



MEMBERS:

Rudy R. Manthei, D.O.
Daniel K. Curtis, D.O.
Matthew J. McMahan, D.O.
Lisa Miller-Roche, Esq.
Gary S. Mono, D.O.
Paul H. Mozen, D.O.
Bonnie Parnell

BOARD OF OSTEOPATHIC MEDICINE

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TREY DELAP
Deputy Executive Director

MINUTES

**MEETING OF THE NEVADA STATE BOARD OF
OSTEOPATHIC MEDICINE**

2:00PM, FRIDAY, FEBRUARY 6TH, 2004

GRANT SAWYER STATE OFFICE BUILDING
LEGISLATIVE HEARING ROOM 4401
4TH FLOOR
555 E. WASHINGTON AVENUE
LAS VEGAS, NV 89119

I. CALL TO ORDER (Discussion/Action)

Gary Mono, D.O., Secretary-Treasurer.

- A. Roll call to determine presence of a quorum
 - a. Daniel Curtis, DO, Lisa Miller-Roche, Esq., Bonnie Parnell, Gary S. Mono, DO, Rudy Manthei, DO (via telephone), Paul H. Mozen, DO (via video teleconference), Matthew McMahan, DO, was absent. A quorum was present.
- B. Approval of Minutes of November 22nd, 2003 meeting.

**+II. CONSIDERATION OF THE APPLICATION OF AND APPEARANCE BY
CRAIG ZIERING, D.O., APPLICANT FOR NEVADA OSTEOPATHIC
MEDICAL LICENSURE (Discussion/Action)**

Craig Ziering, D.O.

The Board went into closed session to interview Dr. Ziering. Dr. Mono moved to go into open session, seconded by Ms. Parnell. Dr. Mono moved to grant licensure; seconded by

Dr. Curtis, motion carried. The Board went into open session and granted Dr. Ziering license number 1147.

+III. CONSIDERATION OF THE APPLICATION OF AND APPEARANCE BY RICHARD DONNINI, D.O., APPLICANT FOR NEVADA OSTEOPATHIC MEDICAL LICENSURE (Discussion/Action)

Richard Donnini, D.O.

Ms. Parnell moved to close the meeting, seconded by Dr. Curtis. The Board went into closed session to interview Dr. Donnini.

No motion to grant licensure was made, the action was tabled.

+IV. CONSIDERATION OF THE APPLICATION OF AND APPEARANCE BY OLASENI SHOROYE, D.O., APPLICANT FOR NEVADA OSTEOPATHIC MEDICAL LICENSURE (Discussion/Action)

Olaseni Shoroye, D.O.

The Board continued the closed session from item III above.

Dr. Curtis moved to go into open session, seconded by Dr. Mono the Board moved into open session.

Dr. Mozen moved to grant licensure to Dr. Shoroye, seconded by Dr. Manthei, and passed with Ms. Parnell abstaining.

V. HEARING: IN THE MATTER OF THE COMPLAINT AGAINST ELLIOT TURETSKY, D.O. (CASE# MA-003-02-259): (Discussion/Action) *NOTE: This item was noticed to be heard not before 4:00PM

Charlotte Bible, Esq., Chief Deputy Attorney General

Ms. Bible recounted the complaint against Dr. Turetsky, she noted that Dr. Turetsky had indicated that he would not be present at this hearing. Dr. Mozen discussed the complaint and evidence presented to the Board at a prior hearing. It was noted that Dr. Turetsky had not responded in good faith to the numerous notices sent him. Dr. Turetsky was ordered to submit to a comprehensive mental physical examination by one of three designated facilities. Dr. Turetsky had not complied with the order.

The evidence was reviewed, and accepted as it was previously considered by the Board. Photo's of Dr. Turetsky's vehicle were presented evidencing the biohazardous conditions in which he was living.

Dr. Manthei moved to revoke Dr. Turetsky's license, seconded by Ms. Parnell. Roll call vote. Drs. Manthei, Mono, Curtis, Mozen, Ms. Parnell, and Ms. Miller-Roche, all voted in favor of the motion to revoke.

VI. HEARING: IN THE MATTER OF THE COMPLAINT AGAINST EDWARD HOFFMAN, D.O. (CASE# SE-02-04-229) (Discussion/Action)

Gary Mono, D.O., Charlotte Bible, Esq., Chief Deputy Attorney General

Ms. Bible presented the case against Dr. Edward Hoffman regarding the complaint of sexual misconduct with a patient and professional incompetence. Based on the evidence presented the Investigating Board Member requested an emergency order of suspension of Dr. Hoffman's license.

Ms. Bible stated that an emergency was present based on the determination by the Professional Renewal Center's determination that Dr. Hoffman was a threat to the public secondary to extreme narcissism and inability to use good judgment regarding boundary issues in the physician patient relationship.

Ms. Bible guided the Board through the corroborating evidence including depositions of Arlene Familian, Dr. Hoffman, and the diagnostic report from the Professional Renewal Center in Kansas.

Tony Sgro represented the respondent and stated that an emergency was not present, and requested a stay on any action pending further evidence.

Dr. Curtis moved to order the emergency order of suspension, the motion died for lack of a second. The Board scheduled a hearing on this matter for a later date in May.

VII. CONSIDERATION OF REQUEST FOR RECONSIDERATION OF ORDER OF DENIAL OF LICENSURE ISSUED AT AUGUST 2ND, 2003 (Effective Service August 12, 2003) BOARD MEETING TO MICHAEL JENKINS, D.O.

(Discussion/Action)

Michael Jenkins, D.O., has submitted a written request that the Board reconsider its denial of his license application. This matter is submitted for the Boards information and or consideration for action.

Pat Sheehan, Esq., stated that he works for the law firm of Jones Vargas and is representing both Drs. Hoppe and Jenkins. Both Drs. Jenkins and Hoppe were placed under oath by acting Chair Miller-Roche, Esq.

Mr. Sheehan recapped the circumstances for the request. First, the Board denied licensure to Dr. Jenkins based on inconsistent residency training and professional incompetence. Mr. Sheehan cited statute alleging that the Board failed to provide adequate notice of grounds for denial. Mr. Sheehan requested that a hearing be scheduled. Mr. Sheehan ultimately requested that the Board issue Dr. Jenkins a license at this time. Ms. Miller-Roche stated that this was not an evidentiary hearing, that the scope of this item was to determine if the Board would reconsider the item.

Ms. Miller-Roche informed Mr. Sheehan that only information that was presented at the original hearing on August 2, 2003 would be considered at the scheduled hearing. Mr.

Sheehan indicated that NAC 633.270 would require a notice given to the applicant delineating the grounds of the denial. Further, the applicant would be offered the opportunity to answer the grounds for denial, however, could not submit information not originally considered in August.

Mr. Sheehan asked the Board to rescind the denial order of Dr. Jenkins' based on failure to provide notice of the August 2nd 2003 board meeting.

Dr. Mozen moved to grant a reconsideration of the license denial, seconded by Ms. Parnell. The reconsideration was granted.

VIII. EXECUTIVE DIRECTOR'S REPORT (Discussion/Action)

Larry J. Tarno, D.O., Executive Director

Trey Delap, Deputy Executive Director

A. Financial Report/FY 02-03 Audit Status

- a. Dr. Tarno reported on the moving of the Board office, and discussed the financial records and budget.
- b. Mr. Delap reported that the audit was being conducted for FY 02-03 using our usual accountant.

B. Report on Investigations and complaints (statistical information only, for planning and resource allocation purposes).

- a. Dr. Tarno reported on some pending complaints and hearings.

IX. REPORT OF ATTENDANCE AT AAOE SUMMIT MEETING HELD IN SCOTTSDALE ARIZONA JANUARY 10-11TH, 2004.

(Discussion)

Rudy Manthei, D.O., and Paul Mozen, D.O.

1. Dr. Mozen reported on his attendance at the meeting and the program of the meeting dealing with medical errors. He reported that the guest lecturer was well received. He discussed some of the technological advances taking place in Pennsylvania regarding the hospital reporting of medical records.
2. Dr. Manthei was invited to speak regarding tort reform and the process of working with the state legislatures. Dr. Manthei also reported on the clinical skills components of the NBOME, USMLE, and COMLEX exams. Dr. Manthei reported that the clinical skills exam component will be tested at one site in Philadelphia.

X. CONSENT AGENDAS TO GRANT LICENSURE FOR OSTEOPATHIC PHYSICIANS (Discussion/Action)

Larry J. Tarno, D.O., Executive Director

A. Consent agenda to grant FULL LICENSURE to the following Applicants:

ALAN JONES, D.O.	(lic # 1143)	ENT/FACIAL PLASTICS
MICHELE KIELTY, D.O.	(lic # 1144)	PEDIATRICS
SHELIA NATBONY, D.O.	(lic #1145)	ALLERGY/IMMUNOLOGY
JEFFERY PENDER, D.O.	(lic #1146)	PEDIATRICS

Dr. Manthei moved to grant licensure to the above listed applicants, seconded by Dr. Mozen, passed unanimously.

XII. LEGAL REPORT (Discussion/Action)

Charlotte Bible, Esq., Deputy Attorney General
Ms. Bible did not have anything to report at this time.

XIII. MATTERS OF FUTURE AGENDA (Discussion/Action)

Dr. Mozen thanked the Board for using the conferencing service.

XIV. PUBLIC COMMENT PERIOD

There was no public to comment.

XV. SCHEDULING OF NEXT MEETING INCLUDING A SPECIAL MEETINGS, HEARINGS AND ADJOURN (Discussion/Action)

March 20th was scheduled to hear the matter regarding Dr. Hoffman.
Mr. Delap asked that the Board be available for a brief Board meeting via telephone next week.

Notices posted at the following locations:

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

Washoe County Library, 301 S. Center Street, Reno, NV 89052

Sawyer State 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

Members of the public who are disabled and require special accommodation or assistance at the meeting are requested to notify the Board office in writing at 2860 E. Flamingo Rd., Suite D, Las Vegas, NV 89121 or by calling (702) 732-2147.