



State Of Arizona
Naturopathic Physicians Medical Board

“Protecting the Public’s Health”

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Janice K. Brewer – Governor

Dr. Catherine Walker, ND – Chair • Dr. Bruce Sadilek, ND – Vice Chair

Dr. Robert L. Gear Jr., NMD, DC – Physician Member, • Dr. John Eldridge, NMD – Physician Member •

Ms. Billie Broadman – Public Member

MINUTES

BOARD MEETING

Thursday, September 13, 2012 • 1:00 p.m. • Basement Conference Room B-1

1400 West Washington • Phoenix, AZ 85007

1. Call to Order by Presiding Officer

- A. Roll call of Board members and establishment of a quorum to conduct the meeting.
The meeting was called to Order at 1:02pm.
Dr. Gear; Present, Ms. Broadman; Present, Dr. Sadilek; Present, Dr. Walker; Present. 4 Present 1 Absent 2 vacancies.
- B. Acknowledgement of presence of Board staff and legal counsel.
Present were: Mr. Marc Harris, Assistant Attorney General, Ms. Elizabeth Campbell, Assistant Attorney General, Ms. Gail Anthony, Deputy Director.

2. Discussion, Consideration, and Possible Action Concerning Adopting a Board Civility Statement

Dr. Walker read the proposed statement to the Board. Dr. Sadilek made a motion to adopt the Civility Statement. Seconded by Dr. Walker. After discussion a vote was taken. Dr. Walker; Aye, Dr. Sadilek; Aye, Dr. Gear; Nay, Ms. Broadman; Nay. 2 Ayes, 2 Nays, 1 Absent. Motion did not carry.

Dr. Gear made a motion to adopt a Civility statement with guideline definitions of key words in the civility statement. Those words would be behavior, acting civilly and disorderly conduct. Seconded by Ms. Broadman.

Dr. Walker made a motion to go into executive session for legal advice. Seconded by Dr. Sadilek. 4 Ayes, 1 Absent. Motion carried.

The Board entered into Executive session at 1:20 pm. The Board resumed Regular session at 1:45 pm. The motion on the table was voted upon. Dr. Gear, Aye, Ms. Broadman, Aye, Dr. Sadilek, Nay, Dr. Walker, Nay. 2 Ayes, 2 Nays, 1 Absent. Motion did not carry.

Dr. Sadilek made a motion to define behavior, civil and disorderly conduct, and send it back to counsel for direction at the next board meeting, Seconded by Dr. Gear. 4 Ayes, 1 Absent. Motion carried.

3. Deputy Director Report

Status of Administrative Operations

Budget

Licensing and Case Numbers

No action required.

4. Call to the Public

This matter was addressed at the end of the meeting.

Mr. Dennis Beye; Chair of the State of Arizona Massage Therapy Board, made statements regarding a lack of authority the Massage Board has in the hiring process of an Executive Director, even though the Executive Director serves both the Massage Therapy Board and the Naturopathic Board. Mr. Beye expressed his opinion that the Board's should move forward in a process to separate.

5. Discussion, Consideration, Possible Action by Board of Consent Agenda

- A. **Declaration of any Conflict of Interest on any Item on the Consent Agenda.**
No conflict of interest was declared by any of the Board members present.

- B. **Request for Removal of any Consent Agenda Item for independent discussion and possible action by the Board.**
No request for any item removal was received.

- C. **Discussion, Consideration, Possible Action and by Board of Regular and Executive Session Minutes of July 12, 2012**
Dr. Gear made a motion to approve the July minutes as amended. Seconded by Ms. Broadman. 4 Ayes, 0 Nays, 1 Absent. Motion carried.

- D. **Discussion, Consideration, Possible Action by the Board of Medical License(s) / Examination Application**
Patrice, Analiah

- E. **Discussion, Consideration, Possible Action by the Board of Medical License(s) / Endorsement**
Martell, Casey

- F. **Discussion, Consideration, Possible Action by the Board of Application(s) for Certificate to Dispense (initial)**
Bakty, Esti
Belt, Amber
Hesler, Sean
Just, Scott
Preston Hesler, Sarah
Schikowitz, Sam
Williams, Susan

- G. **Discussion, Consideration, Possible Action by the Board of Application(s) for Renewal of Certificate to Dispense.**
Alibrio, Alice
Beltran, Chriselda
Burns, Elaine
Brooks, Barbara
Callejas, Yezid
Darley, April
Geyer, MaryK
Godman, Susan
Grimes, DeeAnn
Hamilton, Tursa
Hartman, John
Heffner, Karlee
Inouye, Vance
James, Mark
Jeffers, Monica
Jemison, Thomas
Lee, Stephen

