



State of California
Edmund G. Brown Jr., Governor

NOTICE OF PUBLIC MEETING

July 17, 2014

9:00 a.m.

**Life Chiropractic College West
25001 Industrial Blvd., Room 161
Hayward, CA 94545
(510) 780-4500**

AGENDA

1. **OPEN SESSION – Call to Order & Establishment of a Quorum**
Sergio Azzolino, D.C., Chair
Heather Dehn, D.C., Vice Chair
Julie Elginer, Dr.PH, Secretary
Dionne McClain, D.C.
John Roza Jr., D.C.
Corey Lichtman, D.C.
Frank Ruffino
2. **Pledge of Allegiance**
3. **Chair's Report**
4. **Presentation and Welcome - Representative from Life Chiropractic College West**
5. **Approval of Minutes**
April 29, 2014 Board Meeting
6. **Executive Officer's Report**
 - A. Administration
 - B. Budget
 - C. Licensing
 - D. Enforcement
7. **Ratification of Approved License Applications**
8. **Ratification of Approved Continuing Education Providers**

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(866) 543-1311

Board of Chiropractic Examiners
901 P Street, Suite 142A
Sacramento, California 95814
www.chiro.ca.gov

9. **Ratification of Denied License Applications in Which the Applicants Did Not Request a Hearing**
10. **BCE Licensing, Continuing Education and Public Relations Committee Meetings Update -**
Board may take action on any item on the attached Licensing, Continuing Education and Public Relations Committee meeting agendas.
11. **BCE Government Affairs Committee Meetings Update –**
Board may take action on any item on the attached Government Affairs Committee meeting agendas.
12. **BCE Enforcement Committee Meetings Update –**
Board may take action on any item on the attached Enforcement Affairs Committee meeting agendas.
13. **Discussion and Possible Action Regarding Options for Implementation of Uniform Standards for Substance Abusing Healing Arts Licensees” (SB 1441, Ridley-Thomas, Chapter 548, Statutes of 2008)**
14. **Consideration of and Possible Action Regarding Proposed Regulations to Implement Recommendations to Strengthen Enforcement Programs Pursuant to the Consumer Protection Enforcement Initiative (CPEI)**
15. **Proposed Regulations**
 - A. Sponsored Free Health Care Events
 - B. Licensure and Renewal – Military
16. **Public Comment for Items Not on the Agenda**

Note: The Board may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide whether to place the matter on the agenda of a future meeting. [Government Code Sections 11125, 11125.7(a).] Public comment is encouraged; however, if time constraints mandate, comments may be limited at the discretion of the Chair.
17. **Future Agenda Items**
18. **Hearings Re: Petition for Early Termination/Modification of Probation (Approximately 12:30 P.M.)**
 - A. Ward Henry, D.C. – DC 13550
 - B. Mark Pollack, D.C. – DC 22437
 - C. Brett Stine, D.C. – DC 27704

19. Closed Session

- A. Deliberation on Disciplinary Decisions and Petitions Pursuant to California Government Code Section 11126(c)(3)
- B. To Receive Advice from Legal Counsel Pursuant to California Government Code Section 11126(e)
 - 1) Jonathan Widenbaum, D.C. v. California Department of Consumer Affairs/Board of Chiropractic Examiners, Cal.Sup.Ct. Contra Costa Co., Case No. N14-0353
 - 2) Board of Chiropractic Examiners v. Carole M. Arbuckle Sacramento County Superior Court, Case No. 03AS00948
 - 3) Hugh Lubkin, D.C. v. Board of Chiropractic Examiners Workers' Compensation Case No. ADJ7361379

20. OPEN SESSION: Announcements Regarding Closed Session

21. Adjournment

Meetings of the Board of Chiropractic Examiners are open to the public except when specifically noticed otherwise in accordance with the Open Meeting Act. Public comments will be taken on agenda items at the time the specific item is raised. The Board may take action on any item listed on the agenda, unless listed as informational only. All times are approximate and subject to change. Agenda items may be taken out of order to accommodate speakers and to maintain a quorum. The meeting may be cancelled without notice. For verification of the meeting, call (916) 263-5355 or access the Board's Web Site at www.chiro.ca.gov.

The meeting facilities are accessible to individuals with physical disabilities. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Marlene Valencia at (916) 263-5355 ext. 5363 or e-mail marlene.valencia@dca.ca.gov or send a written request to the Board of Chiropractic Examiners, 901 P Street, Suite 142A, Sacramento, CA 95814. Providing your request at least five (5) business days before the meeting will help to ensure availability of the requested accommodation.

**BOARD OF CHIROPRACTIC EXAMINERS
PUBLIC SESSION MINUTES**

April 29, 2014

Southern California University of Health Sciences
16200 Amber Valley Drive, Multipurpose Room #41
Whittier, CA 90604

Board Members Present

Sergio Azzolino D.C., Chair
Heather Dehn, D.C., Vice Chair
Julie Elginer, Dr. PH, Secretary
Dionne McClain, D.C.
John Roza, Jr., D.C.
Corey Lichtman, D.C.
Frank Ruffino

Staff Present

Robert Puleo, Executive Officer
Kristy Schieldge, Attorney III
Linda Shaw, Staff Services Manager
Sandra Walker, Staff Services Manager
Maria Martinez, Special Investigator
Dixie Van Allen, Associate Governmental Program Analyst
Valerie James, Management Services Technician

Call to Order

Dr. Azzolino called the meeting to order at 10:54 a.m.

Roll Call

Dr. Elginer called the roll. All members were present.

Pledge of Allegiance

Mr. Ruffino led the Pledge of Allegiance.

Chair's Report

Dr. Azzolino acknowledged and thanked the students of Southern California University of Health Science for attending the Board meeting. He welcomed the new Board Members, Dr. Corey Lichtman, Dr. Dionne McClain and Dr. John Roza. Dr. Azzolino indicated that the Board adopted our 2014-2017 Strategic Plan and will be implementing our Strategic Goals. He reported on several goals for the Boards Committees. Dr. Azzolino stated that he and Mr. Puleo recently met with the Medical Board of California's President, Sharon Levine, MD and Executive Director, Kimberly Kirchmeyer to open lines of communications between the Boards.

Approval of Minutes

January 16, 2014 Board Meeting

Ms. Schiedge indicated that the minutes should state the adjournment at 8:45pm. She also recommended that the Board provide more detailed minutes. Mr. Puleo spoke on the rational of providing less detailed minutes since Board meetings are available for the public to view from the Board's website.

MOTION: MR. RUFFINO MOVED TO REFLECT THAT THE ADJOURNMENT OF THE PUBLIC PORTION OF THE MEETING WAS 5:30 PM ON THE SENATE FLOOR, THE BOARD RECONVENED AT THE BOARD'S OFFICE AT 6:00 PM AND ADJOURNED AT 8:45 PM. THE MINUTES WILL REFLECT AN ADJOURNMENT OF 8:45 PM

SECOND: DR. ELGINER SECONDED THE MOTION

Dr. Charles Davis representing the International Chiropractors Association of California (ICAC) came forward and agreed with providing more detailed minutes.

VOTE: 7-0

MOTION CARRIED

Dr. Azzolino requested that the Board Members and staff introduce themselves.

Executive Officer's Report

Mr. Puleo stated that he was very impressed with the attendance at the Board Meeting and encouraged the public to subscribe to our email notifications through our website. Mr. Puleo gave the Executive Officer's Report. The topics were Administration, Budget, Licensing, and Enforcement. Mr. Puleo gave a quick overview on the different type of complaints received, the various processes the Board takes to investigate complaints, how the Board closes complaints, and the steps taken towards progressive discipline.

Dr. Davis came forward and spoke on the licensing population. He also indicated that no licensee should speak to a Board Member relating to a complaint or discipline due to the fact they may have to recuse themselves if they have specific knowledge of the events.

