



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 (or Teleconferenced) to:

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

Friday, March 8, 2013 – 8:30 a.m.

*** AGENDA ***

Please Note:

- An asterisk (*) denotes items for possible action.
- Persons wishing to attend this meeting may do so at either of the above-listed locations.
- Agenda items, other than those items posted with a specific time, may be taken out of sequence or may be combined for consideration by the Board to accommodate persons appearing before the Board and/or to aid in the effectiveness of the meeting.
- Items may be pulled or removed from the Agenda at any time.
- Certain Agenda items, or portions thereof, may be conducted in closed session, in accordance with NRS 241.030.
- Public comment is scheduled under Agenda Item 2, at the beginning of the meeting, and again under Agenda Item 27, at the end of the meeting, and may also be called for at other times throughout the meeting by the Board President. When these Agenda items are called, 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 four (4) minutes.

Mailing Address: P.O. Box 7238 • Reno, Nevada 89510-7238

Physical Address: 1105 Terminal Way, Suite 301 • Reno, Nevada 89502-2144

(775) 688-2559 • Fax (775) 688-2321

E-mail: nsbme@medboard.nv.gov • Website: www.medboard.nv.gov

1. Call to Order and Announcements - *Benjamin J. Rodriguez, M.D., President*
- Roll Call/Quorum
2. Public Comment
- 3.* Approval of Minutes
November 30, 2012 Board Meeting – Open/Closed Sessions
- 4.* Legislative Update and Discussion Regarding Establishing a Board Legislative Committee
Friday, March 8, 2013, at 8:35 a.m., or as soon thereafter as it may be heard
- *Keith L. Lee, Esq., NSBME Legislative Representative; Douglas C. Cooper, CMBl, Executive Director*
- 5.* Consideration and Action Regarding Proposed Amendments to Nevada Administrative Code Chapter 630
Friday, March 8, 2013, at 8:40 a.m., or as soon thereafter as it may be heard
- *Edward O. Cousineau, J.D., Deputy Executive Director*
 - (a) Review of Public Comments on, and Consideration of Adoption of, Proposed Amendments to Nevada Administrative Code Chapter 630, Amending NAC 630.360, NAC 630.490 and NAC 630.495 to Require a Physician Assistant to Document Certain Information in a Patient's Chart; to Require a Collaborating Physician to Ensure That an Advanced Practitioner of Nursing Documents Certain Information in a Patient's Chart, and Revising the Number of Physician Assistants and Advanced Practitioners of Nursing That a Physician May Simultaneously Supervise or Collaborate With (R182-12)
 - (b) Review of Public Comments on, and Consideration of Adoption of, Proposed Amendment to Nevada Administrative Code Chapter 630, Amending NAC 630.360 Regarding Notification Requirements for a Physician Assistant Regarding Any Change in the Supervision of the Physician Assistant by a Supervising Physician (R183-12)
- 6.* Adjudication in the Matter of *the Nevada State Board of Medical Examiners vs. Norma McCullough, C.R.T.*, BME Case No. 12-24176-1
Friday, March 8, 2013, at 8:45 a.m., or as soon thereafter as it may be heard
- *Harry Ward, J.D., Deputy Attorney General*
- 7.* Consideration of Request of Adrian Adrian, M.D. for Modification of the Remaining Term of His Currently Existing Settlement Agreement With the NSBME (Case No. 09-30321-1)
Friday, March 8, 2013, at 8:55 a.m., or as soon thereafter as it may be heard
- *Edward O. Cousineau, J.D., Deputy Executive Director; Adrian Adrian, M.D.*

