

MINUTES
UTAH
CHIROPRACTIC PHYSICIAN LICENSING BOARD
MEETING
August 1st, 2013
Room 464(Fourth Floor) - 9:00 a.m.
Heber M. Wells Building
Salt Lake City, UT 84111

CONVENED: 8:35 a.m.

ADJOURNED: 10:10 a.m.

Bureau Manager:

Sally A. Stewart

Board Secretary:

Sally Canavan

Board Members Present:

Craig D. Campbell, DC; Chairman
Michael D. Smithers, DC
Carlyle Bret Whittaker, DC
Richard Engar, DDS

Board Member Absent:

Jay D. Anderson, DC - excused

Guests:

Jim Knight, DC
Tim Appgood, Executive Director of the Utah
Chiropractic Physicians Association

DOPL Staff Present:

Debra Troxel, Compliance Specialist

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Minutes:

The minutes from the April 11th, 2013 meeting were reviewed by the Board. Dr. Engar made a motion, seconded by Dr. Whitaker, to approve the minutes as written. The voting was unanimous.

APPOINTMENTS:

Debra Troxel, Compliance Unit Specialist

Ms. Troxel presented the compliance reports on the probationers being interviewed today.

John Paul Dudley

Dr. Dudley was excused from this meeting. There was no landline available.

Bruce Van Gundersen

Dr. Campbell interviewed Dr. Gundersen. He stated his mother had passed away. He has been spending a lot of time taking care of his mother's estate. He stated his practice is at 75% of what it was last year. He has completed some CE's already. He stated at the last meeting he had made a written request for early termination from probation. He stated he would like a response on his written request. The Board discussed with him the reason he is on probation at this time. His secondary MOU began October 13th, 2010. It was

Bruce Van Gundersen (continued)

to be a five year probation. The reason he is on probation now is because he violated his 1st probation. The Board determined to not grant his early release from probation. He was very disappointed, he felt he had done all that he could do to be compliant. He will contact his attorney; he thought the agreement was different. He stated the MOU requirements were causing him a financial hardship. His supervisor comes and reviews his patient's files, and the CE all cost him money. The Board stated it is a miracle you have a license to practice at all. The Board requested to see him at the October 10th, 2013 Board meeting.

Compliant

Mark Lee Baker

Dr. Engar interviewed Dr. Baker. The Board noted there has been some problem getting a supervisor reports and other required documents. He did submit a practice plan on June 19th, 2013; however no other documents have been received. The Board must approval his supervisor. Dr. Baker plans to have Dr Bowden be his supervisor. Dr. Bowden has not sent any additional documents to us. The Board told Dr. Baker to get a different supervisor. The Board stated he need to get going on his probation so he can work, so his probation can move forward toward an end. It has been one year with no forward movement. The Board suggested he think about getting some personal counseling. The Board suggested he re read his MOU and if there is any part he does not understand he should contact Ms Troxel. The Board stated he needs to be clear and compliant by the next Board meeting. Ms. Stewart told him to get all documents (the curriculum vitae, a supervisor, a practice plan and certificate of completion from the behavior modification course) by the 15th of August to Ms. Troxel and we would circulate it to the Board electronically and a determination can be made.

Non-Compliant

DISCUSSION ITEMS:

Application Review – Brandon Lee Hatch

The Board met with Dr. Hatch. He applied for a license as a Chiropractic Physician. The Board noted that he meets the requirements, but has an open investigation in another state. The Board also mentioned there is a concern with that investigation. Dr Hatch is schedule to see the judge on November 5th, 2013. A conditional license would allow Dr Hatch

electronically and a determination can be made.
Non-Compliant

DISCUSSION ITEMS:

Application Review – Brandon Lee Hatch

The Board met with Dr. Hatch. He applied for a license as a Chiropractic Physician. The Board noted that he meets the requirements, but has an open investigation in another state. The Board also mentioned there is a concern with that investigation. Dr Hatch is schedule to see the judge on November 5th, 2013. A conditional license would allow Dr Hatch to practice until a decision is reached in the other state. Dr. Engar made a motion seconded by Dr. Whittaker that he be granted a conditional license pending the out come of the Oregon investigative action. The voting was unanimous.

**Application Review – Brandon Lee Hatch
(continued)**

David Ziegler – Review

The Board discussed Dr. Ziegler's practice. The Division gave an update on his practice.

Next Scheduled Meeting:

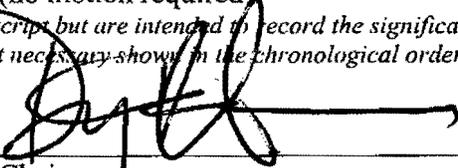
Thursday, October 10th, 2013

ADJOURN: 10:10 a.m.

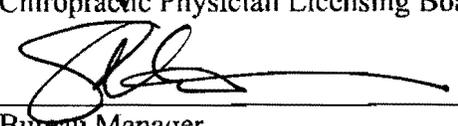
(no motion required)

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

10/10/13
Date Approved


Chairman
Chiropractic Physician Licensing Board

10/10/2013
Date Approved


Bureau Manager
Division of Occupational & Professional Licensing