

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

DATE OF MEETING September 15, 2022

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

MEMBERS PRESENT Dennis Carter, D.O.
Chelsey Gilbertson, D.O.
Duane Koehler, D.O.
Bret Langerman, D.O.
C. Michael Ogle, D.O.
Katie Templeton, J.D.
LeRoy Young, D.O.

MEMBERS ABSENT Catherine Taylor, J.D.

ALSO PRESENT In-Person Attendees:
Christi Aquino, *Board of Osteopathic Examiners*
Gregory Avetisov, D.O.
Kim Contreras, *Board of Osteopathic Examiners*
Kenneth Cox
Kelsey Devinney, *Board of Osteopathic Examiners*
Molly Finley, D.O.
Teresa Hardesty, D.O.
Marilyn Hines, D.O.
Wilson Knight, D.O.
Tom Kowalski
Alfred Laborde, D.O.
Michael Leake Jr., J.D., *Board of Osteopathic Examiners*
J. Patrick Quillian J.D., *Board Special Prosecutor*
David Russell, J.D.
Mitchell Steckbeck, D.O.
Doug Stewart, D.O.
Geno Stewart
Layne Subera, D.O.
Jami Treantafeles
Sherri Wise, *Osteopathic Founders Foundation*
Janis Womack, *Board of Osteopathic Examiners*
Richard Zimmer, CMBI, *Board of Osteopathic Examiners*
OSU Residents

 Teleconference Attendees:
Paul Cheng, M.D., *OHPP*
John Gimpel, D.O., *NBOME*
Andrew Lovell, D.O.

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Douglas Murray, J.D., *NBOME*
Patrick O'Hayre II, D.O.
Shontay Patterson
Tessa Ray
Kim Rector
General Public

PRESIDING: Bret Langerman, D.O., *President*

1. ROLL CALL TO ESTABLISH QUORUM

Bret Langerman, D.O., *President*, called the meeting to order at 9:00 a.m. and announced that a quorum was established. Dr. Langerman acknowledged that Board General Counsel, Daniel Gamino, J.D., was unable to attend this meeting and announced that Board Special Prosecutor, J. Patrick Quillian, J.D., would be acting as the board's counsel for the duration of the meeting.

2. APPROVAL OF PAST MINUTES

Dr. Langerman asked the members of the Board if they had reviewed the minutes from the Special Quarterly Board Meeting of June 16, 2022. He asked for any additions, corrections or deletions to those minutes.

Dr. Koehler moved to approve the minutes of the June 16, 2022 Special Quarterly Board Meeting as presented.
Dr. Gilbertson seconded the motion.

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

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

The motion passed.

3. APPROVAL OF 2023 QUARTERLY BOARD MEETING DATES

Dr. Langerman asked the members of the Board if they had reviewed the proposed dates of March 16, 2023, June 15, 2023, September 21, 2023, and December 14, 2023 for the Regularly Scheduled Meetings in 2023.

Dr. Koehler moved to approve the presented dates of March 16, 2023, June 15, 2023, September 21, 2023, and December 14, 2023 for the Boards 2023 Meeting Schedule.
Ms. Templeton seconded the motion.

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

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

The motion passed.

4. PROBATION, MONITORING, AND HEARING DOCKET

Gary Augter, D.O.

It was announced that Dr. Augter and his counsel, Warren Gotcher, J.D., requested a hearing continuance until the December 2022 meeting.

Lisa Baracker, D.O.

It was announced that Dr. Baracker and her counsel, Kaylee Davis-Maddy, J.D., requested a hearing continuance until the December 2022 meeting.

W. Edward Clymer, D.O.

It was announced that Dr. Clymer and his counsel, Nathan Mayes, J.D., requested a hearing continuance until the December 2022 meeting.

Wilson G. Knight, D.O.

Dr. Langerman called the matter of Wilson G. Knight, D.O., to order. Dr. Knight appeared in person without counsel. Chief Investigator for the Board, Rick Zimmer, appeared in person and gave testimony. The Board considered Dr. Knight's request to amend his order to allow supervision of mid-level practitioners.

<p>Dr. Young moved to table Dr. Knight's request until he submits a more detailed request with his plan for the supervision of mid-level practitioners. If no such request is submitted, Dr. Knight will next appear in six (6) months. Ms. Templeton seconded the motion.</p>
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Dr. Langerman called for the votes on the motion and a roll call.

