

Arizona State Board of Homeopathic and Integrated Medicine Examiners

Minutes of the Teleconference Meeting

June 10, 2011

Presiding officer, Dr. Todd Rowe, called the teleconference meeting to order at 2:00 p.m. following the roll call of members present on the telephone by Mrs. Springer.

Roll Call

Present:

Alan Kennedy

Don Farris

Todd Rowe, MD, MD(H)

Martha Grout, MD, MD(H)

Mary Ackerley, MD, MD(H)

Dr. Les Adler, MD, MD(H)

Mrs. Springer noted for the record that Mona Baskin, Assistant Attorney General was present and that no members of the public were in attendance.

Dr. Rowe read a statement of the order of business as follows:

The purpose of the meeting is to **review, discuss and vote** to consider the Board's defense of a **motion seeking disclosure of confidential information** contained in the Board's investigation files of the **Complaint Matter 08-01 L.R. vs. Dr. Gary Page**. The motion was filed in the **Superior Court of the State of Arizona, case number CR 2009-006785-001: State of Arizona vs. Peter Normann**.

Don Farris made a motion to adjourn to Executive Session for the purpose of legal advice.

AAG Baskin requested the opportunity to bring the Board up to date regarding the pending case in the Superior Court. She stated that Defense counsel had filed a motion requesting that the investigatory interviews completed by Chris Springer for the Board in the matter of Gary Page be disclosed. AAG Baskin explained that she had objected in a Response to their motion noting that the Board's investigation was considered confidential under statute. The motions were argued in the Superior Court and the Judge in the case of ruled that the Board must disclose any interviews of witnesses that were to be called to testify in the Superior Court case. She indicated that a list of the witnesses to be called had been provided to her by the Defense counsel.

At 2:06 p.m. Mr. Farris made a motion to adjourn to Executive Session for legal advice. Mr. Kennedy seconded the motion that passed after a unanimous roll call.

The Board returned to the public meeting at 2:24 p.m.

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Dr. Rowe requested that AAG Baskin research whether it is common practice to notify interviewees that their responses provided as part of a confidential investigation would be released in a criminal court setting.

AAG Baskin agreed to do so and report to the Board at the next scheduled meeting.

Dr. Grout made a motion that the Board should comply with the order of the court and provide the investigatory interviews as ordered. Dr. Ackerley made a second to the motion.

Dr. Rowe called a roll call vote of the motion:

Alan Kennedy – aye

Don Farris – aye

Dr. Ackerley - aye

Dr. Adler – aye

Dr. Rowe – aye

Dr. Grout – aye.

The meeting adjourned at 2:25 p.m. following a motion by Dr. Ackerley that was seconded by Dr. Adler. Motion passed unanimously.

Respectfully Submitted,

Christine Springer
Executive Director

REVIEWED AND APPROVED AT THE REGULAR MEETING ON 7-12-11