



Nevada State Board of Medical Examiners

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

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

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

Videoconferenced to:

*Conference Room at the Offices of the
Nevada State Board of Dental Examiners
6010 S. Rainbow Boulevard, Building A, Suite 1, Las Vegas, Nevada 89118*

Friday, May 8, 2009 – 8:30 a.m.

AND

Saturday, May 9, 2009 – 8:30 a.m.

***** AMENDED 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, other than those items posted with a specific date and time, may be taken out of sequence to accommodate persons appearing before the Board and/or to aid in the effectiveness of the meeting.

1. Call to Order and Announcements - *Charles N. Held, M.D., President*
- Roll Call/Quorum
- 2.* Approval of Minutes
- February 6, 2009 Board Meeting — Open Session

- 3.* Consideration of Adoption of Amendments to Nevada Administrative Code Chapter 630
Friday, May 8, 2009, at 8:35 a.m., or as soon thereafter as it may be heard
- Review of Public Comments on, and Consideration of Adoption of, Proposed Amendment to Nevada Administrative Code Chapter 630, to Require Nevada Physicians Who Sponsor Demonstrations by Out-of-State Physicians to Adhere to the Standards Enunciated in Chapter 629 of the NRS
- Review of Public Comments on, and Consideration of Adoption of, Proposed Amendment to Nevada Administrative Code Chapter 630, to Amend NAC 630.275 to Make Confidentiality of Certain Information Applicable to Practitioners of Respiratory Care, as Well as Physicians and Physician Assistants
- *Edward O. Cousineau, J.D., General Counsel*
- 4.* Presentation and Discussion Regarding Hearings Procedures
Friday, May 8, 2009, at 8:45 a.m., or as soon thereafter as it may be heard
- *Louis Ling, J.D., Executive Director*
- 5.* Hearing in the Matter of the Nevada State Board of Medical Examiners vs. Stephen Seldon, M.D., BME Case No. 08-10701-2
Friday, May 8, 2009, at 9:30 a.m., or as soon thereafter as it may be heard
- *Patrick D. Dolan, J.D., Hearings Officer*
Adjudicating Board Members: Renee West, Secretary-Treasurer; Sohail U. Anjum, M.D., Board Member; Javaid Anwar, M.D., Board Member; S. Daniel McBride, M.D., Board Member; Van V. Heffner, Board Member
- 6.* Consideration of Request for Reinstatement and Final Resolution of Disciplinary Action in the Matter of the Nevada State Board of Medical Examiners vs. Freida Fleischer, M.D., BME Case No. 06-4888-1
Friday, May 8, 2009, at 10:30 a.m., or as soon thereafter as it may be heard
- *Lyn E. Beggs, J.D., General Counsel*
Closed Session for consideration
Open Session for adjudication
Adjudicating Board Members: Renee West, Secretary-Treasurer; Sohail U. Anjum, M.D., Board Member; Javaid Anwar, M.D., Board Member; S. Daniel McBride, M.D., Board Member; Van V. Heffner, Board Member
- 7.* Hearing in the Matter of the Nevada State Board of Medical Examiners vs. Anamika Jain, M.D., BME Case No. 08-29655-2
Friday, May 8, 2009, at 10:45 a.m., or as soon thereafter as it may be heard
- *Jill I. Greiner, J.D., Hearings Officer*
Adjudicating Board Members: Renee West, Secretary-Treasurer; Sohail U. Anjum, M.D., Board Member; Javaid Anwar, M.D., Board Member; S. Daniel McBride, M.D., Board Member; Van V. Heffner, Board Member