Ratification of Approved License Applications

MOTION: MR. RUFFINO MOVED TO RATIFY THE APPROVED LICENSE APPLICATIONS

SECOND: DR. DEHN SECONDED THE MOTION

VOTE: 7-0

MOTION CARRIED

The Board ratified the attached list of approved license applications incorporated herein (Attachment A).

Ratification of Approved Continuing Education Providers

MOTION: DR. DEHN MOVED TO RATIFY THE APPROVED CONTINUING EDUCATION PROVIDERS

SECOND: DR. MCCLAIN SECONDED THE MOTION

VOTE: 7-0

MOTION CARRIED

The Board ratified the attached list of approved continuing education providers incorporated herein (Attachment B).

Ratification of Denied License Applications in Which the Applicants Did Not Request a Hearing
None

Licensing, Continuing Education and Public Relations Committee Meetings Update

Dr. Dehn provided an update on the Licensing, Continuing Education and Public Relations Committee Meetings. She reported on the Committee's progress on auditing Continuing Education Providers' Continuing Education Courses, public outreach by creating newsletters and brochures, researching the possibility of licensing doctors who graduated from international colleges and creating a document identifying the top ten violations. Dr. Roza encouraged the students to look at the list of the most common offenses.

Dr. Mike Sackett, Dean of Los Angeles College of Chiropractic came forward and thanked the Board for having their meeting at the University. He also thanked the 67 interns who are in attendance. He then gave an overview of the degree programs the University offers.

Government Affairs Committee Meeting Update

Dr. Elginer thanked Dr. Dehn for her service and welcomed Dr. McClain to the Committee. Dr. Elginer spoke briefly on the modifications to the proposed Board Member Administrative Manual. The sections for modifications are: the process by which agenda items are brought before the Board; the process by which the Executive Officer's Evaluation takes place; adding discretion for the Board Chair to determine who can represent the Board when testifying at Budget hearings; specifying that the Vice Chair oversee the liaison assignments for the various entities listed in the Manual; and, lastly, adding four additional documents to the addendum.

Ms. Schieldge commented on the section titled Public Comment on page 11. She recommended adding the wording 'at the discretion of the Chair' and to place those words on the agenda. On page 12, section 2, subsection b, change 'Members' to 'Executive Officer' and remove the words 'and to report back to the Board.' Lastly, on page 26 under 'Ex Parte Communications,' under the third paragraph, add 'or a licensee or a respondent.'

MOTION: MR. RUFFINO MOVED TO AMEND THE SECTIONS AS DISCUSSED AND ACCEPT THE COMMITTEE AND BOARD ATTORNEY'S CHANGES TO THE BOARD MEMBER ADMINISTRATIVE MANUAL

SECOND: DR. DEHN SECONDED THE MOTION

VOTE: 7-0

MOTION CARRIED

Dr. Davis came forward and spoke on the original Board Member Administrative Manual's history and information and gave comment on the adopted changes.

Dr. Elginer reported on the proposed implementation plan and corresponding timelines for the Board's 2014-2017 Strategic Plan Goals. She also reported on a specific piece of legislation relating to Licensure and Renewal – Military. The Committee will table the adoption of this proposed regulation due to the applications being in a draft faze and will agendize it for the next Board meeting.

Dr. Elginer spoke on the legislative bill tracking process. She brought forward the following legislative bills for consideration:

AB 2165 (Patterson) – Professions and Vocations: Licenses

SB 218 (Yee) – California Traditional Chinese Medicine Traumatologist Certification

SB 981 (Huff) – Regulations: Review Process

Mr. Puleo provided a brief summary of each bill. Dr. Elginer would like to bring forward the Committee's recommendation to take an oppose position on the above three bills.

MOTION: DR. ELGINER MOVED TO TAKE AN OPPOSE POSTIONS ON AB 2165, SB 218 AND SB 981

SECOND: DR. DEHN SECONDED THE MOTION

VOTE: 7-0

MOTION CARRIED

Dr. Davis came forward and stated that he agrees with the Board on taking an oppose position on the three bills.

Dr. Elginer brought forward SB1256 (Mitchell) – Medical Services; Credit. Ms. Van Allen provided a status on this bill and Dr. Elginer provided a summary of the bill.

MOTION: MR. RUFFINO MOVED TO TAKE A SUPPORT POSTION ON SB 1256

SECOND: DR. DEHN SECONDED THE MOTION

VOTE: 7-0

MOTION CARRIED

Ms. Schiedge spoke on AB 2025 (Wilk) – Open Meetings. She expressed concerns regarding the impact this bill will have on the Board's ability to establish informal Committees to research specific issues. Mr. Puleo indicated that it should not be burdensome to the Board since all the Board's Committees have three members and the Board does not typically form smaller Committees.

MOTION: DR. AZZOLINO MOVED TO TAKE AN OPPOSE POSTIONS ON AB 2025

SECOND: DR. ELGINER SECONDED THE MOTION

Mr. Ruffino inquired where the bill currently is. Mr. Puleo indicated that it's currently pending in the Appropriations Committee.

MOTION: DR. AZZOLINO MOVED TO AMEND THE MOTION BY ADDING TO THE OPPOSTION POSTION DEFERRING SB 1256 TO STAFF FOR FURTHER RESEARCH FOR CLARIFICATION THEN SEND BACK TO COMMITTEE FOR CONSIDERATION

SECOND: MR. RUFFINO SECONDED THE MOTION

Dr. Davis came forward and stated his opinion regarding the disadvantages and advantages of this bill.

VOTE: 7-0

MOTION CARRIED

The Board moved to Agenda Item 12 – Discussion and Possible Action on the Physical Therapy Board Staff's Opinion on the Physical Therapist's Scope of Practice

Discussion and Possible Action on the Physical Therapy Board Staff's Opinion on the Physical Therapist's Scope of Practice

Dr. Azzolino raised concerns about the qualifications and training of physical therapists performing chiropractic adjustments.

Mr. Puleo referred the Board to the handouts in the Board packet specifically the letter from the Physical Therapy Board. He indicated that the use of Grade-5 mobilization by physical therapists is a concern. Mr. Puleo also referred to the legal opinion from the Legislative Counsel which states a physical therapist is not authorized to perform manipulations.

Dr. Kenneth Winer representing the California Chiropractic Association (CCA) came forward and expressed CCA's concerns.

Mr. Puleo indicated that he spoke with the Physical Therapy Board's Executive Officer. The Executive Officer indicated that physical therapists are trained to perform Grade-5 mobilization and Occupational Analyses have determined that it is within their scope of practice.

Dr. Azzolino directed staff to post the legal opinion on our website and to share it with the Business and Professions Committee. Dr. Azzolino and Mr. Puleo will attempt to meet with the Physical Therapy's Board President and Executive Officer to discuss the Board's concerns.

The Board moved to Agenda Items 19 & 20 – Hearings Re: Petition for Early Termination of Probation and Hearings Re: Petition for Reinstatement of Revoked License

Hearings Re: Petition for Early Termination of Probation

Administrative Law Judge, David Rosenman, presided over and Deputy Attorney General Thomas Rinaldi appeared on behalf of the people of the State of California in the following hearings:

- A. Russell Maramag, D.C. – DC 32264
- B. Hector Oksenendler, D.C. – DC 12238

Hearings Re: Petition for Reinstatement of Revoked License

Administrative Law Judge, David B. Rosenman, presided over and Deputy Attorney General Thomas Rinaldi appeared on behalf of the people of the State of California on the following hearings:

- A. Antonio Valencia

Closed Session

Following oral testimonies, the Board went into closed session for deliberation and determinations regarding petitioners.

Open Session

The Board went back into Open Session to resume Agenda Item 10 – Government Affairs Committee Meetings Update.

