

1 remain effective pending Dr. Rodriguez's timely and good faith completion of the following
2 covenants, terms and conditions:

3 1. Within one (1) year from the date of this Order, Dr. Rodriguez shall undergo both
4 Phase I and Phase II of the physician assessment at the U.C. San Diego Physician Assessment and
5 Clinical Education Program (PACE Program). This assessment shall include a complete health
6 history, physical examination, and competence and fitness to safely practice anesthesia.

7 2. Within five (5) days of Dr. Rodriguez's or Dr. Rodriguez's representative's receipt of
8 any final or draft report and/or recommendations from the PACE Program, Dr. Rodriguez shall
9 provide the IC with an un-redacted copy of any and all such report and/or recommendations.

10 3. Dr. Rodriguez shall timely and in good faith comply with any and all recommendations
11 of the PACE Program and shall provide the IC with such evidence as the IC shall, in its reasonable
12 discretion, require from an independent third party, verifying Dr. Rodriguez's compliance with the
13 PACE Program recommendations, if any.

14 4. Within six (6) months from the date of this Order, Dr. Rodriguez shall undergo an
15 alcohol, behavioral and drug assessment at a nationally recognized alcohol, behavioral and drug
16 center that specializes in assessments of physicians and is sanctioned by the Federation of State
17 Medical Boards (FSMB) or otherwise approved by the IC and/or Board.

18 5. Within five (5) days of Dr. Rodriguez's or Dr. Rodriguez's representative's receipt of
19 any final or draft report and/or recommendations from the FSMB-sanctioned or IC- and/or Board-
20 approved nationally recognized alcohol, behavioral and drug center that specializes in assessments
21 of physicians, Dr. Rodriguez shall provide the IC with an un-redacted copy of any and all such
22 report and/or recommendations.

23 6. Dr. Rodriguez shall timely and in good faith comply with any and all recommendations
24 of the FSMB-sanctioned or IC- and/or Board-approved nationally recognized alcohol, behavioral
25 and drug center that specializes in assessments of physicians and shall provide the IC with such
26 evidence as the IC shall, in its reasonable discretion, require from an independent third party,
27 verifying Dr. Rodriguez's compliance with the recommendations, if any, of the FSMB-sanctioned

28 ///

1 or IC- and/or Board-approved nationally recognized alcohol, behavioral and drug center that
2 specializes in assessments of physicians.

3 7. Dr. Rodriguez shall bear any and all costs, expenses and/or fees arising in connection
4 with his compliance with the terms of this Order.

5 8. Dr. Rodriguez shall bear any costs, expenses and/or fees incurred by the IC and/or
6 Board in bringing and maintaining this administrative action.

7 9. The Board and/or IC shall not take any action regarding this Order that is inconsistent
8 with the reporting requirements of any applicable state or federal law or regulation.

9 10. Dr. Rodriguez shall execute any and all releases, including a HIPPA release, in favor
10 of the Board and/or IC to allow the Board and/or IC to access the records necessary to verify
11 Dr. Rodriguez's timely and good faith commencement and satisfactory completion of both the
12 PACE Program and the recommendations, if any, of the FSMB-sanctioned or IC- and/or Board-
13 approved nationally recognized alcohol, behavioral and drug center that specializes in assessments
14 of physicians.

15 11. Upon verification of Dr. Rodriguez's compliance with the covenants, terms and
16 conditions outlined above, the IC shall timely and in good faith report to the Board
17 Dr. Rodriguez's satisfactory performance and shall recommend that Dr. Rodriguez's license to
18 practice medicine in the state of Nevada be restored to the appropriate licensure status subject to
19 such ongoing monitoring of Dr. Rodriguez's competence and comporment as the Board shall
20 deem appropriate under the totality of the circumstances in order to promote and protect the
21 health, safety and welfare of the public.

22
23 DATED this 24th day of November, 2014.

24 INVESTIGATIVE COMMITTEE OF THE
25 NEVADA STATE BOARD OF MEDICAL EXAMINERS

26
27 By: Theodore B. Berndt
28 Theodore B. Berndt, M.D.
Chairman

CERTIFICATE OF SERVICE

I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on 24th day of November 2014; I served a filed copy of ORDER EXTENDING SUMMARY SUSPENSION, via USPS mail to the following:

Libo Agwara
4693 E. Flamingo Rd.
Las Vegas, NV 89121

Hearing Officer:
Pat Dolan, J.D.
7980 Meadow Vista Court
Reno, NV 89511

Dated this 24th day of November, 2014.



Angelia L. Donohoe
Legal Assistant