# Bulletin

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How LCMS Developed, Defended and Won Approval of an FMA Resolution

**Protection** 



#### BULLETIN

Lee County Medical Society is a Virtual Operation
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#### Lee County Medical Society Mission Statement

The mission of Lee County Medical Society is to advocate for physicians and their relationships with patients; promote public health and uphold the professionalism of the practice of medicine.

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Members are encouraged to submit photos to be considered for the Bulletin cover.

Must be large format/300dpi. Email photos to marketing@lcmsfl.org

#### **NEW BACKGROUND SCREENING REQUIREMENTS**

While many Florida-licensed physicians have previously submitted to the state's background screening requirements when applying for initial licensure, physicians licensed prior to January 2013 were exempt from this process. Effective July 1, 2025, HB 975 (2024) removes this exception and requires all physicians to complete electronic fingerprinting prior to their next license renewal.

#### CALENDAR OF EVENTS

FRI, SEP 12<sup>th</sup> 5:30pm - 7:30pm

**LCMS Cocktail Hour** Host: Elmquist Eye Group 7970 Summerlin Lakes Dr.

THU, SEP 25<sup>th</sup> 6:00pm - 8:30pm

LCMS Foundation
13th Annual Medical Service Awards

Forest Country Club 6100 Club Blvd SW

SAT, SEP 27<sup>th</sup> 8:00am - 12:30pm

LCMS Foundation

**3rd Annual Golf Tournament**Eastwood Golf Course
4600 Bruce Herd Ln.

WED, OCT 15<sup>th</sup> 11:30am - 1:00pm

**LCMS Practice Administrators Luncheon** 

Location: Doubletree at Bell Tower Sponsor: Markham Norton Mosteller & Wright

SAT, OCT 25<sup>th</sup> 7:30am - 10:30am

**LCMS Foundation** 

Annual 5K Run/2K Walk

FSW Campus 8099 College Pkwy

THU, NOV 13<sup>th</sup> 6:30pm - 8:30pm

LCMS Member Meeting

FineMark National Bank & Trust 8695 College Pkwy.

RSVP to LCMS events at www.lcmsfl.org

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#### **NEW MEMBERS**



Caleb E. Combs, MD Psychiatry Caleb Combs, M.D., PLLC 1322 SE 46th Lane, #201 Cape Coral, FL 33904 Practice: 786-475-2266 Fax: 843-484-3515 www.calebcombsmd.com



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Anisleidys Wesch, MD Internal Medicine/Hospitalist Millenium Physician Group 6321 Daniels Pkwy, Suite 200 Fort Myers, FL 33912 Practice: 855-674-7400 www.millenniumphysician.com

### NEW FSU/LEE HEALTH RESIDENT MEMBERS, CLASS OF 2028

#### **Family Medicine**

Jessica Almaguer Geraldhine Lopez Steven Paul Justin Hover Cynthia Maza Perez Kate Fiddler Katarzyna Leavitt Nicole Outten Qinjin Chen Wamika Shoukat

#### **Internal Medicine**

Maria Azario
Zeiad Elgammal
Eric Figueroa
Dontreyl Holsey
Erin Igwacho
Guillermo Lopez Dominguez
Stefan Maksimovic
Stephanie McCarthy
Amanda Raymond
Tamara Raymond
Lorena Vadan
Anna Wilson
Elgammal Zeiad

#### **MEMBER NEWS**

#### RETIREMENTS

**Dr. Frederick Brett Shannon**, a Pediatric Orthopedic Surgeon, and founder of Pediatric Orthopedics of SWFL will retire on October 3, 2025. Dr. Shannon established the business in 1992 and was the region's first fellowship-trained specialist in the field. He has also been an LCMS member since 1992.

