

Arizona State Board of Homeopathic Medical Examiners

Minutes of Teleconference Meeting

March 18, 2008

I. Call to Order and Roll Call

Presiding officer, Dr. Todd Rowe, called the meeting to order at 7:31 a.m.

The following Board members were present:

Todd Rowe, MD, MD(H)
Don Farris
Martha Grout, MD, MD(H)
David Rupley, Jr., MD(H)
Lester Adler, MD, MD(H)
Marie Stika

Christine Springer, Executive Director, Michelle Wood, Assistant Attorney General, Dr. Gary Page, and his attorneys, Robert Milligan and Barry Mitchell were also present by telephone.

Following consideration of the complaints and investigations, the Board reviewed the November 13, 2007 regular meeting minutes.

II. Review, Discuss, and Action on Minutes

Mr Farris made a motion to approve the November 13, 2007 regular meeting minutes. Dr. Grout seconded the motion. The motion passed with a unanimous vote.

Roll Call: 6 – 0 Aye Farris, Grout, Stika, Rupley, Rowe, Adler

III. Complaints and Investigations

Review, Consideration and Action

Case No. 08-01 Gary Page MD(H)
Case No. 08-02
Case No. 08-03
Case No. 08-04

At Dr. Rowe's request, Assistant Attorney General Wood reviewed the terms of the consent agreement and voluntary surrender signed by Dr. Page. She explained that Dr. Page had signed a consent agreement voluntarily surrendering his homeopathic medical license. The order states that the voluntary surrender is a disciplinary action reportable to applicable data bases and that Dr. Page may not

apply for a license to practice homeopathic medicine in Arizona for at least five years from the effective date of the agreement.

She noted that the agreement is a “no admission” document with language indicating that Dr. Page does not admit, but does not contest that the allegations in the original complaints, if not denied by him, would violate the professional conduct statutes in the agreement.

Concurring with Dr. Rowe’s statement, Dr. Grout made a motion to accept the consent agreement. Mr. Farris seconded the motion.

During discussion, Mr. Farris clarified his understanding of the terms in the order with AAG Wood, noting that Dr. Page could not re-apply for a license for at least five years. AAG Wood confirmed that this was correct and that the five year term would match the intent of proposed language in recent legislation the board had introduced to address audit concerns.

Dr. Rupley expressed his concern with the language differences in an initial draft consent agreement and the signed consent agreement. Assistant Attorney General Wood stated that the primary difference between the initial draft agreement and the signed agreement was in the admission language.

Dr. Page’s attorney, Mr. Milligan requested the Board’s permission to speak and explained that the consent agreement had been signed to avoid the expense and uncertainty of an administrative hearing. Additionally, he indicated that there is an ongoing investigation at the Maricopa County Attorney’s office which, should it proceed to hearing, would involve the expense of expert testimony.

In response to a question from Dr. Rowe, AAG Wood confirmed that should Dr. Page submit a new license application after the five-year time frame, the Board would still have the right to consider as part of the licensing process any disciplinary actions taken by other state licensing boards or courts.

Dr. Rowe confirmed his acceptance of the consent agreement confirming that he believed the public would be served by Dr. Page’s agreement to the voluntary surrender and the five year bar from applying for a homeopathic medical license. Dr. Grout agreed that she believes the consent agreement and order provides for public protection.

The roll call vote to approve the Consent Agreement and Order was made:
Vote: 6 – 0 Aye Adler, Grout, Farris, Rowe, Stika, Rupley

IV. Adjournment

Dr. Grout moved to adjourn the meeting at 7:45 a.m. Mr. Farris seconded the motion that passed unanimously.

Respectfully Submitted,

Christine Springer
Executive Director

Approved at regular meeting 5-13-08