

# THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

---

## MINUTES OF MEETING

---

August 29, 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, August 29, 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. (present after 12 p.m.)  
Cheryl Williams, M.D.

**Board Member(s) absent:**

Juzar Ali, M.D.  
Leonard Weather M.D., R.Ph

**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  
Jon Carmer, Jr., Investigative Counsel  
Aloma James, Director of Licensing  
Alan W. Phillips, IT Director  
LaKenya Collins, CPA, CFO  
Susie Allen, DrPH, MBA, Director of Education and Research  
Carol Chauvin, Compliance Officer  
Patricia Dufrene, Compliance Investigator  
Lillie Rodgers, Investigations Program Director  
Jacintha F. Duthu, Executive Staff Officer  
Olivia PeLong, Executive Program Specialist

- (1.) **General Administrative Matters; Public comments; Meeting Order;** Dr. Johnson opened the meeting with the Pledge of Allegiance and 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 July 25, 2022;** The Board reviewed and discussed the minutes of its meetings held on July 25, 2022. On the motion of Dr. Horton, duly seconded by Dr. Thomas and passed by unanimous voice vote, the Board approved the minutes of its July 25, 2022, with corrections.
- (3.) **Public Appearances; Roy Provost, Founder La. Forensic Center, LLC; Gerald Cvitanovich, M.D.;** Mr. Provost and Dr. Cvitanovich, M.D., express the dire need for Forensic Pathologists in the state of Louisiana and asked for the Board's assistance in dealing with the national shortage. In view of the emergency present to the Board in the field of Forensic Pathology, and upon the motion of Dr. Clark, duly seconded by Ms. Sport, the Board voted unanimously to grant, similar to the permits issued under the Covid Emergency Declaration, a 90 day permit to otherwise qualified Forensic Pathologists to be issued on an expedited basis while their criminal background check is pending but not completed in order to facilitate Forensic Pathologists coming to work in Louisiana and serve Louisiana's citizens during this nation-wide shortage .
- (4.) **New Business; Bridge Year Resident;** On the motion of Dr. Taylor, duly seconded by Dr. Horton, the Board voted unanimously to move forward with defining the stakeholders, scheduling meetings with stakeholders, and moving forth with the research to finalize the language.
- (5.) **Follow-up action; Without Non LSBME Work; LSBME Classified Time, Attendance, Leave Policy;** The Board reviewed the draft policy for Classified Time Attendance and Leave Policy. On the motion of Dr. Thomas, duly seconded by Ms. Sport, the Board voted unanimously to approve the policy.
- (6.) **Follow-up action; Without Non LSBME Work; LSBME Unclassified Time, Attendance, Leave Policy;** The Board reviewed the draft policy for Unclassified Time Attendance and Leave Policy. On the motion of Dr. Thomas, duly seconded by Ms. Sport, the Board voted unanimously to approve the policy.
- (7.) **Follow-Up Action; Fee Schedule Proposal; Fee Information on Physicians and Allied Health;** The Board reviewed the Proposed Fee Schedule and discussed the potential of raising fees for all licensing classes. No further action was taken or needed on this item at this time.
- (8.) **Follow-Up Action; Complaints and Investigations Summary;** The Board reviewed the Complaints and Investigation policy. On the motion of Ms. Sport, duly seconded by Dr. Clark, the Board voted unanimously to approve the Complaints and Investigation policy for placement on the website.
- (9.) **Follow-Up Action; Human Resources Specialist Hiring Update;** The Executive Director updated the Board that a new Human Resources Specialist had been hired to begin employment September 19, 2022. No further action was needed or taken on this matter.

**(10.) Communication and Information; Board of Regents; Simulation Legislation; Simulation Medical Training and Education Council for Louisiana.** The Board reviewed the communication from the Board of Regents regarding one member to represent the LSBME on the Simulation Medical Training and Education Council for Louisiana. The Board President directed that Dr. Thomas, Vice President of LSBME, and Dr. Culotta, LSBME Executive Director, share schedules to represent the LSBME on the Simulation Medical Training and Education Council. No further action was taken or needed in this matter.

**(11.) Communication and Information; Administration for Strategic Preparedness and Response (ASPR);** The Board reviewed the ASPR information sheet regarding Paxlovid Eligibility and Effectiveness. After reviewing, the Board President directed the agency's website be updated with a link to this information and that it be included in the agency's news.