**Dr. William Hearn**, a Radiologist with Radiology Regional retired earlier this year.

**Dr. Mai Saif** retires from Florida Radiology Consultants in August.

#### **NEW LOCATIONS**

**Dr. Ashley Pezzi**, a Dermatologist with Precision Healthcare Specialists is accepting patients at these PHS locations: 9341 Marketplace Rd., Fort Myers, FL 33912 513 Cape Coral Pkwy West, Cape Coral, FL 33914 phone 239-291-3604 I fax 239-291-3605

**Dr. Lea Blackwell** and **Dr. David T. Rock** are accepting patients at Precision's new location 14440 Metropolis Ave.

#### **NEWS MAKER**

Congratulations to **Dr. Rebekah Bernard**, who was elected to the Florida Medical Association Board of Governors as Treasurer.

#### **IN MEMORIAM**

It is with deep sympathy that we announce the passing of:

Dr. Richard H. Davis January 25, 1941 – July 8, 2025

#### **JOIN A COMMITTEE**

When you donate your time and talents to a professional organization, great things happen to all its members. First, your leadership skills and participation are valued. Second, you deepen your understanding of the medical community's culture and varying processes. And third, your investment helps strengthen the profession and those who rely on it.

Commitment levels and time donated are controlled by you.

We are seeking physician volunteers for the following

committees:

## EVENTS MEMBERSHIP 2026 FMA DELEGATION

One-time volunteers are also needed to help us with event day-of operations, new member mentorship, membership mailings, and Directory delivieries. Contact LCMS Executive Director Julie Ramirez, CAE, at 239.936.1645 to discuss your interest in volunteering.

#### STRENGTHENING THE SOCIETY WITH NEW KEY COMMITTEES

PRESIDENT'S MESSAGE: Gamini Soori, MD, MBA, FACP, FRCP

Te are in the midst of summer and well past the first half of a very active year at LCMS!

Your Society kicked off the year with a very successful Strategic Planning session, which created our agenda for the coming three years. Now we have a more organized and well-structured organization moving forwards, as we actively implement our Strategic Plan.

More notably, one of our strategic priorities is the expansion of our membership. We have created the Membership **Committee** dedicated to exploring ways to articulate the value proposition of LCMS, and recruit more members from practices large and small. Out of approximately 2,000+ licensed physicians in Lee County, only approximately 800 are active members in our Society. As the organization representing the physicians in our county, there is a huge opportunity for us to reach out to the non-member physicians and encourage them to be part of our Society. This is a responsibility of each member of our Society and using a well-familiar phrase, "Together We Are Stronger!" At the last Board Meeting we discussed ways in which we can share the ongoing activities of LCMS among the large body of potential future members and hopefully incentivize them to join us.

We also successfully launched a process of soliciting, discussing and promoting items of advocacy with our newly created **Resolutions Committee**. Our first resolution spearheaded by a LCMS member was discussed and presented at the recent FMA meeting in Orlando. After usual testimony for and against the Resolution and debate, it was successfully adopted by the FMA for further action. We want our members to bring actionable ideas for resolutions to be

discussed at our Resolution Committee during the year, well in advance of the next FMA annual meeting.



As most of you are aware, LCMS has a robust calendar of active events throughout the year. It is great to see how we are growing our existing programs and creating new ones in addition. In order to better operationalize this growing portfolio of activities, we have created an **Events Committee** charged with this continuing responsibility. Two activities coming around the corner that need mentioning are the Annual Medical Service Awards and the Third Annual LCMS Golf Tournament. Both these events are open to LCMS members as well as your family, friends and the general public. Please help us make these events super successful by actively soliciting others to attend as well. These events raise much-needed funds for our LCMS Foundation that supports the Physician Wellness Program.

The **Physician Wellness Program** continues to be a well-utilized service, which is a direct membership benefit for LCMS physicians and their families. It provides paid counseling services in a confidential manner for those who wish to avail themselves of such support. With increased fundraising, LCMS will be able to expand this service to many more physicians and we ask for your continued support.

We have a vibrant agenda and with your active involvement, support and input, we will continue to work with much enthusiasm and vigor in the coming months!