Government Affairs Committee Meeting Update

Ms. Schieldge spoke on SB 1159 (Lara) – Professions and Vocations: License Applicants: Federal Tax Identification Number. She discussed the issue of social security number verses illegal aliens and recommended the Board take an oppose or watch position. Dr. Elginer recommended continuing to take a watch position and Mr. Puleo and herself will speak with Julia Bishop of the Department of Consumer Affairs' Legislative and Regulatory Review Division.

Enforcement Committee Meetings Update

Dr. Azzolino provided an update on the Enforcement Committee Meetings. He reported that the Extracorporeal Shockwave Therapy (ECSW) proposed regulations will expire next month. Board staff was directed to research other states' policies on 'Failure to Refer' to determine if the Board's regulations need changing. The Committee had a discussion regarding the maintenance of patient records when a chiropractic office closes due to various situations. The Committee will be discussing whether the Board needs a statute of limitations for the filing of complaints.

Ms. Schiedge started to discuss the regulations to implement the Consumer Protection Enforcement Initiative (CPEI).

MOTION: DR. AZZOLINO MOVED TO TABLE CONSIDERATION OF AND POSSIBLE ACTION REGARDING PROPOSED REGULATIONS TO IMPLEMENT RECOMMENDATIONS TO STRENGTHEN ENFORCEMENT PROGRAMS PURSUANT TO CPEI FOR THE NEXT BOARD MEETING

SECOND: DR. ROZA SECONDED THE MOTION

VOTE: 7-0

MOTION CARRIED

The Board moved to item 13 – Discussion and Possible Action Regarding Chiropractors Performing Physical Examinations for High School Athletic Programs

Discussion and Possible Action Regarding Chiropractors Performing Physical Examinations for High School Athletic Programs

Ms. Schiedge spoke regarding her opinion on the letters provided by the California Interscholastic Federation, Schools Insurance Authority and the California Chiropractic Association. She indicated the challenges of the Board receiving an Attorney General's Opinion on this matter.

Mr. Puleo referred to the bill that passed allowing Chiropractors to perform examinations for truck drivers. Dr. Roza and Dr. Dehn expressed their concerns that Chiropractors are not allowed to perform physical examinations. Dr. McClain, Dr. Roza and Dr. Lichtman all expressed that the key is to refer a high school athlete if any concerns arise after an examination and not allow them to participate until they have been cleared.

MOTION: DR. AZZOLINO MOVED TO REFER THIS ITEM TO THE LICENSING, CONTINUING EDUCATION, PUBLIC RELATIONS COMMITTEE FOR FURTHER RESEARCH

SECOND: DR. ELGINER SECONDED THE MOTION

Dr. Sackett came forward and stated that the University does train interns in sports physicals and they would like to offer their support.

VOTE: 7-0

MOTION CARRIED

Discussion and Possible Action Regarding Board's Restoration Process for Non-Disciplinary License Renewal

Ms. Schiedge gave an overview on this item and stated that there is no authority for the Board to waive this requirement. She recommends staff to follow the process set forth by the Board in Section 371.

Discussion and Possible Action Regarding Options for Implementation of Uniform Standards for Substance Abusing Healing Arts Licensees (SB1441, Ridley-Thomas, Chapter 548, Statutes of 2008).

Ms. Schiedge gave an overview on this item and stated that she will work with staff to make revisions to the language. This item will be tabled for the next Board meeting.

Proposed Regulations

A. Sponsored Free Health Care Event

Ms. Van Allen reported that there was no public comments provided during the public comment period but there were some non-substantive changes required by the Department of Consumer that will be incorporated.

MOTION: DR. AZZOLINO MOVED TO TAKE ALL STEPS NECESSARY TO FINALIZE THE RULEMAKING PROCESS, AUTHORIZE THE EXECUTIVE OFFICER TO MAKE THE NON-SUBSTANTIVE CHANGES AND ADOPT THE REGULATIONS AS DISCUSSED

SECOND: DR. DEHN SECONDED THE MOTION

VOTE: 7-0

MOTION CARRIED

B. Licensure and Renewal – Military

This item will be tabled for the next Board Meeting

C. Extracorporeal Shock Wave (ECSW) Therapy

This item was previously discussed during the Enforcement Committee Meetings Update.

Public Comment for Items Not on the Agenda

No public came forward to provide comment.

Future Agenda Items

Mr. Puleo indicated that the next Board meeting will be July 17th and Dr. Elginer indicated that she may not be able to attend. Mr. Puleo will work with the Board Members and Board's Attorney to see if the Board Meeting date may change.

Adjournment

Dr. Azzolino adjourned the meeting at 6:50 p.m.

(ATTACHMENT A)
Approval by Ratification of Formerly Approved License Applications
January 1, 2014 - March 31, 214

Name (First, Middle, Last)			Date Issued	DC#
Kaitlin	Elyse	Bowen	1/10/2014	32804
Ciara	K	Cappo	1/10/2014	32805
Cory	Robert	Ellerbroek	1/10/2014	32806
Seunghyo		Lee	1/10/2014	32807
Tuong	Manh	Mai	1/10/2014	32808
Karin		Nealon	1/10/2014	32809
April	Marie	Smith	1/10/2014	32810
Heidi	Leigh	Henson	1/15/2014	32811
Roderick	Jude	O'Reilly	1/21/2014	32812
Lila	Nicole	Baker	1/29/2014	32813
Anthony	Thanh	Dao	1/29/2014	32814
Tzu	Chiang	Fan	1/29/2014	32815
Marc	Lior	Glikin	1/29/2014	32816
Nichelle	Francavilla	Gurule	1/29/2014	32817
Gregory	Michael	Huron	1/29/2014	32818
Osondu	Kevin	Jasper-Duruzor	1/29/2014	32819
Jonathan	James	Nowland	1/29/2014	32820
Zachary	Aaron	Rushing	1/29/2014	32821
Athena		Su-Le	1/29/2014	32822
Brent	Adam	Caplan	2/7/2014	32823
Samantha	Nichole	Dean	2/7/2014	32824
Brian	Richard	Flannery	2/7/2014	32825
Jessica	Virginia	Franco	2/7/2014	32826
Tiffany	Nicole	Mass	2/7/2014	32827
James	Lee	Moltzen	2/7/2014	32828
Raghav	Scott	Noble	2/7/2014	32829
Brady	Christopher	Salcido	2/7/2014	32830
Matthew	Donald	Santos	2/7/2014	32831
Katherine	Hee	Chang	2/12/2014	32832
Michelle	Walker	Falvey	2/12/2014	32833
Michael	Zachary	Fauce	2/12/2014	32834
Sabrina	Saldana	Quinene	2/12/2014	32835
Ivan	Alexander	Sanchez	2/12/2014	32836
Nicholas	Gene	Vanderhyde	2/12/2014	32837
Olivia		Chu	2/14/2014	32838

