

**NEW MEXICO MEDICAL BOARD
Board Meeting
August 1-2, 2024
MINUTES**

MEETING MADE PUBLIC VIA ZOOM AND TELECONFERENCE

Members Present: Karen Carson, MD, Chair
Kathy Johnson, PA, Vice Chair
Kristin Reidy, DO
Jeannine Daniels, Public Member

Video Conferencing: Eileen Barrett, MD
Buffie Saavedra, Public Member
Paul Roth, MD
Michael Richards, MD

Excused: Bradley Scoggins, DO, Secretary Treasurer
Mark Unverzagt, MD

Others Present: Amanda Quintana, Interim Executive Director
Steven Jenkusky, MD, Medical Director
Tom Banner, Esq., Board Counsel
Debbie Rodriguez, Investigations Manager
Monique Parks, Licensing Manager
Samantha Breen, QA Analyst
Lori Arevalo, Hearing Clerk/Compliance Coordinator-Via Zoom

1. CALL TO ORDER / ROLL CALL

Dr. Carson, after establishing the presence of a quorum, called the August 1-2, 2024, Board Meeting of the New Mexico Medical Board to order at 8:30 AM, roll call was completed. **PRESENT**, Dr. Carson, PA Johnson, Ms. Saavedra, Dr. Reidy, Ms. Daniels, Dr. Richards, Dr. Roth and Dr. Barrett. **EXCUSED**, Dr. Scoggins and Dr. Unverzagt.

2. APPROVAL OF AGENDA

MOTION was made by Dr. Carson to approve the agenda. **SECONDED**, Dr Reidy. **YES**, Dr. Carson, PA Johnson, Ms. Saavedra, Dr. Reidy, Ms. Daniels, Dr. Richards, Dr. Roth and Dr. Barrett. **EXCUSED**, Dr. Scoggins and Dr. Unverzagt. **MOTION CARRIED.**

3. Review of Quorum Memo- Tom Banner, Esq.

- Tom Banner spoke briefly to the Board regarding Quorum interpretation and clarification.

4. APPROVAL OF MINUTES

MOTION was made by Dr. Reidy to approve the minutes from the May 2-3, 2024, Board meeting. **SECONDED** by PA Johnson. **YES**, Dr. Carson, PA Johnson, Ms. Saavedra, Dr. Reidy, Ms. Daniels and Dr. Barrett. **ABSTAIN**, Dr. Richards and Dr. Roth. **EXCUSED**, Dr. Scoggins and Dr. Unverzagt. **MOTION CARRIED.**

MOTION was made by PA Johnson to approve the minutes from the June 26, 2024, Board meeting. **SECONDED** by Dr. Reidy. **YES**, Dr. Carson, PA Johnson, Ms. Saavedra, Dr. Reidy, Ms. Daniels and Dr. Barrett. **ABSTAIN**, Dr. Richards and Dr. Roth. **EXCUSED**, Dr. Scoggins and Dr. Unverzagt. **MOTION CARRIED.**

MOTION was made by Dr. Carson to approve the minutes from the July 8, 2024, Board meeting. **SECONDED** by Dr. Reidy. **YES**, Dr. Carson, PA Johnson, Ms. Saavedra, Dr. Reidy, Ms. Daniels and Dr. Barrett. **ABSTAIN**, Dr. Richards and Dr. Roth. **EXCUSED**, Dr. Scoggins and Dr. Unverzagt. **MOTION CARRIED.**

EXECUTIVE SESSION: Compliance, New Mexico Health Professional Wellness Program and Complaint Committee Reports.

MOTION was made by Dr. Carson to go into Executive Session 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. **SECONDED**, PA Johnson. **YES**, Dr. Carson, PA Johnson, Ms. Saavedra, Dr. Reidy, Ms. Daniels, Dr. Barrett, Dr. Richards and Dr. Roth. **EXCUSED**, Dr. Scoggins and Dr. Unverzagt. **MOTION CARRIED.**

5. HPWP Report (Executive Session)

Mary Lynn Griffin, Leah Nelson, MD and Adam Vareika, Executive Director from HPWP presented the status of all mandatory HPWP participants and answered questions from the Board.

6. Informal Compliance Interviews (Executive Session)

Vijay Agarwal, MD, Patrick Dunphy, PA, Sterling Williams, MD, Quinn Stein, QC, Michael Gouvian, MD, Charlesly Joseph, MD, Edward McKenzie, MD, John Mohs, MD, Peter Tiernan, MD and Jeff Neidhart, MD were interviewed by the Board.

