

**Board of Licensure in Medicine**  
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**April 9, 2024**

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**Maine Board of Licensure in Medicine  
Minutes of April 9, 2024  
8:02 a.m. – 2:00 p.m.**

**Board Members Present:** Chair Maroulla S. Gleaton, M.D.; Secretary Christopher R. Ross, P.A.; Holly Fanjoy, M.D.; Renee M. Fay-LeBlanc, M.D.; Public Member Gregory Jamison, RPh; Noah Nesin, M.D.; Public Member Jonathan Sahrbeck; and Public Member Lynne M. Weinstein

**Board Members Absent:** Anthony Ng, M.D. and Brad Waddell, M.D.

**Board Staff Present:** Executive Director Timothy E. Terranova; Assistant Executive Director Eric Austin; Medical Director Paul N. Smith, M.D.; Complaint Coordinator Kelly McLaughlin; Consumer Assistance Specialist Faith McLaughlin; Investigative Secretary Nathan Fitts; Administrative Assistant Maureen S. Lathrop; Licensing Specialist Tracy Morrison; and Licensing Specialist Savannah Okoronkwo

**Attorney General’s Office Staff Present:** Assistant Attorney General Michael Miller

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The Board met in public session except during the times listed below which were held in executive session. Executive sessions are held to consider matters which, under statute, are confidential (*e.g.*, 1 M.R.S. § 405; 10 M.R.S. § 8003-B; 22 M.R.S. § 1711-C; 24 M.R.S. § 2510; 32 M.R.S. § 3282-A). The Board moved, seconded, and voted the following executive session times. During the public session of the meeting, actions were taken on all matters discussed during executive session. In addition, though not required by law, the meeting was made virtually available to the public not attending the meeting in person using the platform Zoom. A link for the public to access the Board meeting virtually was included on the Board’s agenda and posted on its website.

**EXECUTIVE SESSIONS**

**PURPOSE**

1:43 p.m. – 1:59 p.m.

Pursuant to 1 M.R.S. § 405(6)(E) to discuss pending litigation

**RECESSES**

9:09 a.m. – 9:29 a.m.

Recess

10:31 a.m. – 10:40 a.m.

Recess

12:04 p.m. – 12:14 p.m.

Lunch

**I. Call to Order**

Dr. Gleaton called the meeting to order at 8:02 a.m.

**A. Amendments to Agenda (none)**

**B. Scheduled Agenda Items (none)**

## II. Licensing

### A. Applications for Individual Consideration

#### 1. Initial Applications

##### a. Fatimah O. Jah, M.D.

Dr. Fay-LeBlanc moved to issue a citation and grant the license upon payment of the administrative fine. Mr. Ross seconded the motion, which passed unanimously.

##### b. Elizabeth Baorto, M.D.

Mr. Ross moved to grant the license. Dr. Fay-LeBlanc seconded the motion, which passed unanimously.

#### 2. Reinstatement Applications (none)

#### 3. Renewal Applications

##### a. Bradley A. Lister, M.D.

Mr. Ross moved to grant the renewal. Dr. Fanjoy seconded the motion, which passed unanimously.

##### b. Sean M. Stone, M.D.

Mr. Sahrbeck moved to request that Dr. Stone submit a statement explaining what he learned from the malpractice case and grant the renewal application upon review and approval by Dr. Fanjoy. Mr. Ross seconded the motion, which passed unanimously.

##### c. Robert Chester Patten, M.D.

Mr. Ross moved to grant the renewal upon issuance of a letter of guidance approved by the Board Chair. Ms. Weinstein seconded the motion, which passed unanimously.

##### d. Elmer H. Lommler, M.D.

This matter was tabled for discussion in conjunction with another matter on the agenda.

#### 4. Requests to Convert to Active Status (none)

#### 5. Requests to Withdraw License/License Application (none)

#### 6. Requests for Collaborative/Practice Agreements (none)

**B. Other Items for Discussion (none)**

**C. Citations and Administrative Fines (none)**

**D. Licensing Status Report**

This material was presented for informational purposes. No Board action was required.

**E. Licensing Feedback (none)**

**F. Complaint Status Report**

This material was presented for informational purposes. No Board action was required.

