



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

April 12, 2023

Members of the Arizona State Board of Podiatry Examiners (“Board”) held a meeting at 8:00 a.m. on Wednesday, April 12, 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
- Jeanne Galvin, Esq.....Assistant Attorney General

**GUEST(S) PRESENT AND/OR PARTICIPATING**

- Hugh Hall, DPM.....Licensee
- Susan Shotts.....Complainant
-  Carrie Kincaid-Washington, DPM.....Applicant
-  Appeared telephonically

**OPEN SESSION**

Dr. Campbell called the meeting to order at 8:00 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.

**REVIEW, DISCUSSION AND POSSIBLE ACTION ON BOARD MEETING MINUTES**

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

Dr. Campbell made a motion, seconded by Dr. Eulano, to approve the March 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

22-22-C; Hugh Hall, DPM

The Board’s Investigator, Lauren Wurster, DPM, was not present. Ms. Broaddus summarized Dr. Wurster’s investigative report to the Board. The complaint was submitted by an employee, Susan Shotts, of the organization in which she and Dr. Hall are employed.

The Complainant, Susan Shotts, was present, requested to speak, made a statement and answered Board members’ questions. Dr. Campbell asked Ms. Shotts if she performed x-rays on the patient while the patient was double shielded. Ms. Shotts stated that she did not perform x-rays on the patient while the patient was double shielded.

Dr. Hall was present, requested to speak, made a statement and answered Board members’ questions. Dr. Hall provided a summary of the patients care. Dr. Hall acknowledged that his record keeping is lacking. Dr. Hall stated that since this complaint, he no longer utilizes a scribe, he has transitioned to a new electronic record keeping system and he takes all of his own notes. Additionally, Dr. Hall affirmed that since this complaint he reviews all of the billing. Dr. Campbell asked Dr. Hall if he asks all patients of childbearing age whether they may be pregnant. Dr. Hall said yes. Dr. Hall stated that since this complaint he documents whether any patient of childbearing age is pregnant.

Board members deliberated and expressed concern with Dr. Hall’s record keeping and coding. Specifically the Board was concerned with the following:

- Dr. Hall did not document his reasoning as to why the patient needed surgery;
- Dr. Hall did not record the findings of the pre-operative imaging;

- Dr. Hall failed to document any pain appreciated by the patient nor did he note any swelling or bruising to the left foot despite the diagnosis of a Lisfranc fracture-dislocation;
- Dr. Hall did not document the surgical procedure to be performed. There were inconsistencies of the actual surgical date;
- Dr. Hall did not retain a copy of the Informed Consent form signed by the patient;
- Dr. Hall did not document that the patient was pregnant;
- Dr. Hall did not document if the patient was appropriately shielded while being x-rayed;
- Dr. Hall did not document whether the patient had a 5<sup>th</sup> metatarsal fracture;
- Dr. Hall failed to record post-operative care in the patient’s chart;
- Dr. Hall did not document a physical exam or x-ray findings at the patient’s September 13, October 4, or December 13, 2022, visits;
- Dr. Hall did not clearly document whether patient attended physical therapy;
- Dr. Hall did not timely review and sign the medical records; and
- Dr. Hall utilized CPT 28615 for a fracture dislocation. CPT 28485 is a more appropriate CPT.

After deliberation, Dr. Campbell made a motion, seconded by Dr. Eulano, to issue Dr. Hall an Order for non-disciplinary continuing education. Dr. Hall shall complete three hours of Board approved continuing education in coding and three hours of continuing education in documentation/record keeping. 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, 3-0.

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

Issuance of Licenses

1. Aviles, Raul, DPM

Upon review of Dr. Aviles’ 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. Aviles’ 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. Kincaid-Washington, Carrie, DPM

Upon review of Dr. Kincaid-Washington’s application, the Board noted that there was a National Practitioners Data Bank (NPDB) report from a previous employer. Dr. Kincaid-Washington was present telephonically and addressed the NPDB report. Dr. Kincaid Washington answered Board members’ questions. After review, 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. Kincaid-Washington’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. Krcal, Craig, DPM

Upon review of Dr. Krcal’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. Krcal’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. Murray-Clark, Michelle, DPM

Upon review of Dr. Murray-Clark’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. Murray-Clark’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					

Initial Analysis

1. Kol, Alon, DPM

Dr. Campbell provided a summary to the Board stating that the Board received documentation that Dr. Kol’s clinical privileges were suspended due to patient care concerns. After the peer review, Dr. Kol’s clinical privileges were reinstated. Dr. Campbell noted that the investigation into concerns is still ongoing. After deliberation, it was the consensus of the Board to continue this matter to obtain the peer review records and the peer review investigation reports.

**REVIEW, DISCUSSION AND POSSIBLE ACTION REGARDING A MALPRACTICE MATTER REPORTED BY NICOLE ADAMS, DPM ON HER 2020 LICENSE RENEWAL APPLICATION**

Dr. Campbell provided a summary stating that Dr. Adams reported a malpractice matter on her 2020 renewal application. At that time, the Board voted to approve Dr. Adams 2020, renewal application and requested that Dr. Adams keep the Board apprised of the malpractice matter. In January 2023, the Board office received an update from Dr. Adams along with Court documentation that the Court dismissed her from the Malpractice matter. Dr. Adams was not present. Board members deliberated and noted that the malpractice matter is still under litigation but that the Court dismissed Dr. Adams’ from the litigation. After review, Dr. Forman made a motion, seconded by Dr. Eulano, to take no action in this matter. The motion carried unanimously, 3-0.

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

**REVIEW, DISCUSSION AND POSSIBLE ACTION OF THE NATIONAL BOARD OF PODIATRIC MEDICAL EXAMINERS IN REGARDS TO AN UPDATE OF THE CLINICAL SKILLS PATIENT ENCOUNTER EXAMINATION**

Dr. Campbell provided an update to the Board stating that the National Board of Podiatric Medical Examiners (NBPME) is continuing to work with stakeholders regarding the Part II Clinical Skills Patient Encounter Examination (CSPE). The CSPE is still suspended.

**EXECUTIVE DIRECTOR’S REPORT**

Ms. Broaddus stated that the 2023 license renewal cycle begins May 1, 2023. On May 1, 2023, Board staff will email a renewal reminder to all licensees regarding the 2023, license renewal period. Ms. Broaddus stated the Board’s database and CE broker also emails license renewal reminders to all licensees.

Ms. Broaddus stated that at its February 8, 2023, meeting, the Board issued a non-disciplinary Order for continuing education to Dr. Funk. On March 27, 2023, and in consultation with the Board Chair, Dr. Funk was released from the Order as he completed the required continuing education.

Ms. Broaddus stated that the Governors Regulatory Review Council (GRRC) recently notified the Board office that the Board’s Five Year Rule Review is due by July 31, 2023.

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, SB1078, SB1087, SB1239, 1270 and SB1333.

**SUMMARY OF CURRENT EVENTS**

Ms. Broaddus stated that Governor Hobbs issued Executive Order (EO) 2023-10. EO 2023-10 requires that all State Agencies remove TikTok from State-owned and State-leased information technology, and personal devices used for State work.

**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 May 10, 2023.

**ADJOURNMENT**

A motion was made by Dr. Campbell, seconded by Dr. Forman, and passed unanimously, 3-0, to adjourn the meeting at 9:17 a.m. The motion carried unanimously, 3-0.

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