Jonathan	Daryl	Dawson	2/14/2014	32839
Guy	Taylor	Gunter	2/14/2014	32840
John	Taylor	Holland	2/14/2014	32841
Jonathan	Michael	Torrijos	2/14/2014	32842
Vasiliki		Tsakiri	2/14/2014	32843
Andrea	Ming-Hwey	Wong	2/14/2014	32844
Audrey	Jade	Bertsch	2/19/2014	32845
Casey	Leigh	Eisenbach	2/19/2014	32846
Ryan	Lee	Hanstad	2/19/2014	32847
Dean	Scott	Jones	2/19/2014	32848
Deborah	Anne	Marin	2/19/2014	32849
Jennifer	Elizabeth Mix	Santos	2/19/2014	32850
Noah	Curtis	Swanson	2/19/2014	32851
Joseph	Mark	Blum	2/20/2014	32852
Jaqueline	Renee	Grant	2/20/2014	32853
Jay	Daniel	Libs	2/20/2014	32854
Andrew	Samuel	Lopez	2/20/2014	32855
Drew	Scott	McClure	2/20/2014	32856
Mohamed		Rasheed	2/20/2014	32857
Sandra	Jean	Saville	2/20/2014	32858
Naveen	Kumar	Sharma	2/20/2014	32859
Yojiro		Sudo	2/20/2014	32860
Shih-Ying		Tsai	2/20/2014	32861
Crispin	Robert	Woods	2/20/2014	32862
Nathan	Alan	Yeargin	2/20/2014	32863
Deborah	Lee	Benlien	2/26/2014	32864
Aaron	Jake	Bera	2/26/2014	32865
Ara		Cherik	2/26/2014	32866
Brian	Christopher	Eder	2/26/2014	32867
Jamie	Jiamei	He	2/26/2014	32868
Jessica	Elaine	Jaffe	2/26/2014	32869
Solomon	Daegun	Kim	2/26/2014	32870
Christopher	Linn	Nizer	2/26/2014	32871
Mahsa		Ostovarinia	2/26/2014	32872
Daniel	Scott	Shannon	2/26/2014	32873
Nicholas	Richard	Baker	2/28/2014	32874
Michael	Shane	Carter	2/28/2014	32875
Roger	Allen	Dexter	2/28/2014	32876
Nicholas	James	Divan	2/28/2014	32877
Jessica		Grichy	2/28/2014	32878
Ryan	David	Iskenderian	2/28/2014	32879
Jennifer	Marie	Lane	2/28/2014	32880

Julianne	Christine	Thake	2/28/2014	32881
Daniel	Goshu	Agegnehu	3/11/2014	32882
Ka Yu		Lee	3/11/2014	32883
Steven	Avi	Shoshany	3/11/2014	32884
Corey	Allen	Todhunter	3/11/2014	32885
Sidhartha		Jandial	3/13/2014	32886
James	William	McCluskey	3/13/2014	32887
Daniel	Eric	Mutter	3/13/2014	32888
Bradley	James	Bailey	3/14/2014	32889
Jacklyn	Dawn	Casab	3/14/2014	32890
Cole	Edward	Reschke	3/14/2014	32891
Marijan	Mario	Tolj	3/14/2014	32892
Jared	Mosiah	Young	3/14/2014	32893
Cristina	Teresa	Bradley	3/20/2014	32894
Carlos		Carrazana	3/20/2014	32895
Joshua	Barry	Jagoda	3/20/2014	32896
Taiga		Suzuki	3/20/2014	32897
Joshua	Jay	Ballenger	3/27/2014	32898
Taylor	James	Griffith	3/27/2014	32899
Hooman		Hamidi	3/27/2014	32900
Marcia-Marie		Hoyt	3/27/2014	32901
Amy	Deanne	Logan	3/27/2014	32902
Raena		Lu	3/27/2014	32903
Derrell	Edward	Pratt-Blackburn	3/27/2014	32904
Jennifer	Marie	Skinner	3/27/2014	32905
Elizabeth	Katharine	Collier	3/28/2014	32906
John	Joseph	Dwyer	3/28/2014	32907
Erin	Christine	Fisher	3/28/2014	32908
Brian		Manas	3/28/2014	32909
John	Thomas	McGoldrick	3/28/2014	32910
Steven	Ian	Rudnitzky	3/28/2014	32911
Natasha	Merika	Smith	3/28/2014	32912
Jan	Carlo	Zegarra	3/28/2014	32913

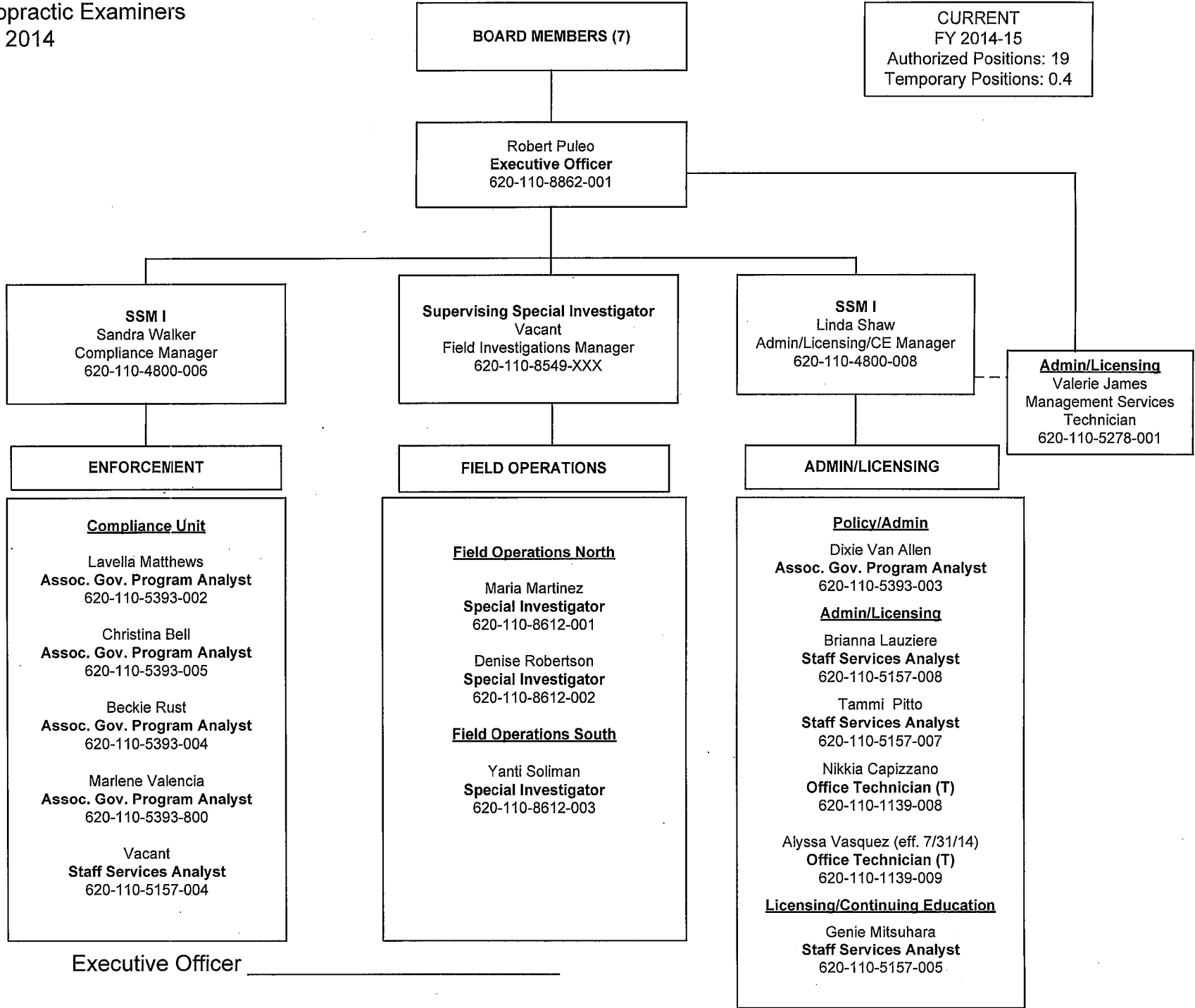
(ATTACHMENT B)

