

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

**DATE OF MEETING**            December 10, 2020

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

**MEMBERS PRESENT**        Jay D. Cunningham, D.O.  
Dale Derby, D.O.  
Duane G. Koehler, D.O.  
Bret Langerman, D.O.  
Carl B. Pettigrew, D.O.  
Catherine Taylor, J.D., *via Zoom*  
Katie Templeton, J.D.  
LeRoy E. Young, D.O.

**MEMBERS ABSENT**

**ALSO PRESENT**            In-Person Attendees:  
Christi Aquino, *Board of Osteopathic Examiners*  
Kim Contreras, *Board of Osteopathic Examiners*  
Jeff Cooper, *OCPD*  
Kelsey Devinney, *Board of Osteopathic Examiners*  
Daniel Gamino, J.D., *Board Legal Advisor*  
Dennis Ho, D.O.  
Michael Leake Jr., J.D., *Board of Osteopathic Examiners*  
John Mobley, CMBI, *Board of Osteopathic Examiners*  
Elizabeth Scott, J.D.  
Janis Womack, *Board of Osteopathic Examiners*  
Richard Zimmer, CMBI, *Board of Osteopathic Examiners*

Teleconference Attendees:  
James Baucum, D.O.  
Kash Biddle, D.O.  
Paul Cheng, M.D., *OHPP*  
Jeffrey Gerstel, D.O.  
AJ Hofland, Esq.  
Susan Jordan, J.D.  
John Kuhn, M.D., *OHPP*  
Jan Loftis  
Kanika Manne, D.O.  
Michelle O'Meara, D.O.  
Lowell Robinson, M.D., *OHPP*  
Corey Spence, D.O.  
Jeremy Thomas, D.O.  
Sherri Wise  
General Public

**PRESIDING:** Katie Templeton, J.D., *President*

**1. ROLL CALL TO ESTABLISH QUORUM**

Katie Templeton, J.D., *President*, called the meeting to order at 9:00 a.m. and announced that a quorum was established.

**2. APPROVAL OF PAST MINUTES**

Ms. Templeton asked the members of the Board if they had reviewed the minutes from the Quarterly Board Meeting of September 17, 2020 and the Special Board Meeting of November 2, 2020. She asked for any additions, corrections or deletions to those minutes.

Dr. Koehler moved to approve the minutes of the September 17, 2020 Regular Board Meeting, and the November 2, 2020 Special Board Meeting as presented.  
Dr. Pettigrew seconded the motion.

Ms. Templeton called for the votes on the motion and a roll call.

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

The motion passed.

**3. HEARING DOCKET**

**Dennis Ho, D.O.**

Ms. Templeton called the matter of Dennis Ho, D.O., to order. Dr. Ho appeared in person with counsel of record, Elizabeth Scott, J.D. Chief Investigator for the Board, Rick Zimmer, also appeared and gave testimony. Ms. Scott requested the Board dismiss the complaint against Dr. Ho, after reading the results in the evaluation from Dr. Rojas.

Dr. Pettigrew moved to Dismiss Dr. Ho's complaint with the stipulation he pay incurred investigation fees.  
Dr. Koehler seconded the motion.

Ms. Templeton called for votes on the motion and a roll call.

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

The motion passed.

**4. LICENSURE HEARING & REPORTING DOCKET**

**Applicants for Licensure- Appearing via Zoom**

**James Baucum, D.O.**

The Board considered Dr. Baucum's request for Licensure in Oklahoma. The application was considered, and testimony was taken.

Dr. Young moved to go into Executive Session.  
Dr. Koehler seconded the motion.

Ms. Templeton called for the votes on the motion and a roll call.

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

The motion passed.

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

Ms. Templeton called for the votes on the motion and a roll call.

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

The motion passed.

Dr. Young moved to table Dr. Baucum's application until Texas has finished their investigation regarding Dr. Baucum. Once that is finalized, an application may be re-submitted for review.  
Dr. Koehler seconded the motion.

Ms. Templeton called for the votes on the motion and a roll call.

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

The motion passed.

**Jeffrey Gerstel, D.O.**

The Board considered Dr. Gerstel's request for Licensure in Oklahoma. Dr. Gerstel returned as a follow-up to his September 2020 appearance. The Board reviewed the additional documents furnished by Dr. Gerstel.

Dr. Young moved to go into Executive Session.  
Dr. Koehler seconded the motion.

Ms. Templeton called for the votes on the motion and a roll call.

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

The motion passed.

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

Ms. Templeton called for the votes on the motion and a roll call.

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

The motion passed.

Dr. Cunningham moved to approve Dr. Gerstel's application for licensure.  
Dr. Pettigrew seconded the motion.

Ms. Templeton called for the votes on the motion and a roll call.

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

The motion passed.

**Corey Spence, D.O.**

Due to COVID, Dr. Spence was unable to take his COMLEX-3 exam as previously scheduled. The Board granted Dr. Spence a one (1) year extension of his Resident Training license to obtain and notify the Board of a passing score of his COMLEX-3 exam for consideration of full licensure.

No motion was made.

**Kanika Manne, D.O.**

Due to COVID, Dr. Manne was unable to take her COMLEX-3 exam as previously scheduled. The Board granted Dr. Manne a one (1) year extension of her Resident Training license to obtain and notify the Board of a passing score of her COMLEX-3 exam for consideration of full licensure.

No motion was made.

