

Idaho State Board of Medicine
Telephone Conference
January 20, 2016

Board of Medicine Chairman Robert Ward, MD, Twin Falls, called the Board of Medicine meeting to order at 5:03 p.m. on Wednesday, January 20, 2016. Present on the call were Board of Medicine Vice Chairman Kathleen Sutherland, MD, Boise; and members Steven Malek, MD, Coeur d'Alene; Erwin Sonnenberg, Public Member, Boise; Michele Chadwick, Public Member, Emmett; Erich Garland, MD, Idaho Falls; John Brown, MD, Moscow; Chris Peine, DO, Eagle; and Joseph Williams, MD, Boise. Staff present at the Board of Medicine office: Anne Lawler, executive director, Mary Leonard, associate director, Frutoso Gonzalez, quality assurance specialist, and Jean Uranga, Board counsel. Guest present on the call: Cynthia Yee-Wallace, Deputy Attorney General; Clay Smith, Deputy Attorney General; and Steve Olson, Chief of Civil Litigation, Idaho Attorney General.

In accordance with Idaho Code § 74-206 (1) (f)* the Board acted to go into Executive Session at 5:04 p.m. to consult with legal counsel on pending litigation (Motion-Sonnenberg, Affirmed by Garland, Williams, Malek, Brown, Chadwick, Peine, Sutherland, and Ward)

In Executive Session, the Board members consulted with counsel regarding the pending litigation.

The Board acted to leave Executive Session at 6:04 p.m. (Garland/Unanimous)

The Board did not have any topics on which to vote.

Chairman Robert Ward, MD, adjourned the Board at 6:05 p.m.

*§ 74-206. Executive sessions -- When authorized. (1) An executive session at which members of the public are excluded may be held, but only for the purposes and only in the manner set forth in this section. The motion to go into executive session shall identify the specific subsections of this section that authorize the executive session. There shall be a roll call vote on the motion and the vote shall be recorded in the minutes. An executive session shall be authorized by a two-thirds (2/3) vote of the governing body. An executive session may be held:
(f) To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement;