



NEVADA STATE BOARD

OF OSTEOPATHIC MEDICINE

FEBRUARY 2, 2010 @ 6:00 PM

***** MINUTES *****

- I. CALL TO ORDER (Discussion/Action)** Daniel Curtis, D.O., Chairman
Roll call to determine presence of a quorum

Roll call was made by Dr. Curtis with the following present at the meeting and a quorum was declared.

Board Members:

Dan Curtis, D.O.
James Anthony, D.O., J.D.
Scott Manthei, D.O.
Paul Kalekas, D.O.
Rota Rosaschi, M.P.A. – Public Member
Paul Edwards, Esq. – Public Member

Board Staff:

Dianna Hegeduis, Esq., Executive Director/Board Counsel
Barbara Longo, Deputy Executive Director
Tammy Sine, Licensing Specialist/Bookkeeper
Christine Parvan, Esq.

Public:

Don Havins, M.D., J.D.
Denise Selleck-Davis, NOMA
Robert Jeppson, D.O.
Ram Krishna, M.D., FSMB
David Johnson, FSMB
Andrea Thornsteinsson – Alverson & Taylor
Donald Tice, D.O.
Kelly McIntosh

- II. +APPROVAL OF MINUTES FROM JANUARY 5, 2010 (Discussion/Action)** Daniel Curtis, D.O., Chairman

A motion was made by Dr. Kalekas to approve the minutes as drafted, seconded by Dr. Manthei, and approved by the Board.

III. +CONSENT AGENDA TO GRANT LICENSURE FOR OSTEOPATHIC PHYSICIANS (Discussion/Action) Daniel Curtis, D.O., Chairman

Under this item the board may consider the recommendations of the Executive Director and/or President 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

Physician Name	Specialty
Nader Helmi, DO	Anesthesiology/Pain Management
Christopher Schwimer, DO	Pathology
Hadi Shaaban, DO	General Surgery
Christopher Curtis, PA-C	Supervising is Michael Chen, DO
Paul Maiocco, PA-C	Supervising is Ronald Hedger, D.O.

Special License (EFFECTIVE UPON APPROVAL):

Zachary Nakao, DO	Kingman – Emergency Medicine
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Temporary License

Brandon Nguyen, DO	Pain Management
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A motion was made by Dr. Kalekas to approve the licenses, seconded by Dr. Manthei and approved by the Board.

IV. +LICENSURE FOR OSTEOPATHIC PHYSICIAN (personal appearance) (Discussion/Action; the Board may go into closed session). Daniel Curtis, D.O., Chairman

Temporary License

Robert Jeppson, DO	Psychiatry
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Dr. Curtis asked if Dr. Jeppson wished to go in to a closed session. He opted to stay in open session. A letter from Dr. Mansky was reviewed by the Board members. Dr. Curtis asked where he was practicing. Dr. Jeppson is practicing in Provo, UT. In 1993, he had severe depression and was restricted from working in the Emergency Room. He was allowed to practice in any other field except ER. Dr. Curtis asked how as a psychiatrist he got put in the ER. He stated in the Air Force, the least trained or lowest on the totem pole got placed in the ER. He is Board eligible, but not Board certified. Rota asked if he talked with anybody at the mental health facility. He spoke to Dr. Stone. He is on medication and seeing a mental health physician. Dr. Manthei asked if he was in a group practice now. He is working at a Community Health facility in UT. He will be working at the County Medical Health in Mesquite. Dr. Stone's job is acute mental health. He is unsure if he is going to be hired at the Mesquite facility. He is going to work at both the UT facility and in Nevada. He eventually will be applying for a full license in NV. He will commute from St. George to Mesquite. Dr. Kalekas asked if the commute would add to his stress. Dr. Jeppson stated that it would not. He was asked

what type of call he would be responsible for and Dr. Jeppson responded that there was no call. He would not be supervising the residents. Dr. Curtis stated that Dr. Mansky says he is stable for the past 10 years and would recommend granting the license.

Dr. Anthony made a motion to approve the temporary license, seconded by Dr. Kalekas, and approved by the Board.

NOTE: Items V through X pertain to cases involving NRS 633.527 and/or NRS 633.131(1). **Facts and circumstances will vary from case to case as well the amounts of the fines imposed depending upon such facts, circumstances, and/or violations.

- V. +CONSIDERATION/APPROVAL OF PROPOSED SETTLEMENT AGREEMENT & ENTRY OF ORDER OF FULFILLMENT REGARDING, LEO CAPOBIANCO, D.O., IBM ROSASCHI (Discussion/Board may go into closed session) Daniel Curtis, D.O., Chairman**

A motion was made by Dr. Kalekas to approve the settlement agreement and order of fulfillment, seconded by Dr. Anthony, and approved by the Board.

- VI. +CONSIDERATION/APPROVAL OF PROPOSED SETTLEMENT AGREEMENT & ENTRY OF ORDER OF FULFILLMENT REGARDING MING WEI WU, D.O., IBM ROSASCHI (Discussion/Board may go into closed session) Daniel Curtis, D.O., Chairman**

A motion was made by Dr. Kalekas to approve the settlement agreement and order of fulfillment, seconded by Dr. Anthony, and approved by the Board.

- VII. +CONSIDERATION/APPROVAL OF PROPOSED SETTLEMENT AGREEMENT & ORDER REGARDING THOMAS GERACI, D.O., IBM ROSASCHI (Discussion/Board may go into closed session) Daniel Curtis, D.O., Chairman**

A motion was made by Dr. Kalekas to approve the settlement agreement and order, seconded by Dr. Anthony, and approved by the Board.

- VIII. +CONSIDERATION OF PROPOSED FULFILLMENT OF SETTLEMENT AGREEMENT & ENTRY OF ORDER REGARDING DENNIS LEMON, D.O., IBM EDWARDS (Discussion/Board may go into closed session) Daniel Curtis, D.O., Chairman**

A motion was made by Dr. Manthei to approve the order of fulfillment, seconded by Dr. Anthony, and approved by the Board.

- IX. +CONSIDERATION/APPROVAL OF PROPOSED SETTLEMENT AGREEMENT & ORDER AND ENTRY OF ORDER OF FULFILLMENT OF SETTLEMENT TERMS REGARDING IRENE BOURGAULT, D.O., IBM EDWARDS (Discussion/Board may go into closed session) Daniel Curtis, D.O., Chairman**

Dianna Hegeduis clarified that this is for the settlement only and the order of fulfillment is not before the Board at the current time as there is a payment plan pursuant to this

agreement. A motion was made by Ms. Rosaschi to approve the settlement agreement and order, seconded by Dr. Kalekas, and approved by the Board.

X. +CONSIDERATION OF FULFILLMENT OF SETTLEMENT AGREEMENT AND ENTRY OF ORDER OF FULFILLMENT ORDER REGARDING JOSEPH BAJO, D.O., IBM EDWARDS (Discussion/Board may go into closed session) Daniel Curtis, D.O., Chairman

A motion was made by Ms. Rosaschi to approve the settlement agreement and order of fulfillment, seconded by Dr. Kalekas, and approved by the Board.

XI. +CONSIDERATION OF FULFILLED SETTLEMENT AGREEMENT & ENTRY OF ORDER OF FULFILLMENT REGARDING LANCE BETSON, D.O., IBM EDWARDS (Discussion/Action) Daniel Curtis, D.O., Chairman

A motion was made by Ms. Rosaschi to approve the settlement agreement and order of fulfillment, seconded by Dr. Kalekas, and approved by the Board.

XII. PRESENTATION/DISCUSSION OF MATTERS PERTAINING TO THE MEDICAL PROFESSION AND NEW ISSUES / LEGISLATIVE UPDATES BY THE FEDERATION OF STATE MEDICAL BOARDS. Daniel Curtis, D.O., Chairman

Appearances by: Ram Krishna, M.D. and David Johnson, Vice President for Assessments from the Federation State Medical Boards. A power point handout was distributed to all the members as well as the public and discussed by the FSMB representatives. FSMB also offers CME credits to all licensees, which is available on their web site.

XIII. EXECUTIVE DIRECTOR'S/DEPUTY DIRECTOR'S REPORT/ Staff Report

- a. QuickBooks Balance Sheet, P&L
The 2nd Quarter reports was reviewed by the members.
- b. Licensing and Enforcement Information
We have 24 pending licenses, 62 applications this fiscal year, 2 canceled applications, and 36 licenses given this fiscal year. We have 15 missing DO renewals, 2 Inactive, and 1 PA license renewal. Second request letters have been sent out to each of them.

We have 65 total complaints with 48 active complaints of which 14 are new, 27 with IBM, 3 formal, and 4 awaiting Board approval for settlement. There are 17 inactive/pending complaints. There have been 4 dismissed and 5 settled complaints since the last Board meeting.

- c. Status of rulemaking process / workshop held 1-26-10
Some of the changes were incorporated. HCG and fees were incorporated into the proposed regulations. We will have a public hearing to adopt the proposed regulations, which will be on the April agenda.
- d. Status of litigation impacting the regulation of medical practices
(e.g., HCG and regulations pertaining to the same)
- e. Election of Officers to be on the March agenda (details).
Our accountant has suggested that we have a monthly audit of our checks and need to have our secretary/treasurer here in town. We will vote new officers at the March agenda.

XIV. LEGAL REPORT (Discussion/Action) Christine Parvan, Deputy Attorney General

Christine Parvan introduced herself to the Board. She has been with the AG's office for the last 2 ½ months. She has no legal report at this time.

XV. ITEMS FOR FUTURE DISCUSSION / ACTION / UPCOMING AGENDA

We will have an election of officers on the March agenda.

We will have a public hearing for approval of the proposed regulations at the April meeting.

XVI. PRESIDENT/CHAIRMAN Report on Board Business, Daniel Curtis, D.O.

No report.

XVII. PUBLIC COMMENT

Under the public comment item, members of the public may bring matters not appearing on this item to the attention of the Board. The Board may discuss 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.

Mrs. Hegeduis received an E-mail request today from the Governor's office asking how we felt about combining the Homeopath and Oriental Boards with our Board. Dr. Curtis states that the homeopath has only \$30,000 in revenue and need us as a cash cow. They have a lot of law suits. Rota stated that we need to study it and give a good clear response to the Governor to substantiate our decision. Dr. Manthei is concerned with the fact that we are here to protect the public and we do not understand the homeopath or oriental medicine to the full extent so how can we keep the public's best interest in mind. Dr. Kalekas stressed that most of the homeopath physicians are MDs. We are not alternative medicine and feel combining these will be considered as just that.

Ms. Selleck-Davis announced that they just had a symposium regarding drug and alcohol addiction performed by Dr. Mansky.

Dr. Kalekas made a motion to adjourn the meeting at 8:20 pm, seconded by Dr. Anthony, and approved.

Approved at the March 2, 2010 Board meeting.