



## 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 7, 2014 – 8:30 a.m.**

### \* AGENDA \*

#### **Please Note:**

- 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 26, 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.

**LAS VEGAS OFFICE**  
Board of Medical Examiners  
Building A, Suite 2  
6010 S. Rainbow Boulevard  
Las Vegas, NV 89118  
Phone: 702-486-3300  
Fax: 702-486-3301

**RENO OFFICE**  
Board of Medical Examiners  
Suite 301  
1105 Terminal Way  
Reno, NV 89502  
Phone: 775-688-2559  
Fax: 775-688-2321



1. Call to Order and Announcements  
- Roll Call/Quorum
2. Public Comment
3. Approval of Minutes (for possible action)  
December 6, 2013 Board Meeting – Open/Closed Sessions
4. Consideration and Action Regarding Proposed Amendment to Nevada Administrative Code Chapter 630 (for possible action)  
**Friday, March 7, 2014, at 8:35 a.m., or as soon thereafter as it may be heard**  
- Consideration of Amendment to Nevada Administrative Code Chapter 630, Amending NAC 630.230 to Add Language Which Makes It Prohibited Professional Conduct to Utilize, or Allow Another Under a Licensee’s Direction or Authority to Utilize, a Single-Use Medical Device in More Than One Instance, or on More Than One Patient; or Utilize, or Allow Another Under a Licensee’s Direction or Authority to Utilize, a Single-Use Medical Device in a Manner Inconsistent With the Manufacturer’s Packaging Instructions or Directions Included With the Medical Device  
- *Edward O. Cousineau, J.D., Deputy Executive Director*
5. Consideration of Request of James Eells, M.D. for Removal of Condition on His Medical License (for possible action)  
**Friday, March 7, 2014, at 8:45 a.m., or as soon thereafter as it may be heard**  
- *James Eells, M.D.*
6. Adjudication in the Matter of the Nevada State Board of Medical Examiners vs. James Tate, M.D., BME Case No. 10-9809-1 (for possible action)  
**Friday, March 7, 2014, at 9:00 a.m., or as soon thereafter as it may be heard**  
- *Colleen L. Platt, J.D., Deputy Attorney General*
7. Consideration and Action Regarding Petition From Scott D. Fielden, M.D., Requesting Amendment of NAC 630.830(4) to Create an Exception That Allows Medical Assistants With Additional Qualifications and Training in the Field of Anesthesiology to Administer Anesthetic Agents to a Patient Under the Supervision of a Licensed Anesthesiologist Physician (for possible action)  
**Friday, March 7, 2014, at 9:15 a.m., or as soon thereafter as it may be heard**  
- *Scott D. Fielden, M.D.; L. Kristopher Rath, Esq.*

8. Reports (for possible action)
  - (a) Physician Assistant Advisory Committee - *Janet Wheble, PA-C, Advisory Committee Member*
  - (b) Investigative Committees
    - Consideration of Cases Recommended for Closure by the Investigative Committees
      - *Theodore B. Berndt, M.D., Vice President, Chair, Investigative Committee A;*
      - *Bashir Chowdhry, M.D., Board Member, Committee Member, 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 - *Stacy M. Woodbury, 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*
  
9. Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Thomas Garrison, M.D., BME Case No. 13-26118-1 (for possible action)  
- *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. Nancy Long, M.D., BME Case No. 11-9612-1 (for possible action)  
- *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. Donald Yarbro, Jr., M.D., BME Case No. 12-6960-1 (for possible action)  
- *Bradley O. Van Ry, J.D., General Counsel*
  
12. Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Van Bohman, M.D., BME Case No. 13-10038-1 (for possible action)  
- *Erin L. Albright, J.D., General Counsel*
  
13. Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Ngoc Vo, M.D., BME Case No. 13-33315-1 (for possible action)  
- *Erin L. Albright, J.D., General Counsel*
  
14. Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Sean Su, M.D., BME Case No. 13-11344-1 (for possible action)  
- *Edward O. Cousineau, J.D., Deputy Executive Director*
  
15. 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 (for possible action)  
- *Erin L. Albright, J.D., General Counsel*

16. Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Bruce Spero, M.D., BME Case No. 12-10270-1 (for possible action)  
- Erin L. Albright, J.D., General Counsel
  
17. Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Gary Gansert, M.D., BME Case No. 13-4774-1 (for possible action)  
- Erin L. Albright, J.D., General Counsel
  
18. Executive Staff/Staff Reports (for possible action)
  - (a) Consideration and Approval of Request for Staff Attendance at Educational Meetings  
- Douglas C. Cooper, CMBI, Executive Director
  - (b) Report Regarding 2013 Department of Public Safety Civil Applicant Fingerprint Response Audit  
- Douglas C. Cooper, CMBI, Executive Director
  - (c) Quarterly Update on Finances  
- Donya Jenkins, Finance Manager
  - (d) Peer Review Statistics Report  
- Douglas C. Cooper, CMBI, Executive Director; Pamela J. Castagnola, CMBI, Chief of Investigations
  
19. Legal Reports  
Board Litigation Status - Bradley O. Van Ry, J.D., General Counsel
  
20. Licensure Ratification (for possible action)  
Ratification of Licenses Issued, Reinstatements of Licensure and Changes of Licensure Status Approved Since the December 6, 2013 Board Meeting
  
21. Appearances for Consideration of Acceptance of Applications for Licensure (for possible action)  
*Portions of these Appearances may be conducted in closed session in accordance with NRS 241.030.*

(a) Paul Scheele, II, M.D.	(e) Allin Vesa, M.D.
(b) Deming Chau, M.D.	(f) Ann DeJong, M.D.
(c) Patty Shih, M.D.	(g) Mark Lodespoto, M.D.
(d) John Katzen, M.D.	
  
22. Consideration, Discussion and Approval of Items for Inclusion on the Board's Website (for possible action)  
- Douglas C. Cooper, CMBI, Executive Director; Bradley O. Van Ry, J.D., General Counsel
  
23. Personnel (for possible action)  
*A portion of this Agenda item may be conducted in closed session in accordance with NRS 241.030.*  
- Annual Review and Discussion of Professional Competency of Staff  
- Douglas C. Cooper, CMBI, Executive Director; Board Executive Committee

24. Staff Comments/Updates
25. Matters for Future Agenda
26. 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](http://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.
- 4) Anyone desiring supporting material for the meeting is invited to call Laurie Munson at 775-688-2559, ext. 227. Supporting material for the meeting is available at the Board's office at 1105 Terminal Way, Suite 301, Reno, Nevada.