

52 The board reviewed Dr. March's application that included some 'yes' responses. He was evaluated by  
53 the Colorado Physician Health Program (based on an anonymous letter sent to one of his hospitals). Dr.  
54 Head reviewed the file and requested the full board interview.  
55

1 Dr. March discussed with the board the events that occurred in 2006 and the steps that he has taken to  
2 remedy them since that time. He confirmed to Dr. Head that alcohol was a factor in the problems he  
3 had then but that he no longer drinks alcohol at all.

4  
5 Dr. March advised that he will be working in Fairbanks with three of his former friends and partners from  
6 the states.

7  
8 Dr. March was urged to contact the Colorado board and advise them of the events that occurred in  
9 2006 and since then.

10  
11 **MOTION** **HEAD moved to grant an unrestricted license to Dr. James V. March.**  
12 **2<sup>nd</sup>** **HALL**  
13 **VOTE** **8 Yea votes (Tsigonis, Cullen, Hall, Head, Puckett, Resinger, Stinson, Tauriainen)**  
14 **0 Nay votes**  
15 **0 Abstentions**

16  
17 \* \* \* \* \*

18  
19 **Agenda Item 10** **In the Matter of Bret L. Mason, DO**

20  
21 Ms. Gallant confirmed that Dr. Mason has been very much in compliance with the terms of his  
22 agreement. He has been very cooperative and cordial to the staff in his dealings with them.

23  
24 **MOTION** **HEAD moved to remove the physician quarterly reporting requirement from Dr.**  
25 **Bret Mason's memorandum of agreement.**  
26 **2<sup>nd</sup>** **HALL**  
27 **VOTE** **8 Yea votes (Tsigonis, Cullen, Hall, Head, Puckett, Resinger, Stinson, Tauriainen)**  
28 **0 Nay votes**  
29 **0 Abstentions**

30  
31 \* \* \* \* \*

32  
33 **Agenda Item 7 - Tab L** **License Application Review - David Hernandez, PA-C**

34  
35 Several unsuccessful attempts were made to connect Mr. Hernandez to the meeting.

36  
37 The board discussed his application and his collaborative plans to work at a remote location. Ms.  
38 Gallant has discussed these issues with Mr. Hernandez and he is aware of areas that will be of concern  
39 to the board.

40  
41 **MOTION** **HEAD moved to draft a memorandum of agreement for Mr. Hernandez that**  
42 **includes a prohibition against remote practice, that he attend AA meetings,**  
43 **maintain his sobriety including permanent and total abstinence, and that he**  
44 **continue with treatment for depression with an approved treatment provider in**  
45 **Alaska with quarterly reports to the board to coincide with the board meetings.**  
46 **2<sup>nd</sup>** **CULLEN**  
47 **VOTE** **8 Yea votes (Tsigonis, Cullen, Hall, Head, Puckett, Resinger, Stinson, Tauriainen)**  
48 **0 Nay votes**  
49 **0 Abstentions**

50  
51 Ms. Gallant noted that this would be a non-disciplinary consent agreement.

52  
53 \* \* \* \* \*

54  
55 **Agenda Item 8** **In the Matter of Samuel H. Schurig, DO**

1 Dr. Schurig was present to meet with the board. He is requesting the board make a change to his  
2 current memorandum of agreement.

3  
4 Ms. Gallant briefly explained Dr. Schurig's history with the board. The board's meeting books contain  
5 the background information behind Dr. Schurig's case.

6  
7 Dr. Tsigonis offered to Dr. Schurig to go into executive session; Dr. Schurig indicated he was fine with  
8 having his case discussed in open session. He explained that he has been working with Dr. Andreassen  
9 in Delta Junction and is very grateful to him for allowing him to work there. He noted that it has been  
10 very difficult to meet the board's requirement to have another physician on the premises when he  
11 practices. He advised that job has come to an end now. Also, the clinic saw many military folks on  
12 active duty and he was ineligible to care for them because Tricare would not accept him with the  
13 memorandum of agreement.

