



Nevada State Board of Medical Examiners

***** PUBLIC NOTICE *****

**NEVADA STATE BOARD OF MEDICAL EXAMINERS
BOARD MEETING**

*Stardust Conference Room at the Las Vegas Embassy Suites Hotel
4315 Swenson Street, Las Vegas, Nevada 89119*

Videoconferenced to:

*Conference Room at the Offices of the
Nevada State Board of Medical Examiners
1105 Terminal Way, Suite 301, Reno, Nevada 89502*

Friday, December 2, 2005 – 8:30 a.m.

AND

Saturday, December 3, 2005 – 8:30 a.m.

***** AGENDA *****

Please Note: 1) Persons wishing to attend this meeting may do so at either of the above-listed locations for each day of the meeting.
2) Agenda items may be taken out of sequence to accommodate persons appearing before the Board and/or to aid in the effectiveness of the meeting, other than those items posted with a specific date and time.

1. Call to Order and Announcements - Javid Anwar, M.D., President
- Announcement of New Attorney General Counsel to the Board, Chief Deputy Attorney General Dianna Hegeduis, J.D.
- 2.* Approval of Minutes
- June 3 & 4, 2005 Board Meeting – Open Session, *Amended Minutes*
- September 9 & 10, 2005 Board Meeting – Open/Closed Sessions

- 3*. Personnel
Open Session
- Introduction of New Deputy General Counsel, Lyn E. Beggs, J.D.
 - Transition of Rebecca L. Grunau from Probationary to Permanent Status
 - Drennan A. Clark, J.D., Executive Director/Special Counsel
- 4.* Consideration of Adoption of Amendments to Nevada Administrative Code Chapter 630
Friday, December 2, 2005, at 9:00 a.m. or as soon thereafter as it may be heard
- Review of Public Comments on, and Consideration of Adoption of, Proposed Amendments to Nevada Administrative Code Chapter 630 to Adopt a Code of Ethics and to Approve Form for Reporting In-Office Surgical Procedures Using Anesthesia
 - Consideration of Amendment to Nevada Administrative Code Chapter 630, Requiring Licensees to Reinstate to Previous License Status Before Changing to New License Status Following Suspension for Nonpayment of Renewal Fees Within Renewal Registration Period
 - Bonnie S. Brand, J.D., General Counsel; Edward O. Cousineau, J.D., Deputy General Counsel
- 5.* Consideration of and Discussion Concerning Amendment to Nevada Administrative Code Chapter 630 to Define Laser Surgery as Practice of Medicine
Friday, December 2, 2005, at 9:30 a.m. or as soon thereafter as it may be heard
- Drennan A. Clark, J.D., Executive Director/Special Counsel; Robert Merchant Jr., M.D.
- 6.* Consideration of and Discussion Concerning Amendment to Nevada Administrative Code Chapter 630 to Allow Licensure of Renowned Physicians Licensed in Other States or Countries Who Want to Practice in Nevada at a Cutting-Edge Medical Center of Excellence
Friday, December 2, 2005, at 10:10 a.m. or as soon thereafter as it may be heard
- Javaid Anwar, M.D., President; Drennan A. Clark, J.D., Executive Director/Special Counsel
- 7.* Consideration of Request by Randy C. Watson, M.D., Lake Tahoe Orthopaedic Institute, to Amend the Board's License Renewal Fee Policy With Respect to Fellows Participating in First Rotation of Lake Tahoe Orthopaedic Institute's Sports Medicine Fellowship Program
Friday, December 2, 2005, at 10:40 a.m., or as soon thereafter as it may be heard
- Randy C. Watson, M.D., Lake Tahoe Orthopaedic Institute
- 8.* Consideration of Request to Prescribe to Hotel Guests Without Personal Contact With Those Guests
Friday, December 2, 2005, at 11:00 a.m., or as soon thereafter as it may be heard
- Cary Logan, M.D., Medical Director for Inn-House Doctor
- 9.* Consideration of Request by Rajiv Budden, M.D. for Modification of Board's Directions to Him *(tabled from September 9 & 10, 2005 Board meeting)*
Friday, December 2, 2005, at 11:10 a.m., or as soon thereafter as it may be heard
- Rajiv Budden, M.D. and/or Hal Taylor, Esq.

