



State of Arizona Naturopathic Physicians Medical Board

“Protecting the Public’s Health”

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Douglas A. Ducey – Governor

Dr. Bruce Sadilek, ND – Chair, Dr. Brian J. Popiel, ND – Vice Chair, Karen Tibbitts – Secretary/Treasurer

Divya Galan – Public Member, Dr. Clinton C. Campbell, Ph.D – Public Member

Dr. Tam Spat, ND – Physician Member, Dr. Daniel Rubin, ND– Physician Member

BOARD MEETING

MINUTES

Thursday, May 13, 2021 • 11:00 a.m. • Board Room B, First Floor

1740 W. Adams Phoenix, AZ 85007

To Attend Via Phone 1-877-820-7831 Passcode 715853

1. CALL TO ORDER BY PRESIDING OFFICER

Dr. Sadilek called the meeting to order at 11:04 AM.

A. Roll call of Board members and establishment of a quorum to conduct meetings.

	VOTE	SADILEK Chair	POPIEL Vice Chair	TIBBITTS Sec. / Tres.	GALAN	CAMPBELL	RUBIN	SPAT
All Present Via Phone	7	x	x	x	x	x	x	x
Absent	0							
Vacant	0							

B. Acknowledgement of presence of Board staff and legal counsel.

Ms. Sarah Asta, Assistant Attorney General

Ms. Gail Anthony, Executive Director

2. DECLARATIONS OF CONFLICTS OF INTEREST

None declared at this time.

3. CIVILITY STATEMENT

Dr. Sadilek read the statement into the record.

4. CONSENT AGENDA – REVIEW, CONSIDERATION, AND POSSIBLE ACTION REGARDING APPROVAL OF THE FOLLOWING APPLICATIONS.

A. Naturopathic Medical License by Examination

Berusch Gerardino, Adriana (temporary license issued in accordance with A.R.S. § 32-1522.01)

Gettings, Valerie (temporary license issued in accordance with A.R.S. § 32-1522.01)

Rebeyka, Alexis (temporary license issued in accordance with A.R.S. § 32-1522.01)
Saba, David (temporary license issued in accordance with A.R.S. § 32-1522.01)
Wendlandt, Jennifer (temporary license issued in accordance with A.R.S. § 32-1522.01)
Yu-Nguyen, Kensive (temporary license issued in accordance with A.R.S. § 32-1522.01)

B. Naturopathic Medical License by Endorsement

Blakely, Jacqueline (temporary license issued in accordance with A.R.S. § 32-1522.01)

C. Reinstate Retired Medical License

D. Retire Medical License

E. Renewal Medical License

F. Initial Certificate to Dispense

Berusch Gerardino, Adriana

Kaushik, Neha

Prince, Carolyn

Rebeyka, Alexis

Saba, David

Wavra, Danielle

G. Reinstatement of Expired Certificate to Dispense

H. Renewal Certificate to Dispense

Allshouse, Andrew

Anglow, Daisey

Armanti, Christian

Arnold, Frederick

Arnold, Kenya

Asplin, Kelsey

Aussems, Christopher

Bachelier, Aimee

Badalamenti, Laura

Bakty-Johnson, Esti

Bala, Sarumathy

Banaian, Azam

Barreda, Nicole

Beck, Forrest

Bejarano, Alredo

Beltran, Chriselda

Berkner, Kristine

Binder, Chantal

Borakowski, Natalya

Brooks, Barbara

Buermann, Natalie

Burke, Tara

Buxbaum, Dane

Carrell, Carol

Chastant, Brandon
Chinoy, Riyana
Clough, Kelly
Coats, Faith
Cochran, Jorge
Coffin, Connor
Collins, Kelly
Contreras-Lopez, Andrea
Cramer, David
Crowley, Rachel
Dardis, Mark
Darling, Mia
De Graaff, Sonja
Decio de Escobar, Marcos
Dickens, Andrew
Dickerson, Wendy
Drobot, Jeffrey
Dunn, Melenie
Dye, Jennifer
Eischens, Shawna
Ellis, Erin
Elton, Jennifer
Ewald, Jaime
Ferchoff, Ryan
Flynn, Julie
Frank, Thomas
Fuller, Carolyn
Gallagher, Jeanette
Gallegos, Reichelt, David
Gariboldi, Matthew
Gentry, Jennifer
George, Marietta
Gomendi, Sara
Grady, Elizabeth
Greengard, Kristina
Hammer, Angie
Harris, Breckin
Harris, Kimberly
Hartman, John
Helioti, Maria
Hering, Lance
Hesler, Carolyn
Hesler, Sean
Hoffman, Jordan
Hu, YiQiu
Huber, Colleen
Hummel, Michael

