Arizona State Board of Homeopathic and Integrated Medicine Examiners

TELECONFERENCE MEETING

February 22, 2013

Minutes

I. Call to Order and Roll Call

Presiding officer, Dr. Todd Rowe, called the meeting to order at 8:10 a.m. and called the roll noting the following board members present on the telephone.

PRESENT	ABSENT
Todd Rowe, MD, MD(H)	Les Adler, MD, MD(H)
Don Farris	
Martha Grout, MD, MD(H)	
Mary Ackerley, MD, MD(H)	
Alan Kennedy	

Christine Springer, Executive Director, and Mona Baskin, Assistant Attorney General, were also present at the meeting location within the State Board's Office located at 1400 West Washington, Room 230, Phoenix, Arizona.

Mr. Steve Myers, Dr. Thomas Lodi's attorney, was present on the telephone

II. Review, Consideration, and Action on Minutes

December 11, 2012 Teleconference Meeting Minutes

Mrs. Springer informed board members that the minutes of the December 11, 2012 meeting were not complete. The Board tabled the matter to the next regular meeting.

II. Review, Consideration and Action on Complaints and Investigations

Case No. 11-11 Thomas Lodi, MD(H) – A.Y.

There was a motion to ratify the content of emails of January 4, 2013 through January 5, 2013 regarding the cancellation of the January 12, 2013 regular meeting. A motion was made by Dr. Rowe and seconded by Dr. Grout. Motion carried unanimously.

Roll call vote to ratify emails of January 4, 2013 through January 5, 2013
5 – 0 Aye
Grout, Farris, Ackerley, Kennedy, and Rowe

At the Board's request, Mrs. Springer provided a status report about the consent agreement that had been sent to Dr. Lodi on December 19, 2012. She stated Mr. Myers, had sent correspondence to the Board on January 31, 2013 requesting the board consider revisions to some of the findings of fact. She explained that Mr. Myers submitted evidence of Dr. Lodi's attendance from January 14 – 16, 2013 at a 24 hour Physician Prescribing course offered through the University of California, San Diego. In addition, he had presented evidence, prepared by Dr. Lodi's clinic staff, of an ongoing contractual relationship with Dr. Thomas Alexander, M.D. for the years 2008 through 2011. Finally, she noted an Affidavit had been submitted by Dr. Lodi attesting to a limited practice in Arizona as a consultant to three doctors that work full time at his clinic, An Oasis of Healing, and that his primary practice was now in Thailand.

Assistant Attorney General (AAG) Baskin discussed the proposed changes to Paragraph Three of the Order in detail. Mr. Myers, Dr. Lodi's attorney, indicated he would discuss the changes with his client and indicated he believed the provision was workable.

Mr. Kennedy commented that a specific timeline should be inserted into the Order so that the due dates for the reports would be very clear to Dr. Lodi. Mrs. Springer stated she would provide a compliance timeline with the order that would clarify the expected timeframe for the reports to be submitted. Board members discussed what the process would be if Dr. Lodi was non-compliant with the reporting requirement.

Dr. Rowe inquired about the standard number of days that Dr. Lodi would have to consider the amendments and to sign the agreement. AAG Baskin stated that 30 days was a typical standard although a shorter time period may be appropriate given the length of time that had already passed.

Dr. Rowe made a motion to approve the revisions to the consent agreement as discussed and to allow ten calendar days for Dr. Lodi's signature from the date the revised agreement was emailed to his attorney. Mr. Farris seconded the motion that passed unanimously in a roll call vote.

Roll Call to approve revised consent agreement
5 – 0 Aye
Grout, Farris, Ackerley, Kennedy, Rowe

IV. Future Agenda Items

Report Dr. Lodi's timely compliance with reporting requirement in Consent Agreement and Order

V. Call to the Public

No members of the public were present.

VI. Future Meeting Dates

March 12, 2013 Regular Meeting

VII. Adjournment

The meeting adjourned at 8:50 a.m. following a motion by Mr. Farris and a second by Dr. Grout. Motion passed unanimously.

Respectfully Submitted,

Christine Springer
Executive Director

BOARD APPROVED IN REGULAR MEETING ON MAY 14, 2013