



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LANSING

ORLENE HAWKS  
DIRECTOR

**MICHIGAN BOARD OF PODIATRIC MEDICINE & SURGERY**  
**APRIL 28, 2021**  
**Meeting**

**UNAPPROVED MINUTES**

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Podiatric Medicine & Surgery met in regular session on April 28, 2021. The meeting was held via Zoom, pursuant to MCL 15.263, 15.263a, and Ingham County Resolution #21-138.

**CALL TO ORDER**

Jay Meyer, DPM, Chairperson, called the meeting to order at 9:00 a.m.

**ROLL CALL**

**Members Present: Jay Meyer, DPM, Chairperson**

Attended remotely from the city of Okemos, Ingham County, Michigan.

**Ali Safiedine, DPM, Vice Chairperson**

Attended remotely from the city of Franklin Village, Oakland County, Michigan.

**Erik Kissel, DPM**

Attended remotely from the city of Warren, Oakland County, Michigan.

**Courtney Morris, Public Member**

Attended remotely from the city of Clinton Township, Macomb County, Michigan.

**Tino Smith, Public Member**

Attended remotely from the city of Battle Creek, Calhoun County, Michigan.

**Members Absent:** Harvey Lefkowitz, DPM  
Brandon Weber, PA

**Staff Present:** Laury Brown, Analyst, Compliance Section  
Kimmy Catlin, Board Support, Boards and Committees Section  
Dena Marks, Analyst, Boards and Committees Section  
Kerry Przybylo, Manager, Boards and Committees Section  
Rick Roselle, Analyst, Compliance Section

## **APPROVAL OF AGENDA**

MOTION by Smith, seconded by Safiedine, to approve the agenda with the addition of Rules Discussion.

A roll call vote was held:                   Yeas – Kissel, Morris, Safiedine, Smith, Meyer  
  Nays – None

MOTION PREVAILED

## **APPROVAL OF MINUTES**

MOTION by Smith, seconded by Safiedine, to approve the January 27, 2021, meeting minutes as written.

A roll call vote was held:                   Yeas – Kissel, Morris, Safiedine, Smith, Meyer  
  Nays – None

MOTION PREVAILED

## **REGULATORY CONSIDERATIONS**

### **Regina Spears, DPM – Board’s Findings of Fact and Conclusions of Law**

MOTION by Smith, seconded by Kissel, to discuss the matter.

A roll call vote was held:                   Yeas – Kissel, Morris, Safiedine, Smith, Meyer  
  Nays – None

MOTION PREVAILED

Discussion was held.

MOTION by Safiedine, seconded by Smith, to accept the Board’s Findings of Fact and Conclusions of Law and grant reinstatement.

A roll call vote was held:                   Yeas – Kissel, Morris, Safiedine, Smith, Meyer

Nays – None

MOTION PREVAILED

MOTION by Safiedine, seconded by Smith, to discuss the matter.

A roll call vote was held:                   Yeas – Kissel, Morris, Safiedine, Smith, Meyer  
  Nays – None

MOTION PREVAILED

Discussion was held.

MOTION by Safiedine, seconded by Smith, to place the Petitioner on probation for 3 years, not to exceed 5 years, starting on the date of relicensure. The terms of probation include 12 quarterly reports from a board-approved podiatric physician that include review of Petitioner's practice and records with a focus on Petitioner's billing and receivables. The Board-approved reviewer shall review a minimum of 10 patient records quarterly. As an additional term of probation, the Petitioner must submit satisfactory quarterly statements to the Department demonstrating restitution payments of \$500 per month to the 9<sup>th</sup> Judicial Circuit Court – Kalamazoo that were paid during the period of probation toward the court-ordered restitution.

A roll call vote was held:                   Yeas – Kissel, Morris, Safiedine, Smith, Meyer  
  Nays – None

MOTION PREVAILED

### **Rules Discussion**

Meyer explained that the rules currently require an exam that is not available which prohibits licensure for current applicants for limited licensure.

Marks presented the draft rule and informed the Board of the promulgation process and timeline.

MOTION by Morris, seconded by Safiedine, to discuss the matter.

A roll call vote was held:                   Yeas – Kissel, Morris, Safiedine, Smith, Meyer  
  Nays – None

MOTION PREVAILED

Discussion was held.

Russ J. Stoner, Executive Director, Federation of Podiatric Medical Boards, introduced himself to the Board and suggested the removal of the specific reference to the portion of the exam that is currently unavailable.

Derek Dalling, Federation of Podiatric Medical Boards, thanked the Board for allowing input from the federation.

MOTION by Safiedine, seconded by Smith, to remove Rule 109 subpart 2(c)(iii).

A roll call vote was held:                   Yeas – Kissel, Morris, Safiedine, Smith, Meyer  
  Nays – None

MOTION PREVAILED

MOTION by Safiedine, seconded by Smith, to open the rules after the current draft is promulgated.

A roll call vote was held:                   Yeas – Kissel, Morris, Safiedine, Smith, Meyer  
  Nays – None

### **Committee Assignments**

Meyer made the following committee assignments:

#### DSC

Morris- Chair  
Lefkowitz  
Weber  
Kissel – Alternate  
Smith – Alternate

#### Rules

Meyer  
Kissel

#### Allegations

Meyer  
Kissel  
Smith

### **Chair Report**

None

### **Department Update**

