



## State of Arizona Board of Chiropractic Examiners

1951 W. Camelback Road, Suite 330  
Phoenix, Arizona 85015  
Voice: (602) 864-5088 FAX (602) 864-5099  
TTY (800) 367-8939 (Arizona Relay Service)

02/10/2015  
Revised

### NOTICE OF MEETING AND HEARINGS OF THE ARIZONA STATE BOARD OF CHIROPRACTIC EXAMINERS

Douglas A. Ducey  
Governor

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James J. Badge, D.C.  
Chairperson

Richard A. Guarino, D.C.  
Vice-Chairperson

Norris Nordvold  
Member

Gregory Katsaros, D.C.  
Member

April Hamilton  
Member

• • •

Pamela J. Paschal  
Executive Director

Pursuant to A.R.S. § 38-431.02, NOTICE IS HEREBY GIVEN to the members of the Arizona State Board of Chiropractic Examiners and to the general public that the Board of Chiropractic Examiners will hold a scheduled meeting. The meeting will be open to the public, on **Wednesday February 18, 2015** at 1951 W. Camelback Road, Suite 330 conference room Phoenix, Arizona. The meeting will begin at **9:00 a.m.** When necessary, the Board may go into Executive Session intermittently throughout the meeting for discussion and consultation for legal advice regarding any of the agenda items. (A.R.S. § 38-431.03(A)(3). The Board may also go into Executive Session to discuss personnel matters A.R.S. § 38-431.03(A)(1), records exempt by law from public inspection A.R.S. § 38-431.03 (A)(2) or for legal advice and consultation regarding pending or contemplated litigation A.R.S. § 38-431.03 (A)(4). The Board reserves the right to change the order of items on the Agenda and to call cases in random order.

A copy of the agenda for the meeting will be available at 1951 W. Camelback Road, Suite 330, Phoenix, Arizona at least 24 hours prior to the meeting.

Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting Ruby Kelley, Administrative Assistant at (602) 864-5088, ext. 2. Requests should be made as early as possible to allow time to arrange the accommodation.

**DATED this 10<sup>th</sup> Day of February 2015**

BOARD OF CHIROPRACTIC EXAMINERS

By *Pamela J. Paschal*  
Pamela J. Paschal, Executive Director

### CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of this notice will be duly posted at 1951 West Camelback Road, Suite 330, Phoenix, Arizona on **February 16 at 5:00 p.m.** in accordance with the statement filed by the Arizona State Board of Chiropractic Examiners with the Arizona Secretary of State.

**DATED this 10<sup>th</sup> of February 2015**

By *Pamela J. Paschal*  
Pamela J. Paschal, Executive Director

**ARIZONA STATE BOARD OF CHIROPRACTIC EXAMINERS  
1951 W. Camelback #330  
Phoenix, AZ 85015**

**\*\*FINAL\*\*  
BOARD MEETING AGENDA  
Wednesday  
February 18, 2015  
9:00 am**

When necessary, the Board may go into Executive Session intermittently throughout the meeting for discussion and consultation for legal advice regarding any of the agenda items. A.R.S. § 38-431.03 (A)(3). The Board may also go into Executive Session, on agenda items D through S to discuss records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law. A.R.S. § 38-431.03 (A)(2).

The Board reserves the right to change the order of items on the Agenda or to take action on any item and call cases in random order. The Board may discuss, consider or take action on any item on the agenda. Please note that any recommendations listed on the agenda do not become final until adopted by the Board. The Board has the authority to accept, reject, or modify any recommendation listed on the agenda.

In accordance with Title II of the Americans with Disabilities Act (ADA), this Board does not discriminate on the basis of disability in its public meetings. Persons with a disability may request a reasonable accommodation, such as sign language interpreter, by contacting Ruby Kelley at 602.864.5088 ext. 2. Requests should be made as early as possible to allow time to accommodate the request.

