



**NEVADA STATE BOARD OF  
OSTEOPATHIC MEDICINE**

**\*\*\*\*PUBLIC NOTICE\*\*\*\***

***BOARD MEETING***

***March 14, 2023 @ 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: 1-866-705-2554; Meeting Code: 226691#***

**\*\*\* AGENDA \*\*\***

***I. CALL TO ORDER (Discussion/ For Possible Action) Paul Mausling, D.O., President  
Roll call to determine presence of a quorum. A quorum was present.***

Board Members present:

Paul Mausling, D.O.  
Jaldeep Daulat, D.O.  
Paul Janda, D.O.  
Samir Pancholi, D.O.  
Swadeep Nigam, MSc, MBA, Public Member  
Carla Perlotto, PhD, Public Member

Board Staff present:

Frank DiMaggio, Executive Director  
Carolyn Klein, Administrative Assistant  
Richard Dreitzer, Esq., Board Counsel

Public:

Susan Fisher  
Carol Woods  
Minesh Amin, D.O.  
Joshua M. Dickey

**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 FEBRUARY 14, 2023**

**(Discussion/For Possible Action)** Paul Mausling, D.O., President

Mr. Nigam made a motion to approve the Board meeting minutes from February 14, 2023; seconded by Dr. Mausling. There being no discussion, the Board meeting minutes from February 14, 2023, were approved by the Board.

**IV. CONSENT AGENDA TO GRANT LICENSURE FOR OSTEOPATHIC PHYSICIANS AND PHYSICIAN ASSISTANTS (Discussion/ For Possible Action) Paul Mausling, 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.*

<b><i>Osteopathic Physician Name</i></b>	<b><i>Specialty</i></b>
<i>Jamie Alexander, D.O.</i>	<i>Psychiatry</i>
<i>Humaira Ali, D.O.</i>	<i>Emergency Medicine</i>
<i>Anastasia DeVera, D.O.</i>	<i>OB/GYN</i>
<i>Lynne Ellison, D.O.</i>	<i>Pediatrics</i>
<i>Simon Fensterszaub, D.O.</i>	<i>Family Medicine</i>
<i>Nathanael Gong, D.O.</i>	<i>Emergency Medicine</i>
<i>Abraham Ichinoe, D.O.</i>	<i>OB/GYN</i>
<i>David Jenkins, D.O.</i>	<i>General Surgery</i>
<i>Mehran Moussavian, D.O.</i>	<i>Interventional Cardiology</i>
<i>Nathaly Quinteros, D.O.</i>	<i>Emergency Medicine</i>
<i>Dylan Rogers, D.O.</i>	<i>Family Medicine</i>
<i>Jason Smuckler, D.O.</i>	<i>Internal Medicine</i>
<i>Peter Taylor, D.O.</i>	<i>Radiology, Diagnostic</i>
<i>Kyle Wentz, D.O.</i>	<i>Physical Medicine and Rehabilitation</i>

<b><i>Physician Assistant Name</i></b>	<b><i>Supervising Physician</i></b>
<i>Rachel An, PA-C</i>	<i>Active-Not Working</i>
<i>Jake Bendicion, PA-C</i>	<i>William McGee, D.O.</i>
<i>Douglas Brooks, PA-C</i>	<i>Samantha Sorgentoni, D.O.</i>
<i>Dylan Linnell, PA-C</i>	<i>Robert Quigley, D.O.</i>
<i>Kortney Mortimer, PA-C</i>	<i>Mara Posner, D.O.</i>
<i>Dustin Randy, PA-C</i>	<i>Andrew Stanton, D.O.</i>
<i>Courtney Smith, PA-C</i>	<i>Active-Not Working</i>

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

**V. CONSIDERATION/APPROVAL OF SETTLEMENT AGREEMENT AND ORDER REGARDING MINESH AMIN, D.O.,** *(Board may move to go into closed session pursuant to NRS 241.030 because the discussion will have to do with this applicant's character, alleged misconduct, professional competence, or similar items)- (Discussion/For Possible Action) Paul Mausling, D.O., President*

