



**NEVADA STATE BOARD OF OSTEOPATHIC MEDICINE
BOARD MEETING MINUTES
September 25, 2008**

I. CALL TO ORDER (Discussion/Action) Daniel Curtis, D.O., Chairman

- A. Dr. Curtis called to order the meeting to determine the presence of a quorum. It was determined that the following attendees were at the meeting and a quorum existed.

Board Members:

Dan Curtis, DO
C. Dean Milne, DO
Scott Manthei, DO
Paul Kalekas, DO
James Anthony, DO
Lisa Miller-Roche, Esq., Public Member

Board Staff:

Weldon "Don" Havins, MD, JD, Executive Director
Tammy Sine, Licensing Specialist/Bookkeeper
Dianna Hegeduis, Esq., D.A.G., Board Counsel
Larry Tarno, DO, Board Consultant

Applicants:

Bryan Bledsoe, DO (Called in)
Steven Wein, DO (Called in)
Michael Jenkins, DO
Robert Ladd, DO

II. APPROVAL OF THE REMOVAL OF LARRY J. TARNO, D.O. AND ADDITION OF WELDON HAVINS, MD, JD AS SIGNERS FOR THE BANK OF THE WEST, BANCWEST AND WELLS FARGO BANK ACCOUNTS (Discussion/Action) Daniel Curtis, D.O., Chairman

Dr. Curtis requested that this item be tabled as in order for this to be signed it needed to be notarized, but our notary gave her resignation today.

It was discussed that it was best to have our funds spread out among various facilities rather than in one facility.

Dr. Kalekas made a motion to approve the signatures and it was seconded by Dr. Anthony. A vote was taken and it was approved.

III. CONSENT AGENDA TO GRANT LICENSURE FOR OSTEOPATHIC PHYSICIANS (Discussion/Action) Weldon Havins, MD, JD, Executive Director

Under this item the board may consider the recommendations of the Executive Director to grant licensure to the below listed applicants. The board may remove any applicant's name from the consent motion, but may not discuss the contents of the application for licensure without the applicant present following proper notice pursuant to the open meeting law.

Consent agenda to grant FULL LICENSURE to the following applicants:

<i>Angela DeRosa, DO</i>	<i>Internal Medicine</i>
<i>Jessica Gordon, DO</i>	<i>Internal Medicine</i>
<i>Mark Khorsandi, DO</i>	<i>Hand Surgeon</i>
<i>Mark Meyermann, DO</i>	<i>Radiology</i>
<i>Robert Morley, DO</i>	<i>Diagnostic Radiology</i>
<i>Marian Orr, DO</i>	<i>Psychiatry</i>
<i>Jeffrey Packer, DO</i>	<i>Internal Medicine/Nephrology</i>
<i>Gene Tran, DO</i>	<i>Internal Medicine</i>
<i>Judy Turner, DO</i>	<i>Family Practice</i>
<i>Walter Uyesugi, DO</i>	<i>Radiology</i>
<i>Allison Wood, DO</i>	<i>Internal Medicine</i>
<i>Natalie Zaharoff, DO</i>	<i>Emergency Medicine</i>

Dr. Milne made a motion to approve the applicants.

Dr. Kalekas seconded.

A vote was taken and the licenses were approved.

IV. +CONSIDERATION OF THE APPLICATION FOR LICENSURE AND APPEARANCE BY BRYAN BLEDSOE, D.O. (Discussion/Action) Daniel Curtis, D.O., Chairman, *This item may go into closed session per NRS 241.030*

Dr. Curtis asked if Dr. Bledsoe wanted a closed or open meeting. Dr. Bledsoe agreed to open session. Dr. Curtis commented that we received a letter from Dr. Mansky and that he has met the criteria. Dr. Milne made a motion to approve, which was seconded by Dr. Anthony. A vote was taken and approved for licensure. Dr. Bledsoe commented that he was treated with the utmost respect by Dr. Mansky and that he appreciated the Board office keeping him up to date with the status of his license.

V. +CONSIDERATION OF THE APPLICATION FOR LICENSURE AND APPEARANCE BY MICHAEL JENKINS, D.O. (Discussion/Action) Daniel Curtis, D.O., Chairman, *This item may go into closed session per NRS 241.030*

Dr. Curtis asked if everyone have seen the file. He reminded the Board that Dr. Jenkins had applied previously and was denied licensure. He asked Dr. Jenkins if he wanted an open or closed session. Dr. Jenkins opted for an open session. Dr. Curtis stated that there were irregularities in his application and asked Dr. Jenkins to explain. Dr. Jenkins explained that he had started his residency at Lake Mead, but that facility was closed and he got a residency program started in Pahrump in which was approved by Dr. Milne and Dr. Fisher. Dr. Curtis asked if he was licensed in any other State. Dr. Jenkins stated that he has had a full license in Michigan and been working there since February 2008. Dr.

