

**NEW MEXICO MEDICAL BOARD**  
*Interim Meeting*  
**April 2, 2009**

**MINUTES**

**Members Present:**

Paul Kovnat, M.D., Chairman  
Steven Weiner, M.D., Vice-Chair  
John Lauriello, M.D., Secretary-Treasurer – by teleconference  
Roger Miller, M.D.  
Vivian Giudice, M.D. – by teleconference  
Frank Crespin, M.D. - by teleconference  
Reza Ghadimi, P.A.  
Kathy Abeles, Public Member  
Becky Cochran, Public Member – by teleconference

**Also Present:**

Lynn Hart, Executive Director  
G.T.S. Khalsa, Board Prosecutor  
Andrea Buzzard, A.A.G.  
Lynn Tipton, Administrative Assistant  
JJ Walker, Compliance Mgr. / PIO  
Debbie Dieterich, Senior Investigator  
Johnni Lu Pool, Investigator  
Amanda Quintana, Licensing Manager

**1. CALL TO ORDER**

The interim meeting of the New Mexico Medical Board convened at 4:01 p.m., Thursday, April 2, 2009 in the Board Conference Room, 2055 S. Pacheco, Santa Fe, New Mexico, **Paul Kovnat, M.D.** presiding. A quorum was declared with all members present. Dr. Kovnat introduced our new board member, Kathy Abeles. Her term became effective February 18, 2009. Ms. Abeles is a realtor for Sothebys International Realty and has served as chairman of the board of St. Vincent's Hospital and served on the La Familia Medical Center Board of Trustees in Santa Fe. Prior to becoming a realtor she was a computer consultant and systems engineer.

**2. APPROVAL OF AGENDA**

Dr. Kovnat **MOVED** to approve the agenda. Ms. Cochran **SECONDED**. **YES:** Dr. Kovnat, Dr. Weiner, Dr. Lauriello, Dr. Giudice, Dr. Crespin, Dr. Miller, Ms. Cochran, Mr. Ghadimi and Ms. Abeles. **MOTION CARRIED.**

**3. APPROVE MINUTES**

Dr. Kovnat **MOVED** to approve the minutes of the February 19 - 20, 2009 Quarterly Board meeting pending a correction on page 5, item 6; remove Dr. Weiner from **RECUSED**. Dr. Weiner **SECONDED**. **YES:** Dr. Kovnat, Dr. Weiner, Dr. Lauriello, Dr. Miller, Dr. Giudice, Dr. Crespin, Ms. Cochran, Mr. Ghadimi and Ms. Abeles. **MOTION CARRIED.**

4. **LICENSING REQUESTS AND ACTIONS, NEW APPLICANTS / REINSTATEMENTS:**

- **Approve Order, Mark Van Wormer, MD [SW,BC,PK]**  
**MOTION** was made by Dr. Miller to accept the **Order** as presented and reinstate physician's license with stipulations to practice medicine in New Mexico. Physician must obtain worksite monitors in his practice and at the hospital that will provide the board with quarterly reports. The medical director of his skin care clinics will provide the board with quarterly affidavits confirming his non-physician role in these clinics. **SECONDED** by Dr. Crespin. **YES:** Dr. Kovnat, Dr. Weiner, Dr. Giudice, Dr. Miller, Dr. Lauriello, Dr. Crespin and Ms. Cochran. **ABSTAINED:** Mr. Ghadimi and Ms. Abeles. **MOTION CARRIED.**
- **Rose Hutchison, MD – Consider Application for Licensure by Examination**  
**MOTION** was made by Ms. Cochran to refer Dr. Hutchison back to Dr. Ellen Cosgrove at UNM to continue with mini-sabbatical. The Board will reconsider her application for licensure when her mini-sabbatical is completed with better than marginal assessments by faculty at UNM. **SECONDED** by Dr. Crespin. **YES:** Dr. Kovnat, Dr. Weiner, Dr. Giudice, Dr. Lauriello, Dr. Crespin, Mr. Ghadimi, Ms. Abeles and Ms. Cochran. **NO:** Dr. Miller. **MOTION CARRIED.**
- **Christine Horner, M.D. - Request for non-disciplinary stipulated license**  
No action was taken at this time.
- **Maximillian K. Odom, II, MD - Consider Settlement [SW, FC]**  
**MOTION** was made by Dr. Kovnat to accept the **Order** to suspend Physician's license to practice medicine in New Mexico. Physician may reapply for reinstatement of his license once his Arkansas license has been reinstated. **SECONDED** by Ms. Abeles. **YES:** Dr. Kovnat, Dr. Weiner, Dr. Giudice, Dr. Lauriello, Dr. Crespin, Mr. Ghadimi, Ms. Abeles and Ms. Cochran. **RECUSED:** Dr. Weiner and Dr. Crespin. **MOTION CARRIED.**

**Executive Session:** **MOTION** was made by Dr. Kovnat and **SECONDED** by Ms. Cochran to go into executive session to discuss matters of discipline. **YES:** Dr. Kovnat, Dr. Miller, Dr. Giudice, Dr. Lauriello, Dr. Weiner, Dr. Crespin, Mr. Ghadimi, Ms. Abeles and Ms. Cochran. **MOTION CARRIED.** The Board returned to open session. Dr. Kovnat stated for the record that the matters discussed in executive session were limited to only those specified in the motion for closure.

