



Douglas A. Ducey  
Governor

## State Of Arizona Board of Podiatry Examiners

"Protecting the Public's Health"

1400 W. Washington, Ste. 230, Phoenix, AZ 85007; (602) 542-3095; Fax: 542-3093

Barry Kaplan, DPM; Joseph Leonetti, DPM; Barbara Campbell, DPM;  
M. Elizabeth Miles, Public Member; John Rhodes, Public Member; Sarah Penttinen, Executive Director

### ***Regular Session Meeting Minutes***

March 11, 2015 8:30 am  
1400 West Washington St., B1  
Phoenix, AZ 85007

Board Members Present: Barbara Campbell, D.P.M., President  
Joseph Leonetti, D.P.M., Member  
Barry Kaplan, D.P.M., Member  
John Rhodes, Secretary-Treasurer  
M. Elizabeth Miles, Public Member

Board Members Absent: None

Assistant Attorney General: Frankie Shinn-Eckberg

Board Staff: (Acting) Margaret Whelan, Executive Director, Az State Board of Optometry

- I. Call to Order: The meeting was called to order at 8:33 am.
- II. Roll Call: All board members were present at roll call. Ms. Penttinen was absent and Margaret Whelan was present as acting staff. Assistant Attorney General, Frankie Shinn-Eckberg was present.
- III. Approval of Minutes  

The following minutes were not completed by Ms. Penttinen. Review and approval of minutes are tabled until the April meeting.

  - a. February 11, 2015 Regular Session Minutes
  - b. February 11, 2015 Executive Session Minutes
- IV. Review, Discussion and Possible Action-Review of Complaints (NOTE: The presence of complaint does not automatically indicated violation of Statute or Rule in connection with the practice of podiatry)
  - a. 11-26-C- Alan Discont, DPM  
Dr. Discont was present. Dr. Jerome Cohn was the investigator for the case and summarized his findings.

Motion: Dr. Campbell moved to dismiss this case. Dr. Kaplan seconded the motion.  
Discussion: There was no discussion on the motion.  
Vote: The motion passed unanimously by voice vote.

b. 13-10-C- M.A. Rosales, DPM

Dr. Rosales was not present. Dr. Dedrie Polakof was the investigator for the case and summarized her findings.

Motion: Dr. Kaplan moved to proceed the case to informal hearing. Ms. Miles seconded the motion.

Discussion: There was no discussion on the motion.

Vote: The motion passed unanimously by voice vote.

c. 13-11-C- Alan Discont, DPM

Dr. Discont was present. Dr. Jerome Cohn was the investigator for the case and summarized his findings.

Motion: Dr. Kaplan moved to dismiss the case. Mr. Rhodes seconded the motion.

Discussion: There was no discussion on the motion.

Vote: The motion passed unanimously by voice vote.

d. 13-35-C- Ike Gorman, DPM

Dr. Gorman was not present. Dr. Dedrie Polakof was the investigator for the case and summarized her findings.

Motion: Ms. Miles moved to dismiss the case. Dr. Kaplan seconded the motion.

Discussion: There was no discussion on the motion.

Vote: The motion passed unanimously by voice vote.

e. 14-03-C- Alan Discont, DPM

Dr. Discont was present. Dr. Jerome Cohn was the investigator for the case and summarized his findings.

Motion: Dr. Kaplan moved to dismiss the case. Mr. Rhodes seconded the motion.

Discussion: There was no discussion on the motion.

Vote: The motion passed unanimously by voice vote.

f. 14-04-C- Alan Discont, DPM

Dr. Discont was present. The complainant was present. Dr. Dedrie Polakof was the investigator for the case and summarized her findings.

Motion: Ms. Miles moved to continue the board investigation and table the case until additional material is received and reviewed. The motion was seconded by Mr. Rhodes.

Discussion; There was no discussion on the motion.

Vote: The motion passed unanimously by voice vote.

g. 14-13-C- Ladislav, Kuchar, DPM

Dr. Kuchar was not present. Dr. Campbell served as the investigator for the case and recused herself from deliberation. After reviewing Dr. Campbell's findings the remaining board members determined no further investigation was needed.

Motion: Dr. Leonetti moved to dismiss the case. Dr. Kaplan seconded the motion.

Discussion: There was no discussion on the motion.

Vote: The motion passed unanimously by voice vote with Dr. Campbell recused.

h. 14-19-C- Scott Price, DPM

Dr. Price was not present. Dr. Campbell served as the investigator for the case and recused herself from deliberation. After reviewing Dr. Campbell's findings the remaining board members Determined no further investigation was needed.

Motion: Ms. Miles moved to dismiss the case. Dr. Kaplan seconded the motion.

Discussion: There was no discussion on the motion.

