



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

October 10, 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: Sarah Selzer

The Agenda for the meeting is as follows:

I. Call to Order

II. Roll Call

III. Approval of Minutes

- a. August 8, 2012 Regular Session Minutes.
- b. September 12, 2012 Regular 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. 08-25-C – Aprajita Nakra, DPM: Improper prescription of custom orthotics to treat foot pain.
- b. 09-15-M – Aprajita Nakra, DPM: Post-surgical scarring which is unsightly to the patient.
- c. 11-15-C – Aprajita Nakra, DPM: Practice below the standard of care for improper surgery.
- d. 11-19-M – Donald Curtis, DPM: Practice below the standard of care for improper surgery.

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 the following podiatrists:

Kristina Jezidzic

Matthew Pettengill

Daphne Yen-Douangmala

b. CME approval request from Carondelet Health Network.

c. Selection of 2013 Board meeting dates.

d. Request from Dr. Michael Cornfield for exemption from license application deadlines.

e. Review of proposed Substantive Policy Statements:

i. SPS 12-01 regarding podiatric medical assistants.

ii. SPS 12-02 regarding supervision of hyperbaric oxygen therapy.

f. 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:

Parker Gennett

Spencer Niemann

Todd Zang

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

a. Open complaint status report.

b. Malpractice case report

i. Randall Brower, DPM: Claim filed by patient T.D. on 07/15/09 and settled on 07/16/12. (This matter was disclosed by Dr. Brower when he re-applied for his Arizona license in 2010 and no Board action was taken at that 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. November 14, 2012 at 8:30 a.m.

X. Adjournment