

New Mexico Medical Board
Second Quarter Meeting
August 7-8, 2014

FINAL AGENDA

THURSDAY, August 7, 2014 – 8:30 a.m.

- 8:30 1. Call to Order [SW]
2. Approve Agenda [SW]
3. Approve Minutes – June 26, 2014 and July 10, 2014 [SW]
- 8:40 4. **Complaint Committee Reports** [closed*]
A. Licensees & Applicants
Committee A: 2013-A-106; 2013-A-108; 2013-A-111; 2013-A-132; 2013-A-190; 2013-A-202; 2013-A-227; 2014-A-026; **Possible Advisory Letter:** 2013-A-133; 2013-A-150; 2013-A-220; 2014-A-014; 2014-A-046 **Possible Action:** 2013-A-094; 2013-A-120; 2014-A-062 [SJ, RW]

Committee B: 2013-B-079; 2013-B-139; 2013-B-164; 2013-B-180; 2013-B-191; 2013-B-210; 2013-B-228; 2014-B-016; 2014-B-047; 2014-B-052; 2014-B-058; 2014-B-075; 2014-B-087 **Possible Advisory Letter:** 2013-B-131; 2014-B-061; **Possible Action:** 2014-B-042; 2014-B-067 [SAK, JS]

Committee C: 2013-C-110; 2013-C-122; 2013-C-160; 2013-C-163; 2013-C-165; 2013-C-195; 2013-C-223; 2013-C-225; 2014-C-013; 2014-C-021; 2014-C-023; 2014-C-085 **Possible Advisory Letter:** 2013-C-085; 2014-C-027 **Possible Action:** 2014-C-060 [SK, AB]

Committee D: 2013-D-073; 2013-D-152; 2013-D-178; 2013-D-193; 2013-D-224; 2013-D-229; 2014-D-017; 2014-D-024 **Possible Advisory Letter:** 2013-D-204 **Possible Action:** 2013-D-103; 2014-D-056 [PB, JA]

Committee E: 2013-E-088; 2013-E-121; 2013-E-198; 2013-E-207; 2014-E-025; 2014-E-049; 2014-E-050 **Possible Advisory Letter:** 2013-E-233 **Possible Action:** 2013-E-027; 2014-E-057; 2014-E-059; 2014-E-065 [SW]
- B. Executive Committee Report [portions closed*] [SW]
Other cases
Criminal Background Hits
5. **Actions Related to Executive Session**
- 9:20 6. **Licensing Issues, New Applicants/Reinstatements:** [portions closed*]
A. **Julia Weinstein, MD** – Accept professional experience in lieu of second year of accredited PGT [GL, AQ]
B. **Fadi Hanbali, MD** – Accept non accredited PGT and professional experience in lieu of second year of accredited PGT [GL, AQ]
C. **Bernie Hewett, MD** – Default Hearing [DR] [SJ, RW]
D. **Ramona Anderson, MD** – Possible Settlement [DR] [SJ, RW]
E. **Mark Walden, MD** – Review CPEP Report and further modification of Board Order [SF] [SW]
F. **Gregory Gomez, MD** – Decision and Order [SF] [JA, PB]
G. **Sitaramakrishna Kothalanka, MD** – Decision and Order [SF] [SW]
H. **Roderick Mitchell, MD** – Motion to Reopen Case No. 2014-004 [SF] [SK, AB]
I. **Roderick Mitchell, MD** – Decision and Order [SF] [SK, AB]
- 10:15 7. **Old Business**
A. **Finalize 2015 Board Meeting Dates**
Quarterly Meetings:
February 19-20, 2015; May 14-15, 2015; August 6-7, 2015; November 5-6, 2015
Interim Meetings:
January 8, 2015; April 2, 2015; June 25, 2015; September 17, 2015

(FSMB – April 23-25, 2015 - Ft. Worth, Texas)

10:45 8. Reports
A. Executive Director – [portions may be closed**] [LH]