5. **INVESTIGATIONS**

- **Committee B: 2008-B-249 (Adelfio Fronterotta, MD) [BC, RM]**  
**RECOMMENDATION** was made by Dr. Miller to issue a Notice of Contemplated Action based on allegations of falsifying medical records, forging prescriptions and excessive use of narcotics. If the physician admits to these allegations, an Order granting a Stipulated License will be issued requiring physician's mandatory MTP participation, requiring permanent surrender of his DEA license and prohibiting him from prescribing or dispensing controlled substances in his practice. Physician will be required to have a mandatory worksite monitor and will be prohibited to practice as a sole practitioner while under the Stipulation of Licensure. No second was required. **YES:** Dr. Kovnat, Dr. Weiner, Dr. Lauriello, Mr. Ghadimi, Dr. Giudice, Ms. Abeles and Dr. Crespin. **ABSTAINED:** Ms. Cochran and Dr. Miller. **RECOMMENDATION PASSED.**
- **Approve Order, Adelfio Fronterotta, MD [RM,BC]**  
**MOTION** was made by Dr. Miller to accept the **Order** as proposed and grant him a Stipulated License. **SECONDED** by Mr. Ghadimi. **YES:** Dr. Kovnat, Dr. Weiner, Dr.

Giudice, Dr. Lauriello, Dr. Crespin, Mr. Ghadimi and Ms. Abeles. **RECUSED:** Dr. Miller and Ms. Cochran. **MOTION CARRIED.**

- IPC Report - 2009-E-013 and 2009-E-031 [PK]  
**MOTION** was made by Dr. Kovnat to accept the IPC recommendation for physician to obtain further evaluation. **SECONDED** by Ms. Cochran. **YES:** Dr. Weiner, Dr. Giudice, Dr. Lauriello, Dr. Crespin, Dr. Miller, Ms. Cochran, Mr. Ghadimi and Ms. Abeles. **RECUSED:** Dr. Kovnat. **MOTION CARRIED.**

6. **STAFF REPORT**

- **Status of Legislation** – Ms. Hart discussed the report presented by Ms. Walker on the status of legislation that was presented to the legislature. Many of the bills did not get out of committee. HB664 (Unlicensed Healthcare Practice Act) was passed and has been presented to the Governor for signature.  
**SM 62 - Senate Memorial 62: Health Care Provider Drug Abuse Study** – The Medical Board has been assigned to be part of the study. The Department of Health will organize the working group and Ms. Hart requested that the board assign staff to be involved. The board acknowledged this request and has directed Ms. Hart to work with the Department of Health. Also, the contracted monitored treatment program will assist with the study.
- **Compliance Report**  
Proposed Quarterly Visits - The Executive Committee will meet with Ms. Walker to review the list of monitored treatment interviewees and determine if there are any participants that may be excused from attending the May Quarterly meeting.

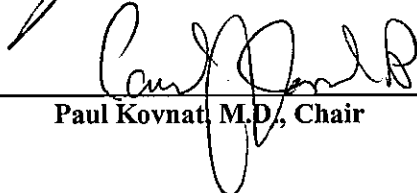
7. **CHAIR REPORT** - Dr. Kovnat mentioned an article he received regarding the Director of the Arkansas Medical Board. The Director was critically injured in a car bombing and the bomber was identified as a physician and licensed arms dealer that had been disciplined by the board.  
Also, he would like to organize a social event in May for the retiring board members and welcoming new members.

Dr. Miller was appointed as a Hearing Officer for a hearing on May 28<sup>th</sup>.

8. **ADJOURN:** There being no further business, the meeting adjourned at 5:01 p.m.

**SUBMITTED:**  \_\_\_\_\_ **Date:** 5/14/09  
Lynn Hart, Executive Director

**APPROVED:**  \_\_\_\_\_ **Date:** 5/14/09  
John Lauriello, M.D., Secretary

**APPROVED:**  \_\_\_\_\_ **Date:** 5 14 09  
Paul Kovnat, M.D., Chair