

# Board of Respiratory Care Examiners Board Meeting Minutes

Regularly Scheduled Meeting of September 19, 2019

**Board Members Present:**

Board Chairman: Tracy Cagan, RCP  
Vice Chairman: Jose Gonzales, RCP  
Michael Beller, Public Member  
Alan Crawford, RCP  
Kathy Rineer, RCP

**Board Members Absent:**

Leslie Easley, Dr.

**Staff Present:**

Executive Director:  
Jack Confer  
Licensing Administrator:  
Kathy Stone

**Legal Counsel Present:**

Frankie Shinn-Eckberg, AAG  
Mary Williams, AAG

# Board of Respiratory Care Examiners Board Meeting Minutes

Regularly Scheduled Meeting of September 19, 2019

## I. CALL TO ORDER

The Meeting was called to order at 9:00AM by Board Chairman Cagan.

## II. CONSENT AGENDA

There being no items requested to be removed, a motion was made to approve all items on the Consent Agenda.

**MOTION:** Board Vice Chairman Gonzales to approve items A – H. Seconded by Board Member Crawford.

**VOTE:** Motion passed (5-0).

### A. APPROVAL OF MINUTES

Recommended for Approval

Regular Session Minutes from August 15, 2019

Special Telephonic Session Minutes from September 12, 2019

### B. ACTION ON APPLICATIONS FOR LICENSURE

Recommended for approval by the Executive Director

Andrew Anderson	Amanda Braswell	Angela Burney	Jacob Casillas
Leah Christian	Joshua Christopher	Frantz Clarke	Antonio Cruz
Zayra Espinoza Rodriguez	Christopher Fisher	Kayla Garcia	Yvonne Garcia
Thomas Gundy	Alan Harvey	Karri Jack	Sadee Johansen
Shalom Joseph	Kinjal Joshi	Jessica Lazok	Martina LeBlond
Teri Mathis	Tracey Neal	Brenda Norris	Diane Preciado
Andreanna Purser	Riley Randolph	Patricia Rawlings	Seth Smith
Joshua Spielberger	Sara Villalba	Trey Wilburn	

### C. ACTION ON ADMINISTRATIVE CLOSURE OF APPLICATION FILES

Recommended for closing of application files

John Archer	Brittany Davis	Ashley Durant	Donna Hardy
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Stephanie Moen

Joshua Powell

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**D. ACTION ON ADMINISTRATIVE CLOSURE OF 90-DAY INACTIVE FILES**

**Recommended for closing of inactive files**

Colleen Finlayson  
Susan Morigeau  
Barbara Reeves

Jean Palumbo  
Tamara Wiedeman  
Jacquelyn Romanish

Brian Shelley  
Alicen Hochstrasser

Valerie McMillin  
Jean Stroheker

**E. ACTION ON NOTICES OF LICENSE EXPIRATIONS**

**Recommend sending notice of License Expirations to the following individuals:**

Terri Alkire  
John Foresee  
Sarah Heather  
Ciera Kaufman  
Bruktawit Mekuria  
Joseph Pal  
Leslie Rose

Katarina Avery  
Stephanie Fulton  
James Heil  
Megan Krane  
Elizabeth Naylor  
Elizabeth Phillips  
Darin Schmidt

Lisa Bushnell  
Robert Gerstenberger  
Sarah Hendricks  
Zulma Martinez  
Ho Nguyen  
Terri Pompa  
Tyler Teixeira

Joshua Estrada  
Jennifer Goebel  
Andrew Hobley  
Bonnie Mason  
Edward Noll  
Doreen Rick

