



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

SHELLY EDGERTON
DIRECTOR

**BOARD OF OSTEOPATHIC MEDICINE & SURGERY
DISCIPLINARY SUBCOMMITTEE
AUGUST 2, 2018 MEETING**

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Osteopathic Medicine & Surgery Disciplinary Subcommittee met on August 2, 2018, at the Ottawa Building, Conference Room 4, 611 West Ottawa Street, Lansing, Michigan 48933.

CALL TO ORDER

Sheri Thompson, Chairperson, called the meeting to order at 9:05 a.m.

Members Present: Sheri Thompson, Chairperson, Public Member
James Kilmark, P.A.-C.
David Waterson, D.O.

Members Absent: Ronald Bradley, D.O.

Staff Present: Laury Brown, Analyst, Compliance Section
Kimmy Catlin, Board Support, Boards and Committees Section
Michele Wagner-Gutkowski, Assistant Attorney General

APPROVAL OF AGENDA

MOTION by Waterson, seconded by Kilmark, to approve the agenda as presented.

A voice vote was taken.

MOTION PREVAILED

APPROVAL OF MINUTES

MOTION by Kilmark, seconded by Waterson, to approve the June 7, 2018, meeting minutes as presented.

A voice vote was taken.

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Dana Dewitt, D.O. – Consent Order and Stipulation

MOTION by Waterson, seconded by Kilmark, to accept the Consent Order and Stipulation as presented.

Discussion was held.

A roll vote was held: Yeas – Kilmark, Waterson, Thompson
 Nays – None

MOTION PREVAILED

Darlene Jones, D.O. – Consent Order and Stipulation

MOTION by Kilmark, seconded by Waterson, to accept the Consent Order and Stipulation as presented.

A roll vote was held: Yeas – Kilmark, Waterson, Thompson
 Nays – None

MOTION PREVAILED

Elliott Attisha, D.O. – Administrative Complaint

MOTION by Waterson, seconded by Kilmark, to discuss the matter.

A voice vote was taken.

MOTION PREVAILED

Discussion was held.

MOTION by Waterson, seconded by Kilmark, to place Respondent on probation for a minimum of one day, not to exceed one year to complete deficient continuing education credits, which shall not apply towards current CE requirements for license renewal. After consideration of Michigan Administrative Code, R 338.7005 and the DSC Master Resolution, the Respondent is fined \$8,000, to be paid within 60 days. If the Respondent fails to comply with the terms, the license will be suspended. If the license is suspended longer than six months, the Respondent must apply for reinstatement.

A roll vote was held: Yeas – Kilmark, Waterson, Thompson

Nays – None

MOTION PREVAILED

Natalie Goran, D.O. – Administrative Complaint

MOTION by Waterson, seconded by Kilmark, to place Respondent on probation for a minimum of one day, not to exceed one year to complete deficient continuing education credits, which shall not apply towards current CE requirements for license renewal. After consideration of Michigan Administrative Code, R 338.7005 and the DSC Master Resolution, the Respondent is fined \$8,000, to be paid within 60 days. If the Respondent fails to comply with the terms, the license will be suspended. If the license is suspended longer than six months, the Respondent must apply for reinstatement.

A roll vote was held: Yeas – Kilmark, Waterson, Thompson
 Nays – None

MOTION PREVAILED

William Levitt, D.O. – Administrative Complaint

MOTION by Kilmark, seconded by Waterson, to discuss the matter.

A voice vote was taken.

MOTION PREVAILED

Discussion was held.

MOTION by Waterson, seconded by Kilmark, that after consideration of Michigan Administrative Code, R 338.7005, a \$4,000 fine was assessed to be paid within 60 days. All other fines imposed by previous Orders must be paid within 60 days. If fines are not paid within 60 days, the Respondent's license shall be suspended. License will be automatically reinstated if compliance occurs within six months. If license remains suspended for greater than six months, the Respondent must apply for reinstatement of the license. This order does not supersede any previous orders and all previous probationary terms and fines remain in effect.

A roll vote was held: Yeas –Kilmark, Waterson, Thompson
 Nays – None

MOTION PREVAILED

Howard Straub, D.O. – Administrative Complaint

MOTION by Kilmark, seconded by Waterson, to place Respondent on probation for a minimum of one day, not to exceed one year to complete deficient continuing education credits, which shall not apply towards current CE requirements for license renewal. After consideration of Michigan Administrative Code, R 338.7005 and the DSC Master Resolution, the Respondent is fined \$8,000, to be paid within 60 days. If the Respondent fails to comply with the terms, the license will be suspended. If the license is suspended longer than six months, the Respondent must apply for reinstatement.

A roll vote was held: Yeas – Kilmark, Waterson, Thompson
 Nays – None

MOTION PREVAILED

Laura Tinning, D.O. – Administrative Complaint

MOTION by Waterson, seconded by Kilmark, to place Respondent on probation for a minimum of one day, not to exceed one year to complete deficient continuing education credits, which shall not apply towards current CE requirements for license renewal. After consideration of Michigan Administrative Code, R 338.7005 and the DSC Master Resolution, the Respondent is fined \$8,000, to be paid within 60 days. If the Respondent fails to comply with the terms, the license will be suspended. If the license is suspended longer than six months, the Respondent must apply for reinstatement.

A roll vote was held: Yeas – Kilmark, Waterson, Thompson
 Nays – None

MOTION PREVAILED

Richard Cestkowski, D.O. – Request for Dismissal

MOTION by Kilmark, seconded by Waterson, to accept the Request for Dismissal as presented.

A roll vote was held: Yeas – Kilmark, Waterson, Thompson
 Nays – None

MOTION PREVAILED

William Mangan Jr., D.O. – Request for Dismissal

MOTION by Waterson, seconded by Kilmark, to accept the Request for Dismissal as presented.

A roll vote was held: Yeas – Bradley, Kilmark, Waterson, Thompson

Nays – None

MOTION PREVAILED

PUBLIC COMMENT

None

ANNOUNCEMENTS

The next regularly scheduled meeting will be held on October 4, 2018 immediately following the regularly scheduled Michigan Board of Osteopathic Medicine and Surgery meeting scheduled to begin at 9:00 a.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center (UL), Conference Room 4, Lansing, Michigan.

ADJOURNMENT

MOTION by Kilmark, seconded by Waterson, to adjourn the meeting at 9:45 a.m.

A voice vote was taken.

MOTION PREVAILED

Minutes approved by the Board on October 4, 2018.

Prepared by:
Kimmy Catlin, Board Support
Bureau of Professional Licensing

August 7, 2018