

# THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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## MINUTES OF MEETING

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February 27, 2023

NEW ORLEANS, LOUISIANA

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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 27, 2023, 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  
Juzar Ali, M.D.  
Roderick V. Clark, MBA, M.D.  
Rita Y. Horton, M.D.  
Patrick K. O'Neill, M.D.  
James Taylor, M.D.  
Cheryl Williams, 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  
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  
Maya Ladmiraault, 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. He also thanked the Board and staff for their commitment, and hard work for the year.

- (2.) **Minutes of January 23, 2023;** The Board reviewed and discussed the minutes of its meetings held on January 23, 2023. On the motion of Dr. Thomas, duly seconded by Ms. Sport, the Board voted unanimously to approve the minutes of its January 23, 2023, with the suggested corrections.
- (3.) **Follow-Up; Control the Dose Course for Private Radiological Technicians;** The Board reviewed and discussed the description of the recommended course for approval. On the motion of Dr. O'Neill, duly seconded by Dr. Thomas, the Board voted unanimously to approve the recommended course.
- (4.) **Request for Advisory Opinion re: What the license allows vs Current Clinical Privileges.** The Board discussed the request, and by direction of the President, the legal staff will formulate a response and return to the Board. No further action was taken or needed on this matter.
- (5.) **Communication and Information; FSMB Conference Information.** The Board received the dates and information for the upcoming FSMB conference. The Executive Director, due to budget restrictions, suggested that the agency does not pay for anyone to attend. Discussion was had regarding the necessity and/or advisability of having agency attendees present. No further action was needed or taken on this matter.
- (6.) **Communication and Information; FSMB Request for Comments on Draft re Strategies for Prescribing Opioids.** The Board reviewed the FSMB's draft policy, Strategies for Prescribing Opioids for the Management of Pain, and its request for comments. The Board had no comments. No further action was needed or taken on this matter.
- (7.) **Communication and Information; Request for Medication Clarification, Specifically Phentermine.** The Board received a request from Hannah Anzalone, PA-C, regarding prescribing schedule IV medication for weight loss, specifically Phentermine. The Board reviewed this request and recommended that the Board's Legal Counselors meet with the Physician Assistant Advisory Committee and get an opinion and recommendation from the committee and create a formal response and return to the Board. No further action was needed or taken on this matter.

Public Comment received on this agenda item.

- (8.) **General Administrative Matters; President's Report.** The President expressed his sincere gratitude to the staff and everyone involved with the hard work done to accomplish so much thus far, and to keep up the great work.
- (9.) **General Administrative Matters; Executive's Director's Report;** The Executive Director informed the Board:
  - I have attended two HR 44 meetings on health care disparities in January and February. This committee continues to struggle with quorums and is finalizing its' first report to the legislature.
  - The PA Advisory Committee met and continues to struggle with clarifying the desired changes for the PA rules. The Occupational Therapy Advisory Committee met and made licensing recommendations in a very unique situation. The committee continues to work on a revision of their rules.

The Polysomnographic Advisory Committee met, and they are struggling to reappoint and appoint members of the committee. We are working with the committee, the Office of Boards and Commissions, the LSMS, and LHA to assist them in the reconstitution of the advisory committee. We were pleased to report to them that on the morning of the meeting there were only 4 initial applications for licensure outstanding and ALL were waiting for the licensee to provide information to the agency. Kudos to Ms. Aloma and Ms. Johnson for their very successful work in this area.

The Podiatry Advisory Committee met, and they have named a new chairperson as the current chair is retiring from practice and the committee. The agency owes a debt of thanks to Dr. William Dabdoub for his many years of service to the agency on this committee.

- I attended a recent AIM (Administrators in Medicine ) virtual meeting and enjoyed many of the discussions but most fascinating to me is how many of the other states are struggling with CME compliance. I, of course, bragged on Ms. Aloma and Ms. Rosa for their outstanding work in CME compliance and CME linked renewals. I have also been contacted by the IMLCC and their technology staff to see how our systems approach to CME may be useful to the IMLCC.
- I have presented some preliminary statistics of the Louisiana Healthcare. Commission in preparation for a larger meeting in March. I greatly appreciate Ms. Allen's help in preparing and compiling statistics. The one thing we have learned is how we can improve our data and be of more use to the commission, LDI, and LDH.