**F. ACTION ON RATIFICATION OF RENEWAL OF LAPSED LICENSES**

**Recommended to ratify licenses issued by the Executive Director to individuals who met requirements for renewal:**

Jennifer Gomez  
Laura McMinn

Erika Hernandez  
Janet Ruiz

Megan Krot

Rebekah Limato

**G. DISCUSSION/ACTION ON RATIFICATION OF CONSENT AGREEMENTS**

- 1. Alvarez, Julie Case# 2019-RCE-0231
- 2. Amado, Leticia Case# 2019-RCE-0110
- 3. Atilano, Jessica Case# 2019-RCE-0177
- 4. Arteaga, Ernesto Case# 2019-RCE-0111
- 5. Bockelman, Connie Case# 2019-RCE-0178
- 6. Crean, Samuel Case# 2019-RCE-0179
- 7. DeChamp, Brianna Case# 2019-RCE-018
- 8. Duron, Robert Case# 2019-RCE-0181
- 9. Fleck, Paula Case# 2019-RCE-0183
- 10. Ford, Retricia Case# 2019-RCE-0184
- 11. Gonzalez, Trisha Case# 2019-RCE-0185
- 12. Hawn, Victoria Case# 2019-RCE-0207
- 13. James, Brianne Case# 2019-RCE-0254
- 14. Kozlowski, Cynthia Case# 2019-RCE-0187
- 15. Spuregon, Brenda Case# 2019-RCE-0228
- 16. Martinez, Jila Case# 2019-RCE-0194
- 17. Pennington, Christy Case# 2019-RCE-0198

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|-----|------------------|---------------------|
| 18. | Ochsner, Kyle    | Case# 2010-RCE-0195 |
| 19. | Odr, Chafik      | Case# 2019-RCE-0196 |
| 20. | Peterson, Summer | Case# 2019-RCE-0261 |
| 21. | Laxamana, Raquel | Case# 2109-RCE-0219 |
| 22. | Le, Chrstopher   | Case# 2019-RCE-0266 |
| 23. | Fernandez, David | Case# 2019-RCE-0243 |
| 24. | Lucas, Marie     | Case# 2019-RCE-198  |
| 25. | Prairie, Melanie | Case# 2019-RCE-0226 |
| 26. | Sutkovic, Adnan  | Case# 2019-RCE-0203 |

#### H. ESTABLISH DATE AND TIME OF NEXT BOARD MEETING

##### Scheduled date of next Board Meeting

Thursday, October 17, 2019 at 9:00AM.

### III. REGULAR AGENDA

#### A. DISCUSSION/ACTION ON ITEMS REMOVED FROM THE CONSENT AGENDA

#### B. CONSIDERATION AND POSSIBLE ACTION ON A FORMAL COMPLAINT HEARING PURSUANT TO A.R.S. § 32-3553(H)

1. Watson, Johnathan Case# 2019-RCE-0125 [9:15AM]  
Chairman Cagan announced the case and commenced the interview at 9:19AM. RCP Watson was not present. Assistant Attorney General, Frankie Shinn-Eckberg represented the State of Arizona in this proceeding. Assistant Attorney General, Mary Williams appeared as the Independent Advisor to the Board.

**MOTION:** Board Member Crawford to deem the Parties, Jurisdictional Statements and Factual Allegations contained in the Complaint and Notice of Hearing as the Findings of Fact. Seconded by Board Vice Chairman Gonzales.

**VOTE:** Motion passed (5-0).

**MOTION:** Board Member Crawford to adopt the Alleged Violations as Conclusions of Law. Seconded by Board Vice Chairman Gonzales.

**VOTE:** Motion passed (5-0).

**MOTION:** Board Member Crawford to revoke the license held by Johnathan Watson. Seconded by Board Vice Chairman Gonzales.

**ROLL CALL VOTE:** Motion passed (5-0).

#### C. CONSIDERATION AND ACTION ON INFORMAL INTERVIEWS

1. Huerta, Lisa Case# 2019-RCE-0020  
Chairman Cagan announced the case and commenced the interview at 9:30AM. RCP Huerta was not present. Executive Director Confer presented a summary of the case.

**MOTION:** Board Vice Chairman Gonzales to move this matter to a Formal Hearing. Seconded by Board Member Crawford.

**VOTE:** Motion passed (5-0).

#### D. CONSIDERATION AND ACTION ON INVESTIGATIONS OF POSSIBLE UNPROFESSIONAL CONDUCT

1. Bihr, Jennifer Case# 2019-RCE-0169  
Chairman Cagan announced the case. RCP Bihr was not present. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member Crawford to dismiss. Seconded by Board Member Beller.

**VOTE:** Motion passed (5-0).

2. Clarke, John Case# 2019-RCE-0175  
Chairman Cagan announced the case. RCP Clarke was/was not present. Executive Director Confer reviewed the allegations for the Board Members.

This matter was postponed.

3. Holdway, Laurel Case# 2019-RCE-0170  
Chairman Cagan announced the case. RCP Holdway was not present. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member Crawford to issue a non-disciplinary Letter of Concern regarding protective issues. Seconded by Board Member Beller.