**(12.) General Administrative Matters; President's Report;**

- The President thanked everyone, especially Vice President Dr. Thomas, Secretary, Ms. Sport, and Past President Dr. Clark, for doing many assignments on behalf of the President. The President also thanked Ms. Peyton, and Dr. Culotta and Ms. Wilton for being the representation in Baton Rouge at the Legislature, and everyone working so well together to get so much accomplished.
- The President informed the Board that he would like to formalize the hearing process for the Independent Counsels. There will be one Hearing slot on Monday afternoons, finishing the agenda around 2-3 p.m. to have enough time to hold the Hearings. And if for any reason the hearing goes over, the Tuesday after the Board meeting can be used. He tasked Mary and Dr. Cresswell to work with the Independent Counsels to create a schedule that works for everyone. The President also informed the Board that moving forward future meetings may need to begin at 8 a.m. instead of 8:30 p.m. to give that extra time to complete the agenda timely to have the hearings but assured the Board they will have prior notice if the Board meeting time is changed.

The President asked the Board to approve adding the following item to the Executive Session agenda:

- Attorney Advice regarding Expert Witnesses for the Department of Investigations. The Board voted unanimously to add this item to the executive session agenda.
- The President asked the Board to think about this year's Christmas Party and if they would prefer to have a November party since there is no December meeting. He asked that Dr. Culotta determine the best date.

The President asked the Board to approve adding the following item to the Public Session agenda:

- The approval of Overview of the Board's Complaint and Investigation Procedure with edits. The Board voted unanimously to add this agenda item. On the motion of Ms. Sport, duly seconded by Dr. Clark, the Board voted unanimously to approve the Complaints and Investigations policy and add the policy to the website.

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

- Since the last meeting, the agency scheduled 6 Advisory Committee meetings.
- The PA advisory Committee met, and the staff opened the door to address the concerns of the PA community with proposals for needed rule changes. There were several invited guests from the PA community including LAPA. The members of the advisory committee are planning more meetings in the future to address their concerns.

- The AT advisory committee met, and the members have concluded rule changes and the staff is compiling them into the proper format. They will be presented to the committee for final approval and subsequent presentation to the Board for approval.
- The CLP advisory committee met and continues to work on rule changes that are long overdue. Future meetings are in the planning stages.
- The OT advisory committee met, and they are settling in with their new officers and members, they are undertaking a rules revisions proposal. The committee also wants to make the law and rules course mandatory for OTs and OTAs every year. They are discussing how to deal with telemedicine in the OT arena.
- The MP advisory committee met, and they swore in new members, and we are looking into the terms of current members. They reported on ACT 271 of 2022 and its impact on the MP community. They are working on their law and rules course.
- The Polysomnographic advisory committee met and continues to work on rule changes that reflect modern training and lack of Louisiana programs.
- In addition to the advisory Committee meetings Dr Clark and I met with our counterparts on the pharmacy board and opened discussions to address their desire to upgrade and modernize the CDTM rules to reflect the modern collaborative work physicians are doing with pharmacists.
- The staff and I continue to meet with the MD Anderson group to address their unique needs as they address follow up of Louisiana patients.
- We held the first of many meetings on the matter of Duty to Report (DTR). Seven groups were invited to the first meeting, One declined, but all others accepted the meeting invite and three participated. We have more DTR meetings with physician groups and other boards and stakeholders. We are working to establish consensus on our attempts to have all final disciplinary actions of health care entities reported to the Board, regardless of national reporting requirements.
- We have lost Ms. Alicia Foster our HR liaison to civil service and have hired a new liaison away from the DEQ.
- The Network security update has been installed and while there have been some hiccups it is working well. Also, Microsoft has upgraded our Outlook software. You may experience some of the new stricter rules for security, the most common concern is desired email going to the junk inbox. We urge you to check your junk box and train it to accept desired email as valid non-junk email.

**(14.) General Administrative Matters; Financial.** The Board reviewed the Income Statements and Cash Balance Summary for the period ending June 2022. On the motion of Dr. Thomas, duly seconded by Dr. Clark, the Board voted unanimously to approve the Financial Reports. Dr. Johnson instructed the agency to make sure we are conservative in all spending in regard to travel.

**(15.) Future Board Meeting Dates.** The Board reviewed the future meeting dates for 2022. No further action was needed or taken. Ms. Sport informed the Board she will not be available for the September 2022 meeting.

**(16.) Rules and Regulations. Rules/Amendments.** The Board reviewed the combined rules report. On the motion of Dr. Clark, duly seconded by Dr. Thomas the Board voted unanimously to accept the Regulatory Report.

