

**MINUTES OF THE  
DISCIPLINARY/ETHICS COMMITTEE**

May 12, 2006

The meeting was called to order at 10:26 a.m. by Pedro (Pete) V. Garza, Chairman. Committee members present were and Terry Glenn Rascoe, M.D., and Claire H. Smith. Chung-Hwei Chernly, L.Ac.; joined the meeting after it began. Staff members present were Mari Robinson, Manager of the Investigations Department; and various other staff.

**Agenda item #3, the March and April 2006 Enforcement Report, was considered.** Ms. Robinson presented the report. This was an informational item only and no vote was necessary.

**Agenda item #2, regarding review, discussion and possible action of the appeal of dismissed Jurisdictional-Not-Filed File # 06-0098.** Ms. Smith moved, Dr. Rascoe seconded and the motion passed to take no further action on JNF File # 06-0098 and directed staff to send a custom letter.

**Agenda item #4, regarding executive session to review selected files and cases recommended for dismissal by Informal Settlement Conferences/Show Compliance Proceedings or staff review, were considered. Dr. Rascoe moved, Mr. Chernly seconded and the motion passed to go into executive session at 10:49 a.m. for private consultation and advice of counsel concerning pending or contemplated litigation, deliberations concerning licensure applications, and/or possible disciplinary action under the authority of the Open Meetings Act, GOVERNMENT CODE, §551.071; and the Medical Practice Act, TEXAS OCCUPATIONS CODE ANNOTATED, §152.009; and TEXAS OCCUPATIONS CODE ANNOTATED, §205.304; and Attorney General's Opinion No. H-484.** Open session resumed at 11:00 a.m.. and it was announced that no action was taken during executive session. A certified agenda of the executive session was made.

**Agenda item #5, regarding selected files and cases.** Ms. Smith moved, Mr. Garcia seconded and the motion passed to recommend the investigations and cases reviewed by this committee be resolved as attached.

There being no further business, Ms. Smith moved, Mr. Chernley seconded, and the motion passed to adjourn the meeting at 11:05 a.m.