

**NEW MEXICO MEDICAL BOARD
Interim Board Meeting
State Bar of New Mexico
5121 Masthead NE, Albuquerque, NM 87109
January 9, 2020
MINUTES**

Members Present: Peter Beaudette, MD, Vice Chair
James Spence, MD

Teleconference: Eric Anderson, MD
Karen Carson, MD
Mark Unverzagt, MD
Charles D. Otero, PA
Jennifer Anderson, Esq.
Buffie Saavedra, Public Member

Excused: Steven M. Jenkusky, Chair

Other Staff Present: Sondra Frank, Esq., Executive Director
Elishia Lucero, Administrative Assistant
Samantha Breen, Compliance Coordinator
Debbie Dieterich, Investigations Manager (Teleconference)

1. CALL TO ORDER / ROLL CALL

Dr. Beaudette called the Interim Board Meeting of the New Mexico Medical Board to order at 4:01 p.m. and a quorum was present.

2. APPROVAL OF AGENDA

MOTION was made by Dr. Spence to approve the Agenda. **SECONDED** by Dr. Anderson. **YES:** Dr. Beaudette, Dr. Spence, Dr. Carson, Dr. Anderson, PA Otero, Dr. Unverzagt, Ms. Anderson and Ms. Saavedra. **Excused:** Dr. Jenkusky. **MOTION CARRIED.**

3. APPROVAL OF MINUTES

MOTION was made by Dr. Spence to accept and approve the minutes of the December 12, 2019 Board Meeting as presented. **SECONDED** by Dr. Beaudette. **YES:** Dr. Beaudette, Dr. Spence, Dr. Carson, Dr. Anderson, PA Otero, Dr. Unverzagt, Ms. Anderson and Ms. Saavedra. **Excused:** Dr. Jenkusky. **MOTION CARRIED.**

4. Chair Report

None.

5. Executive Director

None.

6. Complaint Committee Report

None.

7. Executive Committee Report

None.

8. LICENSING ISSUES, NEW APPLICANTS / REINSTATEMENTS

None.

9. Compliance Request / Actions

EXECUTIVE SESSION: Complaint Committee Reports / Executive Committee Report / Licensing Issues, New Applicants / Reinstatements /

MOTION was made by Dr. Beaudette to go into Executive Session pursuant to Section 10-15-1(H) (1) of the Open Meetings Act to discuss matters pertaining to the issuance, suspension, renewal or revocation of a license and disciplinary matters. **SECONDED** by PA Otero. **YES:** Dr. Beaudette, Dr. Spence, Dr. Carson, Dr. Anderson, PA Otero, Dr. Unverzagt, Ms. Anderson and Ms. Saavedra. **Excused:** Dr. Jenkusky. **MOTION CARRIED.**

OPEN SESSION

The Board returned to open session. Dr. Beaudette stated for the record that the matters discussed in executive session were limited only to those specified in the motion for closure.

Vijay Agarwal, MD Case No. 2019-047 – Request to Reopen Case.

MOTION was made by Dr. Spence to Deny Dr. Agarwal’s Request to Reopen Case. **SECONDED** by Ms. Anderson. **YES:** Dr. Beaudette, Dr. Spence, Dr. Carson, Dr. Anderson, PA Otero, Ms. Anderson and Ms. Saavedra. **NO:** Dr. Unverzagt. **Excused:** Dr. Jenkusky. **MOTION CARRIED.**

Patrick Dunphy, PA Case No. 2019-010 – Consider Motion Requesting Approval of Proposed Agreed Order.


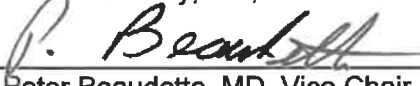
MOTION was made by Dr. Spence to Accept the Motion Requesting Approval of Proposed Agreed Order. **SECONDED** by Dr. Unverzagt. **YES:** Dr. Beaudette, Dr. Spence, Dr. Carson, Dr. Anderson, PA Otero, Dr. Unverzagt, Ms. Anderson and Ms. Saavedra. **Excused:** Dr. Jenkusky. **MOTION CARRIED.**

10. Old Business.

Additional Proposed Change to Part 14 With SB221 Incorporated.

MOTION was made by Dr. Spence to Accept the Proposed Change to Part 14 With SB221 Incorporated by removing Letter I of part 16.10.14.7. **SECONDED** by Dr. Beaudette. **YES:** Dr. Beaudette, Dr. Spence, Dr. Carson, Dr. Anderson, PA Otero, Dr. Unverzagt, Ms. Anderson and Ms. Saavedra. **Excused:** Dr. Jenkusky. **MOTION CARRIED.**

11. Adjourn
4:26 p.m.

SUBMITTED BY:		DATE:	<u>2-24-20</u>
	Sondra Frank, J.D., Executive Director		
APPROVED BY:	<u>Excused.</u>	DATE:	_____
	Steve Jenkusky, MD, Chair		
APPROVED BY:		DATE:	<u>2/24/20</u>
	Peter Beaudette, MD, Vice Chair		