14  
15 Dr. Schurig has been seeking other employment opportunities and has accepted a position in Kenai  
16 with Drs. Hall and Carlson. He would like the board to consider releasing him from the requirement of  
17 having another physician present while he practices. Also, he advised that the secondary issue is that  
18 the other physicians [with whom he is seeking employment] are concerned about having to post a  
19 plaque in the waiting room that states that a chaperone is required for female patients.

20  
21 Investigators Younkins and Williamson were connected to the meeting via telephone.

22  
23 Dr. Head asked if there were any actions or complaints against Drs. Carlson and Hall.

24  
25 The investigators were looking up that information on the computer.

26  
27 Dr. Tsigonis asked Dr. Schurig how he was dealing with boundary issues.

28  
29 Dr. Schurig replied that it is a religion with him now. Prior to the events that occurred, he did not have a  
30 sense of boundaries. He is now very much aware of boundaries and he is very strict about them. He  
31 stated that even if the sign regarding a chaperone were removed, he would always require one.

32  
33 Ms. Gallant reminded the board that, historically, every individual who has come before the board for  
34 sexual misconduct has been required to post such a sign. It is a standard requirement that does not get  
35 removed. It is a caution to the public; it is a safety issue for the public. Dr. Schurig's violation involved a  
36 patient.

37  
38 Dr. Tsigonis asked if having the sign posted [in Delta Junction] stopped female patients from seeing him.  
39 Dr. Schurig responded that he had female patients and that the sign did not prevent them from seeing  
40 him. He felt [the sign] was a "bigger deal" to some of his potential employers than it was to him  
41 personally. He accepted it as part of the situation.

42  
43 Ms. Gallant pointed out that the violations involving Dr. Schurig are among the most serious violations a  
44 physician can commit. There are issues of misconduct with a patient, issues of prescribing violations,  
45 overprescribing.

46  
47 Dr. Schurig stated that he became aware that he had some serious mental health issues during that  
48 time. He had lapses in judgment that were outstanding and he was unaware of how badly his mental  
49 status had deteriorated and he was under a tremendous amount of stress. He stated he just wasn't  
50 thinking right.

51  
52 Dr. Tsigonis expressed her concerns about removing the on-site supervision requirements but she is  
53 pleased that he is back to work.

54  
55 Dr. Head advised that he too was not sure what was being accomplished by having the constant on-  
56 site supervision requirement.

1 Ms. Gallant pointed out that the agreement was signed only less than a year earlier. She was  
2 concerned about putting requirements in place and then removing them after less than a year. Part of  
3 Dr. Schurig's problems resulted during the time he was in private practice with no oversight. Had there  
4 been other professionals around him at the time, they could have helped him stay focused on good  
5 medical practice.

6  
7 Dr. Cullen stated that Dr. Schurig should probably not be in practice in small communities where  
8 boundaries come up all the time.

9  
10 Dr. Schurig described the sort of practice he hoped to work with in the Kenai/Soldotna area were there  
11 would always be some staff present though not always a doctor.

12  
13 Ms. Gallant expressed her discomfort with that since the other office staff, nurses, physician assistants,  
14 front desk clerks, etc., are all subordinate personnel to him.

15  
16 Mr. Tauriainen felt that there was some room to relax some of the requirements on Dr. Schurig. He would  
17 be comfortable with not having a physician present all the time.

18  
19 The board reviewed when the memorandum of agreement was executed.

20  
21 Dr. Schurig asked when it would be an appropriate time for him to request modifications to the MOA.

22  
23 Dr. Head advised that in the years he has been on the board, he has very seldom seen the board make  
24 any modifications to an agreement after less than one year in effect, or even in less than two years.  
25 Much depends on the severity of the violations involved.

26  
27 **MOTION** **HALL moved to keep the memorandum of agreement in tact is it currently is and**  
28 **to make no modifications.**

29 **2<sup>nd</sup>** **CULLEN**  
30 **VOTE** **6 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson)**  
31 **2 Nay votes (Head, Tauriainen)**  
32 **0 Abstentions**

33  
34 **MOTION** **HEAD moved to approve Drs. Hall and Carlson as supervising physicians.**

35 **2<sup>nd</sup>** **TAURIAINEN**  
36 **VOTE** **8 Yea votes (Tsigonis, Cullen, Hall, Head, Puckett, Resinger, Stinson, Tauriainen)**  
37 **0 Nay votes**  
38 **0 Abstentions**

39  
40 **MOTION** **HEAD moved to approve Dr. Byron Perkins as a supervising physician.**

41 **2<sup>nd</sup>** **TAURIAINEN**  
42 **VOTE** **8 Yea votes (Tsigonis, Cullen, Hall, Head, Puckett, Resinger, Stinson, Tauriainen)**  
43 **0 Nay votes**  
44 **0 Abstentions**

45  
46 Off the record at 3:03 pm; on the record at 3:12 pm.

