

NEWSLETTER

February 1, 2013

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 January 1, 2013 -January 31, 2013.

NOTE: The Division has a new "Agency and Disciplinary Action Search" function now available on DOPL website (www.dopl.utah.gov) in which you can search and print scanned agency and disciplinary action documents.

PHYSICIANS/SURGEONS

***CONCOBY, Dennis Michael, DO**

License Nos. 5656211-1204/8904

Docket No. 2013-18

Elk Ridge, Utah

Cause of Action:

Respondent engaged in unprofessional conduct in his practice as an osteopathic physician/surgeon when he engaged in a sexual relationship with a current patient in December 2012.

Order:

Respondent's licenses to practice as an osteopathic 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 three years with conditions.

Date:

January 15, 2013

DENTISTS/DENTAL HYGIENISTS

***ERICKSON, Verd J., DDS**

License Nos. 133468-9922/8903

Docket NO. 2010-191

St. George, Utah

Reinstatement Order:

The probation on Respondent's licenses to practice as a dentist/class II anesthesia and to administer and prescribe controlled substances Schedules 3-5 was terminated and said licenses were reinstated with full privileges.

Date:

January 18, 2013

***NEILSON, Chris Allen, DDS**

License Nos. 347172-9923/8903

Docket No. 2013-10

Santa Clara, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct that affects his licenses to practice as a dentist and to administer and prescribe controlled substances.

Order:

Respondent voluntarily surrendered his license to administer and prescribe controlled substances. Respondent's dentist license was revoked with a stay of enforcement on the revocation. Said license is placed on probation for five years with conditions and restrictions. It should be noted that following Respondent's first meeting with the Dental Board, his dentist license will be changed to either Class I or Class II.

Date:

January 9, 2013

ADVANCED PRACTICE NURSES

***HAZLETON, Lyon Tige**

License Nos. 276993-4406/8901

Docket No. 2013-26

St. George, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct when he self-injected quantities of controlled substances that he obtained from his employer. Respondent was not authorized to obtain the controlled substances and did not have a valid prescription for any of the medications.

Order:

Respondent's licenses to practice as an advanced practice registered nurse without prescriptive privileges and to administer controlled substances were revoked with a stay of enforcement on the revocation. Said licenses were suspended until conditions provided in the Order have been successfully completed by Respondent. Following the period of suspension, Respondent's licenses will be placed on probation for five years with conditions and restrictions.

Date:

January 18, 2013

REGISTERED NURSES

***CARTER, Synthia**

License No. 223958-3102

Docket No. 2013-14

Salt Lake City, Utah

Cause of Action:

Respondent failed to comply with a probationary condition when she failed to submit samples for drug/alcohol analysis on three occasions.

Order:

Respondent was ordered to pay a \$100 fine within 30 days.

Date:

January 11, 2013

***DAVIS, Rebecca Elizabeth**

License No. 276284-3102

Docket No. 2013-6

Ogden, Utah

Cause of Action:

Respondent violated probationary conditions that existed on her license when she ingested alcohol in December 2012.

Order:

Respondent was ordered to pay a \$250 fine within 30 days. (Note: the fine was paid in full as of December 28, 2012).

Date:

January 7, 2013

***FRAMPTON, Carrie Nan**

License No. 360411-3102

Docket No. OSC-2-2009-406

Orem, Utah

Cause of Action:

Respondent failed to comply with probationary conditions that existed on her license.

Order:

Respondent's license to practice as a registered nurse was revoked effective the date of the Order. Respondent is also prohibited from reapplying for a license in the nursing profession for a period of five years.

Date:

January 2, 2013

REGISTERED NURSES - continued

***MACK, Sherry Kaye**

License No. 281552-3102

Docket No. OSC-2007-57

Sandy, Utah

Cause of Action:

Respondent failed to comply with probationary conditions that existed on her license.

Order:

Respondent's license to practice as a registered nurse was revoked effective the date of the Order. Respondent may also not reapply for a nursing license for a period of five years.

Date:

January 11, 2013

***WALKER, Robin M.**

License No. 265235-3101

Docket No. 2012-463

Layton, Utah

Amended Order:

The probationary condition requiring Respondent to receive prescriptions from only one prescribing practitioner is amended to allow Respondent to have two prescribing practitioners. However, only one of the prescribing practitioners can prescribe controlled substances to Respondent.

Date:

January 16, 2013

LICENSED PRACTICAL NURSES

***ERICKSON, Jerilynn**

License No. 6228680-3101

Docket No. 2013-1

Salina, Utah

Cause of Action:

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

Order:

Respondent's expired license to practice as a licensed practical nurse was reinstated/reissued. Said license was revoked with a stay of enforcement on the revocation. Said license is suspended until certain conditions identified in the Order have been completed. Following the period of suspension, said license will be placed on probation for two years with conditions and restrictions.

