# OKLAHOMA STATE BOARD OF OSTEOPATHIC EXAMINERS REGULAR MEETING MINUTES

DATE OF MEETING	December 9, 2021
PLACE OF MEETING	Oklahoma State Board of Osteopathic Examiners 4848 N. Lincoln Blvd. Oklahoma City, OK 73105
MEMBERS PRESENT	Jay Cunningham, D.O. Duane G. Koehler, D.O. Bret Langerman, D.O. C. Michael Ogle, D.O. Catherine Taylor, J.D. Katie Templeton, J.D. LeRoy E. Young, D.O.

# **MEMBERS ABSENT**

ALSO PRESENT	<ul> <li>In-Person Attendees:</li> <li>Christi Aquino, <i>Board of Osteopathic Examiners</i></li> <li>Lisa Baracker, D.O.</li> <li>Colin Bumann, D.O.</li> <li>Paul Cheng, M.D., <i>OHPP</i></li> <li>Kelsey Devinney, <i>Board of Osteopathic Examiners</i></li> <li>Daniel Gamino, J.D., <i>Board Legal Advisor</i></li> <li>Kari Hawthorne, J.D.</li> <li>Wilson G. Knight, D.O.</li> <li>John Kuhn, M.D., <i>OHPP</i></li> <li>Andrew Lovell, D.O.</li> <li>John Mobley, CMBI, <i>Board of Osteopathic Examiners</i></li> <li>J. Patrick Quillian, P.C., <i>Board of Osteopathic Examiners</i></li> <li>Janis Womack, <i>Board of Osteopathic Examiners</i></li> <li>Richard Zimmer, CMBI, <i>Board of Osteopathic Examiners</i></li> <li>Richard Zimmer, CMBI, <i>Board of Osteopathic Examiners</i></li> <li>Teleconference Attendees:</li> <li>Nicole Abel, D.O.</li> <li>Gayla Burrow</li> <li>Kim Contreras, <i>Board of Osteopathic Examiners</i></li> <li>Dustin Davis, D.O.</li> <li>Michael Leake Jr., J.D., <i>Board of Osteopathic Examiners</i></li> <li>Vanessa Meuniot, D.O.</li> <li>Sarah Smith</li> <li>Sharon Smith</li> </ul>
PRESIDING:	General Public Katie Templeton, J.D., <i>President</i>

# 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 16, 2021 and the Special Board Meeting of November 16, 2021. She asked for any additions, corrections or deletions to those minutes.

Dr. Young moved to approve the minutes of the September 16, 2021 Regular Board Meeting and the November 16, 2021 Special Board Meeting as presented. 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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

## 3. APPROVAL OF 2022 QUARTERLY BOARD MEETING DATES

Ms. Templeton asked the members of the Board if they had reviewed the proposed dates of March 17, 2022, June 16, 2022, September 15, 2022, and December 8, 2022 for the Regularly Schedule Meetings in 2022.

Dr. Young moved to approve the presented dates of March 17, 2022, June 16, 2022, September 15, 2022, and December 8, 2022 for the Boards 2022 Meeting Schedule. 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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

# 4. **PROBATION, MONITORING, AND HEARING DOCKET**

#### **Dustin Davis, D.O.**

Ms. Templeton called the matter of Dustin Davis, D.O., to order. Dr. Davis appeared via Zoom without counsel. Special Investigator for the Board, John Mobley, also appeared in person and gave testimony. The Board considered Dr. Davis's compliance with his Board Order and informed Dr. Davis to next appear at the June 2022 meeting.

No motion was made.

## Wilson G. Knight, II, D.O.

Ms. Templeton called the matter of Wilson G. Knight, II, D.O., to order and recognized Special Prosecutor for the Board, J. Patrick Quillian, P.C. Dr. Knight appeared in person with counsel of record, Kari Hawthorne, J.D. Special Investigator for the Board, John Mobley, also appeared in person and gave testimony. The hearing proceeded; exhibits and testimony were entered by both parties.

Dr. Koehler moved to go into Executive Session. Ms. Taylor 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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

Dr. Koehler moved to come out of Executive Session. Ms. Taylor 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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

Dr. Koehler moved to reinstate Dr. Knight's Oklahoma license under the five (5) terms and conditions set forth by Dr. Beaman's provided report, adopted as written. Additionally, Dr. Knight is to continue in good standing with the Oklahoma Health Professionals Program (OHPP). Dr. Knight is also to continue the mental health regimen he is presently practicing and pay the costs of investigation in the amount of two thousand seven hundred and forty dollars (\$2,740.00). Dr. Knight shall also provide the Board with a one hundred dollar (\$100.00) monthly maintenance probation fee. Under these terms, Dr. Knight shall be placed on probation for three (3) years. The Board agrees to put language in Dr. Knight's Final Order, for the purpose of the Oklahoma Medical Marijuana Authority, stating this order is not viewed as restrictive.

Ms. Taylor 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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

# Andrew Lovell, D.O.

Ms. Templeton called the matter of Andrew Lovell, D.O., to order. Dr. Lovell appeared in person without counsel. Chief Investigator for the Board, Rick Zimmer, appeared in person and gave testimony. John Kuhn, M.D. and Paul Cheng, M.D., of OHPP appeared on behalf of Dr. Lovell. The hearing proceeded; testimony was entered by both parties.