47  
48 \* \* \* \* \*

49  
50 **Agenda Item 11** **In the Matter of John A. J. Winczura, PA-C**

51  
52 Mr. Winczura joined the meeting via telephone.

53  
54 Mr. Winczura advised that he is trying to start his own business which would involve providing medical  
55 care through house calls to patients' homes. He felt that there was no sense in his submitting paperwork  
56 for a new collaborative plan if the board will not approve it. He wished to discuss with the board at this  
57 meeting some sort of compromise that the board is willing to accept as a collaborative plan for him. In

1 the past, he has asked for certain changes to the memorandum of agreement and the board has  
2 denied them. Rather than him requesting anything specific at this time, he offered the board the  
3 opportunity to tell him how he can make this work. He has mentioned to the board in the past that he  
4 is a disabled person legally because of his alcoholism so the state has an obligation to provide some  
5 sort of reasonable accommodation for his licensing. The board has seen fit to ignore this. At this time,  
6 he would like the board to tell him what the board is willing to accept as a compromise for him to start  
7 his business as a physician assistant working in the Anchorage area doing house call medicine, such as  
8 seeing patients in hotels, motels, office buildings, their own homes, places other than a regular office.  
9

10 Mr. Tauriainen asked what kind of patients he expected to treat and what the need is. He stated that  
11 making house calls seemed to be sort of a regression to an earlier time.  
12

13 Mr. Winczura responded that this is a trend across the country. It is a new thing that is finding a place in  
14 medicine. You can find organizations doing this in many major cities. All kinds of patients are seen and  
15 services are provided to anyone who wants the convenience of having their care provided in a place  
16 that is convenient to them. This service is for those who, for whatever reason, find it difficult to go to a  
17 doctor's office.  
18

19 Mr. Hall stated that Mr. Winczura's memorandum of agreement has been the product of investigations  
20 and adjustments over the years since he has been involved with the medical board. He did believe  
21 the board has made some concessions for Mr. Winczura such as approving his practice in Glennallen.  
22 He did not think it is the board's role to try to figure out to make the MOA more conducive to Mr.  
23 Winczura's practice. If he could explain to the board how the MOA is interfering with his practice, then  
24 the board could discuss those issues on an individual basis as opposed to the board discussing the  
25 whole thing all over again.  
26

27 Mr. Winczura corrected Mr. Hall in that he is working in Delta Junction, not Glennallen, and that he is  
28 working in the same building as his collaborating physician so he is not working remote. The problem in  
29 the past has been there are some terms in the MOA that the board has the ability and authority to  
30 adjust in any way it desires. Just because the agreement says something today, does not make it  
31 necessary to stay that way. The first issue was that he was not to work at remote sites. In his current  
32 practice, he is not working remote; however, because his collaborating physician, Dr. Ray Andreassen,  
33 has accepted the role of collaborating physician in his business venture, then he would be considered  
34 to be practicing remote. He would be in Anchorage, but Dr. Andreassen would be in Delta Junction.  
35 One of the problems he is having is finding a physician willing to take the role of alternate in Anchorage.  
36 That is his first problem. The second problem is that the MOA prohibits solo practice and at least initially,  
37 he would be the only provider in his new business. He asked the board how he can get on with his life,  
38 do what he has to do, and have the board's blessings. He has been in recovery for eight years yet he  
39 feels like he is being treated like someone who has a couple months of sobriety. He has a proven track  
40 record of almost eight years of continuous monitoring by some professional organization. He has gone  
41 through a lot with this board [the medical board]. He understood that there are consequences for  
42 actions but at this point, he believes he has more than paid for his mistakes. He has proven that he is  
43 not a danger to the public; he has proven that his medical practice is sound. He stated that he would  
44 appreciate it if the board would take those things into consideration and come up with a solution that  
45 will enable him to do his business as he wishes and still have the board feel comfortable.  
46

