

THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

MINUTES OF MEETING

February 21, 2022

NEW ORLEANS, LOUISIANA

A meeting of the Louisiana State Board of Medical Examiners, pursuant to lawful notice, was convened and called to order at 8:30 a.m., Monday, February 21, 2022, by order of the President, at the offices of the Board, 630 Camp Street, New Orleans, Louisiana.

Board Members present:

Lester W. Johnson, M.D., President
Terrie R. Thomas, M.D., Vice President
Kim S. Sport, JD, Secretary-Treasurer
Roderick V. Clark, MBA, M.D.
Rita Y. Horton, M.D.
Patrick K. O'Neill, M.D.
James A. Taylor, Jr., M.D.
Christy Lynn Valentine, MBA, M.D.
Leonard Weather, Jr., M.D.

Board Member(s) absent:

Robert Batson, M.D.

Board Staff present:

Vincent A. Culotta, Jr., M.D., Executive Director
Lawrence H. Cresswell, DO, JD, Director of Investigations
Michael Francis, M.D. Assistant Director of Investigations
Patricia Wilton, Esq., Executive Counsel
Mary Peyton, Esq., General Counsel
Thadra C. White, Esq., Compliance Counsel
Matthew Cook, Licensure Supervisor
Alan W. Phillips, IT Director
LaKenya Collins, CPA, CFO
Tracy Mauro, IT Specialist
Susie Allen, DrPH, MBA, Director of Education and Research
Cathy Storm, Compliance Officer
Carol Chauvin, Compliance Officer
Lawrence Robinson, Compliance Investigator
Paula Pigford, Compliance Officer
Ronald Cayette, Compliance Investigator
Patricia Dufrene, Compliance Investigator
Theresa Lockhart, Compliance Investigator
Joseph Bonck, Compliance Investigator
Esparonzia Spooner, Compliance Investigator
Lillie Rodgers, Investigations Program Director
Jacintha F. Duthu, Executive Staff Officer
Olivia PeLong, Executive Program Specialist

Independent counsel to the Board was present as follows: Judge Michael G. Bagneris (Ret)

- (1.) General Administrative Matters; Public comments; Meeting Order;** Dr. Johnson advised the public that any comments can be emailed to publiccomment@lsbme.la.gov. Dr. Johnson reminded the members and staff to please respect the order of the meeting by using the hand raised function to be recognized. Dr. Johnson verified the identity of all videoconference participants, and he ensured the meeting was clear and audible to the public and those on the tele- and videoconference. Furthermore, Dr. Johnson emphasized that any additions that need to be made to the executive or public agenda, be made before the completion of the public session, as we will no longer be able to make additions to the agenda after the close of the public session. Dr. Johnson asked for a moment of silence for victims of Covid 19 and healthcare workers, who have treated our fellow citizens during this crisis.
- (2.) Minutes of December 30, 2021 and January 24, 2022.** The Board reviewed and discussed the minutes of its meeting held December 30, 2021. On the motion of Dr. Valentine, duly seconded by Ms. Sport and passed by unanimous voice vote, the Board approved the minutes of its December 30, 2021. On the motion of Dr. Horton, duly seconded by Dr. Valentine and passed by unanimous voice vote, the Board approved the minutes of its January 24, 2022, meeting with edits.
- (3.) Follow-Up Agenda Items; Notice Language for Applicants.** The Board reviewed and discussed the Notice Language for applications.

At this time Dr. Johnson asked the board to add the following to the agenda:

1. Whether or not the Physician's Rules course should be mandatory.
2. The number of hours for the Physician's rule course.

On the motion of Dr. Taylor, duly seconded by Dr. Horton, the Board voted unanimously to add these items to the agenda.

On the motion of Dr. Horton, duly seconded by Dr. Taylor, the Board voted unanimously for the Physician's Rules course to be a 3 hours of CME credit course.

