

**New Mexico Medical Board
Fourth Quarter Meeting
November 8 - 9, 2012**

AGENDA

THURSDAY, November 8th - 8:30 a.m.

- 8:30 1. Call to Order**
- 2. Approve Agenda**
- 3. Approve Minutes: September 27, 2012**
- 8:45 4. Complaint Committee Reports [closed*]**
- A. Complaint Committee Reports**
- Committee A:** 2011-A-147; 2011-A-190; 2011-A-201; 2011-A-222; 2011-A-224; 2011-A-227; 2011-A-240; 2011-A-242; 2012-A-004; 2012-A-019 **Possible Advisory Letter:** 2012-A-015; 2012-A-018; 2012-A-074; 2012-A-085; 2012-A-116 **Possible Action:** 2012-A-061 [PK, SAK]
- Committee B:** 2011-B-126; 2011-B-134; 2011-B-176; 2011-B-192; 2011-B-202; 2011-B-231; 2012-B-003; 2012-B-020; 2012-B-107 **Possible Advisory Letter:** 2011-B-106; 2012-B-058; 2012-B-133 **Possible Action:** 2012-B-068; 2012-B-109 [BC, RM]
- Committee C:** 2011-C-149; 2011-C-188; 2011-C-203; 2011-C-238; 2012-C-002 **Possible Advisory Letter:** 2011-C-200; 2012-C-029 **Possible Action:** 2012-C-084 [SK]
- Committee D:** 2011-D-141; 2011-D-150; 2011-D-174; 2011-D-187; 2011-D-193; 2011-D-199; 2012-D-036; 2012-D-121 **Possible Advisory Letter:** 2011-D-148; 2011-D-198; 2011-D-221 **Possible Action:** 2012-D-078; 2012-D-101; 2012-D-112 [SJ, AB]
- Committee E:** 2012-E-075; 2012-E-076 **Possible Action:** 2012-E-115; 2012-E-122; 2012-E-134 [SW]
- B. Executive Committee Report [portions closed*]**
- 1. Criminal History Hits**
- 2. Other Cases**
- 10:00 5. Licensing Requests and Actions, New Applicants/Reinstatements: [portions closed*]**
- A. Jasmine Breitung, M.D. [PK, SAK]**
- 1. Decision and Order**
- 2. Motion for Costs**
- B. Consider Settlement – Richard Lieberman, M.D. [M, AB]**
- C. Consider Amended Stipulation – Suzanne Gray, M.D. [SW]**
- D. Cheryl McChesney, M.D. – Review mini-sabbatical assessment and consider granting unrestricted license**
- E. Jose Antonio, M.D. – Consider medical experience in lieu of 2nd year of post graduate training**
- F. Indira Thirkannad, M.D. – Consider medical experience and non-ACGME post graduate training in lieu of two years of ACGME post graduate training**
- G. Gordon Neufeld, M.D. – Reinstatement: has not practiced in over 2 years, consider non-disciplinary stipulated license for administrative medicine**
- H. Guy Rosenschein, M.D. – Consider experience & foreign PGT in lieu of 2 yrs. Of US PGT**
- 10:30 6. Reports**
- A. Chair -**
- B. Executive Director [portions closed**]**
- Proposed Changes to the Nursing Practice Act
 - Personnel Issue(s)
- C. Prescription Drug Misuse & Overdose Prevention & Pain Management Advisory Council – Dr. Jenkusky**
- NM Medical Society PMP White Paper
- D. Medical Director**
- E. Assistant Attorney General**

- F. Administrative Prosecutor [portions closed**]
- 1. Prosecution Status Report
- G. Licensing Manager – Federation Uniform Application Update
- H. Financial / HR Manager - Review FY13 Budget - Revenue Status Report
- I. Investigations Department
- J. Compliance

LUNCH

- 1:00 7. New Mexico Monitored Treatment Program Reports [portions closed*]
- 2:00 8. Informal Interviews [portions closed*]
 - 2:00 Adelfio Fronterotta, MD [BC] James Bradley, MD [SK]
 - 2:15 Tracy Reavis, PA [SJ] Jennifer Tso, PA [AB]
 - 2:30 Keith Levitt, MD [PK] Richard Rubin, PA [AB]
 - 2:45 Richard Smith, MD [SW] Michael Bellas, PA [AB]
 - 3:00 Daniel Brandt, MD [SJ] Kenneth Bull, MD [SJ]
 - 3:15 James Cordova, RPSGT [PK]
 - 3:30 Julie DiCianno, MD [BC] Stephanie Hedstrom, MD [SK]
 - 3:45 Tim Klein, MD [RM] David Melamed, MD [SW]
 - 4:00 Chandler Morgan, PSGT [SAK] David Stalker, MD [RM]
 - 4:15 Kathleen Van Osten, MD [BC] Jon Wagner, MD [PK]
 - 4:30 Richard Hempstead, MD [SAK] Deborah Aaron, MD (by phone) [SW]
 - 4:45 James Galizia, MD (by phone) [SJ] Sally D'Angelo, MD (by phone) [BC]
- 5:00 9. Compliance
 - A. Tracy Reavis, P.A. – Request Release from Stipulation
 - B. David Melamed, M.D. – Request Release from Stipulation
 - C. Deborah Aaron, M.D. – Possible Licensure Action

FRIDAY, November 9th - 9:00 a.m.

- 9:00 10. Rule Hearing
 - A. 16.10.4 NMAC – Continuing Medical Education;
 - B. 16.10.5 NMAC – Disciplinary Power of the Board;
 - C. 16.10.10 NMAC – Report of Settlements, Judgments, Adverse Actions and Credentialing Discrepancies;
 - D. 16.10.14 NMAC – Management of Pain with Controlled Substances; and
 - E. 16.10.15 NMAC – Physician Assistants: Licensure and Practice Requirements.
- 9:30 11. Adoption of Rules
 - A. 16.10.4 NMAC – Continuing Medical Education;
 - B. 16.10.5 NMAC – Disciplinary Power of the Board;
 - C. 16.10.10 NMAC – Report of Settlements, Judgments, Adverse Actions and Credentialing Discrepancies;
 - D. 16.10.14 NMAC – Management of Pain with Controlled Substances; and
 - E. 16.10.15 NMAC – Physician Assistants: Licensure and Practice Requirements.
- 9:45 12. Old Business
 - A. Consider Motion for Briefing & Oral Argument – Pawankumar Jain, M.D.
 - B. Briefing & Oral Argument (to be determined by vote on Agenda Item 12A) – Pawankumar Jain, M.D.
- 11:45 13. New Business
- 12:00 14. 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

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