



NEVADA STATE BOARD OF OSTEOPATHIC MEDICINE

*****PUBLIC NOTICE*****

BOARD MEETING

November 12, 2019 @ 5:30 PM

AT THE FOLLOWING LOCATION:

***Nevada State Board of Osteopathic Medicine ~ Conference Room
2275 Corporate Circle, Suite 210
Henderson, NV 89074***

Public Call in Number: 1-866-854-6779; Meeting Code: 7492532#

***** MINUTES *****

I. CALL TO ORDER (Discussion/ For Possible Action) Ronald Hedger, D.O., President, Roll call to determine presence of a quorum

Board Members:

Ronald Hedger, D.O.
Paul Mausling, D.O.
Samir Pancholi, D.O.
Ricardo Almaguer, D.O.
C. Dean Milne, D.O.
Swadeep Nigam, Public Member
Carla Perlotto Ph.D., Public Member

Board Staff:

Sandra Reed, Executive Director
Louis Ling, Esq., Board Counsel
Justin Taruc, Esq., DAG

Public:

Bridget Kelly, Esq.
Maria Nutile, Esq.
Matthew Tinney, D.O.
Susan Fisher

Per Statute, the Chair or President is required before each meeting to ask if anyone from the public were listening on the telephone; and, if so, to identify himself or herself, and whether they could hear the meeting. Susan Fisher stated that she was on the line and could hear the meeting.

II. PUBLIC COMMENT

NOTE: Prior to the commencement and conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual, the board may refuse to consider public comment. See NRS 233B.126.

No Comments.

III. APPROVAL OF BOARD MEETING MINUTES FROM OCTOBER 8, 2019

(Discussion/For Possible Action) Ronald Hedger, D.O., President

Dr. Milne made a motion to approve the minutes from October 8, 2019 minutes; and, seconded by Mr. Nigam. There being no discussion, the minutes were approved by the Board.

IV. CONSENT AGENDA TO GRANT LICENSURE FOR OSTEOPATHIC PHYSICIANS, PHYSICIAN ASSISTANTS AND SPECIAL LICENSES (Discussion/ For Possible Action) Ronald Hedger, D.O., President

Under this item the Board may consider the recommendations of the Executive Director and/or President/Vice 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.

Osteopathic Physician Name

Peter Malamet, D.O.
Niraj Patel, D.O.
Sidra Tahseen, D.O.
Ryan West, D.O.
Valerie Zarccone, D.O.

Specialty

Emergency Medicine
Family Medicine
Internal Medicine
Family Medicine
Internal Medicine

Physician Assistant

Julia DePuy, PA-C
Tamara Leibovich, PA-C
Alan Pochowski, PA-C

Supervising Physician

None Active Not Working
Jay Coates, D.O.
None Active Not-Working

Special Licenses NRS.633.411:

Logan Bruttig, D.O.
Nguyen Nguyen D.O.

Kingman/Sunrise
Mountain View - Anesthesiology

Dr. Perlotto made a motion to approve the licensees as written; and, seconded by Mr. Nigam. There being no discussion, the Board approved licensure.

V. +CONSIDERATION OF SECOND APPLICATION FOR FULL LICENSURE FOR OSTEOPATHIC PHYSICIAN MATTHEW TINNEY, D.O.,(personal appearance),

(Discussion/For Possible Action) NOTE: The Board may go into closed session pursuant to NRS 241.030 to move to a closed session because the discussion may involve this applicant's character, alleged misconduct, professional competence, or similar items. Ronald Hedger, D.O., President

Dr. Hedger asked if Dr. Tinney would like to go into a closed session. Dr. Tinney requested a closed session. A motion was made by Dr. Hedger to go into a closed session, seconded by Dr. Milne and approved by the Board. Thereafter, upon proper motion, the Board returned to open session. Dr. Almaguer made a motion to approve the license of Dr. Tinney based on him paying the fee for the application, seconded by Mr. Nigam. There was some discussion by the Board. Dr. Pancholi made an amendment that Dr. Tinney would need to notify the Board in writing within 60 days if he intended to practice or move to Nevada. Mr. Ling asked

Dr. Almaguer and Mr. Nigam if they accepted the amendment to the motion, and they both approved. The motion was approved by the Board with Dr. Hedger and Dr. Milne abstaining.