<p>The roll call/votes were: Dr. Carter, yes; Dr. Gilbertson, yes; Dr. Koehler, yes; Dr. Langerman, yes; Dr. Ogle, yes; Ms. Taylor, abs; Ms. Templeton, yes; Dr. Young, yes.</p>
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The motion passed.

Andrew Lovell, D.O.

Dr. Langerman called the matter of Andrew Lovell, D.O., to order. Dr. Lovell appeared via Zoom without counsel. Paul Cheng, M.D. of OHPP appeared via Zoom and gave testimony. Chief Investigator for the Board, Rick Zimmer appeared in person and gave testimony. The Board considered Dr. Lovell's compliance with his Board Order. The Board urged Dr. Lovell to stay in compliance and remit payment for his past-due monthly monitoring fee.

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No motion was made.

Patrick O'Hayre II, D.O.

Dr. Langerman called the matter of Patrick O'Hayre II, D.O., to order. Dr. O'Hayre appeared via Zoom without counsel. Chief Investigator for the Board, Rick Zimmer, appeared in person and gave testimony. The Board considered Dr. O'Hayre's compliance with his Board Order.

Dr. Carter moved to grant termination of Dr. O'Hayre's Reciprocal Order of Discipline for good cause shown.
Dr. Koehler seconded the motion.

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

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

The motion passed.

5. LICENSURE & RENEWAL HEARING DOCKET

Applicants for Licensure- Appearing

Gregory Avetisov, D.O.

Dr. Langerman called the matter of Gregory Avetisov, D.O., to order. Dr. Avetisov appeared in person with counsel of record, David Russell, J.D. and gave testimony. Director of Licensing, Christi Aquino, appeared in person and gave testimony. The Board considered Dr. Avetisov's application for Oklahoma licensure.

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

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

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

The motion passed.

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

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

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

The motion passed.

Ms. Templeton moved to approve Dr. Avetisov's application for licensure.
Dr. Koehler seconded the motion.

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

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

The motion passed.

Ian Huff, D.O.

It was announced that Dr. Huff requested a licensure hearing continuance until the December 2022 meeting.

Molly Finley, D.O.

Dr. Langerman called the matter of Molly Finley, D.O., to order. Dr. Finley appeared in person and gave testimony. Director of Licensing, Christi Aquino, appeared in person and gave testimony. The Board considered Dr. Finley's application for Oklahoma licensure.

Ms. Templeton moved to approve Dr. Finley's application for licensure.
Dr. Gilbertson seconded the motion.

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

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

The motion passed.

Alfred Laborde, D.O.

Dr. Langerman called the matter of Alfred Laborde, D.O., to order. Dr. Laborde appeared in person with Chickasaw Nation Program Director, Marilyn Hines, D.O. and gave testimony. Director of Licensing, Christi Aquino, appeared in person and gave testimony. The Board considered Dr. Laborde's application for Oklahoma licensure.

Dr. Carter moved to approve Dr. Laborde's application for licensure.
Ms. Templeton seconded the motion.

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

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

The motion passed.

Mitchell Steckbeck, D.O.

Dr. Langerman called the matter of Mitchell Steckbeck, D.O. to order. Dr. Steckbeck appeared in person to give testimony regarding his residency status. Dr. Steckbeck has signed an Agreement Not to Practice while he is searching for a residency position.

No motions were made.

Request for Mid-Level Exception

Carlos Cabrera, D.O.

Ms. Templeton moved to approve Dr. Cabrera's mid-level practitioner supervision exception request. Dr. Cabrera is permitted to supervise ten (10) mid-level practitioners.
Dr. Gilbertson seconded the motion.

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

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

The motion passed.

Jennifer Ferrell, D.O.

Ms. Templeton moved to table Dr. Ferrell's request until the Board receives an update on Dr. Ferrell's practice location.
Dr. Young seconded the motion.

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

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

The motion passed.

James Fitzgerald, D.O.

Ms. Templeton moved to approve Dr. Fitzgerald's mid-level practitioner supervision exception request. Dr. Fitzgerald is permitted to supervise seven (7) mid-level practitioners. Dr. Ogle seconded the motion.

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

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

The motion passed.

Charles Garriott, D.O.

Ms. Templeton moved to table Dr. Garriott's request until the Board receives clarification regarding the request. Dr. Gilbertson seconded the motion.

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

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

The motion passed.

Alfred Husen, D.O.

