



Katie Hobbs,  
Governor

# Arizona State Board of Podiatry Examiners

“Protecting the Public’s Health”



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## OPEN SESSION MINUTES

### July 10, 2024

Members of the Arizona State Board of Podiatry Examiners (“Board”) held a meeting at 8:00 a.m. on Wednesday, July 10, 2024, 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
-  Mark Forman, DPM.....Practitioner Member
- Vicki Broman .....Public Member
-  Tawanda Johnson-Gray.....Public Member

#### STAFF AND ASSISTANT ATTORNEY GENERAL PRESENT:

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

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

- Daniel Saunders, DPM.....Licensee
- Bruce Crawford.....Attorney
- A.P.....Complainant
-  Jared Hall, DPM.....Licensee
- Mandi Karvis.....Attorney
-  Julia Doi, DPM.....Licensee
-  Melissa Hong, DPM.....Licensee
-  Spencer Niemann, DPM.....Licensee
-  Diana Perry, DPM.....Licensee
-  Aldin Sabic, DPM.....Licensee
-  Angela Zhang, DPM.....Licensee
- Arthur Tallis, DPM.....Licensee
- Dedrie Polakof, DPM.....Investigator
-  Appeared telephonically

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**OPEN SESSION**

Dr. Campbell called the meeting to order at 8:05 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 June 12, 2024, Board meeting

Dr. Campbell made a motion, seconded by Dr. Forman, to approve the June 12, 2024, Open Session Minutes as drafted. The motion carried unanimously, 4-0.

	Dr. Campbell	Dr. Forman	Ms. Broman	Ms. Johnson-Gray	VACANT
Yay	X	X	X	X	
Nay					
Recused					
Abstained					
Absent					

**ITEMS FOR BOARD REVIEW, DISCUSSION AND POSSIBLE ACTION**

Investigations

Complaint No. 23-14-C; Daniel Saunders, DPM

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

The Complainant, A.P., was present, requested to speak, made a statement and answered Board members’ questions. A.P. is the son of the patient. Board members asked A.P. to provide a timeline of the phone calls that were made to Dr. Saunders office. A.P. answered. A.P. indicated that he has a picture of the patient’s foot and his phone records for the Board’s review. A.P. stated that the picture of the patient’s foot is what the foot progressed to due to Dr. Saunders unresponsiveness. A.P. stated that his phone records prove the amount of calls made to Dr. Saunders office in which Dr. Saunders did not respond. Board members determined that it would not accept the picture or the phone records as the Board members participating telephonically cannot see the documents and because Dr. Saunders and his attorney were not provided the documentation.

Dr. Saunders and his attorney, Bruce Crawford, Esq., were present, requested to speak, made a statement and answered Board members’ questions. Mr. Crawford stated that Dr. Saunders did not abandon the patient. Mr. Crawford stated that Dr. Saunders was waiting for authorization to perform the surgery. Mr. Crawford stated that while Dr. Saunders was waiting for approval from the insurance company to perform the surgery he received the complaint against him. Mr. Crawford opined that when a complaint is submitted against a health provider, the patient has essentially fired the health provider. Dr. Saunders outlined his communication with A.P. and the patient. Dr. Saunders stated that his staff did communicate to A.P. that his office is waiting for authorization to perform the surgical procedure. Dr. Saunders stated that, in the interim, A.P. was welcome to have the patient seen at the Sells Indian Hospital. Board members asked Dr. Saunders if he maintained logs of the phone conversations. Dr. Saunders stated that it is a small office and typically the receptionist will give him a note or relay the phone conversation verbally. Board members asked Dr. Saunders to explain his procedure for submitting authorizations to insurance companies. Dr. Saunders answered. Board members asked Dr. Saunders if he has documentation that he submitted the authorization for the patient’s surgery. Dr. Saunders answered.

Dr. Forman made a motion to dismiss Complaint No. 23-14-C as there were no violations of statute or rule. The motion failed due to lack of a second.

At 9:53 a.m. Dr. Campbell made a motion, seconded by Ms. Broman, to go into Executive Session to obtain confidential legal advice from the Board’s attorney. The motion carried unanimously, 4-0. Open session reconvened at 10:15 a.m.