Minesh Amin, D.O., was present in person with his attorney, Joshua M. Dickey. Mr. Dreitzer asked if Dr. Amin wanted an open or closed session regarding the matter concerning Dr. Amin, case number AD2212001. Dr. Amin said "that an open session is fine." Mr. Dreitzer stated he received the signed settlement agreement regarding this matter and a copy of the same has been provided to all the Board members. Mr. Dreitzer, Dr. Perlotto, and Dr. Amin has signed the agreement and Mr. Dickey signed the settlement agreement at the meeting. Mr. Dreitzer stated he wanted to give the Board some background on the matter and he proceeded to summarize the contents of the settlement agreement. There was a prior matter which resulted in a settlement agreement. By agreement of all parties, the prior settlement agreement (case number 2110001) will terminate and all conditions and requirements will end and only the terms, conditions and requirements of the subject settlement agreement will be operative provided the Board approves the subject settlement agreement and order at this meeting. Mr. Dreitzer stated that the subject settlement agreement provides, among other things, that Dr. Amin will be on probation for a term of five (5) years; that Dr. Amin will pay \$1,372.50 as costs of the investigation, a fine in the amount of \$6,000.00 broken down as follows: \$2,000.00 fine for failure to timely report the arrest and a \$4,000.00 fine for the unprofessional conduct; that Dr. Amin will adhere to the PRN program for five years and pay all the expenses associated with the PRN program, including any monitoring and random drug screening. Mr. Nigam wanted to know who would be responsible for the financial costs of this settlement agreement. Mr. Dreitzer stated that the settlement agreement provides that all financial costs will be the sole responsibility of Dr. Amin. Dr. Pancholi made a motion to approve the settlement agreement and order in case number AD2212001; seconded by Dr. Mausling. There being no discussion, the Board approved the settlement agreement and order in case number AD2212001 concerning Dr. Amin.

**VI. ELECTION OF BOARD OFFICERS,** *Conducted in March in odd years (Discussion/For Possible Action) Paul Mausling, D.O., President*

Dr. Mausling asked if there were any nomination for Board President. Mr. Nigam nominated Dr. Mausling. There were no other nominations. Mr. Nigam made a motion to elect Dr. Mausling as Board President; seconded by Dr. Perlotto. There being no discussion, Dr. Mausling was duly elected and re-appointed as Board President.

Mr. Nigam nominated Dr. Perlotto as Board Vice President. Dr. Pancholi nominated Dr. Milne for Board Vice President. Per Mr. Dreitzer, Dr. Milne does not need to be present to accept the nomination. Dr. Perlotto received four votes, and Dr. Milne received two votes. Dr. Perlotto was duly elected and appointed as Board Vice President.

Dr. Perlotto nominated Mr. Nigam as Board Secretary/Treasurer. Dr. Pancholi nominated Dr. Janda for Board Secretary/Treasurer. Mr. Nigam received five votes and Dr. Janda received one vote. Mr. Nigam was duly elected and re-appointed as Board Secretary Treasurer.

**VII. DISCUSSION/CONSIDERATION/ACTION TO PROVIDE COMMENTS TO FSMB REGARDING ITS DRAFT POLICY, STRATEGIES FOR PRESCRIBING OPIOIDS FOR THE MANAGEMENT OF PAIN** *(Discussion/For Possible Action) Paul Mausling, D.O., President*

No comments.

**VIII. DISCUSSION/CONSIDERATION/ACTION TO POSSIBLY APPROVE AND**

***AUTHORIZE THE EXECUTIVE DIRECTOR TO APPLY FOR, OBTAIN, AND USE A BUSINESS CREDIT CARD ON BEHALF OF THE BOARD (Discussion/For Possible Action) Paul Mausling, D.O., President***

Executive Director Frank DiMaggio wanted to give the Board information regarding obtaining a credit card on behalf of the Board. He stated that to his knowledge the Board has never had a credit card in the past and that having a credit card in the Board's name would make it more convenient. Executive Director DiMaggio stated that, with the Board's approval, this would allow him to apply for and obtain a credit card from the Board's banker Wells Fargo and the credit card will have a \$5,000.00 limit. It will have Executive Director DiMaggio as an authorized signer and the credit card application will need two signatures from Board members to move forward if the Board approves. Dr. Mausling stated that Executive Director brought up some good points for having a Board credit card and that the \$5,000.00 is a fair limit and it would make it easier for the Executive Director and the Board to pay certain bills with the credit card. Mr. Dreitzer wanted to know if the Board has any insurance that would deal with misuse of the credit card. Executive Director DiMaggio said he has not looked into it due to the \$5,000 credit limit on the card. Mr. Nigam made a motion to approve the Executive Director to apply for and obtain a credit card as proposed by the Executive Director; seconded by Dr. Perlotto. There being no discussion, the Board approved Executive Director Frank DiMaggio to apply for and obtain a credit card for the Board with a \$5,000 credit limit.

