



Katie Hobbs,
Governor

Arizona State Board of Podiatry Examiners

“Protecting the Public’s Health”


1740 West Adams St., Suite 3004
Phoenix, Arizona 85007
P: (602)542-8151
W: <https://podiatry.az.gov>

OPEN SESSION MINUTES

March 8, 2023

Members of the Arizona State Board of Podiatry Examiners (“Board”) held a meeting at 8:00 a.m. on Wednesday, March 8, 2023, at 1740 West Adams St., Boardroom C, Phoenix, Arizona 85007. No Executive Sessions were held.



BOARD MEMBERS PRESENT:

- Barbara Campbell, DPM..... Board President and Practitioner Member
-  Albert Eulano, DPM. Practitioner Member
- Mark Forman, DPM.....Practitioner Member
- Vacancy.....Public Member
- Vacancy.....Public Member

STAFF AND ASSISTANT ATTORNEY GENERAL PRESENT:

- Heather Broaddus..... Executive Director
- Seamus Monaghan, Esq.....Assistant Attorney General

GUEST(S) PRESENT AND/OR PARTICIPATING

- Seth Clark, DPM.....Licensee
- Mandi Karvis, Esq.....Attorney
-  Amram Dahukey, DPM..... Licensee
- Bruce Crawford, Esq.....Attorney
-  L.B.....Complainant
-  Catlea Gorman, DPM.....Licensee
- Randall Brower, DPM.....Licensee
- Daniel Saunders, DPM.....Investigator
- Kamran Farahani, DPM.....Investigator
-  Appeared telephonically

OPEN SESSION

Dr. Campbell called the meeting to order at 8:01 a.m. The Board considered the following order of business.

DECLARATION OF CONFLICTS OF INTEREST – A.R.S. §38-503

There were no declarations of conflicts of interest.

The Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations, such as sign language interpreters. Requests should be made as early as possible to allow time to arrange the accommodation. This document is available in alternative format upon request.

REVIEW, DISCUSSION AND POSSIBLE ACTION ON BOARD MEETING MINUTES

Discussion and approval of the Open Session Minutes from the February 8, 2023, Board meeting

Dr. Campbell made a motion, seconded by Dr. Forman, to approve the February 8, 2023, Open Session Minutes as drafted. The motion carried unanimously, 3-0.

	Dr. Campbell	Dr. Eulano	Dr. Forman	VACANCY	VACANCY
Yay	X	X	X		
Nay					
Recused					
Abstained					
Absent					

ITEMS FOR BOARD REVIEW, DISCUSSION AND POSSIBLE ACTION

Investigations

22-05-C; Seth Clark, DPM

Dr. Campbell stated that this Complaint was previously reviewed at the Board’s November 2022, meeting. At the meeting, the Board directed the Board’s Assistant Attorney General to negotiate a Consent Agreement and Order for probation and a Chart Audit with Dr. Clark’s attorney, Mandi Karvis, Esq., for concerns with Dr. Clark’s record keeping. During the negotiations, Dr. Clark indicated that he is unwilling to enter into disciplinary action that includes probation.

Dr. Clark and his attorney, Mandi Karvis, Esq., were present. Mandi Karvis noted that the Board did not express concern with Dr. Clark’s care of the patient. The Board only expressed concern with Dr. Clark’s record keeping. Ms. Karvis stated that Dr. Clark is proposing that he take a 17 hour course through PACE. The PACE course is an intensive review of record keeping. The PACE course also includes reviewers that review patient charts. Dr. Clark stated that he intends to submit one of his surgical cases to the reviewers.

Board members deliberated and noted that there are third parties that review patient charts in the PACE course. Additionally, Board members noted that the Board would receive the reviewer’s results of the chart review.

After deliberation, Dr. Campbell made a motion, seconded by Dr. Eulano, to offer Dr. Clark a Consent Agreement for a Decree of Censure and an Order for non-disciplinary continuing education. The Board will accept the PACE course as meeting the continuing education requirements of the non-disciplinary Order for continuing education. The continuing education will be in addition to the continuing education required for renewal. The continuing education shall be completed within six months of the effective date of the non-disciplinary Order for continuing education. The motion carried unanimously on a roll call vote, 3-0.

	Dr. Campbell	Dr. Eulano	Dr. Forman	VACANCY	VACANCY
Yay	X	X	X		
Nay					
Recused					
Abstained					
Absent					

22-16-C; Amram Dahukay, DPM

The Board’s Investigator, Dr. Saunders, was present and provided a summary to the Board. Dr. Saunders’ answered Board members’ questions.

