

# Board of Respiratory Care Examiners Board Meeting Minutes

Regularly Scheduled Meeting of January 18, 2018

**Board Members Present:**

Board Chairman: Tracy Cagan, RCP  
Alan Crawford, RCP  
Michelle O'Hair-Schattenberg, Esq.  
Vice Chairman: Jose Gonzales, RCP  
(via teleconference)

**Board Members Absent:**

Kathy Rineer, RCP

**Staff Present:**

Executive Director:  
Jack Confer  
Licensing Specialist:  
Kathy Stone

**Legal Counsel Present:**

Frankie Shinn-Eckberg, AAG  
Marc Harris, AAG

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# Board of Respiratory Care Examiners Board Meeting Minutes

Regularly Scheduled Meeting of January 18, 2018

## CALL TO ORDER

The Meeting was called to order at 9:01AM by Board Chairman Cagan.  
A 10 minute break was taken at 9:55AM.

## A-1 DISCUSSION/ACTION ON ELECTION OF OFFICERS PURSUANT TO A.R.S. 32-3503

**MOTION:** Board Member Crawford nominated Tracy Cagan for Chairman. Seconded by Vice Chairman Gonzales.

**VOTE:** Motion passed (3-0). Chairman Cagan abstained.

**MOTION:** Board Member Crawford nominated Jose Gonzales for Vice Chairman. Seconded by Board Member O'Hair-Schattenberg.

**VOTE:** Motion passed (3-0). Vice Chairman Gonzales abstained.

## CONSENT AGENDA

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

**MOTION:** Board Member Crawford to approve items C1 – C8. Seconded by Board Member O'Hair-Schattenberg.

**VOTE:** Motion passed (4-0).

## C-1 APPROVAL OF MINUTES

**Recommended for Approval**

Regular Session Minutes from November 16, 2017 meeting.

## C-2 ACTION ON APPLICATIONS FOR LICENSURE

**Recommended for approval by the Executive Director**

Ernesto Arteaga  
Robert Canales  
John Durham  
Max Ford

Allister Aunario  
Cheyenne Chadwick  
Gilberto Escalante  
Maricela Gaitan

Alexander Bach  
Pamela Cushing  
Marisela Escobar  
William Garner

Jennifer Burnett  
Kristin Dunavant  
David Fernandez, Jr.  
Bianca Giambanco

Jessica Gideon  
Sarah Hendricks  
Manny Knight  
Joseph Liu  
Mladen Marjanovic  
Tobin Petty  
Amri Rodriguez  
Lon Strong  
Rebecca Valenzuela

Marleen Yousif

Kyle Hagaman  
Jessica Hill  
Karla Landa  
Whitney Locke  
Marlin Miranda Burciaga  
Jeremy Ray  
Rockey Simmons, Jr.  
Marcus Sumbler  
Oswaldo Valenzuela  
Ortega  
David Zakala

Vanessa Hare  
Jennifer Hyatt-Rooks  
Jennifer Ledger  
Rachel Lovato  
Linda O'Dowd  
Nena Renfroe  
Bradley Sorenson  
Craig Tambatamba  
Tahnee Welch  
Colleen Zandbergen

Raevan Harris  
Catherine Keyes  
Jacqueline Lee  
Jill Lynch  
Jhona Pacaonces  
Erin Robbins  
Jamie Stewart  
Juan Tejada-Espinoza  
Cole Woodard-Barratt

### C-3 ACTION ON ADMINISTRATIVE CLOSURE OF APPLICATION FILES

#### Recommended for closing of application files

Lisa Anderson  
Marcos Ewing  
Jaime Quattlebaum  
Gary Spragg

Christopher Clinton  
Barry Koningsor  
Christa Rivera  
Shawn Stenzel

Lonnie Downing  
Matt London  
Leah Rodarte  
Pamela Vasquez

Jharad Espinosa  
Brandon Mallery  
Abuelgasim Salih  
Steve Woodson

### C-4 ACTION ON ADMINISTRATIVE CLOSURE OF 90-DAY INACTIVE FILES

#### Recommended for closing of inactive files

Tammy Aldrich  
Lori Carson  
Cheryl Eisner  
Heriberto Garcia  
Carly Lord  
Ronald Neal  
Jack Selleh

Traci Broadnax  
Brian Curdo  
Michelle Erickson  
Brandi Granzow  
Martha McLaughlin  
Sharon Newman-Matt  
Richard Tattrie

Lawrence Bullock  
Roxanne De La Rosa  
Kori Fierro  
Kasey Hromek  
Margot Meissner  
Jerry Robles  
Bruce White

Angela Burney  
Susan Deason  
Tracy Flynn  
Robin Kaiser  
John Moorhead  
Azalea Ross  
Michele Wolf

### C-5 ACTION ON NOTICES OF LICENSE EXPIRATIONS

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

Christian Baker  
Adolpho Davila  
Amanda Guillory  
Whitney Honaker  
Erik Johnson  
Richard Lard  
Jamal Mixson  
Michael Owens  
David Reeve  
Diana Sanchez  
Amberlyn Swihart

Cheryl Black  
David Denyes  
Jenna Guizar  
Rachel Honeywell  
Holly Joice  
Ashlee Lewis  
Barbara Neary  
Ngoc Pham  
Debra Ribble-Knapik  
Paul Schaaf  
Brittany Westenburg

Franklin Brown  
Michael Dillard  
Julie Gumm  
LaDona Hoyt  
Samantha Kuecher  
Jeniffer Machuca  
Meagan Newton  
Jennifer Phelps  
Jennifer Riecke  
Frances Simon  
Frances Yokopovich

