

New Mexico Medical Board  
2055 South Pacheco Street  
Building 400  
Santa Fe, NM 87505

**November 7-8, 2024**  
**New Mexico Medical Regular Board Meeting**

**ZOOM MEETING LINK:**

<https://us02web.zoom.us/j/87078905373?pwd=9MPLJ0BQDLs840vEFnTGugrbg09rPV.1>

**ZOOM Meeting ID: 870 7890 5373** **Passcode: 906737** Or go to the Board's Website  
at <https://www.nmmb.state.nm.us/> to find the Zoom Meeting Link..

## AGENDA

**Thursday, November 7, 2024 - 8:30 a.m.**

- 8:30     1.    **Call to Order**
2.    **Approve Agenda**
3.    **Approve Minutes**  
              August 1<sup>st</sup> and 2<sup>nd</sup> 2024, Regular Board Meeting Minutes  
              September 27, 2024, Interim Board Meeting Minutes
- 8:40     4.    **HPWP Report** [portions may be closed\*\*]
- 9:00     5.    **Informal Compliance Interviews** [Portions may be closed\*\*] [AQ]  
              9:15: Aaron Kaufman, DO (KC)                     Gordon Lee, MD (PR)  
              9:30: Alexandra Cotter, PA (KR)                     Morgan Day, DO (MR)  
              9:45: Arthur Caire, MD (JD)                     William Elder Quintana, MD (KC)  
              10:00: Danielle Ortega, PA (KJ)                     Flanagan Whitsitt, MD (KR)  
              10:15: Francisco Ralls, MD (MU)                     Jennifer Bendokas, PA (KJ)
- 10:45    6.    **BREAK**
- 11:00    7.    **Complaint Committee Reports** [closed\*]  
          A. **Licensees and Applicants**

**A CCOMM** - NMMB-20240371 **Closure with Advisory Letter:** NMMB-20230273; NMMB-20240082; NMMB-20240277 **Action:** NMMB-20240166; NMMB-20240345  
**Undetermined:** 2023-A-002; NMMB-20240005 [KJ, MR]

**B CCOMM** – 2022-A-145; 2023-B-042; NMMB-20230145; NMMB-20230154; NMMB-20240007; NMMB-20240064; NMMB-2040372; NMMB-20240375 [MU, JD]

**C CCOMM** – NMMB-20230092; NMMB-20230137; NMMB-20230163, NMMB-20240113; NMMB-20240140; NMMB-20240178; NMMB-20240249; NMMB-20230261 [EB, KR]

**D CCOMM** – NMMB-20230275; NMMB-20240081 **Closure with Advisory Letter:** NMMB-20240002; NMMB-20240288 **Action:** NMMB-20240076; NMMB-20240090; NMMB-20240197 **Undetermined:** NMMB-20240373 [BS, PR]

**E CCOMM-** NMMB-20240017 [KC]

**12:30 Lunch**

**1:30 9. Licensing Requests and Actions, New Applicants/Reinstatements**

**IMO: Douglas Zischkau, M.D.** – Case No. 2022-023 – Review of Proposed Order Dismissing NCA.

**IMO: Michael Ham, M.D.** – Case No. 2023-014 – Review of Proposed Order Dismissing NCA.

**2:00 10. Reports** - [portions may be closed\*\*]

- **Governmental Projects Coordinator**

**3:00 11. New Business:**

- **New Mexico Medical Society, Annie Jung, Executive Director**
- **Think New Mexico, Fred Nathan Jr., Executive Director**

**FRIDAY, November 8, 2024 – 8:30 a.m.**

**8:30 12. Old Business**

- **New Mexico Pharmacist Association, Amy Bachyrycz, PHARMD, RPH and Lex Garcia, Executive Director.**
  - Review of proposed protocols

**9:00 12. Reports Cont'd** - [portions may be closed\*\*]

**A. Chair Report**

- Appointment of Interim Executive Director
- Fiscal Impact Reports (FIR) process and Legislature

**B. Board Attorney Report**

**C. Special Counsel Report**

**D. Medical Director**

- Review and Approval of Agency Guidelines for:
  - A.I.
  - IV Therapy

Prescribing Psychologists

E. **Licensing Manager**

F. **Finance**

- FY24 Financial Audit Conducted October 2024
- FY25 Budget Status Report, Ending September 30, 2024
- FY25 Revenue Status Report, Ending September 30, 2024
- New Mexico Medical Board Statistics, Ending September 30, 2024
- Review and Approve FY26 Appropriation Request (for period 7/1/25 – 6/30/26)

**10:00 13. Old Business Cont'd**

- **Review and Approval of Proposed 2025 Board Meeting Calendar**

**11:00 14. Compliance Requests/ Actions [portions may be closed\*]**

- Aaron Kauffman, DO – Request for Release
- Arthur Caire, MD – Request for Release
- Morgan Day, DO - Request for Release
- Gordon Lee, MD - Request for Release
- Jennifer Bendokas, PA - Request for Release

**12:00 15. Adjourn**

\* " Pursuant to NMSA 1978, Section 10-15-1 (H) (1) of the Open Meetings Act, Sections 10-15-1 to 10-15-4, the NM Medical Board may close portions of its meeting to discuss matters pertaining to a particular license, such as the issuance, suspension, renewal or revocation of a license. All final actions concerning any particular license will be made in an open meeting."

\*\* "Pursuant to NMSA 1978, Section 10-15-1 (H) (2) of the Open Meetings Act, Sections 10-15-1 to 10-15-4, the NM Medical Board may close portions of its meeting to discuss limited personnel issues. The term "limited personnel matters" means the discussion of hiring, promotion, demotion, dismissal, assignment or resignation of or the investigation or consideration of complaints or charges against any individual public employee."

\*\*\* "Pursuant to NMSA 1978, Section 10-15-1 (H)(7) of the Open Meetings Act, Section s 10-15-1 to 10-15-4, the NM Medical Board may close portions of its meeting subject to the attorney-client privilege pertaining to threatened or pending litigation in which the public body is or may become a participant, or when the Board wants to consult with its attorney about a lawsuit the Board has initiated or is considering initiating, or when the Board wants to consult with its attorney about actual legal disputes that have not yet reached the courts." See [Board of County Commissioners, Luna County v. Ogden, 1994-NMCA-010, ¶ 15, 117 N.M. 181, 185, 870 P.2d 143, 147.](#)"

Initials in red are members recused in disciplinary cases.

Initials in blue indicate who will address the agenda item.