47 Mr. Tauriainen asked if Mr. Winczura could get a collaborative physician in Anchorage, that would  
48 resolve the remote aspect, but if he pursued his business as he has described, the memorandum of  
49 agreement would prohibit it because it would be a solo practice. Mr. Winczura agreed that was  
50 correct.  
51

52 Ms. Gallant stated that she was not aware of any compliance issues with his agreement. Mr. Winczura  
53 confirmed that.  
54

55 Dr. Head asked when Mr. Winczura would be released from the MOA. Mr. Winczura stated that there  
56 are a couple years left on the agreement.  
57

1 Mr. Tauriainen stated that he was willing to discuss with the board dropping the requirement in the MOA  
2 regarding no solo practice. He believes Mr. Winczura has come a long way so he would be willing to  
3 work on a change. Mr. Tauriainen moved to drop the requirement on page 9 of the MOA, item K,  
4 striking where it reads: "Winczura shall not work at any location where he is the only health care  
5 provider." The motion failed for lack of a second.  
6

7 Dr. Tsigonis advised the board would wait to see if he submits a new collaborative plan for the board's  
8 approval. Nothing else has been presented so the MOA stands as it is.  
9

10 Mr. Winczura asked if the board is unwilling to even discuss some alternatives that would make the  
11 board feel more comfortable with him doing this [the business he has described] such as having a  
12 medical assistant accompany him or having an increased frequency in urine tests or having face-to-  
13 face meetings with his monitor or any other things that could be done to increase the board's comfort  
14 level. He was not hearing any suggestions and that disturbed him.  
15

16 Dr. Tsigonis stated that the frequency of monitoring is fine and the board does not see a need to modify  
17 that.  
18

19 Mr. Hall suggested that Mr. Winczura write those options down and give them to the board for  
20 consideration. It is not that the board is not willing to talk about such ideas; it is that the board does not  
21 feel it has to come up with the solutions to suit his needs. If he writes them down, then the board can  
22 discuss them and see if they are reasonable. He felt Mr. Winczura needed to take that initiative.  
23

24 Mr. Tauriainen noted that Mr. Winczura's suggestion of having a medical assistant go with him [on his  
25 home health visits] would be a little more restrictive than completely removing the solo practice  
26 exclusion.  
27

28 Mr. Winczura asked if technically, it would not be a solo practice.  
29

30 Dr. Cullen stated that it would still be considered a solo practice because medical assistants do not  
31 have a license.  
32

33 Mr. Tauriainen agreed with Mr. Hall that it is Mr. Winczura's responsibility to come up with the proposals  
34 for the board's consideration and not the board's.  
35

36 Mr. Winczura stated that it is the board's responsibility to provide to him reasonable accommodation as  
37 a disabled person and the board is missing that point.  
38

39 Dr. Cullen stated that is something he was having difficulty with. One of the primary responsibilities of  
40 the board is the safety of the public. He recalled that the board already has a court opinion on the  
41 idea that this falls under the Americans With Disabilities Act.  
42

43 Mr. Winczura stated that the board has to show imminent danger to the public. He asked how the  
44 board can show imminent danger to the public when he has been compliant with the board's requests  
45 for eight years and has been sober for eight years. He stated that his sobriety date is November 12,  
46 2000. He was monitored by the nursing board for three years and since then by the medical board.  
47 And, the board does not seem to get that. They cannot prove that he is a danger to the public. He is  
48 less of a danger to the public than the average practitioners; statistically, one in five practitioners has  
49 some kind of problem with substances. He is being monitored and the board does not understand the  
50 fact that he has proven that he is trustworthy.  
51

52 Mr. Tauriainen observed that the discussion seemed to be heading back into abrasive territory and he  
53 suggested that a step back be taken.  
54

55 Mr. Winczura agreed and reminded the board that they are breaking the law and the only reason that  
56 the board has not changed its mind is that he cannot litigate because he does not have the money.  
57 He stated that the board is supposed to be helping the public but is also supposed to be a servant of

