

## ***BOARD ACTIONS***

(Actions taken between July 1, 2019 through September 30, 2019)

**David Brent Aday, MD – 87-190** – Agreed Order for Reprimand and Fine was issued mandating that Dr. Aday pay a \$2,500.00 fine within sixty days following entry of the order. This action is based on Dr. Aday's failure to respond to Board requests for CME documentation, and could not provide documentation of completion of five hours of CME in pain management during the July 1, 2015, to July 1, 2018, renewal period, but provided documentary evidence of his subsequent completion of the requisite hours. (August 2019)

**Vijay Agarwal, MD – 81-141** – A Notice of Contemplated Action was issued based on unprofessional or dishonorable conduct; failure to furnish the Board, its investigators or representatives with information requested by the Board; abandonment of patients; conduct unbecoming in a person licensed to practice or detrimental to the best interests of the public and failure to provide pertinent and necessary medical records to a physician or patient of the physician in a timely manner. (September 2019)

**Mark D. Beale, MD – 93-208** – Decision and Order Revoking Dr. Beal's License based on failure to request a hearing on the Notice of Contemplated Action issued April 28, 2019 within twenty days per the Uniform Licensing Act. (July 2019)

**Laura Becke, PSGT – PT2010-0031** – A Notice of Contemplated Action was issued based on failure to report two arrests in 2018; her conduct in connection with the arrests was unbecoming a member of the medical profession and detrimental to the public and failure to obtain an assessment by the New Mexico Health Professional Wellness Program per Board request. (July 2019)

**Laura Becke, PSGT – PT2010-0031** – Agreed Order for Voluntary Surrender of License While Under Investigation was issued based on failure to report two arrests in 2018; her conduct in connection with the arrests was unbecoming a member of the medical profession and detrimental to the public and failure to obtain an assessment by the New Mexico Health Professional Wellness Program per Board request. (August 2019)

**Richard Lee Breeden, MD – 2000-14** - Agreed Order for Reprimand, Fine and Stipulation on License was issued requiring that Dr. Breeden pay a \$3,000.00 fine; successfully complete a Board-approved professionalism course within 90 days following entry of the order and Dr. Breeden may not serve as medical director of a sleep center and may not supervise those engaged in the practice of Polysomnography for at least one year. This action is based on conduct likely to deceive, defraud or harm the public; failure to adequately supervise a medical or surgical assistant or technician or professional licensee who renders health care; conduct unbecoming in a person licensed to practice or detrimental to the best interests of the public. (September 2019)

**Lynette Brown, MD – Resident Applicant** – Agreed Order for Stipulation on License was issued stating that in return for the Board to issue Dr. Brown a resident license she must first undergo a professionalism evaluation by a Board-approved evaluator within 90 days of the filing of the order. This action is based on adverse actions against her license and clinical privileges in another jurisdiction and in prior

post-graduate training programs and Dr. Brown did not cooperate in prior investigations into her conduct, and was not forthcoming with the Board regarding her history. (September 2019)

**Steven Cain, MD – MD2010-0224** - Order of Release from Stipulation. Licensee has a full and unrestricted license. (August 2019)

**Lucas Campos, MD – Applicant** – Agreed Order Accepting Respondent's Voluntary Withdrawal of Initial Application for License While Under Investigation based on the best interests of the Respondent, the Board and the public. (September 2019)

**Yasin Choudry, MD – MD2015-0665** - Order of Release from Stipulation. Licensee has a full and unrestricted license. (August 2019)

**Kimberly Collins, MD – 2003-0466** – Agreed Order for Reprimand and Fine was issued mandating that Dr. Collins pay a \$2,500.00 fine based on Dr. Collins not responding to Board requests for CME documentation, and could not provide documentation of completion of five hours of CME in pain management during the July 1, 2015, to July 1, 2018, renewal period, but provided documentary evidence of her subsequent completion of the requisite hours. (August 2019)