- 8.* Reports
- (a) Practitioner of Respiratory Care Advisory Committee - *John H. Steinmetz, RRT, Advisory Committee Member*
 - (b) Investigative Committees
 - Consideration of Cases Recommended for Closure by the Investigative Committees
 - *Theodore B. Berndt, M.D., Vice President, Chairman, Investigative Committee A;*
 - *Benjamin J. Rodriguez, M.D., President, Chairman, Investigative Committee B*
 - (c) Investigations Division - *Pamela J. Castagnola, CMBI, Chief of Investigations*
 - (1) Status of Investigative Case Load
 - (2) Quarterly Compliance Report
 - (d) Nevada State Medical Association Report - *Lawrence P. Matheis, Executive Director, Nevada State Medical Association; Wayne Hardwick, M.D., Board Member*
 - (e) Clark County Medical Society Report - *Loretta Moses, Executive Director, Clark County Medical Society; Benjamin J. Rodriguez, M.D., Board President*
- 9.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Paul Ludlow, M.D., BME Case No. 11-5171-1
- *Bradley O. Van Ry, J.D., General Counsel*
- 10.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Eugene Porreca, M.D., BME Case No. 11-8513-1
- *Bradley O. Van Ry, J.D., General Counsel*
- 11.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Abhinav Sinha, M.D., BME Case No. 12-27376-1
- *Erin L. Albright, J.D., Deputy General Counsel*
- 12.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Thomas Abdella, M.D., BME Case No. 12-11024-1
- *Erin L. Albright, J.D., Deputy General Counsel*
- 13.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Alfredo Hibbert, P.A.-C, BME Case No. 12-287-1
- *Erin L. Albright, J.D., Deputy General Counsel*
- 14.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Cathaline Pearson, P.A.-C, BME Case No. 12-30027-1
- *Erin L. Albright, J.D., Deputy General Counsel*
- 15.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Edward Zimmerman M.D., BME Case No. 12-11216-1
- *Erin L. Albright, J.D., Deputy General Counsel*
- 16.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Steven Kozmary, M.D., BME Case No. 12-8148-1
- *Bradley O. Van Ry, J.D., General Counsel*

- 17.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Roger Gee Joe, M.D., BME Case No. 13-38154-1
- Bradley O. Van Ry, J.D., General Counsel
- 18.* Consideration of Acceptance of Voluntary Surrender of Medical License of Vinay Bararia, M.D., License #11355
- Bradley O. Van Ry, J.D., General Counsel
- 19.* 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) Frank Pallares, M.D. | (e) Karim Rizkallah Nahra, M.D. |
| (b) Shivangi Ashok Bhatt, M.D. | (f) Ira Schneier, M.D. |
| (c) Eileen Haley, R.R.T. | (g) Albert Lopez, C.C.P. |
| (d) Danilo Jaravata, M.D. | |
- 20.* Personnel
- Annual Review and Discussion of Professional Competency of Staff
A portion of this Agenda item may be conducted in closed session in accordance with NRS 241.030.
- Douglas C. Cooper, CMBI, Executive Director; Board Executive Committee
- 21.* Consideration and Action Regarding Writing Off Bad Debt
- Douglas C. Cooper, CMBI, Executive Director; Donya Jenkins, Finance Manager
- 22.* Discussion Regarding Corporate Practice of Medicine in Nevada
- Douglas C. Cooper, CMBI, Executive Director
- 23.* Executive Staff/Staff Reports
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| (a) Consideration and Approval of Request for Staff Attendance at Educational Meetings
- Douglas C. Cooper, CMBI, Executive Director |
| (b) Report on Federation of State Medical Boards Conference on Licensure Models
- Theodore B. Berndt, M.D., Vice President; Lynnette L. Daniels, Chief of Licensing |
| (c) Quarterly Update on Finances
- Donya Jenkins, Finance Manager |
| (d) Informational Items - Douglas C. Cooper, CMBI, Executive Director |
24. Legal Reports
Board Litigation Status - Bradley O. Van Ry, J.D., General Counsel
- 25.* Licensure Ratification
Ratification of Licenses Issued, and Reinstatements of Licensure and Changes of Licensure Status Approved Since the November 30, 2012 Board Meeting
26. Matters for Future Agenda
27. Public Comment

NOTICES POSTED AT THE FOLLOWING:

Nevada State Board of Medical Examiners - Reno
Washoe County Courthouse – Reno
Office of the Attorney General - Carson City
Office of the Attorney General - Las Vegas
Elko County Courthouse - Elko
White Pine County Courthouse – Ely
www.medboard.nv.gov

PLEASE NOTE:

- 1) Persons/facilities desiring copies of the Board's agenda must submit their request in writing every twelve (12) 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.
- 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.