**(10.) General Administrative Matters; DRAFT January 2023 Newsletter.** The Board reviewed the draft of the January Newsletter. On the motion of Dr. Weather duly seconded by Dr. Clark, the Board unanimously approved the Newsletter for dissemination.

**(11.) General Administrative Matters; Financial Report.** The Board reviewed the Income Statements and Cash Balance Summary for the period ending December 2022 and the proposed budget for 2023. The Board asked that a cost saving report is brought to the Board monthly. On the motion of Dr. Thomas, duly seconded by Ms. Sport, the Board voted unanimously to approve the Financial Reports and the 2023 proposed budget.

**(12.) Future Board Meeting Dates.** The Board reviewed the future meeting dates for 2023. No further action was needed or taken.

**(13.) Rules and Regulations. Rules/Amendments.** The Board reviewed the updated Regulatory Report. On the motion of Dr. Thomas, duly seconded by Dr. Weather, the Board voted unanimously for to accept the Regulatory report.

**[14.] Minutes of Executive Sessions.** Upon the motion of Dr. Thomas, duly seconded by Dr. Horton, the Board voted unanimously to convene in executive session pursuant to La. R.S. 42:17A to receive and review the minutes of the Board's January 23, 2023, 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 January 23, 2023.

**[15.] Report on Pending Litigation.** Upon the motion of Dr. Clark, duly seconded by Ms. Sport, 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, 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. Ali, duly seconded by Dr. Thomas, and passed by unanimous voice vote, the Board accepted the litigation report.

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

- [16.] **General Administrative Matters; Attorney's Advice; LSBME Pro-Tem Panel Report<sup>1</sup>**; The Board convened in executive session to receive Attorney Advice from Mr. Carmer updating the Board on the ongoing confidential matters being handled by the Pro Tem Panel. On the motion of Dr. Clark, duly seconded by Weather, the Board voted unanimously to accept the report.
- [17.] **General Administrative Matters; Attorney Advice; Collaborative Practice Setting Request**; The Board convened in executive session to receive Attorney Advice on a licensee's request to collaborate with another physician in a specific practice setting. On the motion of Dr. Taylor, duly seconded by Dr. O'Neil, the Board voted unanimously to approve the Collaborative Practice Setting.
- [18.] **General Administrative Matters: Attorney Advice; Complaint Form regarding LSBME Processes or Procedure**; The Board reviewed a licensee's complaint regarding the LSBME refund policy and requesting a refund. On the motion of Dr. Clark, duly seconded by Ms. Sport, the Board voted unanimously to deny the refund request.
- [19.] **General Administrative Matters License Applicant's request.** The Board convened in executive session pursuant to La. R.S. 42:17A(1), 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 Agenda No. 05.00.01. After returning to public session, on motion of Dr. O'Neill, duly seconded by Dr. Ali, the Board voted unanimously to deny the licensee's request for a refund after withdrawal of application.
- [20.] **General Administrative Matters; Licensee's request.** The Board convened in executive session pursuant to La. R.S. 42:17A(1), 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. After returning to public session, on motion of Ms. Sport, duly seconded by Dr. O'Neill, the Board voted unanimously to deny the licensee's refund request for late renewal.
- [21.] **General Administrative Matters; License Applicant's request.** The Board convened in executive session 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 Agenda No. 05.00.03. After returning to public session, with the public appearance by licensee having to be

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<sup>1</sup> Ms. Sport is recused from any and all participation of this matter.

canceled due to his nonappearance, upon motion of Dr. Taylor, duly seconded by Dr. O'Neill, the board voted unanimously to deny the licensee's request for a waiver of late fees.

