



State Of Arizona Board of Podiatry Examiners
1400 W. Washington, Ste. 230
Phoenix, AZ 85007
(602) 542-3095
Fax: 542-3093

AGENDA FOR REGULAR SESSION MEETING
Scheduled to begin at 8:30 a.m. on October 8, 2008
1400 West Washington St., B1, Phoenix, AZ 85007

Notice is hereby given to the general public and to the members of the State of Arizona Board of Podiatry Examiners (Board), that the Board will hold a regular meeting open to the public at the Board's offices located at 1400 W. Washington, Phoenix, Arizona. A.R.S. § 38-431.02. The Board, upon a majority vote of a quorum of the members, may hold an *Executive Session* on any of the listed agenda items to discuss or consider 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 or to obtain legal advice. A.R.S. § 38-431.03(A) (2) and (3). Those wishing to address the Board need to request permission in advance; however, the Board may limit those persons speaking during the "Call to the Public" at three (3) per side on any one issue. A.R.S. § 38-431.01(G). The Board can only take action on matters listed on the agenda and other matters related thereto. A.R.S. § 38-431.02(H). If appropriate, actions on public comment matters that are not listed on the agenda will be limited to directing staff to study the matter or schedule the matter for further discussion at a later date. A.R.S. § 38-431.01(G).

The Board reserves the right to change the order of items on the agenda, except for matters set for a specific time. The investigative interviews are scheduled to be heard during specific time blocks. However, the President of the Board reserved the right to call cases in random order. Please note that the recommendations listed on the agenda are merely suggested Board actions. These recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject or modify any recommendation listed in the agenda.

Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations by contacting Dee Doyle at (602) 542-3095. Requests should be made as early as possible to allow time to arrange the accommodation.

THE BOARD WILL CONSIDER, DISCUSS AND MAY TAKE ACTION ON ANY AGENDA ITEM.

Board Members

Dedrie Polakof, D.P.M., President
Joseph Leonetti, D.P.M., Member
Barry Kaplan, D.P.M., Member
Paula Hollins, Secretary-Treasurer
Jeanne Reagan, Public Representative

Staff: Dee Doyle, Executive Director

Assistant Attorney General: Keely Verstegen

The Agenda for the meeting is as follows:

A. CALL TO ORDER

B. ROLL CALL

C. APPROVAL OF MINUTES

The Board may vote to go into Executive Session pursuant to A.R.S. § 38-431.03(A) (2) (to discuss confidential information), A.R.S. § 38-431.03(A) (3) (to receive legal advice).

1. September 10, 2008 Regular Board Meeting Minutes
2. September 10, 2008 Executive Session Minutes

D. REVIEW, DISCUSSION AND POSSIBLE ACTION ON REGULATORY MATTERS.

Pursuant to A.R.S. § 32-852.01 the Board will conduct an Investigate The board on its own motion may investigate any evidence which appears to show that a podiatrist is or may be guilty of a violation of Section 32-852. The Board may vote to go into Executive Session pursuant to A.R.S. § 38-431.03(A) (2) (to discuss confidential information), A.R.S. § 38-431.03(A) (3) (to receive legal advice).

1. INVESTIGATIVE INTERVIEW

- a) 05-36-C GEORGE N. THOMPSON – **Investigative Interview, 8:30 a.m.**
- b) 06-03-C GEORGE N. THOMPSON – **Investigative Interview, 8:30 a.m.**
- c) 06-11-C GEORGE N. THOMPSON - **Investigative Interview, 8:30 a.m.**
- d) 06-28-C GEORGE N. THOMPSON - **Investigative Interview, 8:30 a.m.**
- e) 07-36-B GEORGE N. THOMPSON - **Investigative Interview, 8:30 a.m.**

- f) 08-21-C SERJIK NAZARIAN – **Investigative Interview, 8:30 a.m. re-scheduled for November 12, 2008 board meeting**

