

Board of Registration of Allied Health Professions  
1000 Washington Street, Boston MA 02118  
PUBLIC SESSION MINUTES

Date: May 28, 2015

Location: Room 1G

Time: 9:00am

**Board Members Present:**

James Zachazewski, AT, Chair  
Jay Bernasconi, PT, Vice Chair/Acting Secretary  
Annette Iglarsh, PT, PhD.  
Stacy Potvin, PTA  
Lisa Ayles, AT  
Chrys Peralta, OTR/L  
Julie Cahill-O'Shea, Public Member  
Jamie Musler, AT

**Staff Members Present:**

Peter Kelley, Board Counsel  
Anne Driscoll, Investigator  
Deta Deans, Board Administrator  
Neldy Jean-Francois, Executive Director  
Ana Garcia, Associate Executive Director  
Robert Fortes, Deputy Director  
Ellen D'Agostino, Health Care Fraud Investigator

**Not Present:**

Nancy Lowenstein, OT  
Thomas Darisse, OTA

**9:02 AM-Housekeeping**

- Meeting called to order by James Zachazweski, AT, Chair
- Facility Briefing (fire drill instruction) + Location of Exits and Restrooms by Neldy Jean-Francois

**9:05 AM- Board Business**

- Introduction of new Deputy Director for Policy and Board, Robert Fortes
- Approval of Minutes for April: Motion to accept by Lisa Ayles second by Jamie Musler; all in favor

**9:09 AM- Report from Executive Director, Neldy Jean-Francois**

- Travel Voucher Deadline
- State Ethics Disclosures/Travel Authorizations for attendance at Conferences/Meeting
- Complaint Subcommittees- presented that DPL policy advises the creation of subcommittees within meeting time for same industry professionals to review same industry complaints prior to presentation for full Board vote.

Motion made by James Zachazewski second by Jamie Musler and Tabled to June 2015 meeting that Board will have same profession members review same profession complaints in front of entire Board given 2/3 Members present of so profession. Motion on case will be made by such professionals with discussion and final vote to be taken by entire Board. Public Member will be recognized throughout any review process. Motion tabled due to absence of two Members.

**9:50 AM- Report from Board Counsel, Peter Kelley**

- June Listening Sessions; in recognition of Governor Baker, Executive Order No. 562, The Board will recognize all consumers so presenting to address the Board in review of the Comm. Of Ma. Regulations concerning all professionals under its jurisdiction. This will occur on June 25, 2015.
- AH Policy re: Final Language Foreign Credential Review Criteria presented to Board Motion by James Zachazewski second by Annette Iglarsh to Accept Foreign Credential review Criteria as presented: All in Favor

**Move to go into Closed Session: Jamie Musler moved, second by Stacy Potvin, all in favor**

**10:10 AM Investigative Conference (Closed Session under G.L. c 112, 65c)**

During the closed session the Board voted to take the following action:

- **Facility Inspection (A-Z Physical Therapy)** – Additional information requested.

**11:00 AM Settlement Offer (Closed Session under G.L. c 112, 65c)**

- **AH-15-011** Mary Pixley presented
- **AH-14-006** Nina Pomponio presented

**11:09 AM – New Cases (Closed Session pursuant to G.L. c. 112, 65c)**

During the closed session the Board voted to take the following actions:

- **AH-15-038 (PM)** Dismiss
- **AH-15-039 (Allied rehab Center, LLC)** Dismiss with Advisory Letter
- **AH-15-024 (BJH)** Forward to prosecution
- **AH-15-048 (MS)** Tabled
- **AH-15-052 (RG)** Forward to Prosecution
- **AH-15-053 (Pioneer Therapy Service West Springfield - Forward to Prosecution**
- **AH-Undocketed Investigation (RG)\*** Jay Bernasconi Recused- Open Complaint
- **AH- Facility Inspection (Greendale Physical Therapy)- No Action Taken**

**11:55 AM Motion to go out of Closed Session and resume opening meeting: Lisa Ayles Second by James Zachazewski; Vote-Unanimous**

**11:55 AM Motion J. Zachazewski second by L Ayles to go into Executive Session pursuant to G. L. c. 30A, § 21(a)(7) to comply with the confidentiality provisions of G. L. c. 175, § 113V (e); Roll Call Vote:** J. Bernasconi, J. Cahill-O'Shea; A. Iglarsh, J. Musler, L. Ayles, C. Peralta, S. Potvin, J. Zachazewski, all in favor.

**12:10 AM Open Session resumed.**

**12:10 AM Reinstatement of Lapse License/Review CEU's**

- **AH-10781-PT (DM)** Applicant present for majority of discussion. Motion by James Zachazewski second by Annette Iglarsh to accept 39 hours/CEU's consisting of 3 hrs-Diff. Dx; 3 hrs Ethics; 3hrs Evaluation, and 30 hours in Management/Treatment in specialty of which Applicant chooses to practice. Board will credit applicant for those CEU's presented today against 30 hr total.

**12:25 PM Application Review**

- Nancy Krepelka; Motion to allow the applicant to continue in the application process by Annette Iglarsh second by Stacy Potvin; All in Favor
- Michelle Lemay-Humble; Application for Endorsement Denied. Does not meet the criteria established by the Commonwealth regarding license by endorsement. Motion by Stacy Potvin second by Annette Iglarsh; All in favor

**12:30 PM Compliance Monitoring; Associate Executive Director Ana Garcia**

- AH- 14-023 (TF) Eighteen quarterly monitoring report; Report reviewed and filed
- AH-08-041 (FN) Second and Third quarterly monitoring report; Report tabled for clarification
- AH-14-054 (CD) Pre-approval of required CEU's; Board will not accept proposed CEU's as presenters are not approved by cert. body. Board recommends APTA learning Center as potential source.

**12:45 PM Correspondence**

- Disseminated email dated 4/30/15 from Shannon Leftwich(BOC) regarding Athletic Trainer regulatory conference July 2015 Omaha, NE; filed

**New Business**

- None presented

**12:48 PM Move to go into Closed Session under G.L. c 112, 65c to discuss a case by Annette Iglarsh second by James Zachazewski; All in favor**

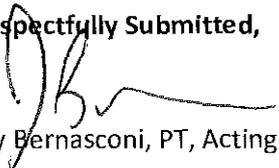
During the closed session the Board voted to take the following action:

- AH- 10781-PT- No action taken

**12: 51 PM Move to go out of Closed Session: Jay Bernasconi second by Jamie Musler; all in favor**

**12:52 PM Motion to Adjourn; Annette Iglarsh second by James Zachazewski; all in favor**

Respectfully Submitted,

  
Jay Bernasconi, PT, Acting Secretary