



## SEPTEMBER 8, 2022 - OPEN MINUTES

### September 8, 2022:

#### **MEMBERS PRESENT:**

Warren Gall, M.D., Chair  
Patricia Fasbender, D.O., Secretary  
Jason Meyers, M.D.  
Rose Mitchell  
Vickie Pyevich, M.D.  
Chad Stads vold, D.O.

#### **MEMBERS ABSENT:**

Joyce Vista-Wayne, M.D., Vice-Chair  
Eugene Cherny, M.D.

#### **STAFF PRESENT:**

Jill Stuecker, Interim Executive Director  
Joseph A. Fraioli, J.D., Legal Director  
Don J. Woodhouse, M.D., Medical Director  
Anne Schlep phorst, Chief Investigator  
Aaron Kephart, Investigator  
Brandi Allen, Investigator  
Dave McGlaughlin, Investigator  
Jerome Hill, Investigator  
Laura Wood, Investigator  
Michelle DeLong, Investigator  
Natalie Anderson, Investigator  
Jennifer Ware, Licensure Director  
Marvin Firch, Monitoring Coordinator  
Kari Rolls, Administrative Assistant  
Kaitie Westphal, Enforcement Support  
Anagha Dixit, Assistant Attorney General

**At 10:17 a.m., Warren Gall, M.D., Chair, called the meeting to order.**

Joseph A. Fraioli, J.D., Legal Director, advised the Board that case 02-2021-342, in the matter of the appeal of the intent to deny licensure for Brett Snodgrass, M.D. This Board had approved an Oder in March 2022, essentially giving Dr. Snodgrass a year to complete

evaluations prior to reconsidering his application for licensure. He has presented this motion for the Board's review asking whether he could essentially get a license prior to completing some of the evaluations. That motion is presented for your review. As the State points out in its Resistance that Order did explicitly say that all applications that Dr. Snodgrass had submitted, because he did submit on for an administrative license as well as a full medical license, will be stayed pending the resolution of this matter and that he may choose to withdraw his application at any time by notifying the Board. Nothing has change with regard to the status of that case. We are still waiting for completion of those evaluation and as such per the Board's pervious Order consideration of those applications are stayed. It would be his recommendation to deny that motion. Was there any discussion from the Board members on this issue? Chad Stadvold, D.O., stated that he thinks he should have his evals, the things we said he is supposed to do, and once we have that completed then we can review whatever and decide how to go forward. Mr. Fraioli asked if anyone disagreed with Dr. Stadvold comment. All members said no. Warren Gall, M.D., Chair, stated that this would be unprecedented to do this, set up this sort of motion to accept this sort of process. Other people will attempt to use it as well. Mr. Fraioli said that certainly someone can move to ask the Board to consider something, but in this case the Board laid out its instruction pretty clearly in the Order following that contested case hearing, so this would be consistent with the Board's prior Order. Is there any disagreement with denying that motion? Jason Meyers, M.D., said he a question, that it seamed like the motion was originally being brought and that the Acumen evaluation hasn't been completed yet, right, that it won't be completed for another month or something? Mr. Fraioli said correct, he is essentially asking for the consideration of the remaining administrative license prior to taking that evaluation, which kind of goes against exactly what the Board had ordered back in March. Do you have any other concerns Dr. Meyers? Jason Meyers, M.D., said no, that he agrees with denying it.

On a motion by Rose Mitchell, seconded by Chad Stadvold, D.O., all Board members present voted to **deny** the Motion for Review of the Administrative License Application Upon Completion of Acumen Evaluation for Brett Snodgrass, M.D., file 02-2021-342. Anagha Dixit, AAG, recused.

Joseph A. Fraioli, J.D., Legal Director, advised the Board that we did have one matter for open session scheduled for 1:00 appearance that has been delayed until the October meeting due to some quorum issues. Obviously we only have six (6) members here today, so that appearance has been stayed until October, so we will not be having that 1:00 p.m. appearance, and that would be in open session.

