

## State Of Arizona Naturopathic Physicians Medical Board

"Protecting the Public's Health"

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## Janice K. Brewer – Governor

Dr. Bruce Sadilek, ND – Chair • Ms. Amanda Reeve – Vice Chair • Dr. Marianne Marchese, ND – Secretary / Treasurer, Dr. John Eldridge, NMD– Physician Member • Dr. Amy Terlisner, ND - Physician Member

## MINUTES

## **BOARD MEETING**

## Thursday, March 13, 2014 • 1:00 p.m. • Basement Conference Room B-1 1400 West Washington • Phoenix, AZ 85007

- A. Roll call of Board members and establishment of a quorum to conduct meeting. The meeting was called to order at 1:02 pm. Dr. Terlisner; Present, Dr. Marchese; Present, Dr. Eldridge; Present, Dr. Sadilek; Present. Amada Reeve; Absent. 4 Present, 1 Absent, 2 Vacant. Introduction and Welcome of New Board Member; Dr. Amy Terlisner.
- B. Acknowledgement of presence of Board staff and legal counsel.
  Present were: Ms. Elizabeth Campbell, Assistant Attorney General, Ms. Gail Anthony; Executive Director.

## 2. Civility Statement

In accordance with the Open Meeting Law, the Board has a civility policy that prohibits any type of disorderly conduct that disrupts the Board from carrying out its business. Those violating this policy will be asked to modify their behavior and act civilly. If the disorderly conduct continues, the person may be removed from the meeting room. (Adopted 11/8/2012)

**3. Executive Director Report** 

Status of Administrative Operation Procedural Matters Rules packet progress -Separate Agenda Item for Discussion Summary of Agency Reports None Budget Current Licensee Numbers Current Case Numbers Senate Bill Update SB1050 SB1042 SB1043 No Action Required

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#### 4. Call to the Public

No member of the public requested to speak.

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

- C. Declaration of any Conflict of Interest on any Item on the Consent Agenda. Dr. Terlisner stated Dr.s Psenka and Tamburri works in her office.
- D. Request for Removal of any Consent Agenda Item for independent discussion and possible action by the Board.

Dr. Psenka and Dr. Tamburri were removed from the consent agenda.

E. Discussion, Consideration, Possible Action and by Board of Regular and Executive Session Minutes of January 9, 2014.

The Board approved the minutes of January 9, 2014.

F. Discussion, Consideration, Possible Action by the Board of Medical License(s) / Examination Application

Item (F) was removed from agenda due to an administrative error discovered after the agenda was posted.

 G. Discussion, Consideration, Possible Action by the Board of Medical License(s) / Endorsement Bender, Kelly - California (temporary license issued in accordance with A.R.S. 32- 1522.01) Hinojosa, Cynthia - Vermont (temporary license issued in accordance with A.R.S. 32- 1522.01) Crider, Heather - Oregon

The Board approved the application(s) for licensure by endorsement.

#### H. **Discussion, Consideration, Possible Action by the Board of Renewal of Medical License** Alibrio, Alice

Anderson, Allen Anderson, Paul Anderson-McLaughlin, Jessica Kate Attah Prince, Ubong Bailey, Robin Bakty, Esti Belt, Amber Beynon, Stephanie Bramstead, Jessicaq Brooks, Barbara Brown, Aiyana Burns, Elaine Buxbaum. Dane Cain, Briana Cameron, Brent Cameron, Kathryn Campbell, Erica Caravone, Kimberly Cavalle. Maria Ceballos-Logan, Gladys Champion, Nathan Champion, Nita

Chelson, Debora Christodoulakis, Theodosios Cisar, Leslie Clark, Kerri Coracides, Alexander Cornman, Daphne Croniser, Mandi Curcio. Jessica Dalili, Dawn D'Aprile, Delores D'Armata, Lisa Dallman, Terra Darling, Mia Davenport, Emily Dehnicke, Danette Dengler, Melissa DiPalma, Michael Doak, Emilie Dowell, Murray Dunbar, S. Ross Dye, John Eaton, Lois Eggerling, Chrystie Ehrlich, Steven Eischens, Shawna Ferguson, Linda Firisin, Kathryn Fischer. Rainer Fisher, Marianna Fitzgerald, D. Erin Flores, Filiberto Ford, Rebecca Gaines, Patricia Garrett, Sabine Gianni, Judy A. Grady, Elizabeth Green, Victoria Greenfield, Jacqueline Hamilton, Tursha Harris, Kimberly Hawkins, Susan Hendricks, Jane Hering, Lance Hesler, Carolyn Hesler, Sean Hess, Laurel Hickman, Tara Highfield, Janice Hill, Aniah Hughes, Melissa Hutyrova, Daniela