- 8.* Consideration of Order to Show Cause in the Matter of *the Nevada State Board of Medical Examiners vs. David Linden, M.D.*, BME Case No. 07-29780-1
Friday, May 8, 2009, at 1:30 p.m., or as soon thereafter as it may be heard
- *Christine M. Guerci-Nyhus, J.D., Chief Deputy Attorney General*
Closed Session for consideration
Open Session for adjudication
Adjudicating Board Members: Benjamin J. Rodriguez, M.D., Vice President; Renee West, Secretary-Treasurer; Sohail U. Anjum, M.D., Board Member; Javaid Anwar, M.D., Board Member; S. Daniel McBride, M.D., Board Member; Van V. Heffner, Board Member
- 9.* Consideration of Stipulation for Settlement in the Matter of *the Nevada State Board of Medical Examiners vs. Benjamin Venger, M.D.*, BME Case No. 08-9819-1
Friday, May 8, 2009, at 2:00 p.m., or as soon thereafter as it may be heard
- *Edward O. Cousineau, J.D., General Counsel*
Closed Session for consideration
Open Session for adjudication
Adjudicating Board Members: Renee West, Secretary-Treasurer; Sohail U. Anjum, M.D., Board Member; Javaid Anwar, M.D., Board Member; S. Daniel McBride, M.D., Board Member; Van V. Heffner, Board Member
- 10.* Consideration of Stipulation for Settlement in the Matter of *the Nevada State Board of Medical Examiners vs. Ely Zaslow, M.D.*, BME Case No. 09-32802-1
- *Edward O. Cousineau, J.D., General Counsel*
Closed Session for consideration
Open Session for adjudication
Adjudicating Board Members: Renee West, Secretary-Treasurer; Sohail U. Anjum, M.D., Board Member; Javaid Anwar, M.D., Board Member; S. Daniel McBride, M.D., Board Member; Van V. Heffner, Board Member
- 11.* Consideration of Stipulation for Settlement in the Matter of *the Nevada State Board of Medical Examiners vs. Albert Cook, M.D.*, BME Case No. 08-4854-1
- *Edward O. Cousineau, J.D., General Counsel*
Closed Session for consideration
Open Session for adjudication
Adjudicating Board Members: Renee West, Secretary-Treasurer; Sohail U. Anjum, M.D., Board Member; Javaid Anwar, M.D., Board Member; S. Daniel McBride, M.D., Board Member; Van V. Heffner, Board Member

- 12.* Consideration of Stipulation for Settlement in the Matter of *the Nevada State Board of Medical Examiners vs. Mark Capener M.D.*, BME Case No. 07-12771-1
- *Edward O. Cousineau, J.D., General Counsel*
Closed Session for consideration
Open Session for adjudication
Adjudicating Board Members: Charles N. Held, M.D., President; Benjamin J. Rodriguez, M.D., Vice President; Renee West, Secretary-Treasurer; Javaid Anwar, M.D., Board Member; Jean Stoess, M.A., Board Member
- 13.* Consideration of Dismissal Without Prejudice in the Matter of *the Nevada State Board of Medical Examiners vs. Annabel Barber, M.D.*, BME Case No. 07-11660-1
- *Edward O. Cousineau, J.D., General Counsel*
Closed Session for consideration
Open Session for adjudication
Adjudicating Board Members: Charles N. Held, M.D., President; Benjamin J. Rodriguez, M.D., Vice President; Renee West, Secretary-Treasurer; Javaid Anwar, M.D., Board Member; Jean Stoess, M.A., Board Member; Van V. Heffner, Board Member
- 14.* Consideration of Dismissal With Prejudice in the Matter of *the Nevada State Board of Medical Examiners vs. Neri Blanco-Cuevas, M.D.*, BME Case No. 08-12338-1
- *Lyn E. Beggs, J.D., General Counsel*
Closed Session for consideration
Open Session for adjudication
Adjudicating Board Members: Renee West, Secretary-Treasurer; Sohail U. Anjum, M.D., Board Member; Javaid Anwar, M.D., Board Member; S. Daniel McBride, M.D., Board Member; Van V. Heffner, Board Member
- 15.* Consideration of Dismissal With Prejudice in the Matter of *the Nevada State Board of Medical Examiners vs. Gobinder S. Chopra, M.D.*, BME Case No. 08-12610-1
- *Lyn E. Beggs, J.D., General Counsel*
Closed Session for consideration
Open Session for adjudication
Adjudicating Board Members: Renee West, Secretary-Treasurer; Sohail U. Anjum, M.D., Board Member; Javaid Anwar, M.D., Board Member; S. Daniel McBride, M.D., Board Member; Van V. Heffner, Board Member
- 16.* Consideration of Dismissal With Prejudice in the Matter of *the Nevada State Board of Medical Examiners vs. Djordje Hristic, M.D.*, BME Case No. 08-12486-1
- *Lyn E. Beggs, J.D., General Counsel*
Closed Session for consideration
Open Session for adjudication
Adjudicating Board Members: Renee West, Secretary-Treasurer; Sohail U. Anjum, M.D., Board Member; Javaid Anwar, M.D., Board Member; S. Daniel McBride, M.D., Board Member; Van V. Heffner, Board Member

