



Fields of Opportunities

STATE OF IOWA

TERRY BRANSTAD, GOVERNOR  
KIM REYNOLDS, LT. GOVERNOR

IOWA BOARD OF MEDICINE  
MARK BOWDEN, EXECUTIVE DIRECTOR

**IOWA BOARD OF MEDICINE  
FEBRUARY 4-5, 2016, BOARD MEETING**

**OPEN MINUTES**

**THURSDAY, FEBRUARY 4, 2016:**

**MEMBERS PRESENT:** Hamed Tewfik, M.D., Chair  
Allison Schoenfelder, M.D., Vice Chair  
Ronald Cheney, D.O., Secretary  
Julie Carmody, M.D.  
Diane Cortese  
Mary Jo Romanco  
Kyle Ulveling, M.D.  
Charles Wadle, D.O.

**MEMBERS ABSENT:** Diane Clark

**STAFF PRESENT:** Mark Bowden, Executive Director  
Kent Nebel, Director of Legal Affairs  
John Olds, M.D., Medical Advisor  
Brandi Allen, Investigator  
Steve Garrison, Investigator  
Jennifer Huisman, Investigator  
Aaron Kephart, Investigator  
Cathy McCullough, Investigator  
Dave McGlaughlin, Investigator  
Laura Wood, Investigator  
Mary Knapp, Enforcement Monitor  
Shantel Billington, Enforcement Monitor  
Natalie Sipes, Director of Licensure  
Kari Rolls, Administrative Assistant  
Jordan Esbrook, Assistant Attorney General

**At 10:32 a.m., Hamed Tewfik, M.D., Chair, called the meeting to order.**

**Hamed Tewfik, M.D., asked the two new investigators, Laura Wood and Steve Garrison, and the new Iowa Physician Health Program Case Manager, Emily Zalasky, to introduce themselves and state their backgrounds.**

**At 10:38 a.m., on a motion by Allison Schoenfelder, M.D., seconded by Charles Wadle, D.O., all members present voted to meet in closed session, pursuant to Iowa Code Sections 21.5(1)(c), 21.5(1)(d) and 21.5(1)(f), to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent, whether to initiate licensee disciplinary proceedings and discuss the decision to be rendered in a contested case. Julie Carmody, M.D., Ronald Cheney, D.O., Diane Cortese, Mary Jo Romanco, Allison Schoenfelder, M.D., Hamed Tewfik, M.D., Kyle Ulveling, M.D., and Charles Wadle, D.O., all voted aye in a roll call vote to approve the motion.**

**At 2:20 p.m., all members present voted in favor of a motion by Charles Wadle, D.O., seconded by Kyle Ulveling, M.D., to meet in an open session.**

**OPEN SESSION / PUBLIC MEETING:**

**MEMBERS PRESENT:** Hamed Tewfik, M.D., Chair  
Allison Schoenfelder, M.D., Vice Chair  
Ronald Cheney, D.O., Secretary  
Julie Carmody, M.D.  
Diane Cortese  
Mary Jo Romanco  
Kyle Ulveling, M.D.  
Charles Wadle, D.O.

**MEMBERS ABSENT:** Diane Clark

**STAFF PRESENT:** Mark Bowden, Executive Director  
Kent Nebel, Director of Legal Affairs  
John Olds, M.D., Medical Advisor  
Brandi Allen, Investigator  
Steve Garrison, Investigator  
Jennifer Huisman, Investigator  
Aaron Kephart, Investigator  
Cathy McCullough, Investigator  
Dave McGlaughlin, Investigator  
Laura Wood, Investigator  
Shantel Billington, Enforcement Monitor  
Natalie Sipes, Director of Licensure  
Amy Van Maanen, IPHP Project Manager  
Emily Zalasky, IPHP Case Manager  
Jordan Esbrook, Assistant Attorney General

**PUBLIC IN ATTENDANCE:** Kate Strickler, Iowa Medical Society  
Leah McWilliams, Iowa Osteopathic Medical Association  
Linda Thiesen, University of Iowa

**Hamed Tewfik, M.D., chair, called the public session to order at 2:33 p.m. A roll call was taken to establish a presence of a quorum of the Board. The following items were addressed:**

### **Opportunity for public comment**

No members of the public addressed the Board at this time.