**(17.) Appreciation Resolution for Service – Dr. Christy Valentine Thread.** Dr. Johnson read the resolution in appreciation of Dr. Valentine Theard for her dedication and years of service:

AWARDED BY  
**THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS**  
 WHEREAS, DOCTOR CHRISTY VALENTINE THEARD HAS FAITHFULLY AND CONSCIENTIOUSLY SERVED THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS AS MEMBER FROM FEBRUARY 2014 THRU JULY 2022; AND

WHEREAS, DOCTOR VALENTINE THEARD HAS DILIGENTLY DISCHARGED HER DUTIES TO THE GREAT BENEFIT OF THE BOARD AND THE CITIZENS OF THE STATE OF LOUISIANA SERVING AS SECRETARY-TREASURER FROM JANUARY 2016 UNTIL FEBRUARY 2017; AND, VICE-PRESIDENT FROM MARCH 2017 UNTIL JUNE 2017; AND, PRESIDENT FROM JULY 2017 UNTIL JULY 2019

WHEREAS, DURING HER YEARS OF SERVICE DOCTOR VALENTINE THEARD HAS CONTINUALLY AND HONORABLY GIVEN HER EFFORTS, TIME AND ABILITIES TOWARD MAINTAINING THE HIGH STANDARD OF THE MEDICAL PROFESSION FOR WHICH THE STATE OF LOUISIANA IS NOTED, THEREFORE, BE IT

RESOLVED, THAT THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS ON BEHALF OF THE BOARD AND THE PEOPLE OF THE STATE OF LOUISIANA BY MEANS OF THIS RESOLUTION EXPRESS TO DOCTOR CHRISTY VALENTINE THEARD ITS GRATITUDE AND APPRECIATION FOR HER DEDICATION; AND

BE IT FURTHER RESOLVED, THAT A COPY OF THIS RESOLUTION BE PUBLISHED IN THE MINUTES OF THE BOARD AND THAT A PLAQUE BE SERVED CONTAINING THIS RESOLUTION AND GIVEN TO DOCTOR VALENTINE THEARD EXPRESSING TO HER THE HIGHEST ESTEEM OF THE BOARD.

JULY 2022

Lester Wayne Johnson, M.D., President  
 Terrie R. Thomas, M.D., Vice President  
 Kim S. Sport, J.D., Secretary-Treasurer  
 Roderick V. Clark, M.D., MBA  
 Rita Y. Horton, M.D.

Christy Valentine Theard, M.D., MBA  
 Leonard Weather, M.D.  
 Patrick O'Neill, M.D.  
 James A. Taylor, Jr., M.D.  
 Robert Batson, M.D.

**[18.] Board Appearance; Academic Licensure Executive Session Agenda Item 01.01.**

The Board convened in executive session pursuant to La. R.S. 42:17A(1), La. R.S. 44:4(7) and to receive advice of counsel under La. R.S. 42:17A (10), La. C.E. art. 508 and/or La. R.S. 44:4.1C. The Board reviewed and discussed the request of licensee Agenda No. 01.01, for a waiver of certain licensure qualifications, including the SPEX and to grant an institutional permit under LAC 46:XLV.315. The Board met with the candidate, a Pediatric Neurology Physician<sup>1</sup> licensed and board certified in South Africa, in executive session. Upon returning to public session, and on the motion of Dr. Clark, duly seconded by Dr. O'Neill, the Board voted unanimously to grant the requested waiver and institutional permit.

**[19.] Minutes of Executive Sessions.** Upon the motion of Dr. Thomas, duly seconded by Ms. Sport, the Board voted unanimously to convene in executive session pursuant to La. R.S. 42:17A to receive and review the minutes of the executive session. Following review, the Board returned to public session. Upon the motion of Dr. Thomas, duly seconded by Dr. Horton, the Board voted unanimously to approve the executive minutes of the July 25, 2022 meeting.

**[20.] Report on Pending Litigation.** Upon the motion of Ms. Sport, duly seconded by Dr. O'Neill, the Board voted unanimously to convene in executive session pursuant to La. R.S. 42:17A(2, 4 and 10), La. C.E. art. 508, and/or La. R.S. 44:4.1C, to receive and review the report of legal counsel on pending litigation to which the Board is a party, on the unauthorized practice of medicine cases assigned for injunction, and the status of proceedings for judicial review of prior Board decisions. Following review, the Board returned to public session and on the motion of Dr. Clark, duly seconded by Dr. Thomas, and passed by unanimous voice vote, the Board accepted the litigation report.

