



Janice K. Brewer
Governor

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

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

**NOTICE OF BOARD MEETING
AND AGENDA**

September 12, 2012; 8:30 a.m.
1400 West Washington St., B1
Phoenix, AZ 85007

Notice is hereby given to the general public and to the members of the State of Arizona Board of Podiatry Examiners (Board), that the Board will hold a regular meeting open to the public at the Board's offices located at 1400 W. Washington, Phoenix, Arizona. A.R.S. § 38-431.02. The Board, upon a majority vote of a quorum of the members, may hold an *Executive Session* on any of the listed agenda items, **I through X**, 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, or to obtain legal advice. A.R.S. § 38-431.03(A) (2) and (3). Those wishing to address the Board do not need to request permission in advance; however, the Board may limit those persons speaking during the "Call to the Public" at three (3) per side on any one issue. A.R.S. § 38-431.01(G). The Board can only take action on matters listed on the agenda and other matters related thereto. A.R.S. § 38-431.02(H). If appropriate, actions on public comment matters that are not listed on the agenda will be limited to directing staff to study the matter or schedule the matter for further discussion at a later date. A.R.S. § 38-431.01(H).

The Board reserves the right to change the order of items on the agenda, except for matters set for a specific time. The President of the Board reserves the right to call cases in random order. Please note that the recommendations listed on the agenda are merely suggested Board actions. These recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject or modify any recommendation listed in the agenda.

Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations by contacting Executive Director Sarah Penttinen at (602) 542-3095. Requests should be made as early as possible to allow time to arrange the accommodation.

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

Staff: Sarah Penttinen, Executive Director

Assistant Attorney General: Anne Froedge

The Agenda for the meeting is as follows:

I. Call to Order

II. Roll Call

III. Approval of Minutes

- a. July 11, 2012 Regular Session Minutes.
- b. August 8, 2012 Executive Session Minutes

IV. Review, Discussion and Possible Action –Review of Complaints (NOTE: The subject matter listed for each agenda item represents the allegation(s) being investigated. The presence of allegations does not automatically indicate violation of Statute or Rule in connection with the practice of podiatry.)

- a. 09-20-C – Kevin O'Brien, DPM: Practice below the standard of care performing improper and unnecessary surgeries; failing to obtain written informed consent from the patient.
- b. 10-24-C – Jerome Cohn, DPM: Improper injection in left foot causing complications and injury to the foot.
- c. 11-08-C – Deo Rampertab, DPM: Charging or collecting an excessive fee.
- d. 11-13-C – Paul Woodward, DPM: Lack of sterile technique while trimming nails; improper trimming of nails by cutting into nail bed; failure to treat bleeding nails; charging an excessive fee.

- e. 11-21-M – Robert Fridrich, DPM: Practice below the standard of care for failing to remove a tourniquet following a nail avulsion; improper billing.
- f. 11-32-M – Scott Price, DPM: Practice below the standard of care for improper trimming of toenails which resulted in infection.

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

- a. 08-44-C – Alex Bui, DPM: Monthly update.
- b. 09-17-B – J. David Brown, DPM: Monthly update.

VI. Review, Discussion and Possible Action on Administrative Matters

- a. Review of new license application for Dr. Rachel O'Connor.
- b. CME approval request from AzPMA.
- c. License renewal applications: The Board will review, discuss and take action to approve, deny, or issue a deficiency notice for the following physicians' license renewal applications and/or dispensing registrations:

Barbara Aung
 Scott Boggs
 Joel Bowen
 J. David Brown
 Steven Burns
 Patrick Farrell

Michael Fox
 Jared Hall
 John Harlan
 Noland Jones
 Jeffrey Kleis
 Bjorn Lawson

Ivan McLaws
 Spencer Niemann
 Vivian Seater-Benson
 Glenn Silverstein
 Karen Smith
 Chad Westphal

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

- a. Open complaint status report.
- b. Malpractice case report. (None at this time.)

VIII. Call To The Public

Those wishing to address the Board do not need to request permission in advance; however, the Board may limit those persons speaking during this time to a reasonable number on any given public matter. In addition, each person wishing to address the Board will be given five (5) minutes to do so. Pursuant to A.R.S. § 38-431.01(H), the Board can only take action on matters listed on the agenda. Action on public comment matters that are not listed on the agenda will be limited to directing staff to study the matter or to schedule the matter for further discussion at a later date.

IX. Next Board Meeting Date:

- a. October 10, 2012 at 8:30 a.m.

X. Adjournment