



**ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY**
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Board Members:
Jonathan A. Maitem, D.O., Pres
Samara Shipon, D.O., V.P.
Gary A. Erbstoesser, D.O.
Jeffrey H. Burg, AIF
Dawn K. Walker, D.O.
Ken S. Ota, D.O.
Samara Shipon, D.O.
Michael Goodman
Executive Director
Justin Bohall

**DRAFT MINUTES FOR MEETING OF THE
ARIZONA BOARD OF OSTEOPATHIC EXAMINERS IN MEDICINE AND SURGERY**
Held on Friday May 17, 2024, at 8:30 am, at
1740 West Adams Street, Board Room A, Phoenix, Arizona 85007 as well as virtually.

1. CALL TO ORDER

Board President Maitem called the meeting to order at 8:38 am.

President Maitem thanked the Board members and staff for facilitating today’s proceedings and read aloud the Board’s Mission Statement: “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).”

2. ROLL CALL AND REVIEW OF AGENDA

	Gary Erbstoesser, DO	Jonathan Maitem, DO	Jeffrey Burg	Ken Ota, DO	Dawn Walker, DO	Samara Shipon, DO	Michael Goodman
Present		X	X		X	X	
Absent	X			X			X

Other Board Staff Present during the Board Meeting:

	Justin Bohall, Executive Director	Lindsey Castro, Deputy Director	Barbara Prah-Wix, DO- Med. Cons.	Seth Hargraves, Assistant AG	Christopher Andreyka, Licencing	Kellye Mykhailov, Operations Coord.	Irma Dominick, Licencing
Present	X	X	X	X		X	X
Absent					X		

3. CALL TO THE PUBLIC

A. President Maitem made a call to the public. No one from the public requested to speak.

4. REVIEW, CONSIDERATION, AND APPROVAL OF MINUTES

A. March 30, 2024 Open Session

MOTION: President Maitem motioned to approve March 30, 2024 , Open Session minutes.

SECOND: Dr. Walker

VOTE: 3-aye, 0-nay, 1-abstain, 0-recuse, 3-absent.

MOTION PASSED.

	Vote	Gary Erbstoesser, DO	Jonathan Maitem, DO	Jeffrey Burg	Ken Ota, DO	Dawn Walker, DO	Samara Shipon, DO	Michael Goodman
Aye:	3		X			X	X	
Nay:	0							
Abstain/ Recuse:	1			X				
Absent:	3	X			X			X

B. March 30, 2024 Executive Session

MOTION: President Maitem motioned to approve March 30, 2024, Executive Session minutes.

SECOND: Dr. Walker

VOTE: 3-aye, 0-nay, 1-abstain, 0-recuse, 3-absent.

MOTION PASSED.

	Vote	Gary Erbstoesser, DO	Jonathan Maitem, DO	Jeffrey Burg	Ken Ota, DO	Dawn Walker, DO	Samara Shipon, DO	Michael Goodman
Aye:	3		X			X	X	
Nay:	0							
Abstain/ Recuse:	0			X				
Absent:	3	X			X			X

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

A. DO-22-0130A, Bryce Olsen, DO

Dr. Olsen was present for the Board’s consideration of the matter and was represented by legal counsel, Holly Gieszl.

Board staff advised the Board that Dr. Olsen and Ms. Gieszl were requesting a continuance for the next Board meeting.

MOTION: President Maitem motioned for the Board to move to Executive Session for Confidential Information and legal advice pursuant to A.R.S. § 38-431.03 (A)(2) &(3).

SECOND: Dr. Walker

VOTE: 4-aye, 0-nay, 0-abstain, 0-recuse, 3-absent.

MOTION PASSED.

