

Janet Napolitano
Governor

Robert B. Pinkert, O.D.
President

Christina M. Sorenson, O.D.
Vice President



Arizona State Board of Optometry
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Executive Director

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FINAL MINUTES FOR REGULAR SESSION MEETING: FEBRUARY 17, 2006

Board Members

Robert B. Pinkert, O.D., President
Christina M. Sorenson, O.D., Vice-President
Caroline Griego, O.D.
Robert J. Maynard, O.D.
Lawrence Ponemon, PhD
Curtis R. Winkler, M.D.

Staff:

Margaret Whelan, Executive Director
Paula Hollins, Licensing Administrator

Legal Counsel:

Melissa Cornelius, Assistant Attorney General

A. CALL TO ORDER:

Dr. Pinkert called the meeting to order at 9:05 a.m.

B. ROLL CALL:

Board Members Present: Robert B. Pinkert, O.D., President
Christina M. Sorenson, O.D., Vice President
Robert J. Maynard, O.D.
Caroline Griego, O.D.
Curtis Winkler, M.D.

Board Members Absent: Lawrence Ponemon, PhD

Legal Counsel Present: Melissa Cornelius, Assistant Attorney General

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

C. PRESIDENT'S REPORT:

None

D. INFORMAL INTERVIEW:

1. G.W. vs. Kevin Russell, O.D., IR#200515

Dr. Pinkert summarized the case and recommended the Board issue a decree of censure for Unprofessional Conduct and Gross Malpractice.

MOTION: Dr. Griego moved to issue a decree of censure to include a civil penalty of \$1000 and a probationary term of one year to complete a total of 12 hours of continuing education in the area of Glaucoma with 6 hours of transcript quality credit and 6 hours of non-transcript quality credit. All 12 hours are to be COPE approved. Dr. Sorenson seconded the motion.

	Vote	Caroline Griego, O.D.	Robert Maynard, O.D.	Lawrence Ponemon Public Member	Curtis Winkler, M.D.	Robert Pinkert, O.D.	Christina Sorenson, O.D.
YES	5	X	X		X	X	X
NO	0						
ABSTAIN	0						
ABSENT	1			X			

VOTE: The motion passed 5-0.

E. REVIEW, DISCUSSION AND VOTE ON INVESTIGATION REVIEWS/COMPLAINTS:

2. ASBOO vs. Stuart Adams, O.D. IR#200518

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

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

VOTE: Motion passes 4-0. Dr. Winkler is absent from this vote.

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

3. Bansal, Jatinder
4. Gangji, Hussein
5. Grace, Darryl
6. Jones, Eric

MOTION: Dr. Maynard moved to approve items 3-6 for licensure. Dr. Griego seconded the motion.

VOTE: The motion passed 5-0.

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

None

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

7. Horwitz, Sherri

Dr. Pinkert discussed the PA application submitted Dr. Horwitz and informed the Board that she meets the current requirements to hold a Pharmaceutical Agent Certificate.

MOTION: Dr. Sorenson moved to issue PA Certificate for item 7. Dr. Griego seconded the motion.

VOTE: Motion passed 5-0.

I. 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 2005/2006

	Continuing Education	Date	No. of hours requested
a.	Fundamentals of Wavefront Analysis & Impact on Optometry	1/10/06	2 Regular
b.	New Clinical Perspectives	1/7/06	5.5 Regular
c.	2006 Glaucoma and Cataract Update	3/1/06	1.5 Regular
d.	New Technology for the Practice	2/28/06	3 Regular

MOTION: Dr. Pinkert moved to accept items a, c, and d. Dr. Maynard seconded the motion.

VOTE: The motion passed 4-0. Dr. Winkler abstained.

MOTION: Dr. Maynard moved to accept item b. Dr. Griego seconded the motion.

VOTE: The motion passed 4-0. Dr. Pinkert recused.

J. REVIEW, DISCUSSION AND CONSIDERATION OF THE INVESTIGATIVE PROCESS AND ASSIGNMENT OF COMPLAINTS

Ms. Cornelius discussed the handling and processing of complaints with the Board.

K. REVIEW, DISCUSSION AND CONSIDERATION OF DISCLAIMERS ON PRESCRIPTIONS.

The Board discussed the inclusion of any disclaimers on prescriptions given to a patient.

L. REVIEW, DISCUSSION AND POSSIBLE VOTE ON SPONSORSHIP OF FOREIGN APPLICANT FOR LICENSURE

8. Ben Purba, O.D.

MOTION: Dr. Maynard moved to table for further discussion. Motion failed for lack of a second.

SECOND MOTION: Dr. Sorenson moved to deny the request to sponsor Dr. Purba for the NBE0 examination. Dr. Pinkert seconded the motion.

VOTE: Motion passed 5-0.

M. EXECUTIVE SESSION TO OBTAIN LEGAL ADVICE REGARDING EXCESSIVE PUBLIC INFORMATION REQUESTS.

Board went into Executive Session at 11:45 am.
Board reconvened Regular Session at 11:52 am.

N. REVIEW, DISCUSSION AND POSSIBLE APPROVAL OF BOARD MEETING MINUTES.

- 9. January 20, 2006 Regular Session Minutes
- 10. January 20, 2006 Executive Session Minutes
- 11. January 20, 2006 Second Executive Session Minutes

MOTION: Dr. Sorenson moved to approve tabs 9-11 with amendments. Dr. Maynard seconded the motion.

VOTE: The motion passed 5-0.

O. EXECUTIVE DIRECTOR'S REPORT:

- 12. Budget
- 13. Legislation
- 14. FARB Conference

Ms. Whelan reported on tabs 12-14 inclusive.

P. CALL TO PUBLIC:

Dr. Pinkert moved to adjourn the meeting. Meeting adjourned at 11:00 a.m.

END OF MINUTES:

Margaret Whelan, Executive Director

Date