1 those its serves but they are not doing that. Everything about this board is about punishment and 'no.'  
2 He stated that the board is not being logical.  
3  
4 Mr. Hall encouraged Mr. Winczura to write up what he would like the board to consider and then they  
5 can get back to him on it.  
6  
7 Mr. Winczura asked when that would occur, the next meeting or between meetings. This has been  
8 going on for a year now, is it going to be delayed another three months?  
9  
10 Dr. Tsigonis responded that that would be when the board next meets. She would also request the  
11 investigators provide a report regarding his compliance. He should come to the board with a plan for  
12 the board's consideration; there are no promises. The board cannot develop his plan but that he  
13 needs to come to the board with a proposal for the board's consideration. At this time, since no one is  
14 making a motion to change the MOA, there is still concern about the work location. She urged him to  
15 consider a non-remote practice when developing his plan and not a solo situation.  
16  
17 Mr. Winczura asked if the greater Anchorage area is a remote place for her. He is talking about  
18 metropolitan Anchorage.  
19  
20 Dr. Tsigonis stated that the board is saying: not remote and not solo.  
21  
22 Dr. Cullen asked Mr. Winczura if he signed the agreement in 2005. Mr. Winczura stated that he signed  
23 the agreement under duress; that if he didn't sign it, he would not work.  
24  
25 Dr. Cullen stated that in his opinion, it would be hard for the board to change that agreement unless  
26 there was real clear evidence that should be done.  
27  
28 Mr. Winczura asked if eight years of practice was not enough.  
29  
30 Dr. Tsigonis advised that sobriety is not the only issue.  
31  
32 Mr. Winczura replied, "Don't tell me it's about my attitude because I'm not your son." He declared that  
33 he is an adult who has freedom of speech and the right to his own opinion. If she did not like that,  
34 "...that's your tough beans." If the board is punishing him for that, then they are even worse than he is  
35 thinking.  
36  
37 Mr. Winczura asked to have the recording copies for every meeting where he is present; he wants the  
38 records for the last meeting and this one. Those will be sent to him. He disconnected from the meeting  
39 at this time.  
40  
41 Mr. Tauriainen commented that he does understand Mr. Winczura's frustration.  
42  
43 Dr. Stinson commented that there is a misperception on his part [Winczura's] regarding the agreement.  
44 He signed it in 2005 because it needed to be signed. Under the circumstances, it was a very fair  
45 agreement from what he has read. To have the board modify the agreement rather than using the  
46 techniques on the board that he is currently using, he should be giving the board overwhelming reasons  
47 to change the agreement. He gets the feeling that Mr. Winczura thinks the board is inflicting this upon  
48 him. He agreed to this himself.  
49  
50 Dr. Head agreed that Mr. Winczura's biggest problem has always been accountability.  
51  
52 Dr. Stinson remarked that people who do not take accountability are the ones he worries about the  
53 most.  
54  
55 Dr. Tsigonis agreed with that concern.  
56

1 Dr. Head felt that perhaps if Mr. Winczura hears this discussion he will realize the problems. He is just not  
2 accepting responsibility for his actions. This is not the board doing something to him; these are the  
3 consequences of his actions.

4  
5 Ms. Gallant agreed and also pointed out that these problems go back to 1991; this has been a long  
6 string of events over a long period of time. There is not a single event that has caused this; there are  
7 substance abuse issues that go back a long way. While she applauds eight years of sobriety, that was  
8 not the only issue in his case. There were issues having to do with remote practice. And, he has never  
9 once stepped up and said that this is his responsibility.

10  
11 Dr. Cullen expressed his worry that Mr. Winczura thinks that he is entitled to a license.

12  
13 Dr. Head agreed and commented on the use of the Americans With Disabilities Act and that question  
14 has been determined already in so many states.

15  
16 Board members agreed that the easy answer to his problems would be to find a collaborative physician  
17 in the Anchorage area. Dr Tsigonis pointed out that he could also work as a nurse.

18  
19 Dr. Cullen stated that he does worry about him doing house calls and that he believes that is in violation  
20 of the spirit of the memorandum of agreement. He also felt that if he is doing house calls in Delta  
21 Junction that is in violation of the memorandum of agreement.