#### JULY 7TH RESIDENCY RECEPTION AT FINEMARK NATIONAL BANK & TRUST



Residency Reception: 2028 Family Medicine Class



Residency Reception: 2028 Internal Medicine Class

3Q 2025

#### YOUR DELEGATION OBTAINED AN FMA RESOLUTION APPROVAL!

THE RAMIREZ REPORT: Julie Ramirez, CAE, LCMS Executive Director



very July the Lee County Medical Society brings physician delegates to the Florida Medical Association House of Delegates to represent Lee County.

At this year's annual conference LCMS presented a resolution quested by one of our members. The resolution committee gathered via Zoom to discuss the proposed resolution,

language was created, and the resolution was formally submitted to the FMA. After submission, the Lower West Coast Caucus discussed it at their annual Zoom meeting in the middle of July. Once at the House of Delegates, LCMS member and author, Dr. Viswanathan Chokkavelu, defended the resolution to the Reference Committee's four members. Three of the four physicians on the committee accepted it. After deliberations, the committee made this recommendation to the House of Delegates:

**RESOLUTION 25-404:** Limitation on Disclosure of Medical Malpractice History, Lee County Medical Society Recommendation:

Mr. Speaker, your Reference Committee recommends that Resolution 25-404 be amended by insertion and deletion. The original resolution reads as follows:

**RESOLVED**, that all relevant medical entities of the State of Florida—including, but not limited to, employers, hospitals, insurance providers, and legal or regulatory bodies—should limit requests for a physician's malpractice history to incidents occurring within the most recent ten (10) years.

The amended resolution reads as follows:

**RESOLVED**, that all relevant medical entities of the State of Florida—including, but not limited to, employers, hospitals, insurance providers, and legal or regulatory bodies—should limit requests for a physician's malpractice history to incidents, settlements and judgements attributable to the physician occurring within the most recent ten (10) years.

continued on page 10

## JOB SHADOWING IN CLINICAL SETTINGS: OBSERVERS, VOLUNTEERS AND STUDENTS

#### by: Richard F. Cahill, JD, Vice President and Associate General Counsel, The Doctors Company

ealthcare practitioners often receive inquiries from students seeking opportunities to shadow or observe, volunteer, or learn through a formal clinical rotation. High schools may offer programs and courses that focus on careers related to medicine, dentistry, or nursing. The requests for shadowing experiences can also come from college and vocational students.

Understanding what being a healthcare professional entails is critical for any individual considering a career in the industry. Observing, volunteering, and mentoring opportunities may be rewarding for the professional and benefit the learner by fulfilling requisite application criteria. Although it is a great

opportunity to promote your profession, it is also important to recognize the risks to your patients, employees, and your practice if you decide to accommodate such requests.

Before deciding to allow students into your office, explore their personal expectations as well as the impact it could have on your practice. Identify and validate the program associated with the inquiry and understand the objectives that are expected to be achieved. It is important for practitioners to differentiate between shadowing or observing, volunteering, and a formal clinical rotation in which direct patient care is provided.

is required as part of an application process to a formal educational program. In most cases, the individuals will not have a clinical instructor. These observational experiences are temporary, more informal, and do not involve direct patient care. To prevent harm, the practitioner should assess the observer's education, social skills, and training before deciding how the individual will interact with patients.

#### **Volunteering**

Volunteering is usually more structured than shadowing or observing. It does not, however, constitute education or training. Rather, volunteering provides unpaid experience in

> the clinical setting. Practices that accept volunteers should have defined processes and written protocols, which are periodically reassessed, and a clearly articulated role for the volunteer. Volunteering should include an application process and an orientation. Determine the exact duties the volunteer will execute during the time period, such as answering phones, filing, or other duties that are supervised but do not involve patient care.



#### **Shadowing or Observing**

A shadowing or observing experience allows an individual to watch a practitioner provide care to patients in a clinical setting. Shadowing experiences, which are generally used as an introduction to the profession, allow the practitioner to mentor and model professionalism in the care and treatment of patients who have various conditions. These situations also provide opportunities to demonstrate sensitive communications with patients from diverse social, cultural, educational, and financial backgrounds.