11:30 9. Compliance Report [portions closed*] [DD]
A. Board Monitored Compliance Report [non MTP]

LUNCH

1:15 10. New Mexico Monitored Treatment Program Report [portions closed*]

2:00 11. Informal Interviews [portions closed*]

2:00	Bertrand Bassett, M.D. [SAK]	John Bray-Morris, M.D. [JA]
2:15	Jimmie Charlie, M.D. [JS]	Alden Cockburn, M.D. [RW]
2:30	Sally D'Angelo, M.D. [SW]	Ralph Hansen, M.D. [SJ]
2:45	Richard Hempstead, M.D. [SK]	Christopher Jones, M.D. [SW]
3:00	Sudha Kailas, M.D. [AB]	Keith Levitt, M.D. [PB]
3:15	Darrick May, M.D. [SAK]	Chandler Morgan, PSGT [AB]
3:30	Benjamin Stake, M.D. [JS]	David Stalker, M.D. [JA]
3:45	Kathleen Van Osten, M.D. [RW]	Steven Petrakis, M.D. [SJ]
4:00	Paul De Stefano, M.D. [JA]	Roy Heilbron, M.D. [SW]
4:15	Edwin Kennedy, M.D. Via Teleconference [SJ]	

4:30 12. Compliance Requests and Status [DD] [portions closed*]
Ralph Hansen, MD – Requesting release from stipulation
Christopher Jones, MD – Requesting release from stipulation
Kathleen Van Osten, MD – Requesting release from stipulation
Chandler Morgan, PSGT - Release from stipulation
John Bray-Morris, MD – Requesting amendment to stipulation
Chandler Morgan, PSGT - Release from Stipulation
Paul De Stefano, MD - Amending Stipulated Order

13. Actions Related to Executive Session

FRIDAY, August 8, 2014 – 9:00 a.m.

9:00 14. Reports

- A. Chair – [SW]
Administrative Medicine Licensure
- B. Medical Director – [GLF]
T Choice Clinic Telehealth Proposal [SJK, SK]
The Optometric Society Telehealth Proposal [PB, GL]
- C. Board Attorney – [SF] [portions may be closed*]
Rules
Religious Practitioner
- D. Licensing Manager - [AQ]
Discuss type of Pain Management CME required after July 1, 2014 [SJ]
Proposal for Pain Management PPQ and rule change
Licensing Measures
PA Rule Taskforce Report [AB, AQ]
- E. Financial / HR Manager – [GM]
FY14 Medical Board Revenues – Ending June 30, 2014
FY14 Medical Board Expenditures – Ending June 30, 2014
FY14 Medical Board Statistics – Ending June 30, 2014

The New Mexico Medical Board's mission is to protect the health and safety of the public from unprofessional conduct, incompetency, or other violations of the Medical Practice Act.

F. Investigations Department [DD]

Status Report

G. Administrative Prosecutor – (portions closed*) [DR]**

Prosecution Status Report

George Schwartz, M.D. lawsuit

Nicholas Nardacci, M.D. appeal

Pawan Jain, M.D. appeal

Richard Rubin, P.A. lawsuit

Michael Dolvin lawsuit

Action item- District Court Injunction against Paul Bateman

9:50 15. New Business

Carl Flausbaum Board of Pharmacy PMP Manager – Presentation on Practitioner Report Cards

Scope of practice litigation [LH]

11:30 16. 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 NM Medical Board 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 NM Medical Board may close portions of its meeting to discuss limited personnel issues."

*** "Pursuant to NMSA 1978, Section 10-15-1 (H)(7) of the Open Meetings Act, Section s 10-15-1 to 10-15-4, The NM Medical Board may close portions of its meeting subject to the attorney-client privilege pertaining to threatened or pending litigation in which the public body is or may become a participant."

Initials in red are members recused in disciplinary cases.

Initials in blue indicate who will address the agenda item.

Items not completed on Thursday's Agenda shall be carried over to Friday's Agenda.