Jason Cook  
George Gonzalez  
Massiullah Hakim  
Ronda Huffman  
Joe Lambert  
Patricia Machuca  
Jennifer Oser  
Robert Quartey  
Eleanora Riggers  
Kimberly Sleeper



## C-6 ACTION ON RATIFICATION OF RENEWAL OF LAPSED LICENSES

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

Christopher Long  
Keila Thomas

Elizabeth Mandolesi  
Alex Valderas

Reyna Salas

R. Michelle Terrell

## C-7 DISCUSSION/ACTION ON RATIFICATION OF CONSENT AGREEMENTS

- |     |                        |                               |
|-----|------------------------|-------------------------------|
| 1.  | Holley, Charles        | Case Number C003821-18-011993 |
| 2.  | Halford, Clint         | Case Number C003828-18-006552 |
| 3.  | Nikolaus, Amanda       | Case Number C003832-18-011054 |
| 4.  | Tamondong, Elilmar     | Case Number C003812-18-011927 |
| 5.  | Sindle, Jamie          | Case Number C003800-18-011604 |
| 6.  | Rutter, Todd           | Case Number C003788-17-001765 |
| 7.  | Coonts, Stephanie      | Case Number C003827-18-011969 |
| 8.  | Begay-Yazzie, Charlene | Case Number C003796-18-007133 |
| 9.  | Cancino, Daniel        | Case Number C003826-18-010208 |
| 10. | Coonts, Stephanie      | Case Number C003827-18-011969 |

## C -8 ESTABLISH DATE AND TIME OF NEXT BOARD MEETING

Scheduled date of next Board meeting

Thursday, February 15, 2018 at 9:00AM.

## REGULAR AGENDA

### **R-1 DISCUSSION/ACTION ON ITEMS REMOVED FROM THE CONSENT AGENDA**

### **R-2 REVIEW, DISCUSSION AND POSSIBLE ACTION ON PROPOSED CONSENT AGREEMENTS**

1. McClendon, William Case Number C003783-17-011181  
Chairman Cagan announced the case and commenced the interview at 9:49AM. RCP McClendon was not present. Assistant Attorney General, Frankie Shinn-Eckberg represented the State of Arizona in this proceeding. Assistant Attorney General, Marc Harris appeared as the Independent Advisor to the Board.

**MOTION:** Board Member O’Hair-Schattenberg to approve the proposed Consent Agreement for Decree of Censure. Seconded by Board Vice Chairman Gonzales.

**ROLL CALL VOTE:** Motion passed (3-1). Board Member Crawford voted nay.

2. Shelley, Brian Case Number C003806-18-007113  
Chairman Cagan announced the case and commenced the interview at 9:25AM. RCP Shelley was present. Assistant Attorney General, Frankie Shinn-Eckberg represented the State of Arizona in this proceeding. Assistant Attorney General, Marc Harris appeared as the Independent Advisor to the Board.

**MOTION:** Board Member Crawford to approved the Consent Agreement for Decree of Censure. Seconded by Board Member O’Hair-Schattenberg.

**ROLL CALL VOTE:** Motion passed (4-0).

### **R-3 CONSIDERATION AND ACTION ON FORMAL COMPLAINT HEARINGS PURSUANT TO A.R.S. § 32-3553(H)**

1. McClendon, William Case Number C003783-17-011181  
This matter was resolved by Board vote in R-2-1. Consent accepted in lieu of hearing.

2. Shelley, Brian Case Number C003806-18-007113  
This matter was resolved by Board vote in R-2-2. Consent accepted in lieu of hearing.

**R-4 CONSIDERATION AND ACTION ON INFORMAL INTERVIEWS PURSUANT TO A.R.S. § 32-3553(G)**

1. Munguia, Christopher Case Number C003810-18-011122  
Chairman Cagan announced the case and commenced the interview at 9:10AM. RCP Munguia was present. Executive Director Confer presented a summary of the case.

**MOTION:** Board Member Crawford to issue a non-disciplinary Letter of Concern to emphasis accurate patient record keeping. Seconded by Board Vice Chairman Gonzales.

**VOTE:** Motion passed (4-0).

**R-5 CONSIDERATION AND ACTION ON INVESTIGATIONS OF POSSIBLE UNPROFESSIONAL CONDUCT**

**Cases Recommended for Dismissal/Referral**

1. Riedl, Elizabeth Case Number C003833-18-009850  
Chairman Cagan announced the case. RCP Riedl was not present. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member O’Hair-Schattenberg to dismiss. Seconded by Board Member Crawford.

**VOTE:** Motion passed (4-0).

**R-6 DISCUSSION/ACTION ON EXECUTIVE DIRECTOR'S REPORT**

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

1. Review Draft Policy/Enforcement Matrix pursuant to A.R.S. § 32-3553(C)  
Staff to check with other board’s statutes/rules regarding penalty for RCP’s late response to a complaint letter.
2. Application, Investigation & Probation Reports (Board Update & Status)
3. 2018 Legislative Update (Discussion)
4. FY18 Budget & Update (Board Update & Status)
5. CLEAR Training, Scottsdale, January
6. Office Relocation Update
7. FY19 Budget & Update (Board Update & Status)
8. 2018 Central Services Bureau ISA
9. AZNetII Services Summary
10. Program & Project Specialist II, Vacancy (Possible Executive Session, Discussion)



**R-7 CALL TO THE PUBLIC**

RCP Baker addressed the Board regarding taking an ethics course for Home Health business.

**R-8 ITEMS TO BE PLACED ON A FUTURE AGENDA**

Whether RCP's who have a Home Health business need to complete an ethics course.

**R-9 ADJOURNMENT**

Board Chairman Cagan adjourned the meeting at 10:58AM.

Dated this 10<sup>th</sup> day of January 2018.



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Jack Confer  
Executive Director