



State of Arizona Board of Chiropractic Examiners

5060 North 19th Avenue Suite 416
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July 7, 2011

REVISED NOTICE

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

Janice K. Brewer
Governor

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P. Dianne Haydon, D.C.
Chairperson

Susan Wenberg, D.C.
Vice Chairperson

James J. Badge, D.C.
Member

Norris Nordvold
Member

Frances Hanson
Member

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Patrice A. Pritzl
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 **Thursday, November 17, 2011** at 5060 North 19th Avenue, **Suite 416**, conference room Phoenix, Arizona. The meeting will begin at **8:00 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 Patrice A. Pritzl, Executive Director at (602) 864-5088, ext. 15. Requests should be made as early as possible to allow time to arrange the accommodation.

DATED this 7th day of July, 2011.

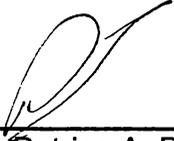
BOARD OF CHIROPRACTIC EXAMINERS

By 
Patrice A. Pritzl, 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, **November 11, 2011 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 7th day of July, 2011.

By 
Patrice A. Pritzl, Executive Director

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

****FINAL AMENDED AGENDA**
BOARD MEETING AGENDA
Thursday
November 17, 2011
8:00 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 M 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. 14. Requests should be made as early as possible to allow time to accommodate the request.

A. Call to Order

B. Roll Call

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

TAB NO.	
1	Regular Minutes of October 13 th , 2011
2	Executive Session Minutes of October 13 th , 2011

D. Consent Agreements – Review, discussion and possible action on proposed Consent Agreements.

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
3	2011-002	Veronica Hudson, D.C.	7654	

E. Consent Agenda – Review, discussion and possible action on consent to Dismiss or take other action.

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
4	2011-109	Derek D. Fischer, D.C.	7893	Dismiss/No Basis

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.	

9:00 AM

G. Formal Hearing – 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.	

H. 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 or Approval of a Consent Agreement to Surrender a License.

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
5	2005-079 2005-091 2011-041	Alfred Lamanna, D.C.	5825	Grant Rehearing or Consent Agreement to surrender license.

I. Initial Appearance – Review, discussion and possible action on the following cases before the Board for the first time:

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
6	2011-012	Daniel W. Talley, D.C.	7202	
7	2011-013	Daniel W. Talley, D.C.	7202	
8	2011-034	Daniel W. Talley, D.C.	7202	
9	2011-019	Derek D. Fischer, D.C.	7893	
10	2011-020	M.J. Dionisio, D.C.	4998	
11	2012-007	Damian E. Smith, D.C.	6086	
12	2012-009	Damian E. Smith, D.C.	6086	
13	2012-015	Randolph F. Langholdt, D.C.	1024	

J. Previously Before the Board – Review, discussion and possible action on the following items previously before the Board:

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
14	2012-006 2010-056	Charles P. Spear, D.C.	7147	Review Psychological/Addiction Evaluation
15	2010-080	Laurie L. Dodie, D.C.	3956	Request regarding on-line continuing education

K. 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.	
16	Ralf S. Schurmann, D.C.	8226	Practicing without license
17	Yasmin Burke, D.C.	7099	Aiding and abetting unlicensed practice
18	Radman Rahiminejad, D.C.	7150	Aiding and abetting unlicensed practice
19	Tanoj C. Bhakta, D.C.	7559	Aiding and abetting unlicensed practice
20	Justin Gomez, D.C.	7951	Aiding and abetting unlicensed practice
21	David Pickett, D.C.	8111	Failure to pay \$50 fine

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

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
22	2006-128	Carmen N. Brodeur, D.C.	6042	Review stay of probation
23	2006-129	Marc A. Brodeur, D.C.	6010	Review stay of probation
24	2009-074	Clifton G. Mack, D.C.	6098	Compliance with terms
25	2010-041	Steven L. Levine, D.C.	5431	Review stay of probation

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

Licensure by Examination:

TAB NO.	APPLICANTS	
26	Danielle M. Fink, D.C. John P. Thoma, D.C.	

Licensure by Reciprocity:

TAB NO.	APPLICANTS	
VACANT		

Licensure by Examination with Disclosure:

TAB NO.	APPLICANTS	DISCLOSURE
27	Joseph D. Johnson, D.C.	Disclosed Misdemeanor
28	Nicholas K. Poff, D.C.	Undisclosed Misdemeanor

Licensure by Reciprocity with Disclosure:

TAB NO.	APPLICANTS	DISCLOSURE
VACANT		

- N. Reinstatement** – Review, discussion and possible action on the following applications for reinstatement of license upon payment of appropriate fees:

TAB NO.	APPLICANTS	
VACANT		

- O. 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	
29	Danielle M. Fink, D.C. John P. Thoma, D.C.	
30	Monica L. Fowler, D.C.	Requires Approval of Coursework Documentation

Acupuncture:

TAB NO.	APPLICANTS	
VACANT		

P. 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		

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

TAB NO.	
31	Substantive Policy Statement approval – contrast dye and diagnostic imaging
32	Substantive Policy Statement approval – nerve conduction studies
33	Substantive Policy Statement deletion – use of unlicensed chiropractors
34	Draft Rules – continuing education
35	Parker University-Review of concerns regarding poor practices in Parker University continuing education courses.
36	Sexual Misconduct presentation review.

R. 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.

S. Adjournment