

GUAM BOARD OF MEDICAL EXAMINERS

Wednesday, October 11, 2023 at 4:00 PM

Join Zoom Meeting: <https://us06web.zoom.us/j/84511331878?pwd=WCAWWOocZACcA1BCohPGJyU1MSM1ZjJl>

Meeting ID: 845 1133 1878 Passcode: 178321

MINUTES

Topic	DECISION(S) / ACTION(S) MADE	Responsible Party	Reporting Timeframe	Status
I.	Call to Order	Meeting Chaired by: Dr. Berg		Chair 1605 Called to Order
	<p>A. Roll Call: GBME <i>Present at HPLO Conference Room</i> <input checked="" type="checkbox"/> Annette David, M.D., Member</p> <p><i>Present Virtually at Remote location:</i> <input checked="" type="checkbox"/> Nathaniel B. Berg, M.D., Chairperson <input type="checkbox"/> Phil Flores, Vice-Chairperson, Treasurer & Public Member <input checked="" type="checkbox"/> Luis G. Cruz, M.D., Member, joined at 1620 <input checked="" type="checkbox"/> Joleen Aguon, M.D. Note: Dr. Alfred and Dr. Wicelard present as nominees to the GBME; not yet confirmed.</p>	OTHERS PRESENT: <i>Present at HPLO Conference Room:</i> Baltazar (Tre) Hattori III, HPLO <i>Present Virtually at Remote location:</i> Breanna Sablan, HPLO	Chair 1605 Quorum Established @ 1620	
	B. Confirmation of Public Notice	Chair	1607	Confirmed
II.	Adoption of Agenda	<i>Motion to Adopt the Agenda: Dr. Berg</i>		GBME 1607 Adopted
III.	Review and Approval of Minutes	<p>Draft Minutes dated September 13, 2023. The Chair reported that there were only minor typographical errors, and the Board reserves the right to propose any amendments to the minutes, if necessary. <i>Motion to approve: Dr. Berg.</i></p>		GBME 1608 Unanimously Approved
IV.	Treasurer's Report	P. Flores, not present, no report.		Mr. Flores 1608 No Report
V.	HPLO Administrator's Report	B. Sablan stated no report for today's meeting.		B. Sablan 1608 No Report
VI.	Chairperson's Report	Dr. Berg reported: <ul style="list-style-type: none"> • Based on his meeting with the FSMB, he will participate in a work group to help develop policy on physician's 		Dr. Berg 1609 Noted

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	<p>re-entry into practice after an extended period (e.g., retire, health reasons, return to USA, etc.), with the aim to have a policy by mid-2024. The FSMB is currently considering a re-entry program if a physician has been out-of-practice for 3 years or more. Progress is being made, however, on-going discussion to continue during a meeting scheduled for sometime in December 2023.</p> <ul style="list-style-type: none"> • He also stated that he will continue to work with TN on developing a Licensed Professional Impairment Program. He spoke with Dr. Stephen Lloyd and he will assist the GBME with establishing an impaired physician program. Discussions are on-going and updates will be provided at the next Board meeting. 			
VII. Old Business	<p>A. Complaint(s):</p> <ol style="list-style-type: none"> 1. GBME-CO-20-005 – Received: 09/18/2020. Dr. Cruz stated that he is still waiting to meet with Attorney Visosky. 2. GBME-CO-2022-002 – Received: 01/06/2022. The Chair reported that the complaint is still under review by GMHA and undergoing final adjudication. NOTE: The physician is currently not practicing in Guam. 3. GBME-CO-2022-003 – Received: 01/24/2022. The Chair reported the physician has agreed to be interviewed by Dr. Lloyd with the Tennessee Medical Board to follow through with the impaired physician program offered in Tennessee. 4. GBME-CO-2022-010 – Received: 06/21/2022. The Chair reported that this case will be reassigned to another member of the Board. 5. GBME-CO-2023-002 – Received: 03/28/2023 The Chair reported, this case has been assigned to P. Flores and that he will provide an update at the next Board meeting. 6. GBME-CO-2023-004 – Received: 07/31/2023 The Chair has assigned himself the case. Will be calling the physician to get some of his questions answered. Will also sit down with the complainant to clarify any miscommunications. <p>B. Accusation: GBME-001-2023 Dr. Berg put in virtual waiting room, as he as recused himself from this case. A. David reported a hearing officer has been secured and the hearing officer has set September 21 deadline for physician and his lawyer to file any motions to dismiss. As of today, a response in opposition to that motion has been filed. Physician has until October 30 to respond to the opposition. November 6 is the scheduling hearing date for these motions. A. David stated, as the assigned investigating member for this case, she does not participate in the voting or decision making. She reiterated that there is a clear separation between the investigative function and decision making function of the Board. Hearing for the motions is set for November 6.</p> <p>C. Request for Hearing: GBME-DPA-2022-01. The Chair reported the Board should have a hearing for the physician. The physician will be placed on the next</p>	<p>GBME</p> <p>Dr. Cruz</p> <p>Dr. Berg</p> <p>Dr. Berg</p> <p>Dr. Aguon</p> <p>P. Flores</p> <p>N. Berg</p> <p>A. David</p> <p>GBME</p>	<p>1611</p>	<p></p> <p>In Progress</p> <p>In Progress</p> <p>In Progress</p> <p>In Progress to be reassigned</p> <p>In Progress</p> <p>In Progress</p> <p>In Progress</p> <p>On-Going</p>