The observer may be associated with a formal school or vocational program. Often, shadowing a healthcare professional

#### **Clinical Rotation**

A clinical rotation is part of a formal education program for healthcare professionals. The learner rotates through various settings to gain handson patient care experience.

Clinical rotations are very structured. They include learning objectives, behavioral expectations, and a supervising clinical faculty member to offer guidance.

Depending on the type of program, the preceptor may be a nurse, advanced practice clinician, dentist, or physician approved by the education program's criteria. In such cases, the program usually has very structured objectives and approvals for practicum experiences. This type of rotation or preceptorship is reserved for students near the end of the formal training program. The practice should request and review any of the program's requirements or other documents that describe the relationship with the sponsoring practice and expectations for the practitioner and learner.

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#### **Risk Management Strategies**

Regardless of the situation—shadowing or observing, volunteering, or clinical rotation—it is vital to safeguard patients' rights, privacy, dignity, and confidentiality. It is also the sponsoring clinical practice's responsibility to ensure that the learner is mature enough to understand the practice's behavioral expectations. The practice must institute controls to protect patients, staff, and the practice.

- Consider the following strategies to help reduce the risks to your practice—including the risk of breaching patient confidentiality protected by federal and state privacy laws. These strategies may also help you identify the individual's specific goals and objectives to make the experience mutually rewarding for the learner, patient, and practice.
- Ask for a formal written request for the learning experience that includes its length of time, purpose, objectives, and expectations. Requests for clinical rotations should also include a written contract with the educational institution that identifies liability responsibilities and outlines what to do if the student gets a needle stick, is exposed to bloodborne pathogens, or is otherwise injured on the property.
- Provide a brief application form or ask for a résumé that contains the learner's personal information, including parent/guardian names and contact information, school name, current grade level, school contact (counselor/ advisor/faculty), and the specific purpose of the experience.
- Learn about the program by interviewing the student.
   The interview will also provide an opportunity to assess the student's level of maturity, intellect, personality, and communication skills.
- Request one or two references or recommendations from a faculty member or other individual who can confirm the student's character and motivation.
- Consider a liability waiver or release form executed by the parents or guardian if the student is a minor or if the setting includes any hazards, such as exposure to chemicals, lasers, or biological substances.
- Limit student observers to those who attend a structured program that provides instructions regarding professionalism, confidentiality, office decorum, and compliance with applicable federal and state regulations.
- Create a name badge that identifies the learner's role clearly for office staff and patients.

- Develop an introduction process and ask patients for permission prior to the encounter to allow the learner to observe the clinician-patient interaction. Inform patients that they may decline the request. Document patient consent in the patient's record.
- Have the student (and the parent or legal guardian if the individual is a minor) sign a confidentiality agreement.
- Develop a "code of conduct" and review expectations with the student. At a minimum, it should include guidelines that address professionalism, abusive language, breach of confidentiality, harassment, appropriate use of mobile devices, office decorum, the use of social media, and dress code. The student should sign an agreement to abide by the code of conduct.
- Provide clear explanations regarding the appropriate time for questions and answers, such as during or after the interaction between the healthcare practitioner and the patient.
- Discuss infection control standards, including the necessity to stay home at the onset of symptoms of illness, and outline any mask mandates or other precautions in effect. Request a current TB skin test and proof of immunizations.
- Provide orientation to ensure that the student is prepared for the learning experience. The orientation should identify the professional mentor and outline the sponsoring practice's expectations. It should also include training on HIPAA, universal precautions, and social media restrictions. Conduct periodic meetings with the individual to reassess knowledge of roles and responsibilities and document those meetings in administrative files in the event of a subsequent inquiry or adverse event.
- Verify with your agent or broker that appropriate insurance coverage is in place before providing shadowing or observing, volunteering, or clinical experiences in your practice.

