Central Oregon Physician Joins Board

In April, the Governor appointed Michael J. Mastrangelo Jr., MD, FACS, as the most recent Oregon Medical Board member. A board certified general surgeon, Dr. Mastrangelo is Chief of General Surgery for St. Charles Hospital in Bend. He is also in private practice at Bend Surgical Associates.

Dr. Mastrangelo received his Bachelors of Science in biology and Masters of Science in physiology and biophysics from Georgetown University in Washington, D.C. He earned his Medical Degree from the Indiana University School of Medicine and completed his general surgery residency at the University of Illinois College of Medicine. He also completed advanced fellowships in Minimally Invasive Surgery at the University of Maryland and Pancreaticobiliary surgery and ERCP at the University of Louisville. He served on the faculty of the University of Kentucky prior to moving to Oregon in 2003.

Dr. Mastrangelo has established a successful clinical practice in Oregon and is active as an Affiliate Associate Professor at Oregon Health and Science University, Clinical faculty at Western University of Health Sciences, a member of numerous hospital committees and a trustee of the Oregon Medical Association. He stated that he “...is honored to be appointed as a member of the Oregon Medical Board.” The Board welcomes Dr. Mastrangelo.

“...I am honored to be appointed as a member of the Oregon Medical Board.”

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Statement of Purpose:
The OMB Report is published to help promote medical excellence by providing current information about laws and issues affecting medical licensure and practice in Oregon.
Thank you, Dr. Kirkpatrick

The Board is grateful for the years of service Dr. Doug Kirkpatrick has provided during his appointment to the Board.

Douglas Kirkpatrick, MD, was first appointed to the Oregon Medical Board in 2005 and was reappointed for a second term in 2008 – providing six years of service to the state of Oregon. In 2009, Dr. Kirkpatrick served as Chair of the Board. He previously acted as Vice Chair and Chair of the Board’s Investigative Committee in 2008. Dr. Kirkpatrick has served on the Board’s Investigative Committee since 2006 in addition to the Board’s Legislative Committee and Administrative Affairs Committee. In total, Dr. Kirkpatrick has traveled to approximately 16 meetings each year from his home in Medford, Oregon, reviewing thousands of pages of materials and helping to craft the Board’s policies and rules.

Dr. Kirkpatrick brought his expertise as a board-certified neurosurgeon to the OMB. Although he retired from full-time practice in 2003, he maintains an active medical license and volunteers at a community health center in Medford. In addition, he has given various lectures throughout Oregon on behalf of the OMB.

The Board extends a heartfelt thanks to Dr. Kirkpatrick for his commitment to protecting the health, safety and well being of Oregonians through his service on the Board.

Grand Renewal is Almost Here!

Licensees should ensure that their Continuing Medical Education requirements are being fulfilled before the year ends. Specifics regarding requirements can be found at www.oregon.gov/OMB/CME.shtml.

Biennial license renewals will be accepted online starting in October and, all licensees who wish to renew must do so by the end of 2011.
HPSP Medical Director

The Health Professionals’ Services Program (HPSP) would like to introduce Jessica Gregg, MD, as the program’s Medical Director. Dr. Gregg is board certified in internal medicine and a diplomate of the American Board of Addiction Medicine.

As an associate professor of internal medicine at Oregon Health and Science University, Dr. Gregg teaches and conducts research into the social determinants of health, including addiction. She also provides multidisciplinary training for the Addiction Technology Transfer Center Network, and she has served as medical director of DePaul Treatment Centers. In addition to HPSP, Dr. Gregg also currently serves as medical director for the Hooper Detoxification and Stabilization Center.

Emergency Medical Technician (EMT) Advisory Committee:
This committee reviews and recommends changes to the scope of practice for first responders, EMTs and EMT supervising physicians. The Committee also makes recommendations to the Board for physician nominees to the State Emergency Medical Services (EMS) Committee, which is under the purview of Oregon Health Authority.

Kara Kohfield, EMT-P, started her career in the EMT field as a full-time 911 volunteer and worked her way up to an EMT Paramedic. She is now an EMT Paramedic Assistant Coordinator at Blue Mountain Hospital in John Day, Oregon. She joined the Committee in July 2011.

