



State of Arizona Board of Chiropractic Examiners

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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

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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 April 15, 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 10th Day of February 2015


BOARD OF CHIROPRACTIC EXAMINERS

By 
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 **April 13 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 10th of February 2015

By 
Pamela J. Paschal, Executive Director

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

****FINAL**
BOARD MEETING AGENDA
Wednesday
April 15, 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 March 18, 2015

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.	
Vacant				

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.
Vacant			

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
02	Marc A. Bonacci, D.C.	5814	Failure to use D.C; misleading advertising and claiming professional superiority
03	Richard E. Campbell, D.C.	3468	Failure to comply with Chiropractic Assistant requirements
04	Frank B. Hatch, D.C.	5057	Failure to notify Board of hiring CA and failure to initiate training within 3 months
05	Trever J. Penny, D.C.	5085	Allowing a non-qualified person to operate an X-ray machine.
06	James C. Pierce, D.C.	8359	Failure to comply with Continuing Education requirements
07	Wendy A. Weisflog, D.C.	7193	Improper billing and substance abuse

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

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

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.	
08	Nathan S. Conlee, D.C.	4343	Failure to comply with Chiropractic Assistant requirements
09	Bradley Forbes, D.C.	7705	Failure to comply with Chiropractic Assistant requirements
10	Jeff H. Jex, D.C.	7968	Failure to comply with Chiropractic Assistant requirements
11	John P. McFarlane, D.C.	7999	Failure to comply with Chiropractic Assistant requirements
12	Shaun M. Malone, D.C.	6028	Failure to comply with Chiropractic Assistant requirements
13	Justin J. Woodside, D.C.	7921	Failure to use initials D.C. or to properly identify chiropractic

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	
14	Richard Ford, D.C. Carmen Mazza, 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
Vacant		

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

TAB NO.	APPLICANTS	
Vacant		

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	
Vacant		

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	
15	ChiroCredit.com	Richard Saporito, D.C.

Preceptorship:

TAB NO.	APPLICANTS	PROGRAM DATES
16	Quentin Smith with Carson Robertson, D.C.	8/1/2015 to 11/15/2015

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

TAB NO.	Entity	
Vacant		

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

TAB NO.	
17	Request to prohibit performance of Gua Sha by licensed chiropractors
18	Forward unlicensed practice matter to Attorney General, County Attorney and Massage Therapy Board
19	Legislative Update <ul style="list-style-type: none"> • Governor’s signature of SB1008 • Status of HB2297
20	Compliance with EO2015-01
21	Budget Report
22	Deputy Director’s Report from Bend, OR
23	Executive Director’s Report
24	Board Member Training <ul style="list-style-type: none"> • A.R.S. § 32-924 (E), (F), (G), (H) and (I) • Legislation • A.R.S. § 32-3200 et. Seq. • Licensing • Board Member Decorum

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