

THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

MINUTES OF MEETING

January 24, 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, January 24, 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
Patricia Wilton, Esq., Executive Counsel
Mary Peyton, Esq., General Counsel
Thadra C. White, Esq., Compliance Counsel
Aloma James, Director of Licensure
Alan W. Phillips, IT Director
LaKenya Collins, 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 13, 2021, and December 30, 2021.** The Board reviewed and discussed the minutes of its meeting held December 13, 2021. On the motion of Dr. Horton, duly seconded by Dr. Clark and passed by unanimous voice vote, the Board approved the minutes of its December 13, 2021. On the motion of Ms. Sport, duly seconded by Dr. Valentine, the Board unanimously voted to have the December 30, 2021 minutes at the February Board meeting in order to verify the accuracy of the motion of the action item discussed.
- (3.) Follow-Up Agenda Items; Overview of Board's Complaint and Investigations Procedures.** The Board reviewed and discussed the Board's Complaint and Investigations Procedure that will be placed on the LSBME website. On the motion of Dr. Taylor, duly seconded by Dr. Horton, and passed by unanimous voice vote, the Board approved the Complaint and Investigations procedure with spelling and grammatical changes as well as additional substantive language indicating that with regard to oral/verbal complaints, the DOI cannot move forward without a signature on the complainant form and release form.
- (4.) Follow-Up Agenda Items; Legal Expenses by Outside Counsel.**
The Board discussed the cost elimination in hiring an in-house legal counsel for the Investigations department. No further action was needed or taken on this item.
- (5.) Follow-Up Agenda Items; Physician Laws and Rules Course.** The Board discussed the Laws and Rules course for Physicians'. After discussion of the required number of years of how often the rules course should be required for physicians, Dr. Clark motioned to table, duly seconded by Dr. Horton, the Board voted 8 YEAS 1 NAY to table this item.
- (6.) Communication and Information; LSMS Request.** As item number 2 in the LSMS letter had already been resolved, Dr. Johnson, President of the Board, referred the remaining item number 1 to the Board Counsel, and they will work jointly with LSMS. No further action was needed or taken on this item.
- (7.) General Administrative Matters; President's Report. The President informed the Board:**

 - LSMS will soon be rolling out the Emotional Support program for licensees.
 - That the Security evaluation on building security for the staff is complete and he would like to add it to the Executive Session agenda.

- On the motion of Dr. Horton, duly seconded by Dr. O'Neill, the Board voted unanimously to add the security evaluation to the Executive Session agenda.

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

- He has met with the Podiatry advisory committee. The podiatry advisory committee is very satisfied with the rules we amended last year. Individual members have extended their appreciation for this recognition of the evolving trend in podiatry.
- He continues to meet with the HCR 121 workplace violence task force.
- He has also met with the LDH pursuant to act 245-2021 to define data collected by the LDH in matters of complications of abortion.
- He met with the newly appointed leadership of OT Advisory Committee, and I am introducing them to Open meeting laws and processes of the board. They hope to bring a proposal for a rule change for the OTs late in 2022.
- The agency extended an offer to the preferred candidate for Asst. Director of Investigations, and we expect a favorable response in the near future. If he accepts, he will start work the first pay period in March 2022.
- He offered to meet with the PA advisory committee, which was initially rejected, but the committee has recently indicated they want to meet. We are working to schedule a meeting. In response, Board members and Board staff commented they are available to discuss any rule changes the PA committee proposes.
- We have reached out to the LSBN and are attempting to schedule a meeting for the 31st of January.
- Legislators Mills and Bagley are interested in co-sponsoring legislation for the zoom meetings for advisory committees. There have been several positive comments on the idea. High-level legislative staff is reviewing for the legislators currently.
- He continues to participate in the Governor's drug policy board.
- The API (Application Program Interface) for licensing communication with CE Broker is now finished and beta testing is substantially complete.
- We are very close to beta testing the investigations software, and transferring all data out of CAVU with the hopes of closing out that older software in June.

(9.) General Administrative Matters; January 2022 Newsletter. The Board reviewed the Draft of the January 2022 Newsletter. Upon the motion of Dr. Horton, duly seconded by Dr. Valentine, the Board voted unanimously to approve the Newsletter.