22  
23  
24 **Agenda Item 13 Physician/Pharmacist Cooperative Agreement**

25  
26 Dr. Cullen asked why this agreement was coming forward at this time.

27  
28 Dr. Stinson explained what is involved with the medications involved in this agreement.

29  
30 Dr. Head asked why they needed a pharmacist to do this procedure documented in the agreement.

31  
32 Dr. Stinson was unsure about exactly what was going on with the agreement. Geneva Woods does not  
33 have an in-house physician and they do a lot of home infusions. He suspected that for ease of getting  
34 things done, they are letting the pharmacists be somewhat autonomous. The agreement is rather  
35 vague.

36  
37 In the absence of specific protocols, the board members declined to approve the agreement. Ms.  
38 Gallant will contact Dr. Pease or Dr. Beerle to request the protocols for the agreement.

39  
40  
41 **Agenda Item 14 Board Discussion – HB 363 Establishing a Board for Naturopaths**

42  
43 Dr. Head explained to the board the history behind the current bill and previous attempts that have  
44 been made to expand the scope of practice for naturopaths.

45  
46 Dr. Stinson pointed out that the bill as written leaves much open to interpretation such as "minor  
47 surgery."

48  
49 The board agreed that it would draft a very strong position statement to send to the governor and all  
50 legislators in opposition to this bill.

51  
52 Dr. Cullen also expressed his concerns about similar "relaxed" laws regarding what lay midwives may  
53 do. He is concerned that naturopaths will be doing things without any physician backup or supervision.  
54 The results of their complications will end up in the emergency rooms. Ultimately, whether or not they  
55 are supervised by physicians, the physicians are the ones who will be taking care of their problems.  
56 There will be no supervision or oversight over their practice.



1 Dr. Head commented that in the past, the governor and the legislature have paid close attention to the  
2 medical board's opinions on such matters. Some might dismiss this as a turf issue; this is not a turf issue  
3 but an education issue.

4  
5 Mr. Tauriainen wants to insure that patients have a choice in their health care.

6  
7 Dr. Stinson stated that he is concerned about their intended scope of practice.

8  
9 Dr. Head recommended that the board's position statement from 2004 be used as a starting point for a  
10 new response to this current bill. Ms. Gallant will send the position state and a draft to Dr. Tsigonis and  
11 Dr. Stinson for their review.

12  
13  
14 **Agenda Item 15 Reporting**

15  
16 Ethics: Board members and staff had no ethics issues to report.

17  
18 Licensing Examiner's report: Reviewed by the board.

19  
20 Investigators' Report: Reviewed by the board.

21  
22 Minutes:

23  
24 **MOTION HALL moved to approve the minutes from the April 3 – 4, 2008 meeting.**  
25 **2<sup>nd</sup> TAURIAINEN**  
26 **VOTE 8 Yea votes (Tsigonis, Cullen, Hall, Head, Puckett, Resinger, Stinson, Tauriainen)**  
27 **0 Nay votes**  
28 **0 Abstentions**  
29

30 It was reported to the board that it appears that the proposed move of the licensing examiners and  
31 license files to Anchorage will not occur in the foreseeable future. One license examiner position has  
32 been eliminated and will not be filled. The board also discussed possible technological improvements  
33 to the board's work such as scanning paper documents and saving to discs.

34  
35 Mr. Tauriainen asked if the paramedics have asked about having a paramedic appointed to the  
36 board. Ms. Gallant responded that nothing has come in to the office lately but the problem for the  
37 paramedics is that they do not have a formal statewide professional organization so it is difficult for  
38 them to speak with a single voice.

39  
40 The board recessed at 4:38 pm.

41  
42  
43 **Friday, July 25, 2008**

44  
45 **Call to Order**

46  
47 The meeting was called to order at 9:05 am.

48  
49 **Roll Call**

50  
51 Present were: Jean M. Tsigonis, Chair William Resinger, MD  
52 Edward A Hall, PA-C Lawrence W. Stinson, Jr., MD  
53 Nancy Puckett Michael J. Tauriainen  
54

55 Dr. Head was absent and would not be present for the remainder of the meeting. Dr. Cullen joined the  
56 meeting at 9:10 am.