McAllister, Heath
Mehrabani, Ardeschir
Mitchell, Kenneth
Mundt, Jennifer
Nishek, Stephanie
Skinner, Yvonne
Stark, Stephanie
Vesco, Teresa
Weeshoff, Laura
Wells, Wendy
Whittington, Amy
Wojtowicz, Angela

H. Discussion, Consideration, Possible Action by the Board of Application(s) for Preceptorship Certificate

Alice D'Mowski (Engage)
Dr. Tiffany Mitchell (Conduct)
Qama-Busler, Leticia (Engage)
Dr. DeAnn Saber (Conduct)

I. Discussion, Consideration, Possible Action by the Board of Application(s) for Renewal of Medical Assistant Certificate.

Millard, Marie

J. Discussion, Consideration, Possible Action by the Board of Application(s) for Renewal of Certificate to Engage in a Clinical Training Program

Guthrie, Chantella
Harris, Brekin
Katz, Steven
Seubert, Mychael
Walker, Michael

CONSENT AGENDA VOTE

Dr. Sadilek made a motion to accept the consent agenda items 5 (D,E,F,G,H,I,J) Seconded by Ms. Broadman. 4 ayes, 0 Nays, 1 Absent. Motion carried.

6. Regulatory Matters

A. Discussion, Consideration, Possible Action by the Board of Investigations and Complaints. (The Board may go into executive session on any of the following items under A.R.S. §38-431.03(A)(2) for discussion of any information made confidential by law.)

(1) Gioacchino Franco, including Discussion and Possible Action on Proposed Consent Agreement

Dr. Franco was present along with Counsel Mr. Jerry Gaffaney. Dr. Franco confirmed he had read and understands the consent agreement. Dr. Sadilek made a motion to accept the consent agreement. Seconded by Dr. Gear. Roll Call: Dr. Gear; Aye, Ms. Broadman; Aye, Dr. Sadilek; Aye, Dr. Walker; Aye. 4 Ayes, 0 Nays, 1 Absent. Motion carried.

B. Discussion, Consideration, Possible Action on Renewal Applications.

(1) Dr. Seth Black, Renewal of Certificate to Dispense.

Dr. Walker made a motion to approve the application for certificate to dispense. Seconded by Dr. Sadilek. 4 Ayes, 0 Nays, 1 Absent. Motion carried.

7. Discussion, Consideration, and Possible Action Regarding the Governor’s Removal of Board Member Sheelah Golliglee, Possible Referral of the Matter to the Attorney General’s Office with Regard to Conflicts of Interest, and Potential Impact the Removal Has on Prior Board Votes

8. Discussion, Consideration, and Possible Action Regarding Reconsideration of Dismissal of Dr. Robert Gear Case No. 12-003 in May 2012 Based Upon the Governor’s Removal of Ms. Golliglee.

Items 7 and 8 were tabled until the next meeting due to a loss of quorum upon Dr. Gear’s required recusal on these items.

9. Discussion, Consideration and Possible Action by the Board Regarding Applications for the Executive Director Position and Possibility of Establishing a Hiring Committee.

Ms. Susan Laurence from ADOA discussed establishing a hiring committee and the proposed process of a hiring committee.

Dr. Walker made a motion to form a hiring committee with herself as Chair of the committee, Dr. Sadilek and Dr. Eldridge would also serve on committee. In the event Dr. Eldridge is unwilling to serve on the hiring committee, Ms. Broadman would serve on the hiring committee as the third person from the Board. The hiring committee will also include Ms. Laurence of ADOA as a facilitator of the committee. Seconded by Dr. Sadilek. 4 Ayes, 0 Nays, 1 Absent. Motion carried.

10. Discussion, Consideration and Possible Action by the Board Regarding Hiring an Interim Executive Director.

Item 10 was tabled until the next meeting due to a loss of quorum upon Dr. Gear’s required recusal on this item.

11. Discussion, Consideration, Possible Action by the Board Regarding Formation of a Committee to Review the State of Arizona Naturopathic Medical Board Jurisprudence Examination and Teaching Materials. In compliance with A.R.S. 32-1503(E).

Dr. Gear volunteered to Chair the committee. Dr. Walker and Dr. Sadilek volunteered to be on the committee. Dr. Gear made a motion to have the Chair appoint a committee to evaluate the jurisprudence examination given by the Board and to make changes to the exam that would be recommended for Board adoption. Seconded by Dr. Sadilek. 4 Ayes, 0 Nays, 1 Absent. Motion carried.

12. Call for Future Agenda Items.

No action required

THE MEETING WAS ADJOURNED AT 2:44 PM

State of Arizona Naturopathic Physicians Medical Board

Date