VI. + CONSIDERATION/APPROVAL OF SETTLEMENT AGREEMENT AND ORDER REGARDING VINSON DISANTO, D.O., IBM RONALD HEDGER, D.O.,

(Discussion/For Possible Action/Board may go into closed session pursuant to NRS 241.030 to move to a closed session because the discussion will have to do with this applicant's character, alleged misconduct, professional competence, or similar items). Ronald Hedger, D.O., President

Since Dr. Hedger was the IBM on this matter, Dr. Mausling presided over the item. Mr. Ling explained the settlement agreement and order (SAO). Dr. DiSanto has a telemedicine practice in Florida where he prescribed testosterone to patients within and outside of the State of Florida. Although he was licensed in various states, he was not properly registered to practice in some of the states whose patients he treated and for whom he prescribed testosterone. He was disciplined in Idaho for not being properly licensed to prescribe testosterone via telemedicine, and then Kentucky learned of this disciplinary action, and realized he was not registered to prescribe testosterone per state requirements. Kentucky issued disciplinary action based on the Idaho action and the lack of proper licensing in Kentucky. Kentucky issued an order for Dr. DiSanto to take an assessment by the Center for Personalized Education of Professionals (CPEP). As additional States learned of this action, they too, issued disciplinary actions, including suspension. The Alabama Board revoked Dr. DiSanto's license based on his competency results of the CPEP examination. Under the SAO, Dr. DiSanto will pay fees and costs of \$615, and a fine of \$1000. His license will be suspended indefinitely starting November 12, 2019, if approved by the Board. Dr. DiSanto could not seek to be reinstated until he has satisfied his license and is in good standing in the all of other States which are taking action and subsequently appears before the Board. Dr. Milne made a motion to approve the SAO, and seconded by Dr. Perlotto. The motion was approved by the Board.

VII. CONSIDERATION/APPROVAL OF FY 2018-2019 AUDIT AS REQUIRED PER NRS 218G.400, (Discussion/For Possible Action) Ronald Hedger, D.O.

Ms. Reed presented the audit to the Board members. Mr. Nigam asked if the audit has recommendations. Ms. Reed responded "no," that it was clean. Mr. Nigam made a motion to approve the audit, and seconded by Dr. Milne. There being no discussion the motion was approved.

VIII. DISCUSSION/FOR POSSIBLE ACTION REGARDING USMLE/ COMLEX AND THE ACCREDITATION COUNCIL FOR GRADUATE MEDICAL EDUCATION,

(Discussion/For Possible Action) Dean Milne, D.O., Board Member

This item was tabled per Dr. Milne's request. He stated that the information could be placed in the newsletter.

IX. EXECUTIVE DIRECTOR'S REPORT

- a. Financial Statements. Mr. Nigam asked about a \$600 difference in the dues paid between 2019 and 2018. Ms. Reed stated that she thought it was due to receiving a late bill from one of the organizations, but would confirm and get back to him.
- b. Licensing
- c. Proposed Regulation Status. Ms. Reed stated that the Board's regulation, R011-19, had been approved by the Legislative Commission.

X. LEGAL REPORT (Discussion/For Possible Action) by Louis Ling, Board Counsel and/or Justin Taruc, Deputy Attorney General

Mr. Ling stated that Mr. Taruc is obtaining a resolution on the Dr. Orr restitution matter. Mr. Taruc stated that there is a proposed settlement agreement and should be resolved by the end of the year.

XI. *LEGISLATIVE UPDATE (Discussion/For Possible Action) by Susan Fisher, Board Government Affairs/Lobbyist.*

Ms. Fisher stated that the proposed regulation was explained by Ms. Reed at the Legislative Commission and the reasoning as to why the Board would reduce licensing fees. A couple of legislators commented to her that they never heard of reducing fees and were quite pleased. Currently, and in the future, there will be scrutiny of Board audits and review of Board oversight. The Board of Medical Examiners are soon going to be audited. She has not heard anything related to this Board. The governor's office will be reviewing how Boards support or oppose bills. The interest is to benefit the public and bring more competent medical professionals to Nevada--not the protectionism of our physicians. The health care committee will have a hearing in November, which includes reviewing proposed regulations. Ms. Fisher asked if the Board had any seats up for reappointment or expiring soon. Ms. Reed stated that Dr. Mausling is overdue to be reappointed.

XII. *ITEMS FOR FUTURE DISCUSSION/ACTION/UPCOMING AGENDA*

Dr. Pancholi applied to the Federation of State Medical Boards for the nominating committee.

XIII. *PRESIDENT'S REPORT on Board Business, Ronald Hedger, D.O., President*

Dr. Hedger thanked everyone for the meeting. He stated that Dr. Perlotto has been reappointed to this Board by the Governor.

XIV. *PUBLIC COMMENT*

No Comments.

Dr. Hedger made a motion to adjourn, seconded by Dr. Perlotto, and approved by the Board.

Minutes approved by the Board at the December 10, 2019 Board Meeting.