Matthew Eschelbach, DO, is an emergency room physician at St. Charles Medical Center in Redmond, Oregon. He has served on the EMT Advisory Committee since July 2007. The Committee nominated him as Chair in June and the full Board approved the nomination at the July 8, 2011, meeting.

Physician Assistant Committee:
This Committee makes recommendations to the Board on licensing, investigations, education and issues related to physician assistants in Oregon. The term of office for committee members is three years. The Board must ratify all committee actions.

(Continued on page 5)
OHSU Provides Electronic Tools

Did you know that as licensees of the Oregon Medical Board, a portion of your licensure fees go toward providing access to several subscription databases and point of care tools, including Medline, DynaMed and the STAT!Ref electronic book collection?

Medline is the National Library of Medicine's premier bibliographic database covering all fields of basic and health sciences and research and contains bibliographic citations and author abstracts from more than 4,300 biomedical journals. The access provided through EBSCO for OMB licensees also includes the full-text of over 1,400 electronic journals.

DynaMed, a clinical reference tool for use at the point-of-care, includes evidence-based, clinically-organized summaries for over 3,000 topics and is updated daily. It also includes calculators and patient handouts.

STAT!Ref is a collection of 62 full-text electronic books, including ACP Medicine, ACP Surgery, and ACP PIER (Physician's Information and Education Resource).

Access to these resources requires an OHSU Library barcode number.

To apply for a barcode and to find links to these resources, as well as others, please visit www.ohsu.edu/xd/education/library/orhp.cfm.

During an Emergency

More medical providers will be available in a declared emergency. Senate Bill 563 allows the Oregon Health Authority and the Department of Human Services to expand the number of registered health care providers who are able to respond to a declared emergency or crisis. The bill passed both chambers of the Oregon state legislature unanimously and was signed by Governor Kitzhaber.

Joining the emergency health care provider registry is voluntary. Under the bill, licensees of the Oregon Medical Board who have an Emeritus license may now register. This ensures that providers will have a recent license to practice medicine, meet educational and training requirements, and not have a license revocation that would make them unfit to provide medical services in the case of an emergency.

To register for State Emergency Registry of Volunteers in Oregon (SERV-OR) or for more information on the registry, visit the Oregon Health Authority’s website at http://public.health.oregon.gov/Preparedness/Prepare/SERV-OR/Pages/index.aspx.

Thank You!

Thank you to the consultants who give their time and attention to patient safety. Because of your service, Oregon’s medical profession is stronger. We could not fairly and accurately assess many of the unique specialties and situations without your thoughtful expertise.
Public Service Oriented Licensure

**Emeritus Licensee**

Licenses who retire from active practice but wish to continue volunteering their medical services should consider changing their license status to Emeritus. Holders of this license may not receive monetary compensation for medical services. Registration fees for an Emeritus status license are only $50 and require yearly renewal.


**Volunteer Camp Physicians**

Volunteer Camp Physicians are limited to volunteering their medical services for no more than 14 days in a calendar year at a camp operated by a non-profit organization. This license is available if the physician has a current license in good standing in another state and abides by all Oregon laws governing physicians.


**Liability Limitation**

In 1999, the Legislature passed a law which limits the liability of certain Oregon healthcare providers, including physicians and physician assistants, for injury, death or other loss that may arise from services they provide without compensation. These health professionals are liable only when such loss results from gross negligence on their part, provided they have met the specified conditions.

For additional information, or to complete the required form, visit the Board’s website at [www.oregon.gov/OMB](http://www.oregon.gov/OMB) and click on the “Forms” link.

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**Board Sub-Committee Involvement**

(Continued from page 3)

**Acupuncture Advisory Committee:**

This Committee makes recommendations to the Board on licensing, investigations, education and administrative rules related to acupuncture in Oregon. The term of office for committee members is four years. The Board must ratify all committee actions.

**Lena Kuo, MD,** is a pediatrician in the Department of Pediatrics at Emanuel Children’s Hospital in Portland, Oregon. Dr. Kuo earned her medical degree from Weill Medical College of Cornell University in New York, New York. She joined the Committee in July 2011.