1 Staff Members present were Leslie Gallant, the board's executive administrator and Licensing Examiner  
2 Linda Sherwood.

3  
4 Mr. Tauriainen stated that it would be nice to interact with the physicians in Dillingham. Dr. Stinson  
5 advised that he spoke with some of them on Thursday and they are content and have no issues to raise  
6 with the board.

7  
8 Mr. Hall asked if the board would be issuing a certificate for Dr. Head. Ms. Gallant responded that there  
9 would be a certificate for him prepared.

10 License application files were distributed to all board members for review.

11  
12  
13 Ms. Gallant asked the board if it would approve granting a license to Mr. Hernandez who was  
14 approved on Thursday after successful execution of the consent agreement. Board members agreed  
15 to allow the license to be issued as soon as the agreement is fully executed.

16  
17  
18 **Agenda Item 13 Physician/Pharmacist Cooperative Agreement - Continued**

19  
20 A fax was received from the Geneva Woods pharmacy for the board members review of the  
21 cooperative agreement. Board members determined that the document provided did not constitute a  
22 protocol and did not meet the requirements of the regulation 12 AAC 40.983. Drs. Beerle and Pease will  
23 be contacted.

24  
25 **MOTION HALL moved to approve the cooperative agreement pending receipt of more**  
26 **complete protocols.**  
27 **2<sup>nd</sup> RESINGER**  
28 **VOTE 7 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson, Tauriainen)**  
29 **0 Nay votes**  
30 **0 Abstentions**

31  
32  
33  
34 **Agenda Item 15 License Application Review**

35  
36 **MOTION TAURIAINEN moved to approve the following physicians for licensure in Alaska:**

<b>Accola, Brian Gene</b>	<b>Kraft, Richard Louis</b>
<b>Ahrens, Lori Anne</b>	<b>LaChapell, Jennifer Marie</b>
<b>Bell, Joseph Webster</b>	<b>Lee, John Francis</b>
<b>Blalock, Robert Lewis</b>	<b>Maesaka, John Francis</b>
<b>Burke, John Thomas</b>	<b>Malone, Stephen Allen</b>
<b>Cambron, Laurence Delmen</b>	<b>Meisel, Ethan Michael</b>
<b>Corbett, Matthew Ward</b>	<b>Mendrinis, Savvas Eleftherios</b>
<b>Cosca-Cruz, Miriam Martin</b>	<b>Murphy, DeBora Clara</b>
<b>Daniels, Mark</b>	<b>Murray, Sandra Elsie</b>
<b>Darhower, Adrienne Monique</b>	<b>Neal, Cheryl Lynn</b>
<b>Deaver, John Edward</b>	<b>Ng, Kai-Ling</b>
<b>Delgado, Alexis Leandro</b>	<b>Pop, Peter Michael</b>
<b>Desai, Muneer Janak</b>	<b>Powell, Elisha Thomas</b>
<b>Diab, Jessica Lynn</b>	<b>Proler, Meyer Leon</b>
<b>Dowling, Mark Christopher</b>	<b>Race, Jonathan Clark</b>
<b>Duggal, Anoop</b>	<b>Ram, Priti Bachubhai</b>
<b>Elmore, Ellen Leigh</b>	<b>Rogers, Andrew Lewis</b>
<b>Fernandez, Pedro Luis</b>	<b>Rothman, Michael Ian</b>

Galloway, Elizabeth Mumford	Scarborough, Norman Avery
Geraghty, Patricia Rausch	Sheppard, Lisa Marie
Gerry, Jeffrey Ira	Sims, Jonathan Tippet
Giles, Karen Levette	Smith, Allison Joy
Goradia, Dhawal Arun	Smith, Eric David
Gruchacz, Pamela Ann	Smith, Michael Ted
Harrison, Scott Douglas	Smitherman, Matthew Langston
Idjadi, Farhad	Spencer, Scott Simner
Ingle, Steven Brian	Stratton, Leon Berle
Jacobson, Gregory H.	Sugai, Carmen Mayugba
Jessen, Kristen Berit	Tilton, Theresa Mae
Johns, Joseph Peter	Webb, Carson St. Clair
Joslyn, John Nicholas	Welkovich, Bruce
Kaplan, Jeffrey Mark	Wu, Herman Poating
Kincaid, Jesse Jennings	Xue, Feiyu
Kindell, Gary Ray	Edwards, Ricky Dale

