



## State of Arizona Board of Chiropractic Examiners

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01/09/13

Janice K. Brewer  
Governor

•••  
James J. Badge D.C.  
Chair

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

Norris Nordvold  
Member

•••  
Patrice A. Pritzl  
Executive Director

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

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, March 13<sup>th</sup>, 2013** at 5060 North 19th Avenue, **Suite 416**, 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 5060 North 19th Avenue, Suite 416, 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. 214. Requests should be made as early as possible to allow time to arrange the accommodation.

**DATED this 9<sup>th</sup> day of January 2013**

BOARD OF CHIROPRACTIC EXAMINERS

By   
Patrice A. Pritzl, Executive Director

### CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of this notice will be duly posted at 5060 North 19th Avenue, Suite 416, Phoenix, Arizona on, **March 11, 2013 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 9<sup>th</sup>, day of January 2013**

By   
Patrice A. Pritzl, Executive Director

**ARIZONA STATE BOARD OF CHIROPRACTIC EXAMINERS**  
**5060 N. 19 Ave. #416**  
**Phoenix, AZ 85015**

FINAL AMENDED  
BOARD MEETING AGENDA  
Wednesday  
March 13, 2013  
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 C 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.

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. 214. Requests should be made as early as possible to allow time to accommodate the request.

**A. Call to Order**

**B. Roll Call**

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

<b>TAB NO.</b>	
01	Board Meeting Minutes of February 13, 2013
02	Executive Session Minutes of February 13, 2013

**D. 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.	
Vacant				

**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.	
03	2012-101	Steven L. Levine, D.C.	5431	

**F. 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				

**G. 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 or forwarding the matter for further investigation.

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
04	2012-040	Stacey L. Dewolf, D.C.	7685	
05	2012-039	Robert Ehren Doty, D.C.	7669	
06	2012-045	David M. Pickett, D.C.	8111	
07	2012-047	David A. Warkentin, D.C.	7042	
08	2012-053	David A. Warkentin, D.C.	7042	
09	2012-054	Robyn L. Rizzo, D.C.	7274	

10	2012-055	Donald R. Seidel, D.C.	7164	
11	2012-057	Mitchell Borst, D.C.	5301	
12	2012-061	Phillip C. Barnard, D.C.	4946	
13	2012-063	Pejman Pourarbab, D.C.	7052	

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

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
Vacant				

**I. 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
Vacant			

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

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
14	2009-074; 2012-050 & 2013-016	Clifton G. Mack, D.C.	6098	Alleged failure to comply with a Board Order
15	2012-051	S. Scott Moller, D.C.	7688	Alleged failure to comply with a Board Order

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

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
Vacant				

**L. 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			

**M. 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				

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

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
16	2012-064	Ricardo Lerma, D.C.	7895	
17	2012-065	Frederick von Brincken	4956	
18	2012-066	Scott G. Stratmann, D.C.	4860	
19	2012-067	Michael E. Verant, D.C.	4706	
20	2012-073	Bryan J. Mack, D.C.	7473	

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

**Licensure by Examination:**

<b>TAB NO.</b>	<b>APPLICANTS</b>	
21	Ashley A. Alfieri, D.C. Daniel S. Baum, D.C. Vicente Chavira, D.C. Nicole M. Cyr, D.C. Samuel J. Gage, D.C. Cole E. Reschke, D.C. Jeffrey R. Staheli, D.C. Stephanie L. Stang, D.C.	

**Licensure by Reciprocity:**

<b>TAB NO.</b>	<b>APPLICANTS</b>	
Vacant		

**Licensure by Examination with Disclosure:**

<b>TAB NO.</b>	<b>APPLICANTS</b>	<b>DISCLOSURE</b>
22	Peter Y. Rayis, D.C.	Licensure and Physical Medicine Modalities and Therapeutic Procedures Certification with Disclosed Deferred Judgment

**Licensure by Reciprocity with Disclosure:**

<b>TAB NO.</b>	<b>APPLICANTS</b>	<b>DISCLOSURE</b>
Vacant		

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

TAB NO.	APPLICANTS	
23	J. Ronald Willis, D.C.	From Administrative Suspension

**Q. 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	
24	Ashley A. Alfieri, D.C. Daniel S. Baum, D.C. Vicente Chavira, D.C. Kent E. Clark, D.C. Nicole M. Cyr, D.C. Samuel J. Gage, D.C. Cole E. Reschke, D.C. Christopher Sepanski, D.C. Jeffrey R. Staheli, D.C. Stephanie L. Stang, D.C.	

**Acupuncture:**

TAB NO.	APPLICANTS	
25	David George, D.C. Stephanie L. Stang, D.C.	

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

**Chiropractic Assistant:**

TAB NO.	APPLICANTS	
26	Scott De La Fe, D.C.	

**Preceptorship:**

TAB NO.	APPLICANTS	PROGRAM DATES
Vacant		

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

TAB NO.	
27	Report on legislation relevant to the Chiropractic Board, State of Arizona agencies, the regulation of the practice of chiropractic or the practice of health professions
28	FY12 Annual Report
29	Consider of Rulemaking to clarify unprofessional conduct related to advertising.
30	Consideration of Rulemaking to update Article 13. Fees.
31	YTD Cash Flow report – verbal report
32	R4-7-801(C)(4) mediated instruction or programed learning discussion and clarification

**T. 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.

**U. Adjournment**