	Vote	Gary Erbstoesser, DO	Jonathan Maitem, DO	Jeffrey Burg	Ken Ota, DO	Dawn Walker, DO	Samara Shipon, DO	Michael Goodman
Aye:	4		X	X		X	X	
Nay:	0							
Abstain/ Recuse:	0							
Absent:	3	X			X			X

The Board entered into Executive Session at 8:49 a.m.
The Board returned to Open Session at 8:53 a.m.
No legal action was taken by the Board during Executive Session.

Upon reviewing and discussing the request, the Board decided to continue the case for the next Board meeting in July.

MOTION: President Maitem motioned to approve the request for a continuance

SECOND: Vice-President Shipon

VOTE: 4-aye, 0-nay, 0-abstain, 0-recuse, 3-absent.

MOTION PASSED.

	Vote	Gary Erbstoesser, DO	Jonathan Maitem, DO	Jeffrey Burg	Ken Ota, DO	Dawn Walker, DO	Samara Shipon, DO	Michael Goodman
Aye:	4		X			X	X	X
Nay:	0							
Abstain/ Recuse:	0							
Absent:	3	X		X	X			

B. DO-23-0111A, Matthew Belshe, DO

Dr. Belshe was present virtually for the Board's consideration of the matter. Dr. Belshe's legal counsel, Kimberly Kent, was also present virtually.

Board staff provided a summary of the case.

Board staff received notice from Summit Healthcare advising the Board that Dr. Belshe had been terminated from his position after an investigation into allegations of sexual conduct with a patient in a clinical setting.

Dr. Belshe provided the Board with his practice and training history. Ms. Kent advised the Board that Dr. Belshe has had no violations until the event that happened with the patient and takes 100% responsibility for what he did. Dr. Belshe reiterated to the Board that this was a huge wake up call for him and he has complied with what the Board has asked of him.

MOTION: President Maitem motioned for the Board to move to Executive Session for Confidential Information and legal advice pursuant to A.R.S. § 38-431.03 (A)(2) &(3).

SECOND: Dr. Walker

VOTE: 4-aye, 0-nay, 0-abstain, 0-recuse, 3-absent.

MOTION PASSED.

	Vote	Gary Erbstoesser, DO	Jonathan Maitem, DO	Jeffrey Burg	Ken Ota, DO	Dawn Walker, DO	Samara Shipon, DO	Michael Goodman
Aye:	4		X	X		X	X	
Nay:	0							
Abstain/ Recuse:	0							
Absent:	3	X			X			X

The Board entered into Executive Session at 10:06 a.m.

The Board returned to Open Session at 10:33 a.m.

No legal action was taken by the Board during Executive Session.

Upon hearing the summary of the case and reviewing all materials provided, the President Maitem motioned to move the case to Formal Hearing pursuant to A.R.S. § 32-1854 (6) (19) (39) (43) (46) (47). AOA (3) (6) (15)

MOTION: President Maitem motioned to move the case to Formal Hearing pursuant to A.R.S. § 32-1854 (6) (19) (39) (43) (46) (47). AOA (3) (6) (15)

SECOND: Vice-President Shipon

VOTE: 4-aye, 0-nay, 0-abstain, 0-recuse, 3-absent.

MOTION PASSED.

	Vote	Gary Erbstoesser, DO	Jonathan Maitem, DO	Jeffrey Burg	Ken Ota, DO	Dawn Walker, DO	Samara Shipon, DO	Michael Goodman
Aye:	4		X	X		X	X	
Nay:	0							
Abstain/ Recuse:	0							
Absent:	3	X			X			X

MOTION: President Maitem motioned to issue an interim consent agreement for no patient contact.

SECOND: Dr. Walker

VOTE: 4-aye, 0-nay, 0-abstain, 0-recuse, 3-absent.

MOTION PASSED.

	Vote	Gary Erbstoesser, DO	Jonathan Maitem, DO	Jeffrey Burg	Ken Ota, DO	Dawn Walker, DO	Samara Shipon, DO	Michael Goodman
Aye:	4		X	X		X	X	
Nay:	0							
Abstain/ Recuse:	0							
Absent:	3	X			X			X

6. 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

A. DO-24-0047A, Brandon Shaw, DO

Dr. Shaw was present virtually for the Board’s consideration of the matter. Dr. Shaw’s legal counsel, Claudia Stedman, was also present virtually.

