

1 **BEFORE THE BOARD OF MEDICAL EXAMINERS**
2 **OF THE STATE OF NEVADA**

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5 In The Matter of Charges and) **Case No. 08-18131-1**
6 Complaint Against)
7 **DANA MARKS, M.D.**,) **FILED**
8 Respondent.) **NOV 06 2009**
9) **NEVADA STATE BOARD OF**
10) **MEDICAL EXAMINERS**

11 **ORDER OF RELEASE FROM PROBATION**

12 The above-entitled matter came on regularly for consideration before the Nevada State Board
13 of Medical Examiners, hereinafter "Board," on November 6, 2009, at the Board's offices, located at
14 1105 Terminal Way, Suite 301, Reno, Nevada, on a Petition for Reconsideration and Modification
15 of Settlement, Waiver and Consent Agreement filed by Respondent, Dr. Dana Marks on
16 July 11, 2009, filed herein pursuant to Nevada's Open Meeting Laws, NRS and NAC chapters 630,
17 and NRS Chapter 233B. Dr. Marks was presented with his counsel, Edward J. Lemons, Esq.

18 The members of the Board participating in consideration of the Petition were
19 Benjamin J. Rodriguez, M.D., Renee West, Javaid Anwar, M.D., Van V. Heffner,
20 Beverly A. Neyland, M.D., Theodore B. Berndt, M.D. and Michael J. Fischer, M.D. All other
21 remaining members of the Board, who were present, being members of the Investigative Committee
22 that originally issued the complaint in this matter, were excused from participating and took no part
23 in the proceedings of the Board.

24 The Board, after review and consideration of the Petition for Reconsideration and
25 Modification of Settlement, Waiver and Consent Agreement and after having an opportunity to hear
26 from Dr. Marks, the Board finds that Dr. Marks has complied with all the terms of the Settlement,
27 Waiver and Consent Agreement which was accepted and adopted by the Board on October 3, 2008
28 and that he may be released from the duration of his probationary term.

