



Governor
Douglas Ducey

**ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY**

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Board Members
Douglas Cunningham, D.O., Pres
Jerry G. Landau, J.D., V.P.
Gary Erbstoesser, D.O.
Jonathan Maitem, D.O.
Martin Reiss, D.O.
Christopher Spiekerman, D.O.
Jeffrey H. Burg

Executive Director
Justin Bohall

**NOTICE OF AGENDA OF MEETING OF THE
ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY**

Pursuant to A.R.S. §38-431.02, notice is hereby given to the members of the Arizona Board of Osteopathic Examiners in Medicine and Surgery ("Board") and to the general public that the Board will hold a meeting open to the public on:

**Saturday, August 10, 2019 beginning at 8:05 A.M.
AT THE OFFICE OF THE ARIZONA BOARD OF OSTEOPATHIC EXAMINERS,
1740 W Adams St • Phoenix, Arizona
Board Room A**

Pursuant to A.R.S. §32-1855.03(C) through (E), the Board shall keep confidential the identities of patients and any medical records from which they could be identified. Pursuant to A.R.S. §38-431.03 (A) (3), the Board may vote to go into Executive Session to obtain legal advice on any item on the agenda.

Persons with a disability may request a reasonable accommodation such as a sign language interpreter, by contacting Board Staff at (480) 657-7703. Requests should be made as early as possible to allow time to arrange the accommodation. This document can be available in alternative formats by contacting Board Staff at (480) 657-7703.

The mission of the Board is to protect the public by setting educational and training standards for licensure, and by reviewing complaints made against osteopathic physicians, interns, and residents to ensure that their conduct meets the standards of the profession, as defined in law (A.R.S. § 32-1854).

AGENDA

1. CALL TO ORDER not before 8:05 a.m.

2. ROLL CALL AND REVIEW OF AGENDA

3. CALL TO THE PUBLIC

- A. Welcome to the Medical Students – Midwestern University Arizona College of Osteopathic Medicine, A.T. Still University Kirksville College of Osteopathic Medicine, and A.T. Still University School of Osteopathic Medicine in Arizona.
- B. If any member of the public who is not a respondent/licensee or applicant or complainant wishes to address the Board on a matter that appears on the agenda, you will be asked to speak during the Call to the Public. If you want to address the Board on an issue not on the

agenda, you will also be asked to speak during the Call to the Public. All those wishing to speak should fill out a speaker form and give it to a staff member.

4. REVIEW, CONSIDERATION AND APPROVAL OF MINUTES

A. May 18, 2019 Open Session

B. May 18, 2019 Executive Session

C. June 15, 2019 Open Session

D. June 15, 2019 Executive Session

5. MOTION FOR REHEARING OR REVIEW - REVIEW, DISCUSSION AND POSSIBLE ACTION ON THE MOTION FOR REHEARING OR REVIEW PURSUANT TO A.A.C. R4-22-107.

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03 (A) (2) or to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03 (A) (3). If necessary, The Board will recess between 12:00 pm and 1:00 pm. Any cases not concluded in the morning session will be called after 1:00 pm.

A. DO-18-0044A (Supplemental Material Received), Caren Lynn Borjeson DO, LIC. #3117

6. REVIEW, DISCUSSION, AND ACTION ON CASE REVIEWS OF ALLEGATIONS OF UNPROFESSIONAL CONDUCT A.R.S. § 32-1855 (D).

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03 (A) (2) or to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03 (A) (3). If necessary, The Board will recess between 12:00 pm and 1:00 pm. Any cases not concluded in the morning session will be called after 1:00 pm.

A. DO-17-0001B, Catherine Kin Yan Ho DO, LIC. #006189

B. DO-19-0015A, Bryan David Friedman DO, LIC. #006111

C. DO-18-0164A, Steven Brian Wallach DO, LIC. #2113

D. DO-19-0018A, Alan John Schenne DO, LIC. #007190

7. REVIEW, DISCUSSION AND ACTION ON INVESTIGATIVE HEARINGS PURSUANT TO A.R.S. § 32-1855 (E).

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03(A)(2) or to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. § 38-431.03(A)(3). If necessary, The Board will recess between 12:00 pm and 1:00 pm. Any cases not concluded in the morning session will be called after 1:00 pm.

A. DO-18-0180A, Andrea Lynn Raby DO, LIC. #3508

B. DO-18-0141A, Bryan David Friedman DO, LIC. #006111

C. DO-18-0113A, Bryan David Friedman DO, LIC. #006111

- D. DO-17-0286A, Harold A. Tabaie DO, LIC. #005237
- E. DO-18-0181A, Mark Christian Carnett DO, LIC. #3174
- F. DO-17-0207A, Christopher Lynch Marsh DO, LIC. #2532
- G. DO-18-0098A, Robert Ian Marouk DO, LIC. #3583

8. CONSIDERATION AND ACTION ON COMPLIANCE WITH TERMS OF BOARD ORDERS AND REQUESTS TO MODIFY OR TERMINATE ORDERS, PURSUANT TO A.R.S. §32-1855 (E) AND (I).

