

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

NEWSLETTER

July 1, 2012

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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 June 1, 2012 - June 30, 2012.

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**NOTE: The Division has a new "Agency and Disciplinary Action Search" function now available on DOPL website ([www.dopl.utah.gov](http://www.dopl.utah.gov)) in which you can search and print scanned agency and disciplinary action documents.**

**PHYSICIANS/SURGEONS**

**\*GRANT, Morgan Kia, MD**

License Nos. 267959-1205/8905

Docket No. 2012-262

Alpine, Utah

Cause of Action:

Respondent has engaged in unprofessional conduct that affects his licenses to practice as a physician/surgeon and to administer and prescribe controlled substances with respect to self abuse of drugs and/or alcohol.

Order:

Respondent voluntarily surrendered his licenses to practice as a physician/surgeon and to administer and prescribe controlled substances. Respondent may not reapply for a medical license for a period of five years and completion of conditions outlined in the Order.

Date:

June 7, 2012

**DENTISTS/DENTAL HYGIENISTS**

**\*CHRISTENSEN, Louis R.**

License No. 138056-9922

Docket No. 2010-139

St. George, Utah

Amended Order:

The probationary condition requiring Respondent to work at least 16 hours per week was amended to allow Respondent to work a minimum of 8 hours per week during the probationary period.

Date:

June 26, 2012

**\*FLYNN, David Lawrence**

License Nos. 4820080-9922/8903

Docket No. 2010-176

Bountiful, Utah

Reinstatement Order:

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

Date:

June 28, 2012

**\*HEMMERT, Jared Wynn, DDS**

License Nos. 5346167-9922/8903

Docket No. 2009-341

Orem, Utah

Amended Order:

The probationary condition requiring Respondent to attend 12-Step program meetings twice a week was amended to only require attendance at these meetings once a week.

Date:

June 19, 2012

DENTISTS/DENTAL HYGIENISTS - continued

**\*LOWE, Bret K.**

License Nos. 376055-9922/8903

Docket No. 2012-293

Price, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct when in 2009 he abuse nitrous oxide for non-medical purposes and also allowed his staff to abuse nitrous oxide for non-medical purposes at his office.

Order:

Respondent was given a public reprimand for the above conduct and also ordered to pay a \$2,500 fine within 90 days.

Date:

June 22, 2012

**ADVANCED PRACTICE NURSES**

None in June 2012

**REGISTERED NURSES**

**\*BLACKHAM, Katie Jennifer**

License No. 7008949-3102

Docket No. 2012-199

Santaquin, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct with respect to possession of prescription drugs for any unlawful purpose.

Order:

Respondent's license to practice as a registered nurse was revoked with a stay of enforcement on the revocation. Said license is suspended for at least nine months with conditions to be completed during the suspension period. Following the period of suspension, said license will be placed on probation for five years with conditions and restrictions.

Date:

June 11, 2012

**\*DELLINGER, Marian Kay**

License No. 212230-3102

Docket No. 2009-109

Salt Lake City, Utah

Amended Order:

The probationary condition requiring Respondent to practice only under the on-site supervision of a registered nurse in good standing with the Division or a licensed physician in good standing with the Division was amended to allow Respondent to practice under general supervision of a registered nurse in good standing with the Division or a licensed physician in good standing with the Division.

Date:

June 4, 2012

**\*MACK, Sherry Kaye**

License No. 281552-3102

Docket No. 2009-304

Sandy, Utah

Amended Order:

The suspension on Respondent's license to practice as a registered nurse was terminated effective the date of the Amended Order. Said license was placed on probation for three years subject to the probationary conditions and restrictions provided in the March 15, 2007 Stipulation and Order in Case No. DOPL-2007-57 and including any prior amendments made to the March 15, 2007 Stipulation and Order.

Date:

June 5, 2012

REGISTERED NURSES - continued

**\*PETERSON, Michelle J.**

License No. 201224-3102

Docket No. 2008-103

Ogden, Utah

Amended Order:

The probationary condition requiring Respondent to practice only under the on-site supervision of a registered nurse in good standing or a licensed physician in good standing with the Division was amended to allow Respondent to practice under the general supervision of a registered nurse in good standing or a licensed physician in good standing with the Division. The probationary condition restricting Respondent's access to and restricting her from accounting for controlled substances was also terminated.

