

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

DATE OF MEETING September 21, 2023

PLACE OF MEETING OSU-CHS
744 West 9th Street
Tulsa, OK 74127

MEMBERS PRESENT Chelsey Gilbertson, D.O.
Duane Koehler, D.O.
Bret Langerman, D.O.
Catherine Taylor, J.D.
Katie Templeton, J.D.

MEMBERS ABSENT C. Michael Ogle, D.O.
LeRoy Young, D.O.

ALSO PRESENT In-Person Attendees:
Taiwo Ajumobi, D.O.
Christi Aquino, *Board of Osteopathic Examiners*
Lisa Baracker, D.O.
Kim Contreras, *Board of Osteopathic Examiners*
Kelsey Devinney, *Board of Osteopathic Examiners*
Thomas Duffy, D.O.
Elizabeth Fullbright, *Board of Osteopathic Examiners*
Daniel Gamino, J.D., *Board General Counsel*
Christopher Gaskins, D.O.
Julie Gaskins
Khadija Hamid, D.O.
Teresa Hardesty, D.O.
Marshall Harris
Ageena Hass, D.O.
Kari Hawthorne, J.D.
Tim Howard
James Magnusson, D.O.
Megan Melott Moss, D.O.
J. Patrick Quillian, J.D, *Board Prosecutor*
Matthew Whittaker, D.O.
Sherri Wise, *Osteopathic Founders Foundation*
Janis Womack, *Board of Osteopathic Examiners*
Richard Zimmer, CMBI, *Board of Osteopathic Examiners*
OSU-CHS Residents

 Teleconference Attendees:
Bayleigh Adams, J.D.
Jana Baker
Sheila Ballard
Gayla Beaty
Natasha Camacho

OSBOE Regular Meeting, September 21, 2023

Catherine Como
Jackson Dalrymple
Kaylee Davis-Maddy, J.D.
Chris DiPesa
Remington Gould
Revanth Madina
Katelyn Mayberry, *Board of Osteopathic Examiners*
Missy Olcott
Shontay Patterson
Lesley VanVolkinburg
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.

2. APPROVAL OF PAST MINUTES

Dr. Langerman asked the members of the Board if they had reviewed the minutes from the Quarterly Board Meeting of June 15, 2023.

Dr. Carter moved to approve the minutes of the June 15, 2023 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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

3. APPROVAL OF 2024 QUARTERLY BOARD MEETING DATES

Ms. Templeton moved to approve the 2024 Board Meeting dates as presented with the exception of the March 21, 2024, date. The March 2024 Meeting will be a Special meeting on March 14, 2024.
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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

OSBOE Regular Meeting, September 21, 2023
The motion passed.

4. PROBATION, MONITORING & HEARING DOCKET

Lisa Baracker, D.O.

Dr. Langerman called the matter of Lisa Baracker, D.O., to order. Dr. Baracker appeared in person with counsel of record Kaylee Davis-Maddy, J.D. appearing via Teams. Chief Investigator for the Board, Rick Zimmer, appeared in person and gave testimony. The Board considered Dr. Baracker's request for clarification on her Order.

Dr. Gilbertson moved to go into Executive Session.
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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

Dr. Gilbertson moved to come out of Executive Session.
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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

Ms. Templeton moved to issue a Declaratory Ruling to Dr. Baracker stating the previous actions taken were not disciplinary in nature.
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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

Matthew Whittaker, D.O.

Dr. Langerman called the matter of Matthew Whittaker, D.O., to order and recognized J. Patrick Quillian, J.D., Board Prosecutor. Dr. Whittaker appeared in person without counsel. Special

OSBOE Regular Meeting, September 21, 2023
Investigator for the Board, Elizabeth Fullbright, and Medical Advisor, Teresa Hardesty, D.O., appeared in person and gave testimony. The Hearing proceeded. Testimony was given and Exhibits were reviewed by both parties.

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

The motion passed.

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

The motion passed.

Dr. Carter moved that that was clear and convincing evidence to support the allegations in paragraphs 1-7 of the Complaint.
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, yes; Dr. Ogle, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

Dr. Carter moved to suspend Dr. Whittaker's Oklahoma license indefinitely. Dr. Whittaker shall receive an evaluation from Acumen or a similar Board approved evaluator in the areas of medical knowledge, clinical competence, honesty, and boundary violations. To include psychiatric evaluations and any other evaluations deemed necessary or appropriate by the evaluator. Results of these evaluations shall be released to the Board. Once evaluation results are received Dr. Whittaker may request to reappear for further consideration.
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, yes; Dr. Ogle, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

The Board also informed Dr. Whittaker that appropriate counsel may be able to assist him with his reappearance before the Board once the evaluation(s) is received.

5. LICENSURE & RENEWAL HEARING DOCKET

Christopher Gaskins, D.O.

Dr. Langerman called the matter of Christopher Gaskins, D.O. to order. Dr. Gaskins appeared in person. Director of Licensing, Christi Aquino, also appeared in person and gave testimony. The Board considered Dr. Gaskins' rotation evaluations that were previously ordered at the June 2023 meeting.

Dr. Carter moved to approve Dr. Gaskin's 2023-2024 renewal application.
Ms. Taylor 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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

James Magnusson, D.O.

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

Dr. Carter moved to go into Executive Session.
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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

Dr. Carter moved to come out of Executive Session.
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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

Ms. Templeton moved to table Dr. Magnusson's application for reinstatement. Dr. Magnusson shall receive an evaluation from an institution that fits his specialty. Once that evaluation is received Dr. Magnusson may request to appear for further consideration. 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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

Megan Melott Moss, D.O.

