



**State of New Hampshire**  
**OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION**  
**DIVISION OF LICENSING AND BOARD ADMINISTRATION**  
**Board of Medicine**  
7 Eagle Square, Concord, NH 03301-2412  
Phone: 603-271-2152

**PUBLIC MINUTES**  
**December 6, 2023**

**I. Call to Order**

The regularly scheduled meeting of the New Hampshire Board of Medicine was held at 7 Eagle Square on December 6, 2023. Unless otherwise indicated, the members present, and participating were:

Emily Baker, M.D. - President  
Marc Bertrand, M.D. - Vice President  
David Goldberg, M.D.  
Jonathan Eddinger, M.D.  
Richard Kardell, D.O.  
Jonathan Ballard, M.D.  
Beatrice Engstrand, MD  
Daniel Frazee, P.A. – Absent  
Nina C. Gardner - Public Member  
Linda M. Tatarczuch - Public Member  
Shane Goulet, Esquire, Board Counsel  
Talia Wilson, Senior Board Administrator  
Charlene Anstead, Board Administrator

Dr. Baker, Board President, opened the meeting at 8:12 a.m.

***Motion to commence 1<sup>st</sup> non-public session:***

***8:12 a.m.*** On motion of Marc Bertrand and seconded by Richard Kardell, the Board voted to conduct a non-public session for the purpose of discussing investigations of alleged licensee misconduct, physician applications with irregularities and other confidential Board business and noting that such a non-public session is authorized by RSA 91-A:3, II (c), RSA 91-A:3, II (e), RSA 91-A:5, IV, RSA 329:18, I, RSA 329:18-a, IV, RSA 329:29, Lodge v. Knowlton, 119 N.H. 574 (1978), and the Board's executive and deliberative privileges. Each member recorded his or her vote on the motion, which passed by the unanimous roll call vote of all members present.

***Motion to keep minutes of 1<sup>st</sup> non-public session confidential:***

Upon the motion of David Goldberg and seconded by Jonathan Eddinger, the Board voted to withhold the minutes of the preceding non-public session from public disclosure pursuant to RSA 91-A:3, III on the grounds that public disclosure would be likely to affect adversely the reputation of a person other than a board member and/or to render the proposed

*action ineffective and/or is not subject to public disclosure pursuant to RSA 329:18, I, RSA 329:18-a, IV or RSA 329:29. However, forty-eight hours after the mailing of any order, its respective vote shall automatically become public in accordance with RSA 329:18-a. Each member recorded his or her vote on the motion, which passed by the unanimous roll call vote of all members present.*

***Motion to commence 2nd non-public session:***

***1:59 p.m.*** *On motion of David Goldberg and seconded by Richard Kardell, the Board voted to conduct a non-public session for the purpose of discussing investigations of alleged licensee misconduct, physician applications with irregularities and other confidential Board business and noting that such a non-public session is authorized by RSA 91-A:3, II (c), RSA 91-A:3, II (e), RSA 91-A:5, IV, RSA 329:18, I, RSA 329:18-a, IV, RSA 329:29, Lodge v. Knowlton, 119 N.H. 574 (1978), and the Board's executive and deliberative privileges. Each member recorded his or her vote on the motion, which passed by the unanimous roll call vote of all members present.*

***Motion to keep minutes of 2<sup>nd</sup> non-public session confidential:***

*Upon the motion of Richard Kardell and seconded by Marc Bertrand, the Board voted to withhold the minutes of the preceding non-public session from public disclosure pursuant to RSA 91-A:3, III on the grounds that public disclosure would be likely to affect adversely the reputation of a person other than a board member and/or to render the proposed action ineffective and/or is not subject to public disclosure pursuant to RSA 329:18, I, RSA 329:18-a, IV or RSA 329:29. However, forty-eight hours after the mailing of any order, its respective vote shall automatically become public in accordance with RSA 329:18-a. Each member recorded his or her vote on the motion, which passed by the unanimous roll call vote of all members present.*

***Motion to commence 3rd non-public session:***

***3:09 p.m.*** *On motion of Nina Gardner and seconded by Richard Kardell, the Board voted to conduct a non-public session for the purpose of discussing investigations of alleged licensee misconduct, physician applications with irregularities and other confidential Board business and noting that such a non-public session is authorized by RSA 91-A:3, II (c), RSA 91-A:3, II (e), RSA 91-A:5, IV, RSA 329:18, I, RSA 329:18-a, IV, RSA 329:29, Lodge v. Knowlton, 119 N.H. 574 (1978), and the Board's executive and deliberative privileges. Each member recorded his or her vote on the motion, which passed by the unanimous roll call vote of all members present.*

