



State of Arizona Board of Chiropractic Examiners

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Revised
10/4/12

Janice K. Brewer
Governor

• • •
James J. Badge D.C.
Chair

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

Norris Nordvold
Member

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Patrice A. Pritzl
Executive Director

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, December 12, 2012** 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 4th day of October 2012

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, **December 9, 2012 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 4th, day of October 2012

By 
Patrice A. Pritzl, Executive Director

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

****FINAL****
BOARD MEETING AGENDA
Wednesday
December 12, 2012
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 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. 214. 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.	
01	Board Meeting Minutes of November 14 th , 2012
02	Executive Session Minutes of November 14 th , 2012
03	Executive Session Minutes of November 14 th , 2012

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

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
04	2011-090 & 2011-114	Carol Reed, D.C.		Consent Agreement to Surrender License
05	2011—108	Samuel Tarrant, D.C.		Interim Stipulated Agreement , Non-Disciplinary

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

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.	
06	2011-056	Scott Ulrick, D.C.		
07	2011-087	Michael Halsam, D.C.		

- G. 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				

- 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

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

- I. 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 or forwarding the matter for further investigation.

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
08	2012-103	Barry L. Rahn, D.C.	2024	
09	2012-104	Jay B. Phillips, D.C.	7666	

- 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.	
Vacant				

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.	ALLEGATIONS
11	W. Scott Asay, D.C.	7899	Failure to comply with continuing education requirements. Possible Administrative Suspension
12	John D. Casalino, D.C.	4142	Failure to disclose misdemeanor and advisory letter on preceptor application. Possible termination of preceptorship
13	Jenny L. Dubisar, D.C.	7731	Failure to comply with continuing education requirements. Possible Administrative Suspension
14	Randolph F. Langholdt, D.C.	1024	Improper treatment

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

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
15	2006-128	Carmen N. Brodeur, D.C.	6042	Review stay of probation
16	2006-129	Marc. A. Brodeur, D.C.	6010	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	
17	Douglas J. Gilbert, D.C. Benjamin P. Williamson, D.C.	

Licensure by Reciprocity:

TAB NO.	APPLICANTS	
18	James C. Pierce, D.C.	From New York

Licensure by Examination with Disclosure:

TAB NO.	APPLICANTS	DISCLOSURE
Vacant		

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	
19	Dennis Tall, D.C.	From Administrative Suspension

- 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	
20	Douglas J. Gilbert, D.C. Tiffany N. Johnson, D.C. Elise Ann Mankosa, D.C.	

	James C. Pierce, D.C. Benjamin P. Williamson, D.C.	
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Acupuncture:

TAB NO.	APPLICANTS	
21	Stephanie Heimlich, D.C.	

P. Training Applications – Review, discussion and possible action on the following course and training applications:

Chiropractic Assistant:

TAB NO.	APPLICANTS	
22	Rosalind Canham, D.C.	

Preceptorship:

TAB NO.	APPLICANTS	PROGRAM DATES
Vacant		

Continuing Education

TAB NO.	COURSE NAME AND APPLICANT	
23	Nervous System Restoration and Clinic Nutrition / Mark Kimes, D.C.	Consideration of whether to withdraw approval of a continuing education course

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

TAB NO.	
24	Board Action Statistics – For Information Only
25	Consent Agenda recommendation for Non-Disciplinary Advisory Letters for first time advertising complaints and failure to comply with chiropractic assistant registration rules
26	Arizona Association of Chiropractic Sunrise Application
27	Cash Flow Report –Verbal and Handout
28	Office space location decision
29	Meritain limitation on covered service related to chiropractic

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