### **Board minutes for consideration of approval**

On a motion by Allison Schoenfelder, M.D., seconded by Ronald Cheney, D.O., the Board unanimously approved open and closed minutes of the December 10-11, 2015, Board meeting and the open and closed minutes of the January 14, 2016, teleconference.

### **Chair's report**

Dr. Tewfik did not provide a report.

### **Executive Director's Report**

Mr. Bowden provided the following updates:

- New staff members Emily Zalasky, case manager for the Iowa Physician Health Program; Laura Wood, investigator, and Steve Garrison, investigator, were introduced.
- The Board is seeking authorization for the Iowa Department of Management to hire a chief investigator to succeed Russell Bardin.
- Interviews for the secretary to the executive director position, vacated by Alicia Hill, will commence next week.
- Board staff continues work on an upcoming upgrade to the database.
- Allison Schoenfelder, M.D., and Julie Carmody, M.D., will not seek reappointment to the Board. Diane Cortese has applied for reappointment. The position vacated by Robert Bender, M.D. in 2014 is still open. The Board typically receives new of appointments from the Governor's office in mid-March.

### **Administrative rules**

**ARC2346C - Relinquishment of license becomes effective February 10, 2016.** This is an amendment to 653 IAC Chapter 9, "Permanent Physician Licensure," to implement 2015 Iowa Acts, Senate File 276, which declares that a person's permanent license to practice medicine or administrative medicine shall be deemed relinquished if the person fails to apply for renewal or reinstatement of the license within five years after its expiration.

**ARC2359C - Administrative Medicine License.** This is an amendment to 653 IAC Chapters 9 and 11, to implement 2015 Iowa Acts, Senate File 276, which creates a license for the administrative, non-clinical practice of medicine. A public hearing was held on January 26 and

ARC2359C will be considered by the Administrative Rules Review Committee on February 5. The Board will consider this rulemaking for adoption at the teleconference on March 3.

**ARC2360C - General updates in medical licensure rules.** This amendment to 653 IAC Chapter 9 is a result of the Board's continuing review of its administrative rules. A public hearing was held January 26 and ARC2360C will be considered by the Administrative Rules Review Committee on February 5. The Board will consider this rulemaking for adoption at the teleconference on March 3.

**ARC 2249C - Epinephrine prescribing standards, becomes effective March 9, 2016.** This is an amendment to 653 IAC Chapter 13, "Standards of Practice and Principles of Medical Ethics," to implement 2015 Iowa Acts, Senate File 462, which allows physicians to write prescriptions for authorized facilities to stock an epinephrine auto-injector supply for administration by trained non-health care personnel to individuals at risk of anaphylaxis.

**Notice of Intended Action - General updates in acupuncture rules.** This is an amendment to 653 IAC Chapter 17, "Licensure of Acupuncturists," to update the rule throughout. On January 14, the Board voted to notice this rulemaking. The Notice of Intended Action is under review by the Governor's office.

### **Report on subcommittees of the Boards of Medicine and Physician Assistants**

**ARC2372C - Joint rulemaking by the Boards of Medicine and Physician Assistants to establish minimum standards for appropriate supervision of physician assistants.** This rulemaking was noticed by the Board of Medicine on December 10, 2015, and will be considered by the Administrative Rules Review Committee on February 5. The Board will hold a public hearing on the rule on February 12.

The Board of Physician Assistants on January 20, 2016, voted to notice a rule identical to ARC2372C. This rulemaking is scheduled to be published in the Administrative Bulletin on February 17 and a public hearing will be held on March 9. The Board of Physician Assistants was initially hesitant to notice the rule; however, they have acknowledged that the draft rule, once noticed, could be slightly modified before adoption, taking into consideration comments received in writing or made at a public hearing on the rulemaking, so long as the modifications are not substantial.

New legislation in regard to physician assistant regulation has been proposed:

- **HF2041** gives the Board of Medicine sole authority to write supervisory rules. This legislation cleared a subcommittee in the House and will be considered by the House Human Resources Committee.
- **HF2105** eliminates the Board of Physician Assistants and puts PAs under licensure and regulation by the Board of Medicine. This legislation has been assigned to a subcommittee of the House Human Resources Committee.