On the motion of Dr. Valentine, duly seconded by Dr. Thomas, the Board voted unanimously to table whether to mandate the Physician's Rules course and to re-evaluate once presented with information on the rules that would need to be amended for implementation at licensure versus on renewal.

- (4.) Follow-Up Agenda Items; Hospital's Duty to Report.** Dr. Johnson asked the Board to vote to have this topic discussed in Executive Session since counsel advice will be needed. On the motion Dr. Thomas, duly seconded by Ms. Sport, the Board voted unanimously to add this topic to Executive Session for advice of counsel.
- (5.) Follow-Up Agenda Items; Licensure Metrics.** Dr. Culotta informed the Board of the licensure metrics and the details of how the metrics will be measured for performance improvement. No further action was taken or needed on this item.
- (6.) Communication and Information; Antitrust Update.** Ms. Wilton informed the Board that the final step in the undertaking of the review program with the Attorney General's office was achieved last week. The program will be up and running as soon as the Interagency document is signed and the fees paid. Ms. Wilton provided a short memo to the Board on Anti-Trust and Anti-Competition relating to Occupational Licensing Boards.

(7.) Communication and Information; LSBME response regarding Marijuana use. The Board was informed of the response to a recent correspondence regarding an employee, a licensed healthcare professional, and the use of a prescribed drug (Medical Marijuana). Dr. Culotta requested the response be added to the website as an Advisory Opinion or Statement Position as guidance for similar situations. The Board asked to table this discussion in order to obtain, if available, more information regarding the safety of medicinal marijuana dosages while treating patients.

(8.) General Administrative Matters; President's Report. The President informed the Board:
The President informed the Board:

- The State Medical Society is working with the LSBME for a Behavioral Health program for licensees who may be under investigation. There is an update that LSMS will be presenting a report possibly at the March Board meeting.
- There is still an ongoing evaluation of security. Bids are being accepted for more security lighting around the building.
- Dr. Michael Francis, the Board's new assistant director of investigation has been hired and will be officially starting the first pay period in March 2022

(9.) General Administrative Matters; Executive's Director's Report. The Executive Director informed the Board:

- He and Dr. Johnson met with the LSBN and determined that they want no rule changes at this time. They desire full practice authority.
- Despite repeated attempts, we have been unable to schedule a meeting of the PA advisory committee.
- We are finalizing the electronic payment for license application and renewal. This will include electronic checks and credit card payment with fees for both. We are initiating electronic check payments to our vendors and contractors.
- The Governor's Drug Policy Board continues to meet, and they are formulating recommendations for recreational marijuana use to advise the Governor.
- The Healthcare Workplace Violence Task Force continues to meet. They are formulating various recommendations that include education, notice posting, institutional reporting, and other possible actions to protect our healthcare workers.
- The Polysomnography Advisory Committee (PAC) met, and they are recommending some rule changes. We are working with them to prepare the proposed rules.
- The Athletic Trainer Advisory Committee (ATAC) met, and they want some rule changes. However, they are proposing legislation that would alter the activities and scope of the AT practice, like the PA practice. I advised them of the potential unintended consequences. They were unaware that what they asked for had such implications. We have met two more times, and they are trying to revise the language to address the desired change. The desired change appears to move away from athletes as their patient population. They want to expand into areas of industrial medicine and physician office practice. The proposed law allows a much broader scope of practice than the intended desires.
- We met with the Occupational Therapy Advisory Committee (OTAC) and their new leadership. We are continuing an overhaul of the rules for OTs and OTAs. The process is progressing steadily.