- [22.] **General Administrative Matters; License Applicant's request.** The Board convened in executive session 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 Agenda No. 05.00.04. After returning to public session, on motion of Dr. Horton, duly seconded by Dr. Clark, the Board voted unanimously to deny the licensee's request to waive the number of examination attempts.
- [23.] **General Administrative Matters; License Applicant's request.** The Board convened in executive session 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 Agenda No. 05.00.05. After returning to public session, on motion of Ms. Sport, duly seconded by Dr. Thomas, the Board voted unanimously to deny the licensee's request for a refund of application fees.
- [24.] **General Administrative Matters; License Applicant's request.** The Board convened in executive session 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 Agenda No. 05.00.06. After returning to public session, on motion of Dr. Ali, duly seconded by Dr. Williams, the Board voted unanimously to approve the licensee's request for approval of a short-term residency program.
- [25.] **General Administrative Matters; License Applicant's request.** The Board convened in executive session 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 Agenda No. 05.00.07. After returning to public session, on motion of Dr. O'Neill, duly seconded by Dr. Williams, the Board voted 8 YEAS 2 NAYS to approve the licensee's request to waive the education requirements, pending an employment verification and that licensee is an acting Perfusionist.
- [26.] **General Administrative Matters; License Applicant's request.** The Board convened in executive session 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 Agenda No. 05.00.08. After returning to public session, on motion of Ms. Sport, duly seconded by Dr. Ali, the Board voted unanimously to approve the licensee's pre-eligibility determination request regarding criminal conviction.
- [27.] **Personal Appearances/Docket Calendar.** On the motion of Dr. Thomas, duly seconded by Dr. Ali, 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.

Personal Appearance - Investigation No. 15-I-22<sup>2</sup>: After returning to public session,

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<sup>2</sup> Dr. Weather is recused from any and all participation in this matter.

on motion of Dr. Ali, duly seconded by Dr. Thomas, the Board voted as follows to grant reinstatement and accept the stipulations of the consent order and allow the licensee consistent with the consent order and any other stipulations or requirements:

YEA	NAY
Dr. Johnson	Ms. Sport
Dr. Williams	Dr. Taylor
Dr. Clark	
Dr. O'Neill	
Dr. Ali	
Dr. Thomas	
Dr. Horton	

**[28.] Investigative Reports.** On the motion of Ms. Sport, duly seconded by Dr. O'Neill, 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. Interim Action: On the motion of Dr. O'Neill, duly seconded by Dr. Taylor, the Board voted unanimously to ratify the interim action of extending preliminary review of the following:

Investigation No.	2022-778	Investigation No.	2022-754
Investigation No.	2022-785	Investigation No.	2022-755
Investigation No.	2022-784	Investigation No.	2022-792
Investigation No.	2022-783	Investigation No.	2022-756
Investigation No.	2022-782	Investigation No.	2022-757
Investigation No.	2022-781	Investigation No.	2022-758
Investigation No.	2022-780	Investigation No.	2022-766
Investigation No.	2022-779	Investigation No.	2022-765
Investigation No.	2022-777	Investigation No.	2022-764
Investigation No.	2022-776	Investigation No.	2022-763
Investigation No.	2022-775	Investigation No.	2022-762
Investigation No.	2022-772	Investigation No.	2022-761
Investigation No.	2022-769	Investigation No.	2022-760

Investigation No.	2022-767	Investigation No.	2022-774
Investigation No.	2022-752	Investigation No.	2022-773
Investigation No.	2022-751	Investigation No.	2022-771
Investigation No.	2022-753	Investigation No.	2022-796

On the motion of Dr. Taylor, duly seconded by Ms. Sport, the Board voted unanimously to ratify the interim action of Summary Suspension in the following matter:

Investigation No.	2011-I-705
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On the motion of Dr. Williams, duly seconded by Dr. O'Neill, the Board voted unanimously to ratify the interim action to Invoke the Sick Physician Statute in the following matter:

Investigation No.	2021-I-1128
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On the motion of Dr. O'Neill, duly seconded by Ms. Sport, the Board voted unanimously to ratify the interim action to Invoke the Sick Physician Statute in the following matter:

Investigation No.	2022-I-911
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b. Commence Formal Investigation: On the motion of Ms. Sport, duly seconded by Dr. Ali, the Board voted unanimously to approve commencing formal investigation in the following matters:

Case No.	2023-030 <sup>3</sup>
Case No.	2022-814
Case No.	2022-I-770
Case No.	2022-436
Case No.	2022-823

c. Initiate Preliminary Review: On the motion of Ms. Sport, duly seconded by Dr. Ali, the Board voted unanimously\* to approve initiating preliminary review in the following matters:

Agenda Item No.	07.04.06
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d. Extend Time for Preliminary Review: On the motion of Ms. Sport, duly seconded by Dr. O'Neill and passed by unanimous\* voice vote, the Board approved granting a 90-day extension to continue preliminary review/investigation in the following matters and to authorize the DOI to request Executive Counsel to proceed

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

\* Dr. Johnson was out of the room and not included in the unanimous vote.

with measures to enforce compliance with Board Subpoenas where no response has been received within 90 days of issuance:

Investigation No.	2022-928
Investigation No.	2022-927
Investigation No.	2022-807
Investigation No.	2023-59
Investigation No.	2022-875
Investigation No.	2023-70
Investigation No.	2023-11
Investigation No.	2023-17
Investigation No.	2023-100
Investigation No.	2021-1403
Investigation No.	2021-1406
Investigation No.	2022-175
Investigation No.	2022-177
Investigation No.	2022-184
Investigation No.	2022-565
Investigation No.	2022-629
Investigation No.	2022- 923
Investigation No.	2022-926
Investigation No.	2022-930
Investigation No.	2022-937
Investigation No.	2022-950
Investigation No.	2022-963
Investigation No.	2022-970
Investigation No.	2022-972
Investigation No.	2022-974
Investigation No.	2022-975
Investigation No.	2022-976
Investigation No.	2022-977
Investigation No.	2022-979
Investigation No.	2022-980
Investigation No.	2022-981
Investigation No.	2022-903
Investigation No.	2022-960
Investigation No.	2022-685
Investigation No.	2022-961
Investigation No.	2022-946
Investigation No.	2022-94
Investigation No.	2022-965
Investigation No.	2022-206



Investigation No.	2022-315
Investigation No.	2022-460
Investigation No.	2022-898
Investigation No.	2022-874
Investigation No.	2022-913
Investigation No.	2022-911
Investigation No.	2022-959
Investigation No.	2022-978
Investigation No.	2022-947
Investigation No.	2019-280
Investigation No.	2020-118
Investigation No.	2022-213
Investigation No.	2022-216
Investigation No.	2022-449
Investigation No.	2022-469
Investigation No.	2022-478
Investigation No.	2022-585
Investigation No.	2022-590
Investigation No.	2022-598
Investigation No.	2022-653
Investigation No.	2022-663
Investigation No.	2022-705
Investigation No.	2022-718
Investigation No.	2022-929
Investigation No.	2022-881
Investigation No.	2022-910
Investigation No.	2022-938
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.	2021-1416
Investigation No.	2022-187
Investigation No.	2022-211
Investigation No.	2022-252
Investigation No.	2022-418
Investigation No.	2022-563
Investigation No.	2022-560
Investigation No.	2022-589
Investigation No.	2022-553
Investigation No.	2022-605
Investigation No.	2022-640
Investigation No.	2022-915
Investigation No.	2022-967
Investigation No.	2022-962
Investigation No.	2022-982
Investigation No.	2021-806
Investigation No.	2021-309
Investigation No.	2021-1180
Investigation No.	2022-273
Investigation No.	2022-191
Investigation No.	2022-176
Investigation No.	2022-458
Investigation No.	2022-522
Investigation No.	2020-715
Investigation No.	2021-312
Investigation No.	2021- 331
Investigation No.	2021- 439
Investigation No.	2021-440
Investigation No.	2021-447
Investigation No.	2021-1019
Investigation No.	2021-1022

