

BOARD OF REGISTRATION IN MEDICINE
178 Albion Street, Suite 330
Wakefield, Massachusetts 01880
(Teleconference)
April 27, 2023
10:30 a.m.
Public Session I

Members Participating Remotely:

Julian N. Robinson, M.D., Physician Member, Chair
Holly Oh, M.D., Physician Member, Secretary
Booker T. Bush, M.D., Physician Member
John McGahan, Public Member

Member(s) absent:

Nawal Nour, M.D., M.P.H., Physician Member
Frank O'Donnell, Esq., Public Member
Sandeep Singh Jubbal, M.D., Physician Member

Staff Present and Participating:

George Zachos, Executive Director
Vita P. Berg, General Counsel
Steven Hoffman, Division of Law and Policy Manager
Eileen A. Prebensen, Senior Policy Counsel
Robert E. Harvey, Physician Health and Compliance Manager
Roisin Cahill, Assistant General Counsel

Minutes taken by: Donald LaPointe, Paralegal, Division of Law and Policy.

Marsha Johnson, Stenographer, present to record the Board meeting.

Dr. Robinson called the meeting to order at 10:30 a.m.

Dr. Robinson called the Roll to confirm that there was a quorum of the Board.

Dr. Oh-Aye

Dr. Bush – Aye

Mr. McGahan - Aye

The Chair voted Aye.

Motion carried 4-0 (unanimous).

Dr. Robinson informed those individuals in attendance that the Board meeting was being conducted via teleconference. Additionally, the Board meeting was being recorded by a stenographer.

Proposed Policy 2023-01: Policy on Data Repository Unit (DRU) Referrals of Certain Reports:

The Board deferred consideration of the Proposed Policy until the next Board meeting.

Proposed Update to Confidential Information Questions on all Licensing Applications:

George Zachos, Executive Director, discussed with the Board members the use of the word “currently” in the impairment questions in the Board’s licensing applications. The question asks, “Do you have a medical or physical condition that currently impairs your ability to practice medicine?”

On the Licensing Applications are instructions that directly precede the two impairment questions. These instructions define the word “currently” as such:

“For purposes of the questions, “currently” does not mean on the day of, or even the weeks or months preceeding the completion of the application. It means recently enough to have an impact on one’s functioning as a licensee, or within the past two years.”

Mr. Zachos proposed eliminating the phrase “or within the past two years” in the definition of the word “currently” as it appears in the instructions to the impairment questions.

Dr. Bush moved to adopt the proposed change, deleting “or within the past two years” in all Licensing Applications and Instructions where current impairment is discussed.

Dr. Oh seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh-Aye

Dr. Bush – Aye

Mr. McGahan - Aye

The Chair voted Aye.

Motion carried 4-0 (unanimous).

Dr. Lorna Breen Heroes Foundation State Board Recognition:

Mr. Zachos provided the Board members with an overview of the Dr. Lorna Breen Heroes Foundation, a national advocacy organization promoting physician wellness.

Mr. Zachos informed the Board that the Foundation recognized the Massachusetts Board, as one of 21 medical boards who have removed intrusive language about mental health from their physician licensing applications.

Mostert, Lelane

The Board considered the Full License Application.

Roisin Cahill, Assistant General Counsel, provided the Board members with an overview of this matter, including the issues particular to Dr. Mostert's application for licensure that served as the basis for the Board's consideration of this matter.

Dr. Lelane Mostert was present via teleconference and addressed the Board.

Dr. Mostert informed the Board of her reasons for moving to Massachusetts and thus seeking licensure to practice medicine in Massachusetts.

In the **Mostert** matter, Dr. Bush moved to waive the requirement that as an International Medical Graduate Dr. Mostert hold a valid ECFMG Certificate pursuant to M.G.L. c. 112, sec. 2 and 243 CMR 2.03(1)(c). The motion failed as there was no second to this motion.

Mr. Zachos advised the Board members that they could defer their consideration of this matter.

In the **Mostert** matter, Dr. Oh moved to defer the Board's consideration of this matter to a future Board agenda.

Dr. Bush seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh-Aye

Dr. Bush – Aye

Mr. McGahan - Aye

The Chair voted Aye.

Motion carried 4-0 (unanimous).

Tzvetanov, Tzvetan

The Board considered Dr. Tzvetanov's Motion to Extend Time.

Robert E. Harvey, Physician Health and Compliance Manager, presented this matter to the Board.

In the **Tzvetanov** matter, Dr. Robinson moved to grant the request and allow Dr. Tzvetanov another 90 days, retroactive to April 6, 2023, to complete the assessment. Dr. Robinson further moved to approve Affiliated Monitors, Inc. (AMI) to conduct the assessment.

Dr. Oh seconded the motions.

Dr. Robinson called the Roll:

Dr. Oh-Aye
Dr. Bush – Aye
Mr. McGahan - Aye

The Chair voted Aye.
Motions carried 4-0 (unanimous).

Minutes:

The Board considered the Public Session Minutes of the April 6, 2023 Board meeting.

Dr. Oh moved to approve the Public Session Minutes of the April 6, 2023 Board meeting.
Dr. Bush seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh-Aye
Dr. Bush – Aye
Mr. McGahan - Aye

The Chair voted Aye.
Motion carried 4-0 (unanimous).