Ratification for New Continuing Education Providers

<u>CONTINUING EDUCATION PROVIDERS</u>	<u>DATE APPROVED</u>
1. <u>Bradley J Kenny, DC</u>	<u>04/29/14</u>
2. <u>CMCS Management, Inc</u>	<u>04/29/14</u>
3. <u>HealthPath Education</u>	<u>04/29/14</u>
4. <u>Panaxea International</u>	<u>04/29/14</u>
5. <u>Central Valley Pain Management</u>	<u>04/29/14</u>
6. <u>The Lotus Institute, Inc.</u>	<u>04/29/14</u>
7. <u>69 Dollar Chiro CE</u>	<u>04/29/14</u>
8. <u>Mark Romeo Algee</u>	<u>04/29/14</u>
9. <u>Nancy M Armstrong</u>	<u>04/29/14</u>
10. <u>SEROYAL</u>	<u>04/29/14</u>
11. <u>Chady F Wonson, DC</u>	<u>04/29/14</u>
12. <u>Healing Opportunities</u>	<u>04/29/14</u>
13. <u>Provider Compliance Solutions, Inc</u>	<u>04/29/14</u>
14. <u>OptumHealth Education</u>	<u>04/29/14</u>
15. <u>Postural Restoration Institute</u>	<u>04/29/14</u>
16. <u>Barton University</u>	<u>04/29/14</u>
17. <u>Lotus Institute of Integrative Medicine</u>	<u>04/29/14</u>
18. <u>Steven G. Becker, DC</u>	<u>04/29/14</u>

Department of Consumer Affairs
 State Board of Chiropractic Examiners
 July 1, 2014

CURRENT
 FY 2014-15
 Authorized Positions: 19
 Temporary Positions: 0.4



Executive Officer _____

Personnel Office _____

0152 - Board of Chiropractic Examiners

Analysis of Fund Condition

1/8/2014

(Dollars in Thousands)

	Actual 2012-13	CY 2013-14	BY 2014-15
BEGINNING BALANCE	\$ 2,133	\$ 2,294	\$ 1,957
Prior Year Adjustment	\$ -260	\$ -	\$ -
Adjusted Beginning Balance	\$ 1,873	\$ 2,294	\$ 1,957
REVENUES AND TRANSFERS			
Revenues:			
125600 Other regulatory fees	\$ 163	\$ 158	\$ 158
125700 Other regulatory licenses and permits	\$ -	\$ -	\$ -
125800 Renewal fees	\$ 3,390	\$ 3,201	\$ 3,200
125900 Delinquent fees	\$ 55	\$ 51	\$ 51
150300 Income from surplus money investments	\$ 4	\$ 5	\$ 3
161400 Miscellaneous revenues	\$ 10	\$ 10	\$ 10
161900 Other Revenue - Cost Recoveries	\$ 1	\$ 9	\$ 9
164600 Fines and Forfeitures	\$ 33	\$ 25	\$ 25
Totals, Revenues	\$ 3,656	\$ 3,459	\$ 3,456
Transfers from Other Funds			
FO0421 From Vehicle Inspection and Repair Fund per Item 1111-011-0421, Budget Act of 2014	\$ -	\$ -	\$ 3,000
Transfers to Other Funds	\$ -	\$ -	\$ -
Totals, Revenues and Transfers	\$ 3,656	\$ 3,459	\$ 6,456
Totals, Resources	\$ 5,529	\$ 5,753	\$ 8,413
EXPENDITURES			
Disbursements:			
0840 State Controller (State Operations)	\$ 2	\$ -	\$ -
1110 Program Expenditures (State Operations)	\$ -	\$ 3,779	\$ 3,769
8500 Program Expenditures (State Operations)	\$ 3,215	\$ -	\$ -
8880 Financial Information System for CA (State Operations)	\$ 18	\$ 17	\$ 3
9670 Equity Claims of California Victim Compensation and Government Claims Board and (State Operations)	\$ -	\$ -	\$ 3,000
Total Disbursements	\$ 3,235	\$ 3,796	\$ 6,772
FUND BALANCE			
Reserve for economic uncertainties	\$ 2,294	\$ 1,957	\$ 1,641
Months in Reserve	7.3	3.5	5.1

NOTES:

- A. ASSUMES WORKLOAD AND REVENUE PROJECTIONS ARE REALIZED
- B. ASSUMES INTEREST RATE AT .3%.
- C. ASSUMES APPROPRIATION GROWTH OF 2% PER YEAR.

**BOARD OF CHIROPRACTIC EXAMINERS
FISCAL YEAR LICENSING TRENDS**

Total Population of Chiropractic Licenses

Month	Total Licenses
July	13,414
August	13,400
September	13,394
October	13,385
November	13,386
December	13,375
January	13,372
February	13,390
March	13,404
April	13,397
May	13,397
June	13,402

New Chiropractic License Issued

Month	Received	Issued
July	35	19
August	30	21
September	17	28
October	18	14
November	25	28
December	33	19
January	63	18
February	22	60
March	19	32
April	27	23
May	39	25
June	29	35

Number of Restored Cancelled Licenses

Month	Received	Issued
July	5	7
August	4	0
September	7	5
October	5	9
November	6	1
December	3	1
January	3	1
February	1	2
March	6	9
April	2	2
May	5	4
June	6	5

New Satellite Office Certificates Issued

Month	Received	Issued
July	53	53
August	77	53
September	116	145
October	109	70
November	87	125
December	102	77
January	110	110
February	113	104
March	106	63
April	152	68
May	104	139
June	139	150

Corporation Registrations Issued

Month	Received	Issued
July	15	7
August	12	8
September	6	5
October	12	22
November	10	11
December	10	14
January	6	2
February	11	13
March	10	8
April	6	5
May	11	12
June	5	4

Licensing Population as of July 1, 2014

License Type	Clear Licenses
Chiropractors	13,402
Satellite Offices	3,612
Corporation Registrations	1,361

Applications Received and Processed – July 1, 2013 through June 30, 2014

Application Type	Received	Issued	Denied	Pending
Initial	344	317	3	108
Reciprocal	13	5	0	9
Restorations (Cancelled & Forfeiture)	215	197	3	5
Corporation	114	111	0	6

