



## State of Arizona Board of Chiropractic Examiners

5060 North 19<sup>th</sup> Avenue Suite 416  
Phoenix, Arizona 85015  
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10/10/2013

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

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 October 16, 2013** 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 10<sup>th</sup> day of October 2013.**

BOARD OF CHIROPRACTIC EXAMINERS

By *Pamela J. Paschal*  
Pamela J. Paschal, Interim 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 **October 14, 2013 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 10<sup>th</sup> of October 2013**

By *Pamela J. Paschal*  
Pamela J. Paschal, Interim Executive Director

Janice K. Brewer  
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

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Pamela J. Paschal  
Interim Executive Director

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

**\*\*FINAL\*\***

**BOARD MEETING AGENDA**  
**Wednesday**  
**October 16, 2013**  
**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 C 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. 214. Requests should be made as early as possible to allow time to accommodate the request.

- A. Call to Order**
- B. Roll Call**
- C. Recognition and Instruction to New Licensees**

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

| TAB NO. |   |
|---------|---|
| 01      | Board Meeting minutes of August 14, 2013        |
| 02      | Executive Session minutes of August 14, 2013    |
| 03      | Board Meeting minutes of September 17, 2013     |
| 04      | Board Meeting minutes of September 18, 2013     |
| 05      | Executive Session minutes of September 18, 2013 |
| 06      | Board Meeting minutes of September 25, 2013     |
| 07      | Board Meeting minutes of October 2, 2013        |
| 08      | Executive Session minutes of October 2, 2013    |

**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. |  |
|---------|----------|------------------------|----------|--|
| 09      | 2011-111 | Scott J. Dannatt, D.C. | 7631     |  |

**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 or forwarding the matter for further investigation.

| TAB NO. | CASE NO. | RESPONDENT               | LIC. NO. |  |
|---------|----------|--------------------------|----------|--|
| 10      | 2013-002 | Janice Ormsby, D.C.      | 3763     |  |
| 11      | 2013-006 | Marc W. Widoff, D.C.     | 975      |  |
| 12      | 2013-037 | Marc W. Widoff, D.C.     | 975      |  |
| 13      | 2013-023 | Leisa-Marie Grgula, D.C. | 5614     |  |
| 14      | 2013-036 | Howard B. Goldberg, D.C. | 1021     |  |
| 15      | 2013-043 | Adrienne M. Frazer, D.C. | 1039     |  |
| 16      | 2013-042 | Larry R. Johnston, D.C.  | 4602     |  |

**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 |
|---------|----------|---------|-------------|
| Vacant  |          |         |             |

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

| TAB NO. | CASE NO.               | RESPONDENT             | LIC. NO. |   |
|---------|------------------------|------------------------|----------|---|
| 17      | 2011-110 &<br>2012-029 | Scott H. Carrell, D.C. | 3676     | Consider opening complaint for failure to comply with Board Order |

**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. |  |
|---------|------------|----------|--|
| 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.

| 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. |                     |
|---------|----------|-----------------------------|----------|---------------------|
| 18      | 2013-001 | Cameron J.P. Sembaluk, D.C. | 6060     | Dismiss Fee Dispute |
| 19      | 2013-017 | Ryan E. Hicks, D.C.         | 7728     | Dismiss No Basis    |
| 20      | 2013-021 | Ryan E. Hicks, D.C.         | 7728     | Dismiss No Basis    |
| 21      | 2013-064 | Wendy A. Weisflog, D.C.     | 7193     | Fee Dispute         |

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

**Licensure by Examination:**

| TAB NO. | APPLICANTS  |  |
|---------|---|--|
| 22      | John B. Johansen, D.C.<br>Shalom Samuel, D.C.<br>Yalda Soha, D.C. |  |

**Licensure by Reciprocity:**

| TAB NO. | APPLICANTS |  |
|---------|------------|--|
| Vacant  |            |  |

**Licensure by Examination with Disclosure:**

| TAB NO. | APPLICANTS                    | DISCLOSURE  |
|---------|-------------------------------|---|
| 23      | James H. Armstrong, Jr., D.C. | Licensure by Examination and Physical Medicine Modalities and Therapeutic Procedures Certification with Disclosed Convictions and Court-Ordered Alcohol and Drug Evaluation and Treatment       |
| 24      | Dean F. Weinberg, D.C.        | Licensure by Examination and Physical Medicine Modalities and Therapeutic Procedures Certification with Disclosed Conviction  |
| 25      | Carol M. Boyce, D.C.          | Licensure by Examination and Physical Medicine Modalities and Therapeutic Procedures Certification with Disclosed Conviction, Court-Ordered Alcohol Evaluation and Treatment and Board Sanction |

**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            |                                |
|---------|-----------------------|--------------------------------|
| 26      | Melissa A. Kopp, D.C. | 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                                    |  |
|---------|---|--|
| 27      | John B. Johansen, D.C.<br>Shalom Samuel, 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 |
|---------|------------|---------------|
| Vacant  |            |               |



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

| TAB NO. |   |
|---------|---|
| 28      | Approval of 2014 Board Meeting dates  |
| 29      | Review of Non-Jurisdiction complaints returned during the period September 2011 through September 2013 – For Information Only |
| 30      | Legislation for 2014  |
| 31      | FY2014 Budge Update   |

**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**