2. INITIAL REVIEW

- a) 08-22-C MICHAEL SEKOSKY – Board review - records received and x-rays
- b) 08-24-C MICHAEL SEKOSKY – Board review - records received
- c) 08-25-C APRAJITA NAKRA – Board review – records received no-x-rays
- d) 08-26-C JUDY COLLINIS – same complaint as 08-25
- e) 08-29-C H. WILLIAM REESE – Board review – records received and x-rays
- f) 08-30-C GEORGE THOMPSON – Board review – no records received
- g) 08-31-C APRAJITA NAKRA – Board review
- h) 08-33-C KATHLEEN RICHARDS – Board review records received and x-rays

3. OPEN COMPLAINTS

- a) 05-27-M ELAINE J. SHAPIRO – litigation completed – Board review of case
- b) 08-03-C ELAINE SHAPIRO – review case info received
- c) 08-12-C ELAINE SHAPIRO – review case
- d) 08-18-C DAVID LAURINO – Objection filed by Bruce Crawford
- e) 06-06-C MICHAEL DERSHOWITZ – Review and possible action on proposed consent agreement.
- f) 08-27-C MICHAEL PORTER – non license DPM continued until November 12 board meeting
- g) 08-28-C MICHAEL PORTER – second complaint from nurse goes with 08-27-continued until November 12, meeting

4. STATUS UPDATES – no board action information only

- a) 06-22-M ANDREW LOWY- in litigation,
- b) 07-28-C KENT PETERSON – monthly report update
- c) 08-34-C STANTON COHEN – quarterly report update due January 09

5. PROBATIONARY STATUS REPORTS

- a) 07-32-B SERJIK NAZARIAN – monthly review of records for consent agreement
- b) 06-04-C ALAN GAVECK – update

E. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION OF APPLICATIONS FOR THE DECEMBER 2, 2008 EXAM.

The Board may vote to go into Executive Session pursuant to A.R.S. § 38-431.03(A)(2) (to discuss confidential information), A.R.S. § 38-431.03(A)(3) (to receive legal advice).

Andrea Roemer
 Vu Thai Nguyen
 Terence Vanderheiden

1. Exam dates for 2009

June 2, 2009 Application deadline - March 2, 2009

December 1, 2009 Application deadline - September 1, 2009

F. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON CORRESPONDENCE -

- 1. Insurance Notice of claim action suit filed – Scott Maling
- 2. Insurance Notice of claim action suit filed – Arthur Tallis

3. Insurance Notice of claim action suit filed – Mark Brekke faxed info
4. Insurance Notice of claim action suit filed – James Wilson

G. DISCUSSION AND CONSIDERATION AND POSSIBLE ACTION ON ADMINISTRATIVE MATTERS

The Board may vote to go into Executive Session pursuant to A.R.S. § 38-431.03(A) (2) (to discuss confidential information), A.R.S. § 38-431.03(A) (3) (to receive legal advice).

1. Provisional license request from Janice Clark – she has applied to take the exam in December
2. Proposed New Board Policy
3. Executive Director up date report –
 - i. Auditor General final report
 1. Memorandum on Unprofessional conduct opinion
 - ii. 09-10 Budget
 - iii. Personal matters
 1. Board discussion on interviewing for the Executive Director position
 - iv. Consolidation information
 - v. Miscellaneous

H. CALL TO THE PUBLIC

Citizens who want to address the Board do not need to request permission in advance, but they do need to complete a “Citizen’s Request to Speak to the Board” form so that the Board is aware that they are here and that they want to speak to the Board. Each person who wants to address the Board will be given five (5) minutes to do so. However, the Board may limit the number of persons speaking on each issue to a reasonable number of persons. Pursuant to A.R.S. § 38-431.02(H), the Board can discuss or take action ONLY on matters that are listed on the Agenda. Board action on issues that are not listed on the Agenda is limited to directing staff to study the matter or to schedule the matter for further discussion at a future Board Meeting.

I. FUTURE AGENDA ITEMS.

Vacant

ADJORNMENT

NOTE: Next Meeting Date: November 12, 2008