

**OKLAHOMA STATE BOARD OF OSTEOPATHIC EXAMINERS
SPECIAL MEETING MINUTES**

DATE OF MEETING March 15, 2018

PLACE OF MEETING Oklahoma State Board of Osteopathic Examiners
4848 N. Lincoln Blvd.
Oklahoma City, OK 73105

MEMBERS PRESENT Dennis J. Carter, D.O.
Jay D. Cunningham, D.O.
Bret Langerman, D.O.
C. Michael Ogle, D.O.
Carl B. Pettigrew, D.O.
Catherine C. Taylor, J.D.
Katie Templeton, J.D.
LeRoy E. Young, D.O.

MEMBERS ABSENT

ALSO PRESENT Christi Aquino, *Board of Osteopathic Examiners*
Deborah J. Bruce, J.D., *Board of Osteopathic Examiners*
Paul Chang, *OHPP*
Kim Contreras, *Board of Osteopathic Examiners*
Kelsey Devinney, *Board of Osteopathic Examiners*
D. Scott Dycus, D.O.
Daniel Gamino, J.D., *Board Legal Advisor*
Susan Fenimore, *DNR Reporting*
Melonie Ferry, D.O.
Carol Hanson, D.O.
Corinne Kilbury, *OHPP*
Merlin Kilbury, M.D. *OHPP*
Pam Laughlin
Sidney Laughlin
Joshua Livingston, D.O.
Colm McCauley, D.O.
Roma McElwee, J.D.
John Mobley, *Board Investigator*
Timothy Moser, D.O.
Margie Ott, J.D.
Robert Sartin, D.O.
Robert Westcott, M.D. *OHPP*
Bryon Will, J.D.
Janis Womack, *Board of Osteopathic Examiners*
Richard Zimmer, *Board of Osteopathic Examiners*
Cecilia Zinnikas, *OHPP*
General Public

PRESIDING: LeRoy E. Young, D.O. *President*

1. CALL TO ORDER & ESTABLISH QUORUM

LeRoy E. Young, D.O., *President*, called the meeting to order at 9:00 a.m. and announced that a quorum was established.

2. APPROVAL OF MINUTES

Dr. Young asked the members of the Board if they had reviewed the minutes from the Quarterly Board Meeting of December 14, 2017 and the Emergency hearing of February 15, 2018. He asked for any additions, corrections or deletions to those minutes.

Dr. Cunningham moved to approve the minutes of the December 14, 2017, Quarterly Board Meeting as presented.
Dr. Langerman seconded the motion.

Dr. Young called for the votes on the motion to approve the minutes and a roll call.

The roll call/votes were: Dr. Carter, yes; Dr. Cunningham, yes; Dr. Langerman, yes; Dr. Ogle, yes; Dr. Pettigrew, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

Dr. Cunningham moved to approve the minutes of the February 15, 2018, Emergency Board Meeting as presented.
Ms. Templeton seconded the motion.

Dr. Young called for the votes on the motion to approve the minutes and a roll call.

The roll call/votes were: Dr. Carter, yes; Dr. Cunningham, yes; Dr. Langerman, yes; Dr. Ogle, yes; Dr. Pettigrew, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

3. REPORTS

A. EXECUTIVE DIRECTOR REPORT

Ms. Bruce, who participated by telephone because of illness, reported that John Mobley had received notice that he met all requirements for designation as a Certified Medical Board Investigator. It was a two year process. There are 3 CMBI's in Oklahoma. Two of them work for this Board. Ms. Bruce thanked the Board for their commitment to training for all the staff. She also reported on the continuing matter of restoring chairs for the Board Room.

B. GENERAL COUNSEL – BOARD EDUCATION

Mr. Gamino advised the Board and Staff about the rules for media access to our open meetings.

C. BUDGET

Ms. Bruce advised the Board that the financial documents they were presented were prepared by OMES.

Dr. Langerman moved to approve the financial documents provided by OMES.
Dr. Cunningham seconded the motion.

Dr. Young called for the votes on the motion to approve the minutes and a roll call.

The roll call/votes were: Dr. Carter, yes; Dr. Cunningham, yes; Dr. Langerman, yes; Dr. Ogle, yes; Dr. Pettigrew, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

4. APPLICANTS FOR LICENSURE – APPEARANCES

Sidney C. Laughlin, D.O. – Ms. Bruce announced that this matter should be stricken from the docket as it has been handled by the staff.