Hyun, Yu-Ree
Inouye, Vance
Iverson, Carol
January, Chelsea
Johnston, Shantele
Karbon, Chelsea
Kasdorf, Cheryl
Kaushik, Neha
Kennedy, Shaun
Kerievsky, Adam
Khalsa, Sarv Varta
Khoshaba, Linda
Kinsley, India
Knapp, Michael
Kopcio, Jordan
Kruzel, Thomas
Kwan, Calvin
Lambert, Linda
Lambert, Linda
Lan, Cara
Lane, kiera
Le Provost, Jean-Luc
Lee, Stephen
Linton, LoRal
Lopez, Eric Edward
Lovick, Ann
Luevano, Libia
Magerus, Tracy
Major, Michael
Maltais, Shannon
Maly, Elizabeth
Manrique, Javier
Manrique, Javier
Marsh-Jones, Barbara
Martin, Lindsay
Maymon, Scott
McConnell, Bryan T.
Mcgee, Heather
McGee, Heather
McNeil, Alexis
McNeil, Jason
Mehrabani, Ardeschir
Melikyan, Vahe
Messer, Stephen
Milliken, Ann Marie
Minesaki, Andrea
Misir, Parabatie

Mitchell, Jessica
Mitchell, Kenneth
Mittman, Laura
Monterrey, Dayna
Moreno, Celaine
Mundt, Jennifer
Nafe, Babak
Nelson, Erik
Nenninger, Steve
Nevels, Jennifer
Nuckolls, Katheryn
Oertle, III, John
Orlowski, Andria
Orona, Shahrzad
Ortiz, Jose
Oskin, Jamie
Ozalan, Glenn
Parent, Daina
Peace, Timothy
Peffley, Elisabeth
Pierce, Brandy
Poulin, Corrine
Preston Hesler, Sarah
Ramhit, Kashmeer
Reilly, Joshua
Riaz, Samar
Rice, Elizabeth
Robinson, John
Rodriguez, Yolanda
Rogalla, Deborah
Romero, Kelly
Ruiz Hernandez, Nidia
Ryder, Loreena
Saba, David
Schneller, Katharine
Schwaiger, Timothy
Schwartz, Boris
Sears, rory
Selvey, Don
Sickinger, Karleen
Slater, Cara
Solt, Sabrina
Song, Crystal
Spector Deneen, Shana
Spooner, Carol
St. Halaire, Charmainge
St. Rose II, John

Stage, Katrina
Stark, Stephanie
Stefanski, Jessica
Steinborn, Shawn
Stone, Carolyn
Stone, Sarah
Swan, Farra
Swanick, Summer
Taddiken, Elizabeth
Tade, Caroline
Tamburri, Frank
Tasalloti, Yasaman
Tehrani, Nirvana
Tellier, Krystal
Vesco, Teresa
Victor, Erin
Villa, Laura
Waite, Amy
Waldman, Renee
Walton, Karissa
Watwood, Ann
Wdowin, Heather
Whelchel, Rebecca
Whitney, Travis
Whittington, Amy
Wilson, Adrienne
Winton, Jeffrey
Wojciak, Bret
Wolf, Jacob
Wright, Ellie
Xan Simonson, Nina
Zuniga, Samuel
Zupa, Victoria

I. Initial Certificate to Engage in a Clinical Training Program

Edwards, Juleian
Harris, Regine
Karner, James
Pettit, Gabrielle
Scott, Promise

J. Renewal Certificate to Engage in a Clinical Training Program

Davis, Christopher
Dutto, Alessandra
Kaushik, Nidhi
Kelly, Kimberly
Price, Traci
Santiago, Ruth

Miller, Shannon
Wulfert, Alyssa

- K. Initial Certificate to Engage in a Preceptorship Training Program
- L. Renewal Certificate to Engage in a Preceptorship Training Program
- M. Initial Certificate to Conduct a Preceptorship Training Program
- N. Renewal Certificate to Conduct a Preceptorship Training Program
- O. Initial Certificate to Engage in a Preceptorship Training Program
- P. Initial Medical Assistant Certificate.
- Q. Renewal Medical Assistant Certificate

Consent Agenda Vote: Dr. Rubin Abstained stating Dr. Mia Darling works in his office and is listed under item 4 H of the consent agenda. Dr. Sadilek made a motion to approve agenda items 4 A-Q. Seconded by Dr. Popiel. Roll Call Vote: Motion Carried 6 Ayes, 1 Abstain.

