

**MEDICAL EXAMINING BOARD  
MEETING MINUTES  
November 16, 2016**

**PRESENT:** Mary Jo Capodice, D.O.; Rodney Erickson, M.D.; Bradley Kudick; Lee Ann Lau, M.D.; Carolyn Ogland Vukich, M.D.; David Roelke, M.D.; Kenneth Simons, M.D.; Timothy Westlake, M.D.; Robert Zoeller, M.D.; Robert Zondag

**EXCUSED:** Michael Carton; Padmaja Doniparthi, M.D.; Russell Yale, M.D.

**STAFF:** Tom Ryan, Executive Director; Nifty Lynn Dio, Bureau Assistant; and other Department staff

**CALL TO ORDER**

Kenneth Simons, Chair, called the meeting to order at 8:03 a.m. A quorum of ten (10) members was confirmed.

**ADOPTION OF AGENDA**

**Amendments to the Agenda:**

- *Correct Oral Examination Candidates to One (1)*
- *Added: Waiver Request of Timothy Lawler to Item U*
- *Added: CME Memo to Item F.2*

**MOTION:** Carolyn Ogland Vukich moved, seconded by Timothy Westlake, to adopt the agenda as amended. Motion carried unanimously.

**MINUTES OF OCTOBER 19, 2016 – REVIEW AND APPROVAL**

**MOTION:** Mary Jo Capodice moved, seconded by Rodney Erickson, to approve the minutes of October 19, 2016 as published. Motion carried unanimously.

**8:00 A.M. PUBLIC HEARING: CLEARINGHOUSE RULE 15-087 – MED 24 RELATING TO  
TELEMEDICINE**

**MOTION:** Lee Ann Lau moved, seconded by Mary Jo Capodice, to authorize the Chair to approve the Legislative Report and Draft for Clearinghouse Rule 15-087 creating Med 24 relating to telemedicine for submission to the Governor's Office and Legislature. Motion carried unanimously.

**LEGISLATIVE/ADMINISTRATIVE RULE MATTERS**

**Wisconsin Medical Examining Board Opioid Prescribing Guideline**

**MOTION:** Carolyn Ogland Vukich moved, seconded by Bradley Kudick, to amend the Opioid Prescribing Guideline as directed by the Board at the meeting today. Motion carried unanimously.

**Update on Med 13 Relating to Continuing Medical Education for Prescribing Opioids**

**MOTION:** Carolyn Ogland Vukich moved, seconded by Bradley Kudick, to appoint Timothy Westlake as the Opioid Prescribing Guideline CME Liaison, and Rodney Erickson as alternate to approve and/or deny courses and programs and to request additional information if necessary. Motion carried unanimously.

**FEDERATION OF STATE MEDICAL BOARDS (FSMB) MATTERS**

**MOTION:** Timothy Westlake moved, seconded by Lee Ann Lau, to support Kenneth Simons' candidacy for election to the FSMB Board of Directors. Motion carried unanimously.

**CLOSED SESSION**

**MOTION:** Carolyn Ogland Vukich moved, seconded by Timothy Westlake, to convene to Closed Session to deliberate on cases following hearing (§ 19.85 (1) (a), Stats.); to consider licensure or certification of individuals (§ 19.85 (1) (b), Stats.); to consider closing disciplinary investigations with administrative warnings (§ 19.85 (1) (b), Stats. and § 448.02 (8), Stats.); to consider individual histories or disciplinary data (§ 19.85 (1) (f), Stats.); and to confer with legal counsel (§ 19.85 (1) (g), Stats.). The Chair read the language of the motion aloud for the record. The vote of each member was ascertained by voice vote. Roll Call Vote: Mary Jo Capodice – yes; Rodney Erickson – yes; Bradley Kudick – yes; Lee Ann Lau – yes; Carolyn Ogland Vukich – yes; David Roelke – yes; Kenneth Simons – yes; Timothy Westlake – yes; Robert Zoeller – yes; and Robert Zondag – yes. Motion carried unanimously.

The Board convened into Closed Session at 9:49 a.m.

**RECONVENE TO OPEN SESSION**

**MOTION:** David Roelke moved, seconded by Carolyn Ogland Vukich, to reconvene in Open Session at 10:46 a.m. Motion carried unanimously.

**VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION**

**MOTION:** Carolyn Ogland Vukich moved, seconded by Bradley Kudick, to affirm all motions made and votes taken in Closed Session. Motion carried unanimously.

**DELIBERATION ON DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) MATTERS****Administrative Warnings*****15 MED 461 – L.K.K.***

**MOTION:** Timothy Westlake moved, seconded by Robert Zoeller, to issue an Administrative Warning in the matter of DLSC Case No. 15 MED 461. Motion carried unanimously.

***16 MED 156 – R.G.J.***

**MOTION:** David Roelke moved, seconded by Lee Ann Lau, to issue an Administrative Warning in the matter of DLSC Case No. 16 MED 156. Motion carried unanimously.