After deliberation, Ms. Broman made a motion, seconded by Ms. Johnson-Gray, to continue Complaint No. 23-14-C; Daniel Saunders, DPM to a future meeting to request additional information/documentation. The Board requested that Dr. Saunders submit any call logs and/or documentation of phone conversations with the patient or the patient’s representative, documentation of when the authorization for surgery was submitted to the insurance company for the patient and any other documentation/communication received from the insurance company in regards to the patient’s surgical procedure. The motion carried unanimously, 4-0.

	Dr. Campbell	Dr. Forman	Ms. Broman	Ms. Johnson-Gray	VACANT
Yay	X	X	X	X	
Nay					
Recused					
Abstained					
Absent					

Initial Analysis

Julia Doi, DPM

Dr. Campbell provided a summary stating the Board received communication from the Department of Health Services (DHS) regarding its inspection of the Foot and Ankle Clinics of Arizona (FAACA). Dr. Campbell stated that Dr. Doi is employed by the FAACA. The communication from DHS stated that FAACA is in violation of A.A.C. R9-7-1215(A)(3)(t); A.A.C. R9-7-605(G); A.A.C. R9-7-607(B)(1) and A.A.C. R9-7-607(D)(5)(6). Dr. Campbell reviewed Dr. Doi’s response and noted that corrective actions have been taken. Additionally, DHS imposed a civil penalty.

Dr. Doi was present telephonically to answer questions.

The Board noted the corrective action taken and the civil penalty imposed by DHS. Board members determined that the matter does not require disciplinary action. After deliberation, Dr. Campbell made a motion, seconded by Dr. Forman, to issue a non-disciplinary Letter of Concern to Dr. Doi for the following concerns, properly maintaining x-ray equipment, ensuring that the required documentation is maintained for taking x-rays and ensuring that podiatric medical assistants are certified to take x-rays. The motion carried unanimously, 4-0.

	Dr. Campbell	Dr. Forman	Ms. Broman	Ms. Johnson-Gray	VACANT
Yay	X	X	X	X	
Nay					
Recused					
Abstained					
Absent					

Melissa Hong, DPM

Dr. Campbell provided a summary stating the Board received communication from the Department of Health Services (DHS) regarding its inspection of the Foot and Ankle Clinics of Arizona (FAACA). Dr. Campbell stated that Dr. Hong is employed by the FAACA. The communication from DHS stated that FAACA is in violation of A.A.C. R9-7-1215(A)(3)(t); A.A.C. R9-7-605(G); A.A.C. R9-7-607(B)(1) and A.A.C. R9-7-607(D)(5)(6). Dr. Campbell reviewed Dr. Hong’s response and noted that corrective actions have been taken. Additionally, DHS imposed a civil penalty.

Dr. Hong was present telephonically to answer questions.

The Board noted the corrective action taken and the civil penalty imposed by DHS. Board members determined that the matter does not require disciplinary action. After deliberation, Dr. Campbell made a motion, seconded by Dr. Forman, to issue a non-disciplinary Letter of Concern

to Dr. Hong for the following concerns, properly maintaining x-ray equipment, ensuring that the required documentation is maintained for taking x-rays and ensuring that podiatric medical assistants are certified to take x-rays. The motion carried unanimously, 4-0.

	Dr. Campbell	Dr. Forman	Ms. Broman	Ms. Johnson-Gray	VACANT
Yay	X	X	X	X	
Nay					
Recused					
Abstained					
Absent					

Spencer Niemann, DPM

Dr. Campbell provided a summary stating the Board received communication from the Department of Health Services (DHS) regarding its inspection of the Foot and Ankle Clinics of Arizona (FAACA). Dr. Campbell stated that Dr. Niemann is the Medical Director of FAACA. The communication from DHS stated that FAACA is in violation of A.A.C. R9-7-1215(A)(3)(t); A.A.C. R9-7-605(G); A.A.C. R9-7-607(B)(1) and A.A.C. R9-7-607(D)(5)(6). Dr. Campbell reviewed Dr. Niemann’s response and noted that corrective actions have been taken. Additionally, DHS imposed a civil penalty.