OPEN SESSION

The Board returned to open session. Dr. Carson stated for the record that the matters discussed in executive session were limited only to those specified in the motion for closure.

7. ACTIONS RELATED TO EXECUTIVE SESSION

Complaint Committee B:

RECOMMENDATION was made by PA Johnson to **CLOSE** the following cases: NMMB-20230210, NMMB-20230290, NMMB-20240024, NMMB-20240031. **YES**, Dr. Carson, Ms. Saavedra, Dr. Reidy, Ms. Daniels and Dr. Richards. **RECUSED**, PA Johnson. **EXCUSED**, Dr. Unverzagt, Dr. Roth, Dr. Barrett and Dr. Scoggins. **MOTION CARRIED.**

Case# NMMB-20230316 RECOMMENDATION was made by PA Johnson to close this case with an advisory letter about clear patient communications during sensitive examinations. **YES**, Dr. Carson, Ms. Saavedra, Dr. Reidy, Ms. Daniels and Dr. Richards. **RECUSED**, PA Johnson. **EXCUSED**, Dr. Unverzagt, Dr. Roth, Dr. Barrett and Dr. Scoggins. **MOTION CARRIED.**

Case# NMMB-20240164 RECOMMENDATION was made by PA Johnson to close this case with an advisory letter cautioning physician that if New York Medical Board had not taken the action they did, the New Mexico Medical Board would have, as this constitutes an ethical violation. **YES**, Dr. Carson, Ms. Saavedra, Dr. Reidy, Ms. Daniels and Dr. Richards. **RECUSED**, PA Johnson. **EXCUSED**, Dr. Unverzagt, Dr. Roth, Dr. Barrett and Dr. Scoggins. **MOTION CARRIED.**

Case# NMMB-20230218 RECOMMENDATION was made by PA Johnson to offer physician an agreed order with issuance of a reprimand, requiring successful completion of a medical recordkeeping course to be taken at CPEP, or comparable program, within 6 months of signed agreed order and issuance of a \$2,000 fine. If physician does not accept, a notice of contemplated action will be issued based on, but not limited to, failure to maintain accurate, complete and timely medical records and conduct likely to harm. **YES**, Dr. Carson, Ms. Saavedra, Dr. Reidy, Ms. Daniels and Dr. Richards. **RECUSED**, PA Johnson. **EXCUSED**, Dr. Unverzagt, Dr. Roth, Dr. Barrett and Dr. Scoggins. **MOTION CARRIED.**

Case# NMMB-20240059 RECOMMENDATION was made by PA Johnson to offer physician the issuance of a reprimand. If physician does not accept, a notice of contemplated action will be issued based on, but not limited to, adverse licensure action in another state and conduct unbecoming. **YES**, Dr. Carson, Ms. Saavedra, Dr. Reidy, Ms. Daniels and Dr. Richards. **RECUSED**, PA Johnson. **EXCUSED**, Dr. Unverzagt, Dr. Roth, Dr. Barrett and Dr. Scoggins. **MOTION CARRIED.**

Case# NMMB-20240139 RECOMMENDATION was made by PA Johnson to offer physician an agreed order requiring mandatory participation in NMHPWP. If physician does not accept, a notice of contemplated action will be issued based on, but not limited to, habitual/excessive use of alcohol or substances. **YES**, Dr. Carson, Dr. Barrett, Ms. Saavedra, Dr. Reidy, Ms. Daniels and Dr. Richards. **RECUSED**, PA Johnson. **EXCUSED**, Dr. Unverzagt, Dr. Roth, and Dr. Scoggins. **MOTION CARRIED**.

Complaint Committee C:

RECOMMENDATION was made by Dr. Carson to **CLOSE** the following cases: NMMB-20230158, NMMB-20230208, NMMB-20230301, NMMB-20240247. **YES**, Dr. Barrett, Ms. Saavedra, PA Johnson, Dr. Reidy, Ms. Daniels and Dr. Richards. **RECUSED**, Dr. Carson. **EXCUSED**, Dr. Unverzagt, Dr. Roth and Dr. Scoggins. **MOTION CARRIED**.

Case# NMMB-20230152 RECOMMENDATION was made by Dr. Carson to close this case with a strongly worded advisory letter recommending a review of the standard of care for animal bites. **YES**, Dr. Barrett, Ms. Saavedra, PA Johnson, Dr. Reidy, Ms. Daniels and Dr. Richards. **RECUSED**, Dr. Carson. **EXCUSED**, Dr. Unverzagt, Dr. Roth and Dr. Scoggins. **MOTION CARRIED**.