1            2<sup>nd</sup>  
2            VOTE        HALL  
3                            7 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson, Tauriainen)  
4                            0 Nay votes  
5                            0 Abstentions

6  
7            MOTION        TAURIAINEN moved to approve the following physicians for licensure in Alaska  
8                            pending completion of their application files:

Adler, Vlad Victor	Kresovsky, Seth Philip
Barnard, Jr., Vaughn Noel	Ledbetter, James Clyde
Cooper, Michael Patrick	Sastic, Daniel Joseph
Johns, Diana Cordwell	Ussery, Todd Wendell
	Watkins, IV, James Williams

9            2<sup>nd</sup>  
10           VOTE        HALL  
11                            7 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson, Tauriainen)  
12                            0 Nay votes  
13                            0 Abstentions

14  
15           MOTION        TAURIAINEN moved to approve the following doctors of osteopathy for licensure  
16                            in Alaska:

Barber, Bart Onis	Strickler, Steven Todd
Kragt, Nancy Loerke	Troxell, Marci Leigh
Lush, David Murray	

17           2<sup>ND</sup>  
18           VOTE        HALL  
19                            7 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson, Tauriainen)  
20                            0 Nay votes  
21                            0 Abstentions

22  
23           MOTION        TAURIAINEN moved to approve the following doctor of osteopathy pending  
24                            completion of his application file:

Werle, Zachary Rohn

25  
26           2<sup>nd</sup>  
27           VOTE        HALL  
28                            7 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson, Tauriainen)  
29                            0 Nay votes  
                              0 Abstentions

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**MOTION** TAURIAINEN moved to approve the following doctor of podiatry for licensure in Alaska:  
Moxley, Kelly Marie  
**2<sup>nd</sup>**  
**VOTE** HALL  
7 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson, Tauriainen)  
0 Nay votes  
0 Abstentions

**MOTION** TAURIAINEN moved to approve the following mobile intensive cared paramedics for licensure in Alaska:  
Bealer, Paul Jason Gormley, Terrance J.  
Brisbois, Keith Hill, Gordon Russell  
Brown, Megan Elizabeth Ives, Micheal Seberson  
Cook, Lisa Marie Otis, Daniel James  
Cooper, Sarah Elaine Perry, Tiffani Jae

**2<sup>nd</sup>**  
**VOTE** HALL  
7 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson, Tauriainen)  
0 Nay votes  
0 Abstentions

**MOTION** TAURIAINEN moved to approve the following physician assistants for licensure in Alaska:  
Kessler, Adam David Prouty, Mary Elizabeth \*  
Loubert, Robin Rane Schmidt, Tori

**2<sup>nd</sup>**  
**VOTE** HALL  
7 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson, Tauriainen)  
0 Nay votes  
0 Abstentions

**Board Discussion                      Use of Subpoenas**

Mr. Tauriainen asked to discuss subpoenas briefly. Ms. Gallant told the board earlier that at the October meeting, representatives from the Attorney General's office would be present to discuss legal procedures and processes.

Ms. Gallant explained that subpoenas are a tool that is used to gather information in the course of an investigation. Often, other entities wish to cooperate but for their own protection, it is helpful to subpoena the information needed. The board, as an agency, has the subpoena power. The board may more fully discuss this issue at the October meeting with attorneys from the Attorney General's office.

**MOTION** HALL moved to adjourn this meeting of the Alaska State Medical Board.  
**2<sup>nd</sup>**  
**VOTE** STINSON  
7 Yea votes (Tsigonis, Cullen, Hall, Puckett, Resinger, Stinson, Tauriainen)  
0 Nay votes  
0 Abstentions

1 The meeting adjourned at 11:02 am.

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3 Respectfully submitted:

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9 Leslie A. Gallant  
10 Executive Administrator  
11 Alaska State Medical Board

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Approved:

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Jean . Tsigonis, MD  
Chair  
Alaska State Medical Board

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