



Arizona State Board of Podiatry Examiners
"Protecting the Public's Health"

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Douglas A. Ducey,
Governor

OPEN SESSION MINUTES

December 9, 2020

Members of the Arizona State Board of Podiatry Examiners ("Board") held a meeting at 8:30 a.m. on Wednesday, December 9, 2020, at 1740 West Adams St., Boardroom B, Phoenix, Arizona 85007. No Executive Sessions were held.



BOARD MEMBERS PRESENT:

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

- D.D.....Complainant
- Joe Abate.....Public Participant
-  Daniel Saunders, DPM.....Investigator
-  Appeared telephonically

OPEN SESSION

Dr. Campbell called the meeting to order at 8:33 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 November 17, 2020, Board meeting

After review, Board members noted a correction under Complaint No. 20-17-C; Seth Clark, DPM, stating that Bruce Crawford, Esq. was not present telephonically but rather he was present

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in-person. Dr. Campbell made a motion, seconded by Mr. Rhodes, to approve the November 17, 2020, Open Session Minutes with the noted correction. The motion carried unanimously, 4-0.

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

Discussion and approval of the Executive Session Minutes from the November 17, 2020, Board meeting

After review, Board members noted that Dr. Forman’s name was misspelled. Dr. Campbell made a motion, seconded by Dr. Forman, to approve the November 17, 2020, Executive Session Minutes with the noted correction. The motion carried unanimously, 4-0.

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

ITEMS FOR BOARD REVIEW, DISCUSSION AND POSSIBLE ACTION

Investigations

20-19-C; Joyce Ratner, DPM

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

The Complainant, D.D., was present, requested to speak, made a statement and answered Board members’ questions. Dr. Ratner was not present. After deliberation, Mr. Rhodes made a motion, seconded by Dr. Forman to dismiss Complaint No. 20-19-C as there were no violations of statute or rule. The motion carried unanimously, 4-0 on a roll call vote.

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

Issuance of Licenses

1. Pandya, Mira, DPM

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

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

2. Singh, Justin, DPM

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

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

3. Wolfe, Joshua, DPM

Upon review of Dr. Wolfe’s application, the Board noted that he will not complete his residency requirements until June 30, 2021, otherwise his application meets requirements of statute and rule. After review, Dr. Campbell made a motion, seconded by Mr. Rhodes, to approve Dr. Wolfe’s application upon successful completion of his residency and upon payment of the license issuance fee. The motion carried unanimously, 4-0.

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

Applications for Registration to Dispense Drugs/Devices

1. Pfau, Zeno, DPM

Upon review of Dr. Pfau’s application, the Board noted that his application meets requirements of statute and rule. After review, Dr. Campbell made a motion, seconded by Mr. Rhodes, to approve Dr. Pfau’s application. The motion carried unanimously, 4-0.

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

Compliance Update

1. Patrick Farrell, DPM

Dr. Campbell summarized stating that Dr. Farrell has not performed any nerve decompression procedures in September or October 2020. The Board took no action on this item.

Renewal Applications for Arizona Podiatric License and Dispensing Registration

1. Wagner, Leonard, DPM

Ms. Broaddus summarized stating that the Board previously granted Dr. Wagner a sixty-day extension to complete the 2020 continuing medical education (CME) requirements. Dr. Wagner’s deadline to complete the CME was November 9, 2020. Subsequently, the Board office received correspondence from Dr. Wagner indicating that he was unable to meet the November 9, 2020, deadline due to health issues. Board members noted that Dr. Wagner attended the Podiatry Institute conference on November 19-22, 2020. After review, Dr. Campbell made a motion, seconded by Mr. Rhodes to approve Dr. Wagner’s renewal upon receipt of the certificate of completion for Dr. Wagner’s opioid CME. The motion carried unanimously, 4-0.

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

Request for a Second Continuance to Submit a Response to Complaint No. 20-22-C, Michael Dershowitz, DPM

Dr. Campbell provided a summary stating that Dr. Dershowitz’s legal counsel is requesting a second extension of time to submit the Complaint response due to difficulty contacting expert witnesses. Dr. Dershowitz’s legal counsel explained that the difficulty is due to the current health crisis. After deliberation, Dr. Campbell made a motion, seconded by Dr. Forman, to approve the request for a second extension to provide the Complaint response. The motion carried unanimously, 4-0.

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

Podiatric Medical Assistants

Dr. Campbell provided a summary stating that at its November 2020 meeting the Board discussed defining “medical assistant” in statute. Board members discussed the definition of medical assistant. Additionally, Board members discussed adding medical assistant to Article 3 of Board statutes. The lobbyist for the Podiatric Medical Association, Mr. Joe Abate, was present and answered Board members’ questions. After discussion, Dr. Campbell made a motion, seconded by Dr. Eulano to define “podiatric medical assistant” in statute and to add language regarding “podiatric medical assistant” to Article 3 of Board statute. The motion carried unanimously, 4-0.

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

Dr. Campbell made a motion, seconded by Mr. Rhodes, to direct the Board’s Executive Director to seek the addendum in the podiatry Board Bill. The motion carried unanimously, 4-0.

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

EXECUTIVE DIRECTOR’S REPORT

Ms. Broaddus provided an update on the revised retention schedule the Board approved at its October 2020 meeting.

Ms. Broaddus provided an update on the podiatry Board Bill stating that the legislation has been drafted and a Bill folder has been opened. Ms. Broaddus indicated that a sponsor for the Bill has yet to be identified.

Ms. Broaddus provided an update on the Sunset Audit stating that the Senate Health and Human Services Committee of Reference will meet on December 17, 2020, to discuss the audit report. Ms. Broaddus and Dr. Campbell will be present at the meeting.

Ms. Broaddus announced that Dr. Campbell has been reappointed to the Board.

Ms. Broaddus provided an update on Mark Rosales, DPM, Complaint No. 20-11-C. Dr. Rosales completed the terms of the non-disciplinary Order for continuing education.

Ms. Broaddus provided an update of the Complaint log.

Ms. Broaddus provided an update on payroll for Board members.

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 meetings

NEXT BOARD MEETING DATE

Wednesday, January 13, 2021 at 8:30 a.m.

ADJOURNMENT

A motion was made by Dr. Campbell, seconded by Mr. Rhodes, and passed unanimously, 4-0, to adjourn the meeting at 9:51 a.m.

	Dr. Campbell	Dr. Eulano	Dr. Forman	Mr. Rhodes	VACANCY
Yay	X	X	X	X	

Nay					
Recused					
Abstained					
Absent					