

STATE OF UTAH
DEPARTMENT OF COMMERCE
DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING

NEWSLETTER

November 1, 2010

The following actions have been taken by the Division following hearings conducted before an Administrative Law Judge and the respective Licensing Committees or Boards or have been entered by Stipulation or Memorandum of Understanding from October 1, 2010 - October 31, 2010.

PHYSICIANS/SURGEONS

***HOFFMAN, Gregory Robert, MD**

License Nos. 7266855-1205/8905

Docket No. 2010-342

Sandy, Utah

Cause of Action:

Respondent's physician license in Oregon was disciplined in August 2010 for engaging in an intimate relationship with a female to whom Respondent provided health care services.

Order:

Respondent's licenses to practice as a physician/surgeon and to administer and prescribe controlled substances were revoked with a stay of enforcement on the revocation. Said licenses were placed on probation for two years with conditions.

Date:

October 13, 2010

***NICHOLAS, Karl R., MD**

License Nos. 146957-1205/8905

Docket No. 2010-362

Taylorsville, Utah

Cause of Action:

Respondent has engaged in conduct that resulted in disciplinary action by another licensing authority having jurisdiction over Respondent and his California medical license and Respondent's conduct would constitute unprofessional and/or unlawful conduct in Utah.

Order:

Respondent voluntarily surrendered his licenses to practice as a physician/surgeon and to administer and prescribe controlled substances. Respondent may not reapply for these licenses for a period of five years.

Date:

October 25, 2010

***PACK, Stephen R., MD**

License Nos. 187392-1205/8905

Docket No. 2009-296

Orem, Utah

Cause of Action:

Respondent engaged in unprofessional conduct which relates to his licenses to practice as a physician/surgeon and to administer and prescribe controlled substances.

Order:

Respondent voluntarily surrendered his licenses to practice as a physician/surgeon and to administer and prescribe controlled substances. Respondent may not reapply for licensure for at least a period of four years and his successful completion of conditions outlined in the October 2010 Stipulation /Order.

Date:

October 18, 2010

DENTISTS/DENTAL HYGIENISTS

***ANDERSEN, Wynn Scott**

License Nos. 5418030-9923/8903

Docket No. 2010-331

Bicknell, Utah

Cause of Action:

Respondent engaged in unprofessional conduct by issuing prescriptions to himself, his family members, staff members and family members of staff for non-dental related conditions.

Order:

Respondent's licenses to practice as a dentist and to administer and prescribe controlled substances were revoked with a stay of enforcement on the revocation. Said licenses are placed on probation for two years with conditions.

Date:

October 7, 2010

***DANSIE, Monte E.**

License Nos. 139059-9922/8903

Docket No. 2009-116

Price, Utah

Reinstatement Order:

The suspension on Respondent's license to administer and prescribe controlled substances was terminated and the probation on Respondent's license to practice as a dentist was terminated and both licenses were reinstated with full privileges.

Date:

October 4, 2010

***POULTER, John Smoot, DDS**

License Nos. 3082639-9921/8903

Docket No. 2009-165

Salt Lake City, Utah

Amended Order:

A license to administer and prescribe controlled substances Schedules 2-5 was issued and said license was placed on probation consistent with the probationary period that currently exists on his license to practice as a dentist.

Date:

October 19, 2010

REGISTERED NURSES/ADVANCED PRACTICE NURSES

***CADY, Troy Kenneth**

License No. 7187635-3102

Docket No. 2009-38

Syracuse, Utah

Amended Order:

The probationary condition requiring Respondent to practice only under the on-site supervision of a registered nurse in good standing with the Division or a licensed physician in good standing with the Division was amended to allow Respondent to work under the **general** supervision of a registered nurse in good standing with the Division, a licensed MD/DO in good standing with the Division, or a licensed health facility administrator in good standing with the Division.

Date:

October 21, 2010

***JUDD, Terri Rae**

License No. 201882-3102

Docket No. 2009-19

Salt Lake City, Utah

Amended Order:

The suspension on Respondent's license to practice as a registered nurse was terminated and said license was placed on probation for five years subject to conditions and restrictions identified in the February 2, 2009 Stipulation/Order.

