

## ***BOARD ACTIONS***

(Actions taken between July 1, 2017 through September 30, 2017)

**Estevan Apodaca, MD – License no. RS2016-0553** - Order of Release from Stipulation. Licensee has a full and unrestricted license. (August 2017)

**Alan Arrington, MD – License no. MD2007-0573** – Decision and Order of the Board issuing a \$1,000.00 fine payable within 90 days of the date of the order (8/23/17) and issuing a letter of reprimand for failure to report to the Board any adverse action taken against him; failure to notify the Board of a change of address; and failure to respond to requests made by the board for information. This action is based on the Hearing Officers Report filed on July 7, 2017. (August 2017)

**Shawn Baker, MD – License no. MD2006-0659** – Stipulation and Order for Voluntary Surrender of License and Permanent Restriction on Reapplication was issued accepting Dr. Baker's voluntary and permanent surrender of license stating that he may not petition the Board for reinstatement, renewal, restoration or reapplication for any license to practice medicine in NM without first proving clinical skills competency. This action was based on failure to report adverse action taken by a healthcare entity and incompetence to practice as a licensee. (September 2017)

**Bertrand Bassett, MD – License no. MD2005-0693** - Order of Release from Stipulation. Licensee has a full and unrestricted license. (August 2017)

**Michael Bellas, PA – License no. PA2003-0050** – Order of Release from Stipulation. Licensee has a full and unrestricted license. (July 2017)

**Brian Berberian, MD – License no. MD2017-0787** – Stipulation of Licensure and Order of Reprimand. Dr. Berberian is ordered to pay to the Board a fine of \$1,000.00 within six months of the date of the Stipulation (9/13/17) and is reprimanded for misrepresentation in applying for or procuring a license and for discipline imposed by another state. (September 2017)

**Chad Berryman, MD – License no. RS2017-0741** – Stipulation of Licensure and Order mandating that physician abstain from the use of mind-altering substances, alcohol and non-prescribed controlled substances and must enter into a treatment contract with NM Monitored Treatment Program for monitoring of substance abuse. Dr. Berryman must also complete a course of evaluation and training with the University Of New Mexico School Of Medicine's Mini-Sabbatical program. (August 2017)

**James Marc Beverly, PA – License no. 2001-PA16** – Notice of Summary Suspension was issued based on the criminal complaint filed in Albuquerque

Metropolitan Court charging Mr. Beverly with one count of criminal sexual contact of a minor, a 3<sup>rd</sup> degree felony. (September 2017)

**James Marc Beverly, PA – License no. 2001-PA16** – Notice of Contemplated Action was issued based on the criminal complaint filed in Albuquerque Metropolitan Court charging Mr. Beverly with one count of criminal sexual contact of a minor, a 3<sup>rd</sup> degree felony. (September 2017)

**Lawrence Bruce Cohen, MD – Applicant** – Stipulation and Order for Withdrawal of Initial Application while under investigation. (August 2017)

**Pamela Costello, MD – License no. MD2009-0520** – Denial of Motion to Dismiss NCA Based on Statute of Limitations and Order Dismissing Notice of Contemplated Action, thereby dismissing the case. (July 2017)

**Charles Goodell, MD – License no. MD2004-0568** – Stipulation of Licensure was issued mandating that physician abstain from the use of mind-altering substances, alcohol and non-prescribed controlled substances and must enter into a treatment contract with NM Monitored Treatment Program for monitoring of substance abuse. This is not considered a restriction on the license. August 2017)

**Shabbar Hussain, MD – License no. MD2017-0572** - Order on Motion for Costs stating that physician pay the Board its costs totaling \$1,299.50 within 90 days from Aug. 22, 2017. (August 2017)

**Linda Labranche, MD – License no. RS2015-0571** – Notice of Contemplated Action issued based on manifest incapacity or incompetence to practice as a licensee; conduct unbecoming; improper management of medical records and interaction with physicians, hospital personnel, patients, family members or others that interferes with patient care. (July 2017)

**Keith Levitt, MD – License no. MD2012-0646** – Stipulation of Licensure mandating that the physician abstain from the use of mind-altering substances, alcohol and non-prescribed controlled substances and must enter into a treatment contract with NM Monitored Treatment Program for monitoring of substance use. (July 2017)

**Mark David Lockett, MD – License no. MD2010-0156** – Order of Release from Stipulation. Licensee has a full and unrestricted license. (August 2017)

**David Melamed, MD – License no. MD2007-0654** - Order of Release from Stipulation. Licensee has a full and unrestricted license. (August 2017)

**Nina Nandy, MD – License no. MD2017-0751** - Stipulation of Licensure

transferred from Resident License to full MD License mandating that physician abstain from the use of mind-altering substances, alcohol and non-prescribed controlled substances and must remain in a treatment contract with NM Monitored Treatment Program for monitoring of substance abuse and continued mental health treatment. This is not considered a restriction on the license. (August 2017)

