



**Iowa Board of Medicine
September 22-23, 2011, Board meeting**

OPEN MEETING MINUTES

September 22, 2011:

MEMBERS PRESENT:

**Siroos Shirazi, M.D., Chair
Jeff Snyder, M.D., Vice Chair
Colleen Stockdale, M.D., Secretary
Diane Clark
Tom Drew
Analisa Haberman, D.O.
Greg Hoversten, D.O.
Ambreen Mian
Hamed Tewfik, M.D.
Joyce Vista-Wayne, M.D.**

STAFF PRESENT:

**Mark Bowden, Executive Director
Kent Nebel, Director of Legal Affairs
John Olds, M.D., Medical Advisor
Russell Bardin, Chief Investigator
Cathy McCullough, Investigator
Ed Knapp, Investigator
Mary Knapp, Enforcement Monitor
Shantel Billington, Enforcement Monitor
Kari Rolls, Administrative Assistant
Theresa Weeg, Assistant Attorney General**

Siroos Shirazi, M.D., called the meeting to order at 12:37 p.m.

On a motion by Analisa Haberman, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to meet in closed session, pursuant to Iowa Code Section 21.5(1)(a). The board ended the closed session at 1:30 p.m. to prepare for a public reception from 2 to 3 p.m. The Board met in an open session at 3:15 p.m.

ATTENDANCE AT THE OPEN SESSION, BEGINNING AT 3:15 P.M., SEPTEMBER 22, 2011.

MEMBERS PRESENT:

**Siroos Shirazi, M.D., Chair
Jeff Snyder, M.D., Vice Chair
Colleen Stockdale, M.D., Secretary
Diane Clark**

Tom Drew
Analisa Haberman, D.O.
Greg Hoversten, D.O.
Ambreen Mian
Hamed Tewfik, M.D.
Joyce Vista-Wayne, M.D.

STAFF PRESENT:

Mark Bowden, Executive Director
Kent Nebel, Director of Legal Affairs
Russell Bardin, Chief Investigator
Cathy McCullough, Investigator
Shantel Billington, Enforcement Monitor
Mary Knapp, Enforcement Monitor
Deb Anglin, Iowa Physician Health Program Coordinator
Amy VanMaanen, Director of Licensure
Teena Turnbaugh, Secretary
Theresa Weeg, Assistant Attorney General

PUBLIC PRESENT:

Leah McWilliams, Iowa Osteopathic Medical Association
Heidi Goodman, Iowa Medical Society
Tony Leys, Des Moines Register

Siroos Shirazi, M.D., called the meeting to order at 3:15 p.m.

A. Approval of Agenda and Acknowledgement of Absent Board Members

Siroos Shirazi, M.D., acknowledged that all members were present. On a motion by Colleen Stockdale, M.D., seconded by Diane Clark, the Board voted unanimously to approve an amended Board agenda, deleting Item B (Approval of Minutes) from the published agenda.

B. Approval of Minutes

(Removed from agenda by motion.)

C. Opportunity for Public Comments

Heidi Goodman, Iowa Medical Society, informed the Board that the IMS is offering a new webinar that will help physicians meet the two-hour chronic pain CME that was recently implemented by the Board.

D. Chair's Report

Siroos Shirazi, M.D., reported on the Board meeting and activities held July 28-29, 2011, in Iowa City. The Board's public meeting, a public program and reception to commemorate the Board's 125 anniversary celebration was held the morning of July 29 in Old Capitol on the University of Iowa campus. The Board's closed meeting was held July 28 in administrative offices at the University of Iowa Hospitals and Clinics.

Shirazi expressed the Board's gratitude to Mark Bowden, Executive Director, for directing the Board and staff, in recognizing Board's anniversary, and for his continuing efforts to raise the public profile of the Board.

E. Executive Director's Report

Bowden met with hiring authorities to receive approval to hire three new staff positions and fill a vacant secretary 1 position. Since the Board is fee based funded versus general administration funding, the Board was able to receive approval. The new positions include an investigator for enforcement, a program planner 2 for monitoring, and a clerk specialist for licensure. The secretary 1 position is also in licensure. Mary Knapp, who has been a case manager for participants in the Iowa Physician's Health Program, was appointed to the program planner 2 position for enforcement monitoring. Interviews will begin later this fall for the other positions, and the Board will seek authorization to fill the position vacated by Mary Knapp.