**Brynn Graham, MAcOM, LAc,** graduated with a Masters in Acupuncture and Oriental Medicine from the Oregon College of Oriental Medicine in Portland, Oregon. She remained in Portland to become a self-employed licensed acupuncturist. Ms. Graham joined the Committee in July 2011.

**Ellen Shefi, LAc,** works as a licensed acupuncturist at Lotus Acupuncture in Portland, Oregon. The Acupuncture Advisory Committee nominated her as Chair in June and the full Board approved this nomination at the July 8, 2011, meeting. She joined the Committee in July 2009.
Many licensees have similar names. When reviewing Board Action details, please review the record carefully to ensure that it is the intended licensee.

Emergency Suspensions
These actions are reportable to the national data banks.*

CAMPBELL, Robert Perry, MD; MD10884
Portland, OR
On July 7, 2011, the Board issued an Order of Emergency Suspension to immediately suspend his license due to the Board’s concern for the safety and welfare of Licensee’s current and future patients. This Order is in effect pending the completion of the Board’s investigation.

GOMEZ, Gregory Rodriguez, MD; MD27099
Medford, OR
On June 2, 2011, the Board issued an Order of Emergency Suspension to immediately suspend his license due to the Board’s concern for the safety and welfare of Licensee’s current and future patients. This Order is in effect pending the completion of the Board’s investigation.

WEINER, Marcus Ira, DO; DO29163
Portland, OR
On June 22, 2011, the Board issued an Order of Emergency Suspension to immediately suspend his license due to the Board’s concern for the safety and welfare of Licensee’s current and future patients. This Order is in effect pending the completion of the Board’s investigation.

Automatic Suspensions

LHUNDUP, Karma Jampa, LAc; AC00845
Portland, OR
On May 5, 2011, the Board issued an Order of License Suspension to immediately suspend his license due to his failure to pay child support. Automatic suspension is required by ORS 25.750. These actions are reportable to the national data banks.

STONE, Mark Kendall, LAc; AC00510
Florence, OR
On May 5, 2011, the Board issued an Order of License Suspension to immediately suspend his license due to his failure to pay child support. Automatic suspension is required by ORS 25.750. These actions are reportable to the national data banks.

Interim Stipulated Orders
These actions are not disciplinary because they are not yet final orders, but they are reportable to the national data banks.*

MAKKER, Vishal James, MD; MD23879
Portland, OR
On April 14, 2011, Licensee entered into an Interim Stipulated Order to voluntarily consult a neurosurgical mentor who will assess the appropriateness of any proposed
intervention pending the completion of the Board’s investigation into his ability to safely and competently practice medicine.

NIELSEN, Erik William, MD; MD12909
Portland, OR
On July 7, 2011, Licensee entered into an Interim Stipulated Order to voluntarily withdraw from practice and place his license in Inactive status pending the completion of the Board’s investigation into his ability to safely and competently practice medicine.

THOMSON, Kathryn Mary Donoghue, DO DO13836
Salem, OR
On June 17, 2011, Licensee entered into an Interim Stipulated Order to voluntarily withdraw from practice and place her license in Inactive status pending the completion of the Board’s investigation into her ability to safely and competently practice medicine.

Disciplinary Actions
These actions are reportable to the national data banks.*

BHATT, Kiran Lata Pathak, MD; Applicant Palo Alto, CA
On June 16, 2011, the Board issued a Final Order for unprofessional or dishonorable conduct, impairment, fraud or misrepresentation in applying for licensure, disciplinary action by another state, willful violation of Board statute, rule, order or request and good moral character. This Order denies her application for licensure and assesses costs and a penalty.

DEW, Leigh Anne, MD; MD21140
Portland, OR
On June 2, 2011, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct and gross or repeated acts of negligence. This Order places her on probation for five years, subjects her to no-notice compliance audits and restricts her from prescribing or otherwise providing medication for any family member or herself.