Licensing:

Michael Sinacola, Director of Licensing, provided the Board members with an overview of the licensing data as of April 27, 2023.

Licensing Applications:

Mr. Sinacola stated that any licensing applicants who anticipated practicing at Newton Wellesley Hospital, The Dimock Center, Cityblock Health, and Baystate Medical Center Springfield were excluded from the licensing application lists and their applications were deferred to a future board meeting.

Dr. Robinson asked for a motion to approve the following applications for licensure:

- Applications for Full Licensure (Anderson - Vaid)
- Applications for Lapsed Full Licensure (Kelman – Schafer)
- Applications for Full Licensure with Waiver (Fatteh – Mahadevan)
- Application for Limited Licensure Renewal (Kim)
- Applications for Changes to Existing Limited Licensure (Alcali – Xu)

- Application for Changes to Specialties and Subspecialties Approved by the Board (Narayan – White)

Dr. Oh moved to approve the above-listed applications for licensure.

Dr. Bush seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh-Aye

Dr. Bush – Aye

Mr. McGahan - Aye

The Chair voted Aye.

Motion carried 4-0 (unanimous).

Dr. Robinson stated that the Board would meet in Executive Session to review Executive Session Minutes.

Following the Executive Session, the Board would meet in closed Adjudicatory Session, and then in closed Mass. General Law, chapter 112, section 65C session. The Board would reconvene in Public Session following the conclusion of the 65C Session.

Dr. Robinson asked for a motion to go into Executive Session.

Dr. Oh moved to go into Executive Session.

Dr. Bush seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh-Aye

Dr. Bush – Aye

Mr. McGahan - Aye

The Chair voted Aye.

Motion carried 4-0 (unanimous).

Dr. Robinson stated that the Board would go into Executive Session.

Public Session I ended at 10:56 a.m.

BOARD OF REGISTRATION IN MEDICINE
178 Albion Street, Suite 330
Wakefield, Massachusetts 01880
(Teleconference)
April 27, 2023
11:41 a.m.
Public Session II

Members Participating Remotely:

Julian N. Robinson, M.D., Physician Member, Chair
Holly Oh, M.D., Physician Member, Secretary
Booker T. Bush, M.D., Physician Member
John McGahan, Public Member

Member(s) absent:

Nawal Nour, M.D., M.P.H., Physician Member
Frank O'Donnell, Esq., Public Member
Sandeep Singh Jubbal, M.D., Physician Member

Staff Present and Participating:

George Zachos, Executive Director
Vita P. Berg, General Counsel
Steven Hoffman, Division of Law and Policy Manager
Michael Sinacola, Director of Licensing
Eileen A. Prebensen, Senior Policy Counsel

Minutes taken by: Donald LaPointe, Paralegal, Division of Law and Policy.

Marsha Johnson, Stenographer, present to record the Board meeting.

Motions and Votes

In the **Bucci** matter, Dr. Robinson moved to deny the Motion to Recommit for Further Findings.
Dr. Bush seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh -Aye
Dr. Bush – Aye
Mr. McGahan – Aye

The Chair voted Aye.
Motion carried 4-0 (unanimous).

In the **Brodie** matter, Dr. Robinson moved to issue the Statement of Allegations, Order to Use Pseudonyms and Impound Identities and Medical Records, and Order of Reference to the Division of Administrative Law Appeals.

Dr. Oh seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh -Aye

Dr. Bush – Aye

Mr. McGahan – Aye

The Chair voted Aye.

Motion carried 4-0 (unanimous).

In the **Kristiansen** matter, Dr. Robinson moved to issue the Statement of Allegations, Order to Use Pseudonyms and Impound Identities and Medical Records, and Order of Reference to the Division of Administrative Law Appeals.

Dr. Oh seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh -Aye

Dr. Bush – Aye

Mr. McGahan – Aye

The Chair voted Aye.

Motion carried 4-0 (unanimous).

In the **Lance** matter, Dr. Robinson moved to issue the Statement of Allegations and Order of Reference to the Division of Administrative Law Appeals.

Dr. Bush seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh -Aye

Dr. Bush – Aye

Mr. McGahan – Aye

The Chair voted Aye.

Motion carried 4-0 (unanimous).

Board Member Availability

The Board discussed their anticipated availability to attend the May 11, 2023, May 25, 2023 and June 15, 2023 Board Meetings.

Dr. Robinson indicated that he did not anticipate attending the May 11, 2023 Board meeting.

Mr. McGahan indicated that he did not anticipate attending the May 25, 2023 Board meeting.

All members present indicated that they anticipated being available to attend the June 15, 2023 Board meeting.

Dr. Robinson asked for a motion to adjourn the Board meeting.

Dr. Bush moved to adjourn the Board meeting.

Dr. Oh seconded the motion.

Dr. Robinson called the Roll:

Dr. Oh -Aye

Dr. Bush – Aye

Mr. McGahan – Aye

The Chair voted Aye.

Motion carried 4-0 (unanimous).

The Board meeting adjourned at 11:44 a.m.

Documents Considered in Public Sessions I and II:

- Public Session Minutes of the April 6, 2023 Board meetings
- Memorandum RE: Lelane Mostert, M.D. – Full License Application
- Memorandum RE: Tzvetan Tzvetanov, M.D. – Motion to Extend Time
- Motions and Votes
- Licensing Applications Lists