

**BEFORE THE NEW MEXICO
OSTEOPATHIC MEDICAL EXAMINERS BOARD**

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)	
IN THE MATTER OF:)	
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CHANDI BANKSTON, DO)	
)	CASE Nos. O-COM-10-19
Respondent.)	O-COM-10-20
)	
LICENSE NO.: A-1146-00)	
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WAIVER OF HEARING AND CONSENT TO DISCIPLINE

I, Chandi Bankston (“Respondent”), accept and agree to the proposal of the Osteopathic Medical Examiner’s Board (“Board”) to settle this matter. As such, I waive my right to a hearing and consent to discipline on the following terms/conditions:

1. The Respondent shall take six (6) CEU’s (or hours) in addition to those required for maintenance of her licensure. These additional six (6) CEU’s (or hours) shall be in the area of HIPPA. Respondent shall provide proof of attendance to these additional hours within six (6) months of the Board’s final approval of this agreement.
2. Respondent shall bear the expense of all aspects of this agreement.
3. Respondent completely understands that by accepting the imposition of the penalty enumerated above as resolution of this matter that she is admitting to accessing the confidential records of Steven Gattis and Christa Gattis, which constitutes unprofessional conduct in violation of 16.17.6.8(A)(6) NMAC (10-29-2004).
4. Respondent agrees that failure by the Respondent to fully and faithfully adhere to the terms of this *Waiver and Consent to Discipline* shall be separate and independent grounds for

future disciplinary action by the Board with possible additional discipline ranging from a fine to suspension/revocation of her license.

5. At all relevant times the Respondent was a licensee of the Board and the Board has jurisdiction over the Respondent and the subject matter of this action.

6. By accepting this offer, Respondent hereby waives all her rights to a hearing pursuant to the *New Mexico Uniform Licensing Act*.

7. Respondent understands that her rights include the right to a Notice of Contemplated Action, which contains written notice of the charges against her, the general nature of the evidence concerning the allegations, and notice of her right to contest the above allegations at a formal hearing before the Board pursuant to the provisions of the *Uniform Licensing Act*, NMSA 1978, Sections 61-1-4 and 61-1-8.

8. Respondent fully and completely understands that the proposed discipline is a “disciplinary action.” A record of this matter is included in her permanent licensing file, which is a public record subject to inspection by the public upon request.

9. Respondent acknowledges that this disciplinary action may be reported to the Health Insurance Reportability and Accountability database.

10. Respondent has waived all time limitations set forth in the *Uniform Licensing Act*.

11. Respondent waives all actions known or unknown against the Board and any of its members as a result of the approval of this *Waiver and Consent to Discipline*.

12. Upon execution of this *Waiver and Consent to Discipline*, Respondent releases the Board from any and all claims arising out of the Board’s decision to investigate the complaint, file Notice of Contemplated Action, and take the actions prescribed therein.

13. This agreement is subject to Board approval and upon approval is binding on the Board and the Respondent.

14. This *Waiver and Consent to Discipline* is a settlement of Board case numbers O-COM-10-19 & O-COM-10-20 and only the specific allegations made therein.


15. The complaint, Respondent's written response to that Complaint, and this *Waiver and Consent to Discipline* are public records within the meaning of the *Inspection of Public Records Act*, NMSA 1978, sec. 14-2-6 (E)(1993).

16. Respondent is familiar with the complaint and she hereby waives all her rights to a Notice of Contemplated Action and a hearing pursuant to the *New Mexico Uniform Licensing Act*.

17. Respondent acknowledges that she was informed that she could consult with an attorney of her own choosing before entering into this *Waiver and Consent to Discipline*.

18. Respondent has read this entire agreement and fully understands each provision. Her signature below acknowledges that she knowingly, intelligently and freely agrees with the terms and conditions of this *Waiver and Consent to Discipline* and consents thereto.

Signature of Acceptance:


Chandi Banksten, DO

A-1146-00
License No

Date of Acceptance:

2.8.12

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O-COM-10-20

ORDER


This matter comes before the Board upon the Waiver of Hearing and Consent to Discipline. With a quorum present and a majority voting, this Waiver of Hearing and Consent to Discipline is:

 X

Accepted

Rejected

 3/8/12
DATE



Dr. James Shiveley, D.O., Chairperson
Osteopathic Medical Examiners Board