

TENNESSEE BOARD OF PODIATRIC MEDICAL EXAMINERS

DATE: November 8, 2017

TIME: 9:00 A.M., CST

LOCATION: Health Related Boards
Poplar Room
665 Mainstream Drive
Nashville, TN 37243

BOARD MEMBERS

PRESENT: Sheila Schuler, D.P.M. Vice-Chair
Tyrone Davis, D.P.M.
Karl Fillauer, C.P.O, Secretary
Ramesh Pavuluri, D.P.M.
Martha Kay Oglesby, Consumer Member

NOT PRESENT: David Sables, D.P.M.

BOARD STAFF

PRESENT: David Silvus, Assistant General Counsel
Vanessa Hayes, Board Administrator
Theodora Wilkins, Administrative Director

Dr. Schuler called the meeting to order at 9:05 a.m. A roll call vote was conducted and all Board members were present with the exception of Dr. David Sables.

Minutes

Upon review of the August 9, 2017 minutes, Mr. Fillauer moved to accept the minutes seconded by Dr. Davis. The motion carried.

Investigative Report

Ms. Lori Lenard reported that all currently monitored practitioners in Podiatry are revoked. There are nineteen (19) new open complaints for Podiatrists year to date. There have been twelve (12) complaints closed and there twelve (12) currently being monitored. Ms. Lenard stated that malpractice and negligence is the biggest complaints. There are two (2) complaints on Orthotists that are still being monitored.

Office of General Counsel

Mr. David Silvus, the new General Counsel for the Podiatry board introduced two (2) Consent Orders for the Boards review. The first is Dr. Charlton Peter, DPM; he was convicted of

insurance fraud April 3, 2017 in a Federal Court. He had retired his license before he went to Federal Court. The Board reviewed the Consent Order and voted to approve it. Ms. Oglesby made a motion to approve the Consent Order, seconded by Dr. Davis, all in favor.

The second Consent Order is for Dr. Bill Vuong. After receiving a complaint an investigation was conducted and it was determined that several things were going on. Dr. Vuong was involved with platelet rich plasma injections. He was doing the injections in body parts other than the feet and ankles which are beyond the scope of practice. This was occurring with dozens of patients from 2015 until earlier this year. The record keeping for these injections was inadequate with no documentation of history, the object of the exam, or the diagnosis to justify or explain the decision to administer the injections. He was also prescribing controlled substances without documenting any particular medical reason as to why and for periods of time that were not justified. Dr. Vuong would also complete the chart, sign a blank prescription pad and date it and then give it to his office manager who would then fill out the prescription based on what was in the chart. The Consent Order is to suspend his license and he will have to come back before the Board to get the suspension lifted. He also had to complete a course on prescribing controlled substances. He has already completed the course at this time. He will be eligible to come back in front of the Board in three (3) months at the next Board meeting to request to have the suspension lifted. After that he will be on probation for 5 years. Dr. Pavuluri made a motion to accept the Agreed Citation, seconded by Ms. Oglesby. All in favor. The motion carried.

Financial Report

Noranda French presented the financial report and discussed the actual year end numbers. The total expenditures for the year was \$80,522.82, total revenue for the year was \$102,117.79. That allowed the board to close at \$21,594.97 with a cumulative carry over of \$308,787.70.

Administrative Report

Ms. Hayes stated as of November 7, 2017 there are 267 active Podiatrists; 137 active X-ray operators; 152 active Orthotists; 145 active Prosthetists and 53 active Pedorthists. Ms. Hayes reviewed the monthly statistical breakdown of the renewed, retired and failed to renew.

Ms. Hayes said the Board meeting dates in 2018 is as follows:

February 7, 2018
May 9, 2018
August 8, 2018
November 14, 2018

Newly Licensed

Podiatrist

Adam Trinqu

Dr. Schuler made a motion to approve the newly licensed Podiatrist, seconded by Mr. Fillauer. The motion carried.

Podiatric X-Ray Operators

Jennifer Lee Hale

Jennifer Lynn McDermott

Kimberly Lynn Roper

Dr. Davis made a motion to approve Podiatric X-Ray Operators, seconded by Ms. Oglesby. The motion carried.

Orthotists

Payson S. Briggs

Brandon J. Christenson

Frederick Fehl

Frances R. Lewis

Mr. Fillauer made a motion to approve the Orthotists, seconded by Dr. Davis. The motion carried.

Prosthetists

Payson S. Briggs

Kelly A. Herreran

Frederick Fehl

Mr. Fillauer made a motion to approve the Prosthetists, seconded by Dr. Pavuluri. The motion carried.

Reinstatements

Podiatric X-Ray:

April R. Brisentine

Upon review Dr. Davis made a motion, seconded by Mr. Fillauer, to approve the reinstated Podiatric X-Ray Operators license. The motion carried.

Orthotist:

Keith Wilson

Upon review, Mr. Fillauer made a motion, seconded by Ms. Oglesby, to approve the reinstated Orthotist License. The motion carried.

Prosthetist:

Keith Wilson

Upon review, Mr. Fillauer made a motion, seconded by Ms. Oglesby, to approve the reinstated Prosthetist License. The motion carried.

Other Board Business

The Board discussed electing an alternate Board member for the CSMD meetings. Dr. Pavuluri volunteered to be the alternate.

Dr. Schuler as Vice-Chair opened the floor to nominations for Chair due to Dr. Somers term expiring. Dr. Davis nominated Dr. Schuler. With no other nominations Dr. Schuler accepted the position as Chair. The Board voted all in favor. Motion carried.

Dr. Schuler then nominated Dr. Davis as Vice-Chair. Dr. Davis accepted. All in favor. Motion carried.

Adjournment

A motion to adjourn was made by Dr. Schuler and seconded by Ms. Oglesby. The motion carried. The meeting adjourned.