	VOTE	SADILEK Chair	POPIEL Vice Chair	TIBBITTS Sec. / Tres.	GALAN	CAMPBELL	RUBIN	SPAT
Yes	6	x	x	x	x	x		x
No	0							
Abstain	1						x	
Absent	0							
Recused	0							
Vacant	0							

5. REVIEW, CONSIDERATION AND POSSIBLE ACTION REGARDING MOTION FOR REHEARING/REVIEW OF THE FEBRUARY 11, 2021 DECISION PLUS A MOTION TO MODIFY THE BOARD’S DECISION FOR ISSUING A LETTER OF REPRIMAND TO DR. LENA BOJAJ FERNANDEZ, CASE NO. 20-159.

Dr. Fernandez and Attorney Scott King were present via phone.

Dr. Sadilek opened the matter on the record. Mr. King was given the opportunity to present oral arguments.

11:22 AM, Dr. Sadilek made a motion to go into Executive Session for Legal Advice. Seconded by Dr. Rubin. Motion Carried.

11:39 AM, The Board returned to Open Session.

Dr. Sadilek made a motion to grant a rehearing.

11:50 AM, Dr. Sadilek made a motion to go into Executive Session for Legal Advice. Seconded by Dr. Campbell. Motion Carried

12:01 PM, The Board returned to Open Session.

Dr. Sadilek rescinded his motion to grant a rehearing.

Dr. Campbell made a motion to deny the motion for a rehearing regarding case no. 20-159, because the motion submitted to the Board does not adequately address grounds under R4-18-106 (C) for rehearing or review of the February 2021 decision.

Seconded by Dr. Popiel

Roll Call Vote: Motion Carried 7 Ayes.

	VOTE	SADILEK Chair	POPIEL Vice Chair	TIBBITTS Sec. / Tres.	GALAN	CAMPBELL	RUBIN	SPAT
Yes	7	x	x	x	x	x	x	x
No	0							
Abstain	0							
Absent	0							
Recused	0							
Vacant	0							

Dr. Campbell made a motion to authorize a rehearing regarding the matter of case 20-159 regarding of matter Dr. Fernandez, on the grounds under R4-18-106 (C),(1).

Dr. Campbell rescinded his motion and made a new motion.

Dr. Campbell made a motion to grant a rehearing in case no. 20-159 under R4-18-106 (C)(1) and (7), due to the fact the initial Letter of Reprimand did not adequately address findings of fact and conclusions of law.

Seconded by Dr. Popiel.

Roll Call Vote: Motion Carried 7 Ayes.

	VOTE	SADILEK Chair	POPIEL Vice Chair	TIBBITTS Sec. / Tres.	GALAN	CAMPBELL	RUBIN	SPAT
Yes	7	x	x	x	x	x	x	x
No	0							
Abstain	0							
Absent	0							
Recused	0							
Vacant	0							

6. REVIEW, CONSIDERATION, AND POSSIBLE ACTION REGARDING THE FOLLOWING BOARD CASES.

A. Case No. 20-167, Dr. Jordan Kopcio, Initial Review.

Dr. Kopcio was present via phone.

Ms. Anthony summarized the case.

The complainant, along with his wife and daughter were present via phone.

Dr. Rubin made a motion to move the matter to Formal Interview. Seconded by Dr. Sadilek.

Roll Call Vote: Motion Carried 7 Ayes.

	VOTE	SADILEK Chair	POPIEL Vice Chair	TIBBITTS Sec. / Tres.	GALAN	CAMPBELL	RUBIN	SPAT
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Yes	7	x	x	x	x	x	x	x
No	0							
Abstain	0							
Absent	0							
Recused	0							
Vacant	0							

B. Case No. 20-175, Dr. Leila Turner, Initial Review.
 Dr. Rubin recused stating he worked with Dr. Turner.
 Dr. Turner was present via phone.

Ms. Anthony summarized the case.

Dr. Sadilek made a motion to dismiss the case.
 Seconded by Ms. Tibbitts.

Roll Call Vote: Motion Carried 6 Ayes, 1 Recused.

	VOTE	SADILEK Chair	POPIEL Vice Chair	TIBBITTS Sec. / Tres.	GALAN	CAMPBELL	RUBIN	SPAT
Yes	6	x	x	x	x	x		x
No	0							
Abstain	0							
Absent	0							
Recused	1						x	
Vacant	0							

Dr. Sadilek made a motion to take a break. Seconded by Dr. Popiel. Motion Carried.
 2:52 PM, Board Break.
 3:04 PM, The Board returned to Open Session.

C. Case No. 20-168, Dr. Jason Porter, Initial Review Continued.
 Dr. Rubin recused.
 Dr. Porter and Attorney Mr. Melvin McDonald were present via phone.

Ms. Anthony summarized the case.

Dr. Keiffer and Attorney Ms. Rina Rai were present via phone.