FRIEDLANDER, Jeffrey, MD; MD14269
Portland, OR
On July 7, 2011, the Board issued a Default Final Order for unprofessional or dishonorable conduct, conviction of an offense punishable by incarceration, disciplinary action by another state, violation of the federal Controlled Substances Act and prescribing controlled substances without a legitimate medical purpose or without following accepted procedures for record keeping. This Order revokes his license and assesses a civil penalty.

GAMBEE, John Edwin, MD; MD09526
Junction City, OR
On July 7, 2011, the Board issued a Final Order for unprofessional or dishonorable conduct, gross or repeated acts of negligence and willfully disobeying a Board Order. This Order revokes his license and assesses hearing costs.

LEVANGER, Nathan Blacker, DO; DO22827
Cascade, OR
On June 2, 2011, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct, gross or repeated negligence and prescribing controlled substances without a legitimate (Continued on page 8)
Board Actions

(Continued from page 7)

medical purpose or without following accepted procedures for examination of patients or record keeping. This Order reprimands Licensee, orders a comprehensive evaluation and completion of evaluation recommendations, requires completion of an appropriate prescribing course and assesses fines.

RAWCLIFFE, Lynn, DPM; DP00358
Ashland, OR

On May 5, 2011, Licensee entered into a Stipulated Order with the Board for willfully violating a Board Order. This Order surrenders his license while under investigation. Licensee agrees to not practice any form of medicine, whether paid or volunteer, including writing prescriptions for patients or relatives and conducting examinations or chart reviews for administrative agencies. Should Licensee re-apply, he is required to obtain a CPEP evaluation and re-establish compliance with the terms of his May 1, 2010, Stipulated Order.

Prior Orders Modified or Terminated

DEPWEG, Ethan Reed, LAc; AC00376
Corvallis, OR

On June 20, 2011, the Board issued an Order Terminating Corrective Action Agreement. This Order terminates Licensee’s May 6, 2010, Corrective Action Agreement.

GLOVER, Warren Maywood, Jr., MD
Springfield, OR

On May 5, 2011, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct and gross or repeated negligence. This Order prohibits him from seeing any patient who is an inmate of any correctional or juvenile detention facility in Oregon for mental health treatment and requires the completion of a course on psycho-pharmacy.

WENBERG, Kenneth Fred, MD; MD14131
Heppner, OR

On June 2, 2011, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct and disciplinary action by another state. This Order requires Licensee to fully comply with the terms of the Washington Agreed Order and subjects him to periodic compliance reviews of medical records.

TILLEY, Robert John, MD; MD14698
Salem, OR

On May 5, 2011, Licensee entered into a Stipulated Order with the Board for unprofessional or dishonorable conduct and gross or repeated negligence. This Order terminates Licensee’s April 8, 2011, Corrective Action Agreement.

KELLER, Michael Edgar, LAc; AC00839
Portland, OR

On July 8, 2011, the Board issued an Order Terminating Corrective Action Agreement. This Order terminates Licensee’s March 8, 2007, Stipulated Order.

KEMPLE, Kip Louis, MD; MD10387
Portland, OR

On May 5, 2011, the Board issued an Order Terminating Corrective Action Agreement. This Order terminates Licensee’s December 3, 2009, Stipulated Order.

Please read the full Report for all the Board’s news and ways to improve your practice. Previous issues of the Report can be found at www.oregon.gov/OMB/newsltr.shtml.
MELNICK, Jeffrey Bruce, PA; PA00251
Portland, OR
On May 5, 2011, the Board issued a Final Order stating that the allegation set forth in the May 19, 2010, Complaint and Notice of Proposed Disciplinary Action were not supported by a preponderance of the evidence.

PETTERSON, Jon Eric, MD; MD11174
Baker City, OR
On July 7, 2011, the Board issued an Order Terminating Stipulated Order. This Order terminates Licensee’s December 7, 2006, Stipulated Order.

PIENIAZEK, John Jan, MD; MD25241
Portland, OR
On May 5, 2011, the Board issued an Order Terminating Stipulated Order. This Order terminates Licensee’s October 7, 2010, Stipulated Order.

SASAKI, Aaron Takuji Fumiyuki, MD
MD26759
Portland, OR
On July 7, 2011, the Board issued an Order Terminating Stipulated Order. This Order terminates Licensee’s May 7, 2009, Stipulated Order.