**Victor Cruz, MD – MD2011-0410** - Agreed Order for Stipulation on License was issued mandating that Dr. Cruz complete an evaluation by a Board-approved entity, such as the Professional Resource Center, within six months of the filing of the order. Dr. Cruz must also pay a \$150.00 administrative fee for failure to report action to the Board. This action is based on unprofessional conduct with other medical professionals at "Hospital"; previously disciplined by other healthcare entities for similar conduct and termination from "Hospital" and failure to report to the Board his termination. (September 2019)

**John A. Dacanay, MD – MD2012-0806** – Agreed Order for Reprimand and Stipulation on License was issued mandating that Dr. Dacanay successfully complete courses in the treatment of attention deficit disorder, medical record keeping and controlled substance prescribing within 60 days of the order; accept a restriction on his license prohibiting him from prescribing controlled substances until he provides the Board with evidence that he completed medical record keeping and controlled substance prescribing courses; and cease receiving prescriptions from his practice partner and not to issue prescriptions to his practice partner. This action is based on unprofessional or dishonorable conduct; injudicious prescribing, administering or dispensing of a drug or medicine; conduct unbecoming in a person licensed to practice or detrimental to the best interests of the public; and improper management of medical records, including failure to maintain timely, accurate, legible and complete medical records. (August 2019)

**Tushar Pritam Dandade, MD – 2003-0526** – Agreed Order for Reprimand, Fine and Stipulation on License was issued mandating that Dr. Dandade pay a \$1,000.00 fine and 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. This action is based on habitual or excessive use of intoxicants or drugs and conduct unbecoming in a person licensed to practice or detrimental to the best interests of the public. (August 2019)

**Rebecca Duchon, PA – 81-PA016** – Agreed Order for Stipulation of Licensure mandating that Dr. Duchon 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. (August 2019)

**David Elliott, MD – 76-31** – Agreed Order for Reprimand, Fines and Stipulation on License requiring that Dr. Elliott pay fines totaling \$2,000.00 within sixty days of the date of the order; complete a neuropsychological examination by a Board-approved evaluator within sixty days of the order and comply with any recommendations made as a result of the examination; and undergo a clinical competency evaluation at CPEP within sixty days of the order and comply with any recommended actions as a result of the evaluation. (July 2019)

**Christopher Fletcher, MD – 81-45** – Notice of Contemplated Action was issued based on unprofessional conduct; repeated similar negligent acts; conduct unbecoming in a person licensed to practice or detrimental to the best interests of the public and interaction with physicians, hospital personnel, patients, family members or others that interferes with patient care or could reasonably be expected to adversely impact the quality of care rendered to a patient. (September 2019)

**Josip Gazic, MD – MD2007-0663** – Notice of Contemplated Action was issued based on failure to be current with child support payments. (September 2019)

**Kyle Greer, MD – MD2016-0610** - Order of Release from Stipulation. Licensee has a full and unrestricted license. (August 2019)

**Steven Greer, MD – MD2017-0872** – Order for Reimbursement of Costs ordering Dr. Greer to reimburse the Board its costs for investigating and prosecuting his case before the Board in the amount of \$3,345.00 to be paid within three months [September 3, 2019]. (July 2019)

**David Hoekenga, MD – 74-178** – Agreed Order for Voluntary Surrender of License While Under Investigation was issued based on habitual or excessive use of intoxicants or drugs, failure to report to the Board any adverse action taken against him by a health care entity, conduct unbecoming in a person licensed to practice, improper management of medical records and interactions with patients that interferes with patient care or could reasonably be expected to adversely impact the quality of care rendered to a patient. (September 2019)

**Charlotte Hunter, MD – MD2017-0966** – Agreed Order for Voluntary Surrender of License While Under Investigation was issued based on manifest incapacity or incompetence to practice as a licensee. (September 2019)

**Charlesly Joseph, MD – MD2011-0680** – Agreed Order for Stipulation of Licensure was issued mandating that Dr. Joseph 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. (August 2019)

**Rachel Ann Kartanowicz, PA – PA2013-0081** – Agreed Order for Voluntary Surrender of License While Under Investigation based on injudicious prescribing, administering or dispensing of a drug or medicine; conduct unbecoming in a person licensed to practice or detrimental to the best interests of the public; improper management of medical records, including failure to maintain timely, accurate, legible and complete medical records; violation of a narcotic or drug law and dishonesty as unprofessional conduct. (September 2019)