***Motion to keep minutes of 3rd non-public session confidential:***

*Upon the motion of Marc Bertrand and seconded by David Goldberg, the Board voted to withhold the minutes of the preceding non-public session from public disclosure pursuant to RSA 91-A:3, III on the grounds that public disclosure would be likely to affect adversely the reputation of a person other than a board member and/or to render the proposed action ineffective and/or is not subject to public disclosure pursuant to RSA 329:18, I, RSA 329:18-a, IV or RSA 329:29. However, forty-eight hours after the mailing of any order, its respective vote shall automatically become public in accordance with RSA 329:18-a. Each member recorded his or her vote on the motion, which passed by the unanimous roll call vote of all members present.*

The below times are notated for breaks taken by the Board;  
9:27 am – Returned at 9:40 am  
11:48am – Returned at 12:18pm

**II. Approval Of Minutes – October 4, 2023, and November 1, 2023**

On a motion by Emily Baker and seconded by David Goldberg the October 4, 2023, public minutes were approved while Richard Kardell, Nina Gardner, and Marc Bertrand abstained.

On a motion by Richard Kardell and seconded by Nina Gardner the November 1, 2023, public minutes were approved with Jonathan Ballard and Linda Tatarczuch abstained.

**III. Public Appearances/Hearings Before the Board**

**A. Hearings**

1. Jonathan Rieder, MD – Docket #23-MED-033  
Hearing Officer – Nikolas Frye  
Kaylee Doty – Attorney for the Respondent

The hearing for Jonathan Rieder commenced at 1:10pm. The issues to be considered are whether the Applicant can demonstrate, by a preponderance of the evidence, that he meets the requirements of RSA 329:14, II. See Letter from Northern Light Eastern Maine Medical Center dated 07/13/23. See also RSAs 329:12, I(d),(2), (4), (5), RSA 329:14, I and III, Med rules 301.03(4), (7), and Med Rule 302.01. Hearing Officer Frye approved all exhibits submitted by Attorney Doty. Attorney Doty presented the case as an offer of proof and Dr. Rieder would not testify but take questions from the Board. After Board questions the hearing closed at 1:58 pm.

**IV. License Applications**

On motion by Richard Kardell and seconded by Jonathan Eddinger, the Board voted unanimously by roll call to approve the following licenses reviewed during non-public session;

Mann MD, Martha  
Aysola MD, Pooja  
George MD, Bassem

**V. Board President Report**

No current updates.

**VI. Board Administration/OPLC Updates**

**A. VeriDoc**

Director of Operations Heather Kelley explained to the Board there has been some technical difficulties, but they anticipate all should be resolved by weeks end.

## **B. CE Broker**

Richard Kardell explained to Director Kelley that he has received feedback that the system is difficult to use. Director Kelley explained that the intent is to upload along the way when completed and then all would be stored there in the event of an audit. She also let the Board know the basic version is free but there is upgraded option as well at a cost.

## **VII. Public New Business**

### **A. Board Elections President and Vice President – per Med 103.02 Officers.**

On a motion by Nina Gardner and seconded by Linda Tatarczuch, Jonathan Eddinger was nominated for Board President. Jonathan Eddinger accepted the nomination. On a motion by Richard Kardell and seconded by Nina Gardner, Marc Bertrand was nominated for Vice President of the Board. Marc Bertrand accepted the nomination. Roll call was taken and all in favor of Jonathan Eddinger as Board President and Marc Bertrand as Vice President. The new rolls will take effect as of January 1, 2024.

## **VIII. Rules/Laws**

### **A. Rules with OPLC Rules Coordinator Tina Kelley**

#### **1. Med 303.01 – Initial Proposal**

On a motion by Nina Gardner and seconded by Jonathan Eddinger, the Board voted to approve as amended. Changes to include; change 3 attempts to 4 to align with USMLE, Board certified by ABMS or AOA per 329:12 II, and change LMCC to MCCQU (Medical Council Canada Qualification Examination).

#### **2. Med 100's and 400's – Initial Proposal**

On a motion by Richard Kardell and seconded by Jonathan Eddinger, the Board voted to approve as amended. Changes to include; removing MRSC language, use definition of Clinical License Panel per 329:9 XVII, add the panel will consist of a minimum of 3 members, panel member Board certified by ABMS or AOA per 329:12 II, and remove all of Med 408.

## **IX. Adjournment:**

On motion by Marc Bertrand and seconded by David Goldberg, the Board voted unanimously by roll call to adjourn the public session at 3:28 p.m.