- We continue to work with Ms. Sport and LDH regarding the new breast cancer pamphlet. The contract is presently in the hands of LDH, and we are working on revising the language of the pamphlet with LDH.
- We are beginning the process of redesigning the website. If you have any suggestions to improve the webpage, please email your suggestions to me. We will incorporate your suggestions in the process of the redesign.
- Our Licensing Director is out for extended medical leave. Mr. Matthew Cook and Ms. Phyllis Johnson are working with me to maintain an orderly and timely process.
- We received a communication sent to the Governor's office by the DOD about the licensing process for military personnel, spouses, and dependents. The only concern for this Board was that the availability of the unique procedures for the military personnel was not readily accessible on the website. We made additions to the web site's front page within 48 hours and reported the correction to the Governor's office.
- He attended a special meeting of the LDH licensing personnel regarding Optometrists and Ambulatory Surgery Centers (ASC) for Optometric surgery. The rule for ASCs will change to no longer require admitting privileges at nearby hospitals as they progress with the rule change process.
- We have opened preliminary discussions with Envoc, the LA Wallet operator, to include the LSBME licenses into the LA wallet process.
- We have had some delays in the IMLCC process of granting Letters of Qualification. The issue revolves around fingerprinting and Criminal background checks.
- He is in the process of engaging an expert in fingerprinting to work with us, determine our needs to improve and modify our existing machine and retrain our personnel for better electronic transmission of fingerprint data.
- He gave the updated CE Broker report is available to review. No changes or actions were needed as a result of this update.

(10.) General Administrative Matters; Financial Reports. The Board reviewed the Income Statement and Cash Balance Summary for the period ending December 2021. Upon the motion of Dr. Horton, duly seconded by Dr. Weather, the Board voted unanimously to accept the Financial Report.

(11.) Future Board Meeting Dates. The Board reviewed the future meeting dates for 2022 and discussed the possible end to the Governor's Emergency Proclamation and when the Board Meetings will resume in-person. More information will be given by the Governor on March 16, 2022. No further action was needed or taken.

(12.) Rules and Regulations. Rules/Amendments. The Board reviewed the combined rules report. The Board asked for the following information to be provided: (1) With regard to 02.01.05 whether the score requirement will block reciprocity applicants. (2) With regard to 02.01.09, whether there is a time frame for supervising physicians to review and co-sign the work of the critical need permitted physician, what happens when the supervising physician is unavailable due to vacation etc. and (3) the exact number of Louisiana graduates who have not matched on the second attempt in 2020 and in 2021.

Upon the motion of Dr. Horton, duly seconded by Dr. Valentine, the Board voted unanimously to accept the Regulatory Report.

Upon the motion of Dr. Clark, duly seconded by Dr. Horton, the Board voted unanimously to approve 02.02.00 regarding adding a definition of "In Good Standing" to LAC 46:XLV.303.

[13.] Minutes of Executive Sessions. Upon the motion of Dr. Horton, duly seconded by Dr. Thomas, the Board voted unanimously and convened in executive session pursuant to La. R.S. 42:17A to receive and review the minutes of the executive session. Upon the motion of Dr. Horton, duly seconded by Dr. Weather, the Board voted unanimously to approve the minutes of the January 24, 2022 meeting with corrections.

[14.] Report on Pending Litigation. Upon the motion of Dr. Horton, duly seconded by Dr. Weather, the Board voted unanimously and convened in executive session to receive and review the report of legal counsel on pending litigation to which the Board is a party pursuant to La. Rev. Stat. § 42:17A(2 & 10), La. C.E. art. 508, and/or La. R.S. 44:4.1C. On the motion of Ms. Sport, duly seconded by Dr. Thomas and passed by unanimous voice vote, the Board accepted the litigation report regarding the following matters:

Vincent Joseph Bruno v. Cecilia Mouton and the LSBME, No. 12-5503 (Civ.Dist.Ct.Orl.Par.Div."L").
Guardian Medical Group, LLC and Cellution Wellness Center, Inc., v. Cecilia Mouton, M.D., and the LSBME, No. 12-7202 (Civ.Dist.Ct.Orl.Par.Div."L").
Richard Arjun Kaul, M.D., and Arnold Erwin Feldman, M.D. v. Louisiana State Board of Medical Examiners, et.al., No.19-3050(U.S.Dist.Ct.Dist. of Columbia)
Gregory Duhon, M.D. v. Board of Supervisors For Louisiana State University And Agricultural And Mechanical College; Thomas C. Galligan Jr.; Neeraj Jain, M. D.; Healthcare Professionals Foundation Of Louisiana; Professional Renewal Center; Louisiana State Board Of Medical Examiners, No. 2:20cv2022 (U.S.Dist.Ct.E.D.La.)
Ford v. LSBME and Dr. Valentine, in her official capacity only, Eastern District of Louisiana, Case No. 18-4149