**David Kelly, PA – Applicant** - Agreed Order Accepting Respondent's Voluntary Withdrawal of Initial Application for License While Under Investigation based on the best interests of Mr. Kelly, the Board and the public. (August 2019)

**Gregary Koury, MD** - Order of Release from Stipulation. Licensee has a full and unrestricted license. (August 2019)

**Avra Laarakker, MD – RS2018-0588** – Agreed Order for Stipulation of Licensure requiring that Dr. Laarakker 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. (July 2019)

**Irene Lazarus, MD – RS2019-0715** - Agreed Order for Stipulation of Licensure mandating that Dr. Lazarus enter into a treatment contract with NM Health Professional Wellness Program. This is not considered a restriction on the license. (August 2019)

**Kang Lu, MD – MD2011-0854** – A Notice of Contemplated Action was issued based on unprofessional or dishonorable conduct; misrepresentation in applying for or procuring a license to practice in this state or in connection with applying for or procuring renewal; manifest incapacity or incompetence to practice as a licensee; discipline imposed on licensee by another state; conduct likely to deceive, defraud or harm the public; failure to report to the Board any adverse action taken against the licensee by another licensing jurisdiction, governmental agency or law enforcement agency; failure to report to the Board surrender of authorization to practice in another state and conduct unbecoming in a person licensed to practice or detrimental to the best interests of the public. (September 2019)

**Adrian Moretti, MD – MD2016-0900** - Order of Release from Stipulation. Licensee has a full and unrestricted license. (July 2019)

**Charles O'Hearn, MD – Applicant** – Corrected Decision and Order Denying Application for Licensure based on the Hearing Officers Report dated June 7, 2019; not meeting the post-graduate training requirements for applicants not eligible for licensure by endorsement; multiple arrests and failure to disclose the facts underlying those arrests; licensure action by the Texas Medical Board and failure to accurately disclose the details of the action to the NM Medical Board; not forthcoming with the Board regarding other conduct resulting in legal proceedings involving Dr. O'Hearn and/or his practice of medicine, including the Center for Medicare and Medicaid Services' revocation of the Clinical Laboratory Improvement Amendments certificate of one or more emergency care facilities owned by Dr. Hearn; engaging in conduct that could disrupt and/or adversely affect patient care and conduct that was unduly confrontational when defending his personal interests to the detriment of the public at large. (July 2019)

**Charles J, O’Hearn, MD – Applicant** – Order for Reimbursement of Costs was issued in the amount of \$5,188.32. (September 2019)

**Richard Madden, MD – 81-82** – Agreed Order for Reprimand and Fine was issued requiring that Dr. Madden accept a reprimand and pay a fine in the amount of \$1,000.00 based on failure to respond to Board requests for documentation of his CME hours. (July 2019)

**Richard Hugh Matthews, MD – MD2010-0258** – Agreed Order for Voluntary Surrender of License While Under Investigation based on manifest incapacity or incompetence to practice as a licensee and discipline imposed on a licensee by another state, including denial, probation, suspension or revocation. (September 2019)

**Roderick McVeety, MD – MD2004-0333** – Agreed Order for Reprimand and Fine in the amount of \$1,000.00 to be paid within sixty days following entry of the order. Dr. McVeety completed all required CME hours in a timely manner, but did not respond to Board requests for documentation of those hours. (September 2019)

**Brandon Pearson, MD – Applicant** – Agreed Order Accepting Respondent’s Voluntary Withdrawal of Initial Application for License While Under Investigation based on the best interests of Dr. Pearson, the Board and the public. (August 2019)

**Traci Pritchard, MD – TM2012-0107** - Order of Release from Stipulation. Licensee has a full and unrestricted Telemedicine license. (August 2019)

**Fernando Atilio Ravessoud, MD – MD2011-0758** – Agreed Order for Reprimand and Fine of \$1,000.00 was issued, based on failure to comply with the Board’s CME audit in a timely manner. (August 2019)

**Bradford Richardson, MD – RS2018-0743** - Order of Release from Stipulation. Licensee has a full and unrestricted Resident license. (August 2019)

