



Douglas A. Ducey,  
Governor

Arizona State Board of  
Podiatry Examiners  
“Protecting the Public’s Health”

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**OPEN SESSION MINUTES**

**June 8, 2016**

Members of the Arizona State Board of Podiatry Examiners (“Board”) held a meeting at 8:15 a.m. on Wednesday, June 8, 2016 at the Board’s office in Suite B-1, 1400 West Washington Street, Phoenix, Arizona 85007. Executive sessions were held from 8:16 a.m. to 8:45 a.m., from 8:58 a.m. to 9:10 a.m. and from 9:54 a.m. to 9:58 a.m.

**BOARD MEMBERS:**

- Barbara Campbell, D.P.M..... Board President and Practitioner Member
- John Rhodes ..... Secretary and Public Member
- Barry Kaplan, D.P.M. .... Practitioner Member
- Joseph Leonetti, D.P.M..... Practitioner Member
- × M. Elizabeth Miles..... Public Member
- × Absent

**STAFF AND ASSISTANT ATTORNEYS GENERAL PRESENT:**

- Ryan P. Edmonson..... Executive Director
- Frankie Shinn-Eckberg, Esq. .... Assistant Attorney General
- John Tellier, Esq. .... Assistant Attorney General
- Scott Donald, Esq..... Assistant Attorney General

**GUESTS PRESENT AND/OR PARTICIPATING**

- Arbuckle, Keith, DPM ..... Applicant
- Baker, Joseph, DPM ..... Applicant
- Clark, Seth, DPM..... Applicant
- Holmes, Jeffrey, DPM ..... Applicant
- Hua, Natalie, DPM..... Applicant
- Jespersen, Wade, DPM ..... Applicant
- Nassier, Wajdi, DPM ..... Applicant
- Tager, Steven, DPM..... Applicant
- Vuong, Khoa Duy, DPM ..... Applicant
- Yousefpour, Makabis, DPM ..... Applicant
- Dedrie Polakof, D.P.M..... Board Investigator
- Ronald B. Killian, DPM..... Respondent
- Bryan S. Bailey, Esq. .... Respondents’ Attorney

**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.

The meeting was called to order at 8:15 a.m. by Dr. Barbara Campbell. The following order of business was then considered:

**OPEN SESSION**

**ADMINISTRATION OF EXAMINATION FOR LICENSURE AND POSSIBLE ACTION FOR ISSUANCE LICENCES FOR THE FOLLOWING APPLICANTS**

Arbuckle, Keith, DPM

Baker, Joseph, DPM

Clark, Seth, DPM

Holmes, Jeffrey, DPM

Hua, Natalie, DPM

Jespersen, Wade, DPM

Nassier, Wajdi, DPM

Tager, Steven, DPM

Vuong, Khoa Duy, DPM

Yousefpour, Makabis, DPM

The Board discussed going into executive session to discuss confidential information and administer the examination for licensure.

**EXECUTIVE SESSION**

A motion was made by Dr. Barbara Campbell, seconded by Dr. Joseph Leonetti and passed unanimously to go into executive session at 8:16 a.m. 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 pursuant to A.R.S. § 38-431.03(A)(2), which includes the administration of the examination for licensure for the following applicants:

Arbuckle, Keith, DPM;

Baker, Joseph, DPM;

Clark, Seth, DPM;

Holmes, Jeffrey, DPM;

Hua, Natalie, DPM;

Jespersen, Wade, DPM;

Nassier, Wajdi, DPM;

Tager, Steven, DPM;

Vuong, Khoa Duy, DPM; and

Yousefpour, Makabis, DPM

After consideration in executive session, the Board reconvened in open session at 8:45 a.m.

**OPEN SESSION**

**ADMINISTRATION OF EXAMINATION FOR LICENSURE AND POSSIBLE ACTION FOR ISSUANCE LICENCES FOR THE FOLLOWING APPLICANTS**

Arbuckle, Keith, DPM

Baker, Joseph, DPM

Clark, Seth, DPM

Holmes, Jeffrey, DPM

Hua, Natalie, DPM

Jespersen, Wade, DPM

Nassier, Wajdi, DPM

Tager, Steven, DPM

Vuong, Khoa Duy, DPM

Yousefpour, Makabis, DPM

A motion was made by Dr. Barbara Campbell, seconded by Dr. Joseph Leonetti and passed unanimously to issue licenses to the applicants for their successful passing of the examination and after the receipt of their license issuance fees.

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

Application(s) for Registration to Dispense Drugs/Devices – A.A.C. R4-25-602

Ellsworth, David T., DPM

After review, a motion was made by Dr. Barbara Campbell, seconded by Dr. Barry Kaplan and passed unanimously to grant the applicant a registration to dispense drugs/devices.

Clark, Seth N., DPM

After review, a motion was made by Dr. Barbara Campbell, seconded by Dr. Barry Kaplan and passed unanimously to grant the applicant a registration to dispense drugs/devices.