Dr. Niemann was present telephonically to answer questions. Dr. Niemann stated that the x-ray unit is a newer model unit. The button on the unit was repaired by the manufacturer. Dr. Niemann stated that x-ray logs are maintained. Dr. Niemann stated that the Office Manager is the Compliance Officer. Board members asked whether the podiatric medical assistants are taking the radiology certification course. Dr. Niemann confirmed that the podiatric medical assistants are currently enrolled in the radiology certification course. Dr. Neimann stated that FAACA will only allow podiatric medical assistants to take x-rays if they have received their certification to do so. Board members asked whether staff is trained on all new x-ray units. Dr. Niemann stated that all medical staff is trained on new x-ray units.

The Board noted the corrective action taken and the civil penalty imposed by DHS. Board members determined that the matter does not require disciplinary action. After deliberation, Dr. Campbell made a motion, seconded by Ms. Broman, to issue a non-disciplinary Letter of Concern to Dr. Niemann for the following concerns, properly maintaining x-ray equipment, ensuring that the required documentation is maintained for taking x-rays and ensuring that podiatric medical assistants are certified to take x-rays. The motion carried unanimously, 4-0.

	Dr. Campbell	Dr. Forman	Ms. Broman	Ms. Johnson-Gray	VACANT

Yay	X	X	X	X	
Nay					
Recused					
Abstained					
Absent					

Diana Perry, DPM

Dr. Campbell provided a summary stating the Board received communication from the Department of Health Services (DHS) regarding its inspection of the Foot and Ankle Clinics of Arizona (FAACA). Dr. Campbell stated that Dr. Perry is employed by the FAACA. The communication from DHS stated that FAACA is in violation of A.A.C. R9-7-1215(A)(3)(t); A.A.C. R9-7-605(G); A.A.C. R9-7-607(B)(1) and A.A.C. R9-7-607(D)(5)(6). Dr. Campbell reviewed Dr. Perry’s response and noted that corrective actions have been taken. Additionally, DHS imposed a civil penalty.

Dr. Perry was present telephonically to answer questions.

The Board noted the corrective action taken and the civil penalty imposed by DHS. Board members determined that the matter does not require disciplinary action. After deliberation, Dr. Campbell made a motion, seconded by Dr. Forman, to issue a non-disciplinary Letter of Concern to Dr. Perry for the following concerns, properly maintaining x-ray equipment, ensuring that the required documentation is maintained for taking x-rays and ensuring that podiatric medical assistants are certified to take x-rays. The motion carried unanimously, 4-0.

	Dr. Campbell	Dr. Forman	Ms. Broman	Ms. Johnson-Gray	VACANT
Yay	X	X	X	X	
Nay					
Recused					
Abstained					
Absent					

Aldin Sabic, DPM

Dr. Campbell provided a summary stating the Board received communication from the Department of Health Services (DHS) regarding its inspection of the Foot and Ankle Clinics of Arizona (FAACA). Dr. Campbell stated that Dr. Sabic is employed by the FAACA. The communication from DHS stated that FAACA is in violation of A.A.C. R9-7-1215(A)(3)(t); A.A.C. R9-7-605(G); A.A.C. R9-7-607(B)(1) and A.A.C. R9-7-607(D)(5)(6). Dr. Campbell reviewed Dr. Sabic’s response and noted that corrective actions have been taken. Additionally, DHS imposed a civil penalty.

Dr. Sabic was present telephonically to answer questions.

The Board noted the corrective action taken and the civil penalty imposed by DHS. Board members determined that the matter does not require disciplinary action. After deliberation, Dr. Campbell made a motion, seconded by Dr. Forman, to issue a non-disciplinary Letter of Concern to Dr. Sabic for the following concerns, properly maintaining x-ray equipment, ensuring that the required documentation is maintained for taking x-rays and ensuring that podiatric medical assistants are certified to take x-rays. The motion carried unanimously, 4-0.

	Dr. Campbell	Dr. Forman	Ms. Broman	Ms. Johnson-Gray	VACANT
Yay	X	X	X	X	
Nay					
Recused					
Abstained					
Absent					

Angela Zhang, DPM

Dr. Campbell provided a summary stating the Board received communication from the Department of Health Services (DHS) regarding its inspection of the Foot and Ankle Clinics of Arizona (FAACA). Dr. Campbell stated that Dr. Zhang is employed by the FAACA. The communication from DHS stated that FAACA is in violation of A.A.C. R9-7-1215(A)(3)(t); A.A.C. R9-7-605(G); A.A.C. R9-7-607(B)(1) and A.A.C. R9-7-607(D)(5)(6). Dr. Campbell reviewed Dr. Zhang’s response and noted that corrective actions have been taken. Additionally, DHS imposed a civil penalty.