Vote: The motion passed unanimously by voice vote with Dr. Campbell recused.

V. Review, Discussion and Possible Action-Probation/Disciplinary Matters

a. 09-02-C and 09-21-C- J. David Brown, DPM; Monthly update and request for CME approval. The Board reviewed materials presented by Dr. Brown.

Motion: Ms. Miles moved that acceptance of the request for CME, approval from Dr. Brown be contingent based upon submission of a list of speakers, course outline and brochure within 30 days of the board meeting. The staff can approve at that time. The motion was seconded by Dr. Leonetti.

Discussion: There was no discussion on the motion.

Vote: The motion passed unanimously by voice vote.

b. 11-01-C- Kevin O'Brien, DPM; Monthly update: tabled until next meeting as there was no new information for review.

c. 14-09-B- Janna Kroleski, DPM; Monthly update: tabled until next meeting as there was no new information for review.

d. 14-18-B- Mark Pipher, DPM; Monthly update: tabled until next meeting as there was no new information for review.

e. 14-25-B- Kelvin Creeze, DPM: Status update regarding formal hearing.

Frankie Shinn-Eckberg, AAG, reported that the formal hearing is scheduled for April 14, 2015 and that John Tellier, AG will be in attendance.

VI. Review, Discussion and Possible Action on Administrative Matters

a. Request from APMA for CME approval for 2015 Annual Scientific Meeting.

Motion: Dr. Kaplan moved to approve the CME for the APMA 2015 Annual Scientific Meeting. Dr. Leonetti seconded the motion.

Discussion: There was no discussion on the motion.

Vote: The motion passed unanimously by voice vote.

b. Az Pharmacy Board Prescription Monitoring Program: update of new information.

Dr. Campbell presented information from the Az Pharmacy Board Prescription Monitoring Program. The Az Pharmacy Board requires that all licensed healthcare professionals register with their Prescription Monitoring Program. Ms. Pentinnen previously indicated to Dr. Campbell

that this information will be included in the licensing packets and on our website. Ms. Whelan described how the process works with the program. It is important to note that failure to complete this registration may be cause for disciplinary action pursuant to the Podiatry Board's statute A.R.S. 32-854.01(18). Information regarding this registration can be found on the Pharmacy Board's website at [www.pharmacy.az.gov](http://www.pharmacy.az.gov) or by calling (602)-771-2727.

c. Update regarding Dr. Donald Burdick

Motion: Dr. Campbell moved to enter executive session for the purpose of obtaining legal advice. The motion was seconded by Ms. Miles.

Discussion: There was no discussion on the motion.

Vote: The motion passed unanimously by voice vote.

Executive session began at 11:10 am and concluded at 11:27am. The Board then returned to regular session.

d. Discussion of possible action to adopt a Board policy for approval of podiatry student's externship/clerkship programs; tabled until next meeting.

No new information has been received from Dr. Jeffrey Page at this time. Review and discussion is postponed.

e. Review of vetting process for Arizona podiatrists for student training at Midwestern University; tabled until next meeting.

No new information has been received from Dr. Jeffrey Page at this time. Review and discussion is postponed.

f. Review of addiction medicine specialists with regard to Board consent agreements.

The Board was presented with a list of addiction medicine specialists, compiled by Ms. Penttinen. The Board discussed how to secure addiction medicine specialists to work with the Board. The Board will direct Ms. Penttinen to contact other Health Care Boards to solicit their approved practitioner list and approval process.

Motion: Mr. Rhodes moved to enter executive session for the purpose of obtaining legal advice. The motion was seconded by Dr. Leonetti.

Discussion: There was no discussion on the motion.

Vote: The motion passed unanimously by voice vote.

Executive session began at 11:38 am and concluded at 11:40 am. The Board then returned to regular session.

g. Review of new license applications for the following persons:

i. James Huish, DPM

ii. Kevin Broaddrick, DPM

Motion: Dr. Leonetti moved to approve both applicants to sit for the oral licensing exam and approve their licenses upon successful completion thereof. If the applicants do not pass the exam move to deny the applications. Dr. Kaplan seconded the motion.

Discussion: There was no discussion on the motion.

Vote: The motion passed unanimously by roll call vote.

h. Malpractice case report. ( None at this time)

VII. Executive Director's Report- Review, Discussion and Possible Action

- a. Open complaint status report  
There was no report to review.

VIII. Call To The Public

There were no requests to speak during the Call to the Public.

IX. Next Board Meeting Date:

April 8, 2015 at 8:30 am

X. Adjournment:

Motion: Leonetti moved to adjourn the meeting. Dr. Campbell seconded the motion.

Discussion: There was no discussion on the motion.

Vote: The motion passed unanimously by voice vote and the meeting was adjourned at 11:48 am.