

**New Mexico Medical Board**  
***Interim Meeting***  
**June 27, 2013**

**MINUTES**

**Members Present:**

Steven Weiner, MD, Chair  
Steve Jenkusky, MD, Vice Chair  
Paul Kovnat, MD, Secretary/Treasurer  
Roger Miller, MD  
Jennifer Anderson, Esq. (by teleconference)  
Sambaiah Kankanala, MD (by teleconference)  
Steve Komadina, MD (by teleconference)  
Rick Wallace (by teleconference)

**Members Absent:**

Albert Bourbon, PA-C

**Others Present:**

Lynn Hart, Executive Director  
Dan Rubin, Administrative Prosecutor  
Grant La Farge, M.D., Medical Director  
Jackie Holmes, Compliance Manager / PIO  
Amanda Quintana, Licensing Manager  
Debbie Dieterich, Investigations Manager  
Amanda Chavez, Investigator  
Joleen Casados, Licensing

**1. Call to Order / Roll Call**

Dr. Weiner called the Interim Meeting to order at 4:00 p.m. and a quorum was determined present.

**2. Approve Agenda**

**MOTION** was made by Dr. Weiner to approve the Agenda. **SECONDED** by Dr. Miller. **YES:** Dr. Weiner; Dr. Jenkusky; Dr. Kovnat; Dr. Miller; Ms. Anderson; Dr. Kankanala; Dr. Komadina and Mr. Wallace. **ABSENT:** Mr. Bourbon. **MOTION CARRIED.**

**3. Approve Minutes**

**MOTION** was made by Dr. Weiner to approve the May 16-17, 2013 minutes and the May 31, 2013 minutes. **SECONDED** by Dr. Jenkusky. **YES:** Dr. Weiner; Dr. Jenkusky; Dr. Kovnat; Dr. Miller; Ms. Anderson; Dr. Kankanala; Dr. Komadina and Mr. Wallace. **ABSENT:** Mr. Bourbon. **MOTION CARRIED.**

**4. Chair Report – No Report**

5. **Executive Director**

Ms. Hart introduced Joleen Casados, the Medical Board's new licensing employee, and welcomed her.

6. **Licensing Actions Related to Executive Session**

A. **Leigh Trivino, PA** – Review results of UNM's Clinical Update Program and grant full PA license.

**MOTION** was made by Dr. Weiner to grant an unrestricted PA license.

**SECONDED** by Dr. Kovnat. **YES:** Dr. Weiner; Dr. Jenkusky; Dr. Kovnat; Dr. Miller; Ms. Anderson; Dr. Kankanala; Dr. Komadina and Mr. Wallace. **ABSENT:** Mr. Bourbon. **MOTION CARRIED.**

B. **Leonard Ranasinghe, MD** – Accept 25 plus years of experience in lieu of 10 months of missing ACGME PGT.

**MOTION** was made by Dr. Weiner to accept the 25 plus years of experience in lieu of one half year of ACGME post graduate training and grant a full unrestricted license to practice in New Mexico. **SECONDED** by Dr. Kovnat. **YES:** Dr.

Weiner; Dr. Jenkusky; Dr. Kovnat; Dr. Miller; Ms. Anderson; Dr. Kankanala; Dr. Komadina and Mr. Wallace. **ABSENT:** Mr. Bourbon. **MOTION CARRIED.**

C. **Consider revised Settlement** – Charles Secora, MD

**MOTION** was made by Dr. Weiner to accept the revised Stipulation of License and Order. **SECONDED** by Dr. Jenkusky. **YES:** Dr. Weiner; Dr. Jenkusky; Dr.

Miller; Ms. Anderson; Dr. Kankanala and Mr. Wallace. **RECUSED:** Dr. Komadina and Dr. Kovnat. **ABSENT:** Mr. Bourbon. **MOTION CARRIED.**

D. **Consider Motion to Excuse Board Members from Consideration** – Mark Walden, MD

**MOTION** was made by Dr. Jenkusky to go into Executive Session pursuant to Section 10-15-1(H) (1) of the Open Meetings Act to discuss matters pertaining to issuance, suspension, renewal, reinstatement, or revocation of a license and other disciplinary matters or matters involving litigation. **SECONDED** by Dr. Miller.

**YES:** Dr. Jenkusky; Dr. Kovnat; Dr. Miller; Ms. Anderson; Dr. Kankanala; Dr. Komadina and Mr. Wallace. **ABSENT:** Mr. Bourbon. **RECUSED:** Dr. Weiner. **MOTION CARRIED.**

The Board returned to open session. Dr. Jenkusky stated for the record that the matters discussed in executive session were limited to only those specified in the motion for closure. Dr. Weiner was not present during the Executive Session discussion.

Dr. Kovnat stated for the record that he knew the expert witness, Dr. Alan Haynes, many years ago when they both served on the Board, but they have not had any contact with each other since Dr. Haynes resigned his position. Therefore Dr. Kovnat felt that he could be unbiased in his capacity as a Board Member in deliberating on this case.