Date:

October 21, 2010

REGISTERED NURSES/ADVANCED PRACTICE NURSES - continued

***MORRIS, Michelle E.**

License No. 264720-3102

Docket No. 2010-334

Layton, Utah

Cause of Action:

Respondent has engaged in the use of drugs, narcotics, or similar chemicals to the extent that the conduct might reasonably be considered to impair her ability to practice safely as a nurse.

Order:

Respondent voluntarily surrendered her license to practice as a registered nurse. Respondent may not reapply for a nursing license for a period of five years.

Date:

October 7, 2010

***THOMPSON, Kaylyn**

License No. 5012584-3102

Docket No. 2010-15

Salt Lake City, Utah

Amended Order:

The suspension on Respondent's license to practice as a registered nurse was terminated and said license was placed on probation subject to conditions and restrictions identified in the November 20, 2007 Stipulation and Order in Case No. DOPL-2007-238 and any subsequent amendments made to the November 20, 2007 Stipulation and Order

Date:

October 21, 2010

LICENSED PRACTICAL NURSES

***NILSSON, Torri Lee**

License No. 351973-3101

Docket No. 2010-329

Salt Lake City, Utah

Cause of Action:

Respondent's license had previously been disciplined in 2004 as the result of substance abuse issues.

Memorandum of Understanding and Order:

A license to practice as a licensed practical nurse was issued to Respondent and said license was placed on probation for five years with conditions and restrictions.

Date:

October 5, 2010

PHARMACISTS/PHARMACY TECHNICIANS/PHARMACIES

***BARROW, David William**

Pharmacist

License No. 336674-1701/8911

Docket No 2009-261

Riverton, Utah

Amended Order:

The probationary condition requiring Respondent to work under the direct supervision of a pharmacist licensed in good standing was amended to require Respondent to work under the **general** supervision of a pharmacist licensed in good standing. It was further ordered the probationary condition identified in paragraph 8.(2)(w) of the September 2, 2009 Stipulation and Order regarding if Respondent works less than full-time in his licensed profession is amended to allow Respondent to accept part-time work toward the probation time period without adjusting the time on a pro rata basis. Respondent must work at least 16 hours per **month** to be considered "practicing" in his profession. It was further ordered the probationary condition restricting Respondent from working in any floating, on-call, PRN, "as needed" pools, or temporary staff agencies is amended to allow Respondent to work on an as needed basis (PRN) only if employed by and working at 4 Care Pharmacy.

Date:

October 7, 2010

PHARMACISTS/PHARMACY TECHNICIANS/PHARMACIES - continued

***BEASLEY, Dennis**

Pharmacist

License Nos. 148084-1701/8911

Docket No. 2010-369

Hurricane, Utah

Cause of Action:

Respondent has engaged in conduct, including the use of intoxicants, drugs, narcotics, or similar chemicals to the extent that the conduct might reasonably be considered to impair the ability of Respondent to practice safely as a pharmacist and/or to dispense controlled substances.

Order:

Respondent's licenses to practice as a pharmacist and to dispense controlled substances were revoked with a stay of enforcement on the revocation. Said licenses are suspended until certain conditions outlined in the Order have been successfully completed. Following the period of suspension, said licenses will be placed on probation for five years with conditions and restrictions. Respondent was also ordered to pay a \$2500 fine within 90 days.

Date:

October 28, 2010

***FROHLICH, Melynda**

Pharmacy Technician

License No. 7240153-1717

Docket No. 2010-350

Salt Lake City, Utah

Cause of Action:

Respondent no longer intends to comply with probationary conditions that existed on her license.

Order:

Respondent voluntarily surrendered her license to practice as a pharmacy technician. Respondent may not reapply for licensure as a pharmacy technician for a period of five years.

Date:

October 18, 2010

***MARTZ, Paul Jacob**

Pharmacist

License No. 5836234-1701/8911

Docket No. 2010-275

Herriman, Utah

Amended Order:

The probationary condition requiring Respondent to receive prescriptions from one prescribing practitioner is amended to allow Respondent to receive prescriptions from two prescribing practitioners. Respondent must also keep both prescribing practitioners apprised of all medications he is taking including over-the-counter medications.