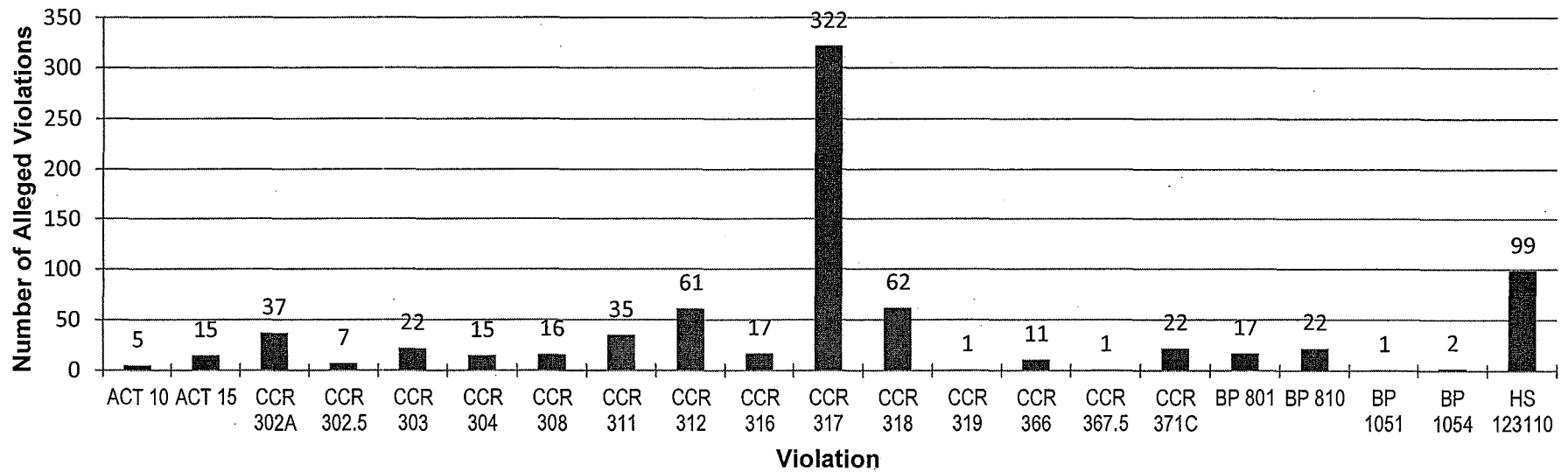
FCLB National Trends of DC Populations

	2008	2009	2010	2011	2012
Alabama	815	807	809	898	814
Alaska	240	245	245	283	309
Arizona	2,463	2,415	2,359	2,329	2,313
Arkansas	556	512	496	580	560
California	13,851	13,812	13,902	13,666	13,444
Colorado	2,480	2,237	2,475	2,393	2,520
Connecticut	1,017	1,029	1,029	1,029	1,029
Delaware	332	340	359	339	339
Florida	4,824	4,923	5,196	5,196	5,494
Georgia	3,075	2,997	3,162	3,055	3,042
Hawaii	487	501	475	508	472
Idaho	534	558	570	579	588
Illinois	3,848	4,106	4,483	4,149	4,489
Indiana	1,068	1,149	1,146	1,218	1,181
Iowa	1,520	1,645	1,621	1,762	1,703
Kansas	775	946	1,009	1,027	1,053
Kentucky	866	874	889	905	926
Louisiana	552	638	663	685	698
Maine	370	389	367	543	543
Maryland	785	723	865	764	808
Massachusetts	2,039	2,123	2,139	2,139	2,171
Michigan	2,938	2,909	2,904	2,844	2,949
Minnesota	2,563	2,563	2,692	2,769	2,815
Mississippi	334	334	359	356	354
Missouri	2,187	2,139	2,107	2,165	2,380
Montana	366	374	382	390	491
Nebraska	506	565	556	605	604
Nevada	600	641	645	632	588
New Hampshire	450	421	425	415	449
New Jersey	3,372	3,244	3,386	3,215	3,215
New Mexico	508	508	606	612	653
New York	5,830	5,400	5,331	5,335	5,405
N Carolina	1,946	1,997	1,998	2,046	2,049
N Dakota	286	296	324	334	364
Ohio	2,235	2,235	2,356	2,479	2,440
Oklahoma	773	790	816	816	833
Oregon	1,378	1,417	1,468	1,506	1,524
Pennsylvania	3,914	4,168	4,047	4,239	4,062
Rhode Island	263	282	252	272	264
S Carolina	1,441	1,569	1,649	1,649	1,499
S Dakota	338	352	368	384	392
Tennessee	1,125	1,034	1,057	1,079	1,115
Texas	4,602	4,722	4,839	5,016	5,137
Utah	827	846	799	869	865
Vermont	224	243	231	247	238
Virginia	1,155	1,212	1,468	1,468	1,538
Wash	2,288	2,288	2,293	2,311	2,316
W Virginia	327	331	332	330	337
Wisconsin	2,181	2,181	2,181	2,307	2,307
Wyoming	200	203	200	196	203
Totals	87,654	88,233	90,330	90,933	91,882

Compliance Unit Statistics

Fiscal Year	09/10	10/11	11/12	12/13	13/14*
<u>Complaints</u>					
Received	519	497	391	386	487
Pending	203	137	125	159	214
Closed with Insufficient Evidence	136	96	89	57	88
Closed with No Violation	129	135	93	84	140
Closed with Merit	158	140	120	95	148
Letter of Admonishment	5	4	1	2	5
Citations and Fines Issued (Total Fine Amount)	78(\$25,700)	47(\$12,700)	26(\$37,400)	33(\$19,400)	26 (\$18,500)
<u>Accusations</u>					
Filed	73	68	41	34	38
Pending	117	130	99	73	56
Revoked	18	17	14	11	12
Revocation Stayed: Probation	20	26	20	31	15
Revocation Stayed: Suspension and Probation	8	9	12	5	4
Suspension	0	0	0	0	0
Suspension Stayed: Probation	1	0	0	0	0
Suspension and Probation	0	0	0	0	0
Voluntary Surrender of License	7	9	7	11	8
Dismissed/Withdrawn	18	10	21	9	3
<u>Statement of Issues</u>					
Filed	3	4	5	1	5
Denied	0	0	0	0	2
Probationary License	7	3	4	3	1
Withdrawn	0	0	0	1	2
Granted	0	1	0	0	0
<u>Petition for Reconsideration</u>					
Filed	3	0	2	4	3
Granted	0	0	0	0	0
Denied	2	0	0	2	2
<u>Petition for Reinstatement of License</u>					
Filed	9	7	7	6	5
Granted	4	2	2	2	1
Denied	11	10	6	5	3
<u>Petition for Early Termination of Probation</u>					
Filed	6	4	1	6	11
Granted	1	2	1	1	0
Denied	2	4	1	1	3
<u>Petition for Modification of Probation</u>					
Filed	0	0	0	0	3
Granted	0	0	0	0	0
Denied	0	0	0	0	1
<u>Petition by Board to Revoke Probation</u>					
Filed	32	13	6	2	11
Revoked	7	2	8	3	5
<u>Probation Cases</u>					
Active	134	138	142	139	135

Fiscal Year 2013/2014
July 1, 2013- June 30, 2014
Total Number of Complaints Opened - 487
Total Number of Alleged Violations - 911
(A complaint may contain multiple violations)



Violation Codes/Descriptions

The Chiropractic Initiative Act of California (ACT):

- 10 – Rules of Professional Conduct
- 15 – Noncompliance With and Violations of Act

California Code of Regulations (CCR):

- 302(a) – Scope of Practice
- 302.5 – Use of Laser
- 303 – Filing of Addresses
- 304 – Discipline by Another State
- 308 – Display of License
- 311 – Advertisements
- 312 – Illegal Practice
- 316 – Responsibility for Conduct on Premises
- 317 – Unprofessional Conduct
- 318 – Chiropractic Patient Records/Accountable Billing
- 319 – Free or Discount Services
- 319.1 – Informed Consent
- 366 – Continuing Education Audits
- 367.5 – Application, Review of Refusal to Approve (corporations)
- 367.7 – Name of Corporation
- 371(c) – Renewal and Restoration