SKOTTE, Daniel Mark, DO; DO13485
Sunriver, OR
On July 7, 2011, the Board issued an Order Modifying Stipulated Order. This Order modifies Section 5 of Licensee’s July 10, 2008, Stipulated Order.

STONE, Mark Kendall, LAc; AC00510
Florence, OR
On May 25, 2011, the Board issued an Order Terminating Order of License Suspension. This Order terminates Licensee’s May 5, 2011, Order of License Suspension.

YAKIMOVSKY, Yoram, MD; MD12635
Portland, OR
On May 5, 2011, the Board issued an Order Terminating Stipulated Order. This Order terminates Licensee’s January 13, 2011, Stipulated Order.

Non-Disciplinary Board Actions
April 9 to July 8, 2011

Corrective Action Agreements
These agreements are not disciplinary orders and are not reportable to the national data banks* unless associated with an action against their license or related to billing or the provision or delivery of health care services. These are public agreements with the goal of remediating problems in the licensee’s individual practice.

GREEDER, Glenn Alan, MD; MD14605
Portland, OR
On July 7, 2011, Licensee entered into a Corrective Action Agreement with the Board. In this Agreement, Licensee agreed to receive ongoing psychotherapy.

OLDS, Julie Ann, MD; MD27412
Portland, OR
On July 7, 2011, Licensee entered into a Corrective Action Agreement with the Board. In this Agreement, Licensee agreed to obtain and work with an OBGYN board-certified mentor. Licensee agreed to complete a CME course regarding the diagnosis and management of abnormal gestations.

VAN WINKLE, Jenny K., LAC; AC155499
Ashland, OR
On June 29, 2011, Licensee entered into a Corrective Action Agreement with the Board. In this Agreement, Licensee agreed to obtain a practice mentor. +

*National Practitioner Data Bank (NPDB), Healthcare Integrity and Protection Data Bank (HIPDB), and Federation of State Medical Boards (FSMB).
Oregon Administrative Rules

Rules proposed and adopted by the Oregon Medical Board.

The Oregon Medical Board and other state agencies operate under a system of administrative rules to ensure fairness and consistency in procedures and decisions. Periodically, these Oregon Administrative Rules (OARs) must be amended in response to evolving standards and circumstances. OARs are written and amended within the agency’s statutory authority granted by the Legislature.

Rules go through a First and Final Review before being permanently adopted. Temporary rules are effective after First Review, but they expire in 180 days unless permanently adopted after a Final Review. The full text of the OARs under review and the procedure for submitting comments can be found in the Secretary of State Bulletin, available at:

http://arcweb.sos.state.or.us/banners/rules.htm.

Proposed Rules

First Review

All Licensees

847-008-0065: Use of Name – Establishes a fine for a licensee’s failure to practice under his or her legal name.

847-012-0000: Patient Access to Physician Medical Records – Requires a licensee to notify his or her patients of how they can access or obtain their medical records under certain circumstances and establishes a fine for violation of this rule.

847-015-0025: Dispensing Physicians – Defines “nonjudgmental dispensing functions,” requires physicians who dispense drugs to register with the Board, allows dispensing physicians to delegate nonjudgmental dispensing functions to staff under certain provisions and sets the fine for violation of this rule.

847-017-0000 to 847-017-0040: Office-Based Surgery or Procedures – Defines and clarifies “governing body of the facility,” “procedures,” “minor procedures,” “cosmetic procedures” and “office-based surgeries.” Requires licensees performing cosmetic surgery to be fully and appropriately trained, keep records of training, and provide proof upon request. Clarifies that the licensee who performs the procedure is responsible for patient safety and must ensure that there is a quality assessment program for the facility at which the office-based invasive procedures are performed.

Acupuncturists (LAc)

847-070-0045: Inactive Registration and Re-Entry to Practice – Identifies re-entry processes and standards for LAc applicants who have ceased practice for 24 or more consecutive months.