Date:

October 5, 2010

***MCFADDEN, Brent Wayne**

Pharmacist

License Nos. 295094-1701/8911

Docket No. 2010-367

St. George, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct when he took prescription medications from his pharmacy employer for his own personal use and also left the pharmacy unattended on three to four occasions in the past four years.

Order:

Respondent's licenses to practice as a pharmacist and to dispense controlled substances were revoked with a stay of enforcement on the revocation. Said licenses are placed on probation for three years with conditions and restrictions. Respondent was also ordered to pay a \$2,500 fine within 90 days.

Date:

October 27, 2010

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS

***1ST CHOICE HOME CONSTRUCTION LLC**

License No. 7649093-5501

Docket No. 2010-263

South Jordan, Utah

Cause of Action:

Respondent failed to replace its qualifier.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

October 28, 2010

***AB STONEWORKS LLC**

License No. 6017571-5501

Docket No. 2010-290

Washington, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility and obtained a license by misrepresentation or omission.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

October 28, 2010

***ADVANTZ ENTERPRISES NT LLC**

License No.7098083-5501

Docket No. 2010-283

American Fork, Utah

Cause of Action:

Respondent failed to replace its qualifier.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

October 28, 2010

***ALDOUS, Eli Corrie**

Apprentice Electrician

License No. 4549083-5505

Docket No. 2010-358

North Salt Lake, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting a reinstatement application to the Division.

Memorandum of Understanding and Order:

Respondent's license to practice as an apprentice electrician was reinstated and said license was placed on probation for four years with conditions.

Date:

October 27, 2010

***AL'S CUSTOM TILE LC**

License No. 277222-5501

Docket No. 2010-216

Orem, Utah

Cause of Action:

Respondent failed to replace its qualifier

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

October 28, 2010

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***BEEHIVE ROOFING, LLC**

License No. 6363282-5501

Docket No. 2010-273

Kearns, Utah

Cause of Action:

Respondent hired unlicensed individuals to engage in a construction trade for which licensure is required.

Order:

Respondent was ordered to pay a \$800 fine within 90 days. Respondent was also ordered to cease and desist from hiring unlicensed individuals to engage in a construction trade for which licensure is required.

Date:

October 27, 2010

***BUCHANAN DEVELOPMENT, LLC**

License No. 6804055-5501

Docket No. 2010-278

Monroe, Utah

Cause of Action:

Respondent has failed to maintain financial responsibility due to outstanding delinquencies.

Order:

Respondent's license to practice as a contractor was placed on probation for five years with conditions.

Date:

October 27, 2010

***CASPER PLASTERING & SON, LLC**

License No. 5087666-5501

Docket No. 2009-333

Orem, Utah

Reinstatement Order:

The probation on Respondent's license to practice as a contractor was terminated and said license was reinstated with full privileges.

Date:

October 27, 2010

***CHS CONSTRUCTION, INC.**

License No. 4870666-5501

Docket No. 2010-253

Murray, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility and obtained a license by misrepresentation or omission.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

October 28, 2010

***CURTIS R MUIR CONSTRUCTION**

License No. 338819-55011

Docket No. 2010-231

Heber, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility and obtained a license by misrepresentation or omission.

Order:

Respondent was ordered to pay a \$500 fine within 90 days.

Date:

October 28, 2010

***DUN-RITE REFRIGERATION**

GOVOSTES, James

License No. 7581031-5501

Docket No. 2010-344

Cause of Action:

Respondent engaged in unlawful and unprofessional conduct by continuing to practice as a contractor when his license with a S360/refrigeration classification had expired. Also, Respondent has never been licensed as a S350 HVAC contractor in Utah.

Order:

Respondent was ordered to pay a \$56,000 fine of which \$38,000 is suspended. The remaining \$18,000 fine is due in monthly payments of \$1,000 beginning on November 14, 2010 and continuing until paid in full. Respondent was also ordered to cease and desist from engaging in practice as a contractor until he is licensed to do so. Respondent's license to practice as a contractor with S360/refrigeration classification was issued and said license was placed on probation for four years with conditions.

Date:

October 14, 2010

***EARL & SONS, LLC**

License No. 5885870-5501

Docket No. 2010-284

Springville, Utah

Cause of Action:

Respondent failed to replace its qualifier.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

October 28, 2010

***E M EXCAVATING, INC.**

License No. 4980127-5501

Docket No. 2010-301

Provo, Utah

Cause of Action:

Respondent has failed to maintain financial responsibility as the result of an outstanding judgment.