Case# NMMB-20230096 RECOMMENDATION was made by Dr. Carson to reaffirm recommendation to refer physician to CPEP, or comparable program, to obtain a competency skills assessment in surgery. Physician must enroll within 90 days. This case will remain open until the Board receives the assessment report and then will return to the Board for final disposition. An advisory letter along with a \$150 in costs shall be assessed due to physician's failure to report at the time of final Board vote on this case. **YES**, Dr. Barrett, Ms. Saavedra, PA Johnson, Dr. Reidy, Ms. Daniels and Dr. Richards. **RECUSED**, Dr. Carson. **EXCUSED**, Dr. Unverzagt, Dr. Roth and Dr. Scoggins. **MOTION CARRIED**.

Case# NMMB-20240065 RECOMMENDATION was made by Dr. Carson to offer physician a reprimand and assessing \$150 in costs for failure to report an adverse action. If physician does not accept, a notice of contemplated action will be issued based on, but not limited to, adverse licensure action in another state and failure to report. **YES**, Dr. Barrett, Ms. Saavedra, PA Johnson, Dr. Reidy, Ms. Daniels and Dr. Richards. **RECUSED**, Dr. Carson. **EXCUSED**, Dr. Unverzagt, Dr. Roth and Dr. Scoggins. **MOTION CARRIED**.

Case# NMMB-20240119 RECOMMENDATION was made by Dr. Carson to offer physician an agreed order requiring mandatory participation in NMHPWP. If physician does not accept, a notice of contemplated action will be issued based on, but not limited to, habitual/excessive use of alcohol or substances. **YES**, Dr. Barrett, Ms. Saavedra, PA Johnson, Dr. Reidy, Ms. Daniels and Dr. Richards. **RECUSED**, Dr. Carson. **EXCUSED**, Dr. Unverzagt, Dr. Roth and Dr. Scoggins. **MOTION CARRIED**.

Case# NMMB-20240140 RECOMMENDATION was made by Dr. Carson to offer physician an agreed order requiring mandatory participation in NMHPWP. If physician does not accept, a notice of contemplated action will be issued based on, but not limited to, habitual/excessive use of alcohol or substances. **YES**, Dr. Barrett, Ms. Saavedra, PA Johnson, Dr. Reidy, Ms. Daniels and Dr. Richards. **RECUSED**, Dr. Carson. **EXCUSED**, Dr. Unverzagt, Dr. Roth and Dr. Scoggins. **MOTION CARRIED**.

Complaint Committee E:

RECOMMENDATION was made by Dr. Reidy to **CLOSE** the following cases: NMMB-20230174, NMMB-20230195, NMMB-20230255, NMMB-20230267, NMMB-20230302, NMMB-20240015. **YES**, Dr. Carson, Dr. Barrett, Ms. Saavedra, PA Johnson Ms. Daniels and Dr. Richards. **RECUSED** Dr. Reidy. **EXCUSED**, Dr. Unverzagt, Dr. Roth and Dr. Scoggins. **MOTION CARRIED**.

Case# NMMB-20230097 RECOMMENDATION was made by Dr. Reidy to close this case with an advisory letter regarding patient advocacy in connection with their patient and FMLA paperwork. **YES**, Dr. Carson, Dr. Barrett, Ms. Saavedra, PA Johnson Ms. Daniels and Dr. Richards. **RECUSED** Dr. Reidy. **EXCUSED**, Dr. Unverzagt, Dr. Roth and Dr. Scoggins. **MOTION CARRIED**.

Case# NMMB-20230268 RECOMMENDATION was made by Dr. Reidy to close this case with an advisory letter recommending that the patient's wish to include family members should be honored unless there is a significant clinical reason not to do so as families are an important party to the patient's well-being, assessment and treatment. **YES**, Dr. Carson, Ms. Saavedra, PA Johnson Ms. Daniels and Dr. Richards. **RECUSED** Dr. Reidy. **EXCUSED**, Dr. Unverzagt, Dr. Roth, Dr. Barrett and Dr. Scoggins. **MOTION CARRIED**

Case# NMMB-20240084 RECOMMENDATION was made by Dr. Reidy to close this case with an advisory letter about having another physician in place to care for physicians' patients to prevent the delay of signed death certificate. Death certificates are required to be signed within 48 hours of a patient death. **YES**, Dr. Carson, Ms. Saavedra, PA Johnson Ms. Daniels and Dr. Richards. **RECUSED** Dr. Reidy. **EXCUSED**, Dr. Unverzagt, Dr. Roth, Dr. Barrett and Dr. Scoggins. **MOTION CARRIED**.