**VOTE:** Motion passed (3-2). Board Vice Chairman Gonzales and Board Member Rineer voted nay.

4. Kilgore, Teri Case# 2019-RCE-0134

Chairman Cagan announced the case. RCP Kilgore was present. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member Crawford to move this matter to an Informal Interview. Staff to obtain the outcome of patients' medical record on the day of the event. Seconded by Board Member Rineer.

**VOTE:** Motion passed (5-0).

5. Larsen, Faith Case# 2019-RCE-0142

Chairman Cagan announced the case. RCP Larsen was present with her Attorney, Sara Stark who spoke on her behalf. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member Crawford to move this matter to an Informal Interview. Staff to obtain time stamped record into the ER. Seconded by Board Member Rineer.

**VOTE:** Motion passed (5-0).

6. Ponce-Gallegos, Adrian Case# 2019-RCE-0010  
Chairman Cagan announced the case. RCP Ponce-Gallegos was present. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member Crawford to dismiss. Seconded by Board Member Rineer.

**VOTE:** Motion passed (4-1). Board Chairman Cagan voted nay.

7. Maldonado, Raynalynn Case# 2019-RCE-0191

Chairman Cagan announced the case. RCP Maldonado was not present. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member Crawford to move this matter to an Informal Interview. Seconded by Board Member Rineer.

**VOTE:** Motion passed (5-0).

8. Malloy, Bill Case# 2019-RCE-0174

Chairman Cagan announced the case. RCP Malloy was not present. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member Crawford to issue a non-disciplinary order with a civil penalty of \$250 for failure to report an incident within the designated timeframe to be paid within 90 days. If not signed, move this matter to an Informal Interview. Seconded by Board Chairman Cagan.

**VOTE:** Motion passed (5-0).

9. Sedillos, Cynthia Case# 2019-RCE-0202

Chairman Cagan announced the case. RCP Sedillos was/was not present. Executive Director Confer reviewed the allegations for the Board Members.

This matter was postponed.

10. Schaeffer, Krista Case# 2019-RCE-0201

Chairman Cagan announced the case. RCP Schaeffer was not present. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member Crawford to move this matter to an Informal Interview. Seconded by Board Member Rineer.

**VOTE:** Motion passed (5-0).

11. Munksgard, Kevin Case# 2019-RCE-0162

Chairman Cagan announced the case. RCP Munksgard was not present. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member Crawford to move this matter to an Informal Interview.  
Seconded by Board Vice Chairman Gonzales.

**VOTE:** Motion passed (5-0).

12. Ramirez, Rudy Case# 2019-RCE-0133  
Chairman Cagan announced the case. RCP Ramirez was not present. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member Rineer to issue a Letter of Concern regarding lack of respecting boundaries of co-workers. Seconded by Board Vice Chairman Gonzales.

**VOTE:** Motion passed (5-0).

13. Robinson, James Case# 2019-RCE-0168  
Chairman Cagan announced the case. RCP Robinson was/was not present. Executive Director Confer reviewed the allegations for the Board Members.

This matter was postponed.

14. Town, Lisa Case# 2019-RCE-0135  
Chairman Cagan announced the case. RCP Town was not present. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member Crawford to have staff order a urine and hair follicle test and have her disclose any current medications. Also, check with Human Resources if a complaint was filed. Seconded by Board Member Beller.

**VOTE:** Motion passed (5-0).

#### **E. DISCUSSION/ACTION ON EXECUTIVE DIRECTOR'S REPORT**

Updates were given by Jack Confer, Executive Director and Kathy Stone, Licensing Administrator.

1. Application, Investigation & Probation Reports (Board Update & Status)
2. FY20 Budget Status (Board Update & Status)
3. Customer Satisfaction Survey Summary
4. Summary of current events that affect the Arizona Board of Respiratory Care Examiners (This is the time for the Board Chair, Board Members or Staff to give a brief summary of current affecting the Board)

#### **F. CALL TO THE PUBLIC**

None



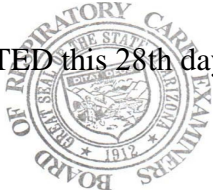
**G. ITEMS TO BE PLACED ON A FUTURE AGENDA**


None

**H. ADJOURNMENT**

Chairman Cagan adjourned the meeting at 10:34AM.

DATED this 28th day of September 2019.



  
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Jack Confer, Executive Director

FINAL