**Clifford Wayne Robins, MD – MD2015-0875** – Agreed Order for Voluntary Surrender of License While Under Investigation based on habitual or excessive use of intoxicants or drugs; failure to report to the Board any adverse action taken against the licensee by a law enforcement agency or a court for acts or conduct similar to acts or conduct that would constitute grounds for action by the Board and conduct unbecoming in a person licensed to practice or detrimental to the best interests of the public. (September 2019)

**Patrick Keenan Shanley, PA – PA2008-0045** – Agreed Order for Reprimand and Stipulation on License requiring that Mr. Shanley successfully complete a Board-approved ethics course within sixty days of the date of the order; and 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. (July 2019)

**Anjmun Sharma, MD – MD2018-0565** – Notice of Contemplated Action was issued based on unprofessional or dishonorable conduct; willfully or negligently divulging a professional confidence; misrepresentation in applying for or procuring a license to

practice in this state or in connection with applying for or procuring renewal; the use of a false, fraudulent or deceptive statement in a document connected with the practice of a licensee; failure to report to the Board any adverse action taken against the licensee by another licensing jurisdiction for acts or conduct similar to acts or conduct that would constitute grounds for action and conduct unbecoming in a person licensed to practice or detrimental to the best interests of the public. (September 2019)

**John R. Smolley, Jr., MD – Applicant** – Agreed Order Accepting Respondent’s Voluntary Withdrawal of Initial Application for License While Under Investigation based on the best interests of Respondent, the Board and the public. (September 2019)

**Larry Allen Sonna, MD – MD2012-0483** – Agreed Order for Voluntary Surrender of License While Under Investigation was issued based on conduct unbecoming in a person licensed to practice or detrimental to the best interests of the public and interaction with hospital personnel that interferes with patient care or could reasonably be expected to adversely impact the quality of care rendered to a patient. (August 2019)

**Yijuan Sun, MD – 2003-0650** – Agreed Order for Reprimand and Fine of \$1,000.00 based on not responding to Board requests for CME documentation. (July 2019)

**Martin Lee Taylor, PA – PA2003-0021** – Agreed Order for Reprimand, Fine and Stipulation on License was issued requiring that Mr. Taylor pay a fine of \$1,000.00 within sixty days of the order for not disclosing his arrest for DWI and guilty plea when renewing his license; successfully complete a Board-approved ethics course within sixty days of the date of the order; and 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. (July 2019)

**Karin Thron, MD – 96-391** – Agreed Order for Reprimand and Fine in the amount of \$2,500.00 within sixty day of the filing of the order, based on Dr. Thron not responding to Board requests for CME documentation, and did not complete the requisite 75 hours of qualified CME during the July 1, 2015, to July 1, 2018 renewal period. (September 2019)

**Sujan Thyagaraj, MD – MD2010-0267** – Decision and Order Revoking License based on an Administrative Hearing and the Hearing Officers report submitted to the Board on June 28, 2019. It was concluding during the hearing that Dr. Thyagaraj demonstrated conduct likely to deceive, defraud or harm the public; sexual contact with a patient; conduct unbecoming in a person licensed to practice or detrimental to the best interests of the public and interaction with patients that interferes with patient care or could reasonably be expected to adversely impact the quality of care rendered to a patient. (August 2019)

**Sujan Thyagaraj, MD – MD2010-0267** – Order for Reimbursement of Costs in the amount of \$2,962.69. (September 2019)

**Chandran P. Vedamanikam, MD – MD2011-0121** – Agreed Order for Reprimand, Fine and Stipulation on License mandating that Dr. Vedamanikam pay fines totaling \$2,000.00 within sixty days of the filing of order and successfully complete a Board approved ethics course within ninety days of the filing of the order. (September 2019)

**Paul Wheeler, MD – MD2019-0617** – Agreed Order for 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 Health Professional Wellness Program. This is not considered a restriction on the license. (July 2019)

**Ati Urban Yates, MD – MD2017-0033** – Agreed Order for Voluntary Surrender of License While Under Investigation based on evidence of incompetence to practice medicine. (September 2019)