



# State of Arizona Board of Chiropractic Examiners

1740 West Adams Street, Suite. 2430, • Phoenix, Arizona 85007  
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Final  
**NOTICE & AGENDA FOR REGULAR SESSION MEETING**  
**Wednesday, July 18, 2018**  
**9:00 am**

1740 W. Adams St., Phoenix, Arizona, 85007

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the general public and to members of the State of Arizona Board of Chiropractic Examiners that the Board will hold a regular meeting open to the public on the date and at the time indicated above.

When necessary, the Board may vote to 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 any item on the agenda, where applicable, 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). Executive Sessions are not open to the public.

The Board usually allows 5 minutes per person for public comment on any agenda item, however, depending on the issue presented, the Board Chairperson has the discretion to expand that time.

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 the board office at 602.864.5088. Requests should be made as early as possible to allow time to accommodate the request.

**DATED this 12<sup>th</sup> day of July, 2018**

BOARD OF CHIROPRACTIC EXAMINERS

By \_\_\_\_\_

Justin Bohall, Executive Director

Douglas A. Ducey  
Governor

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James Badge, D.C.  
Chairperson

Richard Guarino, D.C.  
Vice-Chairperson

Steven Knauf, D.C.  
Professional Member

Angela Powell  
Public Member

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Justin Bohall  
Executive Director

**A. Call to Order – 9:00 a.m.**

**B. Roll Call of Board Members Present**

**C. Recognition, Instruction and Dialogue with New Licensees**

**D. 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.
01	2017-020 & 2017-032	Arnold A. Orbach, D.C.	687

**E. 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.
02	2017-045	Gerard Hefferon, D.C.	7656

**F. 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.
03	2017-061	Zeyad D. Aboul-Hosn, D.C.	8168
04	2017-065	Anthony D. Montoya, D.C.	7479
05	2018-003	Heather Wolfson, D.C.	7441
06	2018-004	Sheldon Deal, D.C.	567

**G. Motion to Deem – Review, discussion and possible action on the following items previously before the Board that have been sent to Formal Hearing:**

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.
07	2018-001	Jesus G. Bernal, D.C.	6088

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

TAB NO.	APPLICANTS	
08	Pamela Sommer, D.C. Tony Koehler, D.C. Kirk Duxbury, D.C.	Licensure by Examination
09	Robert Cox, D.C.	Licensure by Exam & PMMTP w/Disclosure
10	Alan Frandsen, D.C.	Licensure by Exam & PMMTP w/Disclosure

11	Robert Levingston, D.C. Christopher Condon, D.C.	Licensure by Reciprocity
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**H. Certification** – Review, discussion and possible action on the following applications for certification upon payment of appropriate fees:

TAB NO.	APPLICANTS	
12	Pamela Sommer, D.C. Robert Levingston, D.C. Tony Koehler, D.C. Kirk Duxbury, D.C. Christopher Condon, D.C.	Physical Medicine Modalities and Therapeutic Procedures
13	Megan Procaccini, D.C. Robert Levingston, D.C.	Acupuncture

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

TAB NO.	
14	Board Meeting Minutes - June 20, 2018

**J. Board Business** – A.R.S. § 38-431.03 (A)(3). The Board may also go into Executive Session, on any item on the agenda, where applicable, 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. Review, discussion and possible action regarding the following:

TAB NO.	
15	Governor Ducey's Reappointment of Richard Guarino, D.C.
16	Board Officer Elections pursuant to A.R.S. 32-902(A).
17	Executive Directors Report <ul style="list-style-type: none"> <li>• Budget Report</li> <li>• Annual Report FY18</li> </ul>
18	Review and Establish fees for Fiscal Year 2020 pursuant to A.R.S. 32-904(B)(4).
19	Policy Order Scope of Delegation Authority - A.R.S. § 38-431.03 (A)(3).

**K. 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.

**L. Adjournment**