5. PROBATION/MONITORING APPEARANCES

Joshua J. Livingston, D.O.

Dr. Young called the matter of Joshua J. Livingston, D.O. to order. Dr. Livingston appears in person without counsel. Merlin Kilbury, M.D. of OHPP appears on behalf of Dr. Livingston. Investigator for the Board, John Mobley, also appeared and gave testimony. The Board considered Dr. Livingston's compliance with his five (5) year Probation Ordered on 3/21/13.

Dr. Cunningham moved to Approve Dr. Livingston's Termination of Monitoring.
Dr. Pettigrew seconded the motion.

Dr. Young called for the votes on the motion and a roll call.

The roll call/votes were: Dr. Carter, yes; Dr. Cunningham, yes; Dr. Langerman, yes; Dr. Ogle, yes; Dr. Pettigrew, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

Colm P. McCauley, D.O.

Dr. Young called the matter of Colm P. McCauley, D.O. to order. Dr. McCauley appears in person with counsel of record Robert Sartin, J.D. Merlin Kilbury, M.D. of OHPP appears on behalf of Dr. McCauley. Investigator for the Board, John Mobley, also appeared and gave testimony. The Board considered Dr. McCauley's compliance of his Order with Conditions of

OSBOE Regular Meeting, March 15, 2018
6/15/17. Dr. McCauley was informed to next appear in six (6) months and to begin making payments on the cost recovery.

No motion was made.

Carol Hanson, D.O.

Dr. Young called the matter of Carol Hanson, D.O. to order. Dr. Hanson appears in person without counsel. Merlin Kilbury, M.D. of OHPP appears on behalf of Dr. Hanson. Board Chief Investigator, Richard Zimmer, also appeared and gave testimony. The Board considered Dr. Hanson's compliance with her Interim Order of Suspension with Conditions 9/15/16 (Effective 10/5/16) and the Order Lifting Suspension with Conditions of 9/21/17. Dr. Hanson was informed to next appear in six (6) months.

No motion was made.

Margie Ott, D.O.

Dr. Young called the matter of Margie Ott, D.O. to order. Dr. Ott appears in person without counsel. Chief Investigator for the Board, Richard Zimmer, also appeared and gave testimony. The Board considered Dr. Ott's compliance of her Order of Probation of 6/15/17.

Dr. Ogle moved to go into Executive Session.
Ms. Templeton seconded the motion.

Dr. Young called for the votes on the motion and a roll call.

The roll call/votes were: Dr. Carter, yes; Dr. Cunningham, yes; Dr. Langerman, yes; Dr. Ogle, yes; Dr. Pettigrew, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed. All staff and guests left the room.

Dr. Young moved to come out of Executive Session.
Ms. Templeton seconded the motion.

Dr. Young called for the votes on the motion and a roll call.

The roll call/votes were: Dr. Carter, yes; Dr. Cunningham, yes; Dr. Langerman, yes; Dr. Ogle, yes; Dr. Pettigrew, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

Dr. Ogle moved to restore Dr. Ott's prescribing privileges but, limit them to E.R. patients where she is employed. No prescriptions may be written for longer than three (3) days for any one patient and none shall be written for more than ninety (90) MME's per day with reporting required.

Ms. Templeton seconded the motion.

Dr. Young called for the votes on the motion to approve the minutes and a roll call.

The roll call/votes were: Dr. Carter, yes; Dr. Cunningham, no; Dr. Langerman, yes; Dr. Ogle, yes; Dr. Pettigrew, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

Melonie Ferry, D.O.

Dr. Young called the matter of Melonie Ferry, D.O. to order. Dr. Ferry appears in person without counsel. Investigator for the Board, John Mobley, also appeared and gave testimony. The Board considered Dr. Ferry's compliance with her Agreed Order of 6/16/16.

Dr. Cunningham moved to Terminate the Agreed Order of 6/16/16.
Ms. Taylor seconded the motion.

Dr. Young called for the votes on the motion and a roll call.

The roll call/votes were: Dr. Carter, yes; Dr. Cunningham, yes; Dr. Langerman, yes; Dr. Ogle, yes; Dr. Pettigrew, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

Melissa Gastorf, D.O.

