

**New Mexico Medical Board
Third Quarter Meeting
November 5-6, 2015**

FINAL AGENDA

THURSDAY, November 5, 2015 – 8:30 a.m.

- 8:30** 1. **Call to Order**
2. **Approve Agenda**
3. **Approve Minutes**
 September 24, 2015 Meeting Minutes
- 8:40** 4. **Complaint Committee Reports [closed*]**
- A. Licensees & Applicants
- Committee A:** 2015-A-006; 2015-A-009; 2015-A-019; 2015-A-028; 2015-A-054; 2015-A-058;
 2015-A-091; 2015-A-124; 2015-A-162 **Possible Advisory Letter:** 2015-A-055
 Recommendation Not Yet Determined: 2015-A-003; 2015-A-114; **Possible Action:** 2015-A-
 115; 2015-A-191 [KC, RW]
- Committee B:** 2015-B-010; 2015-B-011; 2015-B-021; 2015-B-035; 2015-B-089; 2015-B-098;
 2015-B-101; 2015-B-134 **Possible Action:** 2015-B-147; 2015-B-192 [JS, SK]
- Committee C:** 2014-C-168; 2014-C-170; 2015-C-017; 2015-C-030; 2015-C-097; 2015-C-193
 Possible Advisory Letter: 2014-C-184 **Possible Action:** 2014-C-043; 2015-C-122; 2015-C-146;
 2015-C-190 [AB, PS]
- Committee D:** 2014-D-191; 2015-D-014; 2015-D-059; 2015-D-090 **Possible Advisory Letter:**
 2013-D-234; 2015-D-095 **Possible Action:** 2015-D-004; 2015-D-052; 2015-D-144; 2015-D-164
 [SJ, PB, JA]
- B. Executive Committee Report [portions closed*] [SJ]
 Background Checks
 Background Check Guidelines, discuss forming a committee.
5. **Actions Related to Executive Session**
- 9:40** 6. **Licensing Issues, New Applicants/Reinstatements:** [portions closed*]
 Debra Federer, MD – Review disciplinary history and consider application for MD license
 Randall Lewis, PA Case No. 2015-022 – Default Hearing [AB, PS]
 Marianne Luchini, MD Case No. 2015-023 – Default Hearing [PB, JA]
 Paul Overlie, MD Case No. 2014-012 – Consider Proposed Settlement [SK, JS]
 Griggsby Wright, MD – Consider request to expunge 2002 Board action
 Kenneth Stoller, MD Case No. 2014-031 – Motion to Reopen and Reconsider Matter
 [SJ, RW]
- 11:00** 7. **Board Attorney Report** – [portions may be closed***]
 Discuss North Carolina Dental Board V. Federal Trade Commission Supreme Court decision.
 John Wassner, MD Appeal
 Kenneth Stoller, MD Appeal
- 11:15** 8. **Compliance Report** [portions closed*]
 A. **Board Monitored Compliance Report** [non MTP]
 Pamela Black, MD – Affiliated Monitors Report
- LUNCH**
- 1:00** 9. **New Mexico Monitored Treatment Program Report** [portions closed*]
- 1:30** 10. **Informal Interviews** [portions closed*]
- 1:30 Adrian Moretti, MD [SK]
- 1:45 Kathleen Van Osten, MD [SJ] Steven Greer, MD [SK]
- 2:00 James Bradley, MD [AB] Elaine Bradshaw, MD - [JS]
- 2:15 Leslie Carroll, MD [KC] John Bray Morris, MD - [JA]
- 2:30 Alden Cockburn, MD [SK] Charles Bennett, MD - [SJ]

2:45 Jonathan Hechanova, MD [PB] Christopher Driskill, MD [KC]
3:00 Nicholas Nardacci, MD [JA] Orlando Ortiz, MD [PB]
3:15 Paul De Stefano, MD [SJ] Mona Sarrai, MD [SJ]
3:30 Richard Smith, MD [JA] Tracy Yanke, MD - VIA TELECONFERENCE [SK]
3:45 Frank Bryant, MD [JS]

- 4:00 11. Compliance Requests** [portions closed*]
Steven Greer, MD – Requesting re-activation of his resident license to resume UNM Residency Program.
Jonathan Hechanova, MD – Requesting to be released from Stipulation at the end of his MTP Contract date of Jan. 28, 2016.
Ramona Anderson, MD – Request to revise stipulation.
Leslie Carroll, MD – Requesting release from stipulation.
Nicholas Nardacci, MD – Request for Board to review six patient records.
Frank Bryant, MD – Request to reinstate license based on compliance with Settlement Agreement.

12. Actions Related to Executive Session

FRIDAY, November 6, 2015 - 9:00 a.m.

- 9:00 13. Reports** – [portions closed**]
A. Chair
Discuss rescheduling May 19-20, 2016 Board Meeting
B. Executive Director
Welcome new Staff
DOH's Naloxone Regulations
Interim Meeting
LFC FY17 Appropriation Request Hearing
C. Medical Director
D. Licensing Manager
E. Financial / HR Manager
FY16 NM Medical Board Revenues – Ending September 30, 2015
FY16 NM Medical Board Expenditures – Ending September 30, 2015
FY16 Agency Audit Conducted – October, 2015
F. Investigations Department
Status Report
G. Administrative Prosecutor – (portions closed***)
Status Report

- 10:30 14. Old Business**
Governor's Task Force on Chronic Pain
PMP Usage / Draft Second Notice
Discuss Executive Committee
New Business - (portions closed***)
Discuss Osteopathic Examiners Board
Amicus Brief – Frezza vs. Montano
Jurisprudence Exam

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.