The Board received a diagram of the new floor plan for enlarging the shared conference room. Dental, Pharmacy, Nursing and Medical Boards are hoping the enlargement will aid in meeting and hearing setups. All building permits and approvals have been received so construction should start soon.

The database is coming together. Dental, Nursing and Medical IT technicians and Amy VanMaanen, Medical Director for Licensure, have been working diligently on the project. The database will assist with public access to information as well as enhance the Iowa Board's licensure processes and retrieval of information.

Several staff and a Board member are involved in training opportunities. In August, Bowden completed training to become a certified medical board executive. The training was through the Federation of State Medical Board (FSMB) and Administrators in Medicine (AIM) in Washington D.C. Diane Clark, public Board member, will attend the Citizens Advocacy Center annual meeting in October. The non-profit agency trains public members on health regulatory boards. Kent Nebel, Director of Legal Affairs, will attend an attorney workshop sponsored by the FSMB in Miami, FL, in November. This week, the four new investigators, David Schultz, Dave McGlaughlin, Aaron Kephart, and James Machamer, are in Columbus, Ohio, attending an investigator certification training provided through the FSMB.

Bowden distributed to the Board a draft calendar of dates to reserve for administrative hearings for calendar year 2012. This allows the Board to review and reserve the dates on their calendars well in advance so they can be available for administrative hearings. The Board will comment and vote on the dates at the November Board meeting.

Bowden will be traveling to each Board member's office during the months of October and November to discuss their individual goals and priorities for the Board the remainder of 2011 and 2012. He also addressed how each Board member sees the Board performing and any suggestions they may have.

Bowden reminded the Board that there is a regularly scheduled teleconference at 7:30 a.m. on Thursday, October 13. November will be a busy month as there are three days of holidays plus a two-day Board meeting. The state holidays are Veterans Day (November 11) and Thanksgiving (November 22-23). The Board meeting will be held on November 17-18.

F. Administrative Rules

Amend 653 IAC Chapter 25, Contested Case Proceedings

The Board was presented possible amendments to 653 Iowa Administrative Code Chapter 25. Item 1. Amend 653—25.18(1) Composition of hearing panels, and Item 2. Amend 653—25.18(6) Use of advanced technology during hearings.

Item 1. Composition of hearing panels. This amendment would correct discrepancies and state “A hearing panel containing alternate members must include at least six people, of whom a majority must be Board members, a majority must be members licensed to practice medicine under Iowa Code chapter 148, and no more than three may be public members.”

Item 2. Advanced technology during hearings. This amendment would add “Parties may present the testimony of witnesses by affidavit, by written or video deposition, in person, by telephone, or by videoconference.”

There were concerns expressed that if witnesses are allowed to testify for administrative hearings by telephone or videoconferencing, then Board member will have difficulty interpreting the credibility of a witness. Theresa Weeg, assistant attorney general, noted that at this time, a physician respondent in a contested case hearing can appear via teleconferencing or telephone, but the rule is unclear if witnesses can, too. She said there are situations in which it is more convenient for witnesses to testify via the telephone or by video teleconferencing versus traveling to Des Moines for in-person testimony. The board’s practice has been to allow witness testimony, especially “expert” witnesses, via telephone and teleconferencing. It was noted that countless state boards and commissions allow telephone and videoconferencing testimony of witnesses. Analisa Haberman, D.O., noted that if physicians and psychiatrists can diagnose and treat patients, and have a patient/physician relationship using videoconferencing, then this medium should be a tool that the Board of Medicine could use during hearings. It was noted that Board members have participated in administrative hearings via the telephone. Also discussed was the use of subpoenas to require witnesses to appear before the Board. There was discussion that the rules could be amended to give the Board the distinct discretion to decide if a witness should appear in person.

Ambreen Mian offered a motion to notice the proposed amendments to Chapter 25 as presented by staff. The motion was seconded by Colleen Stockdale, M.D.

Joyce Vista-Wayne, M.D., asked if the motion could be withdrawn and each amendment considered separately. The motion was withdrawn.

On a motion by Siroos Shirazi, M.D., seconded by Joyce Vista-Wayne, M.D., the Board voted unanimously to approve a Notice of Intended Action to amend IAC Chapter 25, Contested Case Proceedings, 653—25.18(1), regarding the composition of the Board panel for contested case hearings.