Dr. Zhang was present telephonically to answer questions.

The Board noted the corrective action taken and the civil penalty imposed by DHS. Board members determined that the matter does not require disciplinary action. After deliberation, Dr. Campbell made a motion, seconded by Dr. Forman, to issue a non-disciplinary Letter of Concern to Dr. Zhang for the following concerns, properly maintaining x-ray equipment, ensuring that the required documentation is maintained for taking x-rays and ensuring that podiatric medical assistants are certified to take x-rays. The motion carried unanimously, 4-0.

	Dr. Campbell	Dr. Forman	Ms. Broman	Ms. Johnson-Gray	VACANT
Yay	X	X	X	X	
Nay					
Recused					
Abstained					
Absent					

Issuance of Licenses

1. Baxter, Nicole, DPM

Upon review of Dr. Baxter’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. Baxter’s application upon payment of the license issuance fee. The motion carried unanimously, 4-0.

	Dr. Campbell	Dr. Forman	Ms. Broman	Ms. Johnson-Gray	VACANT
Yay	X	X	X	X	
Nay					
Recused					
Abstained					
Absent					

2. Lemon, Byron, DPM

Upon review of Dr. Lemon’s application, the Board noted his application meets requirements of statute and rule. After review, Dr. Campbell made a motion, seconded by Dr. Forman, to approve Dr. Lemon’s application upon payment of the license issuance fee. The motion carried unanimously, 4-0.

	Dr. Campbell	Dr. Forman	Ms. Broman	Ms. Johnson-Gray	VACANT
Yay	X	X	X	X	
Nay					
Recused					
Abstained					
Absent					

3. Ta, Phong, DPM

Upon review of Dr. Ta’s application, the Board noted his application meets requirements of statute and rule. After review, Dr. Campbell made a motion, seconded by Dr. Forman, to approve Dr. Ta’s application upon payment of the license issuance fee. The motion carried unanimously, 4-0.

	Dr. Campbell	Dr. Forman	Ms. Broman	Ms. Johnson-Gray	VACANT
Yay	X	X	X	X	



Nay					
Recused					
Abstained					
Absent					

Renewal Applications for Arizona Podiatric License and Dispensing Registration

1. Hall, Jared, DPM

Dr. Campbell provided a brief summary stating that Dr. Hall reported that he has been named as a defendant in a medical malpractice matter on his 2024 renewal application. Dr. Campbell stated that the case is currently under litigation in the Court.

Dr. Hall was present telephonically and his attorney, Mandi Karvis, Esq., was present. Ms. Karvis requested to speak. Ms. Karvis noted that the matter is currently in the Court process and requested that the Board approve Dr. Hall’s renewal application.

After review, Dr. Campbell made a motion, seconded by Dr. Forman, to approve Dr. Hall’s 2024 renewal application and to request that Dr. Hall keep the Board apprised of the malpractice matter. The motion carried unanimously, 4-0.

	Dr. Campbell	Dr. Forman	Ms. Broman	Ms. Johnson-Gray	VACANT
Yay	X	X	X	X	
Nay					
Recused					
Abstained					
Absent					

2. Jacoby, Richard, DPM

Dr. Campbell provided a brief summary stating that Dr. Jacoby reported that he has been named as a defendant in a medical malpractice matter on his 2024 renewal application. Dr. Campbell stated that the case is currently under litigation in the Court.

Dr. Jacoby was not present but his attorney, Bruce Crawford, Esq., was present. Mr. Crawford requested to speak and stated that the matter is currently in the Court process and requested that the Board approve Dr. Jacoby’s renewal application.

After review, Dr. Campbell made a motion, seconded by Dr. Forman, to approve Dr. Jacoby’s 2024 renewal application and to request that Dr. Jacoby keep the Board apprised of the malpractice matter. The motion carried unanimously, 4-0.