(10.) General Administrative Matters; Financial Reports. The Board reviewed the Income Statement and Cash Balance Summary for the period ending November 2021. Upon

the motion of Dr. Horton, duly seconded by Dr. Thomas, the Board voted unanimously to accept the Financial Report.

(11.) Future Board Meeting Dates. The Board reviewed the future meeting dates for 2022. No further action was needed or taken.

(12.) Memo re: Interagency Transfer in Re: Participation in DOJ OLRP per La. R.S. 49:260. The Board discussed Representative Butler's recently passed House Bill 398, regarding the program for pre-implementation review of anti-competitive regulatory matters and board disciplinary actions and an Interagency Transfer with the DOJ regarding these services. On the motion of Dr. Clark, duly seconded by Dr. Horton, the Board voted unanimously to approve the interagency transfer.

(13.) Rules and Regulations. Rules/Amendments. The Board reviewed the proposed rule changes.

Upon the motion of Valentine, duly seconded by Dr. Horton, the Board voted unanimously to approve proposed rule changes for non-matched medical graduates to add a new rule LAC 46:XLV.398: Critical Need Physician Permit Program, and Amend existing rule LAC 46:XLV.303 to include the definition of Critical Need Physician and Teaching Physician.

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

[14.] Minutes of Executive Sessions. Upon the motion of Dr. Horton, duly seconded by Dr. O'Neill, 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. Thomas, duly seconded by Dr. Horton, the Board voted unanimously to approve the minutes of the December 13, 2021 meeting.

[15.] Report on Pending Litigation. Upon the motion of Dr. Horton, duly seconded by Dr. O'Neill, 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. Or. 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. Or. 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

[16.] General Administrative Matters; Public Appearance; Andy Kovacs re LSBME Safety and Security Consultation. The Board convened in executive session to receive advice of counsel regarding security of the board office pursuant to La. R.S. 42:17A (3, 4 & 10), La. C.E. art. 508, and/or La. R.S. 44:4.1C. The Board also received information on the safety and security consultation from Andy Kovacs, regarding the staff, building, and location. No further action was taken or needed on this item.

[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 licensee Agenda No. 04.00.01¹ for a waiver regarding CDTM registration. Upon returning to public session, and on the motion of Dr. Weather, duly seconded by Dr. O'Neill, amended by Dr. Taylor and the amendment seconded by Dr. O'Neill, the Board voted via roll call vote to approve the CDTM waiver restricting it to only non-controlled drugs as follows:

YAYS	NAYS
	Ms. Sport
	Dr. Valentine
Dr. Clark	
Dr. O'Neill	
Dr. Taylor	
Dr. Thomas	
Dr. Weather	

[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 licensee, Agenda No. 04.00.02, for a refund of application fees. Upon motion of Dr. O'Neill, duly seconded by Dr. Horton, the Board voted unanimously to deny this request.

[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 licensee, Agenda No. 05.00.01, to waive one year of ACGME accredited training to issue a restricted license based on a faculty position. Upon motion of Dr. Horton, duly seconded by Dr. Sport, the Board voted unanimously to approve the request.

[20.] General Administrative Matters; Licensee request. The Board convened in

¹ Drs. Horton and Johnson are recused from any and all participation in this matter.

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 licensee, Agenda No. 05.00.02, to obtain full licensure. Upon motion of Dr. Horton, duly seconded by Dr. Weather, the Board voted unanimously to approve the request to be able to apply for reinstatement, with the condition that the licensee is required to complete 60 hrs CME credits in the licensee's specialty.

[21.] 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 licensee, Agenda No. 05.00.03, to be able to reinstate his medical license. Upon motion of Ms. Sport, duly seconded by Dr. Taylor, and the Board voted unanimously to approve the request to be able to apply for reinstatement, with the condition that he satisfy the requirements for maintenance of certification (MOC) by the American Board of Surgery.

[22.] 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 licensee, Agenda No. 05.00.04, to waive the licensure examination qualifications. Upon motion of Dr. Horton, duly seconded by Dr. O'Neill, the Board voted unanimously to deny the request.

[23.] 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 licensee, Agenda No. 05.00.05, to sponsor him for the USMLE examination. Upon motion of Dr. Horton, duly seconded by Ms. Sport, the Board voted unanimously to deny the request.