Tom Drew then requested that a roll call vote be held for any motion regarding Item 2 (allowing witnesses to testify by affidavit, written or video deposition, in person, by telephone or by videoconference.)

Colleen Stockdale, M.D., offered a motion to approve a Notice of Intended Action to amend IAC

Chapter 25, Contested Case Proceedings, 653-25.18(6), regarding witness testimony at contested case hearings. The motion was seconded by Analisa Haberman, D.O. There was no further discussion. Voting in favor of the motion: Analisa Haberman, D.O., Greg Hoversten, D.O., Siroos Shirazi, M.D., Jeff Snyder, M.D., Colleen Stockdale, M.D., and Joyce Vista-Wayne, M.D. Voting against the motion: Diane Clark, Tom Drew, Ambreen Mian, and Hamed Tewfik, M.D. The motion was approved.

G. Annual review of Board fees

Staff reviewed the Board's fee schedule and the agency's financial obligations for the remainder of fiscal year 2012 and for fiscal year 2013, which begins July 1, 2012. Bowden said staff was not recommending a change in fees at this time. The Board last raised its fees in 2007. He said most of the rollover of funds in the Board's budget is due job openings that will be filled soon and unspent money set aside for one-time obligations, such as the database.

On a motion by Hamed Tewfik, M.D., seconded by Ambreen Mian, the Board voted unanimously to maintain the current fee structure.

H. Consideration of appointment of Paul Thurlow as Alternate Member

On a motion by Hamed Tewfik, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to appoint Paul Thurlow, former public Board member as an alternate Board member. The Board's appointment will be submitted to Governor Branstad for final approval. Alternates serve as members of panels for administrative hearings when regular Board members are not available or recused.

I. Ad Hoc Board Committee Review of 653 IAC Chapter 24, Complaints and Investigations

Tom Drew, chair of the Board's ad hoc committee to review some sections of 653 Iowa Administrative Code Chapter 24 (Complaints and Investigations), reported that the committee met for the first time on September 16. He said the committee discussed what aspects of the rule will be reviewed and who should be involved in that review. Joyce Vista-Wayne, M.D., encouraged the committee to review the definition of a complaint, when a complaint becomes an investigation, what is an investigation, and how investigations are conducted. Drew stated the committee would look at those topics in addition to how complaint information is maintained by the Board and the process for handling complaints that have no merit. Vista-Wayne also asked that the committee discuss the possibility of physicians being made aware of an investigation early on in the process. She stated physicians have complained to her that they hear about a complaint or investigation too late in the process, if at all. Drew said the committee will meet again later this year to precisely define the scope of review of the rule. Once that is decided, stakeholders will be invited to participate in subsequent discussions, with any recommendations going to the Board next spring.

J. Legal Update

Theresa Weeg, assistant attorney general, reported that she will be out of the office from January to April 2012 to complete an internship with the United Nations' International Criminal Tribunal in The Hague, Netherlands. Weeg also reported that Julie Bussanmas, assistant attorney general, will return from her maternity leave later this fall.

Conflict of Interest and Recusals

Weeg provided information to the Board regarding conflict of interest and recusals. Board members are expected to examine cases to see if there is a conflict of interest on a case and if they should recuse. Weeg stressed members needed to be consistent when recusing from a case. She also reviewed examples of actual conflicts and appearance conflicts. Actual conflicts are those

conflicts where there is a direct relationship, i.e., relative/professional/personal, and 2) appearance conflict, people looking from the outside in, how it looks to others. Should you have a conflict of interest you should: 1) notify the staff immediately so the case can be reassigned and a record of your recusal made, 2) when the case comes up during a Board meeting, you should excuse yourself immediately and leave the room, 3) when you return to the room, do not question or discuss the case with anyone. The Board wants to assure the public and physicians that they are receiving fair and confidential treatment from the Board.

Drew asked if there is any recusal information on our website, where a physician if unrepresented is made aware they can request a recusal of a board member. The Board agreed it should be available and it will be reviewed by staff.