Issels, Christian James, Mark Jemison, Thomas Jerrett, Steven Johnson, Eric Joyner-Hefferon, Shawn Karampahtsis, Emmanouil Kennedy, Cori Kerr, Veronique King, Denette M. King, Nicole Knapp, Michael Krause, Apryl Kubacz, Cheryl Kupperman, Jami Kushner, Rachel Landino, Kimberley LaRoche, Sara Lashutka, Kenneth Longnecker, Margot Lopez, Eric Edward Malek, Mariam Malik, Tabish March, Frances Maschak, Jeannine May, Jasmine Mayer, Ashley McCalment, Carole McCarthy, Brendan McHenry, Schuyler McWilliams, Kenneth Mehta, Angelina Middlemiss, Erica Miles, George Milliken, Ann Marie Mnguni, Sibongile Morgan, Joel Moore, Jessica Muhammad, Hanifah Mulkey, Stacey Myatt, Danya Nelson, William Nichols, Douglas Nishek, Stephanie Norris, Kristi Odgren,-Cole, Jill Olic, Sandra Olmsted, Valerie O'Rourke, Kristen Pare, Courtney Parker. Kai

Partovi, Ryan Patterson, Annmarie Pearson, Lindsey Pihlgren, Lauren Polec, Will Poulos, Jacqueline Powell, Lahnor Preston Hesler, Sarah Quinn, Francesca Quintanar, Noemi Rader, Alan Rames, Oceana Redwine, Alison Rezaie. Samon Riabikina, Irina Riddle, Shaun Robinson, John Robinson, Randall Rodriguez, Yolanda Rudderham, Mark Sabatier, Steven Saldivar, Lutea Sax, Rebekkah Scher, Bruce Schikowitz, Samuel Schroer, Chad Schwaiger, Timothy Shabez, Edward Sheehan, James Smialek, Kiera Smith, Todd Spira-O'Connor, Andrea Steele, Margaret Steinke, Rhonda Stowell, Aaron Stratton, Susan Streisfeld, Robert Stengler, Mark Sundene, Nicole Sundermeyer, Zahara Swartz, Tara Swift, Timothy Takaki, Nanao Tallman, David Tanner, Becky Tehanian, Nirvana Tenbor, Mark Thanki, Meghana Tims, Charmonique Tobar, Shanna Treen. Shannon

Troutt, William Tucker, Michelle Tyson, Kirt Vacik, Deborah Van Der Veer, Karen Van Putten-Laguerre, Alana Victor, Erin Visser, Timothy Volcy, Firlande Watwood, Ann Weber, Miriam Weiss, S.A. Decker Werling, Gina West, Kristen Whiting, Susan H. Wick, bonnie Wiggins, Natalie Williamson, John Willifahrt, Karen Williford, Kimberly Wilson Adrienne Winton, Jeffrey Wojtowicz, Angela Worsham, Ayesha Yarbrough, Heather Zorensky, Benjamin The Board approved the application(s) for medical license renewal.

## I. **Discussion, Consideration, Possible Action by the Board of Retirement of Medical License** Disharoom, Katie

Hinz, JohnWilliams, SusanThe Board approved the application(s) for retirement of medical license.

# J. Discussion, Consideration, Possible Action by the Board of Application(s) for Certificate to Dispense (initial)

Callaway, Laryn Graham, Stephanie Karampahtsis, Emmanouil Kim, Cho Long Middlemiss, Erica Mkrtchyan, Anna Muhammad, Kim Harris, Breckin Harris, Breckin Harris, Kimberly Hesler, Sean Keranen, Emily Polec, Will Preston Hesler, Sarah Roberson, Amanda Spira-O'Connor, Andrea

Stratton, Susan Suhaila, Lena Treen, Shannon Troutt, William The Board approved the application(s) for issuance of certificate to dispense.