MOTION was made by Dr. Carson to go into Executive Session pursuant to NMSA 1978, Section 10-15-1 (H)(7) of the Open Meetings Act, Sections 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. **SECONDED**, Dr. Reidy. **YES**, Dr. Carson, Dr. Reidy, PA

Johnson, Ms. Saavedra, Ms. Daniels and Dr. Richards. **EXCUSED**, Dr. Unverzagt, Dr. Barrett, Dr. Roth and Dr. Scoggins **MOTION CARRIED**.

OPEN SESSION

The Board returned to open session. Dr. Carson stated for the record that the matters discussed in executive session were limited only to those specified in the motion for closure.

8. ACTIONS RELATED TO EXECUTIVE SESSION

Licensing Requests and Actions, New Applicants/Reinstatements

IMO: Don Hedges, D.O. – Case No. 2022-061 – Review and Decision of the Hearing Officer’s Report, Findings of Fact and Conclusions of Law.

MOTION was made by PA Johnson to accept the Hearing Officer’s Report and Proposed Findings of Fact. **SECONDED**, Dr. Carson. **YES**, Dr. Carson, Dr. Reidy, PA Johnson, Ms. Saavedra. **ABSTAIN**, Ms. Daniels and Dr. Richards. **EXCUSED**, Dr. Unverzagt, Dr. Barrett, Dr. Roth and Dr. Scoggins **MOTION CARRIED**.

MOTION was made by Dr. Carson for the following Conclusions of Law. 1. The Board has jurisdiction over the Respondent. 2. The Respondent received all notices required by law. 3. The Respondent was properly served with a Notice of Contemplated Action and submitted a timely request for hearing on the allegations set forth in the NCA. 4. A hearing was conducted on the NCA in conformity with the ULA and MPA. 5. Based on the Board’s adoption of the Hearing Officer’s recommended Findings of Fact, the Board concludes that Respondent’s failure to comply with the terms of the Agreed Order entered 07/10/2023 constitutes unprofessional conduct. **SECONDED**, Dr. Johnson. **YES**, Dr. Carson, Dr. Reidy, PA Johnson, Ms. Saavedra. **ABSTAIN**, Ms. Daniels and Dr. Richards. **EXCUSED**, Dr. Unverzagt, Dr. Barrett, Dr. Roth and Dr. Scoggins **MOTION CARRIED**.

MOTION was made by Dr. Carson that the Board hereby revokes the license issued to respondent. **SECONDED**, Dr. Johnson. **YES**, Dr. Carson, Dr. Reidy, PA Johnson, Ms. Saavedra. **ABSTAIN**, Ms. Daniels and Dr. Richards. **EXCUSED**, Dr. Unverzagt, Dr. Barrett, Dr. Roth and Dr. Scoggins **MOTION CARRIED**.

***Paul Kenndey, Attorney for Respondent made formal objection to the Board’s votes.**

IMO: Jerry Kubena, M.D. – Case No. 2023-023 – Consideration of the Motion to Dismiss.

MOTION was made by Dr. Carson that due to the New Mexico Medical Board’s lack of an administrative prosecutor; the Board is moving on its own Motion Sua Sponte to dismiss the NCA issued to Respondent Jerry Kubena on 04/25/2024 without prejudice. The Board is not considering nor taking any action on any filing or motion submitted to the Board by Respondent. Because the statute of limitations has not expired in this matter, it is anticipated that the Board will cause a new NCA to be issued in the near future. **SECONDED**, Dr. Johnson. **YES**, Dr. Carson, Dr. Reidy, PA Johnson, Ms. Saavedra, Ms. Daniels and Dr. Richards. **EXCUSED**, Dr. Unverzagt, Dr. Barrett, Dr. Roth and Dr. Scoggins **MOTION CARRIED**.

IMO: Idrys McField, P.A. – Case No. 2022-006 – Motion to Dismiss Notice of Contemplated Action.