[15.] General Administrative Matters; General Advice; NPDB Dispute Resolution. The Board convened in executive session pursuant to La. R.S. 42:17A (3, 4 & 10), La. C.E. art. 508, and/or La. R.S. 44:4.1C regarding a legislative considerations regarding current status in other states on, and changes to healthcare providers' duty to report and an NPDB dispute resolution. No further actions were needed or taken on these matters.

[16.] General Administrative Matters; Possible End to Covid Emergency Declaration. The Board convened in executive session to receive advice from counsel regarding the potential end to the current Covid Emergency Declaration and how this will affect the Board and its licensees. No action was needed or taken on this matter.

[17.] General Administrative Matters; Licensee request. The Board convened in executive session to receive advice and counsel pursuant to La. R.S. 42:17A (4 & 10), La. C.E. art. 508, La. R.S. 44:4(7) and/or La. R.S. 44:4.1C. The Board reviewed and discussed the

request of licensure applicant, Agenda No. 05.00.01, for a restricted license to joining faculty at an in-state university. Upon returning to public session, and on the motion of Dr. Horton, duly seconded by Dr. O'Neill, the Board voted unanimously to approve the licensee's request.

[18.] General Administrative Matters; Licensee request. The Board convened in executive session to receive advice and counsel pursuant to La. R.S. 42:17A (4 & 10), La. C.E. art. 508, La. R.S. 44:4(7) and/or La. R.S. 44:4.1C. The Board reviewed and discussed the request of licensure applicant, Agenda No. 05.00.02, for approval of a license. Upon motion of Ms. Sport, duly seconded by Dr. Weather, The Board voted by a majority roll call vote as follows to approve the request:

| YAYS | NAYS | ABSENT |
|---------------|------------|------------|
| | | |
| Dr. Johnson | Dr. Clark | Dr. Batson |
| Dr. O'Neill | Dr. Horton | |
| Ms. Sport | Dr. Taylor | |
| Dr. Thomas | | |
| Dr. Valentine | | |
| Dr. Weather | | |

[19.] General Administrative Matters; Licensee request. The Board convened in executive session to receive advice and counsel pursuant to La. R.S. 42:17A (4 & 10), La. C.E. art. 508, La. R.S. 44:4(7) and/or La. R.S. 44:4.1C. The Board reviewed and discussed the request of licensure applicant, Agenda No. 05.00.03, for sponsorship to retake the USMLE step 3 and/or be granted some sort of "limited/restricted" license. Upon motion of Dr. Horton, duly seconded by Dr. Sport, the Board voted 8 YAYS and 1 NAY to deny the request.

[20.] General Administrative Matters; Licensee request. The Board convened in executive session to receive advice and counsel pursuant to La. R.S. 42:17A (4 & 10), La. C.E. art. 508, La. R.S. 44:4(7) and/or La. R.S. 44:4.1C. The Board reviewed and discussed the request of licensure applicant, Agenda No. 05.00.04, to obtain a temporary work permit for scoring sleep studies. Upon motion of Dr. Horton, duly seconded by Dr. Clark, The Board voted by a majority roll call vote as follows, to deny the request:

| YAYS | NAYS | ABSENT |
|---------------|------|------------|
| | | |
| Dr. Clark | | Dr. Batson |
| Dr. Horton | | |
| Dr. Johnson | | |
| Dr. O'Neill | | |
| Ms. Sport | | |
| Dr. Taylor | | |
| Dr. Thomas | | |
| Dr. Valentine | | |
| Dr. Weather | | |

[21.] Compliance Counsel. On the motion of Dr. Valentine, duly seconded by Dr. Horton, the Board convened in executive session to receive advice of counsel pursuant to La. R.S. 42:17A (4 & 10), La. C.E. art. 508, and/or La. R.S. 44:4.1C. On resuming in public session, and on motion of Dr. Horton, duly seconded by Dr. O'Neill, the Board voted unanimously to accept the Compliance Counsel's report.