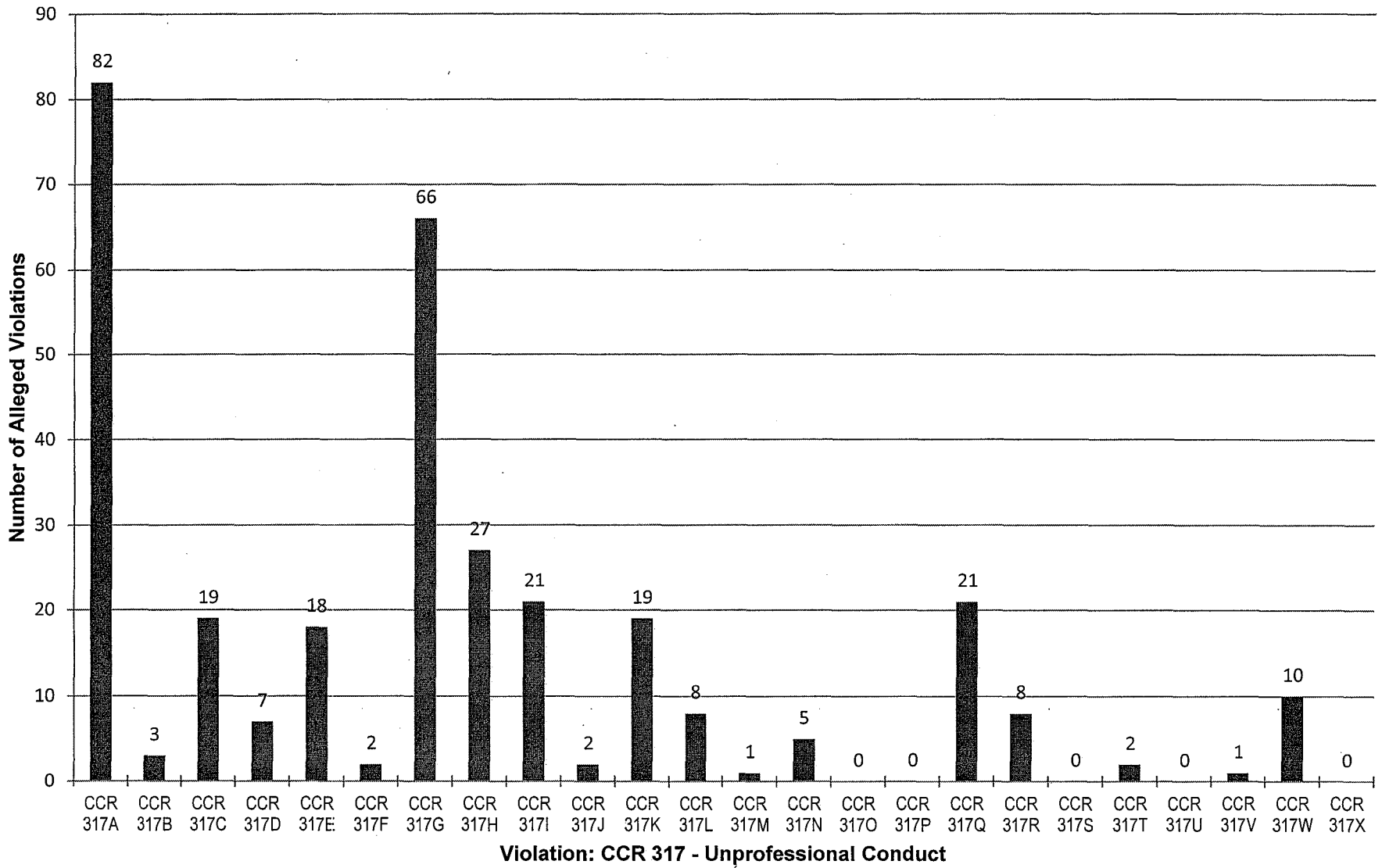
Business and Professions Code (BP):

- 801 – Professional Reporting Requirements (malpractice settlements)
- 810 – Insurance Fraud
- 1051 – Apply for a Corporation with the Board
- 1054 – Name of Chiropractic Corporation

Health and Safety Code (HS):

- 123110 – Patient Access to Health Records

Fiscal Year 2013/2014
July 1, 2013-June 30, 2014
Total Number of Complaints Opened Alleging Violation of CCR 317 - 322
(A complaint may contain multiple violations)

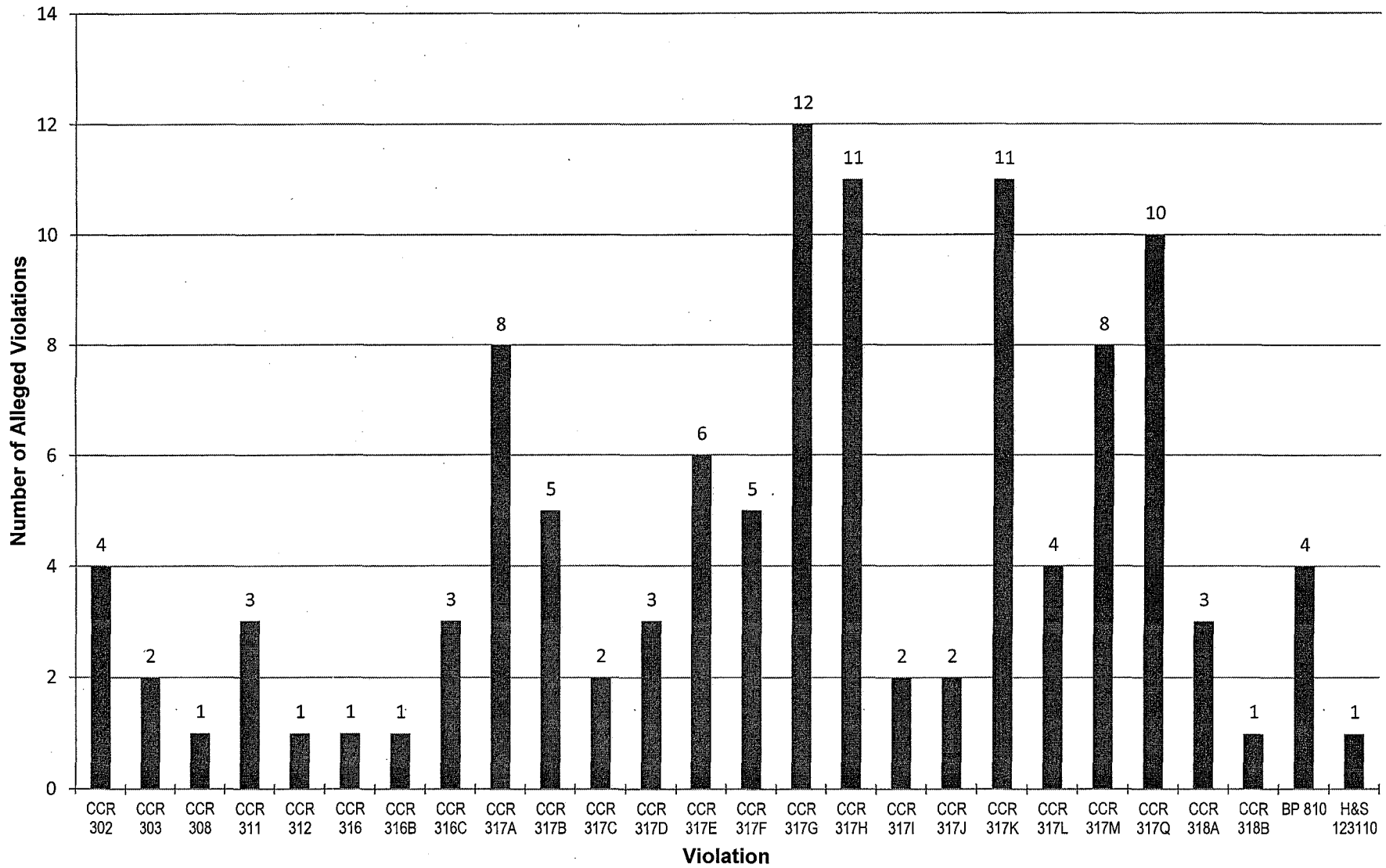


Violation Codes/Descriptions

California Code of Regulations (CCR) Section 317 – Unprofessional Conduct:

- (a) Gross Negligence
- (b) Repeated Negligent Acts
- (c) Incompetence
- (d) Excessive Treatment
- (e) Conduct Endangering Public
- (f) Administering to Oneself Drugs/Alcohol
- (g) Conviction of a Crime Related to Chiropractic Duties
- (h) Conviction of a Crime Involving Moral Turpitude/Physical Violence/etc.
- (i) Conviction of a Crime Involving Drugs or Alcohol
- (j) Dispensing Narcotics/Dangerous Drugs/etc.
- (k) Moral Turpitude/Corruption/etc
- (l) False Representation
- (m) Violation of the ACT/Regulations
- (n) False Statement Given in Connection with an Application for Licensure
- (o) Impersonating an Applicant
- (p) Illegal Advertising related to Violations of Section 17500 BP
- (q) Fraud/Misrepresentation
- (r) Unauthorized Disclosure of Patient Records
- (s) Employment/Use of Cappers or Steerers
- (t) Offer/Receive Compensation for Referral
- (u) Participate in an Illegal Referral Service
- (v) Waiving Deductible or Co-Pay
- (w) Fail to Refer Patient to Physician/Surgeon/etc.
- (x) Offer or Substitution of Spinal Manipulation for Vaccination

Fiscal Year 2013/2014
July 1, 2013- March 31, 2014
Total Number of Accusations Filed-38
Total Number of Alleged Violations - 115 (An accusation may contain multiple violations)



MEMORANDUM



Date: July 8, 2014

To: Board Members

From: Robert Puleo 
Executive Officer

Subject: Ratification of Formerly Approved Doctors of Chiropractic for Licensure

This is to request that the Board ratify the attached list of individuals as Doctors of Chiropractic at the July 17, 2014, public meeting.