### **Board of Physical & Occupational Therapy's ruling on a petition for a declaratory order on dry needling**

A petition was brought before the Board of Physical & Occupational Therapy by the Iowa Association of Oriental Medicine and Acupuncture asking for them to weigh in on dry needling. The Board of Physical & Occupational Therapy was asked a series of eight questions. The first

seven were asking about trigger points, terms associated with dry needling, and what training is required to perform dry needling. The Board of Physical & Occupational Therapy declined to answer the first seven questions, but did answer the eighth question addressing whether dry needling is within the scope of practice for physical and occupational therapists. The answer was “Yes” because it is a rehabilitative procedure used to prevent, correct, or minimize or alleviate a physical impairment. They noted that physical therapists already use trigger points and therapeutic massage and dry needling is analogous to those treatments.

No action is required by the Iowa Board of Medicine. The information was presented for information only because the Board regulates the practice of acupuncturists. The petitioners could appeal both the refusal to answer the first seven questions and the answer to the eighth question. The petitioners have 30 days from January 14, 2016, in which to seek judicial review.

The American Physical Therapy Association and the Iowa Physical Therapy Association intervened so they can also seek judicial review.

### **2016 Legislation**

The Iowa Board of Medicine is not offering any new legislation this session, but Mr. Bowden monitors legislation that may be of interest. Two bills have been introduced relating to health professionals’ licensure.

Legislation (HSB103 and SSB 1150) for licensure of anesthesiology assistants was introduced in 2015 in the House and Senate and re-introduced (SSB3063) in 2016 in the Senate. A House subcommittee looked at the legislation in 2015 and again on January 21, 2016, but did not advance the bill to House Human Resources Committee. The legislation is still at the subcommittee level in the Senate. The legislation puts anesthesiologist assistants’ regulation under the Board of Medicine.

Legislation (HSB567 and SSB3146) was introduced in 2016 in the House and the Senate to licensure genetic counselors. This legislation puts genetic counselors’ regulation under the Board of Medicine. Proponents of the legislation have met with Board staff. The legislation is expected to be reviewed by House and Senate subcommittees later in February.

The Board is monitoring legislation that broadens the scopes of practice for non-physician health care providers. One initiative (HSB500 and SSB3090) involves expanded surgical injection procedures for optometrists that have heretofore been practiced exclusively by ophthalmologists. Another initiative (HSB503 and SSB1093) would allow psychologists to prescribe psychotropic medications. Legislation (HF2132 and SF2218) has been offered that would allow first responders to administer opioid antagonists on individual is experiencing an opioid-related overdose.

A telehealth bill (HSB502) developed by Representative David Heaton of Mount Pleasant may be considered this session. Among other things, this bill is about payment parity for services provided by telemedicine. This Board of Medicine is interested in the definitions in the bill to make sure definitions are consistent with the definitions offered by the Board in its new administrative rule on telemedicine.

Legislation (SF2051) has been introduced to allow physicians to prescribe medications to allow terminally ill patients end their lives. Other legislation (HF2231 and SF2198) has been introduced to set forth expectations for experimental procedures on terminally ill patients.

### **Interstate Medical Licensure Compact**

Twelve states have voted to join the Interstate Medical Licensure Compact in the past year. Legislation has been introduced in another 12-14 states, with the outlook favorable for more states joining the compact this year. The Compact Commission is working on organizational, funding and technology issues to make it possible for licenses to issue licenses by late 2016 or early 2017. The Compact Commission has not set a schedule or timetable, but there is a general recognition that the multiple-state expedited licensure process must be up and running to demonstrate to non-member states why the Compact must be adopted in every state. Board member Diane Clark and Executive Director Mark Bowden, Iowa's commissioners for the Compact Commission, will attend a commission meeting March 31-April 1 in St. Paul, MN.

