

The Colorado Board of Optometric Examiners Meeting Minutes

May 7, 2008

CONVENED

The Colorado Board of Optometric Examiners convened at 9:06 AM

ATTENDANCE

Present were Dr. Julia Kimball; Dr. Larry Kinnick; Dr. Helen Wilson; Michelle Sancho Marlatt; Fred Glogiewicz - Public Member and Andrew Nowack, RPH-Public Member

Also in attendance were Cindy Klyn, Program Director; Debbi Strauss, Administrative Assistant; Jack Wesoky, Assistant Attorney General; Shelly Hitt, Section Director; Lisa Jackson from the Office of Expedited Settlement.

REPORTS

1. Shelley Hitt, Section Director announced that she has resigned from DORA and Susan Miller will be the acting Section Director. She also informed the Board that Massage Therapist and Occupational therapists will be part of Allied Health.
2. Cindy Klyn, Program Director, reported on the jurisprudence exam. This discussion was tabled until the August meeting. It was also decided that due to the Democratic National Convention in Denver, the August 2008 meeting will commence on August 13, 2008 rather than on August 20, 2008.

MINUTES OF PREVIOUS MEETING

1. Minutes from the February 6, 2008 meeting were approved as amended.

LICENSING

1. Applications Administratively Approved – see attached table (2/6/08 – 4/18/08)
2. Applications for licensure requiring Board guidance:
 - a. **Bill McDonald** – The Board reviewed all the information before them and voted to table the application until Respondent submits proof of successful completion of the National Exam.
 - b. **Brent Gibson** – The Board reviewed all the information before them and voted to deny a Colorado Optometric license to Mr. Gibson. Mr. Gibson submitted inadequate information pursuant to Rule 10 and Rule 11.

NEW BUSINESS

1. Complaints with Responses:

- a. **Stephen Bashford, OD – Case #: 2008-002499** – After review of the complaint a motion was made, seconded, and carried to dismiss for lack of violations.
- b. **John Cross, OD – Case #: 2007-002503** - After review of the complaint a motion was made, seconded, and carried to dismiss for lack of violations.
- c. **Dierdre Fogle, OD – Case #: 2008-002507** - After review of the complaint a motion was made, seconded, and carried to dismiss for lack of violations.
- d. **James Georgis, OD – Case #: 2008-002365** - After review of the complaint a motion was made, seconded, and carried to dismiss for lack of violations.
- e. **Richard Goebel, OD – Case #: 2008-002483** - After review of the complaint a motion was made, seconded, and carried to dismiss for lack of violations.
- f. **Glen Gunderson, OD – Case #: 2008-002502** - After review of the complaint a motion was made, seconded, and carried to dismiss for lack of violations.
- g. **Lisa Hamilton, OD – Case #: 2008-002506** - After review of the complaint a motion was made, seconded, and carried to dismiss for lack of violations.
- h. **James Jordan, OD – Case #: 2008-002360** - After review of the complaint a motion was made, seconded, and carried to dismiss for lack of violations.
- i. **Jon Pederson, OD – Case #: 2008-002505** - After review of the complaint a motion was made, seconded, and carried to dismiss for lack of violations.
- j. **Jack Phillippe, OD – Case #: 2008-002513** - After review of the complaint a motion was made, seconded, and carried to dismiss for lack of violations.
- k. **Deborah Roos, OD – Case #: 2008-002508** - After review of the complaint a motion was made, seconded, and carried to dismiss for lack of violations.
- l. **JoAnne Takara, OD - Case #: 2008-2362** - After review of the complaint a motion was made, seconded, and carried to dismiss for lack of violations.
- m. **Jerry Pederson, OD - Case #: 2008-002504** - After review of the complaint a motion was made, seconded, and carried to dismiss for lack of violations.
- n. **John Bryant, OD – Case #: 2008-002509** - After review of the complaint a motion was made, seconded, and carried to dismiss for lack of violations.
- o. **Mark Vander Horck, OD – Case #: 2008-001927** – After review of the complaint a motion was made, seconded, and carried to dismiss for lack of violations. The

board instructed staff to open a case on Brian Kern, OD for possible violation of the Practice Act.

COMPLIANCE MONITORING

1. **Craig Nelson, OD – Stipulation and FAO** signed April 21, 2006 **License #: 1409**. The Board reviewed the materials submitted and approved Dr. John Alfonso as Dr. Nelson's Practice Monitor.

REPORTS FROM OFFICE OF INVESTIGATIONS

1. **Larry Williams, OD – Case #: 2008-000633** – After review of all the materials submitted, the Board moved to enter into Executive Session.

OFFICE OF THE ATTORNEY GENERAL

1. **Stephen Shapiro** – After review of all the materials submitted the Board moved to enter into Executive Session
2. **Richard Anderson** – No further action needed at this time

OFFICE OF EXPEDITED SETTLEMENT

None

EXECUTIVE SESSION

As permitted by CRS 24—6-402(3)(a)(II), AND (III), a motion was made, seconded and carried by at least the required 2/3 majority that the Board enter into EXECUTIVE SESSION for the sole purpose of discussing matters of pending or imminent court action, other matters of attorney client privilege regarding Larry Williams, OD and Steven Shapiro. It was announced that no more motions had been offered or passed during Executive Session.

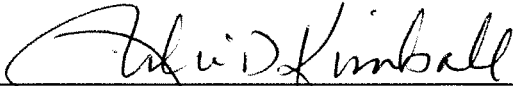
Larry Williams, OD – The Board reviewed all the documents before them and referred this matter to the Office of Expedited Settlement.

Stephen Shapiro - The Board reviewed all the documents and approved Dr. Robert K. Browder, OD as the Practice Monitor pursuant to the Injunctive Order by El Paso County District Court.

The Executive Session adjourned at 11:44 AM.

ADJOURNMENT

Meeting adjourned at 11:45 AM



President, Julia D. Kimball, OD

Date

NEXT MEETING DATE

August 13, 2008 – 9:00 AM – Suite 1300