[24.] 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 licensee, Agenda No. 05.00.06² for waiver of Rule 323(A)(2) pursuant to Rule 315. Upon motion of Dr. O'Neill, duly seconded by Ms. Sport, the Board voted unanimously to approve the request. Further, on the motion of Dr. Clark, duly seconded by Dr. Valentine, the Board voted to begin a rule promulgation with regard to Rule 315, in conformance with the Board's decision on this matter.

[25.] 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. Thomas, duly seconded by Dr. Horton, the Board voted to accept the Compliance Counsel's report.

[26.] Personal Appearances/Docket Calendar. On the motion of Ms. Sport, duly seconded by Dr. Thomas, and passed by unanimous voice vote, the Board convened in executive

² Drs. Horton and Johnson are recused from any and all participation in this matter.

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.

[27.] Investigative Reports. On the motion of Dr. Thomas, duly seconded by Dr. Horton, 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. Administrative Complaints: On the motion of Ms. Sport, duly seconded by Dr. Thomas, the Board voted unanimously to accept the following Administrative Complaints:

File No.	2020-I-606
File No.	2021-I-1158

- b. Interim Action: Upon motion of Ms. Sport, duly seconded by Dr. Clark, the Board unanimously voted to ratify the interim action taken in the following:

File No.	2020-I-623
File No.	2020-I-678
File No.	2021-I-541
File No.	2021-I-957

- c. Commence Formal Investigation: On the motion of Dr. Clark, duly seconded by Dr. O'Neill, the Board voted unanimously to commence formal investigation in the following matters:

File No.	2021-825
Agenda Item No.	2021-668

- d. Preliminary Review:

Upon motion of Dr. Weather, duly seconded by Dr. O'Neill, the Board unanimously voted to commence preliminary review of:

Agenda Item No.	07.04.03
Agenda Item No.	07.04.04
Agenda Item No.	07.04.05

Agenda Item No.	07.04.06 ³
Agenda Item No.	07.04.07
Agenda Item No.	07.04.08

- c. e. Extend Time for Preliminary Review: On the motion of Dr. Clark, duly seconded by Dr. Taylor and passed by unanimous voice vote, the Board approved granting a 90-day extension to continue preliminary review/investigation in the following matters:

Investigation No.	2021-1291
Investigation No.	2021-1126
Investigation No.	2021-1293
Investigation No.	2021-1028
Investigation No.	2021-1277
Investigation No.	2021-1169
Investigation No.	2021-1276
Investigation No.	2021-825
Investigation No.	2021-1370
Investigation No.	2021-541
Investigation No.	2021-957
Investigation No.	2021-45
Investigation No.	2021-538
Investigation No.	2021-1387
Investigation No.	2020-125
Investigation No.	2020-141
Investigation No.	2020-381
Investigation No.	2020-387
Investigation No.	2020-890
Investigation No.	2021-426
Investigation No.	2021-453
Investigation No.	2021-454
Investigation No.	2021-508
Investigation No.	2021-509
Investigation No.	2021-510
Investigation No.	2021-511
Investigation No.	2021-512
Investigation No.	2021-518
Investigation No.	2021-526
Investigation No.	2021-531

³ Dr. Horton is recused from and all participation in this matter.

Investigation No.	2021-544
Investigation No.	2021-546
Investigation No.	2021-553
Investigation No.	2021-1058
Investigation No.	2021-1059
Investigation No.	2021-1060
Investigation No.	2021-1099
Investigation No.	2021-1079
Investigation No.	2021-1081
Investigation No.	2021-1284
Investigation No.	2021-1274
Investigation No.	2021-1369
Investigation No.	2021-1335
Investigation No.	2021-1336
Investigation No.	2021-1339
Investigation No.	2021-1340
Investigation No.	2021-1331
Investigation No.	2021-408
Investigation No.	2020-824
Investigation No.	2020-758
Investigation No.	2020-760
Investigation No.	2020-1033
Investigation No.	2021-444
Investigation No.	2021-517
Investigation No.	2021-549
Investigation No.	2021-647
Investigation No.	2021-664
Investigation No.	2021-668
Investigation No.	2021-869
Investigation No.	2021-1012
Investigation No.	2021-975
Investigation No.	2020-786
Investigation No.	2021-1290
Investigation No.	2021-1299
Investigation No.	2021-1193
Investigation No.	2021-401
Investigation No.	2021-428
Investigation No.	2021-434
Investigation No.	2021-433
Investigation No.	2021-486

