



Douglas A. Ducey,
Governor

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

1740 West Adams St., Suite 3004
Phoenix, Arizona 85007
P: (602)542-8151
W: www.podiatry.az.gov

NOTICE OF MEETING
OF THE ARIZONA STATE BOARD OF PODIATRY EXAMINERS

Pursuant to Arizona Revised Statute ("A.R.S") § 38-431.02, notice is hereby given to the members of the Arizona State Board of Podiatry Examiners ("Board") and to the general public that the Board will hold a meeting open to the public on **Wednesday, March 13, 2019 at 8:30 a.m.** The meeting will be held in Boardroom C located at 1740 West Adams Street, Phoenix, Arizona 85007. One or more members of the Board may participate in the meeting by telephonic communications.

The meeting is open to the public. However, the Board may vote to go into Executive Session pursuant to A.R.S. § 38-431.03(A)(3) for any matter listed on the Agenda in order to obtain legal advice from counsel. In addition, the Board may vote to go into Executive Session pursuant to A.R.S. § 38-431.03(A)(2) as indicated on the Agenda for the purpose of considering or reviewing 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. The executive session is not open to the public.

Information concerning the Board's Agenda, including a copy of the Agenda and any amendments, can be obtained at the Board's office, through the Board's website at <https://podiatry.az.gov/>, or by calling the Board's office at 602.542.8151. The Agenda is subject to change up to 24 hours prior to the meeting. Agenda items are noted by number and letter for convenience and reference. The Board may address the agenda items in any order within the time frame indicated and may set over matters to a later time when necessary. The Board reserves the right to change the order of the agenda items, except for matters set for a specific time.

Title 2 of the Americans with Disabilities Act prohibits the Board from discriminating on the basis of disability in its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting Kristina C. Gomez, Executive Director at 602.542.8151. Requests should be made as early as possible to allow time to arrange the accommodation.

ARIZONA STATE BOARD OF PODIATRY EXAMINERS

A handwritten signature in blue ink, appearing to read "K.C.G.", is written over a horizontal line. Below the line, the name "Kristina C. Gomez, Executive Director" is printed.

Kristina C. Gomez, Executive Director

Posted:
<https://podiatry.az.gov>
on March 11, 2019



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March 13, 2019
Board Meeting Agenda

The Arizona State Board of Podiatry Examiners’ (“Board”) President reserves the right to change the order of items on the agenda, except for public hearings set for a specific time.

During the Board meeting and upon a vote of the majority of a quorum, the Board may go into executive session to obtain legal advice from the Board’s attorney(s) pursuant to Arizona Revised Statute (“A.R.S.”) § 38-431.03(A)(3) on any agenda items listed on the agenda. Any and all legal action will take place in open session.

I. CALL TO ORDER – 8:30 a.m.

II. DECLARATION OF CONFLICTS OF INTEREST – A.R.S. § 38-503

III. REVIEW, DISCUSSION AND POSSIBLE ACTION ON BOARD MEETING MINUTES

Upon a vote of the majority of a quorum, the Board may go into executive session, pursuant to A.R.S. § 38-431.03(A)(2) 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.

- A. February 13, 2019 – General Session board meeting minutes.
- B. February 13, 2019 – Executive Session board meeting minutes.

IV. ITEMS FOR BOARD REVIEW, DISCUSSION AND POSSIBLE ACTION

Upon a vote of the majority of a quorum, the Board may go into executive session, pursuant to A.R.S. § 38-431.03(A)(2) 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.

- A. Issuance of Licenses – A.R.S. § 32-826
Board to review, discuss, and take possible action on the following applications for a license to practice podiatry, to be issued on the condition that the required license issuance fee shall be paid within 12 months from the date of Board approval:
 - 1. Whiting, Trevor, DPM
- B. Application(s) for Registration to Dispense Drugs/Devices – A.A.C. R4-25-602
Board to review, discuss and take possible action on the following application(s):
 - 1. Whiting, Trevor, DPM

- C. Investigation Files
Board to review, discuss and take possible action on investigation files, including any complaints, respondents' responses, medical records, investigative reports and any other documentation received in the course of the investigation for the following files:
1. 18-26-C; Farrell, Patrick, DPM
 2. 19-13-C; Geller, Stephen, DPM
- D. Update of Investigator's Review of Audit Report
Board to review and discuss the initial audit report of patient charts pursuant to the Consent Agreement and Order.
1. Clark, Seth, DPM
- E. Consent Agreement and Order Request for Approval of Continuing Medical Education ("CME")
Board to review, discuss and take possible action regarding approval of CME submission pursuant to the Consent Agreement and Order.
1. Clark, Seth, DPM
- F. Quarterly Update
Board to review, discuss and take possible action regarding a CME request and a quarterly update for the following file:
1. Peterson, Kent, DPM
 2. Farrell, Patrick, DPM
 3. Hayman, Brad, DPM
- G. Initial Analysis
Board to review, discuss and take possible action on information received regarding advertising for Surgery-Free Bunion Therapy and whether to open an investigation file concerning the matter.
- H. Investigation Files Recommended for Dismissal
Board to review information received from an anonymous complainant to determine whether or not to open an investigation file and/or take disciplinary action.
- I. Review, Discussion and Possible Action for New Investigation File
Board to discuss information received to determine the direction of an investigation for a doctor.
- J. Request for Approval of Continuing Medical Education ("CME")
Board to review and discuss the requested CME pursuant to A.A.C.R4-25-502, and may vote to take action on the following request:
1. Dahukey, Amram, DPM – Request for Approval

V. REVIEW, DISCUSSION AND POSSIBLE ACTION ON PERSONNEL MATTERS REGARDING THE POSITION OF EXECUTIVE DIRECTOR

Upon a vote of the majority of a quorum, the Board may go into executive session, pursuant to A.R.S. § 38-431.03(A)(1) for discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee or employee of any public body, except that, with the exception of salary discussions, an officer, appointee or employee may demand that the discussion or consideration occur at a public meeting.

- A. Appointment of and compensation for Interim Executive Director
- B. Reconsideration of candidates for Executive Director position
- C. Continuing search for an Executive Director

VI. EXECUTIVE DIRECTOR'S REPORT

Executive Director to provide an update and/or summary on the following items: the listed items are subject to Board discussion and may result in action by the Board.

- A. Budget Update
- B. Agency Operations
- C. Complaint Log

VII. SUMMARY OF CURRENT EVENTS

By law, the summary of current events is limited to summarizing recent occurrences. The Board cannot propose, discuss, deliberate or take legal action on any matter in the summary unless the specific matter is properly noticed for legal action.

VIII. CALL TO THE PUBLIC

Pursuant to A.R.S. § 38-431.01(H), the Board may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. However, members of the Board are not allowed to discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. The Board, however, may ask staff to review a matter or may ask that a matter be put on a future agenda.

IX. DISCUSSION AND POSSIBLE ACTION ITEMS FOR FUTURE MEETING AGENDAS

X. NEXT BOARD MEETING DATE

- A. Wednesday, April 10, 2019

XI. ADJOURNMENT