

STATE OF UTAH
DEPARTMENT OF COMMERCE
DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING

NEWSLETTER

December 1, 2010

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 November 1, 2010 -November 30, 2010.

PHYSICIANS/SURGEONS

***MORROW, Robert E., MD**

License No. 144602-1205

Docket No. 2010-402

Layton, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct in his practice of medicine with respect to prescribing prescription medications to internet pharmacy users.

Order:

Respondent voluntarily surrendered his license to practice as a physician/surgeon. Respondent may not reapply for a license for a period of five years.

Date:

November 18, 2010

***SELLERS, Terrell Lee, MD**

License Nos. 293281-1205/8905

Docket No. OSC-2-2002-45

Orem, Utah

Reinstatement Order:

The probation on Respondent's licenses to practice as a physician/surgeon and to administer and prescribe controlled substances was terminated and said licenses were reinstated with full privileges.

Date:

November 18, 2010

DENTISTS/DENTAL HYGIENISTS

None in November 2010

REGISTERED NURSES/ADVANCED PRACTICE NURSES

***BERNARDY, Dawnn Michelle**

License No. 357557-3102

Docket No. OSC-2010-201

Ogden, 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Respondent's license to practice as a registered nurse was revoked effective the date of the Order.

Date:

November 9, 2010

REGISTERED NURSES/ADVANCED PRACTICE NURSES - continued

***DECKER, Andrew**

License No. 6266250-3102

Docket No. 2007-252

West Valley City, Utah

Amended Order:

The probationary conditions requiring Respondent to participate in a professional support group and to attend a 12-step program were amended to allow Respondent to attend a support group meeting at least two times per month. Support group meetings include AA/NA or PIR. Also the probationary condition restricting Respondent to practice only under the on-site supervision was amended to allow Respondent to practice under the general supervision of a registered nurse in good standing with the Division or a licensed physician (MD/DO) in good standing with the Division.

Date:

November 30, 2010

***ESPINDOLA, Charlene Fay**

License No. 7030440-3102

Docket No. 2010-401

West Valley City, Utah

Cause of Action:

Respondent engaged in unprofessional conduct when she billed her employer for work she did not perform.

Order:

Respondent's license to practice as a registered nurse was revoked with a stay of enforcement on the revocation.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

Date:

November 23, 2010

***JOHNSON, Kimberli S.**

License No. 201002-3102

Docket No. 2006-5

Sandy, Utah

Reinstatement Order:

The probation on Respondent's license to practice as a registered nurse was terminated and said license was reinstated with full privileges.

Date:

November 30, 2010

***KIMBALL, Spencer Randy**

License No. 4759588-3102

Docket No. 2010-404

West Point, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct by stealing prescription medications from family members and personally using those prescription medications.

Order:

Respondent voluntarily surrendered his license to practice as a registered nurse. Respondent may not reapply for a nursing license for a period of two years.

Date:

November 18, 2010

REGISTERED NURSES/ADVANCED PRACTICE NURSES - continued

***MATHER, Nelson R.**

APRN-CRNA

License Nos. 179260-4406/8901

Docket No. 2010-379

Salt Lake City, Utah

Cause of Action:

Respondent has engaged in conduct that resulted in conviction of a crime involving moral turpitude and/or when considered with the functions and duties of an APRN-CRNA bears a reasonable relationship on his ability to safely or competently practice and prescribe and administer controlled substances.

Order:

Respondent voluntarily surrendered his licenses to practice as an APRN-CRNA and to administer/prescribe controlled substances. Respondent may not reapply for a nursing license for a period of five years.

Date:

November 4, 2010

***PIATT, Sandra J.**

License No. 212383-3012

Docket No. 2009-3

Murray, Utah

Amended Order:

Probationary condition was amended to allow Respondent to work at Good Shepherd Home Health and Hospice in an office position such as an intake coordinator. However, Respondent shall not physically enter into a patient's home.

Date:

November 30, 2010

***REES, Wendi**

License No. 295130-3102

Docket No. OSC-2009-295

West Jordan, Utah

Cause of Action:

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

Order:

Respondent's license to practice as a registered nurse was revoked effective the date of the Order.

Date:

November 23, 2010

***THOMPSON, Kaylyn**

License No. 5012584-3102

Docket No. 2007-238

Amended Order:

Probationary conditions were amended to allow Respondent to work at Milford grade school as a school nurse under the general supervision of the school principal. Respondent may also have access to the controlled substance Diastat, for the purpose of administration to a male student with a seizure disorder requiring 24 hour nursing care. Should this specific student need other controlled substances administered to him, Respondent may have access to those drugs if approved by the Division. Respondent and her supervisor shall develop an accounting process for any controlled substances to which Respondent has access while working at the grade school.