**III. Board Orders/Consent Agreements/Resolution Documents for Review**

**A. Sajad Zalzal, M.D. – Consent Agreement for Licensure**

Mr. Ross moved to ratify and approve the consent agreement for licensure. Mr. Sahrbeck seconded the motion, which passed unanimously.

**IV. Complaints**

**1. CR23-155**

Dr. Nesin moved to dismiss the complaint. Dr. Fanjoy seconded the motion, which passed 7-0-0-1. Dr. Gleaton was recused from the matter and left the room.

**MOTION:** The complainant asserts the following concerns about a visit in which the complainant's child received a Covid vaccine booster:

- That the vaccine was administered without review of pertinent medical records from a specialist, which should have changed the decision to recommend the vaccine.
- That the informed consent that was signed by the parent is invalid because it did not specifically cover the condition the child has, which the complainant believes was caused by Covid vaccine.
- That the parent present at the visit was coerced into signing the consent.
- That it was inappropriate to give the vaccine that was available at that time because a new, bivalent vaccine was expected to be approved in the near future.

The complainant also has a number of other concerns regarding others in the organization in which the licensee practices.

The licensee responds that they did review the specialist records prior to the visit and provides documentary evidence that the records were available for review prior to the visit in question, that the informed consent is appropriate, that the vaccine given was recommended by the CDC at that time, and that at no point was there any coercion

regarding the parent's choice to have their child receive the vaccine. Medical documentation is consistent with these assertions.

**2. CR23-156**

Dr. Nesin moved to investigate further and request that the physician provide the organization policy on responding to patient complaints and ask him to respond to additional questions from the Board. Ms. Weinstein seconded the motion, which passed 7-0-0-1. Dr. Gleaton was recused from the matter and left the room.

**3. CR22-124**

Dr. Fay-LeBlanc moved to allow the physician to permanently convert to an Emeritus license while under investigation and alternatively preliminarily deny the renewal application. Dr. Nesin seconded the motion, which passed unanimously.

**4. CR22-184**

Dr. Nesin moved to table the matter. Dr. Fay-LeBlanc seconded the motion, which passed unanimously.

**5. CR22-220**

Mr. Ross moved to deny the physician's request for reconsideration. Ms. Weinstein seconded the motion, which passed unanimously.

**6. CR22-92**

**7. CR23-66**

Dr. Fay-LeBlanc moved to offer the physician a consent agreement to resolve both matters. The consent agreement will include a two-year probation, completion of CME courses regarding communication, medical record documentation and long-term care settings to be approved by the case reporter, Chair or Secretary, a Board-approved practice mentor and engagement with a controlled substance stewardship program. Dr. Nesin seconded the matter, which passed unanimously.

**8. CR23-117**

Dr. Fay-LeBlanc moved to dismiss the complaint. Mr. Ross seconded the motion, which passed unanimously.

**MOTION:** The complaint revolves around an emergency room visit where the patient presented with acute onset dizziness, limb heaviness and uncontrolled limb movements. The licensee evaluated the patient in the ED and diagnosed her with migraine after obtaining negative head CT without contrast. The patient went to her PCP a few days later and the PCP sent the patient to a different Emergency Department due to ongoing symptoms. There the patient had an MRI which revealed acute on subacute infarcts of the bilateral cerebellar hemispheres and right parietal lobe. Although he acknowledges the presentation was not obvious for a CVA, the expert

review found that the standard of care was not met, specifically that a CT angiogram of the head and neck or MRI should have been done. The licensee completed CME regarding the diagnosis of CVA as requested by the Board.

**9. CR23-126**

Dr. Nesin moved to propose consent agreement terms and set the matter for an informal conference. Dr. Fay-LeBlanc seconded the motion, which passed 7-0-0-1. Dr. Gleaton was recused from the matter and left the room.

**10. CR23-175**

Mr. Ross moved to table the matter. Dr. Fay-LeBlanc seconded the motion, which passed unanimously.

**11. CR23-213**

Dr. Fanjoy moved to request that the physician voluntarily convert her license to inactive status until resolution of this matter and complete a CPEP evaluation. Alternatively, offer to allow the physician to surrender her license while under investigation. Mr. Sahrbeck seconded the motion, which passed unanimously.