[22.] Personal Appearances/Docket Calendar. On the motion of Dr. Horton, duly seconded by Dr. Valentine, and passed by unanimous voice vote, the Board convened in executive session, to review the calendar of personal appearances and docketed hearings, as matters relating to investigations, the character and professional conduct of a licensee and allegations of misconduct, pursuant to La. R.S. 42:17(A)(1), (4) & (10). La. C.E. art. 508, and/or La. R.S. 44:4.1C. No further action was required or taken on this matter.

[23.] Investigative Reports. On the motion of Dr. Horton, duly seconded by Dr. Valentine, and passed by unanimous voice vote, the Board convened in executive session, to consider the investigative reports as matters relating to the character and professional conduct of a licensee, and allegations of misconduct, pursuant to La. Rev. Stat. §42:17A(1) and (4). Following review and discussion, the Board resumed in open session as follows:

- a. Commence Formal Investigation: On the motion of Dr. O'Neill, duly seconded by Dr. Clark, the Board voted unanimously to approve commencing formal investigation in the following matter:

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| File No. | 2020-758 ¹ |
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- b. Initiate Preliminary Review: Upon motion of Ms. Sport, duly seconded by Dr. Clark, the Board unanimously voted to ratify the interim action taken in the following:

On the motion of Dr. Valentine, duly seconded by Dr. Horton, the Board voted unanimously to approve initiating Preliminary Review of the following matter:

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| Agenda No. | 07.04.02 |
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On the motion of Dr. Weather, duly seconded by Ms. Sport, the Board voted unanimously to approve initiating Preliminary Review of the following matter.

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| Agenda No. | 07.04.03 |
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On the motion of Dr. O'Neill, duly seconded by Dr. Clark, the Board voted unanimously to approve initiating Preliminary review of the following matter:

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| Agenda No. | 07.04.04 ² |
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¹ Drs. Horton and Johnson are recused from any and all participation in this matter.

² Drs. Horton, Johnson, Valentine, Weather and Clark are recused from any and all participation in this matter.

On the motion of Dr. O'Neill, duly seconded by Dr. Weather, the Board voted unanimously to approve initiating Preliminary review of the following matter:

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| Agenda No. | 07.04.05 ³ |
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On the motion of Dr. Horton, duly seconded by Valentine, the Board voted unanimously to approve initiating Preliminary review of the following matter:

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| Agenda No. | 07.04.06 |
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- c. Extend Time for Preliminary Review: On the motion of Dr. Valentine, duly seconded by Ms. Sport and passed by unanimous voice vote, the Board approved granting a 90-day extension to continue preliminary review/investigation in the following matters:

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| Investigation No. | 2021-1010 |
| Investigation No. | 2021-1224 |
| Investigation No. | 2021-1413 |
| Investigation No. | 2021-1403 |
| Investigation No. | 2021-1405 |
| Investigation No. | 2021-1406 |
| Investigation No. | 2022-43 |
| Investigation No. | 2021-1178 |
| Investigation No. | 2018-928 |
| Investigation No. | 2018-902 |
| Investigation No. | 2019-398 |
| Investigation No. | 2019-527 |
| Investigation No. | 2019-541 |
| Investigation No. | 2020-657 |
| Investigation No. | 2020-705 |
| Investigation No. | 2020-740 |
| Investigation No. | 2020-753 |
| Investigation No. | 2020-778 |
| Investigation No. | 2020-997 |
| Investigation No. | 2020-899 |
| Investigation No. | 2020-1041 |
| Investigation No. | 2021-325 |
| Investigation No. | 2021-326 |

³ Drs. Horton and Johnson are recused from any and all participation in this matter.