- 10.* Request for Approval to Practice Outside of the University of Nevada School of Medicine's Family Practice Residency Program, Per NRS 630.265(4)
 - Melanie Watkins, M.D., License No. LL1544
 - Drennan A. Clark, J.D., Executive Director/Special Counsel
- 11.* Discussion Concerning Licensed Residents Who Do Not Meet the Requirements of the Nevada State Board of Medical Examiners Regulations for Full Licensure Because of Time and/or Number of Attempts Taking USMLE
 - Javaid Anwar, M.D., President; Drennan A. Clark, J.D., Executive Director/Special Counsel
- 12.* Discussion Concerning Addition of "Physician Licensing" to List of Credentialing Agencies the Nevada State Board of Medical Examiners Does Not Accept
 - Lynnette L. Krotke, Chief of Licensing
- 13.* Consideration of Requests by the Nevada State Medical Association (NSMA) and the Clark County Medical Society (CCMS) for Appointment of Board Member Liaisons
 - Javaid Anwar, M.D., President; Drennan A. Clark, J.D., Executive Director/Special Counsel
- 14.* Reports
 - Diversion Program - Quarterly Report - Peter A. Mansky, M.D., Director; Nevada Health Professionals Assistance Foundation
 - Physician Assistant Advisory Committee - John B. Lanzillotta, P.A.-C; Janet Wheble, P.A.-C, Advisory Committee Members
 - Practitioner of Respiratory Care Advisory Committee - Greg Roaldson, R.R.T., Advisory Committee Member
 - Consideration of Request for Approval of Appointment of Replacement Committee Member
 - Investigative Committees - Donald H. Baepler, Ph.D., D.Sc., Secretary-Treasurer, Chairperson, Investigative Committee A
 - Sohail U. Anjum, M.D., Vice President, Chairperson, Investigative Committee B
 - Consideration of Cases Recommended for Closure by the Committees
 - Investigations Division - Douglas C. Cooper, Chief of Investigations
 - Status of Investigative Case Load
 - Project Update
 - Training Report
 - Nevada State Medical Association Liaison Report - Lawrence P. Matheis, M.D., Executive Director, Nevada State Medical Association;
 - Clark County Medical Society Liaison Report - Weldon Havins, M.D., J.D., CEO and Special Counsel, Clark County Medical Society
 - Washoe County Medical Society Liaison Report - Cindy Lamerson, M.D., Board Member; Jeanie L. Catterson, Executive Director of the Washoe County Medical Society
 - Secretary-Treasurer - Donald H. Baepler, Ph.D., D.Sc., Secretary-Treasurer
 - Status of Finances
 - Administrators Fall Board of Directors Meeting, September 28-30, 2005, Atlanta, GA
 - Drennan A. Clark, J.D., Executive Director/Special Counsel
 - Federation of Associations of Regulatory Boards (FARB) 30th Annual Attorney Certification Seminar, October 14-16, 2005, Palm Beach, FL - Bonnie S. Brand, J.D., General Counsel
 - Administrators in Medicine's 2005 Western/Central Regional Meeting, October 27-28, 2005, Portland, OR - Drennan A. Clark, J.D., Executive Director/Special Counsel

- 15.* Executive Staff Reports - Drennan A. Clark, J.D., Executive Director/Special Counsel
- Consideration of Request for Staff Attendance at Training and Educational Meetings
 - Status of Staff Additions and Board Office Space
 - Consideration of Proposed 2006 Board Meeting Schedule
 - Informational Items
 - Drennan A. Clark, J.D., Executive Director/Special Counsel
16. Legal Reports - Bonnie S. Brand, J.D., General Counsel
Edward O. Cousineau, J.D., Deputy General Counsel
Lyn E. Beggs, J.D., Deputy General Counsel
Dianna Hegeduis, J.D., Chief Deputy Attorney General
- Board Litigation Status
- 17.* Adjudication in the Matter of the Nevada State Board of Medical Examiners vs. Robert Fliegler, M.D., BME Case No. 04-12993-1
Friday, December 2, 2005, at 11:20 a.m., or as soon thereafter as it may be heard
- Edward O. Cousineau, J.D., Deputy General Counsel
- Closed Session for deliberations**
Open Session for adjudication
Adjudicating Board Members: Marlene J. Kirch; Charles N. Held, M.D.; Jean Stoess, M.A.;
Cindy Lamerson, M.D.; Stephen D. McBride, M.D.; Benjamin J. Rodriguez, M.D.
- 18.* Adjudication in the Matter of the Nevada State Board of Medical Examiners vs. Michael Kaplan, M.D., BME Case No. 05-8547-1
Friday, December 2, 2005, at 11:40 a.m., or as soon thereafter as it may be heard
- Edward O. Cousineau, J.D., Deputy General Counsel
- Closed Session for deliberations**
Open Session for adjudication
Adjudicating Board Members: Sohail U. Anjum, M.D., Vice President;
Donald H. Baepler, Ph.D., D.Sc., Secretary-Treasurer; Charles N. Held, M.D.; Jean Stoess, M.A.;
Cindy Lamerson, M.D.; Stephen D. McBride, M.D.; Benjamin J. Rodriguez, M.D.
- 19.* Adjudication in the Matter of the Nevada State Board of Medical Examiners vs. Tarek R. Greiss, M.D., BME Case No. 05-25060-1
Friday, December 2, 2005, at 1:15 p.m., or as soon thereafter as it may be heard
- Bonnie S. Brand, J.D., General Counsel
- Closed Session for deliberations**
Open Session for adjudication
Adjudicating Board Members: Sohail U. Anjum, M.D., Vice President;
Donald H. Baepler, Ph.D., D.Sc., Secretary-Treasurer; Charles N. Held, M.D.; Jean Stoess, M.A.;
Cindy Lamerson, M.D.; Stephen D. McBride, M.D.; Benjamin J. Rodriguez, M.D.

