



**MARCH 2023
OPEN MINUTES**

March 23, 2023:

MEMBERS PRESENT:

Warren Gall, M.D., Chair
Joyce Vista-Wayne, M.D., Vice-Chair
Patricia Fasbender, D.O., Secretary
Eugene Cherny, M.D.
Jason Meyers, M.D.
Rose Mitchell
Vickie Pyevich, M.D.
Chad Stadsvoid, D.O.

MEMBERS ABSENT:

None

STAFF PRESENT:

Jill Stuecker, Division Director
Dennis Tibben, Executive Director
Luke Lowry, M.D., Temporary Medical Director
Anne Schlepffhorst, Chief Investigator
Brandi Allen, Investigator
Dave McGlaughlin, Investigator
Jerome Hill, Investigator
Laura Wood, Investigator
Michelle DeLong, Investigator
Natalie Anderson, Investigator
Jennifer Ware, Director of Licensure
Marvin Firch, Monitoring Coordinator
Emily Zalasky, Iowa Physician Health Program Coordinator
Natalie Lyons, Iowa Physician Health Program Case Manager
Kari Rolls, Administrative Assistant
Kaitie Westphal, Enforcement Support
Chrissy Greco, Assistant to Executive Director
Tyler Eason, Assistant Attorney General

At 10:05 a.m., Dennis Tibben, Executive Director, called the meeting to order.

PUBLIC SESSION:

Roll call was taken to establish a quorum.

Public attendees were as follows:

Mazy Stillwell,
Bill Boyd,
Bret Snodgrass
Erin Cubit, Iowa Hospital Association

Dennis Tibben, Executive Director, highlighted the following legislation.

To find the items below that were discussed, go to www.legis.iowa.gov

HF 161: Medical Liability Reform & Medical Error Task Force

SF 477: International Medical Graduates & Training Programs

HSB 126; SF 514: State Government Alignment

Dennis Tibben, Executive Director gave an Administrative Rules update regarding Executive Order 10: Red Tape Review.

Upcoming hearing date reminders were given by Jill Stuecker, Division Director.

Recognition was given to Dr. Warren Gall for his selfless service of six years with the Board.

Appointments of Board officers were made and are as follows:

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, D.O., the position of Chairperson of the Board was appointed to Joyce Vista-Wayne, M.D.

On a motion by Chad Stadvold, D.O., seconded by Rose Mitchell, the position of Vice Chairperson of the Board was appointed to Patricia Fasbender, D.O.

On a motion by Patricia Fasbender, D.O., seconded by Rose Mitchell, the position of Secretary of the Board was appointed to Chad Stadvold, D.O.

At 10:30 a.m., the Board recessed.

At 10:37 a.m., on a motion by Joyce Vista-Wayne, M.D., seconded by Rose Mitchell, all members present voted to meet in closed session, pursuant to Iowa Code section 21.5(1)(a), to review or discuss records which are required or authorized by state or federal law to be kept confidential; pursuant to Iowa Code section 21.5(1)(d), to discuss whether to initiate licensee disciplinary investigations or proceedings; and pursuant to Iowa Code section 21.5(1)(f), to discuss the decision to be rendered in a contested case conducted according to the provisions of chapter 17A. Eugene Cherny, M.D., Patricia Fasbender, D.O., Warren Gall, M.D., Jason Meyers, M.D., Rose Mitchell, Vickie Pyevich, M.D., Chad Stadvold, D.O., and Joyce Vista-Wayne, M.D., all voted aye in a roll call vote to approve the motion.

Eugene Cherny, M.D., left the meeting at 5:06 p.m.

At 5:26 p.m., Closed Session went to recess. The Closed Session resumed on Friday, March 25, 2023, at 9:15 a.m.

March 24, 2023:

MEMBERS PRESENT:

Warren Gall, M.D., Chair
Joyce Vista-Wayne, M.D., Vice-Chair
Patricia Fasbender, D.O., Secretary
Eugene Cherny, M.D.
Jason Meyers, M.D.
Rose Mitchell
Vickie Pyevich, M.D.
Chad Stadsvold, D.O.

MEMBERS ABSENT:

None

STAFF PRESENT:

Jill Stuecker, Division Director
Dennis Tibben, Executive Director
Luke Lowry, M.D., Temporary Medical Director
Anne Schlepfforst, Chief Investigator
Jennifer Ware, Director of Licensure
Kari Rolls, Administrative Assistant
Kaitie Westphal, Enforcement Support
Tyler Eason, Assistant Attorney General

Closed Session resumed at 9:15 a.m.