**12. CR23-217**

Mr. Sahrbeck moved to dismiss the complaint. Mr. Ross seconded the matter, which passed unanimously.

**MOTION:** A patient complained about the care she received by a physician who is the medical director at a correctional institution in the state of Maine. Review of the records reveals appropriate care in this setting. The licensee does not oversee some of the issues the complainant raised.

**13. CR23-218**

Mr. Sahrbeck moved to dismiss the complaint. Ms. Weinstein seconded the motion, which passed unanimously.

**MOTION:** A patient complained about the care she received by a physician who is the medical director at a correctional institution in the state of Maine. Review of the records reveals appropriate care in this setting. The licensee does not oversee some of the issues the complainant raised.

**14. CR23-219**

Mr. Sahrbeck moved to dismiss the complaint. Dr. Fanjoy seconded the motion, which passed unanimously.

**MOTION:** A patient complained about the care she received by a physician who is the medical director at a correctional institution in the state of Maine. Review of the records



reveals appropriate care in this setting. The licensee does not oversee some of the issues the complainant raised.

**15. CR23-220**

Mr. Sahrbeck moved to dismiss the complaint. Dr. Fay-LeBlanc seconded the motion, which passed unanimously.

**MOTION:** A patient complained about the care she received by a physician who is the medical director at a correctional institution in the state of Maine. Review of the records reveals appropriate care in this setting. The licensee does not oversee some of the issues the complainant raised.

**16. CR23-221**

Mr. Sahrbeck moved to dismiss the complaint. Dr. Nesin seconded the motion, which passed unanimously.

**MOTION:** A patient housed in a facility complains about the care she's received and alleges her medical and dental needs are not being met. Review of the records reveal multiple sick slips with appropriate care being provided.

**17. CR23-222**

Mr. Sahrbeck moved to dismiss the complaint. Dr. Fanjoy seconded the motion, which passed unanimously.

**MOTION:** A patient housed in a facility complains about the care she is receiving and the timing of her medications. The administering of medications is overseen by the Health Service Administration and the time of medication dispensing depends on a number of factors in this setting. Review of the records reveals appropriate care has been provided.

**18. CR23-224**

Mr. Sahrbeck moved to dismiss the complaint. Mr. Ross seconded the motion, which passed unanimously.

**MOTION:** A patient housed in a facility complains about the care she has received there after transfer from another location and acceptance into the MAT (medication assisted treatment) program. Review of the records reveals reasonable care has been provided.

**19. CR23-226**

Mr. Jamison moved to dismiss the complaint. Mr. Sahrbeck seconded the motion, which passed unanimously.

**MOTION:** An incarcerated patient complains that she has not been evaluated for insomnia despite repeated requests. The physician provided no direct care to the patient and the patient's concerns regarding insomnia would be the responsibility of a different clinician.

**20. CR23-227**

Mr. Jamison moved to dismiss the complaint. Dr. Fanjoy seconded the motion, which passed unanimously.

**MOTION:** An incarcerated patient complains that she received no dental treatment for a tooth abscess. Although the physician did not provide direct care, medical staff provided antibiotics and ibuprofen and placed a referral to a dentist.

**21. CR23-228**

Mr. Jamison moved to dismiss the complaint. Mr. Ross seconded the motion, which passed unanimously.

**MOTION:** An incarcerated patient complains of delay in obtaining shoes for "adult acquired flat foot" and late medication pass. The physician explained that special shoes and orthotics were approved by medical staff and provided, and the physician has no oversight of medication administration.

**22. CR23-229**

Mr. Jamison moved to dismiss the complaint. Dr. Fay-LeBlanc seconded the motion, which passed unanimously.

**MOTION:** Evaluation of the medical records indicates that health services staff members responded to patient requests in an appropriate timeframe, taking into account local policy as well as the resource constraints of the correctional environment. This licensee did not see, evaluate, or treat this complainant. Any delay or deficit in healthcare can be attributed to institutional policies and procedures.

**23. CR23-231**

Mr. Jamison moved to dismiss the complaint. Ms. Weinstein seconded the motion, which passed unanimously.

