



State Of Arizona
Naturopathic Physicians Medical Board

"Protecting the Public's Health"

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Janice K. Brewer – Governor

Catherine Walker, NMD. - Chair • Daniel Rubin, ND– Vice Chair • Mr. Evan Zang - Secretary/Treasurer

Mr. Kip Micuda JD - Public Member • Renee Waldman, NMD – Physician Member

Ms. Linda Barron, Public Member • Dr. Bruce Sadilek, NMD – Physician Member

Craig Runbeck, ND – Executive Director

MINUTES

BOARD MEETING

Thursday September 10, 2009 • 1:00 p.m. • Basement Conference Room B-1
1400 West Washington • Phoenix, AZ 85007

1. Call to Order by Presiding Officer

A. Roll call of Board members and establishment of a quorum to conduct meeting.

The meeting was call to order at 1:00 PM.

Dr. Sadilek; Present, Mr. Zang; Present, Dr. Rubin; Present, Dr. Waldman; Present, Mr. Micuda; Present via phone. Ms. Barron; Absent, Dr. Walker; Absent. 5 Present, 2 Absent.

B. Acknowledgement of presence of Board staff and legal counsel.

Present; Dr. Craig Runbeck, Executive Director, Ms. Elizabeth Campbell, Assistant Attorney General, Ms. Gail Anthony, Deputy Director

2. Call to the Public

No public wished to address the Board.

3. Discussion, Consideration, Possible Action by Board of Consent Agenda *(Any item under consent may be removed for independent discussion and action by a Board Member.)*

A. **Discussion, Consideration, Possible Decision and Vote by Board of Minutes of July 9, 2009**

The Board voted to approve the minutes of July 9th, 2009 as drafted.

B. **E.D. Report**

No Action Required.

C. **Discussion, Consideration, Possible Action by Board of Medical License(s) / Examination Application**

Gina Tizio, Pending Receipt of Passing NPLEX	Patricia Smith, Pending Receipt of Passing NPLEX
Andrea Spira-O'Connor, Pending Receipt of Passing NPLEX	Jean-Luc Le Provost, Pending Receipt of Passing NPLEX
Amira Ahdut, Pending Receipt of Passing NPLEX	Deborah Ardolf, Pending Receipt of Passing NPLEX
Carlie Bell, Pending Receipt of Passing NPLEX	Eric Cerre, Pending Receipt of Passing NPLEX
Keith Chambers, Pending Receipt of Passing NPLEX	Annette D'Armata, Pending Receipt of Passing NPLEX
Kristen Fuji, Pending Receipt of Passing NPLEX	Julie George, Pending Receipt of Passing NPLEX
Trevor George, Pending Receipt of	Philip Grasso, Pending Receipt of Passing

Passing NPLEX	NPLEX
Dianna Heath, Pending Receipt of Passing NPLEX	Judith Jones, Pending Receipt of Passing NPLEX
Lezlie Link, Pending Receipt of Passing NPLEX	Sandra Olic, Pending Receipt of Passing NPLEX
Leytocha Ruinard, Pending Receipt of Passing NPLEX	Michelle Thatcher, Pending Receipt of Passing NPLEX
Angela Wojtowicz, Pending Receipt of Passing NPLEX	Kristen Berkner, Pending Receipt of Passing NPELX scores
Alexis Osborne, Pending Receipt of Passing NPLEX scores	Kiera Smialek, Pending Receipt of Passing NPLEX scores.
Kenneth Lashutka, Pending Receipt of Passing NPLEX scores	Kristen West, Pending Receipt of Passing NPLEX scores

The Board voted to approve the application(s) for medical license by examination.

D. Discussion, Consideration, Possible Action by Board of Temporary License(s) to Practice Medicine

Heather Yarbrough	
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The Board voted to approve the application(s) for a temporary license to practice.

E. Discussion, Consideration, Possible Action by Board of Medical License(s) / Endorsement

Reena Singh	Dawn Lamb
Heather Yarbrough	

The Board voted to approve the application(s) for medical license by endorsement.

F. Discussion, Consideration, Possible Action by Board of Application(s) for Certificate to Conduct a Preceptorship Training Program

Jeffrey Lee	Eli Ber
Peggy McGarey	Valeria Breiten

The Board voted to approve the application(s) for certificate to conduct a preceptorship training program.

G. Discussion, Consideration, Possible Action by Board of Application(s) for Certificate to Engage in a Preceptorship Training Program

Amira Ahdut	Eric Cerre
Keith Chambers	Kristen Fuji
Dianna Heath	Julie George

The Board voted to approve the application(s) for certificate to engage in a preceptorship training program.

H. Discussion, Consideration, Possible Action by Board of Application(s) for Certificate to Dispense (initial)

Mia Darling	David Hagen
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The Board voted to approve the application(s) for certificate to dispense.