Mandatory reporting of potential crimes –Iowa Code Chapter 272C.6(4)(a)

Weeg provide mandatory reporting information stating that a licensee's discipline is privileged and confidential information and cannot be shared unless investigative information in the possession of a licensing board, or employees, or agents finds that a crime has been committed, then that information shall be reported to the proper law authorities. This is a mandatory/statutory requirement. A formal criteria is being proposed. When the CRC receives the initial complaint and there appears to be a potential criminal matter, the CRC will refer the case to law enforcement authorities. In the event, it becomes apparent to an investigator that there appears to be a potential criminal conduct, the investigator is to refer to the staff in the office and they will discuss and determine if it should be referred to law enforcement. When it comes to the Board, at investigation and the Board becomes aware of a potential criminal involvement, Russell Bardin will review and come to the Board as to whether it should be referred to law enforcement.

On a motion by Colleen Stockdale, M.D., seconded by Tom Drew, the Board voted to approve the process of the formal criteria when referring potential criminal matters to law enforcement.

Training for investigators

Bussanmas and Weeg will provide training to the four Boards of Dental, Medical, Nursing, and Pharmacy, health investigators on November 2. Some of the topics they will be reviewing are sexual abuse, testifying skills, subpoenas, court decisions, etc.

K. Enforcement & Monitoring Update

Monitoring staff

Mary Knapp will be the full-time monitor case manager, filling a newly created position aimed at strengthening the monitoring program. Shantel Billington, the Board's financial manager, has handled these responsibilities for several years. She will assist the transition of Mary into monitoring and then Shantel will return to her administrative duties.

Investigator certification

This week, Aaron Kephart, James Machamer, David McGlaughlin, and David Schultz, the Board's new investigators, are attending the Federation of State Medical Board (FSMB) health investigators conference training. The FSMB offers investigators the opportunity to become a Certified Medical Board Investigator. To become a Certified Medical Board Investigator by FSMB standards one must attend the FSMB investigative training and a review of the investigators year of experience as an investigator, educational background, etc. are considered. The certification is a recognized credential in the health professions regulatory field.

L. Licensure Update

Amy Van Maanen, Director of Licensure, provided the Board with brief updates of the four projects: FSMB uniform application users group meeting in Dallas on September 13, 2011; the FSMB maintenance of licensure pilot project; the ARRA Licensure Portability Grant Project involving 10 Midwest states; and her work on the State Board Advisory Panel to the USMLE.

Licensure Committee Report

The Licensure Committee granted two permanent licenses. The committee also discussed the FSMB uniform application users group meeting, FSMB maintenance of licensure pilot project, ARRA Licensure Portability Grant Project, and the State Board Advisory Panel to the USMLE.

On a motion by Tom Drew, seconded by Hamed Tewfik, M.D., the Board voted to approve the licensure committee report.

M. Iowa Physician Health Committee (IPHC)

Program statistics

Deb Anglin, Iowa Physicians Health Program Coordinator, provided an update on the program statistics.

Consideration of reappointment of Julie Scheib, Spirit Lake

On a motion by Colleen Stockdale, M.D., and a seconded by Jeff Snyder, M.D., the Board voted to reappoint Julie Scheib to a second three-year term on the Iowa Physician Health Committee.

Board-Committee luncheon 10/14/11

The IPHC invited the Board to attend a luncheon on October 14 during the committee's regularly scheduled meeting. Board members are to respond to Teena Turnbaugh if they plan to attend.

The open session of the Board ended at 4:35 p.m., and on a motion by Colleen Stockdale, M.D., seconded by Tom Drew, the Board voted unanimously to meet in closed session, pursuant to Iowa Code Section 21.5(1)(a). The closed session ended at 5:36 p.m. September 22, 2011, and was continued until 7:30 a.m. September 23, 2011. At 12:15 p.m. September 23, 2011, the Board voted unanimously to meet in open session.

On a motion by Analisa Haberman, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **file Statement of Charges** against Mark R. Collison, M.D., on file 02-2010-261.

On a motion by Analisa Haberman, D.O., seconded by Jeff Snyder, M.D., the Board voted to **leave open** file 02-2010-196. Siroos Shirazi, M.D. and Colleen Stockdale, M.D. recused.

On a motion by Analisa Haberman, D.O., seconded by Colleen Stockdale, M.D., the Board voted to **leave open** file 02-2008-442. Joyce Vista-Wayne, M.D. recused.

On a motion by Analisa Haberman, D.O., seconded by Colleen Stockdale, M.D., the Board voted to **accept** the combined Statement of Charges and Settlement Agreement for Clifford K. Boese, M.D., on file 02-2010-625. Jeff Snyder, M.D. recused.

