

# 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, October 1, 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 above. 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 has a civility policy that prohibits any type of disorderly conduct that disrupts the Board from carrying out its business. Those violating this policy will be asked to modify their behavior and act civilly. If the disorderly conduct continues, the person may be removed from the meeting.

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)(2), The Board may vote to go into Executive Session to discuss records exempt by law from public inspection. 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 contact a member of Board staff at this time.

## 4. REVIEW, CONSIDERATION, AND APPROVAL OF MINUTES

A. August 13, 2022 Open Session

B. August 13, 2022 Executive Session

**5. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON SUMMARY ACTION IN ACCORDANCE WITH A.R.S. §32-1855(C).** *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 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-18-0155A & DO-19-0220A	Joseph Thompson, DO	Possible Summary Suspension Action
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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-21-0091A	Joseph Machuzak, DO	
B	Case Removed from the Agenda		
C	DO-21-0183A	Gregg Smith, DO	
D	DO-21-0125A	Andrew Michael Epstein, DO	
E	DO-20-0177A	James Kellershabrokh, DO	

**7. 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-22-0051A	Tahir Mahmood, DO	
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**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-17-0184A	Chetan Patel, DO	Termination of Probation
B	DO-18-0085A	Zachary Veres, DO	Proposed Consent Agreement
C	DO-22-0016A	Gerrald Harris II, DO	Proposed Voluntary Surrender

**9. CONSIDERATION AND ACTION ON PROPOSED CONSENT AGENDA FOR DISMISSAL OR OTHER ACTION** *Review, discussion and possible action on consent to Dismiss or take other action. The Board may vote to approve all items on a consent agenda; however, any one member of the Board may remove a consent agenda item from the vote, and request discussion at the current meeting or a future meeting.*

A	DO-20-0164A	Duke Keller, DO	Non-Disciplinary Letter of Concern
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**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	Review of 2023 Board Meeting Calendar
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**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**

  
 Justin Bonhall, Executive Director