***IX. CONDUCT REVIEW FOR EXECUTIVE DIRECTOR, INCLUDING POTENTIAL ADJUSTMENT TO SALARY, NOTE: The Board may not discuss the Executive Director's character, alleged misconduct, professional competence, or similar items in closed session. (Discussion/For Possible Action) Paul Mausling, D.O., President***

Dr. Mausling asked Executive Director DiMaggio to confirm his current salary and the previous Executive Director's salary. Executive Director DiMaggio responded to Dr. Mausling's inquiry by providing the requested information. Dr. Mausling stated that he and Executive Director DiMaggio discussed the possibility of a salary increase for the Executive Director. Executive Director DiMaggio advised that he received an offer from another Board to be the Executive Director and he turned them down. Executive Director DiMaggio did a self-evaluation and sent it to all Board members. Mr. Nigam made a motion to approve to increase Executive Director Frank DiMaggio's salary to the amount stated by Dr. Mausling and Executive Director DiMaggio at this meeting; seconded by Dr. Mausling. There being no discussion, the Board approved the increase to Executive Director Frank DiMaggio's salary to the amount stated at this meeting.

***X. DISCUSSION/CONSIDERATION/ACTION REGARDING POSSIBLE APPROVAL OF CONTRACT WITH NUMBERS, INC. FOR BOOKKEEPING/PAYROLL SERVICES (Discussion/For Possible Action) Paul Mausling, D.O., President***

Dr. Perlotto made a motion to approve the contract amendment with Carol Woods of Numbers, Inc. for bookkeeping/payroll services for the period of time from July 1, 2023 to June 30, 2025; seconded by Mr. Nigam. There being no discussion, the Board approved the Numbers, Inc. contract amendment for the period of time from July 1, 2023 to June 30, 2025. for bookkeeping/payroll services.

***XI. EXECUTIVE DIRECTOR'S REPORT***

- a. *Financial Statements*- The Executive Director had nothing to report on this topic.
- b. *Licensing*- Executive Director Frank DiMaggio stated that there were 88 licensees who renewed late, 32 licenses which expired by the licensees' initiative, 99 licenses which were expired by Board staff, and 13 licensees from whom Board staff are still waiting for a response. Dr. Perlotto wanted to know if those licensees who benefitted from the initial fee waiver approved by the Board had renewed their licenses. Carolyn Klein, Administrative Assistant, stated that licensees are required to renew their licenses by

December 31, 2022. Dr. Perlotto wanted to know if those licensees renewed or not. Ms. Klein stated that most of them renewed and only a handful expired.

- c. *Comments-* Executive Director Frank DiMaggio wanted to thank the Board for their vote of confidence on his behalf.

**XII. LEGAL REPORT (Discussion/For Possible Action) by Richard Dreitzer (Fennemore Craig, LLC) Board Counsel**  
No comments.

**XIII. DISCUSSION/CONSIDERATION/UPDATE/ACTION REGARDING EXECUTIVE ORDERS 2023-003 AND 2023-004-** *The Board will review and discuss Executive Orders 2023-003 and 2023-004 and will possibly authorize staff/Board Counsel to draft and submit the reports by the deadlines as required by those Executive Orders. The Board may also approve a list of regulations for possible removal/amendment- (Discussion/For Possible Action) Paul Mausling, D.O., President*

Mr. Dreitzer stated that at the last Board Meeting he spoke about Executive Orders 2023-003 and 2023-004, and that, for convenience sake, he will refer to those Executive Orders as three and four. Mr. Dreitzer stated that three talks about having all Boards complete a comprehensive review of their regulations. This Executive Order three requires the Board to identify ten regulations within the Nevada Administrative Code Chapter 633 that can be removed. There also will be a public hearing to determine if the ten regulations proposed for removal are consistent with what the key stakeholders and the industry feel is appropriate. Mr. Dreitzer stated that if these ten regulations get approved by the Board for removal, then they will be set forth in a report to the Governor.