**MOTION:** Evaluation of the medical records indicates that health services staff members responded to patient requests in an appropriate timeframe, taking into account local policy as well as the resource constraints of the correctional environment. Muscle cramping is noted in a single entry from September 22, 2023. Lower back and lower abdominal pain were treated September 1, 2023. This licensee did not see, evaluate, or treat this complainant. Any delay or deficit in healthcare can be attributed to institutional policies and procedures.

**24. CR23-232**

Mr. Jamison moved to dismiss the complaint. Dr. Fanjoy seconded the motion, which passed unanimously.

**MOTION:** The medications the patient listed at her reception evaluation did not correlate with those medications listed on the medical verification form. Two days after reception the patient was sent to an emergency department for evaluation and was cleared to return to the facility. Evaluation of the medical records indicates that health services staff members responded to patient requests in an appropriate timeframe, taking into account local policy as well as the resource constraints of the correctional environment. This licensee did not see, evaluate, or treat this complainant. Any delay or deficit in healthcare can be attributed to institutional policies and procedures.

**25. CR23-274**

Mr. Jamison moved to dismiss the complaint. Ms. Weinstein seconded the motion, which passed unanimously.

**MOTION:** Evaluation of the medical records indicates that health services staff members responded to patient requests in an appropriate timeframe, taking into account local policy as well as the resource constraints of the correctional environment. This licensee did not see, evaluate, or treat this complainant. Any delay or deficit in healthcare can be attributed to institutional policies and procedures.

**26. CR23-223**

Mr. Jamison moved to dismiss the complaint. Mr. Ross seconded the motion, which passed unanimously.

**MOTION:** The licensee states that they did not provide direct care or treatment to the complainant. The care was provided by an unidentified “provider.” If the care was substandard, it may be the responsibility of this unidentified person, but not of this licensee.

**27. CR23-225**

Mr. Sahrbeck moved to dismiss the complaint. Ms. Weinstein seconded the motion, which passed unanimously.

**MOTION:** The complaint is from a patient who believes the licensee was unprofessional with her care when she was a resident of the correctional facility where she believes she lost a pregnancy due to the medical staff’s care. Based on a review of the materials, there is nothing that shows the licensee did not provide appropriate care in the setting. Dismissal of the complaint is appropriate.

**28. CR23-230**

Mr. Sahrbeck moved to dismiss the complaint. Dr. Fanjoy seconded the motion, which passed unanimously.

**MOTION:** The complaint is from a patient who believes the licensee was unprofessional with her care when she was a resident of the correctional facility where she believes she did not receive the care necessary for her issues. Based on a review of the materials, there is nothing that shows the licensee did not provide appropriate care in the setting. Dismissal of the complaint is appropriate.

**29. CR23-236**

Mr. Jamison moved to dismiss the complaint. Mr. Ross seconded the motion, which passed unanimously.

**MOTION:** The complainant states the licensee failed to uphold a duty of care and “caved” to a more senior physician’s assessment. Reading of the extensive record paints a different picture of the course of the patient’s treatment over many months and many other practitioners. The licensee was merely the first in a long line of care providers and is not responsible for the unfortunate result the complainant has experienced.

**30. CR23-241 Nicolette K. Caron, P.A.**

Dr. Gleaton moved to dismiss the complaint with a letter of guidance. Mr. Ross seconded the motion, which passed unanimously.

**MOTION:** The Board initiated a complaint following receipt of information associated with the physician assistant’s 2023 submission of a practice agreement for approval which indicated that she worked as an independent contractor for a company without a practice agreement. In her response to the complaint, the physician assistant explained that she and the company did not understand that a practice agreement was required when she worked for that company as an independent contractor when there was a physician associated with the company.

The guidance is as follows: Physician assistants are responsible for understanding and complying with all requirements when entering into a practice area and complying with Board statutes and rules. Only physician assistants with more than 4,000 hours of documented clinical practice *employed* with a health care facility or with a practice that includes a physician partner are not required to have an approved practice agreement. If uncertainty exists, consultation with Board staff is prudent.

**31. CR23-245**

Mr. Ross moved to dismiss the complaint. Ms. Weinstein seconded the motion, which passed 7-0-0-1. Dr. Nesin was recused from the matter and left the room.