At 9:17 a.m., while still in closed session, all members present voted in favor of a motion by Joyce Vista-Wayne, M.D., seconded by Rose Mitchell, to meet in an open session. In open session, the Board took the following actions:

Chad Stadsvold, D.O., advised the Board that the **Screening Committee** reviewed 28 cases: closed 27 and left one (1) open.

On a motion by Warren Gall, M.D., seconded by Rose Mitchell, all Board members present voted to **accept** the Screening Committee Report and its recommendations.

Joyce Vista-Wayne, M.D., advised the Board that the **Monitoring Committee** reviewed three (3) cases: had no appearances, granted one (1) request for Termination of Board Order and denied two (2) requests for termination.

On a motion by Chad Stadsvold, D.O., seconded by Patricia Fasbender, D.O., all Board members present voted to **accept** the Monitoring Committee Report and its recommendations.

Patricia Fasbender, D.O., advised the Board that the **Licensure Committee** reviewed three (3) cases: granted two (2) permanent Iowa medical licenses and left one (1) open.

On a motion by Chad Stadvold, D.O., seconded Vickie Pyevich, M.D., all Board members present voted to **accept** the Licensure Committee Report and its recommendations.

On a motion by Rose Mitchell, seconded by Warren Gall, M.D., all members present voted to **approve** the open and closed minutes for the December 15-1, 2022, Board Meeting. There was no discussion and no changes suggested.

On a motion by Chad Stadvold, D.O., seconded by Rose Mitchell, all members present voted to **approve** the open and closed minutes for the March 8, 2023, Board Teleconference. There was no discussion and no changes suggested.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **accept** the combined Statement of Charges and Settlement Agreement for Todd A. Leonard, M.D., file 02-2022-130.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **accept** the combined Statement of Charges, Settlement Agreement & Final Order for Scott A. Eastin, M.D., files 02-2021-257, 02-2021-560 and 02-2022-093. Joyce Vista-Wayne, M.D., recused.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2020-120, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **leave open** file 02-2020-476.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2017-449, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2022-462, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2022-621, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **affirm** its original decision to **close** file 02-2022-657, **with no formal disciplinary action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **affirm** its original decision to **close** file 02-2022-576, **with no formal disciplinary action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2019-453, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2019-401, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2019-130, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2019-563, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2019-468, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 03-2019-697, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 03-2020-322, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2020-001, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **leave open** file 02-2017-142.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 03-2020-031, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 03-2021-491, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2022-004, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2021-351, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2021-463, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 06-2021-357, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 03-2017-182, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **leave open** file 03-2017-365.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 03-2018-086, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 03-2019-395, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 03-2020-082, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 03-2020-131, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 03-2022-660, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **leave open** file 02-2022-651.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **leave open** file 02-2022-372.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **leave open** file 02-2021-318.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 03-2020-227, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 03-2021-414, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **leave open** file 02-2016-478.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **leave open** file 02-2017-302.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **leave open** file 02-2021-214.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **leave open** file 02-2022-579.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2022-581, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2022-498, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2022-497, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2022-416, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2017-227, with **no formal action**.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2021-505, with **no formal action**.

On a motion by Warren Gall, M.D., seconded by Chad Stadvold, D.O., all Board members present voted to **close** file 03-2017-336, with **no formal action**. Joyce Vista-Wayne, M.D., recused.

On a motion by Warren Gall, M.D., seconded by Chad Stadvold, D.O., all Board members present voted to **close** file 03-2020-529, with **no formal action**. Joyce Vista-Wayne, M.D., recused.

On a motion by Patricia Fasbender, D.O., seconded by Rose Mitchell, all Board members present voted to **close** file 02-2019-598, with **no formal action**. Vickie Pyevich, M.D., recused.

On a motion by Patricia Fasbender, D.O., seconded by Rose Mitchell, all Board members present voted to **close** file 02-2019-599, with **no formal action**. Vickie Pyevich, M.D., recused.

Dennis Tibben, Executive Director, provided a staffing update.

At 9:33 a.m., all members present voted in favor of a motion by Rose Mitchell, seconded by Warren Gall, M.D., to adjourn the meeting.