Mr. Dreitzer stated that number four requires the state licensing boards to provide a detailed report on regulations, fees and other requirements that may restrict entry into the profession. Mr. Dreitzer put together a report detailing the licensing requirements for DO's, and PA's, the fees charged to those professions, and any other specific requirements pertinent to this matter. In the report it was explained what is involved and why the requirements are important. This Executive Order four also requested information regarding licensing reciprocity. Mr. Dreitzer stated the report indicates that Nevada is a member of the Interstate Medical Licensure Compact (IMLC), which has 33 other member states that have joined the Compact, making it easier for licensees to obtain an osteopathic medical license in Nevada. Mr. Dreitzer stated that the Board can clearly state that there are no unreasonable barriers restricting entry into the professions regulated by the Board. The Board's fees are reasonable in terms of cost, and it is not unduly burdensome to apply for licensure with the Board. This Executive Order four will be put into a report format to be submitted to the Governor.

Executive Director Frank DiMaggio stated that there will need to be a two-part motion to be made regarding these matters. The first part of the motion would be that the Board move to authorize Board staff and Board counsel to draft and submit the reports by the deadlines set forth in those two Executive Orders. The first Executive Order has a deadline of May 1, 2023, and the second Executive Order has a deadline of April 1, 2023. The second part of the motion would be that the Board move to approve the list of ten regulations for possible removal that were submitted in the Board materials and described at this meeting by Mr. Dreitzer. Dr. Perlotto made a two-part motion as described above by Mr. DiMaggio to authorize Board staff and Board counsel to draft and submit the reports required by those two Executive Orders and to approve the list of ten regulations for possible removal; seconded by Dr. Mausling. There being no discussion, the Board approved the two-part motion.

**XIV. DISCUSSION/CONSIDERATION/ACTION REGARDING POSSIBLE CREATION OF LEGISLATIVE COMMITTEE OF THE BOARD-** *The Board will discuss and possibly vote*

to create a Legislative Committee and to elect members to serve on said Committee to review legislation for the 2023 Nevada State Legislative Session and take positions on legislation on behalf of the Board- **(Discussion/For Possible Action)** Paul Mausling, D.O., President

Executive Director Frank DiMaggio stated that, if approved by the Board, the Legislative Committee would review certain pending legislative bills and take positions on these certain legislative bills pending before the 2023 Nevada State Legislature. The Board will need to decide whether or not to create a Legislative Committee, how many members will be on the Committee, and who will be on the Committee. This Legislative Committee would be meeting approximately once every two weeks until the end of the legislative session. Mr. Nigam asked if we could have a Joint Legislative Committee with the Nevada Board of Medical Examiners, because all the bills would be dealing with public health. Executive Director Frank DiMaggio stated that the Board of Medical Examiners already has a Legislative Subcommittee and he was not sure if the Osteopathic Board could join the Board of Medical Examiners Legislative Subcommittee. Mr. Dreitzer was concerned that if there was an even number of committee member from each Board, the best that could happen if a vote is taken would be a tie, and, if there were an uneven number of committee members, the Board with a majority of committee members would prevail on every vote if they voted together. Ms. Fisher stated that the Board could possibly ask if the Board of Medical Examiners would allow someone from our Board to sit on their Legislative Subcommittee meeting and provide feedback on the bills, or she could continue every two weeks to sit in on, to have one of her interns to sit in on, the Board of Medical Examiners Legislative Subcommittee meetings and provide a written summary of that meeting. The Board agreed that Executive Director Frank DiMaggio should reach out to the Nevada Board of Medical Examiners to see what their position regarding such a Joint Legislative Committee would be; to create a Legislative Committee; and to have three voting members from the Board on the Legislative Committee. Mr. Nigam asked Mr. Dreitzer to participate at the Legislative Committee meetings and Mr. Dreitzer agreed to do so. Dr. Perlotto, Dr. Mausling, and Dr. Daulat all volunteered to be on the Legislative Committee. Dr. Mausling made a motion to approve creation of the Legislative Committee to take positions on behalf of the Board on all bills relating to or effecting the Board, and to have three voting members, namely Dr. Perlotto, Dr. Mausling, and Dr. Daulat; seconded by Mr. Nigam. There being no further discussion, the Board approved the motion to create the Legislative Committee which is authorized to take positions on behalf of the Board on legislative bills and to have three voting members on that committee, namely Dr. Perlotto, Dr. Mausling, and Dr. Daulat.