Date:

June 19, 2012

**\*ROACH, Katherine Lee**

License No. 7914260-3102

Docket No. 2011-244

Provo, Utah

Amended Order:

The probationary condition requiring Respondent to participate in therapy and aftercare was terminated. The probationary condition restricting Respondent's access to and restricting her from accounting for controlled substances was also terminated.

Date:

June 19, 2012

**\*SOMERS, Joanne Marie**

License No. 7314723-3102

Docket No. 2011-188

Hyrum, Utah

Amended Order:

The suspension on Respondent's license to practice as a registered nurse was terminated and said license was placed on probation for five years subject to the conditions and restrictions identified in the June 7, 2011 Stipulation and Order.

Date:

June 19, 2012

**\*STRICKLIN, Annette**

License No. 196848-3102

Docket No. 2011-391

Ogden, Utah

Amended Order:

The probationary condition requiring Respondent to practice only under the direct supervision of a registered nurse in good standing with the Division or a licensed physician in good standing with the Division was amended to allow Respondent to practice under general supervision of a licensed nurse in good standing with the Division at Mountain View Care Center only.

Date:

June 18, 2012

LICENSED PRACTICAL NURSES

**\*CARTER, Karen B.**

License No. 308429-1202

Docket No. 2007-124

Salt Lake City, Utah

Amended Order:

The probationary condition requiring Respondent to fill prescriptions at only pharmacy was amended to allow Respondent to fill prescriptions at Gibson's Pharmacy and Sam's Club.

Date:

June 19, 2012

LICENSED PRACTICAL NURSES - continued

**\*MILLERBERG, Dea Raylynn**

License No. 5429591-3101

Docket No. 2012-250

Farmington, Utah

Cause of Action:

Respondent has a history of addiction to drugs and alcohol that may affect her ability to practice safely as a nurse.

Order:

Respondent voluntarily surrendered her expired license to practice as a licensed practical nurse. Respondent may not reapply for a nursing license for a period of two years and completion of conditions outlined in the Order.

Date:

June 5, 2012

**\*TANNER, Lacy Jo**

License No. 7376310-3101

Docket No. 2012-305

Logan, Utah

Cause of Action:

Respondent no longer desires to comply with probationary conditions that exist on her license due to health concerns.

Order:

Respondent voluntarily surrendered her license to practice as a licensed practical nurse. Respondent may not reapply for a nursing license for a period of five years and completion of conditions outlined in this Order.

Date:

June 27, 2012

**PHARMACISTS/PHARMACY TECHNICIANS/PHARMACIES**

**\*CARTER, Danny Wildon**

Pharmacist

License Nos. 378672-1701/8911

Docket No. 2012-294

West Jordan, Utah

Cause of Action:

Respondent failed to comply with probationary conditions that existed on his licenses when he drank alcohol.

Order:

Respondent was ordered to pay a \$50.00 fine within 30 days.

Date:

June 25, 2012

**\*M & M PRESCRIPTION SERVICE, INC.**

Class B pharmacy

License Nos. 8138481-1704/8913

Docket No. 2012-298

Sandy, Utah

Cause of Action:

Respondent engaged in unprofessional conduct when pharmacy inspection concerns were noted during a December 2011 inspection.

Order:

Respondent was given a public reprimand due to the above conduct. Respondent was also ordered to pay a \$1,000 fine within 30 days. Respondent was also ordered to cease and desist from the unprofessional conduct identified in the Stipulation and Order.

Date:

June 25, 2012

**\*MARTZ, Paul Jacob**

Pharmacist

License Nos. 5836234-1701/8911

Docket No. 2010-275

Hurricane, Utah

Amended Order:

The probationary condition requiring Respondent to work as a pharmacist under direct supervision of a pharmacist licensed in good standing with the Division was amended to allow Respondent to work as a pharmacist under general supervision of a pharmacist licensed in good standing with the Division.

Date:

June 28, 2012

PHARMACISTS/PHARMACY TECHNICIANS/PHARMACIES - continued

**\*MASON, Chance D.**

Pharmacy Technician  
License No. 5720200-1717  
Docket No. 2012-290  
Aurora, Utah  
Cause of Action:

Respondent engaged in unprofessional and unlawful conduct when he took controlled substances from his employer's drug stock for his own use and did not possess a valid prescription for the controlled substances.