Vincent Joseph Bruno v. Cecilia Mouton and the LSBME, No. 12-5503  
 (Civ. Dist. Ct. Or. Par. Div. "L").

---

<sup>1</sup> Dr. Johnson is recused from any and all participation in this matter.

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").

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

Donovan v. LSBME, CDC Parish of Orleans, State of Louisiana, No. 2022-2964 Div. A-16

Fiaz Afzal, et al v. New Jersey BME, et al, No. 22-1609, U.S. Court of Appeals, 3d Circuit

**[21.] General Administrative Matters; Attorney Advice; New Security and Board Laptops.** The Board convened in Executive Session pursuant to La. R.S. 42:17A(3), to receive information on the agency's new data and online security program. No further action was taken or needed on this matter.

**[22.] General Administrative Matters; DRAFT Compliance Counsel Position.** The Board convened in Executive Session pursuant to La. R.S. 42:17A(10), La. C.E. art. 508, and/or La. R.S. 44:4.1C for advice of counsel with regard to the proposed Compliance Counsel position and position description. Upon returning to public session, and on the motion of Dr. Clark, duly seconded by Dr. Horton, the board voted unanimously to approve the job description.

**[23.]<sup>2</sup> General Administrative Matters; Attorney Advice; Recusal Memo and Policy.** The Board convened in Executive Session pursuant to La. R.S. 42:17A(10), La. C.E. art. 508, and/or La. R.S. 44:4.1C to receive advice of counsel on the current recusal policy. After returning to public session, and upon the motion of Dr. Clark, duly seconded by Dr. Horton, the Board voted unanimously that all information received by anyone at the Board and/or Board members on a *pro tem* matter be given to Investigative Counsel to be conveyed to the appropriate *pro tem* DOI or DOI, as applicable, and that anytime a complaint/matter comes into the Investigations Dept for which recusal is needed under the policy, that the DOI immediately notify the General Counsel.

Additionally, upon the motion of Dr. Clark, duly seconded by Dr. Horton, the Board voted unanimously that when a complaint involves a current or past board member under whom the DOI served, then the DOI is recused, just like the board members would be with regard to past and current board members with whom they serve(d).

**[24.] General Administrative Matters; Attorney Advice regarding Compliance Pre-Licensure Determination process.** The Board convened in Executive Session to receive attorney advice and review the attorney memorandum on the pre-licensure determination process pursuant to La. R.S. 42:17A(10), La. C.E. art. 508, and/or La. R.S. 44:4.1C. Upon recovering in public session, and on the motion of Dr. Clark, duly seconded by Dr. Horton, the Board voted unanimously to accept the pre-determination process as described.

**[25.] General Administrative Matters; Attorney Advice regarding Experts for the Investigations Department.** The Board convened in Executive Session to receive attorney advice, pursuant to La. R.S. 42:17A(10), La. C.E. art. 508, and/or La. R.S. 44:4.1C, regarding experts for the Investigations process and a potential new shortened

---

<sup>2</sup> Dr. Taylor was present and participated hereafter.

contract form. Upon recovering in public session, no action was taken by the Board, but the President indicated that General Counsel and the DOI continue to work on the most efficient way to hire expert witnesses whether by contract, or outside expert witness services; to ensure the agency remains in compliance and that cases needing expert witnesses are moved along quickly; and that cases assigned to outside investigative counsel continue to include retention of experts by outside counsel. No further action was needed or taken on this matter.

**[26.] General Administrative Matters; License Applicant's request.** The Board convened in executive session pursuant to La. R.S. 42:17A(4), and to receive advice of counsel under La. R.S. 42:17A (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, for a waiver of USMLE examination attempts. Following discussion, the Board returned to public session and upon the motion of Ms. Sport to approve the exemption, duly seconded by Dr. Williams, the Board voted by roll call vote as follows, and the motion failed:

YEAS	NAYS
Dr. Williams	Dr. Taylor
Dr. Johnson	Dr. Horton
Ms. Sport	Dr. Thomas
Dr. O'Neill	Dr. Clark

At that time, Ms. Sport moved to table the matter, to direct the agenda to request a letter from the program director and to thereafter reconsider the matter at the Board's September meeting Dr. Clark seconded Ms. Sport's motion and the Board voted unanimously to approve this plan.