Dr. Young moved to table Dr. Husen's request until the Board receives clarification regarding the request. Dr. Koehler seconded the motion.

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

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

The motion passed.

Jarrod Mueggenborg, D.O.

Ms. Templeton moved to approve Dr. Mueggenborg's mid-level practitioner supervision exception request. Dr. Mueggenborg is permitted to supervise ten (10) mid-level practitioners. Dr. Carter seconded the motion.

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

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

The motion passed.

James Petersen, D.O.

Ms. Templeton moved to approve Dr. Petersen's mid-level practitioner supervision exception request. Dr. Petersen is permitted to supervise ten (10) mid-level practitioners.
Dr. Ogle seconded the motion.

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

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

The motion passed.

Chad Ross, D.O.

Ms. Templeton moved to approve Dr. Ross' mid-level practitioner supervision exception request, in part. Dr. Petersen is permitted to supervise eight (8) mid-level practitioners. The additional amount applies only to the Emergency Room setting, not the personally owned Urgent Care clinic.
Dr. Koehler seconded the motion.

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

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

The motion passed.

6. CANCELLATION OF LICENSES

Dr. Langerman asked the members of the Board if they had reviewed the list for the cancellation of licenses. These are licenses that did not renew for the 2022-2023 renewal cycle.

Ms. Templeton moved to approve the cancellation of licenses list as presented.
Dr. Gilbertson 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.

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The motion passed.

7. RATIFICATION OF SURRENDERED LICENSES

Dr. Langerman asked the members of the Board if they had reviewed the Affidavit of Surrender signed by Brian S. Page, D.O., License 3339.

Dr. Young moved to ratify the Affidavit of Surrender for Brian S. Page, D.O., 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.

8. RATIFICATION OF APPROVED LICENSES

Dr. Langerman 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 Special Quarterly Board meeting of June 16, 2022.

Ms. Templeton moved to ratify all licenses issued since the June 16, 2022 Board meeting.
Dr. Koehler seconded the motion.

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

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

The motion passed.

9. NBOME PRESENTATION

John Gimpel, D.O. and Douglas Murray, J.D. provided the Board with an update from the National Board of Osteopathic Examiners.

10. DISCUSSION AND POSSIBLE ACTION OF COMPENSATION AND/OR BONUSES FOR ALL ELIGIBLE EMPLOYEES

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

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

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

The motion passed.

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

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

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

The motion passed.

Ms. Templeton moved to provide merit pay increases and budgeted bonus for all eligible employees.
Dr. Carter seconded the motion.

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

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

The motion passed.

11. **REPORTS AND RECOMMENDED ACTIONS**

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

1. Mr. Leake informed the Board that the financial documents were in the materials for review.
2. Mr. Leake informed the Board that there had been no new E-Prescribing waiver requests since the June 16, 2022 meeting.
3. Mr. Leake stated the Top Twenty Prescribers list was up on Box for the Board to review. The staff provided the Board with the physician's specialty in the data provided.
4. Mr. Leake announced that the requested visual representations of the investigative statistics for the Board are up for review.
5. Mr. Leake stated the licensing department numbers were in the Board Materials for review.
6. Mr. Leake informed the Board that staff have been working on obtaining the correct training to become eligible to process background checks and become a State of Principal License with the Interstate Medical Licensure Compact.

12. ABORTION LITIGATION UPDATE

Dr. Koehler moved to go into Executive Session for the abortion litigation update.
Dr. Gilbertson seconded the motion.

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

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

The motion passed.

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

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

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

The motion passed. No further motions were made.

13. REVIEW AND POSSIBLE APPROVAL OF DRAFT ABORTION GUIDELINES

Dr. Langerman asked the members of the Board if they had reviewed draft Abortion Guidelines. He asked for any additions, corrections or deletions to the proposed guidelines.

Ms. Templeton moved to approved the Draft Abortion Guidelines provided the paragraph regarding Accidental Death and Injury is restored, the language about persons liable is restored, "Attorney General" be added back in the disclaimer, and language about receiving training in another state is added.
Dr. Young seconded the motion.

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

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

The motion passed.

14. OLD BUSINESS

No old business was discussed.

15. NEW BUSINESS

No new business was discussed.

16. PUBLIC COMMENT

No public comment was made.

17. ADJOURNMENT

Dr. Koehler moved to adjourn at 1:30pm. Dr. Young seconded the motion.

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

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

The motion passed.