## 5. PROBATION & MONITORING HEARING DOCKET

### **Kash K. Biddle, D.O.**

Ms. Templeton called the matter of Kash Biddle, D.O., to order. Dr. Biddle appeared via Zoom with his counsel of record, Susan Jordan, J.D. Special Investigator for the Board, John Mobley, also appeared in person and gave testimony. The Board considered Dr. Biddle's tabled Motion to Terminate Agreed Order.

Dr. Derby moved to go into Executive Session.  
Dr. Koehler seconded the motion.

Ms. Templeton called for the votes on the motion and a roll call.

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

The motion passed.

Dr. Derby moved to come out of Executive Session.  
Dr. Koehler seconded the motion.

Ms. Templeton called for the votes on the motion and a roll call.

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

The motion passed.

Dr. Derby moved to grant termination of Dr. Biddle's Agreed Order as requested.  
Dr. Cunningham seconded the motion.

Ms. Templeton called for the votes on the motion and a roll call.

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

The motion passed.

### **Michelle D. O'Meara, D.O.**

Ms. Templeton called the matter of Michelle D. O'Meara, D.O., to order. Dr. O'Meara appeared via Zoom without counsel. Investigator for the Board, Rick Zimmer appeared in person and

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gave testimony. John Kuhn, M.D. and Lowell Robertson, M.D., of OHPP also appeared via Zoom and gave testimony. The Board considered Dr. O'Meara's compliance with her Order Lifting Suspension of License and Restoring License with Conditions of Monitoring. Dr. O'Meara requested the Board reconsider her SoberLink fines, discussion was had by the Board regarding this request.

Dr. Koehler moved to go into Executive Session.  
Dr. Langerman seconded the motion.

Ms. Templeton called for the votes on the motion and a roll call.

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

The motion passed.

Dr. Koehler moved to come out of Executive Session.  
Dr. Langerman seconded the motion.

Ms. Templeton called for the votes on the motion and a roll call.

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

The motion passed.

Dr. Pettigrew moved to continue with the same probation terms and conditions Dr. O'Meara is currently under. Dr. O'Meara is to appear in six (6) months. The six (6) fines accrued from September 2020 – November 2020 will be held in abeyance and considered at the end of the probation period. Dr. O'Meara's previous six (6) fines still stand. Dr. O'Meara is also to provide proof of her attendance record of her counseling sessions.  
Dr. Young seconded the motion.

Ms. Templeton called for the votes on the motion and a roll call.

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

The motion passed.

### **Jeremy Thomas, D.O.**

Ms. Templeton called the matter of Jeremy Thomas, D.O., to order. Dr. Thomas appeared via Zoom without counsel. Chief Investigator for the Board, Rick Zimmer, also appeared in person and gave testimony. The Board considered Dr. Thomas's compliance with his Order Reinstating License with Terms of Probation. The Board informed Dr. Thomas to next appear in June 2021.

No motion was made.

**6. REPORTS AND RECOMMENDED ACTIONS**

**Michael T. Leake, Jr, J.D., Executive Director:**

1. John Kuhn, M.D., of OHPP, presented and informed the Board that they have seen a downward trend in the number of Osteopathic Physicians enrolled in their program.
2. Mr. Leake informed the Board that he would like to begin the process of creating a mental health program for Osteopathic Physicians. Before this can begin, a few renewal questions will need to be reconstructed. Mr. Leake plans to present those at the March 2021 meeting.
3. Mr. Leake announced that the new licensure database, Thentia, had launched and a demonstration was provided to the Board.
4. Mr. Leake informed the Board that the financial documents were in their Board materials for review.
5. Mr. Leake provided the Board with the final extension date from the 2020-2021 renewals, all licenses not renewed by February 14, 2021 will be presented for cancellation at the March 2021 Board Meeting.
6. Mr. Leake provided the Board with information regarding E-Prescribing Waiver approvals. Board staff has processed seven (7) requests for approval since the September 17, 2020 meeting.
7. Mr. Leake gave an update on COVID office and remote work procedures. The office has continued the policy of a maximum of three (3) staff members in the office at one time. Masks are required in the building when staff is not at their desk or able to social distance.
8. Mr. Leake presented the Board with information on active Emergency Temporary Licenses that have been issued in accordance with Executive Order 2020-20. He also stated they have a current expiration date of December 16, 2020.
9. Mr. Leake announced that the date for the joint meeting of OSBOE and OBMLS was incoming and requested dates that would work best for the Board members.
10. Mr. Leake informed the Board that the letter to the Governor asking he rescind his CRNA Supervision Opt-Out to CMS had been sent after the Special Meeting of November 2, 2020.
11. Mr. Leake asked that Director of Licensing, Christi Aquino, present the Board with an update regarding NBOME COMLEX testing delays. She informed the Board that many residency coordinators are worried about the delays from testing and what that means for their incoming residents.

12. Mr. Leake asked the Board for discussion on whether suspended physicians should renew their licenses while they are in suspended status. The Board asked Mr. Gamino to consider and bring the matter back to the March 2021 meeting.
13. Mr. Leake announced that previous Board member, Dr. Paul Benien recently passed away. He carried license number 1466 for 53 years and served two terms on the Osteopathic Board in the 1990's.

**General Counsel Gamino:**

Mr. Gamino informed the Board he had no new reports.

**7. OLD BUSINESS**

No old business was discussed.

**8. NEW BUSINESS**

No new business was discussed.

**9. PUBLIC COMMENT**

No public comment was made.

**10. ADJOURNMENT**

The meeting was adjourned by consensus at 3:00 p.m. The next meeting is March 18, 2021, at 9:00 a.m.