Curtis asked if he had any other denial of licensure or been any actions by any other State for practicing medicine without a license. Dr. Jenkins explained that he had a neighbor whose child was sick and on an emergency basis he wrote a prescription for asthma medication under his Michigan license even though he was living in Montana. Montana proceeded to order a cease and desist order on him to not dispense medication without a license. He is now Board certified in family practice.

A discussion about the residency program was continued between Dr. Jenkins and Dr. Milne until Dr. Kalekas located the letter in the chart that Dr. Milne signed approving the residency program. Dr. Curtis asked if he had met the residency training criteria for our State license. Dr. Milne stated that he had met the requirement for this State.

Dr. Milne asked what Dr. Jenkins planned to do. He stated that he actually was applying here so that he could get approved then apply for a license in Montana. Montana requires that he gets approved here before they will consider a license for him. Otherwise, he may do locums work in Elko, NV.

Dr. Milne made a motion to approve the license. Dr. Kalekas stated that he would like to see proof of the Board certification, which Dr. Jenkins will send to us on Monday. Dr. Kalekas seconded the motion to approve the license. A vote was taken and the license was approved.

VI. +CONSIDERATION OF THE APPLICATION FOR LICENSURE AND APPEARANCE BY ROBERT LADD, D.O. (Discussion/Action) Daniel Curtis, D.O., Chairman, This item may go into closed session per NRS 241.030

Dr. Curtis asked if Dr. Ladd wanted an open or closed session. Dr. Ladd indicated an open session was fine with him. Dr. Curtis asked if Dr. Ladd if he was asked to permanently surrender his DEA certificate, and noted that on question 13 he said no when the answer was yes. Dr. Curtis felt that there were errors on his application and that it was deceptive on Dr. Ladd's part. Dr. Curtis asked Dr. Ladd to explain the situation. Dr. Ladd explained that he worked with several physicians who did not like osteopathic physicians, and they set him up with a patient coming into his office, pressing her breasts against him, and rocking her groin area up against him without him knowing that it was being video taped. Dr. Curtis asked if this was the incident in 2004. Dr. Ladd did not remember for sure, and Dr. Curtis asked if there was more than one incident of inappropriateness. Dr. Ladd replied that this was the only one that was video taped. He also has three Medicaid patients that have accused him of trading sexual favors for medications. He stated that he was under indictment in Tennessee and that he voluntarily surrendered his license even though we have a copy of a court order mandating the surrender his license. He seemed to be under the impression that he could appeal the court order. Dianna Hegeduis explained that he only had 30 days to appeal and it has been two years, so it is too late.

Dr. Curtis stated that it was his opinion to deny the license. Lisa stated granting him a license would not be to the best interest of the public. Lisa made a motion for denial and Dr. Kalekas seconded the motion. The Board members unanimously voted to deny Dr. Ladd a license.

Dr. Tarno made mention that this denial is a reportable action.

VII. +CONSIDERATION OF THE APPLICATION FOR LICENSURE AND APPEARANCE BY STEVEN WEIN, D.O. (Discussion/Action) Daniel Curtis, D.O., Chairman, This item may or may not go into closed session per NRS 241.030

Dr. Curtis asked if he wanted an open or closed session. Dr. Wein opted for an open session. Dr. Curtis asked for an explanation of the arrests in Panama City. Dr. Wein explained the situation. Dr. Wein explained that he had that this was submitted when he applied for his special license, but it has since been expunged from his record. Dr. Curtis asked when this had occurred. Dr. Wein explained that he just received it this past week.

Dr. Milne asked where he was going to work. Dr. Wein explained that he would work in Las Vegas. He is in a 4 year psychiatric residency program. Dr. Milne explained that he would have to complete his residency program or this license would become expired.

Dr. Milne made a motion to approve and Dr. Kalekas seconded the motion. A vote was taken and the license was approved.

VIII. +DISCUSSION AND APPROVAL OF CONTRACT AND CONTRACT AMOUNT FOR SERVICES WITH LARRY J. TARNO, D.O. AS THE BOARD CONSULTANT (Discussion/Action) Daniel Curtis, D.O., Chairman, This item may or may not go into closed session per NRS 241.030

Dr. Tarno stated that he does not have a contract with the Board. He has no desire to come down here every day, but he is more than happy to offer advice to Dr. Havins as necessary. Dr. Havins requested that Dr. Tarno be kept on call for six months as a consultant at a rate of \$1000.00 per month. Dr. Curtis asked if he could do three months at a time. Dr. Tarno agreed to this. Dr. Tarno agreed to \$1000.00 per month. Dr. Curtis stated that he would suggest a contract through January 1 and then reevaluate at that time. Dr. Tarno also has furniture and items for \$500.00. Dr. Kalekas made a motion to approve a contract for \$1000 per month for Dr. Tarno to be available to consult with the Board staff. Dr. Anthony seconded. A vote was taken and the contract was approved. The Board also voted to approve the sale of Dr. Tarno's personal items at the Board for \$500.