### K. Discussion, Consideration, Possible Action by the Board of Application(s) for Renewal of Certificate to Dispense. Kubacz, Cheryl

Sax, Rebekkah Weber, Miriam The Board approved the application(s) for renewal of certificate to dispense.

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

Jeffrey Seder - Preceptee The Board approved the application for preceptorship certificate.

## M. Discussion, Consideration, Possible Action by the Board of Application(s) for Initial Certificate to Engage in a Clinical Training Program. George, Marietta Kennedy, Shaun Maitan, Margaret Regino, Gabriela The Board approved the application(s) for clinical training certificate.

 Discussion, Consideration, Possible Action by the Board of Application(s) for Renewal of Certificate to Engage in a Clinical Training Program Tade, Caroline Wright, Shenice The Board approved the application(s) for renewal of clinical training certificate.

CONSENT AGENDA VOTE: Dr. Marchese made a motion to approve items 5 (E) (G) (H) (I) (J) (K) (L) (M) and (N). Seconded by Dr. Terlisner. Motion Carried 4 Ayes, 1 Absent 2 Vacant.

## 6. Regulatory Matters

# 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) Dr. Seth Black - Petition for Termination of Probation.

Dr. Black was not present. His written petition for termination of probation was reviewed by the Board. After discussion and consideration by the Board, Dr. Marchese made a motion to terminate Dr. Black's probation period. Seconded by Dr. Eldridge. Motion Carried 4 Ayes, 1 Absent, 2 Vacant.

# (2) Dr. Lisa Richardson, Case No. 13-017- Review and Possible Action Regarding Consent Agreement.

Dr. Richardson was not present. The Board reviewed a consent agreement for nondisciplinary order for CME, signed by Dr. Richardson. The carried motion of the January 1, 2014 meeting stated Dr. Richardson shall complete 6 hours of CME in medical triage responsibility. The Executive Director received a phone call from Dr. Richardson after she was presented with the consent agreement for her signature. Dr. Richardson explained she did not agree with the topic of medical triage for CME. After discussion with Dr. Richardson, the Executive Director felt a more appropriate subject matter could be the risks and benefits of treating patients with Anticoagulant therapy. The language was changed, and a new order presented to Dr. Richardson for her signature.

After discussion and consideration of the consent agreement, Dr. Marchese made a motion to approve the agreement with the language change as is. Seconded by Dr. Terlisner. Motion Carried 4 Ayes, 1 Absent, 2 Vacant.

### (3) Dr. Heather Moroso, Case No. 13-036 - Investigative Interview.

Dr. Sadilek recused himself. This item was tabled due to lack of quorum.

# (4) Dr. Alexander de Soler - Case No. 13-023, Investigative Interview, Non-compliance of Board Order.

Dr. de Soler was present, made statements and answered questions. After discussion and consideration by the Board, Dr. Sadilek made a motion to dismiss the case. Seconded by Dr. Marchese. Motion Carried 4 Ayes, 1 Absent, 2 Vacant.

## P. Discussion, Consideration, Possible Action by the Board Regarding Application for

**Licensure.** The Board may go into Executive Session on this item for legal advice pursuant to A.R.S. §38- 431.03A(3).

#### **Carole Eastman**

Ms. Eastman was present along with Counsel Ms. Lauren Weinzweig, both made statements to the Board. The following character witnesses made statements to the Board. Dr. Todd Row, Ms. Eastman's Daughter and Ms. Susan Golab.

Dr. Sadilek made a motion to go into Executive Session for Legal advice. Seconded by Dr. Marchese. The Board returned to regular session at 2:35pm.

After discussion and consideration by the Board, Dr. Sadilek made a motion to offer licensure to Ms. Eastman pursuant to a consent agreement, to include the following provisions. 2 years probation with physician supervision, no prescriptions shall be written for schedule II or schedule III controlled substances, no certifying patients for medical marijuana, and periodic chart reviews to be determined by Board staff. Seconded by Dr. Marchese. Roll Call: Dr. Terlisner, Aye, Dr. Marchese, Aye, Dr. Eldridge, Aye, Dr. Sadilek, Aye. Motion Carried 4 Ayes, 1 Absent, 2 Vacant.

Q.