Date:

January 2, 2013

***VANDAAM, Jason Alexander**

License No. 4832717-3101

Docket No. 2013-11

Salt Lake City, Utah

Cause of Action:

Respondent no longer wants to comply with probationary conditions that exist on his license.

Order:

Respondent voluntarily surrendered his license to practice as a licensed practical nurse. Respondent may not reapply for a nursing license for a period of five years and completion of conditions outlined in this Order.

Date:

January 11, 2013

PHARMACISTS/PHARMACIES/OTHER PHARMACY CLASSIFICATIONS

***4 CARE PHARMACY**

Class B pharmacy
License Nos. 6187825-1704/8913
Docket NO. 2013-40
Layton, Utah
Cause of Action:

Respondent engaged in unprofessional conduct in its pharmacy practice and also failed to comply with the cease and desist provisions of the Order in Case No. DOPL-2008-83.

Order: Respondent's licenses to practice as a pharmacy and as a dispensary of controlled substances were placed on probation for two years with conditions. Respondent was also ordered to pay a \$60,000 fine of which \$20,000 is stayed. The remaining \$40,000 fine is due within 150 days/5 months of the Order date.
Date: January 25, 2013

***CARE FIRST PHARMACY LLC**

Class B pharmacy
License Nos. 7417900-1704/8913
Docket No. 2013-7
Ogden, Utah
Cause of Action:

Respondent engaged in unprofessional conduct in its practice as a pharmacy when it failed to keep printed hard copy originals of prescriptions and also failed to maintain required controlled substance inventories.

Order: Respondent was ordered to pay a \$20,000 fine of which \$10,000 was stayed. The remaining \$10,000 is due within 90 days. Respondent's pharmacy and dispensing licenses were also given a public reprimand and the pharmacy shall undergo semi-annual inspections by Division personnel.
Date: January 7, 2013

***COOK, Deanna Lynn**

Pharmacist
License Nos. 263349-1701/8911
Docket No. 2013-5
Clinton, Utah
Cause of Action:

Respondent engaged in unprofessional and unlawful conduct in her practice as a pharmacist with respect to failing to follow directions set forth by the prescribing practitioner.

Order: Respondent was given a public reprimand for the above conduct. Respondent was also ordered to cease and desist from engaging in the conduct identified in the Stipulation/Order. Respondent was also ordered to pay a \$3,750 fine, which fine was immediately stayed. Respondent is also required to complete a Thinking Errors class within 90 days and complete substance use disorder and psychological evaluations within 90 days.
Date: January 7, 2013

***DISCOVERY HOUSE LT INC.**

Class B pharmacy
License Nos. 6518998-1704/8913
Docket No. 2013-41
Layton, Utah
Cause of Action:

Respondent engaged in unprofessional conduct relating to a settlement agreement with the Office of Inspector General of the United States Health and Human Services.

Order: Respondent was given a public reprimand for engaging in unprofessional conduct. Respondent was also ordered to cease and desist from the unprofessional conduct described in the Order. Respondent was also ordered to pay a \$30,000 fine of which \$15,000 was suspended. The remaining \$15,000 was paid in full on 1-24-2013.
Date: January 24, 2013

PHARMACISTS/PHARMACIES/OTHER PHARMACY CLASSIFICATIONS - continued

***JOHNSON, Julie Ann**

Pharmacist

License Nos. 289517-1701/8911

Docket No. 2013-20

Orem, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct when she unlawfully split scripts with a Utah prescribing practitioner.

Order:

Respondent was given a public reprimand for the above conduct and also ordered to cease and desist from engaging in the conduct. Respondent was also ordered to pay a \$500 fine of which \$250 was suspended. The remaining \$250 fine owing is due within 90 days.

Date:

January 15, 2013

***LOWRY, Andrea W.**

Pharmacist

License Nos. 369440-1701/8911

Docket No. 2006-3

Mona, Utah

Amended Order:

The probationary condition requiring Respondent to attend 12-Step program meetings is amended to allow Respondent to submit monthly self-assessment reports that include self-reflection of her progress in recovery in lieu of attending the required 12-Step program meetings per month.

Date:

January 29, 2013

***MILLIKAN, Diann M.**

Pharmacist

License Nos. 132879-1701/8911

Docket No. 2005-209

Roy, Utah

Amended Order:

The probationary condition requiring Respondent to practice pharmacy under direct supervision of a pharmacist while working in a pharmacy was amended to allow Respondent to practice pharmacy under general supervision of a pharmacist while working in a pharmacy.