Date:

November 30, 2010

REGISTERED NURSES/ADVANCED PRACTICE NURSES - continued

***WHITE, Julie**

License No. 196911-3102

Docket No. 2010-394

Lehi, Utah

Cause of Action:

Respondent has engaged in the use of drugs, narcotics, intoxicants, or similar chemicals to the extent that the conduct might reasonably be considered to impair her ability to practice safely as a nurse.

Order:

Respondent's license to practice as a registered nurse was revoked with a stay of enforcement on the revocation. Said license was placed on probation for five years with conditions and restrictions. Respondent was also ordered to pay a \$500 fine within 180 days.

Date:

November 10, 2010

LICENSED PRACTICAL NURSES

None in November 2010

PHARMACISTS/PHARMACY TECHNICIANS/PHARMACIES

***MADSEN, Wendy Susanne**

Pharmacy Technician

License No. 272996-1717

Docket No. 2010-377

South Jordan, Utah

Cause of Action:

Respondent no longer intended to comply with probationary conditions that existed on her license.

Order:

Respondent voluntarily surrendered her license to practice as a pharmacy technician since she no longer intended to comply with probationary conditions that existed on her license. Respondent may not reapply for a pharmacy type license for a period of five years.

Date:

November 4, 2010

***STREBEL, Thomas E.**

License Nos. 139989-1701/8911

Docket No. 2009-5

Park City, Utah

Amended Order:

The probationary condition which restricted Respondent from being alone at any time in a pharmacy during either work or non-work hours was terminated. The probationary condition which required Respondent to work under the direct, on-site supervision of a pharmacist licensed in good standing with the Division was amended to allow Respondent to practice under the general supervision of a pharmacist licensed in good standing in Utah. Another probationary condition was amended to allow part-time work as a pharmacist to apply toward the probation time period without adjusting the time on a pro-rata basis. Respondent must work at least 16 hours per month to be considered "practicing" in his profession. Another probationary condition was amended to allow Respondent to work on-call, or on an as needed basis (prn).

Date:

November 23, 2010

***TORRES, Aidee**

Pharmacy Technician

License No. 7091135-1717

Docket No. 2008-251

St. George, Utah

Reinstatement Order:

The probation on Respondent's license to practice as a pharmacy technician was terminated and said license was reinstated with full privileges.

Date:

November 18, 2010

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS

***ALLRED BUILDERS LLC**

License No. 5945615-5501

Docket No 2010-254

Mona, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility.

Order:

Respondent was ordered to pay a \$500 fine within 30 days. Also Respondent demonstrated financial responsibility by posting a license bond with the Division.

Date:

November 29, 2010

***ALPHA-CRETE INCORPORATED**

License No. 6100141-5501

Docket No. 2010-313

Kanab, Utah

Cause of Action:

Respondent failed to replace its S260 classification qualifier.

Order:

Respondent's S260 license classification was revoked effective the date of the Order.

Date:

November 29, 2010

***BIRD, Michael Thomas**

Apprentice Electrician and Residential Journeyman Electrician

License Nos. 5715573-5505/5506

Docket No. 2010-408

West Jordan, Utah

Cause of Action:

Respondent engaged in unprofessional conduct since the last renewal of his licenses.

Memorandum of Understanding and Order:

Respondent's licenses to practice as an apprentice electrician and as a residential journeyman electrician were renewed and said licenses were placed on probation for three years with conditions.

Date:

November 29, 2010

***CLEAR VIEW PLUMBING INC.**

License No. 7430076-5501

Docket No. 2010-325

Parowan, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

November 29, 2010

***CREATIVE COUNTERTOPS LLC**

License No. 4758613-5501

Docket No. 2010-310

West Jordan, Utah

Cause of Action:

Respondent failed to replace its B100 classification qualifier.

Order:

Respondent's B100 license classification was revoked effective the date of the Order.

Date:

November 29, 2010

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***ENGELS, Travis John**

Apprentice Electrician
License No. 6154293-5505
Docket No. 2010-389
Sandy, Utah
Cause of Action:

Respondent has engaged in conduct that resulted in a conviction with respect to a crime of moral turpitude and/or a crime that, when considered with the functions and duties of an electrician, bears a reasonable relationship to his ability to safely and competently practice as an electrician.

Order: Respondent was ordered to pay a \$500 fine within 30 days. Respondent's license to practice as an apprentice electrician was placed on probation for three years with conditions. If and when Respondent successfully passes the required examinations for licensure as a journeyman electrician, the journeyman electrician license shall also be subject to the probationary period and conditions.