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03 (A) (2) or to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03 (A) (3).

- A. DO-18-0158A, DO-18-0152A, Jeffery Burl Bushman DO, LIC. #2338
- B. DO-18-0014A, Roy Niels Skousen DO, LIC. #2214
- C. DO-17-0268A, Brian Samuel Page DO, LIC. #3416
- D. DO-17-0269A, Brian Samuel Page DO, LIC. #3416

9. REVIEW, CONSIDERATION, AND ACTION ON APPLICATIONS FOR LICENSURE PURSUANT TO A.R.S. § 32-1822; PERMITS PURSUANT TO A.R.S. § 32-1829; AND RENEWALS OF LICENSES PURSUANT TO A.R.S. § 32-1825 (C-D) AND A.A.C. R4-22-207.

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03 (A) (2) or to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03 (A) (3).

- A. DO-19-0114A, Mark Thomas Hash , LIC. #N/A
- B. DO-19-0143A, Donald W Brown , LIC. #N/A
- C. DO-19-0170A, Philip M. Davis , LIC. #N/A
- D. DO-19-0139A, Farrell Lee Roseberry DO, LIC. #N/A
- E. DO-17-0235A, Scott Nicholas Welle , LIC. #N/A

10. QUESTION AND ANSWER SESSION BETWEEN THE MEDICAL STUDENTS AND MEMBERS OF THE BOARD AND DISCUSSION RELATING TO ISSUES SURROUNDING THE PRACTICE OF OSTEOPATHIC MEDICINE.

11. REVIEW CONSIDERATION, AND ACTION ON PHYSICIAN SIGNED CONSENT AGREEMENTS.

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03 (A) (2) or to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03 (A) (3).

A. DO-17-0106A- Jamison Foster, DO LIC.#006198

License Renewal and Physician Signed Consent Agreement

12. REVIEW, DISCUSSION AND ACTION ON THE FOLLOWING MISC ITEMS.

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03(A)(2) or to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. § 38-431.03(A)(3).

A. Review, Consideration and Possible Action Regarding the Continued Delegation of Authority to the Executive Director in accordance with A.R.S. §32-1804.

In accordance with established statute, the Board shall delegate the prescribed authority to the Board's Executive Director:

1. Authority to issue licenses, certifications, limited licenses, temporary licenses, registrations, preceptorships, reinstatements, permits, license renewal extensions and waivers in accordance with A.R.S. §32-1804(B)(9) and A.R.S. §32-3123 (SB1086).
2. Authority to initiate complaint investigations in accordance with A.R.S. §32-1804(B)(14).
3. Authority to dismiss complaints in accordance with A.R.S. §32-1804(B)(18) & (B)(20).
4. Authority to enter into stipulated agreements for treatment, rehabilitation and monitoring of a licensee's abuse or misuse of a chemical substance in accordance with A.R.S. §32-1804(B)(19).
5. Authority to refer complaints for investigative hearing in accordance with A.R.S. §32-1804(B)(21).
6. Authority to close complaints resolved through mediation in accordance with A.R.S. §32-1804(B)(22).
7. Authority to grant uncontested requests for cancellations of a license in accordance with A.R.S. §§32-1804(B)(25) & 32-1827.

B. Investigations Process (Three Reviewer Committee and Executive Director Dismissals) Policy

C. Substantive Policy Statement - "Board Certified in Pain"

The Board may review and approve Substantive Policy Statement 19-01.

D. Opioid Prescribing CME for category 1A and 1B.

The Board may review and approve Substantive Policy Statement 19-02.

E. Universal Licensing Recognition

The Board may review and approve Substantive Policy Statement 20-01.

F. DATA Waiver Eligibility Policy in accordance with A.R.S. §32-1803(A)(7).

13. REVIEW, CONSIDERATION AND ACTION ON REPORTS FROM EXECUTIVE DIRECTOR.

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03(A)(2) or to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. § 38-431.03(A)(3).

A. Report on Executive Director Dismissed Complaints

B. Executive Director Report

1. Financial Report
2. Current Events that Affect the Board
3. Legislation Update
HB2569, SB1086, SB1402, SB1029, SB1354, HB2519, HB2068, HB2118, SB1096, HB2747
SB1062

14. ADJOURNMENT

A handwritten signature in black ink, consisting of the letters 'J', 'B', and 'H' in a cursive, stylized font. The 'J' is large and loops around the 'B', and the 'H' is smaller and positioned to the right.

Executive Director