Date:

January 29, 2013

***WRAY, Kirtland J.**

Pharmacist

License Nos. 144529-1701/8911

Docket No. 2012-413

Woods Cross, Utah

Amended Order:

The probationary condition requiring Respondent to attend a 12-Step program is amended to allow Respondent to attend either a 12-Step program meeting or a Professionals in Recovery (PIR) group meeting once per week during the probationary period.

Date:

January 29, 2013

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS

None in January 2013

OTHER REGULATED PROFESSIONS

***BATES, Duane A.**

Physician Assistant
License Nos. 102857-1206/8906
Docket No. 2013-37
West Jordan, Utah
Cause of Action:

Respondent engaged in unprofessional conduct with respect to prescribing of a controlled substance for a friend.

Order:

Respondent's licenses to practice as a physician assistant and to administer and prescribe controlled substances were given a public reprimand. Respondent was also ordered to cease and desist from engaging in the conduct identified in the Order. Respondent was also ordered to pay a \$2,000 fine of which \$1,000 was suspended. The remaining \$1,000 fine is due within 90 days.

Date:

January 23, 2013

***BROWN, R. Craig**

Professional Engineer
License No. 165099-2202
Docket No. 2013-27
Sandy, Utah
Cause of Action:

Respondent has failed to comply with probationary conditions that exist on his license.

Order:

Respondent's period of probation that exists on his license shall be extended one year so that his date of termination of probation is now February 2, 2016. This Order also requires that all calculations and drawings performed by Respondent that are a part of any structural project he is working shall be reviewed by an engineer preapproved by the Division and Board.

Date:

January 18, 2013

***CAMP, Melissa Ann**

Massage Therapist
License No. 5267794-4701
Docket No. 2013-17
Salt Lake City, Utah
Cause of Action:

Respondent no longer wants to comply with probationary conditions that exist on her license.

Order:

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

Date:

January 15, 2013

***CROWLEY (Mackay), Monique**

Social Service Worker
License No. 6398913-3503
Docket NO. 2013-47
Salt Lake City, Utah
Cause of Action:

Respondent engaged in unprofessional conduct in her practice as a social service worker.

Order:

Respondent's license to practice as a social service worker was revoked with a stay of enforcement on the revocation. Said license is placed on probation for five years with conditions and restrictions.

Date:

January 31, 2013

OTHER REGULATED PROFESSIONS - continued

***DECOY, Asia Teri Laine**

Master Esthetician

License No. 4952022-1109

Docket No. 2012-345

Salt Lake City, Utah

Cause of Action:

Memorandum of Understanding and Order:

Date:

Respondent engaged in unprofessional conduct since the last renewal of her license.

Respondent's license to practice as a master esthetician was reinstated and said license was placed on probation for six months with conditions.

January 15, 2013

***EDWARDS, Holly**

Master Esthetician

License No. 6665098-1109

Docket No. 2013-51

Preston, Idaho

Cause of Action:

Order:

Date:

Respondent has failed to comply with probationary conditions that exist on her license.

Respondent voluntarily surrendered her license to practice as a master esthetician. Respondent may not reapply for a master esthetician license for a period of three years.

January 31, 2013

***GULSO, Gregory J., DPM**

Podiatric Physician

License Nos. 295236-0501/8907

Docket No. 2012-497

Bountiful, Utah

Cause of Action:

Order:

Date:

Respondent engaged in unprofessional conduct in his podiatric practice with respect to prescribing of controlled substances and prescription medications.

Respondent's licenses to practice as a podiatric physician and to administer and prescribe controlled substances were placed on probation for three years with conditions and restrictions.

January 9, 2013

***HOLETS, Chelsey Lea**

Radiology Practical Technician

License No. 6078133-5402

Docket No. 2013-43

Taylorsville, Utah

Cause of Action:

Order:

Date:

Respondent engaged in unprofessional and unlawful conduct when she called in fraudulent prescriptions to a Utah pharmacy to obtain a Schedule II controlled substance.

Respondent voluntarily surrendered her license to practice as a radiology practical technician. Respondent may not reapply for that type of license for a period of five years or until she successfully completes a drug court program.

January 28, 2013

***HUNSAKER, Blake C.**

Clinical Mental Health Counselor

License 5391082-6004

Docket NO. 2013-3

Syracuse, Utah

Cause of Action:

Order:

Date:

Respondent engaged in unprofessional conduct in his practice as a clinical mental health counselor

Respondent was given a public reprimand.

