

STATE OF ARIZONA BOARD OF CHIROPRACTIC EXAMINERS
1951 West Camelback Road, Suite 330
Phoenix, Arizona 85015

****FINAL****
BOARD MEETING AGENDA
Wednesday
October 14, 2015
9:00 am

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 agenda items E through T 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 Lindsey Castro at 602.864.5088. 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	August 19, 2015 Meeting Minutes
02	August 19, 2015 Executive Session Meeting Minutes 9:11 a.m. – 9:14 a.m.
03	August 19, 2015 Executive Session Meeting Minutes 10:09 a.m. – 10:11 a.m.
04	September 23, 2015 Meeting Minutes

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.	
05	2015-037	Noel L. Shaw, D.C.	4092	

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.	
06	2014-020	Darl R. Shipley, D.C.	4277	
07	2015-013	Kenny R. Goodman, D.C.	5239	
08	2015-044	Brennan G. Bates, D.C.	7861	
09	2015-045	Ricardo Lerma, D.C.	7895	
10	2015-067	Ricardo Lerma, D.C.	7895	
11	2015-046	Dallas S. Cann, D.C.	7470	
12	2015-049	Taylor A. Scott, D.C.	8239	
13	2015-050	Robert F. Liebmann, D.C.	4757	
14	2015-051	John E. Dickerson, D.C.	5526	
15	2015-052	Jeffrey S. Korn, D.C.	6056	

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
16	Jeff R. Banas, D.C.	5396	False or Misleading Advertising
17A	Wendy Weisflog, D.C.	7193	2016-007

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.	
17B	2015-082, 2015-083	Wendy Weisflog, D.C.	7193	

M. Consent Agenda Open Complaint/Issue Advisory Letter – Review, discussion and possible action to Open a Complaint and Issue a Non-Disciplinary Advisory Letter or take other action. The Board may vote to approve all items on a consent agenda; however, any one member of the Board may remove a consent agenda item from the vote, and request discussion at the current meeting or a future meeting.

TAB NO.	RESPONDENT	LIC. NO.	
Vacant			

N. Consent Agenda Issue Advisory Letter – Review, discussion and possible action on consent to Issue a Non-Disciplinary Advisory Letter or take other action. The Board may vote to approve all items on a consent agenda; however, any one member of the Board may remove a consent agenda item from the vote, and request discussion at the current meeting or a future meeting.

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

- O. Consent Agenda** – Review, discussion and possible action on consent to Dismiss or take other action. The Board may vote to approve all items on a consent agenda; however, any one member of the Board may remove a consent agenda item from the vote, and request discussion at the current meeting or a future meeting.

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
18	Joshua R. Carlie, D.C. Kathleen Clarkin-DeDio, D.C. Nicholas B. Lehnert, D.C. Cole Aaron Miller, D.C. Jordan D. Tennant, D.C. Elena Acquisto-Treaster, D.C.

Licensure by Reciprocity:

TAB NO.	APPLICANTS
Vacant	

Licensure by Examination with Disclosure:

TAB NO.	APPLICANTS	DISCLOSURE
19a	Tyson B. Harris, D.C.	

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	
19b	David K. Scheiner, D.C.	Reinstatement to Active from Inactive

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	
20	Joshua R. Carlie, D.C. Kathleen Clarkin-DeDio, D.C. Nicholas B. Lehnert, D.C. Justin L. Howard, D.C. Cole Aaron Miller, D.C. Jordan D. Tennant, D.C. Elena Acquisto-Treaster, D.C.	Lic. No. 8505

Acupuncture:

TAB NO.	APPLICANTS	
21	Rosemary E. Zimmerman, D.C.	Lic. No. 8391

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
22	Paul Jeffrey with Timothy Hirst, D.C.	October 15, 2015 to February 15, 2016

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.	
23	2016 Proposed Board Meeting Dates
24	Interim Executive Director’s Report <ul style="list-style-type: none"> • Report from FCLB District Meeting • Budget Update • Online Renewals Update • Complaints Processor RFQ
25	Legislative Update <ul style="list-style-type: none"> • Changes to Per Diem, Consolidation, and Removal of Office.

26	Board Member Training <ul style="list-style-type: none">• Roles and Duties of the Executive Director and Staff• Budgeting• Formal Interviews and Formal Hearings
27	A.R.S. § 32-922.02(F) Physiotherapy / PMMTP
28	Licensure by Endorsement Applications

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