Order: Respondent voluntarily surrendered his license to practice as a pharmacy technician. Respondent may not reapply for a pharmacy technician license for a period of five years and completion of conditions outlined in the Order.

Date: June 14, 2012

**\*MCFADDEN, Brent Wayne**

Pharmacist  
License Nos. 295094-1701/8911  
Docket No. 2010-367  
St. George, Utah  
Reinstatement Order:

The probation on Respondent's licenses to practice as a pharmacist and to dispense controlled substances was terminated and said licenses were reinstated with full privileges.

Date: June 28, 2012

**\*WILLIAMS FAMILY VIDEO & VARIETY**

Class A pharmacy  
License Nos. 6124609-1703-8913  
Docket No. 2012-295  
Grantsville, Utah  
Cause of Action:

Respondent failed to comply with probationary conditions that existed on its licenses due to concerns noted during two pharmacy inspections conducted while on probation.

Order: Respondent voluntarily surrendered its licenses to practice as a Class A pharmacy and to dispense controlled substances. Respondent's owners are not allowed to submit a new pharmacy application for licensure for a period of five years.

Date: June 25, 2012

**\*WILLIAMS, Waseland Scott**

Pharmacist  
License Nos. 146927-1701/8911  
Docket No. 2012-296  
Grantsville, Utah  
Cause of Action:

Respondent engaged in unprofessional conduct in his practice as a pharmacist when the pharmacy in which he was an owner failed to comply with probationary conditions that had existed on its license since 2010.

Order: Respondent's licenses to practice as a pharmacist and to dispense controlled substances were revoked with a stay of enforcement on the revocation. Said licenses are placed on probation for five years with conditions and restrictions.

Date: June 25, 2012

**CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS**

**\*AKA CONSTRUCTION, INC.**

License No. 5060615-5501

docket No. 2012-204

Alpine, Utah

Cause of Action:

Respondent has failed to demonstrate and maintain financial responsibility and obtained a license by misrepresentation or omission.

Order:

Respondent's license to practice as a contractor is to be revoked effective 60 days from the date of the Order. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

June 28, 2012

**\*CHRIS SCHIFFMAN & SONS PAINTING, INC.**

License No. 5746797-5501

Docket No. 2012-267

Draper, Utah

Cause of Action:

Respondent engaged in unprofessional conduct as the result of delinquent amounts owing.

Order:

Respondent's license to practice as a contractor was placed on probation for one year with conditions. NOTE: The one year probationary period actually began on June 8, 2012, the date on which Respondent finally met all the requirements to begin probation.

Date:

February 29, 2012

**\*EMMACULATE CONTRACTORS, INC.**

License No. 6052218-5501

Docket No. 2012-207

Ogden, Utah

Cause of Action:

Respondent engaged in unlawful conduct by engaging in and misrepresenting itself to be engaged in a construction trade without a license.

Order:

Respondent was ordered to cease and desist from practicing as a contractor when not currently licensed to do so. Respondent was also ordered to pay a \$500 fine within 30 days.

Date:

June 28, 2012

**\*FUELLING, Robert Shane**

Residential journeyman electrician

License No. 180422-5506

Docket No. 2012-289

Sandy, Utah

Cause of Action:

Respondent has engaged in unprofessional conduct that affects his license to practice as a residential journeyman electrician

Order:

Respondent's license to practice as a residential journeyman electrician was reinstated; said license was revoked with a stay of enforcement on the revocation. Said license was placed on probation for three years with conditions.

Date:

June 28, 2012

**\*FULLMER, Lucas Osden**

Apprentice Electrician

License No. 6434637-5505

Docket No. 2010-83

Taylorsville, Utah

Reinstatement Order:

The probation on Respondent's license to practice as an apprentice electrician was terminated and said license was reinstated with full privileges.

