



## State of Arizona Board of Chiropractic Examiners

5060 North 19<sup>th</sup> Avenue Suite 416  
Phoenix, Arizona 85015  
Voice: (602) 864-5088 FAX (602) 864-5099  
TTY (800) 367-8939 (Arizona Relay Service)

04/24/2014

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

Janice K. Brewer  
Governor

•••

James J. Badge, D.C.  
Chairperson

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

Norris Nordvold  
Member

Gregory Katsaros, D.C.  
Member

•••

Pamela J. Paschal  
Executive Director

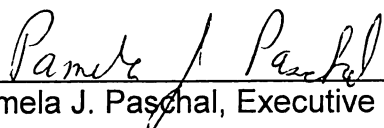
Pursuant to A.R.S. § 38-431.02, NOTICE IS HEREBY GIVEN to the members of the Arizona State Board of Chiropractic Examiners and to the general public that the Board of Chiropractic Examiners will hold a scheduled meeting. The meeting will be open to the public, on **Wednesday August 13<sup>th</sup> 2014** 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 24<sup>th</sup> day of April 2014.**

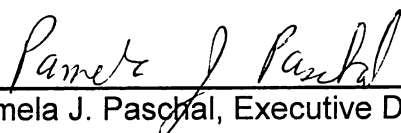
BOARD OF CHIROPRACTIC EXAMINERS

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 5060 North 19th Avenue, Suite 416, Phoenix, Arizona on **August 11<sup>th</sup> 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 24<sup>th</sup> of April 2014**

By   
Pamela J. Paschal, Executive Director

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

FINAL  
BOARD MEETING AGENDA  
Wednesday  
August 13, 2014  
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.

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 July 16, 2014
02	Executive Session Minutes of July 16, 2014

**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.	
03	2014-026	Andrew B. Anthony, D.C.	7556	
04	2014-039	Richard M. Shand, D.C.	7108	

**G. Judicial Review Action** – Information on Judicial Review Action filed pursuant to A.A.C. R4-7-305 and A.R.S. §§ 41.1092.09 and 12-901 et seq.

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
05	2013-016	Clifton G. Mack, D.C.	6098	

**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.	
06	2013-034	Amiko S. Fountain, D.C.	8118	Reconsider prior vote to Formal Hearing and forward matter to Formal Interview
07	2013-041	Dean J. Micalizio, D.C.	4280	

**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	Adam V. Downs, D.C.	7632	Misleading advertising and exceeding the scope of chiropractic
09	Russell C. Teames, D.C.	8314	Misleading advertising and exceeding the scope of chiropractic
10	Kenneth R. Goodman, D.C.	5239	Improper Treatment
11	Sophie Jacob, D.C.	6017	Misleading advertising; claiming professional superiority; failing to properly identify chiropractic
12	Deva H. Nieuwenhuis, D.C.	7971	Improper treatment
13	Michael A. Temple, D.C.	4548	Misleading advertising; claiming professional superiority; making promises to cure and failing to properly identify chiropractic
14	Leslie Figa, D.C.	7960	False or misleading advertising, exceeding the scope of chiropractic and using a name other than the one by which he is licensed.

15	William Rowilson, D.C.	5173	Failure to have chiropractic assistant begin the required training within three months, failure to have chiropractic assistant complete required training within one year of initial hire, and failure to register chiropractic assistant upon completion of required coursework
16	Scott Ulrick, D.C.	5136	Failure to notify of chiropractic assistant hire, failure to have chiropractic assistant begin the required training within three months, failure to have chiropractic assistant complete required training within one year of initial hire, and failure to register chiropractic assistant upon completion of required coursework

**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.	
17	2014-079	Scott A. Bockelmann, D.C.	Unlic	Approve Consent Agreement and Grant Licensure upon payment of appropriate fees

**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.	
18	Christine Castrichini, D.C.	5290	Failure to notify of chiropractic assistant hire
19	Michael Castrichini, D.C.	5338	Failure to notify of chiropractic assistant hire
20	Arthur D. Goldberg, D.C.	883	Failure to notify of chiropractic assistant hire
21	Alan Helvig, D.C.	4899	Failure to notify of chiropractic assistant hire
22	Aaron Hicks, D.C.	8300	Failure to notify of chiropractic assistant hire
23	Richard Hove, D.C.	5160	Failure to notify of chiropractic assistant hire
24	Casey Johnston, D.C.	7458	Failure to notify of chiropractic assistant hire
25	Que Karbassy, D.C.	7711	Failure to notify of chiropractic assistant hire
26	Allen Stout, D.C.	7353	Failure to notify of chiropractic assistant hire
27	Emil Tompkins, D.C.	7404	Failure to notify of chiropractic assistant hire

**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	
28	Cory Simons, D.C. James Vancho, D.C.	

**Licensure by Reciprocity:**

TAB NO.	APPLICANTS	
29	David Pratt, D.C.	

**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	LIC. NO.	
30	Joseph Utash, D.C.	8218	Reinstatement from Administrative 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	
31	Cory Simons, D.C.	

**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	
Vacant		

**Preceptorship:**

TAB NO.	APPLICANTS	PROGRAM DATES
32	James Dever with Angela Christopher, D.C.	09/01/2014 through 12/18/2014
33	Cooper Anderson with B. Jeffrey Jolley, D.C.	08/22/2014 through 12/18/2014



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

TAB NO.	
34	Proposed Legislation <ul style="list-style-type: none"><li>• Review of Timelines</li><li>• Review of Summary Presentation to potential sponsor(s)</li></ul>
35	Executive Director's Report <ul style="list-style-type: none"><li>• Status of Relocation</li><li>• Budget submittal due September 2, 2014</li><li>• Status of GLSolutions Database</li></ul>
36	Budget Report

**U. 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.

**V. Adjournment**