For guidance and assistance in addressing any patient safety or risk management concerns, contact Patient Safety and Risk Management at (800) 421-2368 or by email.

#### Resources

- -American Medical Association. Code of Medical Ethics Opinion 3.1.2. <u>Patient privacy and outside observers to the clinical encounter.</u>
- -American Student Dental Association (ASDA) Blog. Six ways shadowing prepares you for dental school.
- -Association of American Medical Colleges. Shadowing a doctor.

The guidelines suggested here are not rules, do not constitute legal advice, and do not ensure a successful outcome. The ultimate decision regarding the appropriateness of any treatment must be made by each healthcare provider considering the circumstances of the individual situation and in accordance with the laws of the jurisdiction in which the care is rendered.

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## New Location Ashley Pezzi, MD, FAAD

We're excited to welcome patients to **Dr. Ashley Pezzi's** new office in **Cape Coral.** 

#### **Opening September**

Compassionate

Dermatology Care,

Now Closer to You.

#### **Contact Information**

513 Cape Coral Pkwy West Cape Coral, FL 33914

ph: 239-291-3604 fax: 239-291-3605



**Dr. Pezzi** is a **board-certified dermatologist** dedicated to helping patients achieve healthy, confident skin. Known for her compassionate approach and advanced expertise, she provides **personalized care** using the **latest treatments.** 

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#### **Protecting Your Identity and Other Assets**

#### by: Pam Blackwell, Vice President, Private Client Relationship Manager, First Horizon

dentity theft is a crime that happens when someone uses a person's identifying information without authority. Criminals use many techniques to try to trick you into giving them personal information, including: phishing (email), vishing (phone), smishing (text), pharming (fake websites), skimming (credit card fraud).

#### **Warning Signs of Identity Theft**

Watch for unexpected transactions or communications that could indicate your identity has been stolen. Warning signs of identity theft include:

- · Withdrawals from your bank account that you didn't make
- Missing bills and statements
- Merchants refusing your checks
- Credit card transactions that don't go through
- Letters about accounts you didn't open
- Emails about purchases you didn't make
- Statements for credit cards you don't have
- Debt collectors calling about debts that aren't yours
- Passwords or usernames that suddenly don't work
- Unfamiliar accounts on your credit reports
- Medical bills for services you didn't receive
- · Health records for conditions you don't have
- The Internal Revenue Service (IRS) notifies you that more than one tax return was filed in your name, or that you have income from somewhere you never worked
- Notification about a data breach

#### **Steps to Minimize Identity Theft**

You can never completely eliminate all risks. However, you can take steps to minimize some of them:

- Guard your personal information closely. If someone asks for your Social Security number or other personal information, ask why they need it, how it will be used, how they will protect it, and what happens if you don't share it.
- Don't respond to unsolicited requests. They may be text messages, emails, or phone calls asking you for sensitive information, such as your Social Security Number or date of birth.
- Protect your mail. Your mail is often an easy target for an identity thief because you likely receive and send personal information that way.
- · Sign up for direct deposit. This gives thieves less

access to your information because paychecks and checks for public benefits do not go through the mail.

- Clean up your financial trash. Destroy all pieces of paper containing your personal information before recycling them.
- Review your financial accounts regularly and carefully. Contact your financial institution immediately if there is a discrepancy in your records or if you notice something suspicious.
- Beware of identity theft on the Internet. Be cautious about providing bank account or other personal information online.
- Protect your devices, such as computers, phones, and tablets. Find more information on staying safe online at www.OnGuardOnline.gov, a Federal Trade Commission (FTC) resource.
- Review your credit reports at least once every 12 months. Carefully check your credit reports for activity you don't recognize. You can request a copy at www. annualcreditreport.com. Ordering your own credit reports does not affect your credit scores.
- Keep your important documents secure. This applies to both paper and electronic documents.
- Beware of disaster-related scams. Con artists take advantage of people after disasters by claiming to be from legitimate charitable organizations.
- Read scam alerts. The FTC maintains a running list of scams at www.consumer.ftc.gov/scam-alerts. You can report scams on the FTC site, too.

