

THE SOUTH CAROLINA BOARD OF MEDICAL EXAMINERS
SYNERGY BUSINESS PARK, KINGSTREE BUILDING, ROOM 108
110 CENTERVIEW DRIVE,
COLUMBIA, SOUTH CAROLINA 29210

Public notice of this meeting was properly posted at the South Carolina Board of Medical Examiners Office, Synergy Business Park, Kingstree Building 110 Centerview Drive Columbia, SC 29210 and provided to all requesting persons, organizations, and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act.

Board Members Present:

Anne G. Cook, M.D. – President
Stephen I. Schabel, M.D. – Vice President
Ronald Januchowski, D.O. – Secretary
George S. Dilts, M.D.
Dion Franga, M.D.
Christopher C. Wright, M.D.
Richard Howell, M.D. (Monday – 9:50 a.m. arrival)
Theresa Mills-Floyd, M.D.
Jennifer R. Root, M.D.

Monday, August 1, 2022

Called to Order by Dr. Cook at 8:11 a.m.

Review and adoption of Agenda. Motion Dr. Schabel. Second Dr. Wright. Motion carried.
Approval of May 2022 minutes. Motion to approve or accept Dr. Franga. Second Dr. Wright.
Motion Carried.
Review and approval of excused absences. No absences reported, no motions made.

President's Report – Anne G. Cook, M.D.

1. **Legislative Update - Katie Phillips, LLR Director of Governmental Affairs.**
Discussed relevant bills that have passed since the last meeting. No motions made.
2. **2023 Regulatory Review - Bob Horner, Advice Counsel – No motions made.**
3. **S. 628 “Pharmacy Access Act” – Update and Appointment of Committee Members –**
Bob Horner, Advice Counsel – Motion to appoint Dr. Cook and Dr. Januchowski to the advisory committee, Dr. Root. Second Dr. Mills-Floyd. Motion carried.
4. **S. 613 CMA Delegation Bill Update on Rollout – Bob Horner, Advice Counsel – No motion made.**
5. **S. 1 Fetal Heart Beat Bill – Bob Horner, Advice Counsel – Discussed in executive session.**
6. **Appointment of Additional Medical Disciplinary Commission Members – Bob Horner, Advice Counsel – Motion to send out an e-blast requesting people to be a part of the Medical Disciplinary Commission, Dr. Wright. Second Dr. Root. Motion carried.**
7. **Approval for Advice Counsel to Attend 2022 FSMB Board Attorneys Workshop Nov 3-4 – Bob Horner, Advice Counsel – Motion Dr. Franga. Second Dr. Schabel. Motion carried.**

Administrator's Report – Maggie Murdock, Administrator

1. **Athletic Trainers Advisory Council Representative Needed** – Motion to appoint Dr. Franga to the Athletic Trainer Advisory Council, Dr. Schabel. Second Dr. Wright. Motion carried.
2. **Physician Assistant Advisory Committee** – No report. No motions made.
3. **Respiratory Care Practitioner Advisory Committee** – Motion to approve minutes for Respiratory Care Committee, Dr. Wright. Second Dr. Schabel. Motion carried.
4. **Acupuncture Advisory Committee** – No report. No motions made.
5. **Election Update** – Announcement of Robert Kosciusko of Columbia. Awaiting governor appointment. No motions made.
6. Last 2022 Meeting Date: November 7-9
7. Meeting Dates for 2023: February 6-8, May 1-3. August 7-9, and November 6-8. Motion to approve, Dr. Root. Second Dr. Mills-Floyd. Motion carried.

Michael Bendenbaugh, PharmD, IV Hydration Practice Discussion

Presented. No motions made.

Requesting Release from Prior Terms and Conditions [Closed Hearing]

Motion to grant petitioner's request, Dr. Schabel. Second Dr. Howell. Motion carried.

Ling Hinshaw, M.D., Applicant

Applicant does not meet statutory requirements for licensure. No motions made.

RPP Presentation by Robyn Madden, Esq and Tia Cooper

Motion to offer ex-Board Members as members on the Appeal Committee for RPP, Dr. Schabel. Second Dr. Franga. Motion carried.

Requesting Release from Prior Terms and Conditions [Closed Hearing]

Motion to grant petitioner's request and remove prior restrictions, Dr. Januchowski. Second Dr. Mills-Floyd. Motion carried.

Adam Albaba, M.D., Applicant [Closed]

Discussed in closed session. No motions made.

Leonard Schwartz, D.O., Applicant

Motion to proceed with licensure, Dr. Dilts. Second Dr. Franga. Motion carried.

Brian Joseph O'Connor, P.A., Applicant [Closed]

Motion to reinstate, Dr. Wright. Second Dr. Mills-Floyd. Motion carried.

