

**ADJUDICATION PANEL MEETING MINUTES**  
of the  
**BOARD OF MEDICAL EXAMINERS**  
**301 SOUTH PARK, 4<sup>TH</sup> FLOOR CONFERENCE ROOM #430**  
**HELENA, MT**  
**9:00 A.M. TO CONCLUSION**  
July 17, 2015

**1. Call To Order – Establish Quorum – Roll Call of Board Members Present (09:37:00 AM)**

**MEMBERS PRESENT – Dwight Thompson, PA, Chair; Charles Farmer, AEMT; Carole Erickson, Public Member; Pat Bollinger, MS, RD; James Feist, MD; and Mary Anne Guggenheim, MD**

**MEMBERS ABSENT - Ana Diaz, Public Member;**

**OTHERS PRESENT – MIKE RAMIREZ AND TAMARA SCHMALZ OF MPAP AND**

**STAFF PRESENT – Graden Hahn, Board Counsel; Mike Fanning, Department Counsel; Ian Marquand, Executive Secretary; LaVelle Potter, Compliance Specialist**

**2. Approval and Tentative Modification of Agenda Order (09:40:00 AM)**

**Motion: (09:40:04 AM)** Ms. Erickson moved to approve the agenda as presented. Mr. Farmer seconded the motion. The motion passed unanimously

**3. Review and Approve March 21, 2015 Minutes (09:40:23 AM)**

**Motion: (09:40:25 AM)** Mr. Farmer moved to approve the minutes as amended to change Dr. Bollinger to Ms. Bollinger. Ms. Bollinger seconded the motion. The motion passed unanimously.

**4. Public Opportunity to Comment (09:41:05 AM)**

The presiding officer read the statement of public participation. No members of the public were in attendance who wished to comment.

**5. Legal Report**

**a. Complaint Register**

**6. Panel Action**

**PROPOSED STIPULATIONS TO RESOLVE DISCIPLINARY ACTIONS**

**a. Complaint #2012-MED-LIC-25 COLE, PATRICIA M.D. (09:41:41 AM)**

**RECUSAL:** Dr. Guggenheim and Ms. Bollinger had to recuse themselves because they sat on the screening panel for this case.

**Motion: (09:49:53 AM)** Ms. Erickson moved for the panel to adopt the reprimand and the \$500.00 reimbursement of costs. Dr. Feist seconded the motion. The motion passed unanimously.

**b. Complaint #2014-MED-LIC-73 MUFFLEY, PATRICK DO (09:55:05 AM)**

**Motion: (09:59:02 AM)** Dr. Guggenheim moved for the panel to accept the voluntary surrender of Dr. Muffley's medical license and \$1,000.00 reimbursement of costs and fix his medical designation on page one. Ms. Bollinger seconded the motion. The motion passed unanimously.

**c. Complaint #2014-MED-LIC-1287 BELL, PATRICIA DO (10:01:40 AM)**

**Motion: (10:07:45 AM)** Dr. Guggenheim moved for the panel to adopt the indefinite suspension of Dr. Bell's medical license. Ms. Erickson seconded the motion. The motion passed unanimously.

- d. **Complaint #2014-MED-LIC-1320 SCHWINDT, LARRY EMT (10:08:31 AM)**  
**Motion: (10:12:05 AM)** Ms. Bollinger moved for the panel to adopt the indefinite suspension of Mr. Schwandt's EMT license. Dr. Feist seconded the motion. The motion passed unanimously.

#### **MOTION TO DISMISS**

- e. **Complaint #2013-MED-LIC-803 MCGROARTY, JOHN MD (09:50:42 AM)**  
**RECUSAL:** Dr. Guggenheim and Ms. Bollinger had to recuse themselves because they sat on the screening panel for this case.  
**Motion: (09:53:38 AM)** Mr. Farmer moved for the panel to adopt the motion to dismiss this case without prejudice. Dr. Feist seconded the motion. The motion passed unanimously.

#### **7. Adjourn (10:12:44 AM)**

**Motion (10:12:45 AM)** Mr. Farmer moved for the panel to adjourn the meeting. Ms. Erickson seconded the motion. The motion passed unanimously.

**Adopted on: November 20, 2015**