**MOTION:** A patient complains that the physician acted unprofessionally and stopped her pain medications. She states that he also accused her of overtaking her medications

and selling them. The physician responded that he disagrees with those accusations and treated her appropriately. In addition, the dose was above the allowable limit, and he was working on tapering the dose. Review of the records revealed that the patient received reasonable care.

**32. CR23-247**

Dr. Gleaton moved to dismiss the complaint. Mr. Sahrbeck seconded the motion, which passed unanimously.

**MOTION:** A young male patient complained about the care he received by a general surgeon in 2018. At the time he underwent an explanatory laparotomy for right lower quadrant pain felt to possibly be a hernia from prior surgery or a known periumbilical hernia. He underwent pyloric stenosis repair as a baby. The surgeon broke scrub and spoke to his parents during the case to get informed consent to perform an appendectomy since there was no hernia/fascial defect found in the abdominal wall to repair but that the appendix appeared to be suspicious. The final surgery was laparotomy and appendectomy. There are photographs of the anatomy and pathology at the time of the surgery. The final pathology report revealed a normal appendix; however, at postoperative visits, the patient was pleased and reported improvement in his pain symptoms. Subsequently, in 2021, a computerized tomography of the abdomen and another scan repeated in 2023 revealed appendix with stones. The licensee postulates that the patient could have a rare second appendix or that he could have a stump of residual appendix that is being seen on these more recent radiological studies performed subsequent to his appendectomy surgery.

**33. CR23-250 Scott A. Cathcart, M.D.**

Dr. Fay-LeBlanc moved to issue a citation to Dr. Cathcart for failure to accurately answer a question on his renewal application and dismiss the complaint with a letter of guidance upon payment of the administrative fine.

**MOTION:** In this case, the Board received a complaint from a patient's mother stating that the physician renewed a controlled substance prescription for her daughter despite the mother's calls to the practice to inform them that her daughter engaged in substance abuse and was in a rehabilitation program. In the physician's response he explained his actions authorizing the refill for the patient who he had not yet seen and acknowledged that closer review of all communications enabled him to identify how to avoid this occurring in the future.

The guidance is as follows: When a clinician is prescribing for a patient new to them, and especially when prescribing controlled substances, it is important to conduct a thorough review of the medical record in order to gain a larger understanding of that patient's circumstances and to be well informed of the current clinical situation. It is important to ensure that communications with the potential to impact care are sufficiently documented so that all those providing patient care may take the information communicated into account when appropriate.

**34. CR23-255**

Mr. Ross moved to dismiss the complaint. Dr. Fanjoy seconded the motion, which passed 7-0-0-1. Dr. Nesin was recused from the matter and left the room.

**MOTION:** A patient complains the physician did not provide appropriate care and forced her to taper off her medications. The physician responded that he never saw the patient nor was he the medical director.

**35. CR23-258**

Dr. Fanjoy moved to dismiss the complaint. Ms. Weinstein seconded the motion, which passed unanimously.

**MOTION:** The patient's wife alleges that the licensee rendered reckless and negligent care, falsified medical documentation, and demonstrated unethical behavior. The patient had high grade unresectable bladder cancer resulting in palliative surgery. The postoperative course was difficult, and the patient required subsequent surgeries including a colostomy revision by the licensee. The licensee responds with a thorough account of the patient's care and follow-up discussion with the wife. The licensee's response was appropriate and empathetic and supports that he delivered compassionate care. The medical records and licensee response corroborate that the patient received appropriate treatment which was within the standard of care.

**36. CR23-266**

Dr. Fanjoy moved to dismiss the complaint. Dr. Fay-LeBlanc seconded the motion, which passed 7-0-0-1. Dr. Nesin was recused from the matter and left the room.

**MOTION:** The patient's wife alleges that the licensee provided negligent care in regard to timeliness of surgery, pain control, and poor surgical outcome that resulted in multiple surgeries. The patient had high grade unresectable bladder cancer that resulted in palliative surgery. The postoperative course was difficult, and the patient required subsequent surgeries including a colostomy revision and abdominal wall repair for dehiscence. The licensee responds with a thorough account of the patient's care and follow-up discussion with the wife. The licensee's response was appropriate and empathetic and supports that he delivered compassionate care. The medical records and licensee response corroborate that the patient received appropriate treatment which was within the standard of care.

