

**NEW MEXICO MEDICAL BOARD
Special Board Meeting
September 21, 2017
DRAFT MINUTES**

Members Present: Steve Jenkusky, MD
Steve Komadina, MD (arrived at 4:10)
Peter Beaudette, MD
Jennifer Anderson, Esquire, Public Member, Secretary Treasurer

Teleconference: James Spence, MD
Karen Carson, MD

Excused: Albert Bourbon, P.A., Vice Chair
Philip Styka, MD

Others Present: Sondra Frank, J.D., Executive Director
Amanda Quintana, Compliance Manager / PIO
Samantha Breen, Administrative Assistant

1. CALL TO ORDER / ROLL CALL

Dr. Jenkusky called the Special Board Meeting of the New Mexico Medical Board to order at 4:05 p.m. and a quorum was present.

2. APPROVAL OF AGENDA

MOTION was made by Dr. Jenkusky to approve the Agenda. **SECONDED** by Ms. Anderson. **YES:** Dr. Jenkusky, Dr. Beaudette, Ms. Anderson, Dr. Carson and Dr. Spence. **ABSENT:** Dr. Komadina (arrived late), Dr. Styka and Mr. Bourbon **MOTION CARRIED.**

EXECUTIVE SESSION: Licensing Issues / Complaint Committee Reports

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 the issuance, suspension, renewal or revocation of a license and disciplinary matters. **SECONDED** by Ms. Anderson. **YES:** Dr. Jenkusky, Dr. Beaudette, Ms. Anderson, Dr. Carson and Dr. Spence. **ABSENT:** Dr. Komadina (arrived late), Dr. Styka and Mr. Bourbon **MOTION CARRIED.**

OPEN SESSION

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

3. ACTIONS RELATED TO EXECUTIVE SESSION

Bishnu Rauth, MD – Case No. 2017-027 – Decision and Order on Notice of Summary Suspension Hearing.

MOTION was made by Dr. Jenkusky to accept the Hearing Officers Report with the amendment that while practicing as an Oncologist, Dr. Rauth failed to provide information to the Board upon request in a timely manner. Also there are two corrections as follows; Findings of Fact No. 25, “patient CY” should be “patient YC”; Findings of Fact No 39. “patient JM” should be “patient DC”. **SECONDED** by Ms. Anderson. **YES:** Dr. Jenkusky, Dr. Komadina, Dr. Beaudette, Ms. Anderson, Dr. Carson and Dr. Spence. **ABSENT:** Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

MOTION was made by Dr. Jenkusky to uphold the Summary Suspension of Dr. Rauth’s license. **SECONDED** by Ms. Anderson. **YES:** Dr. Jenkusky, Dr. Komadina, Dr. Beaudette, Ms. Anderson, Dr. Carson and Dr. Spence. **ABSENT:** Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

4. **Complaint Committee D**

Case #2017-D-161 RECOMMENDATION was made by Ms. Anderson to Summarily Suspend his license based on imminent danger to the public, along with issuance of a Notice of Contemplated Action for violations of the Medical Practice Act. **YES:** Dr. Jenkusky, Dr. Komadina, Dr. Beaudette, Dr. Carson and Dr. Spence. **RECUSED:** Ms. Anderson. **ABSENT:** Dr. Styka and Mr. Bourbon. **MOTION CARRIED.**

9. **ADJOURN** - There being no further business before the Board, Mr. Bourbon adjourned the meeting at 4:37 p.m.

SUBMITTED BY: _____ DATE: _____
Sondra Frank, J.D., Executive Director

APPROVED BY: _____ DATE: _____
Steve Jenkusky, MD, Chair

APPROVED BY: _____ DATE: _____
Jennifer Anderson, J.D. Secretary Treasurer