January 3, 2013

OTHER REGULATED PROFESSIONS - continued

***LAPORTE, Christine**

Social Service Worker
License No. 5935526-3503
Docket No. 2013-42
Roy, Utah

Cause of Action: Respondent engaged in unprofessional conduct in her practice as a social service worker.

Order: Respondent's license to practice as a social service worker was revoked with a stay of enforcement on the revocation. Said license was placed on probation for three years and eight months with conditions and restrictions.

Date: January 28, 2013

***LEDERHAUS, Keith Michael**

Certified Social Worker
License No. 7780873-3502
Docket No. 2013-50
Salt Lake City, Utah

Cause of Action: Respondent engaged in unprofessional conduct when he exchanged inappropriate sexually explicit text messages with a minor female client in Utah.

Order: Respondent voluntarily surrendered his expired license to practice as a certified social worker. Respondent may not reapply for a social work license for a period of three years.

Date: January 31, 2013

***LOVELAND, Ella J.**

Licensed Clinical Social Worker
License No. 130445-3501
Docket No. 2013-45
Salt Lake City, Utah

Cause of Action: Respondent engaged in unprofessional conduct when she began a romantic and intimate relationship with a client.

Order: Respondent's license to practice as a licensed clinical social worker was revoked with a stay of enforcement on the revocation. Said license was placed on probation for five years with conditions and restrictions.

Date: January 28, 2013

***MILLS, Jamie Rose**

Cosmetologist/Barber
License No. 7937467-1101
Docket No. 2013-19
Salt Lake City, Utah

Cause of Action: Respondent no longer wants to comply with probationary conditions that exist on her license.

Order: Respondent voluntarily surrendered her license to practice as a cosmetologist/barber. Respondent may not reapply for licensure in cosmetology/barbering or its related professions for a period of five years.

Date: January 15, 2013

***NEBEKER, John H.**

Physical Therapist
License No. 117878-2401
Docket No. 2013-2
Heber City, Utah

Cause of Action: Respondent engaged in unprofessional conduct in his practice as a physical therapist with respect to unlawful touching.

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

Date: January 2, 2013

OTHER REGULATED PROFESSIONS - continued

***PARKER, George Preston**

Certified Public Accountant

License No. 121390-2601

Docket No. 2013-38

Scottsdale, Arizona

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct when he was disciplined by the Arizona State Board of Accountancy and he provided certified public accounting services for clients in Utah for a fee when he was not licensed in Utah.

Order:

Respondent's license to practice as a certified public accountant was renewed/reinstated and said license was placed on probation for one year with conditions and restrictions.

Date:

January 23, 2013

***PARSONS, Shelby**

Cosmetologist/Barber

License No. 7241771-1101

Docket No. 2013-39

Monroe, Utah

Cause of Action:

Respondent failed to comply with probationary conditions that exist on her license.

Order:

Respondent voluntarily surrendered her license to practice as a cosmetologist/barber.

Respondent may not reapply for a license for a period of three years.

Date:

January 24, 2013

***RIGBY, Michael Lynn**

Licensed Clinical Social Worker

License No. 141786-3501

Docket No. 2013-49

Layton, Utah

Cause of Action:

Respondent engaged in unprofessional conduct in his practice as a licensed clinical social worker when he failed to provide adequate supervision and failed to abide by the rule of supervision.

Order:

Respondent's license to practice as a licensed clinical social worker was revoked with a stay of enforcement on the revocation. Said license was placed on probation for 2 years with conditions and restrictions.

Date:

January 31, 2013

***STRINGHAM, James Richard**

Licensed Clinical Social Worker

License No. 308476-3501

Docket No. 2011-46 and 2008-168

Salt Lake City, Utah

Reinstatement Order:

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

Date:

January 29, 2013

OTHER REGULATED PROFESSIONS - continued

***TANGREN, Cynthia Susan**

Licensed Clinical Social Worker

License No. 371307-3501

Docket No. 2013-48

North Ogden, Utah

Cause of Action:

Respondent engaged in unprofessional conduct in her practice as a certified social worker and as a licensed clinical social worker when, as a certified social worker, she received inadequate supervision and also practiced outside the scope of her license held at the time.

Order:

Respondent's license to practice as a licensed clinical social worker was revoked with a stay of enforcement on the revocation. Said license is placed on probation for three years with conditions and restrictions.

Date:

January 31, 2013

***TORRES, Carlyn Frances**

Cosmetologist/Barber

License No. 6018414-1101

Docket No. 2013-46

Orem, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for renewal/reinstatement of licensure.

Memorandum of Understanding and Order:

Respondent's license to practice as a cosmetologist/barber was renewed/reinstated and said license was placed on probation for six months with conditions.

Date:

January 30, 2013

This newsletter is 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.