

Telephone meeting/conference
NEVADA STATE BOARD
Of
HOMEOPATHIC MEDICAL EXAMINERS
At
The Nevada Clinic Bio Health Center
3663 Pecos McLeod 615 Sierra Rose Dr.
Las Vegas, NV 89121 Reno, NV 89511

December 20, 2005
Minutes

1. Vice President W. Brent Hardy called the meeting to order at 5:15 p.m. Roll call; a quorum of members was present.

Members present in Las Vegas: W. Brent Hardy, F. F. Royal
Staff present: Mary Lou Heacock, Executive Director

Visitors present: Bob Gentry, Anthony Ruggiero, Office of Attorney General

Members present in Reno: David Edwards, Diane Kennedy
Legal Counsel present: Bob Auer, Deputy Attorney General

Visitors present: James Forsythe, M.D., Dale Leibher, Office of Attorney General

Members absent: Daniel F. Royal, Valerie Kilgore and Greg Fihn

2. All visitors were asked to sign in at both locations.
3. Approval of Dec. 20, 2005 agenda:

Motion: F. F. Royal moved to approve today s agenda

Second: David Edwards

Action: passed unanimously

4. The Homeopathic Medical Board discussed the establishment of a private corporation, NIRB Medical Foundation (Foundation) that was filed with the Secretary of State on July 26, 2005. Bob Gentry is listed as the Resident Agent. The Executive Director asked Mr. Gentry to sign a waiver before participating in a discussion of this matter with the Board. The waiver would allow the Board to question Mr. Gentry for additional information about NIRB Medical Foundation. He declined to sign the waiver.

Brent Hardy, chairing the meeting, allowed Mr. Gentry to present a prepared statement. Fuller Royal had been listed as Secretary-Treasurer of the NIRB Medical Foundation without his knowledge from July 26, 2005 through November 10, 2005. Following a discussion of the private nature of the Foundation, questions were raised as to the legality of the Foundation, which had applied to the IRS for tax exempt status under 26 U.S.C. paragraph 501(c)(3). Fuller Royal stated the Homeopathic Medical Board had not given approval for this action.

Mr. Gentry presented a copy of the minutes posted on the Board's website for June 16, 2005, citing a motion made by Fuller Royal and passed by the Board authorizing Mr. Gentry to establish the NIRB Medical Foundation. The minutes posted on the website read as follows:

5F. Motion: F. Fuller Royal Moved the Board appoint and authorize Robert Gentry CPA, to initiate the Formation of a non-profit foundation, as stated, to support the NIRB pursuant to 26 U.S.C. paragraph 501 (c) (3). ”

Considerable discussion ensued in an attempt to understand, clarify and correct, if possible, the action taken by Bob Gentry to establish the NIRB Medical Foundation. Anthony Ruggiero of the Office of Attorney General was recognized by the Chair. Mr. Ruggiero suggested a solution for resolving concerns about the NIRB Medical Foundation's accountability to the Homeopathic Board. The Board could control the Foundation by having Homeopathic Board members as trustees of the Foundation. If a majority of the trustees were Homeopathic Board members, the activities of the Foundation would be monitored, controlled and supervised by the Board in accordance with AB 208, Section 10, paragraph 1, subparagraph a. Members of the NIRB would be excluded as trustees of the Foundation, preventing the appearance of an impropriety. Two motions were made.

Motion: Brent Hardy moved that the Board take no action in regards to establishing an IRS tax exempt 501 (c) (3) during this meeting.

Second: David Edwards

Action: Passed unanimously.

Motion: Brent Hardy moved that since an IRS tax exempt 501 (c) (3) had already been applied for by a trustee of the NIRB Medical Foundation, Robert Gentry, CPA, as authorized by the Homeopathic Board, according to the June 16, 2005 minutes posted on the Board's website, the entire matter be fully discussed by the Board during its January 21, 2006 meeting.

Second: Fuller Royal

Passed: Unanimously

6. Public Comment: NONE, except for Mr. Gentry's comments during the meeting.

7. Adjournment

Motion: David Edwards moved to adjourn meeting.

Second: Diane Kennedy

Action: passed unanimously

Meeting adjourned at 7:05 p.m.

F. Fuller Royal, Secretary-Treasurer

Date