### **Judicial review of Board cases and related cases**

Jordan Esbrook, an assistant attorney general, briefed the Board on seven cases under judicial review in state courts:

- **Smoker v. BOM, No. 14-1259** – Appeals Court affirms Board's motion to dismiss claims for drug-screening expenses. Smoker filed an application for further review with the Supreme Court on 7/14. Filed a resistance on behalf of the Board on 7/24. The Supreme Court declined to take the case for further review. Appeal concluded.
- **Butt v. BOM, No. 15-1201** – District Court upholds Board's decision to suspend physician's license. Appealed to Supreme Court. Briefing completed. Case will be decided without oral argument.
- **Butt v. BOM, No. 14-1764** – Oral argument held and decision issued. Appeals Court affirmed the discipline. Court struck a paragraph of language concluding it was a new factual finding and ordered an NPDB change. Case is now concluded.
- **Rabi v. BOM (challenging contested case decision)** – Brief has been filed on Board's behalf asking the court to affirm the Board's decision. Awaiting decision. Case is continued pending resolution of request for reinstatement at board level.
- **Rabi v. BOM (challenging decision not to redact witness names)** – District Court on 12/01 dismissed Rabi's petition challenging Board's denial of his request to redact the names of his witnesses in the 02/19 board order. No appeal was filed. Appeal concluded.
- **Rabi v. BOM (challenge to decision reinstating license)** – Newly filed appeal. A motion to dismiss was filed on behalf of Board on 1/28.
- **Risk v. BOM – (challenging Board's denial of his request for rehearing)** Answer filed. Risk filed his brief on 11/24. Board's brief was due 12/9. District Court affirmed the Board's decision and instructed Risk to go to the Board through normal process to ask that restriction is lifted. Risk filed an appeal with Supreme Court. Awaiting briefing schedule.
- **Fleming v. BOM, No. 14-0975** – Appendix filed. Final briefs filed. Awaiting decision.

### **Contested Case Hearings**

Kent Nebel, Director of Legal Affairs, provided training on Board members' conduct during contested case hearings. Mr. Nebel stressed that decisions must be based solely on evidence presented by the parties. The Board may use their knowledge and experience in analyzing the material, but outside research is prohibited (such as use of the internet for research).

### **Federation of State Medical Boards**

The FSMB annual meeting will be held April 28-30, 2016, in San Diego. Board members are encouraged to participate if available and should contact Mr. Bowden if interested.

The Board can offer resolutions if the Board wants work groups or committees to research a topic further. The deadline for resolutions is February 26, 2016.

Mark Bowden, Executive Director, and Jordan Esbrook, Assistant Attorney General, will be attend an antitrust informational meeting hosted by FSMB on March 8, 2016, in Dallas, Texas. The meeting will review how states are responding to last year's U.S. Supreme Court opinion in an anti-trust case involving the Federal Trade Commission and the North Carolina dental board. The Court determined that state health professions licensure boards may need independent review and potential modification of certain Board decisions before the decisions are finalized.

### **Iowa Physician Health Committee (IPHC)**

Amy Van Maanen, Iowa Physician Health Program (IPHP) Coordinator, provided a brief update to the Board.

- Emily Zalasky, has begun her work as the IPHP Case Manager.
- The IPHC will reduce the number of meetings from six to four per year, but will be doing more outreach. The program's case managers will meet with participants in their workplace settings every other year rather than have participants appear before the IPHC annually for participants who are under contract with the IPHC. Typically, the contracts are for five years, so under the new strategy, a participant will meet with the committee in years 1, 3 and 5 of the contract and will meet with case managers on years 2 and 4 of the contract.
- The IPHC has two vacant positions and will be meeting with two potential appointees (a psychiatrist and a therapist) at the January IPHC meeting.
- IPHP staff worked closely with the Committee to update several procedures.
- The Iowa Physician Health Program is working on updating the website and logo.
- Ms. Van Maanen met with the Dental and Pharmacy Boards in January to provide an overview of how the IPHP is managed discuss the possibility of staff resource sharing among the impaired practitioner programs.

### **Reports and Articles**

The following articles were shared with the Board:

*CDC calls on doctors to reduce opioid use*, Lenny Bernstein, Washington Post, December 15, 2015.

*Most medical school graduates continue to find placements*, Janis C. Kelly, Medscape, December 24, 2015.

*Physicians less likely to die in hospital than other patients*, Diana Phillips, Medscape, January 20, 2016.

*U.S. family doctors plan to provide more varied care in future*, Lisa Rapaport, Reuters Health News, December 8, 2015.

*Would paying your doctor cash up front get you better care?*, Shefali Luthra, National Public Radio-Kaiser Health News, January 13, 2016.