Order:

Respondent was ordered to pay a \$500 fine within 90 days. Respondent's license to practice as a contractor was also placed on probation for 10 years with conditions.

Date:

October 27, 2010

***FOOTING SPECIALISTS, INC.**

dba HORIZON CONCRETE

License No. 6145707-5501

Docket No. OSC-2009-360

West Point, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility and failed to comply with a November 2009 Order which governed its license.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

October 28, 2010

***GREENWOOD CONSTRUCTION COMPANY**

License No. 241454-5501

Docket No. 2010-256

Park City, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

October 28, 2010

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***HANSEN CONSTRUCTION, INC.**

License No. 4732227-5501

Docket No. 2010-230

Kaysville, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility and obtained a license by misrepresentation or omission.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

October 28, 2010

***HOWARTH, Eli Thomas**

Apprentice Electrician

License No. 7772824-5505

Docket No. 2010-340

Provo, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure

Memorandum of Understanding and Order:

A license to practice as an apprentice electrician was issued to Respondent and said license was placed on probation for four years with conditions.

Date:

October 27, 2010

***INTERCITY HEATING AND AIR CONDITIONING LC**

License No. 324215-5501

Docket No. 2010-232

Sandy, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility and obtained a license by misrepresentation or omission.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

October 28, 2010

***KINGI MOSAIA MATEAKI**

License No. 263389-5501

Docket No. 2010-341

Orem, Utah

Cause of Action:

Respondent has failed to maintain financial responsibility as the result of a civil judgment.

Order:

Respondent's license to practice as a contractor was placed on probation for four years with conditions.

Date:

October 27, 2010

***LEAMON, Michael Joseph**

Apprentice Electrician

License No. 5369051-5505

Docket NO. 2010-279

West Jordan, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting a reinstatement application to the Division.

Memorandum of Understanding and Order:

Respondent's license to practice as an apprentice electrician was reinstated and said license was placed on probation for four years with conditions and restrictions.

Date:

October 28, 2010

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***LONE PEAK NATURAL GAS, INC.**

License No. 7759482-5501

Docket No. 2010-316

Eagle Mountain, Utah

Cause of Action:

Respondent's owner, Bruce Lynn Jeppson, engaged in unprofessional conduct prior to submitting an application for licensure.

Memorandum of Understanding and Order:

A license to practice as a contractor was issued and said license was placed on probation for three years with conditions.

Date:

October 28, 2010

***MARK NOREN GENERAL CONTRACTORS, INC.**

License No. 342692-5501

Docket No. 2010-322

Draper, Utah

Cause of Action:

Respondent has failed to maintain financial responsibility.

Order:

Respondent's license to practice as a contractor was placed on probation for five years with conditions.

Date:

October 27, 2010

***NILEX CONSTRUCTION, LLC**

License No. 6813635-5551

Docket No. 2010-289

Centennial, Colorado

Cause of Action:

Respondent failed to replace its qualifier.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

October 28, 2010

***P.K. WHITE CONSTRUCTION, INC.**

License No. 5378880-5501

Docket No. 2010-345

Washington, Utah

Cause of Action:

Respondent has failed to maintain financial responsibility as the result of an outstanding IRS obligation.

Order:

Respondent's license to practice as a contractor was placed on probation for a period of five years with conditions.

Date:

October 27, 2010

***PETER DAVID BIRD**

dba FIDALGO RESTORATION

License No. 7788382-5501

Docket No. 2010-346

Santa Clara, California

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Memorandum of Understanding and Order:

A license to practice as a contractor was issued and said license was placed on probation for five years with conditions.

Date:

October 27, 2010

***PINERIDGE HOMES, INC.**

License No. 291443-5501

Docket No. 2010-323

West Haven, Utah

Cause of Action:

Respondent has failed to maintain financial responsibility due to outstanding judgments.

Order:

Respondent's license to practice as a contractor was placed on probation for 10 years with conditions.