Investigation No.	2021-1422
Investigation No.	2022-30
Investigation No.	2022-32
Investigation No.	2021-1381
Investigation No.	2022-108
Investigation No.	2022-145
Investigation No.	2022-163
Investigation No.	2022-406
Investigation No.	2022-424
Investigation No.	2022-567
Investigation No.	2022-579
Investigation No.	2022-606
Investigation No.	2022-643
Investigation No.	2022-646
Investigation No.	2022-673
Investigation No.	2022-721
Investigation No.	2022-907
Investigation No.	2022-922
Investigation No.	2022-925
Investigation No.	2022-948
Investigation No.	2022-971

e. Consent Orders: On the motion of Dr. Horton, duly seconded by Dr. Ali, the Board voted unanimously\* to approve the proposed Consent Order in the following matter:

Investigation No.	2022-I-435 <sup>4</sup>
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On the motion of Dr. Taylor, duly seconded by Ms. Sport, the Board voted as follows to deny the proposed Consent Order in the following matter:

Investigation No.	2019-I-1030 & 2021-273 <sup>5</sup>
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YEA	NAY	ABSENT
Dr. Taylor	Dr. Weather	Dr. Johnson
Dr. Thomas	Dr. Williams	

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

<sup>5</sup> Dr. Clark is recused from any and all participation in this matter.

Ms. Sport	Dr. Horton	
Dr. Ali	Dr. O'Neill	

After additional discussion of Investigation Nos. 2019-I-1030 & 2021-273<sup>6</sup> On the reconsideration motion of Dr. Horton, duly seconded by Dr. Ali, the Board voted as follows to approve the consent order:

YEA	NAY
Dr. Williams	Dr. Taylor
Dr. Weather	Dr. Thomas
Dr. Johnson	Ms. Sport
Dr. Ali	
Dr. Horton	

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

Investigation No.	23-I-030 <sup>7</sup>
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f. Close with a Letter of Concern: On the motion of Dr. Horton, duly seconded by Ms. Sport, the Board voted unanimously to close the following matters with a letter of concern:

Investigation No.	2022-I-822
Investigation No.	2022-I-853
Investigation No.	2022-I-719
Investigation No.	2022-I-852
Investigation No.	2023-49
Investigation No.	2022-I-660
Investigation No.	2022-I-875
Investigation No.	2022-815

On the motion of Dr. Horton, duly seconded by Dr. Ali, the Board voted 9 YEAS 1 NAY to close Investigation No. 2022-I-684 with a letter of concern:

On the motion of Ms. Sport, duly seconded by Dr. Taylor, the Board voted unanimously to close following matter with a letter of concern:

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<sup>6</sup> Dr. Clark is recused from any and all participation in this matter.

<sup>7</sup> Dr. Taylor is recused from any and all participation in this matter.

Investigation No.	2022-522 <sup>8</sup>
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On the motion of Dr. Taylor, duly seconded by Dr. Clark, the Board voted unanimously to deny the letter of concern. Upon the motion of Ms. Sport, duly seconded by Dr. Taylor, the Board voted unanimously to open an investigation in the following matter:

Investigation No.	2022-I-311
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g. Enhanced Letter of Concern: On the motion of Dr. Horton, duly seconded by Ms. Sport, the Board voted unanimously to approve the following enhanced letters of concern:

Investigation No.	2022-I-635
Investigation No.	2022-I-659
Investigation No.	2022-I-829

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

File No.	2022-848 <sup>9</sup>
File No.	2022-857
File No.	2022-842
File No.	2022-950
File No.	2022-974
File No.	2022-970
File No.	2022-525
File No.	2022-965
File No.	2022-905
File No.	2022-928
File No.	22-I-298
File No.	2021-444
File No.	17-I-668
File No.	19-I-1149
File No.	2019-991
File No.	2020-30
File No.	2020-128
File No.	2021-975
File No.	2022-957

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<sup>8</sup> Dr. Johnson is recused from any all participation in this matter.