Scott David Fell, D.O., Applicant

Motion to proceed with licensure, Dr. Franga. Second Dr. Wright. Motion carried.

Radhika Bhatt Mehta, D.O., appearing with William Hinnant, Esq., Applicant

Applicant does not meet statutory requirements for licensure. No motions made.

James Isernia M.D., Applicant

Motion to proceed with licensure, Dr. Dilts. Second Dr. Schabel. Motion carried.

MOA [Closed]

Case no. 2018-132. MOA accepted and respondent is in violation practice act. Respondent issued a private reprimand and costs of \$2,432.84 to be paid within 6 months. Motion Dr. Januchowski. Second Dr. Schabel. Motion carried.

Mary Dement, M.D., Applicant

Motion to proceed with licensure, Dr. Schabel. Second Dr. Januchowski. Motion carried.

Maria Helen Lima, M.D., Applicant

Motion to proceed with licensure, Dr. Franga. Second Dr. Schabel. Motion carried.

Motion to adjourn Dr. Schabel. Second Dr. Wright. Motion carried. [4:53 p.m.]

Tuesday, August 2, 2022

Call to order by Dr. Cook at 8:04 a.m.

**Office of Disciplinary Counsel (ODC) and Office of Investigations and Enforcement (OIE)
Report - Pat Hanks, Esq, ODC, Amanda Branham, OIE:**

71 Dismissals:

Motion to approve Dismissals, Dr. Schabel. Second Dr. Howell. Motion carried.

23 Letters of Caution:

Letters of Caution approved, except for 73, 77, and 87. Items 73, 77, and 87 are moved to Dismissals. Motion Dr. Schabel. Second Dr. Franga. Motion carried.

2 LOC Reconsiderations:

Motion to move reconsiderations to Letters of Caution, Dr. Wright. Second Dr. Root. Motion carried.

9 Formal Complaints:

Motion to accept formal complaints, Dr. Janchowski. Second Dr. Schabel. Motion carried.

MedCA, Inc, Medical Assistant Certification Questions by Director Armand Tomo, Imma Liapko, and Sharon Lemley. Presented. No motions Made.

MOA [Closed]

Case no. 2021-349. MOA is accepted and a Letter of Caution is issued. Respondent has not violated the Medical Practice Act. Motion Dr. Januchowski. Second Dr. Schabel. Motion carried.

MOA [Closed]

Case no. 2018-5. MOA accepted. Respondent has violated the Medical Practice Act, specifically (B)(9) and (B)(21). Respondent issued a private reprimand and costs of \$1,805. Motion Dr. Januchowski. Second Dr. Schabel. Motion carried.

Alex Westerband M.D., Applicant

Not required to appear. Motion to grant licensure, Dr. Howell. Second Dr. Schabel. Motion carried.

Brian Clear, M.D., Request to Prescribe Schedule III Drugs for MAT via Telemedicine

Board accepted Dr. Clear's Request for Waiver with conditions. 1) Request is only approved for Dr. Clear. 2) Waiver is conditional for a year, and a report must be submitted to the Board. Motion Dr. Cook. Second Dr. Schabel. Motion carried.

MOA [Closed]

Case no. 2021-148. MOA accepted. Respondent found in violation of the Medical Practice Act 40-47-110 (B)(24). Respondent issued a private reprimand, \$300 in court costs, and a board approved record keeping course.

MOA [Closed]

Case no. 2016-255. Motion to dismiss case Dr. Mills-Floyd. Second Dr. Schabel. Opposed by Dr. Januchowski and Dr. Howell. Motion carried.

MOA [Closed]

Case no. 2019-383. MOA accepted. Respondent in violation of 40-47-110 (B)(9). Issued a private reprimand, costs of \$1, 931.00 and a fine of \$2,500. Motion Dr. Januchowski. Second Dr. Howell. Motion carried.

Christopher Pelic, MD and Andrew Alkis, MD appearing with Elizabeth Player, Esq.

MUSC Telemedicine Request. Request to prescribe controlled substances and lifestyle medications via telehealth to students located in South Carolina colleges and universities. Motion to approve the Waiver, Dr. Cook. Second Dr. Januchowski. Motion carried.

iTrust Wellness Group Telemedicine Waiver Request: Stephanie Price, DO; Gina Hartmeier, MD; Hannah Hensing, PA; Kathleen Dubost, PA; Kiana McNair, PA; Sejal Bhula, PA; Catherine Nelson, PA; and Steven Krozer, DNP; appearing with Grace Hardin, Practice Manager. Request for Waiver approved with conditions. Providers who presented to the Board at this meeting are approved to prescribe non-opioid scheduled drugs once the Board receives their CVs. Patients must be seen within 6 months of initial telemedicine encounter. Waiver is conditional for one year, and a report must be presented before the Board.

Motion to adjourn Dr. Franga. Second Dr. Schabel. Motion Carried