Date: November 29, 2010

***HOG EXCAVATION, INC.**

License No. 366478-5501
Docket No. 2010-328
Burbank, California
Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility.

Order: Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date: November 29, 2010

***MIKE CLARK CONSTRUCTION, INC.**

License No. 4976304-5501
Docket No. 2009-402
South Weber, Utah
Reinstatement Order:

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

Date: November 29, 2010

***MOUNTAINVIEW EXCAVATING, INC.**

License No. 5929126-5501
Docket No. 2010-314
Ogden, Utah
Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility.

Order: Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date: November 29, 2010

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***PENCO INCORPORATED**

License No. 328499-5501

Docket No. 2010-308

Lehi, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

November 29, 2010

***PERFORMANCE CONSTRUCTION OF UTAH, LLC**

License No. 7030430-5501

Docket No. 2010-309

Sandy, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

November 29, 2010

***PULSIPHER CONSTRUCTION, INC.**

License No. 342406-5501

Docket No. 2010-327

Preston, Idaho

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

November 29, 2010

***RAY BIRD DESIGN, INC.**

License No. 7654439-5501

Docket No. 2010-380

Murray, Utah

Cause of Action:

Respondent (Ray Bird, Jr.) engaged in unprofessional and unlawful conduct when he submitted false information to the Division with respect to an application for licensure.

Order:

Respondent was ordered to pay a \$1,000 fine within 30 days. Respondent's license to practice as a contractor was placed on probation for three years with conditions.

Date:

November 29, 2010

***RMD CONSTRUCTION LTD LLC**

License No. 6300315-5501

Docket No. 2010-268

Draper, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

November 29, 2010

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***ROBERT CAPSON JR. CONSTRUCTION INC.**

License No. 5040672-5501

Docket No. 2010-305

West Jordan, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

November 29, 2010

***RYAN QUILTER CONSTRUCTION**

License No. 332631-5501

Docket No. 2010-307

Provo, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

November 29, 2010

***SOUTHWEST DRYWALL & PLASTER, INC.**

License No. 7720360-5501

Docket No. 2010-318

Sandy, Utah

Cause of Action:

Respondent has engaged in unprofessional conduct as the result of a current delinquency.

Order:

A license to practice as a contractor was issued and said license was placed on probation for six years with conditions.

Date:

November 10, 2010

***STANLEY, Gerald L., Jr.**

License No. 267859-5504

Docket No. 2010-364

Salt Lake City, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application to reinstate his license to the Division.

Memorandum of Understanding and Order:

A license to practice as a journeyman electrician was issued and said license was placed on probation for four years with conditions.

Date:

November 29, 2010

***STEWART, Jesse Bo**

Apprentice Plumber

License No. 7803352-5509

Docket No. 2010-372

Ogden, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Memorandum of Understanding and Order:

A license to practice as an apprentice plumber was issued and said license was placed on probation for three years with conditions.

Date:

November 29, 2010

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***T.J. ENTERPRISES & ACOUSTICAL, INC.**

License No. 338681-5501

Docket No. 2009-246

Murray, Utah

Cause of Action:

Respondent has failed to maintain financial responsibility.

Order:

Respondent's license to practice as a contractor was revoked with a stay of enforcement on the revocation. Said license was placed on probation for three years with conditions.

Date:

November 1, 2010

***TONY LOVATO PAINTING, INC.**

License No. 5719009-5501

Docket No. 2010-272

Sandy, Utah

Cause of Action:

Respondent submitted evidence to the Division that a judgment entered against Respondent was satisfied as of September 27, 2010.

Order:

The Division's October 28, 2010 Order in which Respondent's license was revoked was set aside and said contractor license was returned to active status. However, the \$500 fine which was assessed in the October 2010 Order is NOT set aside and is now due and payable.

Date:

November 29, 2010

***TWO TOP CONSTRUCTION, LLC**

License No. 6874668-5501

Docket No. 2010-326

Pleasant View, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

November 29, 2010

***WEST HILLS CONSTRUCTION, INC.**

License No. 369078-5501

Docket No. 2010-304

Riverton, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

November 29, 2010

OTHER REGULATED PROFESSIONS

***ADAMS, Thomas L.**

Unarmed Private Security Officer

License No. 5093507-6303

Docket No. 2010-410

Heber City, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Memorandum of Understanding and Order:

A license to practice as an unarmed private security officer was issued and said license was placed on probation for two years with conditions and restrictions.