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	meeting agenda for further discussion.			
	D. Application(s) for Reinstatement of Licensure:	Dr. Berg		
	1. Jared W. Santana <i>Motion to approve: Dr. Berg; 2nd: Dr. David</i>			Unanimously Approved
VIII.	New Business			
	A. Complaint(s): 1. GBME-CO-2023-005 – Received: 08/31/2023. The Chair reported. The complaint will be forwarded to the physician for a response.	GBME	1630	Pending assignment
	B. Application(s) for Full Licensure:			
	1. William F. Ryan. Dr. David reported that the applicant has a temporary license and clean NPDB record. <i>Motion to approve: Dr. Berg; 2nd: Dr. David.</i>	GBME		Unanimously Approved
	2. Youngho Kim. Dr. David reported that the applicant has a clean NPDB record. However, need confirmation of eligibility to work in the U.S. <i>Motion to conditionally approve pending submission of proof of eligibility to work in the U.S.: Dr. Berg; 2nd: Dr. David</i>			Conditionally Approved
	3. Marie Lourdes T. Ynson. Dr. David reported that the applicant has a clean NPDB and FSMB record. However, need confirmation of eligibility to work in the U.S. <i>Motion to conditionally approve pending submission of proof of eligibility to work in the U.S.: Dr. Berg; 2nd: Dr. David</i>	GBME		Conditionally Approved
	4. Gabrielle R. James. Dr. David reported that the applicant has a clean NPDB, AMA and FSMB record. <i>Motion to approve: Dr. Berg; 2nd: Dr. David</i>			Unanimously Approved
	5. Vinod Havalad. Dr. David reported that the applicant has a clean NPDB, AMA and FCVS record. <i>Motion to approve: Dr. Berg; 2nd: Dr. David</i>	GBME		Unanimously Approved
	6. Daniel Kwon. Dr. David reported that the applicant has a clean and NPDB record. <i>Motion to approve: Dr. Berg; 2nd: Dr. David</i>			Unanimously Approved

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	C. Full Licensure Renewals 2023 – (see attached listing). The Chair stated that the GBME had decided to conduct a random audit review of 10% of the renewal applications. <i>Motion to approve the attached list of renewal applications: Dr. Berg; 2nd: Dr. Aguon.</i>	GBME		Unanimously Approved
IX. Announcement	Next regularly scheduled board meeting: Wednesday, November 08, 2023 at 4:00 pm. A. David reported she will be away all of November.	GBME	1640	Next Meeting
X. Adjournment	<i>Motion to Adjourn: Dr. Berg; 2nd Dr. David</i>	GBME	1642	Adjourned

Minutes Drafted by: HPLO Staff

Date Submitted: 10/25/2023

Submitted by the GBME Secretary:

Date:

Approved by the GBME with or without changes:

Date:

11/15/2023

Certified by or Attested by the Chairperson:

Date:

11/15/2023