Date:

October 27, 2010

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***PINNACLE HOMES, INC.**

License No. 7148594-5501

Docket No. 2010-235

Park City, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility and obtained a license by misrepresentation or omission.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

October 28, 2010

***PRO-V PAINTING, INC.**

License No. 6896313-5501

Docket No. 2010-214

Salt Lake City, Utah

Cause of Action:

Respondent failed to replace its qualifier.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

October 28, 2010

***RICH AIRE HEATING & AIR CONDITIONING INC.**

License No.345353-5501

Docket No. 2010-271

South Jordan, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility and obtained a license by misrepresentation or omission.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

October 28, 2010

***RIDGE ROCK BUILDERS LLC**

License No. 7458015-5501

Docket No. OSC-2009-324

West Jordan, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility and also failed to comply with an October 2009 Order which governed its license.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

October 28, 2010

***ROGELIO RAMOS, JR.**

License No. 6522928-5501

Docket No. 2010-267

Willard, Utah

Cause of Action:

Respondent failed to replace its qualifier.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

October 28, 2010

***SENSTON HOMES, INC.**

License No. 6789112-5501

Docket No. 2010-266

St. George, Utah

Cause of Action:

Respondent failed to replace its qualifier.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

October 28, 2010

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***SIX PENCE, INC.**

License No. 366328-5501

Docket No. OSC-2009-208

Richfield, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility. Respondent also failed to comply with a November 2009 Order which governed its license.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

October 28, 2010

***SNED'S GENERAL CONSTRUCTION, LLC**

License No. 7794159-5501

Docket No. 2010-363

Fremont, Utah

Cause of Action:

Respondent's owners, Preston Golden Snedeger and Kristen Ray Snedeger, engaged in unprofessional conduct prior to submitting an application for licensure.

Memorandum of Understanding and Order:

A license to practice as a contractor was issued and said license was placed on probation for two years with conditions.

Date:

October 28, 2010

***SPECTRUM DEVELOPMENT CORPORATION**

License No. 241031-5501

Docket No. 2010-277

Salt Lake City, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility and obtained a license by misrepresentation or omission.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

October 28, 2010

***SUNDANCE DEMOLITION, INC.**

License No. 7487736-5501

Docket No. 2010-167

South Jordan, Utah

Cause of Action:

Respondent engaged in unprofessional conduct when its prior qualifier, Scott Powell, was not paid any remuneration or ownership distribution while he was the qualifier of record on this license.

Order:

Respondent's license to practice as a contractor was placed on probation for four years with conditions.

Date:

October 27, 2010

***SUN CASTLES, INC.**

License No. 6055915-5501

Docket No. 2010-257

Lehi, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility and obtained a license by misrepresentation or omission.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

October 28, 2010

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***SUNDIAL CONSTRUCTION**

License No. 361578-5501

Docket No. OSC-2009-372

Salt Lake City, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility and failed to comply with a May 27, 2010 Order governing its license.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

October 28, 2010

***TONY LOVATO PAINTING, INC.**

License No. 5719009-5501

Docket No. 2010-272

Sandy, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility and obtained a license by misrepresentation or omission.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

October 28, 2010

***UTAH SOLAR & ALTERNATIVE ENERGY LLC**

License No. 7383191-5501

Docket No. 2010-215

Park City, Utah

Cause of Action:

Respondent failed to replace its S200 classification qualifier.

Order:

Respondent's S200 classification only on its license to practice as a contractor was revoked effective the date of the Order.

Date:

October 28, 2010

***WILLIS, Jay Howard**

Journeyman Electrician

License No. 184386-5504

Docket No. 2010-300

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting a reinstatement application to the Division.

Memorandum of Understanding and Order:

Respondent's license to practice as a journeyman electrician was reinstated and said license was placed on probation for five years with conditions.

Date:

October 28, 2010

***XCELLERATED BUILDERS, LLC**

License No. 6078849-5501

Docket No. 2010-255

Roosevelt, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility and obtained a license by misrepresentation or omission.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

October 28, 2010

OTHER REGULATED PROFESSIONS

***COCKS, Robert Jeremy, DC**

Chiropractic Physician
License No. 7649053-1202
Docket No. 2010-368
Murray, Utah
Cause of Action:

Respondent engaged in unprofessional and unlawful conduct by falsely fabricating a prescription by which Respondent obtained quantities of Lortab.