3:34, Dr. Campbell made a motion to go into Executive Session for Legal Advice.

Seconded by Dr. Sadilek. Motion Carried

3:45 The Board returned to Open Session.

Dr. Popiel made a motion to move the matter to Formal Interview.
 Seconded by Dr. Sadilek.

Roll Call Vote: Motion Carried 6 Ayes, 1 Recused.

	VOTE	SADILEK Chair	POPIEL Vice Chair	TIBBITTS Sec. / Tres.	GALAN	CAMPBELL	RUBIN	SPAT
Yes	6	x	x	x	x	x		x

No	0							
Abstain	0							
Absent	0							
Recused	1						x	
Vacant	0							

D. Case No. 20-167, Dr. Colleen Huber, Review of Consent Agreement.
Dr. Rubin recused, as he has historically.

Ms. Anthony summarized the consent agreement.

Dr. Sadilek made a motion to accept the consent agreement stipulating Dr. Huber has 30 days to sign and return the agreement. In the event the agreement is not signed in that time frame, the matter will move forward to Formal Interview.
Seconded by Dr. Spat.

Roll Call Vote: Motion Carried 6 Ayes, 1 Recused.

	VOTE	SADILEK Chair	POPIEL Vice Chair	TIBBITTS Sec. / Tres.	GALAN	CAMPBELL	RUBIN	SPAT
Yes	6	x	x	x	x	x		x
No	0							
Abstain	0							
Absent	0							
Recused	1						x	
Vacant	0							

E. Case No. 20-174, Dr. Vanessa Ferreira, Initial Review.

Attorney Anne Holmgren was present via phone representing Dr. Ferreira.
Dr. Ferreira was not present.

Ms. Anthony summarized the case.

Dr. Popiel made a motion to offer a consent agreement with 1 year probation, license restriction on prescribing regarding all Androgen/Anabolic Steroids, Phentermine, and Hormone Replacement Therapy, require 16 hours of CME in traditional hormone replacement therapy and issuance of a Letter of Reprimand, with Findings of Fact and Conclusions of Law as referenced in the Investigative Report.

Seconded by Dr. Sadilek.

Roll Call Vote: Motion Carried 7 Ayes.

	VOTE	SADILEK Chair	POPIEL Vice Chair	TIBBITTS Sec. / Tres.	GALAN	CAMPBELL	RUBIN	SPAT
Yes	7	x	x	x	x	x	x	x
No	0							
Abstain	0							
Absent	0							
Recused	0							
Vacant	0							

7. REVIEW, CONSIDERATION, AND POSSIBLE ACTION REGARDING STATUS REPORT ON PROGRESS AND COMPLIANCE WITH CONSENT AGREEMENT 20-152 DR. STEPHANIE BAILEY.

Dr. Rubin recused.

Dr. Bailey and Attorney Holly Gieszl were present via phone.

Ms. Anthony summarized the matter.

The Board took no further action.

8. REVIEW, CONSIDERATION, AND POSSIBLE ACTION REGARDING DEFINING MINOR SURGERY

Tabled until the next meeting.

9. REVIEW, CONSIDERATION, AND POSSIBLE ACTION REGARDING DRAFT MINUTES.

Draft Minutes of April 8, 2021 Open Session

Tabled until the next meeting.

10. REVIEW, CONSIDERATION, AND POSSIBLE ACTION REGARDING RENEWAL OF CERTIFICATE TO DISPENSE.

A. Dr. Brian Popiel

Dr. Popiel recused. Dr. Sadilek made a motion to renew the certificate. Seconded by Dr. Spat. Motion Carried 6 Ayes, 1 Recused.

B. Dr. Dan Rubin

Dr. Rubin recused. Dr. Sadilek made a motion to renew the certificate. Seconded by Ms. Tibbitts. Motion Carried 6 Ayes, 1 Recused.

C. Dr. Melissa Coats

Dr. Rubin recused because he employs Dr. Coats
Dr. Sadilek made a motion to renew the certificate. Seconded by Dr. Popiel. Motion Carried 6 Ayes, 1 Recused.

D. Dr. Debora Smolinski

Dr. Rubin recused because the physician is his wife.
Dr. Sadilek made a motion to renew the certificate. Seconded by Dr. Popiel. Motion Carried 6 Ayes, 1 Recused.

11. EXECUTIVE DIRECTOR REPORT

A. Budget

B. Licensee Numbers

C. Board Case Numbers

D. Sunset Audit Update

Tabled until the next meeting.

12. FUTURE AGENDA ITEMS

13. CALL TO THE PUBLIC

None

14. ADJOURNMENT

Dr. Sadilek adjourned the meeting at 5:00 PM.