- A. Call to Order**
- B. Roll Call**
- C. Recognition, Instruction and Dialogue with New Licensees**

**D. Board Meeting Minutes** – Review, discussion and possible action on the following:

| TAB NO. |   |
|---------|---|
| 01      | Board Meeting Minutes of January 14, 2015                           |
| 02      | Executive Session Minutes of January 14, 2015, 9:41 am to 9:52 am   |
| 03      | Executive Session Minutes of January 14, 2015, 11:39 am to 11:46 am |

**E. Formal Hearing – 9:00 AM - Review, discussion and possible action on the following cases scheduled for Formal Hearing pursuant to A.R.S. § 32-924 (G), (H) and (I):**

| TAB NO. | CASE NO. | RESPONDENT | LIC. NO. |  |
|---------|----------|------------|----------|--|
| Vacant  |          |            |          |  |

**F. Formal Interview – Review, discussion and possible action on the following cases scheduled for Formal Interview pursuant to A.R.S. § 32-924 (F):**

| TAB NO. | CASE NO. | RESPONDENT             | LIC. NO. |  |
|---------|----------|------------------------|----------|--|
| 04      | 2014-053 | Troy D. Scheible, D.C. | 5432     |  |

**G. MOTION FOR REHEARING OR REVIEW** – Review, discussion and possible action on the motion for rehearing or review pursuant to A.A.C. R4-7-305

| TAB NO. | CASE NO. | RESPONDENT | LIC. NO. |  |
|---------|----------|------------|----------|--|
| Vacant  |          |            |          |  |

**H. Initial Action on Complaints** – Review, discussion and possible action on the following cases before the Board for the first time. The Board may consider dismissing the complaint; issuing a Non-Disciplinary Advisory Letter; Order for Non-Disciplinary Continuing Education, forwarding the matter for further investigation or Formal Interview.

| TAB NO. | CASE NO. | RESPONDENT | LIC. NO. |  |
|---------|----------|------------|----------|--|
| Vacant  |          |            |          |  |

**I. Previously Before the Board** – Review, discussion and possible action on the following items previously before the Board:

| TAB NO. | CASE NO. | RESPONDENT                  | LIC. NO. |  |
|---------|----------|-----------------------------|----------|--|
| 05      | 2013-041 | Dean J. Micalizio, D.C.     | 4280     | Review additional billing information previously requested |
| 06      | 2014-049 | Jed Zastrow, D.C.           | 7545     | Reconsider vote to forward matter to Formal Hearing        |
| 07      | 2014-086 | Christopher R. Butler, D.C. | 7560     | Review Substance Abuse Evaluation report                   |

**J. Whether to Open** – Review, discussion and possible action on whether to open a complaint or take other action on the following:

| TAB NO. | LICENSEE                  | LIC NO. | ALLEGATIONS  |
|---------|---------------------------|---------|--|
| 08      | John E. Dickerson, D.C.   | 5526    | Failure to provide information                           |
| 09      | Jeffrey S. Korn, D.C.     | 6056    | Misdemeanor arrest and failure to provide information    |
| 10      | Gary B. Mendez, D.C.      | 5659    | Misdemeanor arrest                                       |
| 11      | Daniel Migliarese, D.C.   | 8383    | Disciplinary action in another jurisdiction              |
| 12      | Jeffrey A. Raiffie, D.C.  | 8363    | Failure to comply with continuing education requirements |
| 13      | Vernon W. Schroeter, D.C. | 3835    | Inadequate record keeping and improper billing           |
| 14      | Guodarz Vassigh, D.C.     | 5608    | Improper treatment                                       |

**K. Probation** – Review, discussion and possible action regarding the following cases currently under Probation:

| TAB NO. | CASE NO. | RESPONDENT                | LIC. NO. |  |
|---------|----------|---------------------------|----------|--|
| 15      | 2015-004 | Cassimae R. Bradley, D.C. | 8431     | Amended Order for compliance with Substance Abuse Evaluation recommendations |

**L. Consent Agreements** – Review, discussion and possible action on proposed Consent Agreements.

| TAB NO. | CASE NO. | RESPONDENT | LIC. NO. |  |
|---------|----------|------------|----------|--|
| Vacant  |          |            |          |  |

**M. Consent Agenda Open Complaint/Issue Advisory Letter** – Review, discussion and possible action on consent to Open a Complaint and Issue a Non-Disciplinary Advisory Letter or take other action.

| TAB NO. | RESPONDENT | LIC. NO. |  |
|---------|------------|----------|--|
| Vacant  |            |          |  |

**N. Consent Agenda Issue Advisory Letter** – Review, discussion and possible action on consent to Issue a Non-Disciplinary Advisory Letter or take other action.

