

SCREENING PANEL MEETING MINUTES
of the
BOARD OF MEDICAL EXAMINERS
301 SOUTH PARK, 4TH FLOOR CONFERENCE ROOM
HELENA, MT
8:00 A.M. TO CONCLUSION
OCTOBER 24, 2014

1. Call To Order – Establish Quorum – Roll Call of Board Members Present

MEMBERS PRESENT – Anna Earl, M.D., Chair; James Upchurch, M.D.; Kristin Spanjian, M.D.; Bruce Hayward, DO, Nathan Thomas, DPM; Tanja Brekke Acu

MEMBERS ABSENT – None

DPHHS MEMBERS PRESENT – Nick Domitrovich, Esq (for EMT Cases)

DPHHS MEMBERS ABSENT- None

STAFF PRESENT – Mark Jette, Gene Allison and Kevin Maki, and Mike Fanning Department Counsels; LaVelle Potter, Compliance Specialist

2. Approval and Tentative Modification of Agenda Order

Motion: Dr. Upchurch moved for the panel to adopt the agenda as presented. Ms. Brekke seconded the motion. The motion passed unanimously.

3. Review and Approval of September 19, 2014 Minutes

Motion: Ms. Brekke moved for the panel to adopt the minutes as after a modification of case 73. There is a sentence that reads, "for MPAP to receive" and should read, "for MPAP receive." Dr. Spanjian seconded the motion. The motion passed unanimously.

Dr. Earl noted that at the last meeting, the panel discussed revising the agenda to close the meeting prior to addressing the case register and the MPAP report. Ms. Potter brought that up to her supervisor who took the request to Colleen White. Ms. White said there is a reason it is that way. It is for transparency in government and the panel will simply need to refer to individuals as case numbers.

4. Public Opportunity to Comment

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. Case Register**
- b. MPAP report**

6. Panel Action - Tentatively Scheduled for Executive Session

The Presiding Chair determined that the individual(s) under discussion at this meeting have a right to privacy which outweighs the public's right to know. Therefore, the Presiding Chair decided to hold this Screening Panel in closed

session. The chair identified 30 Cases that were considered in closed session pursuant to the determination of privacy rights. No Cases were heard in open session.

7. Review of Cases

8. Adjourn to open session

9. Open Session – Disposition of Cases

Cases dismissed with prejudice	_____4_____
Cases dismissed without prejudice	_____12_____
Cases for reasonable cause findings	_____8_____
Cases for summary suspension	_____1_____
Cases sent for investigation	_____
Cases tabled	_____5_____

10. Adjourn

Motion: Dr. Thomas moved for the panel to adjourn this meeting. Ms. Brekke seconded the motion. The motion passed unanimously.

Dr. Earl will not be at the November meeting so Dr. Spanjian will serve as acting Chair.

Approve November 21, 2014