



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

Karen Carson, M.D.
Chair

February 1, 2023

Via Email Transmission To:

kim@fifthstreetlaw.com

and certified mail return receipt requested to:

Amanda Medina

C/O Kimberly Brusuelas, Esq.

312 San Pasquale Ave., N.W

Albuquerque, NM 87104

203 Rio Grande Ste. A

Albuquerque, NM 87104

Re: Case No. 2022-061 (Inv. No. 2022-D-025)

NOTICE TO CEASE AND DESIST

Dear Ms. Medina:

The New Mexico Medical Board (“Board”) has evidence in its possession indicating that you and the non-licensed healthcare practitioners at Halo Med Spa are performing certain medical cosmetic procedures considered to be the practice of medicine. Additionally, the non-licensed healthcare practitioners in the Spa have been performing cosmetic therapeutic procedures using devices that are capable of altering the skin in order to improve a patient’s appearance without an onsite licensed supervising physician.

The performance of injections of cosmetic/aesthetic substances is considered the practice of medicine and shall not be delegated to medical assistants. See NMAC 16.10.13.9. Moreover, the physician that was onsite at your clinic is not licensed, and therefore, is unable to supervise non-licensed healthcare practitioners. The Medical Director you advertise on your website is not on-site as required and has failed to comply with Board Regulation found at 16.10.13 NMAC.


Training and reporting requirements as required by NMAC 16.10.13.8 have not been complied with to date.

The practice of medicine without a valid license constitutes a violation of the Medical Practice Act and constitutes criminal conduct, which is punishable as a fourth-degree felony. See NMSA 1978, § 61-6-6(K).

The conduct as described above constitutes the practice of medicine without a valid license and **shall cease immediately**. If the Board receives further indications that the unlicensed staff in

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your Spa is engaging in the unlicensed practice of medicine, the Board will be put in the position of filing a report with the appropriate law enforcement agency or agencies. This is the only notification that you will receive.

Sincerely,

Sondra Frank, J.D.
Executive Director

cc: Michael Nuñez, Esq. (Michael.nunez@nmmb.nm.gov)

Certificate of Service

I certify I transmitted a copy of this Notice To Cease and Desist, as entered, to Respondent's Counsel, Kimberly Brusuelas, Esq., and Respondent, Amanda Medina, via certified-mail to 312 San Pasquale Ave. N.W. Albuquerque, NM 87104 and 203 Rio Grande Ste. A Albuquerque, NM 87104, and to the Board's Prosecutor, Michael A. Nuñez, at Michael.nunez@nmmb.nm.gov.

02/01/2023
Date

Lori Arevalo
Lori Arevalo
Compliance Coordinator