17.* Consideration of Dismissal With Prejudice in the Matter of *the Nevada State Board of Medical Examiners vs. Amy Jiun Tseng, M.D.*, BME Case No. 08-10042-1

- *Lyn E. Beggs, J.D., General Counsel*

Closed Session for consideration

Open Session for adjudication

Adjudicating Board Members: Renee West, Secretary-Treasurer; Sohail U. Anjum, M.D., Board Member; Javaid Anwar, M.D., Board Member; S. Daniel McBride, M.D., Board Member; Van V. Heffner, Board Member

18.* Consideration of Request of "The Aesthetic Show" for Approval for Out-of-State Physicians to Perform Non-Surgical Aesthetic Treatment Demonstrations and Training During "The Aesthetic Show", June 5-7, 2009, at Caesars Palace in Las Vegas, Nevada

- Jason R. Michaels, M.D., Medical Director of "The Aesthetic Show";
Lynnette L. Daniels, Chief of Licensing

19.* 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, Advisory Committee Member*
- Practitioner of Respiratory Care Advisory Committee - *John H. Steinmetz, R.R.T., Advisory Committee Member*
- Investigative Committees - *Charles N. Held, M.D., President, Chairman, Investigative Committee A*
Sohail U. Anjum, M.D., Board Member, Chairman,
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
- Nevada State Medical Association Liaison Report - *Lawrence P. Matheis, Executive Director, Nevada State Medical Association*
- Clark County Medical Society Liaison Report - *Benjamin J. Rodriguez, M.D., Board Vice President; Warren Evins, M.D., Ph.D, FACP, Executive Director, Clark County Medical Society*
- Washoe County Medical Society Liaison Report - *Jeanie L. Catterson, Executive Director, Washoe County Medical Society*
- Secretary-Treasurer - *Renee West, Secretary-Treasurer*
 - Status of Finances
- Federation of State Medical Boards of the United States, Inc.'s 2009 Annual Meeting, April 30-May 2, 2009, Washington, D.C. - *Charles N. Held, M.D., President; Beverly A. Neyland, M.D., Board Member; Douglas C. Cooper, Chief of Investigations; Jerry C. Calvanese, M.D., Medical Reviewer*

- 20.* Executive Staff Reports - *Louis Ling, J.D., Executive Director*
- Consideration and Approval of 2008 Board Annual Report
 - Discussion and Approval of Legislative Developments and Issues
 - Licensing Improvements and Results
 - Board Members Participation in Upcoming Hearings
 - Retreat Planning
 - Discussion and Approval of Statement of Policy Regarding What Constitutes Practice of Medicine
 - Discussion and Approval of Standard Language Regarding Board Orders and Compliance
 - Consideration of Request for Staff and Board Member Attendance at Educational Meetings
 - Informational Items
21. Legal Reports - *Edward O. Cousineau, J.D., General Counsel; Lyn E. Beggs, J.D., General Counsel; Christine M. Guerci-Nyhus, J.D., Chief Deputy Attorney General*
- Board Litigation Status
- 22.* Licensure Ratification
- Ratification of Licenses Issued, and Reinstatements of Licensure and Changes of Licensure Status Approved Since the February 6, 2009 Board Meeting
- 23.* Appearances for Consideration of Acceptance of Applications for Licensure
Portions of these appearances may be conducted in closed session in accordance with NRS 241.030.
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| (a) Keith J. Rosing, M.D. | (f) Diana C. Reed, M.D. |
| (b) Nitin J. Engineer, M.D. | (g) Meredythe Dodson, R.R.T. |
| (c) Jessica A. Petz, R.R.T. | (h) Hillary L. Barnes, M.D. |
| (d) Adam B. Phillips, C.R.T. | (i) Elliott D. Schmerler, M.D. |
| (e) Rajashree C. Vyas, M.D. | |
24. Matters for Future Agenda
- 25.** 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. In consideration of others, who may also wish to provide public comment, please avoid repetition and limit your comments to no more than five (5) minutes.

NOTICES POSTED AT THE FOLLOWING LOCATIONS:

Nevada State Board of Medical Examiners - Reno
Office of the Attorney General - Las Vegas
Washoe County Court House - Reno
Southern Nevada Health District - Las Vegas
Reno City Hall - Reno
Elko County Court House - Elko
Office of the Attorney General - Carson City
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.