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| Investigation No. | 2021-156 |
| Investigation No. | 2021-704 |
| Investigation No. | 2021-696 |
| Investigation No. | 2021-938 |
| Investigation No. | 2021-941 |
| Investigation No. | 2021-923 |
| Investigation No. | 2021-959 |
| Investigation No. | 2021-888 |
| Investigation No. | 2021-961 |
| Investigation No. | 2021-498 |
| Investigation No. | 2021-499 |
| Investigation No. | 2021-500 |
| Investigation No. | 2021-501 |
| Investigation No. | 2021-703 |
| Investigation No. | 2021-976 |
| Investigation No. | 2021-1373 |
| Investigation No. | 2021-1386 |
| Investigation No. | 2021-1382 |
| Investigation No. | 2021-1391 |
| Investigation No. | 2021-1416 |
| Investigation No. | 2021-1193 |
| Investigation No. | 2021-1426 |
| Investigation No. | 2018-766 |
| Investigation No. | 2020-343 |
| Investigation No. | 2020-374 |
| Investigation No. | 2021-64 |
| Investigation No. | 2021-139 |
| Investigation No. | 2021-173 |
| Investigation No. | 2021-264 |
| Investigation No. | 2021-265 |
| Investigation No. | 2021-266 |
| Investigation No. | 2021-268 |
| Investigation No. | 2021-458 |
| Investigation No. | 2021-936 |
| Investigation No. | 2021-981 |
| Investigation No. | 2021-1052 |
| Investigation No. | 2021-1134 |
| Investigation No. | 2021-1229 |
| Investigation No. | 2021-1230 |
| Investigation No. | 2021-1232 |

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| Investigation No. | 2021-1315 |
| Investigation No. | 2021-1392 |
| Investigation No. | 2021-1399 |
| Investigation No. | 2021-1412 |
| Investigation No. | 2019-991 |
| Investigation No. | 2020-118 |
| Investigation No. | 2021-114 |
| Investigation No. | 2021-285 |
| Investigation No. | 2021-539 |
| Investigation No. | 2021-890 |
| Investigation No. | 2021-1329 |
| Investigation No. | 2021-1374 |
| Investigation No. | 2021-1381 |
| Investigation No. | 2021-1378 |
| Investigation No. | 2021-1028 |
| Investigation No. | 2021-1386 |
| Investigation No. | 2021-1382 |
| Investigation No. | 2021-1391 |
| Investigation No. | 2021-1416 |
| Investigation No. | 2021-1193 |
| Investigation No. | 2021-1426 |
| Investigation No. | 2018-766 |
| Investigation No. | 2020-343 |
| Investigation No. | 2020-374 |
| Investigation No. | 2021-64 |
| Investigation No. | 2021-139 |
| Investigation No. | 2021-173 |
| Investigation No. | 2021-264 |
| Investigation No. | 2021-265 |
| Investigation No. | 2021-266 |
| Investigation No. | 2021-268 |
| Investigation No. | 2021-458 |
| Investigation No. | 2021-936 |
| Investigation No. | 2021-981 |
| Investigation No. | 2021-1052 |
| Investigation No. | 2021-1134 |
| Investigation No. | 2021-1229 |
| Investigation No. | 2021-1230 |
| Investigation No. | 2021-1232 |
| Investigation No. | 2021-1315 |

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| Investigation No. | 2021-1392 |
| Investigation No. | 2021-1399 |
| Investigation No. | 2021-1412 |
| Investigation No. | 2019-991 |
| Investigation No. | 2020-118 |
| Investigation No. | 2021-114 |
| Investigation No. | 2021-285 |
| Investigation No. | 2021-539 |
| Investigation No. | 2021-890 |
| Investigation No. | 2021-1329 |
| Investigation No. | 2021-1374 |
| Investigation No. | 2021-1381 |
| Investigation No. | 2021-1378 |
| Investigation No. | 2021-1028 |