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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; 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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

Dr. Koehler moved to reinstate Dr. Lovell's license with a five (5) year probation under the following terms and conditions. Dr. Lovell is to show compliance with the recommendations made by Florida Recovery Center (FRC). Dr. Lovell is also to stay in compliance with the Oklahoma Health Professionals Program (OHPP) and continue current Vivitrol therapy. The Board will also place a practice ceiling of one hundred sixty (160) hours on Dr. Lovell, who is to keep records of this condition in the event of Board inspection. Dr. Lovell will also be place under the standard terms and conditions, including payment of fees for the cost of investigation and the one hundred dollar (\$100.00) monthly maintenance monitoring fee. 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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

# 5. LICENSURE & RENEWAL HEARING DOCKET

### Applicants for Licensure- Appearing

#### Nicole Abel, D.O.

Ms. Templeton called the matter of Nicole Abel, D.O. to order. The Board considered Dr. Abel's application for Oklahoma Licensure. Dr. Abel appeared via Zoom to give testimony. Director of Licensing, Christi Aquino, appeared and informed the Board that Dr. Abel is requesting an extension of her Temporary Resident License. This is due to a delay in receiving passing COMLEX Level 3 scores.

Dr. Koehler moved to go into Executive Session. Ms. Taylor 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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

Dr. Koehler moved to come out of Executive Session. Ms. Taylor 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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

Dr. Langerman moved to grant Dr. Abel's request for extension of her Temporary Resident License until the March 2022 meeting, under the condition that Dr. Abel does not moonlight until she receives her full license. If passing scores are not received by the March 2022 meeting, Dr. Abel will need to re-appear for further consideration. Ms. Taylor 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. Koehler, abstain; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

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### Colin Bumann, D.O.

Ms. Templeton called the matter of Colin Bumann, D.O. to order. The Board considered Dr. Bumann's application for licensure in Oklahoma and reviewed all related reports and recommendations received since Dr. Bumann's first appearance in June 2021. Dr. Bumann appeared in person to give testimony. Chief Investigator for the Board, Rick Zimmer, also appeared in person to give testimony.

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

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

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

The motion passed.

Dr. Koehler moved to come out of Executive Session. Dr. Ogle 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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

Dr. Koehler moved to grant Dr. Bumann's licensure under the following terms and conditions. Dr. Bumann shall be placed on a five (5) year probation. Dr. Bumann is also to continue in good standing with the Oklahoma Health Professionals Program (OHPP). Dr. Bumann is also to continue the drug and alcohol therapy he discussed and follow any further recommendations made of that therapy. Further, Dr. Bumann shall pay the cost of investigation and the one hundred dollar (\$100.00) monthly maintenance probation fee. 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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

#### Lisa Baracker, D.O.

Ms. Templeton called the matter of Lisa Baracker, D.O. to order. The Board considered Dr. Baracker's request for Licensure in Oklahoma. Dr. Baracker appeared in person to give testimony. Director of Licensing, Christi Aquino, also appeared in person to give testimony. Dr. Baracker's Program Director and Residency Coordinator, Vanessa Meuniot, D.O. and Gayla Burrow respectively, appeared via Zoom to give testimony.

Dr. Young moved to go into Executive Session. Ms. Taylor 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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

Dr. Young moved to come out of Executive Session. Ms. Taylor 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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

Dr. Koehler moved to table Dr. Baracker's application for licensure until Dr. Baracker can obtain an assessment at a location determined by Board staff that reviews the issues raised. This assessment shall specifically address past employment and post graduate training. After the assessment is complete and reviewed by the Board Dr. Baracker's application for licensure can be reviewed further.

Dr. Ogle 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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

## 6. DISCUSSION & POSSIBLE ACTION REGARDING EMERGENCY TEMPORARY LICENSES – EXPIRATION 12/9/2021

Executive Director, Michael Leake, announced that the Emergency Temporary Licenses are set to expire December 9, 2021. Ms. Templeton asked the members of the Board if there was a recommendation to extend these licenses.

No motion or recommendation to extend was made. Any active Emergency Temporary License kept the expiration date of December 9, 2021.

# 7. RATIFICATION OF APPROVED LICENSES

Ms. Templeton asked the members of the Board if they had reviewed the ratification list for all licenses that have been approved by the Boards Director of Licensing, Christi Aquino, since the last Quarterly Board meeting of September 16, 2021.

Dr. Young moved to ratify all licenses issued since the September 16, 2021 Board meeting. 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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

# 8. RATIFICATION OF SURRENDERED LICENSES

Ms. Templeton asked the members of the Board if they had reviewed the Affidavit of Surrender for Tyler Tait, D.O., license number 6097.

Dr. Koehler moved to ratify the Affidavit of Surrender for Tyler Tait, D.O. 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. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, yes.

The motion passed.

# 9. **REPORTS AND RECOMMENDED ACTIONS** Michael T. Leake, Jr, J.D., Executive Director:

- 1. Mr. Leake informed the Board the financial reports were in their board materials and they were accepted by consensus.
- 2. Mr. Leake announced that a final draft of the Administrative Rules was being completed and would be ready for review at the March 2022 meeting.

- 3. Mr. Leake informed the Board that there had been no new E-Prescribing waivers since the September 16, 2021 meeting.
- 4. Mr. Leake stated the Top Twenty Prescribers list was up on Box for the Board to review. He informed the Board that the yearly review should be available in March 2022.
- 5. Mr. Leake suggested the Board go into Executive Session to discuss investigative updates. No motion was made.
- 6. Mr. Leake stated the licensing department numbers were in the Board Materials for review. He informed the Board that Thentia is working on a new dashboard feature that will allow for ease of information gathering.

## **General Counsel Gamino**:

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

# John Kuhn, M.D., Oklahoma Health Professionals Program (OHPP):

Dr. Kuhn gave a presentation from OHPP about the new physician mental health program they are beginning to fundraise for.

## **10. OLD BUSINESS**

No old business was discussed.

# 11. NEW BUSINESS

No new business was discussed.

### **12. PUBLIC COMMENT**

No public comment was made.

### **13. ADJOURNMENT**

The meeting was adjourned by consensus at 12:00 p.m.