Date:

November 23, 2010

OTHER REGULATED PROFESSIONS - continued

***ALBRITTON, Jessica**

Cosmetologist/Barber
License No. 7163187-1101
Docket No. OSC-2009-44
Clinton, Utah
Cause of Action:

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

Order: Respondent's license to practice as a cosmetologist/barber was revoked effective the date of the Order.

Date: November 23, 2010

***BARKER, Kathleen Francis**

Cosmetologist/Barber
License No. 6587002-1101
Docket No. OSC-2009-378
Smithfield, Utah
Cause of Action:

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

Order: Respondent's license to practice as a cosmetologist/barber was revoked effective the date of the Order.

Date: November 23, 2010

***BATES, Hugh H.**

Licensed Clinical Social Worker
License No. 120595-3501
Docket No. 2010-395
Murray, Utah
Cause of Action:

Respondent has engaged in unprofessional conduct in his practice as a licensed clinical social worker.

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 three years with conditions and restrictions.

Date: November 10, 2010

***BIERWOLF, MORRILL & NILSON PLLC**

CPA Firm
License No. 7794772-2603
Docket No. 2010-388
Bountiful, Utah
Cause of Action:

Respondent engaged in unprofessional conduct when it failed to comply with professional auditing standards.

Order: A license to practice as a CPA firm was issued and said license was placed on probation for three years with conditions and restrictions.

Date: November 9, 2010

***CHISHOLM, BIERWOLF, NILSON & MORRILL**

CPA Firm
License No. 7577808-2603
Docket No. 2010-387
Bountiful, Utah
Cause of Action:

Respondent engaged in unprofessional conduct when it failed to comply with professional auditing standards.

Order: Respondent's license to practice as a CPA firm was placed on probation for three years with conditions and restrictions.

Date: November 9, 2010

OTHER REGULATED PROFESSIONS - continued

***CHISHOLM, Todd D.**

Certified Public Accountant

License No. 163643-2601

Docket No. 2010-407

Bountiful, Utah

Cause of Action:

Respondent engaged in unprofessional conduct when he failed to comply with professional auditing standards.

Order:

Respondent's license to practice as a CPA was placed on probation for three years with conditions and restrictions.

Date:

November 23, 2010

***DAVIS, Edwin Reese, Jr.**

Certified Public Accountant

License No. 129238-2601

Docket No. 2010-259

Cedar City, Utah

Cause of Action:

Respondent has engaged in unlawful conduct by continuing to practice as a certified public accountant and otherwise hold himself out to be a CPA after his license had expired on September 30, 2008.

Order:

Respondent's expired license to license to practice as a CPA was revoked effective the date of the Order. Respondent was also ordered to cease and desist from engaging in any acts or practice which constitute the practice of public accountancy unless Respondent is duly licensed in that regard.

Date:

November 4, 2010

***DAVIS ACCOUNTING GROUP PC**

CPA Firm

License No. 5083056-2603

Docket No. 2010-260

Cedar City, Utah

Cause of Action:

Respondent has engaged in unlawful conduct by continuing to practice as a CPA firm after the CPA license of its principal, Edwin Reese Davis, Jr. had expired on September 30, 2008.

Order:

Respondent's expired license to practice as a CPA FIRM was revoked effective the date of the Order. Respondent was also ordered to cease and desist from engaging in any acts or practice which constitute the practice of public accountancy unless Respondent is duly licensed in that regard.

Date:

November 4, 2010

***GARDNER, Melanie Lea**

Cosmetologist/Barber

License No. 372441-1101

Docket No. 2010-122

Wallsburg, Utah

Amended Order:

The suspension on Respondent's license to practice as a cosmetologist/barber was terminated and said license is placed on probation subject to the terms and conditions outlined in the June 10, 2010 Order and the November 8, 2010 Amended Order.

Date:

November 8, 2010

OTHER REGULATED PROFESSIONS - continued

***GARRETT, Michael Allen**

Substance Abuse Counselor Intern

License No. 7797541-6004

Docket No. 2010-405

Sandy, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Memorandum of Understanding and Order:

A license to practice as a certified substance abuse counselor intern was issued and said license was placed on probation for two years with conditions and restrictions.

Date:

November 23, 2010

***GREEN, William Mack**

Licensed Clinical Social Worker and

Licensed Substance Abuse Counselor

License Nos. 4932942-3501/6006

Docket No. 2008-98

Amended Order:

The probationary condition requiring Respondent to participate in mental health therapy was terminated.