IX. APPROVAL OF "SETTLEMENT AGREEMENT & ORDER" RELATIVE TO SCOTT YOUNG, D.O. (Discussion/Action) Daniel Curtis, D.O., Chairman

Dr. Manthei declined to vote on Dr. Young as he is working with him. Dr. Curtis declined voting as he worked for Dr. Young in the past. Dr. Milne made a motion for approval of the settlement agreement. Ms. Miller –Roche seconded the motion. A vote was taken and unanimously approved.

X. APPROVAL OF "SETTLEMENT AGREEMENT & ORDER" RELATIVE TO SUSAN MIKO, D.O. (Discussion/Action) Daniel Curtis, D.O., Chairman

Dr. Curtis asked for a motion for approval be made, which was done by Dr. Manthei and seconded by Dr. Kalekas. A vote was taken and unanimously approved. The settlement agreement was signed by Dr. Milne and a copy given to the attorney for Dr. Miko.

XI. CONSIDERATION OF LEGISLATIVE INITIATIVE FOR THE 2009 LEGISLATIVE SESSION (Discussion/Action) Weldon Havins, MD, JD, Executive Director

Dr. Kalekas asked for clarity of the fines section. Dr. Havins explained that our fines do not have to be paid to the general fund, but may be paid to the general fund. Dr. Kalekas asked what General Funds were. Dr. Havins explained that general funds are State treasury funds and cannot be used by the Board. Dr. Havins explained that at the present time, we have no fines statutorily available as a licensure disciplinary provision. If the legislative initiatives are adopted into law, we could have fines as well. Dr. Kalekas made a motion to approve the legislative initiatives. Dr. Milne seconded. A vote was taken and the motion unanimously approved.

XII. APPROVAL OF ENGAGEMENT LETTER FROM KATHY KELLEY, CPA FOR SERVICES AS AUDITOR FOR FISCAL YEAR JULY, 20 07 TO JUNE, 2008
(Discussion/Action) Weldon Havins, MD, JD, Executive Director

Dr. Havins explained that Kathy Kelley will be doing the audit here in our office. He explained that Tammy will be putting our accounts on Quick Books. Lisa made a motion to approve and Dr. Manthei seconded the motion. A vote was taken and the contract was accepted.

XIII. EXECUTIVE DIRECTORS REPORT (Discussion/Action) Weldon Havins, MD, JD, Executive Director, Catryna Kelly, MBA, Executive Administrator

1. Dr. Havins explained that we do not have a definitive bank balance available at this time, but it will be available in the future as our finances become arranged in better order.
2. Dr. Havins explained that we have 53 licensees in process, and 20 licensed this year so far, not including the 15 approved today. Enforcement has 35 new complaints since the last meeting on 07/29/08 with 28 dismissed, 51 total active claims, 31 assigned to Investigative Board Members, 8 awaiting medical records, and 12 cases under the purview of the AG's office for consideration of prosecution.
3. Dr. Havins explained that the Board members must complete an expense report in order to get paid. The forms can be mailed to Board members.
4. The next meeting is set for Saturday, November 15, 2008, at 8:30 AM. Dianna explained that applicants need to be informed of a meeting 21 working days prior to the meeting. Tammy explained that each applicant here was notified by certified letter.

XIV. LEGAL REPORT (Discussion/Action) Dianna Hegedius, SDAG, Board Counsel

Dianna stated that she received a letter that 14 charts were reviewed of one licensee, and were found to be appropriate.

XV. PUBLIC COMMENT

Notices posted at the following locations:

Grant Sawyer State Office Building, 555 E. Washington Avenue, Las Vegas, NV 89101

Office of the Nevada State Board of Osteopathic Medicine

2860 E. Flamingo Rd., D, Las Vegas, NV 89121

Office of the Attorney General, 100 North Carson Street, Carson City, NV 89701

Clark County Library, 1401 E. Flamingo Rd., Las Vegas, NV 89119

Washoe County Library, 301 South Center Street: Reno, NV 89501

Boulder City Library, 701 Adams Blvd., Boulder City, NV 89005

Elko County Library, 720 Court St., Elko, NV 89801

Las Vegas Review Journal, 1111 W. Bonanza Rd, Las Vegas, NV 89125

All Meeting Agendas and Minutes are posted on our website;

www.bom.nv.gov

Members of the public that require special accommodations or assistance at the meetings must notify the Board office 48 hours prior to the meeting date.