**Discussion, Consideration, Possible Action by the Board Regarding Application for Licensure.** The Board may go into Executive Session on this item for legal advice pursuant to A.R.S. §38- 431.03A(3).

**Yves-Molere Jean-Louise. Tabled for more information at the January 9,2014 meeting.** Dr. Jean-Louise was present, made statements and answered questions. Dr. Sadilek made a motion to go into Executive Session for Legal advice. Seconded by Dr. Eldridge. The Board returned to regular session at 2:52 pm.

After discussion and consideration by the Board, Dr. Sadilek made a motion to find the application for licensure by endorsement to be administratively incomplete, based on the current regulation. Seconded by Dr. Terlisner. Motion Carried, 4 Ayes, 1 Absent, 2 Vacant.

R. **Discussion, Consideration, Possible Action by the Board Regarding Application for Clinical Training.** The Board may go into Executive Session on this item for legal advice pursuant to A.R.S. §38-431.03A(3).

### Hope Yzryahl

S.

Ms. Yzryal was present, made statements and answered questions. After discussion and consideration by the Board. Dr. Terlisner made a motion to grant the clinical training certificate. Seconded by Dr. Marchese. Motion Carried 4 Ayes, 1 Absent, 2 Vacant.

**Discussion, Consideration, Possible Action by the Board Regarding Application for Licensure.** The Board may go into Executive Session on this item for legal advice pursuant to A.R.S.§38- 431.03A(3).

### **Kathleen Muratore**

Ms. Muratore was present.

Dr. Sadilek made a motion to go into Executive Session for Legal advice. Seconded by Dr. Marchese. Motion carried 4 Ayes, 1 Absent, 2 Vacant. The Board returned to regular session at 3:35 pm.

Ms. Muratore made statements to the Board. The following character witnesses made statements to the Board. Mr. Tony Mandarich, Ms. Pamela Piccolo, Ms. Linda Weber, Ms. Jayne Gauthier. After discussion and consideration by the Board, Dr. Terlisner made a motion to find the application for licensure by examination to be administratively incomplete, based on the acupuncture requirement. Seconded by Dr. Eldridge. Roll Call: Dr. Terlisner, Aye, Dr. Marchese, Nay, Dr. Eldridge, Aye, Dr. Sadilek, Aye. Motion Carried 3 Ayes, 1 Nay, 1 Absent, 2 Vacant.

## T. Discussion, Consideration, Possible Action by the Board Regarding Applications.

- (1) Katherine Rose, (Tabled from last four meetings due to lack of quorum after recusal of one Board Member) Temporary License Issued. Application for Medical License and Certificate to Dispense.
- (2) Dr. Marianne Marches Renewal of Medical License
- (3) Dr. Jessica DiCampli Renewal of Medical License, Works with Dr. Marches
- (4) Dr. John Eldridge Renewal of Medical License
- (5) **Dr. Bruce Sadilek Renewal of Medical License** Items (6) T. (1) - (5) were tabled due to lack of quorum.

- (6) Dr. Erica McKeen, Renew without prejudice to any ongoing investigation.
- (7) Dr. Kathy Kamin- Renewal without prejudice to any ongoing investigation.
- (8) Dr. Karla Alberts Renewal without prejudice to any ongoing investigation.
- (9) Dr. Robert Gear- Renewal without prejudice to any ongoing investigation. Dr. Sadilek made a motion to approve the applications of items (6) T (6) - (9).

Seconded by Dr. Terlisner. Motion Carried 4 Ayes, 1 Absent, 2 Vacant.

- 7. Discussion, Consideration, Possible Action by the Board Regarding Update of Sunset Review and Performance Audit. Pursuant to A.R.S. §38-431.03(A), the Board may vote to go into executive session for discussion of any information made confidential by law. No Action Required.
- 8. Discussion, Consideration, Possible Action by the Board Regarding Proposed Rules Package. Gail Anthony gave a brief overview of the topics to be included in the drafting of rules. No action required.

Dr. Sadilek made a motion to adjourn the meeting. Seconded by Dr. Eldridge. Motion Carried 4 Ayes, 1 Absent, 2 Vacant.

## ADJOURNMENT THE BOARD ADJOURNED AT 4:50 PM.

## STATE OF ARIZONA NATUROPATHIC PHYSICIANS MEDICAL BOARD APPROVED 5/8/2014