### **Petition for Waiver**

The Board reviewed a petition for waiver of permanent licensure requirements:

Jeff Zhang, M.D. requested a waiver of 653- 9.3(1)c(1) – which states the international medical school graduates must complete 24 months of continuous, progressive and accredited postgraduate training.

Dr. Zhang is a hand and microvascular surgeon. He graduated from Southern Medical University (formerly 1st Military Medical University) in Guangzhou, China. He came to the US and worked in an orthopaedic research lab at Duke University Medical Center from 1999-2000, followed by neurosurgery research at John Hopkins University School of Medicine from 2000-2001.

He completed a one-year non-accredited hand surgery fellowship at the Christine M. Kleinert Institute from 2001-2002. The Kleinert Institute provided a statement that the training received by Dr. Zhang was identical to the off a fellow in an accredited position. He worked as a surgical assistant/orthopaedic physician assistant at Fredrick Memorial Hospital from 2002-2007. He completed a one year, non-accredited peripheral nerve surgery fellowship at Dellon Institute (a Johns Hopkins University Affiliate) from 2007-2008. He worked as an orthopaedic physician assistant in the surgery/traumatology department at Prince George Hospital Center.

He completed a one-year ACGME accredited sports medicine fellowship at the Hughston Foundation in Georgia from 2013-2014.

He has been practicing at Miller Orthopaedics in Council Bluffs on a temporary license approved by the Board in February 2015.

On a motion by Julie Carmody, M.D. and a second by Hamed Tewfik, M.D., the Board voted unanimously to approve Dr. Zhang's petition for waiver.

### **Committee Reports**

At 3:21 p.m. on a motion by Hamed Tewfik, M.D., and a second by Mary Jo Romanco, the Board voted to approve the monitoring, screening, and licensure committee reports. The Board voted unanimously in favor of the motion.

**At 3:36 p.m., on a motion by Allison Schoenfelder, M.D., seconded by Charles Wadle, D.O., all members present voted to meet in closed session, pursuant to Iowa Code Sections 21.5(1)(c), 21.5(1)(d) and 21.5(1)(f), to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent, whether to initiate licensee disciplinary proceedings and discuss the decision to be rendered in a contested case. Julie Carmody, M.D., Ronald Cheney, D.O., Diane Cortese, Mary Jo Romanco, Allison Schoenfelder, M.D., Hamed Tewfik, M.D., Kyle Ulveling, M.D., and Charles Wadle, D.O., all voted aye in a roll call vote to approve the motion.**



**At 4:36 p.m., the Board went to recess. The closed session resumed on Friday, February 5, 2016, at 9:00 a.m.**

**FRIDAY, FEBRUARY 5, 2016:**

**MEMBERS PRESENT:** Hamed Tewfik, M.D., Chair  
Allison Schoenfelder, M.D., Vice Chair  
Ronald Cheney, D.O., Secretary  
Julie Carmody, M.D.  
Diane Cortese  
Mary Jo Romanco  
Kyle Ulveling, M.D.  
Charles Wadle, D.O.

**MEMBERS ABSENT:** Diane Clark

**STAFF PRESENT:** Mark Bowden, Executive Director  
Kent Nebel, Director of Legal Affairs  
John Olds, M.D., Medical Advisor  
Brandi Allen, Investigator  
Steve Garrison, Investigator  
Jennifer Huisman, Investigator  
Aaron Kephart, Investigator  
Cathy McCullough, Investigator  
Dave McGlaughlin, Investigator  
Laura Wood, Investigator  
Shantel Billington, Enforcement Monitor  
Emily Zalasky, Iowa Physician Health Program Case Manager  
Kari Rolls, Administrative Assistant  
Jordan Esbrook, Assistant Attorney General

**Closed session resumed at 9:00 a.m.**

**At 9:48 a.m., while still in closed session, all members present voted in favor of a motion by Kyle Ulveling, M.D., seconded by Allison Schoenfelder, M.D., to meet in an open session. In open session, the Board took the following actions:**

On a motion by Julie Carmody, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **accept** the combined Statement of Charges and Settlement Agreement for Mary P. Rosman, D.O., files 03-2013-198, 03-2013-634, 03-2014-258, 03-2014-311 and 03-2014-616.