Order:

Respondent voluntarily surrendered his license to practice as a chiropractic physician. Respondent may not reapply for a license for a period of five years.

Date:

October 27, 2010

***DAVIS, Joshua Kurt**

Respiratory Care Practitioner
License No. 6737032-5701
Docket No. 2008-195
Malad City, Idaho
Reinstatement Order:

The probation on Respondent's license to practice as a respiratory care practitioner was terminated and said license was reinstated with full privileges.

Date:

October 4, 2010

***DUBOIS, Martin J.**

Unarmed Private Security Officer
License No. 301230-6303
Docket No. 2010-349
Cause of Action:

Respondent engaged in unprofessional conduct that relates to his license to practice as an unarmed private security officer.

Order:

Respondent voluntarily surrendered his license to practice as an unarmed private security officer. Respondent may not reapply for a security guard license for a period of three years.

Date:

October 18, 2010

***GUNDERSEN, Bruce Van, DC**

Chiropractic Physician
License No. 161820-1202
Docket No. 2010-343
Salt Lake City, Utah
Cause of Action:

Respondent treated patients under 18 years of age despite a restriction on his license prohibiting him from treating persons under 18 years of age.

Order:

Respondent's license to practice as a chiropractic physician was revoked with a stay of enforcement on the revocation. Respondent's license was also suspended for a period of three months with a stay of enforcement on the suspension. Respondent's license was placed on probation for five years with conditions and restrictions.

Date:

October 13, 2010

***KANE, Christy Peck**

Associate Professional Counselor
License No. 5716781-6009
Docket No. DOPL-2007-190
Highland, Utah
Reinstatement Order:

The probation on Respondent's license to practice as an associate professional counselor was terminated and said license was reinstated with full privileges.

Date:

October 18, 2010

OTHER REGULATED PROFESSIONS - continued

***MARTIN, Bena**

Unlicensed mental health therapy

Docket No. 2010-335

Salt Lake City, Utah

Cause of Action:

Respondent engaged in the practice of mental health therapy when she is not licensed to do so nor exempted from licensure.

Order:

Respondent was ordered to cease and desist from engaging in the practice of mental health therapy until she is properly licensed to do so.

Date:

October 11, 2010

***MORRIS, Christopher Lee**

Massage Therapist

License No. 6478533-4701

Docket No. 2010-333

Sandy, Utah

Cause of Action:

Respondent engaged in unlawful and unprofessional conduct in his practice as a massage therapist.

Order:

Respondent voluntarily surrendered his license to practice as a massage therapist. Respondent may not reapply for a massage therapy license for a period of five years.

Date:

October 13, 2010

***NEMANIC, Frankie Jo**

Cosmetologist/Barber

License No. 4840748-1101

Docket No. 2010-324

West Jordan, Utah

Cause of Action:

Respondent engaged in unprofessional conduct during the last renewal period.

Memorandum of Understanding and Order:

Respondent's license to practice as a cosmetologist/barber was renewed and said license was placed on probation for two years with conditions and restrictions.

Date:

October 5, 2010

***NOMICHTH, Kinnaly Rose**

Nail Technician

License No. 7515261-1112

Docket No. 2010-366

Tooele, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Memorandum of Understanding and Order:

A license to practice as a nail technician was issued and said license was placed on probation for four years with conditions and restrictions.

Date:

October 27, 2010

***SOMERVILLE, Michael Corey**

Respiratory Care Practitioner

License No. 278187-5701

Docket No. 2006-261

Salt Lake City, Utah

Reinstatement Order:

The probation on Respondent's license to practice as a respiratory care practitioner was terminated and said license was reinstated with full privileges.

Date:

October 18, 2010

OTHER REGULATED PROFESSIONS - continued

***WINGER, Kimberly Noel**

Nail Technician

License No. 7710414-1112

Docket No. 2010-365

Taylorsville, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Memorandum of Understanding and Order:

A license to practice as a nail technician was issued and said license was placed on probation for four years with conditions and restrictions.

Date:

October 27, 2010

This newsletter is now published monthly. Your comments and suggestions are welcomed. If you need further information on any material contained in the newsletter, please contact Kimberley L. at (801) 530-6088 or Carol I. at (801) 530-6626.