I. Discussion, Consideration, Possible Action by Board of Application(s) for Renewal of Certificate to Dispense

Wdowin, Heather	Joe Brown
Anne Marie Palzer	Joel Morgan
Sandra Colvard	Schuyler McHenry
Jeffrey Knytych	Victoria Green
Jeannette Toghiani	Lisa Richardson
Gilberto Leon	Nicole Barreda
Bianca Munoz	Tam Spat

Gladys Ceballos-Logan	Wendy Wells
Jessica Curcio	Emilie Doak
Murray Dowell	Jason Jensen
Laura Weeshoff	Amy O'Hara
Valerie Olmsted	Oddveig Myhre
Mark Rudderham	Christina Tondora
James Sheehan	Anne Hicks
Stacy Riseborough	Jessica Bramstedt
Nancy Aton Robins	Debora Chelson
Sunshine Weeks	Allen Anderson
Jennifer Burns	Glenn Ozalan
Tiffany Taylor	Dawn Bantel
Aneisa Groves	Alexander Corracides
Ann Watwood	Kathryn Cameron
Barbara Brooks	Kathy Baxter
Henry Ealy	Tue Truong
Fred Arnold	Mario Howell
Frank Tamburri	Eugene Eihausen
Jo Turner	Ramon Esquerdo
Garrett Wdowing	Tara Swartz

The Board voted to approve the application(s) for renewal of certificate to dispense.

J. Discussion, Consideration, Possible Action by Board of Application(s) for Certificate for Medical Assistant

Dustin Walters (Renewal)	Christina Gear (Renewal)
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The Board voted to approve the application(s) for renewal of medical assistant certificate.

K. Discussion, Consideration, Possible Action by Board of Application(s) for Certificate to Engage in a Clinical Training Program

Karen Bridges	Abbas Bazy
Nicole Boggis	Brent Cameron
Nicole Cain	Bryan Dzvonic
Melonni Dooley	April Darley
Julie Flynn	Terry Fong
Tricia Grossman	Ashley Gordon
Laura Guziak	Kelly Hassberger
Michelle Haff	Seth Isaacson
Mandi Lee	Meagan Lebon
Julie Lachman	Michael Phair
Lauren Robinson	Laura Robertson
Erin Victor	Kiraah Williams
Marisa Williams	Raequi Wilson
Keith Yimoyines	Nazanin Vassighi
Kelly Bassett	Gemie Kohlr
Sean Hesler	Patrick Burrell
Angelina Alejandro	Kristen Bishop
Amanda Bird	Alsha Chilcoat
Kristin Correia	Alesha Dunklay
Jacqueline Poulos	Samam Rezaie
Toni Varela	Jose Ventura
Alvina English	Kirt Tyson

The Board voted to approve the application(s) for certificate to engage in a clinical training program.

L. **Discussion, Consideration, Possible Action by Board of Application(s) for Renewal of Certificate to Engage in a Clinical Training Program**

Maleigha Watts	Katrina Stage
Kenneth Mitchell	Andrea Lacoss
Margaret Steele	Jacqueline Rho
Margaret Walsh	Ruby Crozier
Stephanie Nishek	Lucas Tims
Anh Upchurch	Lahnor Ridley
Stephanie Seitz	Corrie Thompson
Daniel Larke	John Williamson
Karla Walker	Kelly Simms
Jessica Hayman	Agigail Marinack
Rayheb Alami	Monique Chhun- Lum
Michelle Smekens	Kimberly Caravone
Andras Budsinsky	Heather McAllister
Leslie Cisar	Anna Martinez
Kevin Pare	Mahdi Brown
Tredena Young	Shannon Treen
Adam Tice	Shawngela Pierce

The Board voted to approve the application(s) for renewal of certificate to engage in clinical training.

Vote on Consent Agenda: Dr. Waldman moved to accept the consent agenda item(s) 3 (A), (C), (D), (E), (F), (G), (H), (I), (J), (K), and (L). Second by Mr. Zang. Motion carried 5 ayes, 2 absent.

4. **Regulatory Matters**

A. **Discussion, Consideration, Possible Action by Board of Investigations and Complaints. The Board may go into executive session on this Agenda Item**

(1) Dr. Henry Ealy, III; Case no. 08-041 – * Formal Interview, consideration of consent agreement.

Dr. Ealy was present. After discussion and consideration by the Board, Dr. Waldman moved to accept the consent agreement. Second by Dr. Sadilek. Motion carried 5 ayes, 2 absent.

(2) Dr. Leslie Marcum, Case No. 08-033 – *Formal Interview

Dr. Marcum was present, made statements and answered questions. After discussion and consideration by the Board, Mr. Zang moved to dismiss the complaint. Second by Dr. Waldman. Motion carried 5 ayes, 2 absent.

