

**MINUTES
EXECUTIVE COMMITTEE MEETING
MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
May 20, 2021**

MEMBERS PRESENT:

David W. McClendon, Jr., M.D., Ocean Springs, Vice President
Michelle Y. Owens, M.D., Jackson, Secretary
Charles Miles, M.D., West Point

ALSO PRESENT:

Stan T. Ingram, Complaint Counsel for the Board
Alexis Morris, Special Assistant Attorney General
Kenneth Cleveland, M.D., Executive Director
Mike Lucius, Deputy Director
Anna Boone, Director of Licensure Division
Frances Carrillo, Staff Officer
Arlene Davis, IT Director
Jonathan Dalton, Director of Investigations

The Executive Committee of the Mississippi State Board of Medical Licensure met on Wednesday, May 20, 2021, at 8:00 a.m. in the Board Room of the Office of the Board located at 1867 Crane Ridge Drive, Jackson, Mississippi. This meeting was broadcasted via Zoom.

Dr. McClendon opened the meeting and introduced the Executive Committee and attendees that were present.

PERSONAL APPEARANCE (via Zoom) BY JOHN R. DESTITO, D.O., APPLICANT

Dr. Destito joined the meeting and was not represented by legal counsel. Dr. Destito executed a written agreement for this informal meeting, a copy of which is attached hereto and incorporated by reference.

Dr. Destito did not complete the SPEX or a medical proficiency examination or licensure examination within the past 10 years. He has no current American Board of Medical Specialties (ABMS) certification, nor does he participate in the Maintenance of Certification (MOC).

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Following introductions, Dr. McClendon asked that Dr. Destito to discuss his application for a permanent license and his request for a waiver of the regulation, Part 2605 Chapter 1: Rule 1.1 Licensure by Credentials.

Dr. Destito briefly discussed his application for a permanent medical license and discussed the reason why he was no long board certified or not completed a medical proficiency examination or licensure examination within the past 10 years as required by regulation. He also summarized his plans for practice on the gulf coast of Mississippi.

After discussion and questions from the Executive Committee a motion was made by Dr. Miles, seconded by Dr. Owens, and carried to recommend to the Board to deny the request for a waiver of the licensure requirements for a permanent medical license. It was recommended to Dr. Destito to take and pass the SPEX exam to qualify for a permanent medical license.

ADJOURNMENT

There being no further business, the meeting adjourned on Wednesday, May 20, 2021 at 8:29 am.


David W. McClendon, Jr., M.D.
Vice President

**Minutes taken and transcribed.
By Frances Carrillo
Staff Officer
May 20, 2021**

I, **John R. Destito, M.D.**, have requested an opportunity to appear informally before the Executive Committee of the Mississippi State Board of Medical Licensure (hereinafter "Board") to discuss my pending application for a Mississippi medical license, the current investigation being conducted by the Board, possible grounds for denial, and possible resolution of the matter. It is the purpose of the informal meeting to discuss the facts of the case, to give me an opportunity to ask questions of the Committee or its staff, and to give the Committee or its staff an opportunity to ask questions of me. Because the meeting is informal, no disciplinary action will be taken without my express written consent. In so doing, I have been advised and understand the following:

1. During the meeting, the Executive Committee may or may not be represented by legal counsel. Notwithstanding, I understand that I have a right, if I so choose, to employ legal counsel and have counsel present during the informal meeting.
2. I authorize the Committee Members to review and examine any statements, documentary evidence, or materials concerning the possible grounds for denial of licensure during my informal appearance.
3. Because the purpose of my appearance is to avoid a hearing before the Board, I agree that presentation to and consideration by the Committee of any facts, matters, and documents pertaining to my case shall not unfairly or illegally prejudice the Committee members from further participation or consideration in the event a formal show cause hearing is later conducted. Stated differently, in the event the pending matter is not resolved following my appearance before the Committee, I will not object to any of the Committee members from further participating in subsequent meetings or hearings that may be conducted in relation to this matter.
4. By signing my name in the space provided below, I hereby authorize the Executive Committee to proceed with the informal appearance, subject to the stipulations and understandings as noted above. I have elected to proceed.

with legal counsel present (name of counsel _____)

without legal counsel present

EXECUTED, this the 7 day of MAY 2021

Licensee: John Destito MD

Witness: Alexis Mager