



New Mexico Medical Board
2055 S. Pacheco Street
Building 400
Santa Fe, NM 87505
505-476-7220 505-476-7233 fax

Michelle Lujan Grisham
Governor

Steven M. Jenkusky, M.D.
Chair

November 22, 2019

Via certified first-class mail (return receipt requested)

Ms. Marilyn Chernoff
The Healing Center
c/o Michael L. Danoff, Esq.
Law Offices of Michael Danoff & Associates, P.C.
1225 Rio Grande Boulevard NW
Albuquerque, NM 87104

Re: Case No. 2019-075 (Investigation No. 2018-B-006)

Dear Ms. Chernoff:

This letter serves as a formal demand from the New Mexico Medical Board ("Board") for you to cease and desist the unlicensed practice of medicine in New Mexico. The unlicensed practice of medicine in New Mexico and attempts to practice medicine in New Mexico without a license violate State law and can be prosecuted as a fourth degree felony.

New Mexico defines "the practice of medicine" as consisting of –

- "(1) advertising, holding out to the public or representing in any manner that one is authorized to practice medicine in this state;
- "(2) offering or undertaking to administer, dispense or prescribe a drug or medicine for the use of another person, except as authorized pursuant to a professional or occupational licensing statute set forth in Chapter 61 NMSA 1978;
- "(3) offering or undertaking to give or administer, dispense or prescribe a drug or medicine for the use of another person, except as directed by a licensed physician;
- "(4) offering or undertaking to perform an operation or procedure upon a person;
- "(5) offering or undertaking to diagnose, correct or treat in any manner or by any means, methods, devices or instrumentalities any disease, illness, pain, wound,

fracture, infirmity, deformity, defect or abnormal physical or mental condition of a person;

“(6) offering medical peer review, utilization review or diagnostic service of any kind that directly influences patient care, except as authorized pursuant to a professional or occupational licensing statute set forth in Chapter 61 NMSA 1978; or

“(7) acting as the representative or agent of a person in doing any of the things listed [above].”

NMSA 1978, § 61-6-6(K). *See also* 16.10.13 NMAC (the practice of medicine includes the use of medical therapeutic and cosmetic devices that alter or penetrate tissue, as well as the injection of cosmetic or aesthetic substances).

The Board has determined you are practicing medicine without a license because you are purporting to diagnose and treat physical, mental and emotional conditions from which individuals may be suffering.

Sincerely,

A handwritten signature in cursive script that reads "Sondra Frank".

Sondra Frank, Esq.
Executive Director

cc: Hector Balderas, Attorney General, State of New Mexico