Dr. Young called the matter of Melissa Gastorf, D.O. to order. Dr. Gastorf appears in person with counsel of record Bryon Will, J.D. Investigator for the Board, John Mobley, also appeared and gave testimony. The Board considered Dr. Gastorf's compliance with her Agreed Order of Monitoring of 12/14/17. Dr. Gastorf was informed to next appear in six (6) months.

No motion was made.

Jeffrey Gastorf, D.O.

Dr. Young called the matter of Jeffrey Gastorf, D.O. to order. Dr. Gastorf appears in person with counsel of record Bryon Will, J.D. Investigator for the Board, John Mobley, also appeared and gave testimony. The Board considered Dr. Gastorf's compliance with his Agreed Order of Monitoring 12/14/17. Dr. Gastorf was informed to next appear in six (6) months.

No motion was made.

OSBOE Regular Meeting, March 15, 2018
D. Scott Dycus, D.O.

Dr. Young called the matter of D. Scott Dycus, D.O. to order. Dr. Dycus appears in person without counsel. Board Chief Investigator, Richard Zimmer, also appeared and gave testimony. The Board considered Dr. Dycus' compliance with his Amended Order with Conditions of 4/16/15. Dr. Dycus was informed to next appear in six (6) months.

No motion was made.

6. HEARING DOCKET – Individual Proceedings / Disciplinary Actions

Christopher V. Moses, D.O. -continued

Patrick B. O'Hayre, D.O.

Dr. Young called the matter of Patrick B. O'Hayre, D.O. to order. Roma McElwee, J.D. presented the Application for Reciprocal Order of Discipline. Dr. O'Hayre could not appear.

Dr. Pettigrew moved to approve the Reciprocal Order of Discipline. Dr. Carter seconded the motion.

Dr. Young called for the votes on the motion and a roll call.

The roll call/votes were: Dr. Carter, yes; Dr. Cunningham, yes; Dr. Langerman, yes; Dr. Ogle, abs; Dr. Pettigrew, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

Ms. Bruce announced that the following cases were continued to another date:

Kash Biddle, D.O.
Gregory Rampey, D.O.
Patrick B. O'Hayre, D.O.
Jeremy Thomas, D.O.
Mary Kathryn Mercer, D.O.

7. APPLICANTS FOR LICENSURE - NOT APPEARING

The Board reviewed twenty one (21) new applicant licensure files and four (4) applications to reissue. The application of Alex Olson Renshaw, D.O. was tabled until a future date.

Dr. Pettigrew moved to approve the twenty (20) new license applications pending completion of their application files satisfactory to Board Staff and to ratify all Fast Track applications that had occurred since the last meeting. The Board also approved four (4) licenses to reissue. Ms. Templeton seconded the motion.

Dr. Young called for the votes on the motion and a roll call.

The roll call/votes were: Dr. Carter, yes; Dr. Cunningham, yes; Dr. Langerman, yes; Dr. Ogle, yes; Dr. Pettigrew, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

8. LICENSURE MATTERS

Request for Name Change

Heather Carrel, D.O. to **Heather Anne Morgans, D.O.**

Kassandra LeAnn Guthmueller, D.O. to **Kassandra L. Payne, D.O.**

Jeana Lyn Shelley, D.O. to **Jeana Lyn Summers, D.O.**

Dr. Ogle moved to approve the name changes as requested.
Dr. Langerman seconded the motion.

Dr. Young called for the votes on the motion and a roll call.

The roll call/votes were: Dr. Carter, yes; Dr. Cunningham, yes; Dr. Langerman, yes; Dr. Ogle, yes; Dr. Pettigrew, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

9. OLD BUSINESS

Risk Management Insurance request response – Staff was requested to get a copy of the policy for their review.

10. NEW BUSINESS

1. Legislative Update – Dr. Young advised the Board about pending issues in the legislature. Dr. Young appointed a committee to work on SB1446 with him and the Medical Board. Other Members are: Dr. Carter, Ms. Templeton and Ms. Bruce.

2.

11. ADJOURNMENT

Ms. Templeton moved to adjourn the meeting.
Dr. Young seconded the motion.

Dr. Young called for the votes on the motion and a roll call.

The roll call/votes were: Dr. Carter, yes; Dr. Cunningham, yes; Dr. Langerman, yes; Dr. Ogle, abs; Dr. Pettigrew, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

OSBOE Regular Meeting, March 15, 2018
The motion passed and the meeting adjourned at 1:35 p.m.