Dr. Dahukay was present telephonically and his attorney, Bruce Crawford, Esq., was present. Mr. Crawford and Dr. Dahukay made a statement. Mr. Crawford stated that Dr. Dahukay was transitioning to a new software system during the time Complainant requested her records. Mr. Crawford stated that the transition added to the delay in providing the records to the patient. Additionally, Mr. Crawford stated that there was a miscommunication regarding the request for requests and miscommunication regarding utilization of the patient portal. Board members’ asked Dr. Dahukay why there was unbundling on the billing. Dr. Dahukay stated that he has an employee that does his billing for him. Dr. Dahukay stated that he has had a lot of staff turnover in his office, which added to the miscommunication of the records release. Board members’ asked Dr. Dahukay if he has a formal policy regarding record requests. Dr. Dahukay answered.

The Complainant was present and answered Board members questions.

After deliberation, Dr. Campbell made a motion, seconded by Dr. Forman, to issue a Letter of Concern to Dr. Dahukay for concerns regarding communication on patient records, communication regarding the patient portal and concerns of unbundling. The motion carried unanimously, 3-0.

	Dr. Campbell	Dr. Eulano	Dr. Forman	VACANCY	VACANCY
Yay	X	X	X		
Nay					
Recused					
Abstained					
Absent					

22-18-C; Catlea Gorman, DPM

The Board’s Investigator, Dr. Farahani, was present and provided a summary to the Board. Dr. Farahani answered Board members’ questions.

Dr. Gorman was present telephonically and her attorney, Bruce Crawford, Esq., was present. Mr. Crawford and Dr. Gorman made a statement. Mr. Crawford stated that it is not Dr. Gorman’s policy to deny care to post-operative patients. Dr. Gorman answered Board members’ questions. The Complainant was not present.

After deliberation, Dr. Campbell made a motion, seconded by Dr. Forman, to dismiss Complaint No. 22-18-C; Catlea Gorman, DPM as there were no violations of statute or rule. The motion carried unanimously, 3-0.

	Dr. Campbell	Dr. Eulano	Dr. Forman	VACANCY	VACANCY
Yay	X	X	X		
Nay					
Recused					
Abstained					
Absent					

22-23-M; Randall Brower, DPM

Dr. Campbell stated that this complaint was initiated by the Board due to a National Practitioners Data Bank report the Board received.

Dr. Brower was present, requested to speak, made a statement and answered Board members’ questions.

After deliberation, Dr. Campbell made a motion, seconded by Dr. Forman, to dismiss Complaint No. 22-23-M; Randall Brower, DPM as there were no violations of statute or rule. The motion carried unanimously, 3-0.

	Dr. Campbell	Dr. Eulano	Dr. Forman	VACANCY	VACANCY
Yay	X	X	X		
Nay					
Recused					
Abstained					
Absent					

Issuance of Licenses

1. Colasurdo, Joseph, DPM

Upon review of Dr. Colasurdo’s application, the Board noted that his application meets requirements of statute and rule. After review, Dr. Campbell made a motion, seconded by Dr. Forman, to approve Dr. Colasurdo’s application upon payment of the license issuance fee. The motion carried unanimously, 3-0.

	Dr. Campbell	Dr. Eulano	Dr. Forman	VACANCY	VACANCY
Yay	X	X	X		
Nay					
Recused					
Abstained					
Absent					

2. Hall, Bryan, DPM

Upon review of Dr. Hall’s application, the Board noted that his application meets requirements of statute and rule. After review, Dr. Campbell made a motion, seconded by Dr. Forman, to approve Dr. Hall’s application upon payment of the license issuance fee. The motion carried unanimously, 3-0.

	Dr. Campbell	Dr. Eulano	Dr. Forman	VACANCY	VACANCY
Yay	X	X	X		
Nay					
Recused					
Abstained					
Absent					

3. Harder, Jacob, DPM

Upon review of Dr. Harder’s application, the Board noted that he will not complete his residency until June 2023 otherwise his application meets requirements of statute and rule. After review, Dr. Campbell made a motion, seconded by Dr. Forman, to approve Dr. Harder’s application upon successful completion of his residency and upon payment of the license issuance fee. The motion carried unanimously, 3-0.

	Dr. Campbell	Dr. Eulano	Dr. Forman	VACANCY	VACANCY
Yay	X	X	X		
Nay					
Recused					
Abstained					
Absent					

4. Hunt, Karen, DPM

Upon review of Dr. Hunt’s application, the Board noted that her application meets requirements of statute and rule. After review, Dr. Campbell made a motion, seconded by Dr. Forman, to approve Dr. Hunt’s application upon payment of the license issuance fee. The motion carried unanimously, 3-0.