- d. Voluntary Surrender: On the motion of Dr. Horton, duly seconded by Dr. Valentine, the Board voted unanimously to approve the proposed Stipulation and Agreement for Voluntary Surrender of Medical License in Investigation No. 2021-I-486.
- e. Consent Orders: On the motion of Ms. Sport, duly seconded by Dr. Valentine, the Board voted unanimously to approve the proposed Consent Order in the following matter:

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| Investigation No. | 2021-I-1370 |
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On the motion of Ms. Sport, duly seconded by Dr. Taylor, the Board voted unanimously to approve the proposed Consent Order in the following matter:

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| Investigation No. | 2020-I-631 |
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On the motion of Ms. Sport, duly seconded by Dr. O'Neill, the Board voted 8 YAYS 1 NAY to deny the proposed Consent Order in the following matter:

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| Investigation No. | 2019-I-263 |
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On the motion of Ms. Sport, duly seconded by Dr. Horton, the Board voted 7 YAYS 1 NAY to approve the proposed Consent Order in the following matter:

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| Investigation No. | 2020-I-557 |
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On the motion of Ms. Sport, duly seconded by Dr. Taylor, The Board voted by majority roll call vote as detailed below to deny the proposed Consent Order in the following matter:

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| Investigation No. | 2020-I-20 |
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| YAYS | NAYS | ABSENT |
|---------------|-------------|------------|
| | | |
| Dr. Horton | Dr. Clark | Dr. Batson |
| Dr. Johnson | Dr. Weather | Dr. Thomas |
| Dr. O'Neill | | |
| Ms. Sport | | |
| Dr. Taylor | | |
| Dr. Valentine | | |

Upon motion of Dr. Horton, duly seconded by Dr. Valentine, the Board voted 6 YAYS 2 NAYS to approve the proposed consent order in the following matter:

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| File No. | 2021-I-436 |
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Upon motion of Ms. Sport, duly seconded by Dr. Valentine, the Board voted unanimously to deny the proposed consent order in the following matter:

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| Investigation No. | 2020-I-1094 and 2021-I-303 |
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Upon motion of Dr. Valentine, duly second by Ms. Sport, the Board unanimously voted to approve the proposed consent order in the following matter:

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| Investigation No. | 2021-I-890 |
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Upon motion of Ms. Sport, duly seconded by Dr. Horton, the Board voted unanimously to approve the proposed consent order in the following matter:

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| Investigation No. | 2021-I-984 ⁴ |
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f. Close with a Letter of Concern: Upon motion of Ms. Sport, duly seconded by Dr. Horton, the Board voted unanimously to approve closing the following matters with a Letter of Concern:

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| Investigation No. | 2020-335 (Investigation No. 2021-1084 incorporated herein) |
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Upon motion of Dr. Valentine, duly seconded by Dr. O'Neill, the Board voted unanimously to approve closing the following matter with a Letter of Concern:

⁴ Dr. Taylor is recused from any and participation of this matter.

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| Investigation No. | 2021-I-744 |
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g. Close with No Action: Upon motion of Dr. Clark, duly seconded by Ms. Sport, the Board voted unanimously to close the following matters with no action:

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| File No. | 2021-1410 |
| File No. | 2021-1408 |
| File No. | 2021-1337 |
| File No. | 2021-1385 |
| File No. | 2021-1387 |
| File No. | 2021-1140 |
| File No. | 2021-1404 |
| File No. | 2021-1331 |
| File No. | 2021-641 |
| File No. | 2021-1091 |
| File No. | 2021-1014 |
| File No. | 2021-517 |
| File No. | 2022-54 |
| File No. | 2022-64 |
| File No. | 2021-945 |
| File No. | 2021-177 |
| File No. | 2021-023 |
| File No. | 2021-1193 |
| File No. | 2021-1168 |
| File No. | 2021-1138 |
| File No. | 2020-I-361 |
| File No. | 2021-1378 |
| File No. | 2021-305 |
| File No. | 2021-1284 |
| File No. | 2021-1391 |
| File No. | 2021-1317 |
| File No. | 2021-522 |
| File No. | 2021-151 |
| File No. | 2021-1374 |
| File No. | 2021-869 |
| File No. | 2021-1169 |