MOTION was made by Dr. Carson that the Notice of Contemplated Action is hereby dismissed. **SECONDED**, Dr. Johnson. **YES**, Dr. Carson, Dr. Reidy, PA Johnson, Ms. Saavedra, Ms. Daniels and Dr. Richards. **EXCUSED**, Dr. Unverzagt, Dr. Barrett, Dr. Roth and Dr. Scoggins **MOTION CARRIED**.

9. Reports- [portions may be closed**]

A. Licensing Manager

Monique Parks, Licensing Manager, spoke briefly about the following subjects:

- July Licensing statistics.
- **Licensing statistics data reports.**
 - Total licenses issued 217
 - MD/DO- 172
 - PA-17
 - POD-1
 - Expedited 25
 - Pending applications 243
 - Pending expedited- 34
 - Sent to investigations-5
 - Processed renewals- 4, 342

B. Interim Executive Director

Amanda Quintana, Interim Executive Director, spoke briefly on the following topics:

- Ms. Quintana advised that the Board has hired a new contract administrative prosecutor who will begin working next week. The Board still has the full- time prosecutor ad running.
- The Executive Director position ad has been re-advertised and there have been no responses as of yet.

C. Chair Report

Karen Carson, NMMB Chair, spoke briefly on the following topics:

- Dr. Carson advised that she presented to the Legislatures Health and Human Services. Some topics that were covered were: Concerns on Telemedicine and how NM citizens access Telemedicine in other states. Continuing to work with Senator Hickey on AI concerns. Foreign medical graduates and foreign trained physicians and how to safely license people who have practiced in other countries and now want to practice in New Mexico.
- The Board now has 3 more Board members and hopefully will get more. Dr. Carson also noted that she was reappointed to the Board through 2025.
- Dr. Carson also advised the Board that PA Johnson has volunteered to write a newsletter for staff and Board members.

D. Special Counsel Report

Margaret McClean, Board Special Council spoke briefly and gave an update on her current caseload

E. Medical Director

Dr. Steven Jenkusky, Medical Director, spoke briefly on the following topics:

- The Board’s new website that is now up and running. It is much more user friendly and accessible. There is also a brand new NMMB Logo.
- The NMMB, the Board of Nursing and the Board of Pharmacy are becoming concerned about the IV Clinics popping up in NM. The 3 Board’s will put together a joint statement to release about the rules and regulations which govern medical spas and their staff.
- Revisiting the Telemedicine regulations.
- Upcoming Board staff retirements.

F. Government Affairs Consultant Report – Richard Romero

Mr. Romero spoke briefly about his role of representing the Board in the legislature, the Senate Budget procedures, legislative updates and educating legislators on the function of the Board.

G. Finance

Ms. Mascarenas reported to the Board the following items.

**Board Meeting Notes – August 1-2, 2024
Finance/Budget Notes**

FY24 Budget/Revenue Status

- Report the FY24 Budget/Revenue Status ending June 30, 2024 **(Not Final Report)**.

The Budget and Revenue Status ending June 30, 2024 are as follows:

- ✓ From July 1, 2023 through June 30, 2024 expenditures total **\$2,550,186 (or 75.5%)** of budgeted expenditures (Opbud \$3,375,400).
- ✓ From July 1, 2023 through June 30, 2024 the agency collected revenues in the amount of **\$3,431,343 (or 117.9%)** of budgeted revenues (Opbud \$2,909,900; FB \$465,500 = \$3,375,400). (\$3,525,300 is budgeted in FY25 diff of \$93,757; \$3,045,300 revenues; \$480,000 fund balance).
- The Cash Balance as of June 30, 2024 is **\$3,207,775 (Not Final Report)**.

IT Appropriation – Licensing Database

I provided the board with the summary report of expenditures and encumbrances through June 30, 2024 for the Licensing Database. As of June 30, 2024 total expenditures for the

Licensing Database project are \$1,558,857 (or 86.1% of the appropriated funds). The balance remaining in the appropriation on June 30, 2024 is \$252,342 (or 13.9%) which goes back to the agency's fund balance.

10. New Business:

- Adoption of the Resolution regarding elected officers of the Board including the input of the Board Subcommittee members.

MOTION was made by Dr. Carson to accept and pass the Resolution. **SECONDED**, Dr. Reidy. **YES**, Dr. Carson, Dr. Reidy, PA Johnson, Ms. Saavedra, Ms. Daniels and Dr. Richards. **EXCUSED**, Dr. Unverzagt, Dr. Barrett, Dr. Roth and Dr. Scoggins **MOTION CARRIED**.