	Dr. Campbell	Dr. Eulano	Dr. Forman	VACANCY	VACANCY
Yay	X	X	X		
Nay					
Recused					
Abstained					
Absent					

5. McAfee, Daniel, DPM

Upon review of Dr. McAfee’s application, the Board noted that his application meets requirements of statute and rule. After review, Dr. Campbell made a motion, seconded by Dr. Forman, to approve Dr. McAfee’s application upon payment of the license issuance fee. The motion carried unanimously, 3-0.

	Dr. Campbell	Dr. Eulano	Dr. Forman	VACANCY	VACANCY
Yay	X	X	X		
Nay					
Recused					
Abstained					
Absent					

6. Sakkab, Ramez, DPM

Upon review of Dr. Sakkab’s application, the Board noted that he will not complete his residency until June 2023 otherwise his application meets requirements of statute and rule. After review, Dr. Campbell made a motion, seconded by Dr. Forman, to approve Dr. Sakkab’s application upon successful completion of his residency and upon payment of the license issuance fee. The motion carried unanimously, 3-0.

	Dr. Campbell	Dr. Eulano	Dr. Forman	VACANCY	VACANCY
Yay	X	X	X		
Nay					
Recused					
Abstained					
Absent					

Initial Analysis

1. Brower, Randall, DPM

Dr. Campbell provided a summary to the Board stating that the Board received documentation, which indicates that Dr. Brower may have engaged in unprofessional conduct due to his

affiliation with Modern Vascular. Dr. Brower was present and made a statement. After deliberation, it was the consensus of the Board to take no action.

REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING TRAINING AND OVERVIEW OF POLICIES/PROCEDURES OF CONFLICTS OF INTEREST, PRESENTED BY THE ATTORNEY GENERAL'S OFFICE

The Board's Assistant Attorney General, Seamus Monaghan, Esq., reviewed Open Meeting Law and Public Records regarding the following:

- Open Meeting Law Policy;
- Purpose of the Open Meeting Law;
- Application of the Open Meeting Law;
- Actions and Activities that are Covered by the Open Meeting Law;
- Requirements Under the Open Meeting Law;
- Quorums of the Board;
- Executive Session;
- Public Comment or Public Participation;
- Email Communications;
- Violation of the Open Meeting Law;
- Definition of Public Records;
- Email Communications as Public Records;
- Individuals Subject to the Public Records Law;
- Preservation and Maintenance of Public Records;
- Inspection of Public Records;
- Denying Public Inspections;
- Duty to Redact and
- Consequences of Wrongful Refusal to Disclose

REVIEW, DISCUSSION AND POSSIBLE ACTION ON UPDATE OF THE FEBRUARY 28, 2023, FEDERATION OF PODIATRIC MEDICAL BOARD'S MEETING

Dr. Campbell provided an update to the Board stating that the Federation of Podiatric Medical Boards held a Community of Practice Session on February 28, 2023. Individuals from multiple jurisdictions attended the meeting. Topics of discussion included:

- Continuing Education; virtual vs. in-person
- Reciprocity
- Universal Recognition licensure pathway

EXECUTIVE DIRECTOR’S REPORT

Ms. Broaddus stated that the Board’s Assistant Attorney General, Seamus Monaghan is resigning from State service. Mr. Monaghan’s last day as the Board’s Assistant Attorney General will be March 10, 2023.

Ms. Broaddus provided an update of the new elicense database stating the Board has successfully completed its migration to Thentia.

Ms. Broaddus provided a summary of the current budget.

Ms. Broaddus provided a summary of the complaint log.

LEGISLATIVE UPDATE AND DISCUSSION

Ms. Broaddus briefly summarized HB2144, HB2157, HB2190, SB1020, SB1078, SB1087, SB1239, SB1333, SB1386 and SB1705

SUMMARY OF CURRENT EVENTS

There were no current events.

CALL TO THE PUBLIC

There was no call to the public.

DISCUSSION AND POSSIBLE ACTION ITEMS FOR FUTURE MEETING AGENDAS

There were no items for future agendas.

NEXT BOARD MEETING DATE

The Board’s next meeting is scheduled for April 12, 2023.

ADJOURNMENT

A motion was made by Dr. Campbell, seconded by Dr. Forman, and passed unanimously, 3-0, to adjourn the meeting at 10:26 a.m. The motion carried unanimously, 3-0.

	Dr. Campbell	Dr. Eulano	Dr. Forman	VACANCY	VACANCY
Yay	X	X	X		
Nay					
Recused					
Abstained					
Absent					