Board staff provided a summary of the case.

Dr. Shaw is requesting reinstatement of his retired license and provided the Board with a re-entry to practice plan. Due to the length of time the doctor has been out of practice, Board staff is not able to automatically approve the reinstatement.

Ms. Stedman and Dr. Shaw provided the Board with additional information regarding Dr. Shaw’s education, practice experience and the circumstances surrounding his decision to retire his license.

MOTION: President Maitem motioned for the Board to move to Executive Session for Confidential Information and legal advice pursuant to A.R.S. § 38-431.03 (A)(2) &(3).

SECOND: Vice-President Shipon

VOTE: 4-aye, 0-nay, 0-abstain, 0-recuse, 3-absent.

MOTION PASSED.

	Vote	Gary Erbstoesser, DO	Jonathan Maitem, DO	Jeffrey Burg	Ken Ota, DO	Dawn Walker, DO	Samara Shipon, DO	Michael Goodman
Aye:	4		X	X		X	X	
Nay:	0							
Abstain/ Recuse:	0							
Absent:	3	X			X			X

The Board entered into Executive Session at 9:18 a.m.

The Board returned to Open Session at 9:30 a.m.

No legal action was taken by the Board during Executive Session.

Upon hearing the summary of the case review and provided materials, the Board made a motion to approve the reinstatement of the license upon successful completion of the SPEX or COMVEX.

MOTION: President Maitem motioned for the Board to approve the reinstatement of the license upon successful completion of the SPEX or COMVEX.

SECOND: Mr. Burg

VOTE: 4-aye, 0-nay, 0-abstain, 0-recuse, 3-absent.

MOTION PASSED.

	Vote	Gary Erbstoesser, DO	Jonathan Maitem, DO	Jeffrey Burg	Ken Ota, DO	Dawn Walker, DO	Samara Shipon, DO	Michael Goodman
Aye:	4		X	X		X	X	
Nay:	0							
Abstain/ Recuse:	0							
Absent:	3	X			X			X

The Board made an additional motion to approve a restricted license should Dr. Shaw chose to accept the terms of a restricted license in administrative medicine.

MOTION: President Maitem motioned for the Board to approve a restricted license in administrative medicine

SECOND: Mr. Burg

VOTE: 4-aye, 0-nay, 0-abstain, 0-recuse, 3-absent.

MOTION PASSED.

	Vote	Gary Erbstoesser, DO	Jonathan Maitem, DO	Jeffrey Burg	Ken Ota, DO	Dawn Walker, DO	Samara Shipon, DO	Michael Goodman
Aye:	4		X	X		X	X	
Nay:	0							
Abstain/ Recuse:	0							
Absent:	3	X			X			X

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

No students were present.

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

A. Review of Disciplinary Matrix

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

A. Report from Board Members

The Board members had nothing to report.

B. Executive Director Report

1. Financial Report
2. Current Events that Affect the Board
3. Licensing and Investigations Update
4. Report on Director Dismissed Complaints

Executive Director Bohall provided a verbal update for the Board.

10. Adjournment

MOTION: President Maitem motioned for the Board to adjourn.

SECOND: Mr. Burg

VOTE: 4-aye, 0-nay, 0-abstain, 0-recuse, 3-absent.

MOTION PASSED.

	Vote	Gary Erbsfoesser, DO	Jonathan Maitem, DO	Jeffrey Burg	Ken Ota, DO	Dawn Walker, DO	Samara Shipon, DO	Michael Goodman
Aye:	4		X	X		X	X	
Nay:	0							
Abstain/ Recuse:	0							
Absent:	3	X			X			X

The Board's meeting adjourned at 11:05 am.

Justin Bohall, Executive Director