**Miles Nelson, MD – License no. 93-346** – Stipulation of Licensure and Order of Reprimand based on violation of his 2016 Stipulation for non-compliance with the NM Monitored Treatment Program (MTP) and failure to appear before the Board as required. Further, Dr. Nelson was ordered to pay a \$1,000.00 fine to the NMMB within six months of this order (9/29/17); successfully participate in MTP for five continuous years from the date of this order (9/29/17); and Dr. Nelson may not request early release from this order. (September 2017)

**Jonathan Oppenheimer, MD – 97-119** – Letter of Reprimand was issued based on failure to report the adverse action of exclusion from Medicaid/Medicare and engaging in conduct unbecoming in a person licensed to practice or detrimental to the best interests of the public. (July 2017)

**Joel R. Teicher, MD – License no. 91-129** – Stipulation of Licensure and Order mandating that physician successfully complete the course offered by CPEP called “Prescribing Controlled Drugs: Critical Issues and Common Pitfalls” within 6 months of the order (7/5/17). (July 2017)

**Michelle Ratliff, MD – License no. PA2004-0049** - Order of Release from Stipulation. Licensee has a full and unrestricted license. (August 2017)

**Bishnu Rauth, MD – License no. 91-288** – Notice of Summary Suspension was issued based on failure to provide treatment within the standard of care; failure to adequately and appropriately diagnose, evaluate, monitor and treat patients; failure to advise and address serious side effects and adverse reactions to chemotherapy; failure to maintain accurate, complete, current and timely medical records; failure to provide patient medical records to patients and/or another physician when requested to do so; failure to communicate about patient care with patients and/or patients’ family members in a timely or professional manner; failure to provide information to the Board upon request in a timely manner and inappropriate and unprofessional interaction with patients. (July 2017)

**Bishnu Rauth, MD – License no. 91-288** – Notice of Contemplated Action was issued based on failure to provide treatment within the standard of care; failure to adequately and appropriately diagnose, evaluate, monitor and treat patients; failure to advise and address serious side effects and adverse reactions to chemotherapy; failure to maintain accurate, complete, current and timely medical records; failure to provide patient medical records to patients and/or

another physician when requested to do so; failure to communicate about patient care with patients and/or patients' family members in a timely or professional manner; failure to provide information to the Board upon request in a timely manner and inappropriate and unprofessional interaction with patients. (July 2017)

**Bishnu Rauth, MD – License no. 91-288** – Decision and Order of the Board on Summary Suspension Order. Having found that Dr. Rauth's conduct poses a clear and immediate danger to the public's health and safety if he is allowed to continue practicing medicine, the New Mexico Medical Board upheld the Summary Suspension of Dr. Rauth's medical license in New Mexico. (September 2017)

**Louis Sidoti, MD - Applicant** – Decision and Order of the Board to deny Dr. Sidoti's application for licensure in New Mexico. Based on Hearing Officers Report dated May 22, 2017. (July 2017)

**Louis Sidoti, MD – Applicant** – Order on Motion for Costs stating that physician pay the Board its costs totaling \$843.64 within 90 days from Aug. 22, 2017. (August 2017)

**Joel R. Teicher, MD – License no. 91-129** – Stipulation of Licensure and Order mandating that physician successfully complete the course offered by CPEP called "Prescribing Controlled Drugs: Critical Issues and Common Pitfalls" within 6 months of the order (7/5/17). (July 2017)

**Jennifer Tso, PA – License no. PA2006-0036** - Stipulation of Licensure was issued mandating that physician abstain from the use of mind-altering substances, alcohol and non-prescribed controlled substances and must enter into a treatment contract with NM Monitored Treatment Program for monitoring of substance abuse. This is not considered a restriction on the license. (August 2017)

**Paul Walsky, MD – License no. 78-283** - Order of Release from Stipulation. Licensee has a full and unrestricted license. (July 2017)

**Paul Willette, MD – License no. MD2013-0738 (Revoked)** – Order on Motion for Costs stating the physician pay the Board its costs totaling \$6,634.62, however because he is unable to pay the costs at this time, the Board will not enforce payment of costs until the appeal has been completed. Physician shall pay the costs within 90 day of the final appeal remand back to the Board. (August 2017)

**David G. Williams, MD – License no. MD2014-0948** – Stipulation and Order of Reprimand was issued mandating that the physician abstain from the use of mind-altering substances, alcohol and non-prescribed controlled substances and must enter into a treatment contract with NM Monitored

Treatment Program for monitoring of substance use; within six months of the effective date of this order (July 5, 2017) physician shall successfully complete the course "Practical Medical Ethics and Professionalism" administered by Western Institute of Legal Medicine and shall pay the Board a fine of \$5,000.00 for the five violation of the MPA found by the Board. This licensure action is based on habitual or excessive use of intoxicants or drugs; fraud or misrepresentation in applying for a license or applying for renewal; discipline imposed by another state; failure to report; failure to furnish the board with information requested and surrender of a license before another state licensing board. (July 2017)