**At 10:24 a.m., on a motion by Chad Stadvold, D.O., seconded by Patricia Fasbender, D.O., all members present voted to meet in closed session, pursuant to Iowa Code Sections 21.5(1)(a), 21.5(1)(d) and 21.5(1)(f), to review or discuss records which are required or authorized by state or federal law to be kept confidential, discuss the contents of a licensing examination or whether to initiate licensee disciplinary investigations or proceedings, and discuss the decision to be rendered in a contested case. Patricia Fasbender, D.O., Warren Gall, M.D., Jason Meyers, M.D., Rose Mitchell, Vickie Pyevich, M.D., and Chad Stadvold, D.O., all voted aye in a roll call vote to approve the motion.**

**At 1:37 p.m., while still in closed session, all members present voted in favor of a motion by Rose Mitchell, seconded by Warren Gall, M.D., to meet in an open session. In open session, the Board took the following actions:**

Joseph A. Fraioli, J.D., Legal Director, reminded the public that we are not having a Public Session at this time so we won't be accepting comments from the public due to the condensed nature of this Board meeting. The Board expects to reconvene for a full Board meeting at its October meeting.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D., all Board members present voted to **accept** the combined Statement of Charges and Settlement Agreement for Travis R.B. Brownell, M.D., file 02-2022-140.

On a motion by Rose Mitchell, seconded by Vickie Pyevich, M.D. all Board members present voted to **close** file 02-2020-439, with **no formal action**.

On a motion by Chad Stadvold, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2021-341, with **no formal action**.

On a motion by Chad Stadvold, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **affirm** its original decision to **close** file 02-2022-332, **with no formal disciplinary action**.

On a motion by Chad Stadvold, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2020-173, with **no formal action**.

On a motion by Chad Stadvold, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2020-557, with **no formal action**.

On a motion by Chad Stadvold, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2019-018, with **no formal action**.

On a motion by Chad Stadvold, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2019-629, with **no formal action**.

On a motion by Chad Stadvold, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2021-430, with **no formal action**.

On a motion by Chad Stadvold, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2022-128, with **no formal action**.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2021-450, with **no formal action**.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 03-2021-451, with **no formal action**.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **leave open** file 03-2022-359.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2020-107, with **no formal action**.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2020-133, with **no formal action**.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **leave open** file 02-2019-104.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 03-2021-251, with **no formal action**.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2021-232, with **no formal action**.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **leave open** file 02-2021-325.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2021-118, with **no formal action**.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2019-154, with **no formal action**.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2020-321, with **no formal action**.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2022-323, with **no formal action**.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 03-2021-219, with **no formal action**.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **leave open** file 02-2022-199.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2022-178, with **no formal action**.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2021-486, with **no formal action**.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2022-410, with **no formal action**.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 03-2022-008, with **no formal action**.

On a motion by Patricia Fasbender, D.O., seconded by Vickie Pyevich, M.D., all Board members present voted to **close** file 02-2020-114, with **no formal action**.

Chad Stadvold, D.O., advised the Board that the **Screening Committee** reviewed 36 cases, closed 35 and left one (1) open.

Marvin Firch, Monitoring Coordinator, advised the Board that the **Monitoring Committee** reviewed two (2) cases.

Patricia Fasbender, D.O., advised the Board that the **Licensure Committee** reviewed six (6) cases, left three (3) open, granted two (2) unrestricted licenses and one (1) denial of an untimely appeal.

On a motion by Warren Gall, M.D., seconded by Patricia Fasbender, D.O., all Board members present voted to **accept** the Screening Committee Report and its recommendations.

On a motion by Warren Gall, M.D., seconded by Patricia Fasbender, D.O., all Board members present voted to **accept** the Monitoring Committee Report and its recommendations.

On a motion by Warren Gall, M.D., seconded by Patricia Fasbender, D.O., all Board members present voted to **accept** the Licensure Committee Report and its recommendations.

On a motion by Rose Mitchell, seconded by Chad Stadvold, D.O., all members present voted to **approve** the open minutes for the July 14-15, 2022, Board Meeting and the August 11, 2022, Board Teleconference. There was no discussion and no changes suggested.

Joseph A. Fraioli, J.D., Legal Director, stated that as noted just for the public's benefit, there was an appearance listed at 1:00 p.m. in open session that has been delayed until the October meeting, so that will not be happening at this time.

**At 1:45 p.m., all members present voted in favor of a motion by Warren Gall, M.D., seconded by Rose Mitchell, to adjourn the meeting.**