On a motion by Julie Carmody, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2015-104.

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On a motion by Julie Carmody, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **accept** the combined Statement of Charges and Settlement Agreement for Paul M. Bolger, M.D., file 02-2015-242.

On a motion by Julie Carmody, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **accept** the combined Statement of Charges and Settlement Agreement for Josh A. Smith, D.O., files 03-2012-429 and 03-2013-538. Ronald Cheney, D.O., and Kyle Ulveling, M.D., recused.

On a motion by Julie Carmody, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2014-414.

On a motion by Julie Carmody, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** files 03-2014-430 and 03-2014-539.

On a motion by Julie Carmody, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2014-579.

On a motion by Julie Carmody, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2015-087. Allison Schoenfelder, M.D., recused.

On a motion by Julie Carmody, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **affirm** its original decision to **close** file 02-2015-151, **with no formal disciplinary action**.

On a motion by Julie Carmody, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **affirm** its original decision to **close** file 02-2015-191, **with no formal disciplinary action**.

On a motion by Julie Carmody, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **affirm** its original decision to **close** file 02-2014-275, **with no formal disciplinary action**.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **affirm** its original decision to **close** files 02-2013-462 and 02-2013-707, **with no formal disciplinary action**.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **affirm** its original decision to **close** file 02-2015-149, **with no formal disciplinary action**.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **affirm** its original decision to **close** file 02-2015-008, **with no formal disciplinary action**. Hamed Tewfik, M.D., recused.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **close** file 03-2014-637, with **no formal action**.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **close** file 02-2014-618, with **no formal action**.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2015-071.

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On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **close** file 02-2015-590, with **no formal action**.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **close** file 02-2015-528, with **no formal action**.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 03-2014-507.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2015-295.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 03-2015-240.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2015-489.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **close** file 02-2015-551, with **no formal action**.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **close** file 02-2015-380, with **no formal action**.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2015-025.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 03-2015-403.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **close** file 02-2015-192, with **no formal action**. Ronald Cheney, D.O., recused.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** files 02-2013-482, 02-2013-556, 02-2015-109, 02-2015-200 and 02-2015-417.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2015-172.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2015-233.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **close** file 02-2014-598, with **no formal action**. Charles Wadle, D.O., recused.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **close** file 03-2015-280, with **no formal action**.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2015-631. Allison Schoenfelder, M.D., recused.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **close** file 02-2013-310, with **no formal action**.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2014-431.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** files 02-2013-304 and 02-2013-404.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **close** file 02-2015-548, with **no formal action**.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2015-663.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **close** file 03-2015-620, with **no formal action**.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2015-633.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2012-558.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2015-458.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **close** file 02-2015-637, with **no formal action**.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** files 02-2014-497, 02-2015-207 and 02-2015-523.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2015-137.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **close** file 02-2015-212, with **no formal action**.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **accept** the Dismissal Order for Steven E. Miller, M.D., file 02-2011-569.

On a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 02-2015-600.

**At 10:53 a.m., on a motion by Charles Wadle, D.O., seconded by Kyle Ulveling, M.D., all members present voted to meet in closed session, pursuant to Iowa Code Sections 21.5(1)(c), 21.5(1)(d) and 21.5(1)(f), to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent, whether to initiate licensee disciplinary proceedings and discuss the decision to be rendered in a contested case. Julie Carmody, M.D., Ronald**

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**Cheney, D.O., Diane Cortese, Mary Jo Romanco, Allison Schoenfelder, M.D., Hamed Tewfik, M.D., Kyle Ulveling, M.D., and Charles Wadle, D.O., all voted aye in a roll call vote to approve the motion.**

**At 12:08 p.m., while still in closed session, all members present voted in favor of a motion by Kyle Ulveling, M.D., seconded by Ronald Cheney, D.O., to meet in an open session. In open session, the Board took the following actions:**

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 03-2014-105.

On a motion by Mary Jo Romanco, seconded by Ronald Cheney, D.O., all Board members present voted to **leave open** file 03-2013-441.

**The meeting adjourned at 12:09 p.m.**

These minutes are respectfully submitted by Kari Rolls, Administrative Assistant/Enforcement, and Natalie Sipes, Director of Licensure.