Investigation No.	2021-514
Investigation No.	2021-641
Investigation No.	2021-947
Investigation No.	2021-1014
Investigation No.	2021-1091
Investigation No.	2021-1140
Investigation No.	2021-1182
Investigation No.	2021-1136
Investigation No.	2021-1151
Investigation No.	2021-1226
Investigation No.	2021-1287
Investigation No.	2021-1288
Investigation No.	2021-1286
Investigation No.	2021-1113
Investigation No.	2021-1294
Investigation No.	2021-1296
Investigation No.	2021-522
Investigation No.	2020-503
Investigation No.	2020-577
Investigation No.	2020-1072
Investigation No.	2021-381
Investigation No.	2021-570
Investigation No.	2021-669
Investigation No.	2021-744
Investigation No.	2021-806
Investigation No.	2021-871
Investigation No.	2021-1023
Investigation No.	2021-1025
Investigation No.	2021-1073
Investigation No.	2021-1093
Investigation No.	2021-1123
Investigation No.	2021-151
Investigation No.	2020-892
Investigation No.	2021-309
Investigation No.	2021-1138
Investigation No.	2021-1147
Investigation No.	2021-1180
Investigation No.	2021-1337
Investigation No.	2021-1357
Investigation No.	2021-1364

Investigation No.	2021-1365
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f. Extend Formal Investigation: On the motion of Dr. Taylor, duly seconded by Ms. Sport, the Board voted unanimously to approve extending the formal investigation of Investigation No. 2020-83.

g. Consent Orders: Upon the motion of Dr. O'Neill, duly seconded by Dr. Clark, to approve the consent order for 2021-I-196⁴, The Board voted by roll call vote as follow:

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

Upon motion of Ms. Sport, duly seconded by Dr. Weather, the Board voted unanimously to approve the following consent order:

File No.	2021-I-228
File No.	2021-I-639
File No.	2021-I-1125

Upon motion of Ms. Sport, duly seconded by Dr. Taylor, to deny the consent order for 2017-I-668⁵, the Board voted by roll call vote as follows:

YAYS	NAYS	ABSENT
Ms. Sport	Dr. Clark	Dr. Thomas
Dr. Taylor	Dr. Horton	Dr. Valentine
Dr. Weather	Dr. Johnson	

Upon motion of Dr. Horton, duly second by Ms. Sport, the Board unanimously voted to approve the following consent orders:

File No.	2020-I-302 ⁶
File No.	2020-I-869

Upon motion of Ms. Sport, duly seconded by Dr. Weather, the Board

⁴ Dr. Johnson is recused from any and all participation in this matter.

⁵ Dr. O'Neill is recused from any and all participation in this matter.

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

unanimously voted to deny the consent order in the following matter:

File No.	2020-I-694
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Upon motion of Ms. Sport, duly seconded by Dr. O'Neill, the Board unanimously voted to approve the consent order in the following matter:

File No.	2020-I-681
File No.	2019-I-648 ⁷
File No.	2020-I-683

Upon motion of Ms. Sport, duly seconded by Dr. Weather, the Board unanimously voted to approve the consent order in the following matter:

File No.	2020-I-544 ⁸
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h, Upon motion of Dr. Clark, duly seconded by Dr. Horton, the Board voted unanimously to approve closing the following matter with a Letter of Concern:

File No.	2021-I-982
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Upon motion of Dr. Horton, duly seconded by Dr. Clark, the Board voted 8 YEAS 1 NAY to approve closing the following matter with a Letter of Concern:

File No.	2021-I-045
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Upon motion of Ms. Sport, duly seconded by Dr. Weather, the Board voted unanimously to deny closing the following matter with a Letter of Concern:

File No.	2021-I-450
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i. Upon motion of Dr. Clark, duly seconded by Dr. Horton, the Board voted unanimously to close the following matters with no action:

File No.	2021-1170
File No.	2021-1270
File No.	2021-871
File No.	2021-929
File No.	2021-1149

⁷ Dr. Horton is recused from any and all participation in this matter.

