

# ARIZONA BOARD OF OSTEOPATHIC EXAMINERS IN MEDICINE AND SURGERY

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## 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 virtual meeting open to the public on:

**Saturday, March 26, 2022, beginning at 8:30 A.M.**

Phone: (253)215-8782

Meeting ID: 972 8059 3648 Passcode: 769481

In light of current Federal and State Government guidelines not to hold gatherings of more than 10 people, this meeting may be held virtually. Instructions on how the public may listen to the meeting are below. For additional information please contact [Questions@azdo.gov](mailto:Questions@azdo.gov)

The Board President may take items out of order on the agenda. The Board usually allows 2 minutes per person for public comment on any agenda item, however, depending on the issue presented, the Board President has the discretion to expand that time. The Board reserves the right to change the order of items on the Agenda or to take action on any item and call cases in random order. The Board may discuss, consider or take action on any item on the agenda. Please note that any recommendations listed on the agenda do not become final until adopted by the Board. The Board has the authority to accept, reject, or modify any recommendation listed on the agenda.

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 8:30 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. January 29, 2022 Open Session
- B. January 29, 2022 Executive Session

**5. 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).*

A	DO-21-0056A	Joseph Alia, DO	
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**6. 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) and receive legal advice pursuant to A.R.S. § 38-431.03(A)(3). 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-20-0073A	Robert Orr, DO	
B	DO-21-0065A	Jamie Moenster, DO	
C	DO-19-0228A	Daniel Ashenbrener, DO	
D	DO-21-0063A	Bryan Friedman, DO	

**7. REVIEW, DISCUSSION, AND ACTION ON INVESTIGATIONS WITH ALLEGATIONS OF UNPROFESSIONAL CONDUCT IN ACCORDANCE WITH A.R.S. § 32-1855 (D), (E), & (F)** *The Board may vote to consolidate any case listed and forward the case(s) to the Office of Administrative Hearing with the recommendation to revoke the license among any other action available to the Board listed in A.R.S. § 32-1855(D), (E), & (F). Discussion, consideration, and possible action relating to case nos. 17-0291A and 19-0076A involving Dr. David Payne and the possible rescission of its referral to formal hearing. 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-21-0069A	Raymond Bakotic, DO	
B	DO-21-0157A	Raymond Bakotic, DO	
C	DO-22-0021A	Raymond Bakotic, DO	
D	DO-17-0292A & DO-19-0076A	David Payne, DO	
E	DO-19-0150A	Rick Shakett, DO	

**8. CONSIDERATION AND ACTION ON PROPOSED CONSENT AGREEMENTS, COMPLIANCE WITH TERMS OF BOARD ORDERS, AND REQUESTS TO MODIFY OR TERMINATE ORDERS** *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) and receive legal advice pursuant to A.R.S. § 38-431.03(A)(3)*

A	DO-20-0050A	Stephen Stellmacher, DO	
B	DO-21-0069A, DO-21-0157A, DO-22-0021A	Raymond Bakotic, DO	Consent Agreement for Voluntary Surrender

**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) and receive legal advice pursuant to A.R.S. § 38-431.03(A)(3).*

A	DO-22-0005A	Brian D. Young	
B	DO-22-0004A	Jessica L. Jacob	
C	DO-21-0180A	John Scott Rubin	
D	DO-22-0031A	Brittany Woodall	PGT Renewal Application
F	DO-21-0179A	Brittany Woodall	
G	DO-22-0030A	Susan Mastellone	

**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, 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) and receive legal advice pursuant to A.R.S. § 38-431.03(A)(3).*

A	CDC Requesting Comments on Updated Opioid Clinical Practice Guideline
B.	Presentation by Affiliated Monitors Inc.

**12. REVIEW, CONSIDERATION, AND ACTION ON REPORTS FROM THE 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) and receive legal advice pursuant to A.R.S. § 38-431.03(A)(3).*

- A. Report from Board Members
- 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

**13. ADJOURNMENT**



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Justin Bohall  
Executive Director