

**Janet Napolitano**  
Governor

**Christina M. Sorenson, O.D.**  
President

**Caroline Griego, O.D.**  
Vice President



**Arizona State Board of Optometry**  
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**Margaret Whelan**  
Executive Director

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## **FINAL MINUTES FOR REGULAR SESSION MEETING: JANUARY 19, 2007**

### **Board Members**

Christina M. Sorenson, O.D., President  
Caroline Griego, O.D., Vice-President  
Robert B. Pinkert, O.D.  
Robert J. Maynard, O.D.  
Curtis R. Winkler, M.D.  
Melissa Bengtson, Public Member

### **Staff:**

Margaret Whelan, Executive Director  
Paula Hollins, Licensing Administrator

### **Legal Counsel:**

Melissa Cornelius, Assistant Attorney General

### **A. CALL TO ORDER:**

Dr. Sorenson called the meeting to order at 9:13 a.m.

### **B. ROLL CALL:**

Board Members Present: Christina M. Sorenson, O.D., President  
Caroline Griego, O.D., Vice President  
Robert J. Maynard, O.D.  
Melissa Bengtson, Public Member.

Board Members Absent: Robert B. Pinkert, O.D.  
Curtis Winkler, M.D.

Legal Counsel Present: Melissa Cornelius, Assistant Attorney General

Staff Present: Margaret Whelan, Executive Director  
Paula Hollins, Licensing Administrator

### **C. PRESIDENT'S REPORT:**

Dr. Sorenson reported that in 2006, there were 81 applications received, 69 new licenses issued, the records retention scheduled was revised, a docket for rules was opened, a new statute A.R.S. §32-1753 was enacted (addresses the styles of optometric practice), Ms. Hollins, Licensing Administrator, has

been with the Board for a year, Board average of 53 days to resolve complaints, over 90 public information requests were filled and Board counsel, Ms. Cornelius, is leaving effective February 1, 2007 as she has been reassigned to another Board.

**D. REVIEW, DISCUSSION AND VOTE ON INVESTIGATIVE REVIEWS/COMPLAINTS:**

1. M.S. vs. Michael Lamb, O.D. IR#200704

Allegation: Poor/erroneous information given to patient

Dr. Griego summarized the case and recommended the Board dismiss the case due to lack of violation of the optometric practice act.

**MOTION:** Dr. Griego moved to dismiss the case due to lack of violation of the optometric practice act. Dr. Maynard seconded the motion.

	Vote	Caroline Griego, O.D.	Robert Maynard, O.D.	Melissa Bengtson, Public Member	Curtis Winkler, M.D.	Robert Pinkert, O.D.	Christina Sorenson, O.D.
YES	4	X	X	X			X
NO	0						
ABSTAIN	0						
ABSENT	2				X	X	

**VOTE:** Motion passed 4-0.

2. P.C. vs. Martin Brussels, O.D. IR#200707

Allegation: Improper correction/fit of eyeglasses or contacts; optometrist failed to correct problem

Dr. Sorenson summarized the case and recommended the Board dismiss the case due to lack of violation of the optometric practice act.

**MOTION:** Dr. Griego moved to dismiss the case due to lack of violation of the optometric practice act. Ms. Bengtson seconded the motion.

	Vote	Caroline Griego, O.D.	Robert Maynard, O.D.	Melissa Bengtson, Public Member	Curtis Winkler, M.D.	Robert Pinkert, O.D.	Christina Sorenson, O.D.
YES	4	X	X	X			X
NO	0						
ABSTAIN	0						
ABSENT	2				X	X	

**VOTE:** Motion passed 4-0.

3. C.M. vs. Brian Stephens, O.D. IR#200710

Allegation: Eyes seriously injured/optometrist failed to correct problem

Dr. Sorenson summarized the case and recommended the Board move to informal interview to obtain further information and discussion with Dr. Stephens.

**MOTION:** Dr. Maynard moved to go to informal interview to address issues of treatment/patient care. Dr. Griego seconded the motion.

	Vote	Caroline Griego, O.D.	Robert Maynard, O.D.	Melissa Bengtson, Public Member	Curtis Winkler, M.D.	Robert Pinkert, O.D.	Christina Sorenson, O.D.
YES	4	X	X	X			X
NO	0						
ABSTAIN	0						
ABSENT	2				X	X	

**VOTE:** Motion passed 4-0.

4. J.C. vs. Frank Akers, O.D. IR#200711

Allegation: Optometrist failed to correct problem or refer to specialist

Dr. Sorenson summarized the case and recommended the Board issue a Letter of Concern for a lack of and the need for higher sensitivity to glaucoma suspicion based on soft clinical findings.

**MOTION:** Dr. Sorenson moved to issue a Letter of Concern for a higher sensitivity to glaucoma suspicion based on two soft clinical findings. Dr. Griego seconded the motion.

	Vote	Caroline Griego, O.D.	Robert Maynard, O.D.	Melissa Bengtson, Public Member	Curtis Winkler, M.D.	Robert Pinkert, O.D.	Christina Sorenson, O.D.
YES	4	X	X	X			X
NO	0						
ABSTAIN	0						
ABSENT	2				X	X	

**VOTE:** Motion passed 4-0.

5. X.S. vs. Charles Roberts, O.D. IR#200712

Allegation: Refused to provide service because (disruptive) child was with patient

Dr. Sorenson summarized the case and recommended the Board dismiss the case due to lack of violation of the optometric practice act.