**37. CR23-268**

Mr. Ross moved to dismiss the complaint. Mr. Sahrbeck seconded the motion, which passed unanimously.

**MOTION:** A patient complains that the physician assistant and staff committed fraud and violated HIPAA. The physician assistant responded that she never saw the patient because the patient was disruptive and left.

**38. CR23-276**

Dr. Fanjoy moved to investigate further and request that the physician respond to questions from the Board. Dr. Fay-LeBlanc seconded the motion, which passed unanimously.

**39. CR23-279**

Dr. Fanjoy moved to dismiss the complaint. Mr. Ross seconded the motion, which passed unanimously.

**MOTION:** The complainant is the mother of a patient who was seen in the emergency department for a mental health evaluation. The mother alleges that the licensee was rude, dismissive, and combative in his interactions with them. The mother indicates that they were in the emergency department for several hours with no communication regarding plan of care. The medical records indicate an appropriate medical screening examination, risk assessment and crisis social worker evaluation of the patient's mental health emergency. The timeliness of the clinical documentation was appropriate. The licensee responds that he was professional, and that the treatment of the patient was appropriate and within the standard of care. The response is appropriate, and the licensee has reviewed processes with the care team to help improve future communications regarding patient care plans.

**40. CR23-280**

Dr. Gleaton moved to dismiss the complaint. Dr. Fay-LeBlanc seconded the motion, which passed unanimously.

**MOTION:** The husband of a patient complains about the care his wife received from an internal medicine physician who worked as a hospital intensivist. In the setting of contracting COVID-19 with concomitant comorbidities, the patient had an unfortunate less than two-week, downhill medical course despite reasonable, appropriate intensive care from the licensee and other physicians and nurses. There was also documentation of communication efforts with the husband and other family members.

**41. CR23-286**

Ms. Weinstein moved to investigate further and request that the physician respond to questions from the Board. Mr. Sahrbeck seconded the motion, which passed unanimously.

**42. CR24-9**

Dr. Fanjoy moved to investigate further and request that the physician complete a CME course regarding patient communications and report to the Board regarding what she gained from the course. Mr. Sahrbeck seconded the motion, which passed unanimously.

**43. CR24-24**

Ms. Weinstein moved to investigate further and request that the physician respond to questions from the Board. Mr. Sahrbeck seconded the motion, which passed unanimously.

**44. Intentionally left blank**

**V. Assessment and Direction**

**45. AD23-273**

Dr. Fay-LeBlanc moved to issue a complaint (**CR24-94**) and obtain an outside expert review. Mr. Sahrbeck seconded the motion, which passed unanimously.

**46. AD23-281**

Dr. Fay-LeBlanc moved to issue a complaint (**CR24-93**) and obtain an outside expert review. Ms. Weinstein seconded the motion, which passed 7-0-0-1. Dr. Fanjoy was recused from the matter and left the room.

**47. AD24-35**

Dr. Nesin moved to issue a complaint (**CR24-95**) and direct the physician to undergo a §3286 psychiatric and substance misuse evaluation. Mr. Ross seconded the motion, which passed unanimously.

**48. AD24-40**

Dr. Nesin moved to close the matter with no further action. Dr. Fay-LeBlanc seconded the motion, which passed unanimously.

**49. AD24-46**

Dr. Fanjoy moved to close the matter with no further action. Dr. Fay-LeBlanc seconded the motion, which passed unanimously.

**50. AD24-52**

Dr. Nesin moved to issue a citation to the physician for failure to make a required report and to close the matter with no further action upon payment of the administrative fine. Mr. Ross seconded the motion, which passed unanimously.

**51. AD24-70**

Mr. Sahrbeck moved to provide information to the Montana Board of Medical Examiners and refer the matter to the Office of Attorney General. Mr. Ross seconded the motion, which passed 7-0-0-1. Dr. Nesin was recused from the matter and left the room.



**52. AD24-81**

Mr. Ross moved to issue a complaint (**CR24-91**) and direct the physician assistant to undergo a §3286 psychiatric and substance misuse evaluation. The Board will coordinate with the Medical Professionals Health Program. Mr. Sahrbeck seconded the motion, which passed unanimously.