Between April 1, 2014 and June 30, 2014, staff reviewed and confirmed that the applicants met all statutory and regulatory requirements.

If you have any questions or concerns, please contact me at your earliest opportunity.

Approval By Ratification of Formerly Approved License Applications
 April 1, 2014 – June 30, 2014

Name (First, Middle, Last)			Date Issued	DC#
Sean	David	Drake	4/10/2014	32914
Christopher	Vincent	Garden	4/10/2014	32915
Johanna		Martinez	4/10/2014	32916
Daniel	Joseph	Moynihan	4/10/2014	32917
Tiffany	Monique	Crouch	4/11/2014	32918
Erik	David	Jameson	4/11/2014	32919
Kristi	Ann	Vaughan	4/11/2014	32920
Gabriel	Joseph	Altman	4/11/2014	32921
Nicholas	Leslie	Grant	4/11/2014	32922
Brandon	Justin	Hodges	4/11/2014	32923
Zoe	Violet	Belka	4/22/2014	32924
Steven	Matthew	Kaiser	4/22/2014	32925
Matthew	Pasquale	Basilio	4/23/2014	32926
Brenda	Elizabeth	Mondragon	4/23/2014	32927
Kaitlin	Joanne Lee	Overman	4/23/2014	32928
Michael	Dale	VanDerschelden	4/23/2014	32929
Tiffany	Cherie	Christie-Smith	4/24/2014	32930
Christine	Michael	Lautfy	4/24/2014	32931
Lisa	Yoneda	Le	4/24/2014	32932
Andrew	Michael	Lowey	4/24/2014	32933
Steven	Patrick	Lowry	4/24/2014	32934
Melissa	Evangeline	Mitchell	4/24/2014	32935
Ryan	Dean	Slaughter	4/24/2014	32936
Jordan	McKenzie	Ambrose	5/7/2014	32937
Ronald	Keith	Gilbert	5/7/2014	32938
Wendy	Ann Staples	Hicks	5/7/2014	32939
Chilinh	Dinh	Nguyen	5/7/2014	32940
Angel	Gerardo	Ochoa-Rea	5/7/2014	32941
Nicole	Kimiye	Sakuma	5/7/2014	32942
Nathan	Andrew	Spencer	5/7/2014	32943
Daniel		Demian	5/14/2014	32944
Kevin	Alan	Golden	5/14/2014	32945
Todd	James	Harris	5/14/2014	32946
Jessica	Elaine	Nichols	5/14/2014	32947
Karla	Nicole	Solum	5/14/2014	32948

Jason	Reed	Ulaner	5/14/2014	32949
Daniel		Aguilera	5/30/2014	32950
David	Garcia	Arreola	5/30/2014	32951
Brianna	Lyn	Barone	5/30/2014	32952
Anthony	George	Britton	5/30/2014	32953
Yvette	Marie	Castro	5/30/2014	32954
Munyeong		Choi	5/30/2014	32955
Nicholas	Edward	Cruze	5/30/2014	32956
Caitlin	Alissa Elaine F	Dyck	5/30/2014	32957
Asdrubal	Ibarra	Lopez	5/30/2014	32958
Brett	William	Lukas	5/30/2014	32959
Dylan	Michael	Murray	5/30/2014	32960
Lauren	Taylor	Oberstein	5/30/2014	32961
Sean	Anthony	Conte	6/10/2014	32962
Matthew	Anthony	Pennetti	6/10/2014	32963
Vivien Lee	Heramis	Sampica	6/10/2014	32964
Farah	Abud	Ameri	6/12/2014	32965
David	Richard	Street	6/12/2014	32966
Lesley	Anne	Vance	6/12/2014	32967
Kelvin	SungWon	Yoo	6/12/2014	32968
Amber	Jo	Bollman	6/17/2014	32969
Artin	Patrick	Giragosian	6/17/2014	32970
Dustin	Reed	Hess	6/17/2014	32971
Ryan	Michael	Manning	6/17/2014	32972
Rizaldy	Araya	Ortiz	6/17/2014	32973
Gianfranco		Roberto	6/17/2014	32974
Supreet	Kirit	Shah	6/17/2014	32975
Sarah	Elizabeth	VanValkenburg	6/17/2014	32976
Tracy	Chen	Yang	6/17/2014	32977
Chad	James	Anderson	6/18/2014	32978
Katerina	Nicole	Captanis	6/18/2014	32979
Victoria	Elizabeth	Huff	6/18/2014	32980
Kabil		Ro	6/18/2014	32981
Maurice	Yuji	Saito	6/18/2014	32982
Bongkyun	Francisco	Suh	6/18/2014	32983
Min	Joung	Youk	6/18/2014	32984
Craig	Jason	Epstein	6/19/2014	32985
Ryan	Aaron	Rogers	6/19/2014	32986
Jared	Allen	Young	6/19/2014	32987
Clinton	Franco	Cabero	6/27/2014	32988
Xephyr	Marie	Day	6/27/2014	32989
Scott	Michael	Hansen	6/27/2014	32990
Lee	Noble	Horine	6/27/2014	32991


Natalie	McGrew	Horine	6/27/2014	32992
Travis	Adam	Martin	6/27/2014	32993
Teni		Minaeian	6/27/2014	32994
Carol	Ngar	Ngo	6/27/2014	32995
Vu	Pham	Ngo	6/27/2014	32996

MEMORANDUM



Date: July 17, 2014

To: BOARD MEMBERS

From: Robert Puleo,  Executive Officer

Subject: Ratification for New Continuing Education Providers

This is to request that the Board ratify the continuing education providers at the public meeting on July 17, 2014.

<u>CONTINUING EDUCATION PROVIDERS</u>	<u>DATE APPROVED</u>
1. <u>Pacific Rim Seminars</u>	<u>07/17/14</u>
2. <u>Brian T Garrett, DC</u>	<u>07/17/14</u>
3. <u>Institute for Integrative Healthcare Studies</u>	<u>07/17/14</u>
4. <u>Modern Moveology</u>	<u>07/17/14</u>
5. <u>Guy Voyer, DO</u>	<u>07/17/14</u>
6. <u>Douglas M Gillard, DC.</u>	<u>07/17/14</u>
7. <u>Claudia Anrig</u>	<u>07/17/14</u>
8. <u>Michigan Association of Chiropractors</u>	<u>07/17/14</u>

MEMORANDUM



Date: July 8, 2014

To: Board Members

From:

Robert Puleo 
Executive Officer

Subject: Ratification of Formerly Denied License Applications

The Board of Chiropractic Examiners (Board) denies licensure to applicants who do not meet all statutory and regulatory requirements for a chiropractic license in California. An applicant has 60-days after the denial is issued to appeal the decision. If the applicant does not submit an appeal to the Board, the denial is upheld.

During April 1, 2014 and June 30, 2014, staff reviewed and confirmed that applicants met all statutory and regulatory requirements for licensure. There were no denials or appeals during this time period.

At this time, no ratification is necessary.

If you have any questions or concerns, please contact me at your earliest opportunity.