

BOARD OF REGISTRATION IN MEDICINE

**178 Albion Street, Suite 330
Wakefield, Massachusetts 01880**

(Teleconference)

December 1, 2022

10:30 a.m.

Public Session I

Members Participating Remotely:

Julian N. Robinson, M.D., Physician Member, Chair

Woody Giessmann LADC-I, CADC, CIP, AIS, Public Member, Vice Chair

Holly Oh, M.D., Physician Member, Secretary

Booker T. Bush, M.D., Physician Member

Frank O'Donnell, Esq., Public Member

Member(s) absent:

Nawal Nour, M.D., M.P.H., Physician Member

Staff Present and Participating:

George Zachos, Executive Director

Vita P. Berg, General Counsel

Michael Sinacola, Director of Licensing

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.

Mr. Giessmann – Aye

Dr. Oh -Aye

Dr. Bush – Aye

Mr. O'Donnell – Aye

The Chair voted Aye.

Motion carried 5-0 (unanimous).

Dr. Oh entered the Board room after the vote to confirm quorum. At Dr. Robinson's request Dr. Oh confirmed her presence, via teleconference, at the December 1, 2022 Board meeting.

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.

Online Licensing Update:

George Zachos, Executive Director, informed the Board that the process for decommissioning the Legacy licensing system had commenced. Mr. Zachos thanked the members of the Verity Consulting team for their years of service and credited them with the success of previous initiatives to improve upon the Legacy licensing system.

Michael Sinacola, Director of Licensing, informed the Board that the online licensing system for limited license applications would go live in mid-December approximately. . Additionally, on December 7, 2022, the Licensing Division would be conducting training on how to use the online licensing system for limited license applications for medical facilities and medical staff offices.

Revision to Policy 2020-05 (Interim Policy on Emergency Temporary Licenses):

Vita P. Berg, General Counsel, provided the Board members with a brief overview of the genesis for Policy 2020-05 as a measure to address the COVID-19 pandemic and the ongoing need for the policy due ongoing impact of COVID-19 and ongoing healthcare workforce shortage.

Ms. Berg stated that Policy 2020-05 would expire at the end of calendar year 2022 and recommended that the Board vote to update and extend this Policy until June 30, 2023.

Revision to Policy 2020-09 (Interim Policy on Emergency Temporary Licenses):

Ms. Berg stated that this Policy was enacted to allow Full License applicants who met the core requirements to commence practicing medicine while the Board continued to collect documentation to complete the application process. Ms. Berg recommended that the Board vote to update and extend this policy until June 30, 2023.

Dr. Bush moved to adopt the recommended changes to Policy 2020-05 and Policy 2020-09.
Dr. Oh seconded the motion.

Dr. Robinson called the Roll:

Mr. Giessmann – Aye

Dr. Oh- Aye

Dr. Bush – Aye

Mr. O'Donnell – Aye

The Chair voted Aye.
Motion carried 5-0 (unanimous).

Licensing:

Dr. Robinson is recused from license applications from Newton Wellesley Hospital, Mr. Giessmann is recused from applications involving Right Turn, Dr. Oh is recused from applications involving The Dimock Center and Cityblock Health, and Dr. Bush is recused from applications involving Baystate Medical Center, Springfield.

Michael Sinacola, Licensing Director, presented the licensing data as of December 1, 2022.

Licensing Applications:

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

- Application for Limited Licensure (King - Munir)
- Applications for Temporary Faculty Licensure Reviewed by the Licensing Committee (Goettel - Jung)
- Applications for Full Licensure Approved by the Executive Director on November 18, 2022 (Ellis – Talakoub)
- Applications for Full Licensure Approved by the Executive Director on November 21, 2022 (Guo – Saul)
- Applications for Full Licensure Approved by the Executive Director on November 22, 2022 (Dombrowsky – Rosenberg)
- Applications for Full Licensure Approved by the Executive Director on November 25, 2022 (Birda – Zvi)
- Applications for Full Licensure Approved by the Executive Director on November 28, 2022 (Gopinath – Weinstein)
- Applications for Full Licensure Approved by the Executive Director on November 29, 2022 (Alcinder – Sugano)
- Applications for Full Licensure Approved by the Executive Director on November 30, 2022 (Avula – Go)
- Applications for Full Licensure Approved by the Executive Director on December 1, 2022 (Carreras Tartak – Surkin)
- Applications for Full Licensure with Waiver Reviewed by the Licensing Committee (Konuk Cizgniner – Vetente)
- Applications for Full Licensure Reviewed by the Licensing Committee (Herzberg – Tural)
- Application for Limited Licensure Approved Pursuant to Policy 2021-03 on May 27, 2022 (Kim)

- Application for Change of Program Applications Reviewed by the Executive Director on November 21, 2022 (Rigioli)
- Applications for Lapsed Licensure Reviewed by the Licensing Committee (Bostaji – Zielinski)
- Application for Changes to Existing Limited Licensure Reviewed by the Board (Saeed)

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

Dr. Bush seconded the motion.

Dr. Robinson called the Roll:

Mr. Giessmann – Aye

Dr. Oh- Aye

Dr. Bush – Aye

Mr. O'Donnell – Aye

The Chair voted Aye.

Motion carried 5-0 (unanimous).

Fong, Gloria

The Board considered the Request for Alternative Verification of Medical School Education and Full License Application.

Dr. Fong was present via teleconference.

Roisin Cahill, Assistant General Counsel, provided the Board members with an overview of this matter, including a discussion of the history of other physicians who have graduated from the medical school attended by Dr. Fong and the alternative form of verification proposed by Dr. Fong.

Dr. Fong addressed the Board discussing her practice and licensure history and reasons for seeking licensure in Massachusetts to engage in telemedicine practice.

Dr. Robinson asked for a motion to deny the Request for Alternative Verification of Medical School Education.

This motion failed for lack of a second to this motion.

Dr. Robinson called for a motion to allow the Request for Alternative Verification of Medical School Education and approve the Full License Application.

In the **Fong** matter, Dr. Bush moved to allow the Request to Accept Alternative Verification of Dr. Fong's Medical Education and approve her Full License Application.
Mr. Giessmann seconded the motion.

Dr. Robinson called the Roll:

Mr. Giessmann – Aye
Dr. Oh- Aye
Dr. Bush – Aye
Mr. O'Donnell – Aye

The Chair voted Nay.
Motion carried 4-1-0 (Dr. Robinson opposed).

Bowman, Kim

The Board considered the Petition to Terminate Probation Agreement.

Dr. Bowman and her attorney, John Puleo, were present via teleconference.

Mr. Puleo addressed the Board discussing Dr. Bowman's current employment and monitoring situation.

Dr. Robinson asked for a motion to deny the Petition to Terminate Probation Agreement but approve modifying the Probation Agreement to allow a change in the approved monitor.
This motion failed for lack of a second to this motion.

Dr. Robinson asked for a motion to approve the Petition to Terminate Probation Agreement.

In the **Bowman** matter, Dr. Bush moved to approve the Petition to Terminate Probation Agreement.
Mr. Giessmann seconded the motion.

Dr. Robinson called the Roll:

Mr. Giessmann – Aye
Dr. Oh- Aye
Dr. Bush – Aye
Mr. O'Donnell – Aye

The Chair voted Nay.
Motion carried 4-1-0 (Dr. Robinson opposed).

Minutes:

The Board deferred the consideration of the Public Session Minutes of the November 17, 2022 Board meeting to a future Board agenda.

Dr. Robinson stated that the Board would meet in Executive Session as authorized by Mass. General Law, chapter 30A, section 21 for purposes set at subsections (a)(1) and (a)(7). Specifically, the Board will consider a Petition to Terminate Probation Agreement and would discuss the reputation, character, physical condition or mental health, rather than professional competence, of the petitioner, or the discipline or dismissal of, or complaints or charges against the petitioner, as permitted under purpose 1 and information that may not be publicly disclosed pursuant to Mass. General Law, chapter 112, section 5 and Mass. General Law, chapter 66A, section 2, as permitted under purpose 7. The Board would also be reviewing 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. Bush moved to go into Executive Session.

