

**New Mexico Medical Board
Second Quarter Meeting
May 14-15, 2015**

AGENDA

THURSDAY, May 14, 2015 – 8:30 a.m.

- 8:30** 1. **Call to Order [SJ]**
2. **Approve Agenda [SJ]**
3. **Approve Minutes [SJ]**
 February 19-20, 2015 Quarterly Board Meeting
 April 27, 2015 Special Board Meeting
- 8:40** 4. **Complaint Committee Reports [closed*]**
- A. Licensees & Applicants
 Committee A: 2014-A-137; 2014-A-144; 2014-A-148 **Possible Advisory Letter:** 2014-A-167
 Possible Action: 2014-A-081; 2014-A-110; 2014-A-115; 2015-A-038 [SJ, RW]
 Committee B: 2014-B-122; 2014-B-174; 2014-B-189 **Possible Advisory Letter:** 2014-B-187
 Possible Action: 2014-B-097 [JS, SK]
 Committee C: 2014-C-078; 2014-C-079; 2014-C-118; 2014-C-138; 2014-C-155; 2014-C-175
 Possible Advisory Letter: 2014-C-098; 2014-C-183 **Possible Action:** 2014-C-177; 2015-C-039;
 2015-C-051 [KC, AB]
 Committee D: 2014-D-152; 2014-D-166; 2014-D-173 **Possible Advisory Letter:** 2014-D-160
 Possible Action: 2015-D-040; 2015-D-049; 2015-D-053 [PB, JA]
- B. Executive Committee Report [portions closed*] [SJ]
 Other Cases
5. **Actions Related to Executive Session**
- 9:15** 6. **Licensing Issues, New Applicants/Reinstatements:** [portions closed*]
- A. **Dr. Alok Singla** – Exception to the 7-year rule [GLF, AQ]
- B. **Jose Garcia, MD, Case No. 2014-050** – Proposed Settlement [JS, SK] [SFrank]
- C. **Alan Arrington, MD, Case No. 2014-052** – Proposed Settlement [JA, PB] [PM]
- D. **Barbara Van Eeckhout, MD, Case No. 2014-060** – Proposed Settlement [JS, SK] [PM]
- E. **Walter Seidel, MD, Case No. 2014-062** – Proposed Settlement [JS, SK] [SFuqua]
- F. **Andre May, MD, Case No. 2014-063** – Proposed Settlement [SFuqua]
- G. **Frank Bryant, MD, Case No. 2014-038** – Proposed Settlement [SFuqua]
- H. **Haruhvani Spruce, MD, Case No. 2014-033** – Review CPEP Report and Determine Further
 Licensure Action [SFrank]
- I. **John Wassner, MD, Case No. 2013-014** – Respondent's Motion to Rescind Licensure Action
 [PM]
- 10:15** 7. **Reports – [SJ] [portions closed**]**
- A. **Chair**
 Welcome New Board Member
- B. **Interim Executive Director – [DD] [portions may be closed**]**
 Status on Agency Vacancies
 Personnel Matters
- C. **Medical Director – [GLF]**
 FSMB Annual Meeting Update
 Application of the State Action Antitrust Immunity Doctrine Affecting State Regulatory Boards
- D. **Board Attorney – [SFrank]**
 Mark Walden, M.D. Appeal
 Sitar Kothalanka, M.D. Appeal
 Paul Bateman Lawsuit
- E. **Licensing Manager - [AQ]**

Consider Sanctions for Licensees Not in Compliance with the Board's Pain Management CME Requirement

F. Financial / HR Manager – [GM]

Review of FY15 Budget and Revenue Status Report ending March 31, 2015
Review of HB2 Approved FY16 Operating Budget

G. Investigations Department [DD]

Status Report

H. Administrative Prosecutor – [DD, SF]

Prosecution Status Report

- 11:30 8. PIO/Compliance Report [portions closed*] [KC]**
A. Board Monitored Compliance Report [non MTP]
B. Affiliated Monitors Compliance Report
C. Loss Prevention Status Update
D. Active Shooter Training Update
E. Board Website Update

LUNCH

- 1:00 9. New Mexico Monitored Treatment Program Report [portions closed*]**

- 1:30 10. Informal Interviews [portions closed*]**

2:00	Michael Bellas, PA [AB]	James Bradley, MD [SK]
2:15	Elaine Bradshaw, MD [JA]	John Bray-Morris, MD [JA]
2:30	Stephen Cain, MD [JS]	Leslie Carroll, MD - [RW]
2:45	Jimmie Charlie, MD [JS]	Alden Cockburn, MD - [RW]
3:00	Christopher Driskill, MD [SJ]	Steve Greer, MD - [SJ]
3:15	Jonathan Hechanova, MD [JA]	Rob Kamermans, MD [SJ] – Telephonic
3:30	Keith Levitt, MD [PB]	Nancy Sachsel, PA [AB]
3:45	Milton Sanchez, PSGT [PB]	Richard Smith, MD [AB]
4:00	Paul De Stefano, MD [SJ]	Alston Lundgren, MD [SK]

- 4:30 11. Compliance Matters [KC] [portions closed*]**
Alston Lundgren, MD – Possible Violation of Stipulation
Stephen Cain, MD – Request to Amend Stipulation to Allow Return to Work
Rob Kamermans, MD – Requesting Amendment to Stipulation
Jimmie Charlie, MD – Requesting Release from Stipulation

12. Actions Related to Executive Session

FRIDAY, May 15, 2015 - 9:00 a.m.

- 9:00 13.** Dr. Ralph Loomis and Jonathan Jagoda, FSMB
- 10:00 14.** Jon Thayer – Diversion Programs
- 10:30 15.** Presbyterian Representative – Broader Use of Telemedicine to Deliver Care to Patients
- 11:00 16. Old Business**
PMP Quarterly Report Card – Status from Advisory Letters Sent Out by Board Staff [KC]

New Business

Election of Officers
Adopt Open Meetings Resolution
Proposed Scheduled Meetings for 2016
Approve Proposed Rule Amendment to 16.10.2.8 [AQ]
“Expungement” Re Administrative Cases and NPDB Rules on Same [SF, DSD]

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, Sections 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.