On a motion by Analisa Haberman, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **accept** the combined Statement of Charges and Settlement Agreement for Kimberly A. Neuharth, M.D., on the following files: 02-2009-187, 02-2009-599, 02-2010-212

On a motion by Analisa Haberman, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **accept** the combined Statement of Charges and Settlement Agreement for Paul D. Peterson, D.O., on file 03-2010-360.

On a motion by Analisa Haberman, D.O., seconded by Colleen Stockdale, M.D., the Board voted to **file Statement of Charges** against Frank N. Haugland, M.D., on file 02-2009-205. Diane Clark recused.

On a motion by Analisa Haberman, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **accept** the combined Statement of Charges and Settlement Agreement for Marcus E. Pressler, M.D., on file 02-2010-145.

On a motion by Analisa Haberman, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **file Statement of Charges** against Robert F. Tobin, M.D., on file 02-2007-731.

On a motion by Analisa Haberman, D.O., seconded by Colleen Stockdale, M.D., the Board voted to **leave open** file 02-2009-300. Joyce Vista-Wayne, M.D. recused.

On a motion by Hamed Tewfik, M.D., seconded by Colleen Stockdale, M.D., the Board voted to **leave open** file 02-2009-196. Joyce Vista-Wayne, M.D. recused.

On a motion by Hamed Tewfik, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2008-559 with **no formal action**.

On a motion by Hamed Tewfik, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2010-487 with **no formal action**.

On a motion by Hamed Tewfik, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2011-087 with **no formal action**.

On a motion by Hamed Tewfik, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2010-221 with **no formal action**.

On a motion by Hamed Tewfik, M.D., seconded by Colleen Stockdale, M.D., the Board voted to close file 02-2010-537 with **no formal action**. Jeff Snyder, M.D. recused.

On a motion by Hamed Tewfik, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **deny** the request for Reinstatement of Iowa Medical License for Samir H. Haddad, M.D., on file 02-2007-685.

On a motion by Colleen Stockdale, M.D., seconded by Jeff Snyder, M.D., the Board voted to **leave open** file 02-2010-646. Analisa Haberman, D.O. recused.

On a motion by Colleen Stockdale, M.D., seconded by Joyce Vista-Wayne, M.D., the Board voted to **leave open** file 02-2010-647. Analisa Haberman, D.O. recused.

On a motion by Hamed Tewfik, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 03-2010-506 with **no formal action**.

On a motion by Ambreen Mian, seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 02-2008-394.

On a motion by Ambreen Mian, seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2011-029 with **no formal action**.

On a motion by Ambreen Mian, seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 03-2011-096.

On a motion by Ambreen Mian, seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 03-2011-375.

On a motion by Ambreen Mian, seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2008-225 with **no formal action**.

On a motion by Ambreen Mian, seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 02-2010-271.

On a motion by Ambreen Mian, seconded by Colleen Stockdale, M.D., the Board voted to close file 02-2011-225 with **no formal action**. Greg Hoversten, D.O. and Joyce Vista-Wayne, M.D. recused.

On a motion by Ambreen Mian, seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 03-2009-243 with **no formal action**.

On a motion by Ambreen Mian, seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 03-2009-514.

On a motion by Ambreen Mian, seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 03-2009-518.

On a motion by Ambreen Mian, seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2011-002 with **no formal action**.

On a motion by Ambreen Mian, seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 03-2011-003.

On a motion by Colleen Stockdale, M.D., seconded by Greg Hoversten, D.O., the Board voted unanimously to close file 02-2009-379 with **no formal action**.

On a motion by Greg Hoversten, D.O., seconded by Colleen Stockdale, M.D., the Board voted to close file 03-2010-394 with **no formal action**. Hamed Tewfik, M.D. recused.

On a motion by Greg Hoversten, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 02-2010-366.

On a motion by Greg Hoversten, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 02-2010-571.

On a motion by Greg Hoversten, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 02-2011-001.

On a motion by Greg Hoversten, D.O., seconded by Colleen Stockdale, M.D., the Board voted to **leave open** file 02-2011-202. Siroos Shirazi, M.D. recused.

On a motion by Hamed Tewfik, M.D., seconded by Jeff Snyder, M.D., the Board voted unanimously to **accept** the Monitoring Committee Report and its recommendations.