| TAB NO. | CASE NO. | RESPONDENT | LIC. NO. |  |
|---------|----------|------------|----------|--|
| Vacant  |          |            |          |  |

**O. Consent Agenda** – Review, discussion and possible action on consent to Dismiss or take other action.

| TAB NO. | CASE NO. | RESPONDENT | LIC. NO. |
|---------|----------|------------|----------|
| Vacant  |          |            |          |

**P. Licensure** – Review, discussion and possible action on the following applications for licensure upon payment of appropriate fees:

**Licensure by Examination:**

| TAB NO. | APPLICANTS   |
|---------|--|
| 16      | Amber Bloom, D.C.<br>James Dever, D.C.<br>Justine Lomboy, D.C.<br>Ronald McGee, D.C.<br>Kelly Smith, D.C.<br>Hal Stein, D.C.<br>Matthew Tanneberg, D.C.<br>Kolby Wolfley, D.C. |

**Licensure by Reciprocity:**

| TAB NO. | APPLICANTS |
|---------|------------|
| Vacant  |            |

**Licensure by Examination with Disclosure:**

| TAB NO. | APPLICANTS | DISCLOSURE |
|---------|------------|------------|
| Vacant  |            |            |

**Licensure by Reciprocity with Disclosure:**

| TAB NO. | APPLICANTS        | DISCLOSURE                |
|---------|-------------------|---------------------------|
| 17      | Allyn Smith, D.C. | Undisclosed event in 1986 |

**Q. Reinstatement** – Review, discussion and possible action on the following applications for reinstatement of license upon payment of appropriate fees:

| TAB NO. | APPLICANTS             |                       |
|---------|------------------------|-----------------------|
| 18      | Jerry Wintermute, D.C. | From Inactive Status  |
| 19      | Dara Salzano, D.C.     | From Admin Suspension |

**R. Certification** – Review, discussion and possible action on the following applications for certification upon payment of appropriate fees:

**Physical Medicine Modalities and Therapeutic Procedures:**

| TAB NO. | APPLICANTS  |                |
|---------|---|----------------|
| 20      | James Dever, D.C.<br>Justine Lomboy, D.C.<br>John Marino, D.C.<br>Ronald McGee, D.C.<br>Kelly Smith, D.C.<br>Hal Stein, D.C.<br>Matthew Tanneberg, D.C. | License #:8444 |

**Acupuncture:**

| TAB NO. | APPLICANTS |  |
|---------|------------|--|
| Vacant  |            |  |

**S. Training Applications** – Review, discussion and possible action on the following course and training applications:

**Chiropractic Assistant:**

| TAB NO. | APPLICANTS                            |                               |
|---------|---------------------------------------|-------------------------------|
| 21      | Clyde Zerba, D.C. & Lucas Zerba, D.C. | CA Training Course with PMMTP |

**Preceptorship:**

| TAB NO. | APPLICANTS                          | PROGRAM DATES                       |
|---------|-------------------------------------|-------------------------------------|
| 22      | Nick Barney with Sonya Bladow, D.C. | February 19, 2015 to April 6, 2015. |

**T. Business Entity Registration** – Review, discussion and possible action on the following applications for Business Entity Registration.

| TAB NO. | Entity   |  |
|---------|--|--|
| 24      | Judge Chiropractic<br>The Joint Corp.<br>The Joint, Bell Towne |  |



**U. Board Business** – Review, discussion and possible action regarding the following:

| <b>TAB NO.</b> |   |
|----------------|---|
| 25             | Legislative Update – A.R.S. § 32-900 et seq   |
| 26             | Arizona Association of Chiropractic – Presentation on any proposed legislation which may affect the Board of Chiropractic Examiners                     |
| 27             | Budget Update   |
| 28             | Personnel Update  |
| 29             | Executive Director’s Report <ul style="list-style-type: none"><li>• FARB Forum</li><li>• Licensure, Renewal and Public Information Statistics</li></ul> |
| 30             | Board Member Training – Criminal Background Checks  |

**V. Call to the Public**

Pursuant to A.R.S. § 38-431.01(H), Board members are not allowed to discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. However, members may ask staff to review a matter or may ask that a matter be placed on a future agenda.

**W. Adjournment**