***16 MED 210 – I.I.S.***

**MOTION:** David Roelke moved, seconded by Timothy Westlake, to issue an Administrative Warning in the matter of DLSC Case No. 16 MED 210. Motion carried.

**Proposed Stipulations, Final Decisions and Orders***Stipulation and Interim Order in the Matter of DLSC Case No. 15 MED 187 – Gregory McClain*

**MOTION:** Timothy Westlake moved, seconded by David Roelke, to adopt the Findings of Fact, Conclusions of Law and Interim Order in the matter of disciplinary proceedings against Gregory McClain, DLSC Case No. 15 MED 187. Motion carried unanimously.

*15 MED 002 – Ronda Davis, M.D.*

**MOTION:** Carolyn Ogland Vukich moved, seconded by Lee Ann Lau, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Ronda Davis, DLSC Case No. 15 MED 002. Motion carried unanimously.

*15 MED 098 – Meenakshi Bhillakar*

**MOTION:** Timothy Westlake moved, seconded by Robert Zoeller, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Meenakshi Bhillakar, DLSC Case No. 15 MED 098. Motion carried unanimously.

*15 MED 128 – Gerald Paul Clarke*

**MOTION:** David Roelke moved, seconded by Bradley Kudick, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Gerald Paul Clarke, DLSC Case No. 15 MED 128. Motion carried unanimously.

**Case Closings***15 MED 371*

**MOTION:** David Roelke moved, seconded by Timothy Westlake, to close DLSC Case No. 15 MED 371 against J.F.D. for No Violation. Motion carried unanimously.

*15 MED 404*

**MOTION:** Timothy Westlake moved, seconded by Rodney Erickson, to close DLSC Case No. 15 MED 404 against R.B.B. & J.S.B. for No Violation. Motion carried unanimously.

*15 MED 427*

**MOTION:** Timothy Westlake moved, seconded by Lee Ann Lau, to close DLSC Case No. 15 MED 427 against K.A.S. for No Violation. Motion carried unanimously.

*16 MED 031*

**MOTION:** Lee Ann Lau moved, seconded by Bradley Kudick, to close DLSC Case No. 16 MED 031 against T.M.K. for Prosecutorial Discretion (P5-Flag). Motion carried unanimously.

*16 MED 080*

**MOTION:** Timothy Westlake moved, seconded by Rodney Erickson, to close DLSC Case No. 16 MED 080 against M.R.J. for No Violation. Motion carried unanimously.

*16 MED 107*

**MOTION:** David Roelke moved, seconded by Lee Ann Lau, to close DLSC Case No. 16 MED 107 against R.J.J. for No Violation. Motion carried unanimously.

*16 MED 147*

**MOTION:** Lee Ann Lau moved, seconded by Robert Zoeller, to close DLSC Case No. 16 MED 147 against K.D.T. for No Violation. Motion carried unanimously.

*16 MED 228*

**MOTION:** Lee Ann Lau moved, seconded by Bradley Kudick, to close DLSC Case No. 16 MED 228 against J.D. for No Violation. Motion carried unanimously.

*16 MED 256*

**MOTION:** Timothy Westlake moved, seconded by Carolyn Ogland Vukich, to close DLSC Case No. 16 MED 256 against A.S.O. for No Violation. Motion carried unanimously.

**REQUESTS FOR WAIVER OF 24 MONTH OF ACGME/AOA APPROVED POST GRADUATE TRAINING**

**Timothy Lawler, D.O.**

**MOTION:** Bradley Kudick moved, seconded by David Roelke, to grant a waiver of the 24 month of ACGME/AOA approved post-graduate training to Timothy Lawler, per Wis. Stat. §448.05(2)(c). Motion carried unanimously.

**MOTION:** Bradley Kudick moved, seconded by David Roelke, to grant the license to practice medicine and surgery to Timothy Lawler, once all requirements are met. Motion carried unanimously.

**Helen Manning, M.D.**

**MOTION:** Robert Zoeller moved, seconded by Timothy Westlake, to table the request for waiver of the 24 month of ACGME/AOA approved post-graduate training of Helen Manning, per Wis. Stat. §448.05(2)(c), and request DSPS staff to obtain additional information. Motion carried unanimously.

**Bulent Mamikoglu, M.D.**

**MOTION:** Bradley Kudick moved, seconded by Mary Jo Capodice, to table the request for waiver of the 24 month of ACGME/AOA approved post-graduate training of Bulent Mamikoglu, per Wis. Stat. §448.05(2)(c), and request DSPS staff obtain additional information. Motion carried unanimously.

**DELEGATION OF RATIFICATION OF EXAMINATION RESULTS AND RATIFICATION OF LICENSES AND CERTIFICATES**

**MOTION:** Robert Zoeller moved, seconded by Lee Ann Lau, to delegate ratification of examination results to DSPS staff and to ratify all licenses and certificates as issued. Motion carried unanimously.

**ADJOURNMENT**

**MOTION:** Lee Ann Lau moved, seconded by Mary Jo Capodice, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 10:47 a.m.