Dr. Langerman called the matter of Megan Melott Moss, D.O. to order. Dr. Melott appeared in person. Director of Licensing, Christi Aquino, also appeared in person and gave testimony. Dr. Melott Moss reappeared from June 2023 regarding her tabled licensure application and presented her proposed rotations.

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

The motion passed.

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

The motion passed.

Dr. Koehler moved to approve Dr. Melott Moss's five (5) rotations as proposed and to approve the extension of her Resident Training license while they are being completed. Dr. Melott Moss's request to work outside of her rotations in a pediatric clinic is denied. 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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

Taiwo Ajumobi, D.O.

Dr. Langerman called the matter of Taiwo Ajumobi, D.O. to order. Dr. Ajumobi appeared in person. Director of Licensing, Christi Aquino, also appeared in person and gave testimony. Dr. Ajumobi provided the Board with an update on her status and they provided advice on next steps.

No motion was made.

Late Fee Exception Request

Frank W. Wyant Jr., D.O.

Ms. Templeton moved to deny Dr. Wyant's request for a waiver of his late fee. Ms. Taylor 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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

John Venditti D.O.

Ms. Templeton moved to deny Dr. Venditti's request for a waiver of his late fee. Ms. Taylor 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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

OSBOE Regular Meeting, September 21, 2023
The motion passed.

6. RATIFICATION OF SURRENDERED LICENSES

There were no ratification of surrendered licenses for Board review.

7. 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 Quarterly Board meeting of June 15, 2023.

Dr. Koehler moved to ratify all licenses issued since the June 15, 2023 Board meeting.
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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

8. 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 2023-2024 renewal cycle.

Dr. Carter moved to go into Executive Session.
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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

Dr. Carter moved to come out of Executive Session.
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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

Dr. Koehler moved to approve the cancellation of licenses with the exception of Christopher Gaskins, D.O. and Taiwo Ajumobi, D.O.
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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

9. REPORT AND POSSIBLE ACTION ON EXECUTIVE DIRECTOR SEARCH

The Board appointed the Executive Committee comprised of Dr. Langerman, Ms. Taylor, and Dr. Koehler, as well as Dr. Young and Ms. Templeton acting as the Interim Director to the Hiring Committee for the hiring of a new Executive Director.

10. DISCUSSION AND POSSIBLE ACTION OF APPROVAL OF BONUSES FOR ALL ELIGIBLE EMPLOYEES

Ms. Templeton moved to go into Executive Session.
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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

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

The motion passed.

Ms. Templeton moved to approve a fifteen (15) percent bonus for all staff members.
Ms. Taylor 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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

11. REPORTS AND RECOMMENDED ACTIONS

Katie Templeton, J.D., Interim Director:

1. Ms. Devinney informed the Board that the budget documents were up for review and stated that the agency was currently sixty-five thousand (65,000) dollars under the fiscal year's budget.
2. Ms. Devinney stated the Top Twenty Prescribers lists were up on Box for the Board to review and that the specialty field had been added.
3. Ms. Devinney announced that the requested visual representations of the investigative statistics for the Board are up for review and that the current allegation type the agency is seeing the most is patient injury/negligence.
4. Ms. Aquino stated the licensing department numbers were in the Board Materials for review and that the number of licenses issued through the Interstate Medical Licensure Compact has grown exponentially.
5. Ms. Aquino informed the Board that as the Board's IMLC Commissioner she had been asked to take part in their Nominating Committee and would be in attendance at the annual meeting in November 2023.
6. Ms. Devinney gave the Board an update on the status of CE Broker. She stated that the current licensure database vendor, Thentia, had presented an offer to create an educator portal and that the agency would be exploring that option first.
7. Ms. Devinney asked that the Board approve an accidental roaming charge on the AT&T Wireless bill.

Dr. Carter moved to approve the data roaming charge 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, abs; Ms. Taylor, yes; Ms. Templeton, abstain; Dr. Young, abs.

The motion passed.

8. Ms. Aquino and Ms. Devinney presented information on the Department of Libraries on their scanning of original licensure files from the early 1900's.

Dr. Koehler moved to first receive an opinion from the Attorney General on what information from the scans can be published on the Department of Libraries Archival site. Ms. Taylor 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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

Daniel Gamino, J.D., Board General Counsel:

Mr. Gamino informed the Board that the hearing for Dr. Stephen's appeal is set for September 22, 2023 at 1:30pm and that the outcome could be a reversal of the Board Order.

12. DISCUSSION AND POSSIBLE APPOINTMENT TO RADIOLOGY ASSISTANT ADVISORY COMMITTEE

Dr. Langerman asked that the Board consider the remaining appointment to the Radiology Assistant Advisory Committee.

Dr. Carter moved to appoint Keri S. Conner, D.O. from the list of Oklahoma Osteopathic Association nominations. If she is unable to serve, the opportunity would then pass to Timothy McCay, D.O. and then Jessica Weber, D.O. 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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

13. DISCUSSION AND POSSIBLE APPOINTMENT TO RESPIRATORY CARE ADVISORY COMMITTEE

Dr. Langerman asked that the Board consider the two (2) appointments to the Respiratory Care Advisory Committee. The Board determined these appointments would return in December once more information is obtained.

14. OLD BUSINESS

No old business was discussed.

15. NEW BUSINESS

Dr. Carter moved to request a letter from Interim Director, Ms. Templeton, addressed to Axxess EHR regarding his inability to access a patient's records.
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, abs; Ms. Taylor, yes; Ms. Templeton, yes; Dr. Young, abs.

The motion passed.

16. PUBLIC COMMENT

No public comment was made.

17. ADJOURNMENT

The meeting was adjourned by consensus at 2:30 pm.