⁸ Dr. O'Neill is recused from any and all participation in this matter.

File No.	2021-1146
File No.	2021-1350
File No.	2021-1220
File No.	2021-1276
File No.	2021-1265
File No.	2021-1342
File No.	2021-1198
File No.	2021-1347
File No.	2021-1420
File No.	2021-1398
File No.	2021-I-955
File No.	2021-1379
File No.	2021-1219
File No.	2020-1013
File No.	2021-994
File No.	2021-996

Upon motion of Dr. Clark, duly seconded by Dr. Horton, the Board voted 8 YEAS and 1 NAY on closing the following matter with no action:

File No.	2021-1108
File No.	2021-1106

Upon motion of Dr. Clark, duly seconded by Dr. Horton, the Board voted unanimously to seek further counsel before closing the following matter with no action:

File No.	2021-1169
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Upon motion of Dr. Valentine, duly seconded by Dr. Weather, the Board unanimously voted to 8 YEAS 1 NAY to approve closing the following matter with no action:

File No.	2021-I-1427
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Upon motion of Dr. Valentine, duly seconded by Dr. Weather, the Board unanimously voted unanimously to approve closing the following matter with no action:

File No.	2021-1330 ⁹
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Upon motion of Dr. Horton, duly seconded by Ms. Sport, the Board voted unanimously to seek further counsel before closing the following matters with no

⁹ Dr. Taylor is recused from any and all participation in this matter.

action:

File No.	2021-I-361
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Upon motion of Ms. Sport, duly seconded by Dr. Weather, the Board voted unanimously to seek judicial injunction on the following matter:

File No.	2021-I-1273
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Upon motion of Dr. Thomas, duly seconded by Ms. Sport, the Board voted unanimously to closing the following matter with no action:

File No.	2021-346
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Upon motion of Dr. Horton, duly seconded by Ms. Sport, the Board voted unanimously to closing the following matter with no action:

File No.	2021-781
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j. 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, Ls. Rev. Stat. § 42:17A(1) and (4). Upon motion of Dr. Valentine, duly seconded by Dr. Horton, the Board voted unanimously to accept the report.

k. Intent to Deny. Upon the motion of Dr. Thomas, duly seconded by Ms. Sport, the Board voted unanimously to stay and seek further information from counsel on File No. 2021-341, File No. 2021-587, and File No. 2021-I-655¹⁰.

l. Closed Case Report (s). Upon motion of Dr. Valentine, duly seconded by Ms. Sport, the Board voted unanimously to approve the closed case summary of November 2021 and December 2021.

[28.] Probationary Matter; Request from Probationers. The following matters are request from licensees to end or modify the conditions of probation:

With regard to Agenda No. 09.02.01, upon motion by Dr. Thomas, duly seconded by Dr. Valentine, the Board voted unanimously to approve licensee's request to terminate suspension and to place on probation for one year.

With regard to, Agenda No. 09.02.02, upon motion of Dr. Thomas, duly seconded by Dr. Horton, the Board voted unanimously to approve the licensee's request to terminate probation.

¹⁰ Dr. Horton is recused from any and all participation in this matter.

With regard to Agenda No. 09.02.03¹¹, upon motion by Dr. Weather, duly seconded by Dr. Thomas, the Board voted unanimously to approve the licensee's request of practice setting with supervision and with a copy of telemedicine rules.

With regard to Agenda No.09.02.04¹² upon motion of Dr. Valentine, duly seconded by Dr. Weather, the Board voted unanimously to approve Number 3 of the licensee's request for practice setting.

With regard to Agenda No.09.02.05, upon motion of Dr. Horton, duly seconded by Dr. Valentine, the Board voted unanimously to table the licensee's request for reinstatement until counsel can review the law in regard to reinstatements and voluntary surrenders.

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 January 24, 2022 and approved by the Board on the 21st day of February 2022.

Kim Sport, Esq.
Secretary-Treasurer

Lester W. Johnson, M.D.
President

¹¹ Dr. O'Neill is recused from any and all participation in this matter.

¹² Drs. Horton and Johnson are recused from any and all participation in this matter.