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

File No.	22-I-394 <sup>10</sup>
File No.	2022-923
File No.	2022-926
File No.	22-I-456
File No.	2022-799
File No.	2023-5
File No.	22-I-376
File No.	2022-882
File No.	2022-883
File No.	2022-885
File No.	2022-884
File No.	2022-886
File No.	2022-887
File No.	2022-888
File No.	2022-889
File No.	2022-893
File No.	2022-890
File No.	2022-892
File No.	2022-981
File No.	2022-979
File No.	2022-930
File No.	2022-972
File No.	2022-976
File No.	2022-507
File No.	20-I-411
File No.	2022-946
File No.	22-I-68

h. Professional liability Report. The Board voted unanimously to convene 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 returning to public session, on the motion of Dr. Thomas, duly seconded by Dr. Ali, the Board voted unanimously to accept the report.

i. Recusal Materials<sup>11</sup>. The Board reviewed the report and recommendation for recusal of the Board and DOI. Upon the motion of Dr. Clark, duly seconded by Dr. Taylor, the Board voted unanimously to accept the recommendation and move the matters to the Pro Tem Panel, and to also designate the Board President to proceed with an interim action for any additional complaints involving said licensee.

j. Closed Case Report(s). The Board voted unanimously to convene in executive session to review allegations of misconduct pursuant to La. Rev. Stat. § 42:17A(4), as part of the closed case report.

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<sup>10</sup> Ms. Sport is recused from any and all participation in this matter.

<sup>11</sup> Ms. Sport is recused from any and all participation in this matter.

The Board returned to public session and upon motion of Ms. Sport, duly seconded by Dr. Thomas, the Board voted unanimously to approve the January 2023 closed case summary report.

**[29.] Probationary Matter; Request from Probationers.** The Board voted unanimously to convene in executive session to review the following requests from licensees to end or modify the conditions of their allegations of misconduct probation and/or to be permitted to reinstate licensure, pursuant to La. Rev. Stat. § 42:17A(1), (4) & (10), La. C.E. art. 508, and/or La. R.S. 44:4.1C. After returning to public session, the Board took the following actions:

With regard to Agenda No. 09.01.01, upon the motion of Dr. Clark, duly seconded by Dr. Taylor, the Board voted to accept the licensee's request to terminate probation.

With regard to, Agenda No. 09.01.02, upon the motion of Dr. Clark, duly seconded by Dr. Taylor, the Board voted to accept the licensee's request to terminate probation.

With regard to Agenda No. 09.01.03, upon motion Dr. Clark, duly seconded by Dr. Taylor, the Board voted to accept the licensee's request to terminate probation.

With regard to Agenda No. 09.02.01, upon motion Dr. Clark, duly seconded by Dr. Taylor, the Board voted to deny the licensee's request to terminate the current order.

With regard to Agenda No. 09.02.02, upon motion Dr. Clark, duly seconded by Dr. Taylor, the Board voted to accept the licensee's request to modify the current order.

With regard to Agenda No. 09.02.03<sup>12</sup>, upon motion Dr. Clark, duly seconded by Dr. Taylor, the Board voted to accept the licensee's request for reinstatement of license.

**[30.] General Administrative; 2022 Board Actions; Enforcement Indicators Report for 2022.** The Board reviewed the Board actions for 2022. No further action was needed or taken on this matter.

**[31.] Attorney Advice; Investigation Report;** The Board received the Investigation Report resulting from Contract for Legal services approved by the Board per the June 30, 2022, Special Call Meeting. Upon returning to Public session, the Board acknowledge receipt of the investigative findings and indicated that the same will be taken under advisement.

**Next Meeting of the Board.** The President reminded the members that the next meeting of the Board is scheduled for March 27-28, 2023.

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**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 27, 2023, and approved by the Board on the 27<sup>th</sup> day of March 2023.

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Kim Sport, Esq.  
Secretary-Treasurer

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Lester W. Johnson, M.D.  
President

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<sup>12</sup> Drs. Horton and Johnson are recused from any and all participation in this matter.