

The Georgia State Board of Podiatry Examiners met on June 1, 2007 at the Office of the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. Dr. Christoph Zenker, Chairman, determined that a quorum was present and called the meeting to order at 1:15 p.m.

Members Present:

- Christoph Zenker
- Sarvepalli Jokhai
- Judith Sanders
- W. Barry Turner

Staff Present:

- Lisa Durden, Executive Director
- Calandra Paschal, Board Secretary
- Dustin Davies, Legal Intern
- Ajay Gohil, Board Attorney (via videoconference).

APPOINTMENTS

There were no appointments scheduled for this meeting.

AGENDA ITEMS

- 1) **Review draft of minutes from the February 2, 2007 meeting** – Dr. Jokhai made a motion to accept the minutes; Ms. Sanders seconded the motion. The Board voted to approve the minutes.
- 2) **Nan Hair** submitted correspondence questioning the number of CE hours that are acceptable by the internet. Board's response: The Board will accept internet CME's as long as they are accepted by the Council on Podiatric Medical Education.
- 3) **K.R. Ary** submitted a question concerning CE hours. Board's response: The Board will accept internet CME's as long as they are accepted by the Council on Podiatric Medical Education.
- 4) **Charlotte E. Dudley** is requesting a list of podiatrists in Gwinnett County area who perform Minimally Invasive Surgery. Board's response: The Board does not keep this kind of information.
- 5) **Open Record's Request submitted by Barbara J.E. Grout** – Dr. Zenker made a motion to deny the request; Dr. Jokhai seconded the motion. The Board voted to deny the motion.
- 6) **Petition from Dr. E. Gruen for lifting of suspension** – Board's response: License has been changed from suspended status to probation status.
- 7) **Letter from Leonard Talarico** – The Board viewed this as informational.
- 8) **Licenses to ratify** – Dr. Zenker made a motion to approve the licenses issued from January 30, 2007 through May 23, 2007; Ms. Sanders seconded the motion. The Board voted to approve the licenses.

License Number	Licensee	Type	Issue Date	Expiration Date
POD001076	Gayle, Tony	Podiatrist	02/02/07	08/31/07
POD001077	Freels, Nicole Graf	Podiatrist	02/19/07	08/31/07
POD001078	Nixon, Brent Peck	Podiatrist	02/20/07	08/31/07
POD001079	Pichler, Bruce A.	Podiatrist	04/26/07	08/31/07

REPORTS

(Some of these items were discussed in Executive Session. In the conclusion of the Executive Session, the Board returned to Open Session to vote on the matters discussed in Executive Session and to conduct other Board business.)

Report by Lisa Durden, Executive Director:

1. The Board has received a complaint concerning a podiatrist refusing to turn over medical records. The following policy was suggested:

Guidelines for the Request of Records to be Released

- a. Request for records from another healthcare practitioner must be released within three (3) to five (5) working/business days.
- b. Upon receipt of a properly signed and executed release from the Patient, the podiatrist must release the patient records, original x-ray film, etc. to the patient or his/her designee within seven (7) business days.
- c. If the Board office receives a complaint against a podiatrist whereby the podiatrist will not release the records to a patient at a patient's request, a letter from the Board will be sent via Certified Mail to the podiatrist to release the records to the patient within ten (10) days of receipt of the certified letter, and submit proof that the records have been mailed to the patient (via Certified Mail) to the Board within ten (10) days as well. The podiatrist must either submit to the Board proof of the mailing of the records or respond to the Board as to why the records cannot/will not be mailed within ten (10) days of receipt of the certified letter from the Board.
- d. If the Board office has not received proof that the records have been released to the patient, or has not received a response from the podiatrist within fifteen (15) days of the date the request was mailed from the Board office, the podiatrist will be subject to the following disciplinary sanctions, which may include any or all of the following:
 - 1) Public Reprimand;
 - 2) Pay \$500.00 fine;
 - 3) One (1) year probation; and/or
 - 4) Six (6) additional hours of continuing medical education:
 - Five (5) hours of record keeping
 - 3 hours in risk management
 - 2 hours in law and rules
 - Successfully pass Ethics and Boundaries Examination.

After brief discussion, Dr. Jokhai made a motion to adopt the policy; Dr. Turner seconded the policy. The Board voted to adopt the policy.

2. The Voluntary Cease and Desist Order protocol provided by Enforcement was presented to the Board. This was viewed as informational and referred it to the Board's attorney for review.
3. J.J.L. – He completed the course that the Board asked him to complete and submitted his procedures for dispensing medication.

4. Information was shared concerning a request for a Podiatry Scope of Practice. Information which was provided by the Board's attorney was sent to this individual.
5. Renewals have been generated; five percent (5%) of podiatrists (about 25) were selected for CE audit.

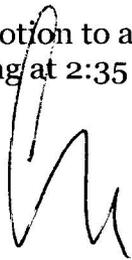
Sarvepalli D. Jokhai provided a brief report concerning complaints:

1. **POD070040** – Dr. Zenker made a motion to close the case, but to send the complainant a letter letting her know that this was not within the Board's scope and for her to contact local law enforcement; Dr. Jokhai seconded the motion. The Board voted in favor of the motion.
2. **POD070037** – Dr. Jokhai made a recommendation to close the case. Dr. Zenker made a motion to close the case; Ms. Sanders seconded the motion. The Board voted to close the case with no action.
3. **POD070036** – Dr. Jokhai made a recommendation to request the medical records for further review. Dr. Turner made a motion to accept Dr. Jokhai's recommendation; Ms. Sanders seconded the motion. The Board voted to request the records.

EXECUTIVE SESSION ITEMS

1. **A.D.C.** – Exam applicant who answered "YES" to question 13 on the application. Dr. Zenker made a motion to approve the application and send a letter of concern; Dr. Jokhai seconded the motion. The Board voted in favor of the motion.
2. **POD070035** – After a review of the case, Dr. Zenker made a recommendation to close the case. Dr. Turner made a motion to close the case with no action; Ms. Sanders seconded the motion. The Board voted to close the case with no action. Dr. Jokhai abstained from voting on the matter.

Dr. Turner made a motion to adjourn the meeting; Ms. Sanders seconded the motion. The Board adjourned the meeting at 2:35 p.m.



Dr. Christoph Zenker, Chairman


Lisa Durden, Executive Director

Minutes Prepared, Reviewed, and Edited by: Lisa Durden, Executive Director

Minutes approved by the Board at its August 3, 2007 Board meeting.