



## State of Arizona Board of Chiropractic Examiners

1951 W. Camelback Road, Suite 330  
Phoenix, Arizona 85015  
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08/03/2015  
Revised

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

Douglas A. Ducey  
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

April Hamilton  
Member

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Justin Bohall  
Interim 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 November 18, 2015** at 1951 W. Camelback Road, Suite 330 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 1951 W. Camelback Road, Suite 330, 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 Justin Bohall, Interim Executive Director (602) 864-5088. Requests should be made as early as possible to allow time to arrange the accommodation.

**DATED this 3<sup>rd</sup> Day of August 2015**

BOARD OF CHIROPRACTIC EXAMINERS

By

  
Justin Bohall, Interim Executive Director

### CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of this notice will be duly posted at 1951 West Camelback Road, Suite 330, Phoenix, Arizona on **November 16 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 3<sup>rd</sup> Day of August 2015**

By

  
Justin Bohall, Interim Executive Director

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

Final  
BOARD MEETING AGENDA  
Wednesday  
November 18, 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 U 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	October 14, 2016 Board 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.	
02	2015-010 & 2015-056	Vernon W. Schroeter, D.C.	3835	

**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.	
03	2015-035	Bruce Homsey, D.C.	4708	

**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.	
04	2014-020	Darl R. Shipley, D.C.	4277	
05	2016-001	Zackery A. Conklin, D.C.	8369	

**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
06	Steven P. Brown, D.C.	5419	Improper Treatment, Malpractice & Danger to Health, Safety and Welfare
07	Daniel C. Grant, D.C.	7130	Improper Billing
08	David C. Hansen, D.C.	7650	Improper Billing
09	Sean P. Jenkins, D.C.	7486	Improper Billing
10	Bert L. Lindsay, D.C.	5159	Improper Billing , Improper X-Ray Imaging Technique, Inadequate Record Keeping, Malpractice, & Danger to Health, Safety and Welfare

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

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
11	2015-014	Sophie Jacob, D.C.	6017	Terminate Probation

**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 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.	
12	-	John A. Amaro, D.C.	3900	Dismiss – No Basis to Proceed

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

**Licensure by Examination:**

TAB NO.	APPLICANTS	
13	Elena Acquisto-Treaster, D.C. Erin Denil, D.C. Jacob Daly, D.C. Tecla M. Fuller, D.C. Jeffery Langmaid, D.C. Quy Nguyen, D.C.	

**Licensure by Reciprocity:**

TAB NO.	APPLICANTS	
Vacant		

**Licensure by Examination with Disclosure:**

TAB NO.	APPLICANTS	DISCLOSURE
14	Neal A. Cross, D.C.	Disclosed Event

**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	
Vacant		

- 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	
15	Elena Acquisto-Treaster, D.C. Jacob Daly, D.C. Erin Denil, D.C. Tecla M. Fuller, D.C. Quy Nguyen, D.C.	

	Kolby R. Wolfley, D.C	
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**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
16	Shaun Krein with Ira K. Lavender, D.C.	November 18, 2015 to December 19, 2015
17	Brooke Skowronski with James Westerman, D.C.	January 7, 2016 to April 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.	
18	Interim Director's Report <ul style="list-style-type: none"> <li>• Budget Update</li> <li>• 5 Year Rule Review, Governor's Regulatory Review Council</li> </ul>

	<ul style="list-style-type: none"><li>• Renewal Update</li><li>• Licensure by Endorsement</li></ul>
19	Board Member Training <ul style="list-style-type: none"><li>• Roles, Duties and Responsibilities of Board Members</li></ul>
20	FCLB 90 <sup>th</sup> Annual Meeting – Phoenix, Arizona, April 27 to May 1, 2016

**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**