If you are a victim of identity theft, you should create an Identity Theft report with the FTC. Go to IdentityTheft.gov. Additionally, you can put a freeze on your credit reports to reduce the possibility of a thief opening a new account in your name. Be sure to do this with all three credit reporting agencies: experian.com/fraudalert; transunion.com/fraud; and equifax.com/creditreportassistance.

#### Insurance

Consider purchasing or reviewing your insurance policy's terms as it can reduce the financial impact of a loss or event covered by the insurance policy. Insurance is an important way to protect yourself from financial catastrophe. Purchasing insurance is about managing risks to your assets.

#### **Keep Accurate Records**

Be sure to keep a list of your assets. A great tool to help you develop an inventory list can be found at insureuonline.org. Document any damages and save receipts for related expenses. This means taking video or pictures of damage to your home, personal property, or vehicle. File claims if you've incurred a loss that you believe is covered by your insurance policy.

#### **LCMS SUMMER EVENTS**

rom a well-attended Residency Reception (page 3) to the LCMS Delegtion at the Florida Medical Association annual meeting (below), August cocktail hour (cover image), and Family Beach & Pool day (below), your association is working to keep you connected every month of the year.



2025 FMA Delegation Selfie



2025 FMA Delegation (I-r) Drs. Conrado, Dimas, Carrion, Khalil, Mirabeau-Beale, Caesar, Chokkavelu, Azam and Laufer











Families enjoyed games, bingo, burgers, hot dogs, watermelon and music until the rain stopped in time for a quick swim and ice cream!

#### RAMIREZ REPORT: RESOLUTION...continued from page 5

The Reference Committee reviewed the online testimony for the resolution, which was in favor of the resolution. The Committee agreed that it would be appropriate to limit the lookback period for medical malpractice history consistent with the language in the resolution and therefore supports adoption.

The Reference Committee heard testimony in favor of the resolution. Amongst other testimony in favor of the resolution, the Committee heard that there is no data suggesting that having medical malpractice history from physicians dating back beyond 10 years would be beneficial to patients or other entities. An amendment was preferred to modify the resolution to use more expansive language that would ensure that physicians named in settlements

do not have this information used against them. The Committee agreed with the amendment and voted to recommend that the resolution be adopted as amended. Once on the House floor on Sunday morning, the Committee Chair asked the House of Delegates if there were any abstractions needed for discussion. No resolution was abstracted and all resolutions passed as is, including the one authored by Lee County Medical Society. Congratulations!

Our LCMS resolution committee will entertain resolution proposals next spring in preparation of the 2026 FMA Annual Conference, July 31-Aug 2, 2026 in Orlando. All active physician members are welcome to join this committee.

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#### **2025 FOUNDATION FUNDRAISERS**

LCMS Foundation fundraisers fuel the **Physician Wellness Program (PWP)**, which provides a safe harbor for active LCMS physicians to address normal life difficulties in a confidential and professional environment with a licensed psychologist. **This is a confidential and free member benefit. No insurance is billed** and LCMS is not given any personal information about those using the program. For 2025, LCMS members can access up to six (6) sessions, in person or virtually. Details on how to use or donate to this program can be found at www.lcmsfl.org/our-programs.

Individual member or allied business support through Foundation event partnerships show an investment in the medical community. All giving levels provide great opportunities to broaden market reach to the membership.









#### **CHANGE SERVICE REQUESTED**

## SUPPORT THE FOUNDATION

Please consider participating in the upcoming Foundation fundraiser events. Proceeds from these events support your Physician Wellness Program. Many ways and levels you can give.

#### 13th Annual Medical Service Awards

Thursday, September 25, 2025 The Forest Country Club

#### 3<sup>rd</sup> Annual Golf Tournament

Saturday, September 27, 2025 Eastwood Golf Course

#### Annual 5K Run/2K Walk

Saturday, October 25, 2025 FSW College Campus