Dr. Oh seconded the motion.

Dr. Robinson called the Roll:

Mr. Giessmann – Aye

Dr. Oh-Aye

Dr. Bush – Aye

Mr. O'Donnell – Aye

The Chair voted Aye.

Motion carried 5-0 (unanimous).

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

Public Session I ended at 10:51 a.m.

BOARD OF REGISTRATION IN MEDICINE
178 Albion Street, Suite 330
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(Teleconference)
December 1, 2022
11:17 a.m.
Public Session II

Members Participating Remotely:

Julian N. Robinson, M.D., Physician Member, Chair
Woody Giessmann LADC-I, CADC, CIP, AIS, Public Member, Vice Chair
Holly Oh, M.D., Physician Member, Secretary
Nawal Nour, M.D., M.P.H., Physician Member
Booker T. Bush, M.D., Physician Member
Frank O'Donnell, Esq., Public 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

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

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

Status Update on Pending Appeals and Litigation:

Ms. Berg asked the Board members if they had any questions regarding the Status Update on Pending Appeals and Litigation materials provided to them.

The Board members indicated that they did not have any questions.

Motions and Votes

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

Mr. O'Donnell seconded the motions.

Dr. Robinson called the Roll:

Mr. Giessmann – Aye

Dr. Oh- Aye

Dr. Nour - Aye

Dr. Bush – Aye

Mr. O'Donnell - Aye

The Chair voted Aye.

Motions carried 6-0 (unanimous).

In the **Mutlukan** matter, Dr. Bush 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:

Mr. Giessmann – Aye

Dr. Oh- Aye

Dr. Nour - Aye

Dr. Bush – Aye

Mr. O'Donnell - Aye

The Chair voted Aye.

Motion carried 6-0 (unanimous).

In the **Kristiansen** matter, Dr. Bush moved to ratify the acceptance of the Voluntary Agreement Not to Practice Medicine.

Dr. Oh seconded the motion.

Dr. Robinson called the Roll:

Mr. Giessmann – Aye

Dr. Oh- Aye

Dr. Nour - Aye

Dr. Bush – Aye

Mr. O'Donnell - Aye

The Chair voted Aye.

Motion carried 6-0 (unanimous).

Board Member Availability

The Board discussed their anticipated availability to attend the December 15, 2022, January 5, 2023 and January 19, 2023 Board Meetings.

Dr. Oh indicated that she did not anticipate attending the December 15, 2022 Board Meeting, although she will be present at the Licensing Committee meeting in the morning. Dr. Nour indicated that she did not anticipate attending the January 5, 2023 Board Meeting.

The Board members did not indicate any other scheduling conflicts that would prevent them from attending the aforementioned Board meetings.

Dr. Oh requested that the 2023 Board of Registration in Medicine Calendar be circulated to the Board members.

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

Mr. O'Donnell moved to adjourn the Board meeting.

Dr. Oh seconded the motion.

Dr. Robinson called the Roll:

Mr. Giessmann – Aye

Dr. Oh- Aye

Dr. Nour - Aye

Dr. Bush – Aye

Mr. O'Donnell - Aye

The Chair voted Aye.

Motion carried 6-0 (unanimous).

Meeting adjourned at 11:21.m.

Documents Considered in Public Sessions I and II:

- Memorandum RE: Revision to Policy 2020-05(Interim Policy on Emergency Temporary Licenses) and Revision to Policy 2020-09 (Interim Policy on Emergency Temporary Licenses for Full License Applicants)
- Memorandum RE: Gloria Fong, M.D. (Request for Approval of Alternative Medical Education and Full License Application
- Memorandum RE: Kim Bowman, M.D. (Petition to Terminate Probation Agreement)
- Motions and Votes
- Memorandum RE: Status Update on Pending Appeals and Litigation
- Licensing Applications Lists