Application(s) for Examination – A.R.S. § 32-822

Hesidence, William, DPM

After the Board's review and discussion, a motion was made by Dr. Barry Kaplan, seconded by Dr. Joseph Leonetti and passed unanimously to deny your application pursuant to A.R.S. §§ 32-823(A)(4) & (5).

Investigation Files

15-21-B; Knochel, Joseph, DPM

After the Board's staff and assistant attorney general provided an update, the Board discussed going into executive session to seek legal advice.

### **EXECUTIVE SESSION**

A motion was made by Dr. Barbara Campbell, seconded by Dr. Joseph Leonetti and passed unanimously to go into executive session at 8:58 a.m. to seek legal advice pursuant to A.R.S. § 38-431.03(A)(3) regarding file no. 15-21-B.

After consideration in executive session, the Board reconvened in open session at 9:10 a.m.

### **OPEN SESSION**

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

Investigation Files

15-21-B; Knochel, Joseph, DPM

Neither Dr. Joseph Knochel, nor his legal counsel were present. The Board discussed the original violation of driving under the influence, the doctor's independent analyses from the addictionologist and the failure of the doctor to timely report the matter.

After discussion, a motion was made by John Rhodes and seconded by Dr. Barry Kaplan to offer a Consent Agreement to include 12 months probation in which the doctor must arrange to have quarterly evaluations by a board-approved addictionologist and arrange to have said reports submitted to the Board for its review. The offered Consent Agreement also includes an administrative civil penalty in the amount of \$500.00 for failure to timely notify the Board of the matter.

Prior to the vote and during discussion, the Board approved added that if the Consent Agreement is not accepted within 30 days of the offer, that the Board would hold an informal settlement.

The vote passed unanimously by the following roll call vote:

Dr. Joseph Leonetti – Aye  
Dr. Barbara Campbell – Aye  
Dr. Barry Kaplan – Aye  
John Rhodes – Aye

16-17-B; Killian, Ronald B., DPM

Dr. Ronald Killian was present along with his legal counsel, Bryan S. Bailey. Dr. Dedrie Polakof was present and provided a summary of her investigation. Dr. Killian described his billing practices and fee schedule. He stated that he bills clients at two and one half times of what Medicare allows. Mr. Bailey raised concerns that he and his client had with what he called “incorrect and/or conflicting information” in the investigative report.

The Board discussed going into executive session to seek legal advice.

**EXECUTIVE SESSION**

A motion was made by John Rhodes, seconded by Dr. Joseph Leonetti and passed unanimously to go into executive session at 9:54 a.m. to seek legal advice pursuant to A.R.S. § 38-431.03(A)(3) regarding file no. 16-17-B.

After consideration in executive session, the Board reconvened in open session at 9:58 a.m.

**OPEN SESSION**

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

Investigation Files

16-17-B; Killian, Ronald B., DPM

Dr. Ronald Killian was, again, present along with his legal counsel, Bryan S. Bailey. Dr. Dedrie Polakof was also present.

After discussion, a motion was made by Dr. Joseph Leonetti, seconded by Dr. Barry Kaplan and passed unanimously to dismiss the case due to no violations of Board Statutes and Rules.

Termination of Non-Disciplinary Order for Continuing Education  
13-10-C; Rosales, Mark A., DPM

After a brief update from Dr. Joseph Leonetti, a motion was made by Dr. Barbara Campbell, seconded by Dr. Barry Kaplan and passed unanimously to terminate Dr. Rosales' Non-Disciplinary Order for Continuing Education.

Request for Approval of Continuing Medical Education ("CME")  
Haddon, Todd, DPM

A motion was made by Dr. Barry Kaplan, seconded by Dr. Joseph Leonetti and passed unanimously to approve of the course submitted by Dr. Haddon.

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

Discussion and approval of the Open Session Minutes from the May 11, 2016 board meeting

After the Board made an amendment, a motion was made by Dr. Barry Kaplan, seconded by Dr. Joseph Leonetti and passed 3 – 0 – 1 to approve the Open Session Minutes from the May 11, 2016, Board meeting as amended.

*Dr. Barbara Campbell abstained.*

Discussion and approval of the Executive Session Minutes from the May 11, 2016 board meeting

A motion was made by Dr. Barry Kaplan, seconded by Dr. Joseph Leonetti and passed 3 – 0 – 1 to approve to approve the Executive Session Minutes from the May 11, 2016, Board meeting as written.

*Dr. Barbara Campbell abstained.*

**EXECUTIVE DIRECTOR'S REPORT**

The Board reviewed the budget, agency operations and complaint log with Ryan P. Edmonson.

**DISCUSSION AND POSSIBLE ACTION REGARDING CURRENT EVENTS**

None were discussed.

**DISCUSSION AND POSSIBLE ACTION ITEMS TO BE PLACED ON FUTURE MEETING AGENDAS**

None were discussed.

**NEXT BOARD MEETING DATE**

Wednesday, July 13, 2016 at 8:30 a.m.

**CONSENT AGENDA**

Renewal Applications for Arizona Podiatric License and Dispensing Registration

18. Geller, Louis, DPM

The Board reviewed Dr. Louis Geller's renewal application, his answers to the professional conduct questions and his supporting document for a claim, which was dismissed.

