

**New Mexico Medical Board  
Third Quarter Meeting  
August 13 - 14, 2009**

**AGENDA**

**THURSDAY, August 13, 8:30 a.m.**

- 8:30**    **1. Call to Order**
- 2. Approve Agenda**
- 3. Approve Minutes – June 25, 2009**
- 4. Election of Secretary / Treasurer**
- 8:45**    **5. Complaint Committee Reports [portions closed\*]**
- A. Licensees & Applicants**
- Committee A:** 2008-A-193; 2008-A-215; 2008-A-250; 2009-A-003; 2009-A-019; 2009-A-028; 2009-A-041; 2009-A-051 **Possible Advisory Letter:** 2008-A-145; 2009-A-068 **Possible Action:** 2009-A-040
- Committee AA:**   **Hold:** 2008-AA-233
- Committee B:** 2008-B-190; 2008-B-234; 2009-B-008; 2009-B-012; 2009-B-022; 2009-B-025; 2009-B-053; 2009-B-0-70; 2009-B-080; 2009-B-093; 2009-B-095 **Possible Advisory Letter:** 2009-B-098
- Possible Action:** 2008-B-029; 2009-B-101; 2009-B-123
- Committee C:** 2008-C-171; 2008-C-192; 2008-C-201; 2008-C-242; 2009-C-001; 2009-C-005; 2009-C-017; 2009-C-023; 2009-C-039; 2009-C-061 **Possible Advisory Letter:** 2008-C-236; 2008-C-256 **Possible Action:** 2009-C-102
- Committee D:** 2008-D-191; 2008-D-239; 2008-D-253; 2009-D-006; 2009-D-009; 2009-D-018; 2009-D-024; 2009-D-046; 2009-D-067; 2009-D-077 **Possible Action:** 2008-D-183
- Committee E:** 2009-E-103; 2009-E-058; 2009-E-060 **Hold:** 2008-E-149
- B. Executive Committee Report**
- Criminal History Hits
- Other Cases
- 10:30**    **6. Actions Related to Executive Session**
- 11:00**    **7. Reports [portions may be closed\*\*]**
- A. Chair**
- B. Executive Director - personnel matters [portions may be closed\*\*]**
- C. Medical Director –**
- D. Assistant Attorney General -**
- E. Administrative Prosecutor - NCA Status Report**
- F. Licensing Manager - Licensing Measures**
- G. Financial / HR Manager - FY09 Budget Status Report, Revenues Status Report and Revenues Statistics**
- H. Investigation Department -**
- I. Public Information Officer - Newsletter - October, 2009**
- 8. Compliance Department**
- Board Monitored Compliance Report [**non MTP**]
  - Board Order - Robert George, MD (request probation be terminated)
  - Board Order - Jon Paul Hamilton, MD (request probation be terminated)
  - Board Order - Gary Puro, MD (request probation be terminated)
  - Board Order - Timothy Busch, PA (request probation be terminated)
- 9. Actions Related to Executive Session**

**LUNCH**

- 1:00 10. **Licensing Requests and Actions, New Applicants/Reinstatements:** [portions closed\*]
- **Kevin Garrett, MD** - Consider non-disciplinary stipulated license
  - **Sinisa Trbovic, MD** - Request exception to 7 year rule and grant unrestricted medical license
  - **Madhuri Koganti, MD** - Request exception to 7 year rule and grant unrestricted medical license
  - **Howard Schwartz, MD** - Case #2009-019 - Consider Settlement
  - **Robert Katz, MD** - Case #2009-018 - Consider Agreed Interim Order [SW, FC]
  - **Twana Sparks, MD** - Case #2009-011 - Consider Agreed Interim Order [SW, FC]
  - **Decision and Order** - Robert Labayen, MD - Case #2008-024 [BC]
  - **Default Hearing** - Ali Rajaei, MD - Case 2009-021 [PK]

11. **Actions Related to Executive Session**

- 2:00 12. **NM Monitored Treatment Program Reports** [portions closed\*]

- 3:00 13. **Informal Interviews** [portions closed\*]

- |      |   |                           |
|------|---|---------------------------|
| 3:00 | <b>Jon Paul Hamilton, MD</b>                  | <b>Robert George, MD</b>  |
| 3:15 | <b>Adelfio Fronterotta, MD</b>                | <b>Robert Orchard, MD</b> |
| 3:30 | <b>Johnnie Vigil, MD</b>                      | <b>Jon Wagner, MD</b>     |
| 3:45 | <b>Pablo Garcia, MD</b>                       | <b>Aaron Brodsky, MD</b>  |
| 4:00 | <b>Daniel Noonan, MD</b>                      | <b>Marc Masotti, MD</b>   |
| 4:15 | <b>Bryan Wayne, MD</b>                        | <b>Allen Mock, MD</b>     |
| 4:30 | <b>Ralph Hansen, MD</b>                       | <b>Timothy Busch, PA</b>  |
| 4:45 | <b>James Hartenbach, MD by teleconference</b> |                           |

14. **Actions Related to Executive Session**

**FRIDAY, August 14, 9:00 a.m.**

- 9:00 15. **Rule Hearing**
- **16.10.7 NMAC**- License Expiration, Renewal and Reinstatement
  - **16.10.8 NMAC** - Medical Ethics
  - **16.10.15 NMAC**- Physician Assistants: Licensure & Practice Requirements
  - **16.10.19 NMAC**- Qualifications & Licensure for Anesthesiologist Assistants
16. **Adoption of Rules**
- **16.10.7 NMAC** - License Expiration, Renewal and Reinstatement
  - **16.10.8 NMAC** - Medical Ethics
  - **16.10.15 NMAC** - Physician Assistants: Licensure & Practice Requirements
  - **16.10.19 NMAC** - Qualifications & Licensure for Anesthesiologist Assistants
- 9:30 17. **New Business**
- A. Rule Review - 16.10.9 NMAC - Fees
  - B. Rule Review - 16.10.20 NMAC - Polysomnographic Technologists: Licensure and Practice Requirement
  - C. Polysomnography Practice Advisory Committee Appointments
  - D. Implementation of Medical Home Act - Ann Wehr, M.D.
  - E. Consider application fee waiver for first time physician assistant applicants in New Mexico.
- 9:45 18. **Old Business**
19. **Actions Related to Executive Session**
- 10:30 20. **Karen Armitage, MD, FAAP, Chief Medical Officer, NM Department of Health and Kim Peters, PhD, Bureau Chief, NM Vital Records and Health Statistics Bureau**  
Role of Physician in Vital Health Information
- 12:00 21. **Adjourn**

"Pursuant to NMSA 1978, Section 10-15-1 (H) (1) of the Open Meetings Act, Sections 10-15-1 to 10-15-4, the Board of Medical Examiners may close portions of its meeting to discuss certain matters pertaining to a particular license. All final actions concerning a license will be made in an open meeting."

\*\* "Pursuant to NMSA 1978, Section 10-15-1 (H) (2) of the Open Meetings Act, Sections 10-15-1 to 10-15-4, the Board of Medical Examiners may close portions of its meeting to discuss limited personnel issues."

Items not completed on Thursday's Agenda shall be carried over to Friday's Agenda.  
Initials in red are members recused in disciplinary cases