**MOTION:** Dr. Griego moved to dismiss the case due to lack of violation of the optometric practice act. Ms. Bengtson seconded the motion.

	Vote	Caroline Griego, O.D.	Robert Maynard, O.D.	Melissa Bengtson, Public Member	Curtis Winkler, M.D.	Robert Pinkert, O.D.	Christina Sorenson, O.D.
YES	4	X	X	X			X
NO	0						
ABSTAIN	0						
ABSENT	2				X	X	

**VOTE:** Motion passed 4-0.

6. R.J. vs. Stephen Christensen, O.D. IR#200713

Allegation: Poor standard of care

Dr. Sorenson summarized the case and recommended the Board dismiss the case due to lack of violation of the optometric practice act.

**MOTION:** Dr. Maynard moved to dismiss the case due to lack of violation of the optometric practice act. Dr. Griego seconded the motion.

	Vote	Caroline Griego, O.D.	Robert Maynard, O.D.	Melissa Bengtson, Public Member	Curtis Winkler, M.D.	Robert Pinkert, O.D.	Christina Sorenson, O.D.
YES	4	X	X	X			X
NO	0						
ABSTAIN	0						
ABSENT	2				X	X	

**VOTE:** Motion passed 4-0.

**E. REVIEW, DISCUSSION AND POSSIBLE BLOCK VOTE ON PENDING REGULAR LICENSE APPLICATIONS:**

- 7. Farquhar, Brian
- 8. Nissany, Alahyar

9. Vetter, Brooke

**MOTION:** Dr. Griego moved to approve items 7 and 9 for licensure. Dr. Sorenson seconded the motion.

**VOTE:** Motion passed 4-0.

**MOTION:** Dr. Maynard moved to table item 8 to request additional information from the applicant. Ms. Bengtson seconded the motion.

**VOTE:** Motion passed 4-0.

**F. REVIEW, DISCUSSION AND POSSIBLE BLOCK VOTE ON PENDING ENDORSEMENT APPLICATIONS:**

10. Chism, Larry

**MOTION:** Dr. Maynard moved to approve item 10 for licensure. Ms. Bengtson seconded the motion.

**VOTE:** Motion passed 4-0.

**G. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON APPROVAL OF CONTINUING EDUCATION AS PROVIDED BY A.R.S. §32-1704(D) and A.A.C. R4-21-208:**

**Fiscal Year 2007**

	<b>Continuing Education</b>	<b>Date</b>	<b>No. of hours requested</b>
a.	International Vision Expo East 2007	March 22-25, 2007	141 Regular
b.	2006 Florida Eye Symposium/Medical Errors	November 18 -19, 2006	2 Regular
c.	Central AZ Optometric Society	November 28, 2006	3 Regular
d.	2007 Glaucoma & Cataract Update	February 13, 2007	2 Regular

**MOTION:** Dr. Maynard moved to accept items a thru d. Dr. Sorenson seconded the motion.

**VOTE:** The motion passed 4-0.

**H. REVIEW, DISCUSSION AND POSSIBLE VOTE ON PHARMACEUTICAL AGENT CERTIFICATE APPLICATIONS:**

11. Reiss, Samuel

**MOTION:** Dr. Maynard moved to approve item 11 for a Pharmaceutical Agent Certificate. Dr. Griego seconded the motion.

**VOTE:** Motion passed 4-0.

**I. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON APPROVAL OF CONTINUING EDUCATION FOR KEVIN RUSSELL, O.D.**

12. Letter requesting approval of non-transcript quality continuing education.

**MOTION:** Ms. Bengtson moved to approve item 12 to satisfy the continuing education requirements of Dr. Russell's consent agreement. Dr. Sorenson seconded the motion.

**VOTE:** Motion passed 4-0.

**J. REVIEW, DISCUSSION AND POSSIBLE VOTE REGARDING COMPLIANCE WITH PROBATIONARY/STAY OF REVOCATION ORDER:**

13. Vincent G. Sanchez, O.D., IR#200422

**MOTION:** Dr. Maynard moved to continue the current suspension until a psychological report that is more favorable in allowing the doctor to practice comes back, and to hold a formal hearing at the Office of Administrative Hearings to determine status of the license. Dr. Sorenson seconded the motion.

**VOTE:** Motion passed 4-0.

**K. REVIEW, DISCUSSION AND POSSIBLE APPROVAL OF BOARD MEETING MINUTES:**

14. November 17, 2006 Regular Session Minutes

**MOTION:** Dr. Sorenson moved to approve tab 14 as written. Dr. Griego seconded the motion.

**VOTE:** Motion passed 4-0.

**L. EXECUTIVE DIRECTOR'S REPORT:**

- 15. FARB Conference
- 16. ARBO Conference
- 17. Budget
- 18. Online credit card program for applications and public information requests
- 19. Legislation
- 20. Items for Board anniversary

Ms. Whelan reported on tabs 15 thru 20 inclusive.

**M. CALL TO PUBLIC:**

Dr. Sorenson made a call to the public at 11:14 a.m. Dr. Palmieri, Dr. Laderman and Dr. Branson addressed the Board regarding item J.

Dr. Maynard moved to adjourn the meeting at 11:31 a.m. Ms. Bengtson seconded the motion. The meeting adjourned at 11:32 a.m.

**END OF MINUTES:**

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Margaret Whelan, Executive Director

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Date