(3) Dr. Leslie Marcum, Case No. 08-034 – *Formal Interview

Dr. Marcum was present, made statements and answered questions. After discussion and consideration by the Board, Mr. Zang moved to dismiss the complaint. Second by Dr. Waldman. Motion carried 5 ayes, 2 absent.

(7) Dr. Eugene Eihausen, Case No. 06-031, Discussion and Possible Action on Proposed Consent Agreement.

This item was taken into consideration by the Board after item (3).
Dr. Rubin recused himself. Ms. Christine Cassetta was present representing Dr. Eihausen. After discussion and consideration by the Board, Dr. Waldman moved to accept the consent agreement. Second by Mr. Micuda. Motion carried 4 ayes, 2 absent, 1 recused.

(4) Dr. Kenneth McWilliams, Case No. 09-049 – Investigative Interview

Dr. McWilliams was present, made statements and answered questions. After discussion and consideration by the Board, Dr. Waldman made a motion to dismiss the case, Second by Mr. Zang. After discussion and consideration by the Board and roll call vote, the motion to dismiss failed.

Roll Call: Dr. Sadilek; nay, Mr. Zang; nay, Dr. Waldman; abstain, Mr. Micuda; nay, Dr. Rubin; nay. Motion failed 4 nays, 1 abstention. Mr. Micuda made a motion to issue a non-disciplinary order for 3 hours of CME, in physician / patient communication, to be included in the required 30 hours of CME each year, and to be completed within 90 days. Second by Dr. Sadilek. Motion carried 5 ayes.

A 5 minute recess was taken at 2:30 PM. Regular session resumed at 2:35 PM.

(5) Dr. Kyle Cronin, Case No. 08-047 – Investigative Interview

Dr. Cronin was present with Counsel Mr. Ed Gaines. Dr. Cronin and Mr. Gaines made statements and answered questions.

Mr. Zang made a motion to go into Executive Session for legal advice, Second by Dr. Waldman. Motion carried. The Board returned to Regular Session at 3:40 PM

A 5 minute recess was taken at 3:41 PM. Regular session resumed at 3:46 PM.

After discussion and consideration by the Board, Dr. Waldman made a motion to issue an order for 3 hours of non-disciplinary CME in record keeping and 3 hours of non-disciplinary CME in patient communications, to be completed within 90 days.. The hours shall be in addition to the 30 hours of CME required each year. Dr. Sadilek second. Motion carried 5 ayes.

Mr. Micuda left the meeting at 4:00 PM

(6) Dr. Kirk Slagel, Board review of information regarding non-compliance of Board order No. 06-045.

Dr. Slagel was present, made statements and answered questions. The matter was tabled until the next meeting, in order to give staff an opportunity to speak with Dr. Gray regarding what his recommendations would be at this time concerning the time frame of re-evaluation(s).

B. Discussion, Consideration, Possible Action by Board of Persons applying for clinical training entry. The Board may go into executive session regarding this Agenda Item.

(1) Darren Hazen, application for clinical training entry.

Mr. Hazen was presents, made statements and answered questions. After discussion and consideration by the Board, Dr. Waldman moved to accept the application for clinical training. Second by Mr. Zang. Motion carried 4 ayes, 3 absent.

(2) Kathleen May, application for clinical training entry.

Ms. May was present, made statements and answered questions. After discussion and consideration by the Board, Dr. Sadilek made a motion to accept the application for clinical training. Second by Mr. Zang. Motion carried 4 ayes, 2 absent.

5. Discussion and Consideration of the following items placed on the agenda at the request of Dr. Rubin

(A) Use of Targeted Bacterial Vaccine [TBV] in oncology

No action required

(B) Possible change to language of A.R.S. 32-1501 (31) (pp) Charging a fee for services not rendered or dividing a professional fee for patient referrals among health care providers or health care institutions or between these providers and institutions or a contractual arrangement that has this effect.

No action required

(C) Possible limitations on selling products and services priced as “packages”

No action required.

6. Update by the Executive Director on Aesthetics regulation.

A) NPBAM Certification

No action required

B) Meeting with DHS and Governor's Office re: Medi-spas

No action required.

7. Discussion and Consideration of Executive Director's Continued Part-time Employment After Retirement.

After discussion and consideration by the Board, Dr. Rubin made a motion to rehire the ED, effective January 4, 2010 consistent with ASRS retirement rules for part time workers. And to reevaluate the effectiveness of this decision at its January 2011 meeting. Second by Mr. Zang. Motion carried 4 ayes. 3 absent

ADJOURNMENT

The meeting was adjourned at 4:35 PM.

Arizona Naturopathic Physicians Medical Board

Date