Emergency Medical Technicians (EMT)

847-035-0030: Scope of Practice – Clarifies which medications EMT-Basics can prepare and administer and how EMT-Basics can assist with medications on scene. Clarifies which medications EMT-Advanced can prepare and administer with and without written protocols authorized by a supervising physician.

Physician Assistants (PA)

847-050-0043: Inactive Registration and Reactivation from Inactive to Active – Identifies re-entry standards for PA applicants who have ceased practice for 12 or more months.
Physicians (DPM)
847-080-0018: Endorsement, Competency Examination and Personal Interview– Identifies re-entry standards for DPM applicants who have ceased practice for 12-24 months, describes re-entry plan and possible requirements and adds 50 hours of CME each year for the past three years as a potential requirement.

Physicians (MD and DO)
847-020-0183: SPEX or COMVEX Examination, Re-Entry Plan, Assessment of Professional Competency and Personal Interview – Identifies re-entry standards for MD/DO applicants who have ceased practice for 12-24 months, clarifies options for waiving COMVEX, describes re-entry plan and possible requirements, adds 50 hours of CME each year for the past three years as a potential requirement and deletes the discussion of the “oral specialty examination.”

Adopted Rules

First Review, Temporary Adoption
All Licensees

847-005-0005: Fees – Revises the fees for license renewals with a six-percent increase and re-categorizes OMB fees and fines.

Acupuncturists (LAc)
847-070-0050: Acupuncture Advisory Committee – Updates the name of the state acupuncture association (Oregon Association of Acupuncture and Oriental Medicine), which may nominate members to the Board’s Acupuncture Committee.

847-008-0018: Military/Public Health Active Registration – Allows licensee who is assigned or employed by the military or public health service for twelve months or less to maintain an Active status and simplifies the process for changing to Military/Public Health registration status.

847-008-0050: Reinstatement or Reactivation of License Lapsed Due to Non-Renewal – Clarifies the process to reinstate within 90 days or reactivate within four years after registration has lapsed. Licensees who have not reinstated or reactivated within two biennia from the date the license lapsed must apply as a new applicant.

847-008-0055: Reactivation from Locum Tenens/Inactive/Emeritus/Active-Military or Public Health to Active/Locum Tenens Status – Simplifies the process for a Military/Public Health Active status licensee to reactivate to Active status, requiring only an Affidavit of Reactivation and Active Duty or Reassignment Order and waiving all other requirements and fees.

847-008-0075: Mandatory Pain Management Education – Clarifies that pain management education hours may be used to fulfill the regularly required continuing medical education hours for biennial licensure renewal.

Emergency Medical Technicians (EMT)
847-035-0001 and 847-035-0025: Definitions, Supervision and Scope of Practice – Updates the EMT certifying and regulatory agency from the Department of Human Services to the Oregon Health Authority (“Authority”).

OMB Employees, Volunteers and Applicants
847-002-0000 to 847-002-0045: Criminal Background Checks – Provides procedures for performing criminal background checks on employees, volunteers and applicants for employment or a volunteer position with the Oregon Medical Board. ✫

For more information on OARs, visit the Oregon Medical Board website at www.oregon.gov/OMB or call 971-673-2700.
PUBLIC NOTICE SUBSCRIBER’S LIST
If you are interested in the Oregon Medical Board’s meetings schedule, please join the Public Notice Subscriber’s List. You can sign up by going to www.oregon.gov/OMB/monthlymeetingnotice.shtml and following the link to sign up to receive meeting notices.

CALENDAR OF MEETINGS

September 1, 8 a.m.
Investigative Committee

September 7, 5 p.m.
Administrative Affairs Committee

September 8, 9:30 a.m.
Physician Assistant Committee

October 6-7, 8 a.m.
Full Board

November 3, 8 a.m.
Investigative Committee

November 18, 9 a.m.
EMT Advisory Committee

December 1, 8 a.m.
Investigative Committee

December 2, 12 noon
Acupuncture Advisory Committee

December 7, 5 p.m.
Administrative Affairs Committee

December 8, 9:30 a.m.
Physician Assistant Committee

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All meetings are held at the OMB office in Portland unless otherwise indicated. Schedules are subject to change. Please check www.oregon.gov/OMB/meetingcoverpage.shtml for updates.