**XV. LEGISLATIVE UPDATE (Discussion/For Possible Action) by Susan Fisher, Board Government Affairs/Lobbyist**  
No Comments.

**XVI. DISCUSSION/CONSIDERATION/ACTION REGARDING LEGISLATIVE BILLS- The Board will review and discuss the following bills. The Board may vote to take a position on behalf of the Board to remain neutral, to support, or not support each bill- (Discussion/For Possible Action) Paul Mausling, D.O., President**

- a. *AB 120*-After some discussion the Board decided to remain neutral on AB 120. Dr. Mausling made a motion to remain neutral on AB 120; seconded by Dr. Perlotto. There being no further discussion, the Board approved the motion to remain neutral on AB 120.
- b. *AB 124*-After some discussion the Board decided to support AB 124. Dr. Mausling made a motion to support AB 124; seconded by Dr. Perlotto. There being no further discussion, the Board approved the motion to support AB 124.

- c. *AB 153*-After some discussion the Board decided to not support AB 153. Dr. Mausling made a motion to not support AB 153; seconded by Mr. Nigam. There being no further discussion, the Board approved the motion to not support AB 153.
- d. *AB 198*- After some discussion the Board decided to not support AB 198. Dr. Mausling made a motion to not support AB 198; seconded by Dr. Janda. There being no further discussion, the Board approved the motion to not support AB 198.
- e. *AB 199*- After some discussion the Board decided to not support AB 199. Dr. Mausling made a motion to not support AB 199; seconded by Dr. Janda. There being no further discussion, the Board approved the motion to not support AB 199.
- f. *AB 209*- After some discussion the Board decided to remain neutral on AB 209. Dr. Perlotto made a motion to remain neutral on that bill; seconded by Dr. Mausling. There being no further discussion, the Board approved the motion to remain neutral on AB 209.
- g. *AB 219*- After some discussion the Board decided to not support AB 219 as currently written; however, if the provision requiring each member of public body attend at least 25% of the meetings in person is removed from the bill, then the Board will remain neutral on AB 219. Dr. Perlotto made a motion to not support AB 219 as currently written; however, if the above-mentioned provision is removed from the bill, then the Board would be neutral on the bill; seconded by Mr. Nigam. There being no further discussion, the Board approved the motion to not support AB 219 as currently written; however, if the above-mentioned provision is removed from the bill, then the Board will be neutral on the bill.
- h. *AB 267*- After some discussion the Board decided to not support AB 267. Dr, Janda made a motion to not support AB 267; seconded by Dr. Perlotto. There being no further discussion, the Board approved the motion to not support AB 267.
- i. *SB 120*- After some discussion the Board decided to not support SB 120. Dr. Mausling made a motion to not support SB 120; seconded by Dr. Daulat. There being no further discussion, the Board decided to not support SB 120.
- j. *SB 204*- After some discussion the Board decided to not support SB 204. Dr. Mausling made a motion to not support SB 204; seconded by Dr. Janda. There being no further discussion, the Board made a motion to not support SB 204.

The Board noted that a vote to not support a bill is equivalent to a vote to oppose the bill.

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

No items were brought up for future discussion on the upcoming agenda.

**XVIII. *PRESIDENT'S REPORT on Board Business, Paul Mausling, D.O., President***

No comments.

**XIX. *PUBLIC COMMENT***

No comments.

**XX. *ADJOURNMENT (For Possible Action) Paul Mausling, D.O., President***

Dr. Mausling made a motion to adjourn; motion was seconded by Mr. Nigam. There being no discussion, the motion carried, and the meeting was adjourned.

**Minutes approved by the Board at the April 11, 2023 Board Meeting.**