On a motion by Hamed Tewfik, M.D., seconded by Jeff Snyder, M.D., the Board voted unanimously to **accept** the Screening Committee Report and its recommendations.

On a motion by Colleen Stockdale, M.D., seconded by Diane Clark, the Board voted to **leave open** file 02-2011-141. Siroos Shirazi, M.D. and Hamed Tewfik, M.D. recused.

On a motion by Colleen Stockdale, M.D., seconded by Analisa Haberman, D.O., the Board voted to **leave open** file 02-2011-142. Siroos Shirazi, M.D. and Hamed Tewfik, M.D. recused.

On a motion by Colleen Stockdale, M.D., seconded by Ambreen Mian, the Board voted to close file 02-2011-143 with **no formal action**. Siroos Shirazi, M.D. and Hamed Tewfik, M.D. recused.

On a motion by Colleen Stockdale, M.D., seconded by Analisa Haberman, D.O., the Board voted to close file 02-2011-144 with **no formal action**. Siroos Shirazi, M.D. and Hamed Tewfik, M.D. recused.

On a motion by Greg Hoversten, D.O., seconded by Jeff Snyder, M.D., the Board voted to close file 02-2011-153 with **no formal action**. Siroos Shirazi, M.D. and Colleen Stockdale, M.D. recused.

On a motion by Diane Clark, seconded by Joyce Vista-Wayne, M.D., the Board voted to close file 02-2011-154 with **no formal action**. Siroos Shirazi, M.D. and Colleen Stockdale, M.D. recused.

On a motion by Colleen Stockdale, M.D., seconded by Greg Hoversten, D.O., the Board voted unanimously to **leave open** file 02-2011-145.

On a motion by Colleen Stockdale, M.D., seconded by Diane Clark, the Board voted unanimously to close file 02-2011-339 with **no formal action**.

On a motion by Colleen Stockdale, M.D., seconded by Analisa Haberman, D.O., the Board voted unanimously to **leave open** file 03-2011-244.

On a motion by Colleen Stockdale, M.D., seconded by Hamed Tewfik, M.D., the Board voted unanimously to close file 02-2011-281 with **no formal action**.

On a motion by Colleen Stockdale, M.D., seconded by Ambreen Mian, the Board voted unanimously to close file 02-2011-380 with **no formal action**.

On a motion by Colleen Stockdale, M.D., seconded by Joyce Vista-Wayne, M.D., the Board voted to **file Statement of Charges** against Michael C. Prescher, M.D., on the following files: 02-2009-323, 02-2010-180. Jeff Snyder, M.D. recused.

On a motion by Colleen Stockdale, M.D., seconded by Greg Hoversten, D.O., the Board voted unanimously to close file 03-2011-211 with **no formal action**.

On a motion by Colleen Stockdale, M.D., seconded by Diane Clark, the Board voted to **leave open** file 02-2010-454. Ambreen Mian recused.

On a motion by Colleen Stockdale, M.D., seconded by Analisa Haberman, D.O., the Board voted unanimously to close file 02-2011-207 with **no formal action**.

On a motion by Colleen Stockdale, M.D., seconded by Hamed Tewfik, M.D., the Board voted to **leave open** file 02-2010-657. Joyce Vista-Wayne, M.D. recused.

On a motion by Colleen Stockdale, M.D., seconded by Ambreen Mian, the Board voted to **leave open** file 02-2010-658. Joyce Vista-Wayne, M.D. recused.

On a motion by Jeff Snyder, M.D., seconded by Joyce Vista-Wayne, M.D., the Board voted to close file 02-2011-236 with **no formal action**. Siroos Shirazi, M.D. and Colleen Stockdale, M.D. recused.

On a motion by Jeff Snyder, M.D., seconded by Greg Hoversten, D.O., the Board voted to close file 02-2011-237 with **no formal action**. Siroos Shirazi, M.D. and Colleen Stockdale, M.D. recused.

On a motion by Jeff Snyder, M.D., seconded by Diane Clark, the Board voted to close file 02-2011-238 with **no formal action**. Siroos Shirazi, M.D. and Colleen Stockdale, M.D. recused.

On a motion by Jeff Snyder, M.D., seconded by Analisa Haberman, D.O., the Board voted to **leave open** file 02-2011-097. Siroos Shirazi, M.D. and Colleen Stockdale, M.D. recused.