**[27.] General Administrative Matters; License Applicant's request.** The Board convened in executive session pursuant to La. R.S. 42:17A(4), and to receive advice of counsel under La. R.S. 42:17A(10), La. C.E. art. 508, La. R.S. 44:4(7) and/or La. R.S. 44:4.1C with regard to the Agenda No. 05.00.02 and the request of the licensee to approve a short term residency program under LAC 46:XLV.405. After returning to public session, and on the motion of Dr. Thomas, duly seconded by Dr. Clark, the Board voted unanimously to deny the licensee's request for approval of a short-term residency in Orthopedic Surgery.

**[28.] General Administrative Matters; License Applicant's request.** The Board convened in executive session pursuant to La. R.S. 42:17A (4), and to receive advice of counsel under La. R.S. 42:17A (10), La. C.E. art. 508, La. R.S. 44:4(7) and/or La. R.S. 44:4.1C regarding the Polysomnography Committee's recommendation and the request for polysomnography licensure of the applicant, Agenda No. 05.00.03. Returning to public session and on the motion of Dr. Thomas, duly seconded by Ms. Sport, the Board voted unanimously to approve the applicant's request for a license.

Public comment from Kylie Foster was received and noted, on this item.

**[29.] General Administrative Matters; 2019 Continuing Education Audit Update.** The Board convened in executive session pursuant to La. R.S. 42:17A (4), and to receive advice of counsel under La. R.S. 42:17A (10), La. C.E. art. 508, La. R.S. 44:4(7) and/or La. R.S. 44:4.1C regarding the most current list of licensees that remain non-compliant

despite multiple efforts to contact each, and the plan to address same at September's meeting. No further action was needed or taken on this matter.

**[30.] Personal Appearances/Docket Calendar.** On the motion of Dr. Thomas, duly seconded by Ms. Sport, 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 needed or taken on this matter.

**[31.] Investigative Reports.** On the motion of Dr. Thomas, duly seconded by Dr. O'Neil, 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. Clark, the Board voted unanimously to approve the filing of an administrative complaint regarding the following matter:

Investigation No.	2020-I-165
-------------------	------------

- b. Commence Formal Investigation: On the motion of Dr. Thomas duly seconded by Ms. Sport, the Board voted unanimously to approve commencing formal investigation in the following matters:

Investigation No.	2022-I-376
Investigation No.	2022-I-378
Investigation No.	2022-I-486
Investigation No.	2022-I-275
Investigation No.	2022-I-401
Investigation No.	2022-I-402

- c. Extend Time for Preliminary Review: On the motion of Ms. Sport, duly seconded by Dr. Thomas 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.	2022-472
Investigation No.	2022-421
Investigation No.	2022-484
Investigation No.	2022-115
Investigation No.	2022-376
Investigation No.	2022-394



Investigation No.	2022-395
Investigation No.	2022-403
Investigation No.	2022- 417
Investigation No.	2022- 419
Investigation No.	2022-439
Investigation No.	2022-123
Investigation No.	2022-492
Investigation No.	2022-413
Investigation No.	2022-353
Investigation No.	2022-401
Investigation No.	2022-402
Investigation No.	2022-416
Investigation No.	2021-1381
Investigation No.	2022-108
Investigation No.	2022-145
Investigation No.	2022-163
Investigation No.	2022-391
Investigation No.	2022-406
Investigation No.	2022-409
Investigation No.	2022-424
Investigation No.	2022-437
Investigation No.	2018-902
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.	2020-997
Investigation No.	2020-899
Investigation No.	2020-1041
Investigation No.	2021-326
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.	2021-888
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.	2021-1386
Investigation No.	2021-1382
Investigation No.	2021-1416
Investigation No.	2022-198
Investigation No.	2022-187
Investigation No.	2022-187
Investigation No.	2022-195
Investigation No.	2022-211
Investigation No.	2022-244
Investigation No.	2022-252
Investigation No.	2022-397
Investigation No.	2022-418
Investigation No.	2022-438
Investigation No.	2022-123
Investigation No.	2021-1413
Investigation No.	2021-401
Investigation No.	2022-455

- d. Consent Orders: On the motion of Ms. Sport, duly seconded by Dr. Thomas, the Board voted unanimously to approve the proposed Consent Order in the following matter:

Investigation No.	2021-I-1167
-------------------	-------------

On the motion of Ms. Sport, duly seconded by Dr. O'Neill, the Board voted unanimously to approve the proposed Consent Order in the following matter:

Investigation No.	2022-I-241
-------------------	------------

On the motion of Dr. Thomas, duly seconded by Dr. Taylor, the Board voted to approve the proposed Consent Order for Investigation Nos. 2019-I-955, 2021-I-962, The Board voted by roll call vote as follows to approve the Consent Order:

YEAS	NAYS
Dr. Williams	Dr. O'Neill
Dr. Taylor	Ms. Sport
Dr. Horton	

Dr. Thomas	
Dr. Johnson	
Dr. Clark	

On the motion of Dr. O'Neill, duly seconded by Ms. Sport, the Board voted unanimously to approve the proposed Consent Order in the following matter:

Investigation No.	2021-I-1158
-------------------	-------------

On the motion of Dr. O'Neill, duly seconded by Dr. Taylor, the Board voted unanimously to approve the proposed Consent Order in the following matter:

Investigation No.	2021-I-1277
-------------------	-------------

- e. Close with a Letter of Concern: Upon motion of Dr. Thomas, duly seconded by Ms. Sport, the Board voted unanimously to approve the proposed Letter of Concern in each of the respective following matters:

Investigation No.	2022-I-121
Investigation No.	2022-I-099
Investigation No.	2022-I-312

On the motion of Dr. O'Neill, duly seconded by Dr. Horton, the Board voted to approve the proposed Letter of Concern for Investigation 2022-I-472, by roll call vote as follows:

YEAS	NAYS
Dr. Williams	
Dr. Taylor	
Dr. Horton	
Dr. Thomas	
Dr. Johnson	
Dr. Clark	
Dr. O'Neill	
Ms. Sport	

On the motion of Ms. Sport, duly seconded by Dr. Thomas, the board voted unanimously to approve the proposed letter of concern in the following matter:

Investigation No.	2021-I-1113
-------------------	-------------

- f. Close with No Action: On motion of Dr. Thomas, duly seconded by Dr. Ms. Sport, the Board voted unanimously to close the following matters with no action:

File No.	2022-465
----------	----------

File No.	2022-336
File No.	2022-385
File No.	2021-404
File No.	2021-432
File No.	2022-427
File No.	2022-355
File No.	2021-1152
File No.	2022-471
File No.	2022-397
File No.	2022-475
File No.	2020-54
File No.	2022-464
File No.	2022-403 <sup>3</sup>
File No.	2022-470
File No.	2022-242
File No.	2022-257
File No.	2022-359
File No.	2019-833
File No.	2019-814
File No.	2019-832
File No.	2019-868
File No.	2022-412
File No.	2022-409
File No.	2022-407
File No.	2022-448
File No.	2022-160
File No.	2022-422
File No.	2019-993 <sup>4</sup>
File No.	2022-447
File No.	2021-I-1028

g. 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 Ms. Sport, duly seconded by Dr. Taylor, the Board voted unanimously to accept the report.

h. Closed Case Report (s). Upon motion of Dr. Horton, duly seconded by Ms. Sport, the Board voted unanimously to approve the July 2022 closed case summary report.

---

<sup>3</sup> Dr. Clark is recused from any and all participation in this matter.

<sup>4</sup> Dr. O'Neill is recused from any and all participation in this matter.

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

With regard to Agenda No. 09.02.01, Investigation No. 19-I-10, upon the motion of Dr. O'Neill duly seconded by Dr. Thomas, the Board voted unanimously to approve the licensee's request for approval of practice setting.

With regard to, Agenda No. 09.02.02, upon the motion of Dr. Horton, duly seconded by Dr. O'Neill, the Board voted unanimously to deny the licensee's request to terminate practice monitoring and quarterly reports.

**[33.] Pre-Licensing Determination.** On the motion of Dr. Thomas, duly seconded by Ms. Sport, the Board voted unanimously as to Agenda Item 09.03.01, that the applicant for pre-licensing determination is not disqualified based on the information presented.

**[34.] Attorney Advice: Regarding *Pro Tem* Board Hearing Panel Procedural Status .** The Board convened in Executive Session pursuant to La. R.S. 42:A(4), and La. R.S. 42:17A (10), La. C.E. art. 508, and/or La. R.S. 44:4.1C to receive an update on the procedural posture of the pro tem board matters and the number of matters handled by the pro tem boards. Thereafter, the Board resumed in public session. No action was taken with regard to this matter.

Thereafter, Dr. Clark motioned, duly seconded by Dr. Horton, and the Board voted unanimously to adjourn the meeting.

**Next Meeting of the Board.** The President reminded the members that the next meeting of the Board was scheduled for September 26, 27, 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 August 29, 2022, and approved by the Board on the 26<sup>th</sup> day of September 2022.

---

Kim Sport, Esq.  
Secretary-Treasurer

---

Lester W. Johnson, M.D.  
President