- Stephanie Richmond, PA-C, President of the New Mexico Academy of Physicians Assistants gave a Power Point presentation to the Board regarding the status of Physicians Assistants and what they do in New Mexico, practice areas, current practices, expanding care and their vision of the future of Physicians assistants. Following the presentation, Ms. Richard then answered questions from the Board members.

FRIDAY, August 2, 2024 – 8:30 a.m. Rule Hearing (SEE ATTACHED TRANSCRIPTS)

- **16.10.3 Podiatry:** LICENSURE BY EXAMINATION, EXPEDITED RECIPROCITY, EXPEDITED LICENSURE MILITARY SERVICE MEMBERS AND VETERANS, TEMPORARY LICENSURE, AND EMERGENCY LICENSURE
- **16.10.7 Podiatry:** LICENSE EXPIRATION AND RENEWAL
- **16.10.8 Podiatry:** CONTINUING EDUCATION

MOTION was made by Dr. Carson to adopt Rule 16.10.3. **SECONDED**, Dr. Reidy. **YES**, Dr. Carson, Dr. Barrett, Dr. Reidy, PA Johnson, Ms. Saavedra and Ms. Daniels. **ABSTAIN**, Dr. Roth and Dr. Richards. **EXCUSED**, Dr. Unverzagt and Dr. Scoggins **MOTION CARRIED**.

MOTION was made by Dr. Carson to adopt Rule 16.10.7. **SECONDED**, PA Johnson. **YES**, Dr. Carson, Dr. Barrett, Dr. Reidy, PA Johnson, Ms. Saavedra, Dr. Richards and Ms. Daniels. **ABSTAIN**, Dr. Roth. **EXCUSED**, Dr. Unverzagt and Dr. Scoggins **MOTION CARRIED**.

MOTION was made by Dr. Carson to adopt Rule 16.10.8. **SECONDED**, Dr. Reidy. **YES**, Dr. Carson, Dr. Barrett, Dr. Reidy, PA Johnson, Ms. Saavedra, Dr. Richards and Ms. Daniels. **ABSTAIN**, Dr. Roth. **EXCUSED**, Dr. Unverzagt and Dr. Scoggins **MOTION CARRIED**.

EXECUTIVE SESSION: Licensing Requests and Actions, New Applicants/Reinstatements.

MOTION was made by PA Johnson to go into Executive Session 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. **SECONDED**, Ms. Saavedra. **YES**, Dr. Carson, PA Johnson, Ms. Saavedra, Dr. Reidy, Ms. Daniels, Dr. Barrett, Dr. Richards and Dr. Roth. **EXCUSED**, Dr. Scoggins and Dr. Unverzagt. **MOTION CARRIED**.

OPEN SESSION

The Board returned to open session. Dr. Carson stated for the record that the matters discussed in executive session were limited only to those specified in the motion for closure.

11. Compliance Requests/Actions

Charlesly Joseph, M.D.- Request to be released from stipulations.

MOTION was made by Dr. Reidy to grant Dr. Joseph’s request for release from stipulations of his license. **SECONDED, Dr. Barrett. **YES**, Dr. Carson, Dr. Barret, Dr. Reidy, PA Johnson, Ms. Saavedra, Ms. Daniels and Dr. Richards. **EXCUSED**, Dr. Unverzagt and Dr. Scoggins **MOTION CARRIED**.**

Vijay Agarwal, M.D. – Request to be released from stipulations.

MOTION was made by Ms. Saavedra to grant Dr. Agarwal’s request to be released from stipulations. **SECONED, Dr. Reidy. **YES**, Dr. Carson, Dr. Barrett, Dr. Reidy, PA Johnson, Ms. Saavedra, Ms. Daniels and Dr. Richards. **EXCUSED**, Dr. Unverzagt and Dr. Scoggins **MOTION CARRIED**.**

12. Old Business

- Introduction to New Mexico Pharmacist Association Executive Director, Lex Garcia.
- Amy Bachyrycz introduced the Board Members to Lex Garcia and they both spoke briefly about her new role as executive director replacing former director Dale Tinker.

Adjourn

There being no further business before the Board, Dr. Carson adjourned the meeting at 9:24 am.

SUBMITTED BY: Amanda Quintana
Amanda Quintana, Interim Executive Director

DATE: 11/25/2024

APPROVED BY: Karen Carson
Karen Carson, M.D., Chair

DATE: 11/25/2024

APPROVED BY: Bradley Scoggins
Bradley Scoggins, D.O., Secretary Treasurer

DATE: 11/25/2024