On a motion by Jeff Snyder, M.D., seconded by Colleen Stockdale, M.D., the Board voted to close file 02-2011-109 with **no formal action**. Greg Hoversten, D.O. recused.

On a motion by Jeff Snyder, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2011-030 with **no formal action**.

On a motion by Jeff Snyder, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2009-526 with **no formal action**.

On a motion by Jeff Snyder, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2009-527 with **no formal action**.

On a motion by Jeff Snyder, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2011-390 with **no formal action**.

On a motion by Jeff Snyder, M.D., seconded by Hamed Tewfik, M.D., the Board voted to **leave open** file 02-2010-520. Colleen Stockdale, M.D. recused.

On a motion by Jeff Snyder, M.D., seconded by Ambreen Mian, the Board voted to close file 02-2010-590 with **no formal action**. Colleen Stockdale, M.D. recused.

On a motion by Jeff Snyder, M.D., seconded by Joyce Vista-Wayne, M.D., the Board voted to **leave open** file 02-2010-589. Colleen Stockdale, M.D. recused.

On a motion by Jeff Snyder, M.D., seconded by Greg Hoversten, D.O., the Board voted to **leave open** file 02-2010-588. Colleen Stockdale, M.D. recused.

On a motion by Jeff Snyder, M.D., seconded by Diane Clark, the Board voted to **leave open** file 02-2010-144. Colleen Stockdale, M.D. recused.

On a motion by Greg Hoversten, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 02-2011-340.

On a motion by Greg Hoversten, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 02-2011-130.

On a motion by Greg Hoversten, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 03-2011-146.

On a motion by Greg Hoversten, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 03-2010-402.

On a motion by Greg Hoversten, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 03-2009-614.

On a motion by Greg Hoversten, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2011-147 with **no formal action**.

On a motion by Greg Hoversten, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2011-239 with **no formal action**.

On a motion by Greg Hoversten, D.O., seconded by Colleen Stockdale, M.D., the Board voted to close file 03-2011-240 with **no formal action**. Analisa Haberman, D.O. recused.

On a motion by Greg Hoversten, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 03-2010-239.

On a motion by Greg Hoversten, D.O., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 03-2011-333 with **no formal action**.

On a motion by Joyce Vista-Wayne, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2011-334 with **no formal action**.

On a motion by Joyce Vista-Wayne, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2011-111 with **no formal action**.

On a motion by Joyce Vista-Wayne, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2010-533 with **no formal action**.

On a motion by Joyce Vista-Wayne, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 02-2011-022.

On a motion by Joyce Vista-Wayne, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 02-2010-016.

On a motion by Joyce Vista-Wayne, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2010-634 with **no formal action**.

On a motion by Joyce Vista-Wayne, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 03-2011-247 with **no formal action**.

On a motion by Joyce Vista-Wayne, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2011-177 with **no formal action**.

On a motion by Joyce Vista-Wayne, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2011-180 with **no formal action**.

On a motion by Joyce Vista-Wayne, M.D., seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2011-203 with **no formal action**.

On a motion by Joyce Vista-Wayne, M.D., seconded by Analisa Haberman, D.O., the Board voted to close file 03-2010-477 with **no formal action**. Colleen Stockdale, M.D. recused.

On a motion by Diane Clark, seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2011-356 with **no formal action**.

On a motion by Diane Clark, seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 03-2011-330.

On a motion by Diane Clark, seconded by Colleen Stockdale, M.D., the Board voted unanimously to close file 02-2011-357 with **no formal action**.

On a motion by Diane Clark, seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 02-2011-140.

On a motion by Diane Clark, seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 02-2011-329.

On a motion by Diane Clark, seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 02-2011-332.

On a motion by Diane Clark, seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 02-2011-327.

On a motion by Diane Clark, seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 02-2011-415.

On a motion by Diane Clark, seconded by Colleen Stockdale, M.D., the Board voted unanimously to **leave open** file 02-2011-355.

On a motion by Diane Clark, seconded by Colleen Stockdale, M.D., the Board voted to **leave open** file 02-2010-596. Greg Hoversten, D.O. recused.

The meeting adjourned at 12:23 p.m.

These minutes are respectfully submitted by Teena Turnbaugh, Secretary and Kari Rolls, Administrative Assistant.