

BOARD ACTIONS

(Actions taken between January 1, 2022 through March 31, 2022)

James Auerbach, MD – 76-5 – Agreed Order and issuance of public reprimand and fine of \$3000.00 to be paid within 30 days of signed order (March 10, 2022). This action is based on Dr. Auerbach prescribing to a family member. (March 2022)

Bertrand Bassett, MD – MD2005-0693 – Agreed Order for Stipulation of Licensure mandating that Dr. Bassett abstain from the use of mind-altering substances, alcohol and non-prescribed controlled substances and must enter into a treatment contract with NM Health Professional Wellness Program. This is not considered a restriction on the license. (March 2022)

Steven Black, MD – MD2011-0547 – Order of Release from Stipulation. Licensee has a full and unrestricted license. (March 2022)

Shannon Calhoun, DO – A-1298-05 – Agreed Order for Stipulation of Licensure mandating that Dr. Calhoun abstain from the use of mind-altering substances, alcohol and non-prescribed controlled substances and must enter into a treatment contract with NM Health Professional Wellness Program. This is not considered a restriction on the license. (February 2022)

John Dacanay, MD – MD2012-0806 – Order of Release from Stipulation. Licensee has a full and unrestricted license. (March 2022)

Alan Davis, MD – 83-185 – Notice of Contemplated Action was issued based on unprofessional or dishonorable conduct and incapacity or incompetence to practice as a licensee. (January 2022)

Alan Davis, MD – 83-185 – Notice of Suspension of License was issued based on the inability to practice with reasonable skill and safety to patients. (January 2022)

Vincent Di Santo, DO – A-1199-02 – Notice of Contemplated Action was issued based on discipline imposed on a licensee by another state and incapacity or incompetence to practice as a licensee. (March 2022)

Vincent Di Santo, DO – A-1199-02 – Notice of Summary Suspension was issued based on discipline imposed on a licensee by another state and incapacity or incompetence to practice as a licensee. (March 2022)

Jon Fowler, DO – R-179-2021 – Agreed Order for Stipulation of Licensure mandating that Dr. Fowler abstain from the use of mind-altering substances, alcohol and non-prescribed controlled substances and must enter into a treatment contract with NM Health Professional Wellness Program. This is not considered a restriction on the license. (March 2022)

Jeffery Fritz, MD – MD2022-0051 – Agreed Order for Stipulation of Licensure mandating that Dr. Fritz abstain from the use of mind-altering substances, alcohol and non-prescribed controlled substances and must enter into a treatment contract with NM

Health Professional Wellness Program. This is not considered a restriction on the license. (January 2022)

Leonard Gruppo, PA - PA2017-0015 – Agreed Order Imposing Stipulations on License, issuance of a Censure and to pay a fine of \$2000.00. This action is based on failure to report an arrest and charge in connection with the January 6, 2021, insurrection at the Capitol in Washington, DC and on August 9, 2021 Mr. Gruppo pled guilty to petty misdemeanor and was sentenced on October 29, 2021, to 90 days restriction, 2 years probation, \$3,510.00 in fines and restitution and fees. The conduct underlying the conviction for which Mr. Gruppo was convicted, establishes violations of the Medical Practice Act. (January 2022)

Steven Hensley, PSGT – PST2022-0002 – Agreed Order for Stipulation of Licensure mandating that Mr. Hensley abstain from the use of mind-altering substances, alcohol and non-prescribed controlled substances and must enter into a treatment contract with NM Health Professional Wellness Program. This is not considered a restriction on the license. (March 2022)

Morton Hyson, MD – TM2016-0132– Agreed Order Imposing Stipulations on License, issuance of a formal letter of reprimand and to pay a fine of \$1000.00 plus costs of the investigation. This action is based on failure to report licensure action taken by another state in 2017 and 2020 as required by the Medical Practice Act and Board Regulation. (March 2020)

Bartholomew Lally, PA – PA2016-0077 – Agreed Order Imposing Stipulations on License, issuance of a letter of reprimand and payment of a \$7000.00 fine. Mr. Lally must enroll and successfully complete an ethics course at CPEP (Center for Personalized Education for Professionals) or a comparable program within six months and participate in a clinical skills assessment at CPEP. This action is based on making false or misleading statements regarding treatment of coronavirus; inappropriate relationship with a patient; failure to access the prescription monitoring program; failure to maintain timely, accurate and complete medical records and conduct alleged in a criminal complaint which constitutes conduct unbecoming in a person licensed to practice medicine and is a violation of the Medical Practice Act (MPA). (March 2022)

Gregory McClain, MD –Applicant– Agreed Order Accepting Respondent's Voluntary Withdrawal of Initial Application for License While Under Investigation was issued based on the best interest of Dr. McClain, the Board, and the public. (March 2022)

Idrys Mcfield, PA – PA20017-009 – Notice of Contemplated Action was issued based on unprofessional or dishonorable conduct; discipline imposed on a licensee by another state; failure to report to the board adverse action taken by a law enforcement agency and conduct unbecoming in a person licensed to practice or detrimental to the best interest of the public. (March 2022)

Jane McMillan, MD – MD2011-0411 – Order of Release from Stipulation. Licensee has a full and unrestricted license. (March 2022)

Francisco Ralls, MD – MD2008-0782 – Agreed Order for Stipulation of Licensure mandating that Dr. Ralls abstain from the use of mind-altering substances, alcohol and

non-prescribed controlled substances and must enter into a treatment contract with NM Health Professional Wellness Program. This is not considered a restriction on the license. (March 2022)

Sean O'Rourke, MD – MD2019-0040 – Agreed Order Imposing Stipulations on License and issuance of a letter of reprimand requiring that Dr. O'Rourke allow his medical license to lapse on July 1, 2022 and not seek renewal, and payment of a \$6,000.00 fine. This action is based on action taken in another state. (January 2022)

Walter Simmons, MD - 2003-0145 – Agreed Order Imposing Stipulations on License and issuance of a letter of reprimand requiring permanent prohibition from prescribing compound medications; successfully complete the ProBe Ethics Course at the Center for Personalized Education for Physicians (CPEP) and have a practice monitor for an indefinite period of time. This action is based on Dr. Simmons writing three prescriptions and sent them to the marketing department of the pharmacy instead of the main pharmacy number and following an investigation by the Federal Government Dr. Simmons pled guilty to three misdemeanor violations of HIPAA. These acts are a violation of the Medical Practice Act. (January 2022)

David Stalker, MD – 87-389– Agreed Order for Voluntary Surrender of License While Under Investigation was issued based on the best interest of Dr. Stalker, the Board, and the public. (January 2022)

Quinn Stein, GC – GC2022-006 – Agreed Order for Stipulation of Licensure mandating that Mr. Stein abstain from the use of mind-altering substances, alcohol and non-prescribed controlled substances and must enter into a treatment contract with NM Health Professional Wellness Program. This is not considered a restriction on the license. (January 2022)

Eric Thomas, MD –Applicant– Agreed Order Accepting Respondent's Voluntary Withdrawal of Initial Application for License While Under Investigation was issued based on the best interest of Dr. Thomas, the Board, and the public. (January 2022)

Bryan Wood, MD – MD2006-0846 – Notice of Contemplated Action was issued based on unprofessional or dishonorable conduct; discipline imposed on a licensee by another state; habitual or excessive use of intoxicants or drugs; conduct likely to deceive, defraud or harm the public and conduct unbecoming in a person licensed to practice or detrimental to the best interest of the public. (March 2022)