- 20.* Adjudication in the Matter of the Nevada State Board of Medical Examiners vs. Robert Chen, M.D., BME Case No. 05-12357-1
Friday, December 2, 2005, at 1:30 p.m., or as soon thereafter as it may be heard
- Bonnie S. Brand, J.D., General Counsel
Closed Session for deliberations
Open Session for adjudication
Adjudicating Board Members: Javid Anwar, M.D., President; Marlene J. Kirch; Jean Stoess, M.A.; Cindy Lamerson, M.D.; Stephen D. McBride, M.D.; Benjamin J. Rodriguez, M.D.
- 21.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Rustica Bernardino, M.D., BME Case No. 04-7715-1
- Edward O. Cousineau, J.D., Deputy General Counsel
Closed Session for deliberations
Open Session for adjudication
Adjudicating Board Members: Javid Anwar, M.D., President; Marlene J. Kirch; Jean Stoess, M.A.; Cindy Lamerson, M.D.; Stephen D. McBride, M.D.; Benjamin J. Rodriguez, M.D.
- 22.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Catherine Goring, M.D., BME Case No. 04-9729-1
- Edward O. Cousineau, J.D., Deputy General Counsel
Closed Session for deliberations
Open Session for adjudication
Adjudicating Board Members: Sohail U. Anjum, M.D., Vice President; Donald H. Baepler, Ph.D., D.Sc., Secretary-Treasurer; Charles N. Held, M.D.; Jean Stoess, M.A.; Cindy Lamerson, M.D.; Stephen D. McBride, M.D.; Benjamin J. Rodriguez, M.D.
- 23.* Licensure Ratification
- Ratification of Licenses Issued, and Reinstatements of Licensure and Changes of Licensure Status Approved Since the September 9 & 10, 2005 Board Meeting
- 24.* Appearances for Consideration of Acceptance of Applications for Licensure
Closed Session
- | | |
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| (a) Victor Hass, M.D. | (i) Thomas Platt, M.D. |
| (b) Mysore Shilpa, M.D. | (j) Sudhir Finch, M.D. |
| (c) Vicki Chan-Padgett, P.A.-C | (k) Mary Anderson, M.D. |
| (d) Eugenio Gerscovich, M.D. | (l) Gary Page, M.D. |
| (e) John Dudek, M.D. | (m) Warren Wheeler, M.D. |
| (f) Phyllis Ager, M.D. | (n) David Delaney, M.D. |
| (g) George Ilouno, P.A.-C | (o) Jay Bolnick, M.D. |
| (h) William Martin III, R.R.T. | |

25. Matters for Future Agenda

26. ****Public Comment**

* Denotes items on which action may occur.

** Under the Public Comment agenda item, members of the general public may bring matters not appearing on this agenda to the attention of the Board. The Board may discuss the matters, but may not act on the matters at this meeting. If the Board desires, the matters may be placed on a future agenda for action.

NOTICES POSTED AT THE FOLLOWING LOCATIONS:

Nevada State Board of Medical Examiners - Reno
Washoe County Court House - Reno
Reno City Hall - Reno
Office of the Attorney General - Carson City

Office of the Attorney General - Las Vegas
Clark County Health Department - Las Vegas
Elko County Court House - Elko
White Pine County Court House - Ely

PLEASE NOTE:

- 1) Persons/facilities desiring copies of the Board's agenda must submit their request in writing every six months. Check the address label for this agenda for expiration date.
- 2) With regard to any Board meeting, it is possible that an amended notice will be published adding new items to the original agenda. Amended notices will be posted in accordance with the Open Meeting Law; however, they will not be mailed to individuals on the Board's mailing list.
- 3) Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify the Board office in writing at P.O. Box 7238, Reno, NV 89510 or by calling 775/688-2559 prior to the date of the meeting.