

New Mexico Medical Board  
2055 South Pacheco Street  
Building 400  
Santa Fe, NM 87505  
Meeting  
August 13-14, 2020

**AGENDA**

**THURSDAY, August 13, 2020 – 8:30 a.m.**

- 8:30    1.    **Call to Order**
2.    **Approve Agenda**
3.    **Approve Minutes**  
              June 25, 2020 Interim Board Meeting Minutes
- 8:40    4.    **Complaint Committee Reports [closed\*]**
- A. Licensees & Applicants  
              **Committee A:** 2018-A-247; 2020-A-040 **Possible Advisory Letter:** 2020-A-041; 2020-A-071  
              **Possible Action:** 2020-A-067; 2020-A-128 [SJ, BS]  
              **Committee B:** 2019-B-173; 2020-B-031 **Possible Advisory Letter:** 2019-B-211; 2020-B-125;  
              2020-B-133 **Possible Action:** 2019-B-310; 2020-B-059; 2020-B-076 [EA, JS]  
              **Committee C** 2019-C-229 **Possible Action:** 2019-C-067; 2019-C-147; 2020-C-096 [KC, PB]  
              **Committee D:** 2019-D-223; **Possible Advisory Letter:** 2020-D-060; 2020-D-078 **Possible  
              Action:** 2018-D-308; 2019-D-238; 2019-D-308 [MU, PS]
- B. Executive Committee Report [portions may be closed\*] [SJ]
5.    **Actions Related to Executive Session**
- 9:40    6.    **Reports – [portions may be closed\*\*]**
- A. **Financial / HR Manager [GM]**
- Review of FY20 Budget Status Report, ending June 30, 2020
  - Review of FY20 Revenue Status Report, ending June 30, 2020
  - New Mexico Medical Board Statistics Summary for FY20
- B. **Executive Director [SF]**
- Opioid-Litigation- June 5, 2020
  - Memorandum Agreement Between NMMB and Office of the Attorney General
  - Pharmacist Point of Care Treatment Protocol
- Grant authority to Executive Director to approve the following applications:**
- FCSA equivalent to US regionally accredited school
  - Work experience in lieu of post graduate training
  - Exemption to the 7-year rule

**FRIDAY, August 14, 2020– 8:30 a.m.**

- 8:30    7.    **HPWP Report [portions may be closed\*]**
- 8:50    8.    **Informal Interviews [portions may be closed\*] [AQ]**
- |                               |                        |
|-------------------------------|------------------------|
| 8:50: Amit Gupta, MD          | Austin Oetken, MD      |
| 9:05: Joe Jaros, MD           | Kathleen Van Osten, MD |
| 9:20: Martin Taylor, PA       | Paul Wheeler, MD       |
| 9:35: Phillip Milstein, MD    | Victor Cruz, MD        |
| 9:50: Thomas Walsh, MD        |                        |
| 10:05: Johannes Heynekamp, MD |                        |
- 10:15    9.    **Licensing Issues, New Applicants/Reinstatements:** [portions may be closed\*]  
**Susana Silva-Romero, PTR-** Motion for Entry of Default Order  
**Susana Silva-Romero, PTR-** Default Order

**Andrew Dale, MD**- Motion to Approve Proposed Settlement

**Kang Lu, MD**- Motion to Approve Proposed Settlement

**David Perez-Ingles, MD**- Consider Approval of FSCA Evaluation of Foreign Medical School

- 10:30 10. Compliance Requests / Actions** [portions may be closed\*] [[AQ](#)]  
**Amit Gupta, MD** – Consider request for release from stipulation  
**Austin Oetken, MD**- Consider request for release from stipulation  
**Joseph Jaros, MD**- Consider request for release from stipulation  
**Kathleen Van Osten, MD**- Consider request for release from stipulation  
**Paul Wheeler, MD**- Consider request for release from stipulation  
**Phillip Milstein, MD**- Consider request for release from stipulation  
**Victor Cruz, MD**- Consider request for release from stipulation  
**Martin Lee Taylor, PA**- Consider request for release from stipulation  
**Thomas Walsh, MD**- Consider request for release from stipulation  
**Johannes Heynkamp, MD** – Consider request for release from stipulation

**11. Actions Related to Executive Session**

- 10:45 12. Reports Continued from Thursday, August 13, 2020** – [portions may be closed\*\*]

**C. Licensing Manager** [[AG](#)]

-Review Professional Practice Questions

**D. Chair Report**

- Changes to 42 CFR part and the PMP

- Recognizing Dr. Lafarge on his retirement

- 11:00 13. Board Attorney Report** – [portions may be closed\*\*\*]

- Margaret McLean, Esq- Report

- Yvonne Chicoine, Esq. – Report

- 11:05 14. New Business**

- 11:15 15. 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."

\*\*\*\* Agenda item may be heard on either day of the meeting

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.