**53. Intentionally left blank**

**54. Intentionally left blank**

**55. Pending Adjudicatory Hearings and Informal Conferences Report**

This material was presented for informational purposes. No Board action was required.

**56. Consumer Assistance Specialist Feedback**

This material was presented for informational purposes. No Board action was required.

**VI. Informal Conference (none)**

**VII. Minutes for Approval**

Ms. Weinstein moved to approve the minutes of the March 11, 2024, meeting. Mr. Jamison seconded the motion, which passed 6-0-0-2 with Mr. Ross and Mr. Sahrbeck abstaining.

**VIII. Consent Agreement Monitoring**

**A. Monitoring Reports**

**1. Stacey L. Anderson, M.D.**

Dr. Fay-LeBlanc moved to offer Dr. Anderson a consent agreement amendment for an active license incorporating her reentry to practice plan and to delegate authority to the Board Chair or Secretary to sign the amendment. Mr. Sahrbeck seconded the motion, which passed unanimously.

**2. John L. Davis, Jr, M.D.**

The Board directed staff to request that Dr. Davis's psychologist provide the goals of treatment established for Dr. Davis and provide a detailed statement explaining whether Dr. Davis has met all the goals of treatment and the process by which this was accomplished.

**3. Elmer H. Lommler, M.D.**

This matter was discussed in conjunction with another matter on the agenda.

**IX. Adjudicatory Hearing (none)**

**X. Remarks of Chair**

Dr. Gleaton reported that she and several Board and staff members will attend the Federation of State Medical Boards annual meeting in Nashville this month.

**XI. Executive Director's Monthly Report**

Mr. Terranova reported that the Federation of State Medical Boards, Intealth and the Accreditation Council for Graduate Medical Education are holding a Symposium on Alternate Licensing Models in Washington, D.C. in June. He requested approval for Board members and/or staff to attend the symposium.

Mr. Sahrbeck moved to approve attendance of Board members and/or staff at the Symposium on Alternate Licensing Models in June. Mr. Ross seconded the motion, which passed unanimously.

**A. Reentry to Practice Memo**

The Board reviewed reentry to practice information provided by Mr. Terranova. Reentry to practice will be incorporated into the Chapter 1 Rule Regarding Physicians in the next amendment to the rule.

**B. Litigation Update**

At 1:43 p.m. Dr. Fay-LeBlanc moved to enter executive session pursuant to 1 M.R.S. 405(6)(E) to discuss pending litigation. Mr. Ross seconded the motion, which passed unanimously.

At 1:59 p.m. Ms. Weinstein moved to come out of executive session. Mr. Ross seconded the motion, which passed unanimously.

**C. Board Meeting Schedule**

Mr. Terranova reported that an adjudicatory hearing is scheduled to begin on Tuesday, June 11<sup>th</sup> and continue on Tuesday, July 9<sup>th</sup>. The Board will meet remotely on Monday afternoon prior to the hearing dates (Monday, June 10<sup>th</sup> and Monday, July 8<sup>th</sup>) beginning at 1:00 p.m. to conduct regular business.

**XII. Assistant Executive Director's Report (none)**

**XIII. Medical Director's Report (none)**

**XIV. Remarks of Assistant Attorney General**

AAG Miller gave a brief update regarding pending litigation.

**XV. Rulemaking (none)**

**XVI. Policy Review**

**A. Complaint Process**

Following discussion and review of a draft policy presented by staff, Mr. Sahrbeck moved to approve a new Complaint Process policy, which will replace two existing policies, Complaint Process and Filings and Complaint Response Extensions. Mr. Ross seconded the motion, which passed unanimously.

**XVII. FSMB Material (none)**

**XVIII. FYI**

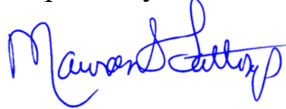
This material was presented for informational purposes. No Board action was required.

**XIX. Other Business (none)**

**XX. Adjournment 2:00 p.m.**

At 2:00 p.m. Mr. Sahrbeck moved to adjourn the meeting. Mr. Ross seconded the motion, which passed unanimously.

Respectfully submitted,



Maureen S. Lathrop  
Administrative Assistant