Date:

November 18, 2010

***HENRIOD, Aimee Lynn**

Massage Therapist

License No. 7780768-4701

Docket No. 2010-398

Salt Lake City, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Memorandum of Understanding and Order:

A license to practice as a massage therapist was issued and said license was placed on probation for three years with conditions and restrictions.

Date:

November 16, 2010

***KEEFE, Aaron Thomas**

Massage Therapist

License No. 7780651-4701

Docket No. 2010-374

Pleasant View, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Memorandum of Understanding and Order:

A license to practice as a massage therapist was issued and said license was placed on probation for three years with conditions and restrictions.

Date:

November 4, 2010

***LINDSTROM, Michael K.**

Chiropractic Physician

License No. 6360775-1202

Docket No. 2010-397

Bountiful, Utah

Cause of Action:

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

Memorandum of Understanding and Order:

Respondent's license to practice as a chiropractic physician was renewed and said license was placed on probation for one year with conditions and restrictions.

Date:

November 10, 2010

OTHER REGULATED PROFESSIONS - continued

***MATSON, Maria**

Unlicensed massage therapy

Docket No. 2010-403

Murray, Utah

Cause of Action:

Respondent engaged in the practice of massage therapy when she was not licensed to do so.

Order:

Respondent was ordered to cease and desist from practicing massage therapy until she is lawfully licensed to do so.

Date:

November 18, 2010

***NILSON, Troy F.**

Certified Public Accountant

License No. 266146-2601

Docket No. 2010-386

Bountiful, Utah

Cause of Action:

Respondent engaged in unprofessional conduct when he failed to comply with professional auditing standards.

Order:

Respondent's license to practice as a CPA was placed on probation for three years with conditions and restrictions.

Date:

November 9, 2010

***NOON, Sylvia**

Unlicensed massage therapy

Docket No. 2010-399

Murray, Utah

Cause of Action:

Respondent engaged in the practice of massage therapy when she was not licensed to do so.

Order:

Respondent was ordered to cease and desist from practicing massage therapy until she is lawfully licensed to so practice.

Date:

November 11, 2010

***PETERSON, Scott Robert**

Licensed Clinical Social Worker

License No. 141102-3501

Docket No. 2010-378

Murray, Utah

Cause of Action:

Respondent engaged in unprofessional conduct (obtaining social security benefits while employed as a social worker between 2000 and 2006) that relates to his license to practice as a licensed clinical social worker.

Order:

Respondent's license to practice as a licensed clinical social worker was issued a public reprimand for the above conduct.

Date:

November 4, 2010

***SANTOS, Anthony Q.**

Armed Private Security Officer

License No. 7777387-6302

Docket No. 2010-412

Salt Lake City, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Memorandum of Understanding and Order:

A license to practice as an armed private security officer was issued and said license was placed on probation for two years with conditions and restrictions.

Date:

November 23, 2010

OTHER REGULATED PROFESSIONS - continued

***STRUCK, Cher**

Unlicensed practice of medicine

Docket No. 2010-400

Salt Lake City, Utah

Cause of Action:

Allegations Respondent practiced medicine when she is not licensed to do so.

Order:

While neither admitting nor denying the Division's allegations, Respondent agreed a cease and desist order would be entered against her whereby she is restrained from practicing medicine without a license and until she is lawfully licensed to so practice.

Date:

November 11, 2010

***WALDNER, David**

Massage Therapist

License No. 379280-4701

Docket No. 2010-332

Cedar City, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct in his practice as a massage therapist.

Order:

Respondent's license to practice as a massage therapist and his residual rights to that license were revoked effective the date of the Order. It should be noted that Respondent's license to practice as a massage therapist expired on May 31, 2009 when it was not renewed.

Date:

November 23, 2010

***WASHINGTON, John**

Associate Professional Counselor

License No. 7259219-6009

Docket No. 2010-375

Private Probation Provider

License No. 7259219-5001

Docket No. 2010-376

Magna, Utah

Cause of Action:

Respondent has engaged in conduct that resulted in a conviction of a crime of moral turpitude and/or when considered with the functions and duties of an associate professional counselor and private probation provider bears a reasonable relationship to Respondent's ability to safely and/or competently practice.

Order:

Respondent's license to practice as an associate professional counselor was revoked with a stay of enforcement on the revocation. Said license is placed on probation for three years with conditions and restrictions. Respondent was also given a public reprimand for his unprofessional conduct. Respondent's license to practice as a private probation provider was revoked with a stay of enforcement on the revocation. Said license is placed on probation for three years with conditions and restrictions. Respondent was also given a public reprimand for his unprofessional conduct.

Date:

November 4, 2010

This newsletter is now 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.