After the discussion, a motion was made by Dr. Barry Kaplan, seconded by Dr. Joseph Leonetti and passed unanimously to approve of Dr. Geller's renewal application and dispensing registration, if applicable.

*John Rhodes was absent for the discussion and vote.*

32. Killian, Ronald, DPM

Board staff provided an update regarding Dr. Killian's recent application to dispense drugs/devices. The Board discussed Dr. Ronald Killian's renewal and his answers to dispensing questions. The Board was concerned that Dr. Killian is dispensing, at a minimum, orthotics, but does not hold an Arizona Dispensing Registration to do so. The Board discussed that they knew he dispensed orthotics because of the Board opened case that was discussed at today's meeting. Although the case was dismissed, it was based on Dr. Killian's fees related to dispensing orthotics.

While the Board discussed making a separate motion to open an investigation file regarding Dr. Killian's unauthorized dispensing of orthotics, they did not wish to hold up Dr. Killian's renewal approval. Therefore, a motion was made by Dr. Joseph Leonetti, seconded by Dr. Barbara Campbell and passed unanimously to approve of the doctor's renewal application.

A motion was made by Dr. Barbara Campbell, seconded by Dr. Joseph Leonetti and passed unanimously to open a complaint file regarding Dr. Killian's unauthorized practice of dispensing drugs and/or devices without being registered to do so, pursuant to A.A.C. R4-25-602.

40. Montes, Eduardo, DPM

The Board reviewed Dr. Eduardo Montes's renewal application, his answers to the professional conduct questions and the supporting documentation regarding a settlement with the US Office of the Inspector General.

After the Board discussed the US Office of the Inspector General's settlement and the disciplined imposed by them to Dr. Montes, a motion was made by Dr. Joseph Leonetti, seconded by Dr. Barry Kaplan and passed unanimously to approve of Dr. Montes's renewal application and dispensing registration, if applicable.

A motion was made by Dr. Barbara Campbell, seconded by John Rhodes and passed unanimously to approve of the following doctors' renewal applications and dispensing registrations, if applicable:

- |                            |   |
|----------------------------|---|
| 1. Au, Edward, DPM         | 12. Ellsworth, David, DPM                   |
| 2. Beecroft, Carl, DPM     | 13. Ferguson, John, DPM                     |
| 3. Brower, Randall, DPM    | 14. Fiorino, John, DPM                      |
| 4. Crampton, Scott, DPM    | 15. Fishco, William, DPM                    |
| 5. Connell, Charles, DPM   | 16. Forman, Mark, DPM                       |
| 6. Crezee, Kelvin, DPM     | 17. Garber, James, DPM                      |
| 7. Curtis, Donald, DPM     | 18. <i>Item removed for separate action</i> |
| 8. Dahukey, Amram, DPM     | 19. Goldman, Eugen, DPM                     |
| 9. De La Cruz, Eugene, DPM | 20. Harrill, Jason, DPM                     |
| 10. DeRose, Joseph, DPM    | 21. Hayman, Brad, DPM                       |
| 11. Dobrusin, Joseph, DPM  | 22. Hess, Carrie, DPM                       |

23. Hunchak, Derek, DPM
24. Hunchak, Whitney, DPM
25. Jaffe, David, DPM
26. Jarman, Mikkell, DPM
27. Jensen, Travis, DPM
28. Jones, Matthew, DPM
29. Keller, Paul, DPM
30. Kennedy, Katherine, DPM
31. Kenrich, Robert, DPM
32. *Item removed for separate action*
33. Kosak, Ruth, DPM
34. Kravitz, Alan, DPM
35. Krell, Bruce, DPM
36. Kroyn, Jean, DPM
37. Maben, Frank, DPM
38. Maling, Scott, DPM
39. McLaws, Ivan, DPM
40. *Item removed for separate action*
41. Nelson, Glenn, DPM
42. Nguyen, Vu, DPM
43. Page, Jeffrey, DPM
44. Pipher, Mark, DPM
45. Pirozzi, Kelly, DPM
46. Prebish, Jessica, DPM
47. Rabin, Ralph, DPM
48. Reber, Travis, DPM
49. Reed, Trena, DPM
50. Rheaume, Gordon, DPM
51. Robinson, Richard, DPM
52. Rosales, Mark, DPM
53. Rowe, Kenneth, DPM
54. Sekosky, Michael, DPM
55. Shapiro, Gilbert, DPM
56. Sidoriak, Peter, DPM
57. Straley, Andrew, DPM
58. Steck, Jerome, DPM
59. Stewart, Alex, DPM
60. Su, Antonius, DPM
61. Taxier, Wesley, DPM
62. Teasant, Alicia, DPM
63. Tutnauer, Phillip, DPM
64. Wiebe, Edward, DPM
65. Zang, Todd, DPM

**CALL TO THE PUBLIC**

No one from the public was present.

**ADJOURNMENT**

A motion was made by Dr. Barbara Campbell, seconded by Dr. Joseph Leonetti and passed unanimously to adjourn at 10:47 a.m.