	Dr. Campbell	Dr. Forman	Ms. Broman	Ms. Johnson-Gray	VACANT
Yay	X	X	X	X	
Nay					
Recused					
Abstained					
Absent					

Request for Waiver of the Continuing Education Requirement for the 2023-2024 Renewal Cycle

1. Harris, Amelia, DPM

Ms. Broaddus provided a brief summary stating that Dr. Harris is requesting a waiver of the continuing education requirements due to absence from the United States for twelve or more months. After deliberation, Dr. Forman made a motion, seconded by Ms. Broman, to approve Dr. Harris’ request as it meets the requirements of A.R.S. §32-829-C. The motion carried unanimously, 4-0.

	Dr. Campbell	Dr. Forman	Ms. Broman	Ms. Johnson-Gray	VACANT
Yay	X	X	X	X	
Nay					
Recused					
Abstained					
Absent					

Board Investigator Position

1. Tallis, Arthur, DPM

Dr. Tallis was present. Dr. Tallis reviewed his education and training and expressed his interest in the Board Investigator position. Board members’ asked Dr. Tallis about his knowledge of Board statutes and bill coding. Dr. Tallis answered. Board members asked Dr. Tallis about his availability to conduct Board investigations. Dr. Tallis answered. After deliberation, Dr. Campbell made a motion, seconded by Dr. Forman, to offer Dr. Tallis the position of a Board Investigator. The motion carried unanimously, 4-0.

	Dr. Campbell	Dr. Forman	Ms. Broman	Ms. Johnson-Gray	VACANT
Yay	X	X	X	X	

Nay					
Recused					
Abstained					
Absent					

**BOARD TO REVIEW, DISCUSS AND TAKE POSSIBLE ACTION ON UPDATE OF THE FEDERATION OF PODIATRIC MEDICAL BOARDS ANNUAL MEETING, JUNE 28, 2024**

Dr. Campbell provided a summary stating that she and the Board’s Executive Director attended the Federation of Podiatric Medical Boards annual meeting. Representatives from the National Board of Podiatric Medical Examiners attended the meeting and updated members on the Part II clinical skills exam. Other topics discussed included the following:

Challenges facing licensing Boards;  
 License portability for military members and their spouses; and  
 Supervision of physician assistants and radiology technologists.

**LEGISLATIVE UPDATE AND DISCUSSION**

Ms. Broaddus provided a brief summary of HB2169, HB2471, HB2481, HB2593, HB2686 SB1120, SB1731

Ms. Broaddus also provided a summary of the budget Bills.

**EXECUTIVE DIRECTOR’S REPORT**

Ms. Broaddus provided a summary of the 2024 renewal cycle.

Ms. Broaddus provided a summary on the Board Chair’s approval of a spot incentive for the Board’s Executive Director as well as a time-frame for performance evaluations of the Board’s Executive Director.

Ms. Broaddus stated that on June 14, 2024, the Board office received communication from the Ombudsman Office due to a complaint being filed with their office against the Board. The complaint alleged that the Board is treating applicant’s unfairly because it will not issue a license to an applicant prior to the completion of their residency. The Board’s Executive Director responded to the complaint. On June 18, 2024, the Board office received communication from the Ombudsman Office indicating that their office agrees that the Board’s interpretation of A.R.S. §32-826(A) is reasonable.

Ms. Broaddus provided a summary of the current budget.

Ms. Broaddus provided a summary of the complaint log.

**SUMMARY OF CURRENT EVENTS**

There were no current events.

**CALL TO THE PUBLIC**

There were no calls to the public.

**DISCUSSION AND POSSIBLE ACTION ITEMS FOR FUTURE MEETING AGENDAS**

Ms. Broman requested that an item regarding guidelines for approving Board Investigators be placed on a future Board meeting agenda.

**NEXT BOARD MEETING DATE**

The Board’s next meeting is scheduled for August 14, 2024.

**ADJOURNMENT**

A motion was made by Dr. Campbell, seconded by Ms. Broman, and passed unanimously, 4-0, to adjourn the meeting at 11:00 a.m.

	Dr. Campbell	Dr. Forman	Ms. Broman	Ms. Johnson-Gray	VACANT
Yay	X	X	X	X	
Nay					
Recused					
Abstained					
Absent					