



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 June 17, 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*
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 **June 15 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*
Pamela J. Paschal, Executive Director

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

FINAL
BOARD MEETING AGENDA
Wednesday
June 17, 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	Meeting Minutes of May 13, 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 – 10:00 AM - 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.	
02	2014-081	Robert S. Watson III, D.C.	7236	

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.
03	2014-086	Christopher R. Butler, D.C.	7506

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
05	Wayne A. Bennett, D.C.	5009	Failure to comply with Chiropractic Assistant requirements
06	Mark B. Burdof, D.C.	4423	Failure to provide information
07	Daron G. Halle, D.C.	8002	Improper treatment
08	Kent M. Miskimen, D.C.	8374	Failure to comply with Continuing Education requirements
09	Kevin N. Roach, D.C.	8332	Failure to comply with Continuing Education requirements
10	Dean F. Weinberg, D.C.	8357	Failure to comply with Continuing Education requirements
11	Marshall M. Willis, D.C.	5288	Failure to comply with Continuing Education requirements

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.	
12	2014-083	Michael E. Bean, D.C.	7544	
13	2014-053	Troy D. Scheible, D.C.	5432	

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.	
14	Robert H. Bowen, D.C.	6062	Failure to comply with Chiropractic Assistant requirements
15	Zeyad D. Aboul-Hosn, D.C.	8168	Failure to comply with Chiropractic Assistant requirements
16	Jacob D. Hanson, D.C.	7655	Failure to comply with Chiropractic Assistant requirements
17	Jason L. Hawkins, D.C.	8041	Failure to comply with Chiropractic Assistant requirements
18	Michael B. Nash, D.C.	7325	Failure to comply with Chiropractic Assistant requirements
19	Yasmin Rahimi, D.C.	7099	Failure to comply with Chiropractic Assistant requirements

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
20	Gaylen N. Bartlett, III, D.C. William E. Clement, D.C. Colby I. Davis, D.C. Arthur W. Elrey, D.C. Jeffrey W. Frost, D.C. Orlando Hubbell, D.C. Nathan Lea, D.C. Jeffrey J. Robinson, D.C. Brian J. Schnurr, D.C. Aaron M. Shakarian, D.C. Grady R. Swick, D.C. Matthew D. Warman, D.C. Caroline K. Williams, D.C.

Licensure by Reciprocity:

TAB NO.	APPLICANTS
Vacant	

Licensure by Examination with Disclosure:

TAB NO.	APPLICANTS	DISCLOSURE
21	Karen L. Schellack, D.C.	Undisclosed – Possible Unlicensed Practice in NJ

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	
22	Katherine M. Krivan, D.C. Clyde W. Porter, D.C.	License # 7851 License # 3305

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	
23	Gaylen N. Bartlett, III, D.C. William E. Clement, D.C. Colby I. Davis, D.C. Arthur W. Elrey, D.C. Orlando Hubbell, D.C. Simon A. Strawhorn, D.C. Brian J. Schnurr, D.C. Aaron M. Shakarian, D.C. Matthew D. Warman, D.C. Caroline K. Williams, D.C.	

Acupuncture:

TAB NO.	APPLICANTS	
24	Kaitlin E. Bowen, D.C. Michael Jacobson, D.C. Erika J. Hackett, D.C. Kelly B. Smith, D.C.	

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

Chiropractic Assistant:

TAB NO.	APPLICANTS	
Vacant		

Preceptorship:

TAB NO.	APPLICANTS	PROGRAM DATES
25	Quentin Smith with Jennifer Winton, D.C.	8/17/2015 to 11/19/2015
26	Chad Vermeulen with Donald Dearth, D.C.	7/14/2015 to 10/23/2015

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

TAB NO.	Entity	
27	MAC Chiropractic Group	

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

TAB NO.	
28	Proposed Reciprocity Agreement with the State of Ohio
29	Proposed Reciprocity Agreement with the State of Massachusetts
30	Review and approval of revised Application for Licensure form
31	Executive Director’s Report: <ul style="list-style-type: none"> • FCLB Update – CIN-BAD Reporting • Chiropractic Board 94th Anniversary • Five-Year Rule Review due August 31, 2015 • Evaluation of Rules/Summary of Licensing Timeframes Report due September 1, 2015 • FY2015 Accomplishments • Budget Report • Personnel Changes related to Program/Project Specialist position
32	Board Member Training – Affiliated Monitors, Inc.
33	Executive Director Retirement – Pursuant to A.R.S. § 38-431.03 (A)(1) the Board may go into Executive Session to discuss personnel matters.
34	Procedures regarding search for Executive Director – Pursuant to A.R.S. § 38-431.03 (A)(1) the Board may go into Executive Session to discuss personnel matters.
35	Parameters for qualifications of candidates – Pursuant to A.R.S. § 38-431.03 (A)(1) the Board may go into Executive Session to discuss personnel matters.

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