Upon motion of Dr. Valentine, duly seconded by Ms. Sport, the Board voted unanimously to approve closing the following matter with no action:

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| File No. | 2021-585 ⁵ |
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Upon motion of Dr. O'Neill, duly seconded by Ms. Sport, the Board voted

⁵ Dr. Taylor is recused from any and all participation in this matter.

unanimously to approve closing the following matter with no action:

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| File No. | 2021-428 ⁶ |
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Upon motion of Dr. Clark, duly seconded by Dr. Valentine, the Board unanimously to approve closing the following matter with no action:

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| File No. | 2021-514 ⁷ |
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Upon motion of Dr. Weather, duly seconded by Dr. O'Neill, the Board voted unanimously to close the following matter with no action:

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| File No. | 2021-1397 ⁸ |
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Upon motion of Ms. Sport, duly seconded by Dr. Weather, the Board voted unanimously to close the following matter with no action:

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|----------|--------------------------|
| File No. | 2021-I-1389 ⁹ |
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h. Professional liability Report. The Board convened in executive session to consider the report on professional liability cases reviewed since the last meeting of the Board as matters relating to the character and professional conduct of a licensee and allegations of misconduct, La. Rev. Stat. § 42:17A(1) and (4). Upon motion of Dr. Horton, duly seconded by Dr. Valentine, the Board voted unanimously to accept the report.

i. Closed Case Report (s). Upon motion of Dr. Clark, duly seconded by Dr. Valentine, the Board voted unanimously to approve the January 2022 closed case summary report¹⁰.

[24.] Probationary Matter; Request from Probationers. The following matters are request from licensees to end or modify the conditions of their probation and/or to be permitted to reinstate licensure:

With regard to Agenda No. 09.01.01¹¹, upon motion by Dr. Horton, duly seconded by Ms. Sport, the Board voted unanimously to approve licensee's request to terminate probation.

With regard to, Agenda No. 09.02.01, upon motion of Dr. Horton, duly seconded by Dr. Valentine, the Board voted unanimously to table this licensee's request until next

⁶ Dr. Taylor is recused from any and all participation in this matter.

⁷ Ms. Sport is recused from any and all participation in this matter.

⁸ Drs. Horton and Johnson are recused from any and all participation in this matter.

⁹ Dr. O'Neill is recused from any and all participation in this matter.

¹⁰ Dr. Horton and Dr. Johnson were recused as to Investigation No. 21-286.

¹¹ Dr. Taylor is recused from any and all participation in this matter.

month's meeting, in order to obtain more information.

With regard to Agenda No. 09.02.02 upon motion by Dr. Horton, duly seconded by Ms. Sport, the Board voted unanimously to approve the licensee's request to reinstate license.

With regard to Agenda No.09.02.03 upon motion of Dr. Valentine, duly seconded by Dr. Clark, the Board voted unanimously to approve the licensee's request to modify the existing consent order so as to permit prescribing for hormone therapy, but maintain the prohibition on prescribing controlled dangerous substances.

Next Meeting of the Board. The President reminded the members that the next meeting of the Board was scheduled for March 28, 29 2022.

I HEREBY CERTIFY that the foregoing is a full, true and correct account of the proceedings of the meeting of the Louisiana State Board of Medical Examiners, save for executive session of the Board conducted therein, held on February 21, 2022 and approved by the Board on the 28th day of March 2022.

Kim Sport, Esq.
Secretary-Treasurer

Lester W. Johnson, M.D.
President