**Motion** was made by Dr. Jenkusky to DENY the respondent's Motion to Excuse all Board Members who served on the board with Dr. Haynes, or know Dr. Haynes in a personal or professional capacity. Dr. Jenkusky stated for the record that Dr. Weiner is recused from this case because he served on the complaint committee. Complaint committee member (s) are the only board members who have communication with prosecutorial or investigation staff regarding a pending case. Drs. Weiner and Kovnat are the only Board members who served on the Board with Dr. Haynes and know him personally. **SECONDED** by Dr. Kovnat. **YES:** Dr. Jenkusky; Dr. Kovnat; Dr. Miller; Ms. Anderson; Dr. Kankanala; Dr. Komadina and Mr. Wallace. **ABSENT:** Mr. Bourbon. **RECUSED:** Dr. Weiner. **MOTION CARRIED.**

**E. Decision and Order – Mark Walden, MD**

**MOTION** was made by Dr. Jenkusky to go back into Executive Session pursuant to Section 10-15-1(H) (1) of the Open Meetings Act to discuss the Decision and Order in the case of Mark Walden, MD. **SECONDED** by Dr. Miller. **YES:** Dr. Jenkusky; Dr. Kovnat; Dr. Miller; Ms. Anderson; Dr. Kankanala; Dr. Komadina and Mr. Wallace. **ABSENT:** Mr. Bourbon. **RECUSED:** Dr. Weiner. **MOTION CARRIED.**

The Board returned to open session. Dr. Jenkusky stated for the record that the matters discussed in executive session were limited to only those specified in the motion for closure. Dr. Weiner was not present during the Executive Session discussion.

**MOTION** was made by Dr. Jenkusky to accept the Hearing Officer's report in its entirety, finding multiple violations of the Medical Practice Act as charged in the NCA. **SECONDED** by Dr. Kovnat. **YES:** Dr. Jenkusky; Dr. Kovnat; Dr. Miller; Ms. Anderson; Dr. Kankanala; Dr. Komadina and Mr. Wallace. **ABSENT:** Mr. Bourbon. **RECUSED:** Dr. Weiner. **MOTION CARRIED.**

**MOTION** was made by Dr. Jenkusky to ORDER Dr. Walden's license **SUSPENDED**, until such time that Dr. Walden undergoes a thorough psychological evaluation, arranged by the NM Monitored Treatment Program, that upon submission & review by the Board, demonstrates to the Board's satisfaction, that he is fit to practice medicine. At that time the Board will determine licensure status based on findings of the psychological report. Dr. Walden will also be required to attend a Board approved ethics/boundaries course of no less than 10 hours. **SECONDED** by Dr. Kovnat. **YES:** Dr. Jenkusky; Dr. Kovnat; Dr. Miller; Ms. Anderson; Dr. Kankanala; Dr. Komadina and Mr. Wallace. **ABSENT:** Mr. Bourbon. **RECUSED:** Dr. Weiner. **MOTION CARRIED.**

**F. Motion for Costs – Mark Walden, MD**

**MOTION** was made by Dr. Jenkusky to **STAY** consideration of the Motion for Costs until such time as Federal Bankruptcy law will allow it to be heard. **SECONDED** by Dr. Miller. **YES:** Dr. Jenkusky; Dr. Kovnat; Dr. Miller; Ms.

Anderson; Dr. Kankanala; Dr. Komadina and Mr. Wallace. **ABSENT:** Mr. Bourbon. **RECUSED:** Dr. Weiner. **MOTION CARRIED.**

7. **Old Business** – Expedited licensing for military members and their Spouses: Consider approving new rules for Physicians; Physician Assistants; Genetic Counselors; Anesthesiologist Assistants; Polysomnographic Technicians and Naprapathic Practitioners.

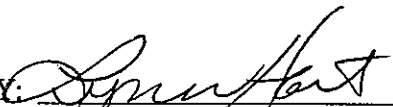
**MOTION** was made by Dr. Weiner to approve and advertise the rule change as proposed. **SECONDED** by Dr. Kovnat. **YES:** Dr. Weiner; Dr. Jenkusky; Dr. Kovnat; Dr. Miller; Ms. Anderson; Dr. Kankanala; Dr. Komadina and Mr. Wallace. **ABSENT:** Mr. Bourbon. **MOTION CARRIED.**

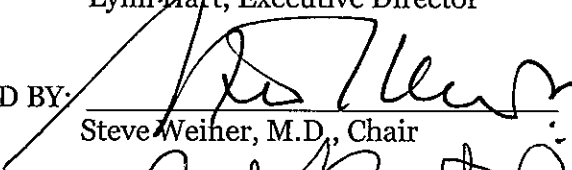
8. **New Business** – Rule 16.2.10.9 A (1) – Consider amending rule to modify the definition of medical education acceptable for licensure.

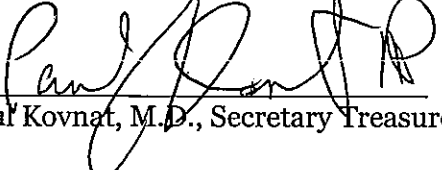
**MOTION** was made by Dr. Weiner to approve and advertise the rule change as proposed. **SECONDED** by Dr. Jenkusky. **YES:** Dr. Weiner; Dr. Jenkusky; Dr. Kovnat; Dr. Miller; Ms. Anderson; Dr. Kankanala; Dr. Komadina and Mr. Wallace. **ABSENT:** Mr. Bourbon. **MOTION CARRIED.**

9. **Adjourn**

There being no further business, the Interim Meeting was adjourned at 5:25 p.m.

SUBMITTED BY:  DATE: Aug 20, 2013  
Lynn Hart, Executive Director

APPROVED BY:  DATE: Aug 16, 2013  
Steve Weiner, M.D., Chair

APPROVED BY:  DATE: Sept 6, 2013  
Paul Kovnat, M.D., Secretary Treasurer