Date:

June 28, 2012

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

**\*GLINES CONSTRUCTION INC.**

License No. 6723912-5501

Docket No. 2011-303

St. George, 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:

June 28, 2012

**\*GOMEZ, Arthur Devin**

Apprentice Electrician

License No. 8361974-5505

Docket No. 2012-301

Tooele, Utah

Cause of Action:

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

Order:

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

Date:

June 28, 2012

**\*HOPKINSON, Bradley John**

Apprentice Plumber and Residential Journeyman Plumber

License Nos. 261806-5509/5510

Docket No. OSC-2011-282

Layton, Utah

Cause of Action:

Respondent has failed to comply with probationary conditions that exist on his licenses.

Order:

Respondent's licenses to practice as an apprentice plumber and as a residential journeyman plumber were revoked effective the date of the Order.

Date:

June 28, 2012

**\*HOTLINE EXCHANGE, INC.**

License No. 265095-5501

Docket No. 2009-363

St. George, 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:

June 28, 2012

**\*JORGENSEN, Brian Jeffrey**

Apprentice Electrician

License No. 7370778-5505

Docket No. OSC-2009-222

North Ogden, Utah

Cause of Action:

Respondent has failed to comply with probationary conditions that exist on his license

Order:

Respondent's license to practice as an apprentice electrician was revoked effective the date of the Order.

Date:

June 28, 2012

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

**\*MORGAN, Robert Broc**

Apprentice Electrician  
License No. 8315415-5505  
Docket No. 2012-308  
North Ogden, Utah  
Cause of Action:

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

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

Date: June 28, 2012

**\*OWENS, Bryce E.**

Apprentice Plumber  
License No. 8273543-5509  
Docket No. 2012-307  
Hooper, Utah  
Cause of Action:

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

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

Date: June 28, 2012

**\*PETERSON, Jeremy Reed**

Apprentice Electrician  
License No. 8283119-5505  
Docket No. 2012-292  
Salina, Utah  
Cause of Action:

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

Order: A license to practice as an apprentice electrician was issued and said license was placed on probation with conditions until February 1, 2016.

Date: June 28, 2012

**\*RON FOSTER CONSTRUCTION, INC.**

License No. 6839416-5501  
Docket No. 2012-226  
Hyde Park, Utah  
Cause of Action:

Respondent has failed to demonstrate and maintain financial responsibility and obtained a license by misrepresentation or omission.

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

Date: June 28, 2012

**\*SERNA, Alfonso Serna**

Unlicensed contractor  
Docket No. 2012-278  
West Valley City, Utah  
Cause of Action:

Respondent engaged in unlawful conduct by engaging in and misrepresenting himself to be engaged in a construction trade without being licensed to do so.

Order: Respondent was ordered to cease and desist from practicing in a construction trade without a license. Respondent was also ordered to pay a \$500 fine.

Date: June 28, 2012

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

**\*SERNA, Luis Manuel**

Unlicensed contractor  
Docket No. 2012-280  
West Valley City, Utah  
Cause of Action:

Respondent engaged in unlawful conduct by engaging in and misrepresenting himself to be engaged in a construction trade without being licensed to do so.

Order:

Respondent was ordered to cease and desist from practicing in a construction trade without a license. Respondent was also ordered to pay a \$500 fine.

Date:

June 28, 2012

**\*SOUTHWICK, Travis J.**

Journeyman Plumber  
License No. 278569-5508  
Docket No. 2011-352  
Eden, Utah  
Amended Order:

The suspension on Respondent's license to practice as a journeyman plumber was terminated and said license was placed on probation for four years subject to the conditions in the October 26, 2011 Stipulation and Order.

Date:

June 28, 2012

**\*VERSEY, Chris Scott**

Journeyman Electrician  
License NO. 6529549-5504  
Docket No. 2012-304  
Ogden, Utah  
Cause of Action:

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

Order:

A license to practice as a journeyman electrician was issued. Said license was revoked with a stay of enforcement on the revocation. Said license is placed on probation with conditions and restrictions.

Date:

June 28, 2012

**OTHER REGULATED PROFESSIONS**

**\*AMERICAN PATRIOT SECURITY, INC.**

Contract Security Company  
License No. 7573828-6301  
Docket No. 2012-214  
Provo, Utah  
Cause of Action:

Respondent failed to replace its qualifying agent.

Order:

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

Date:

June 15, 2012

**\*BOBERG, Joseph Knute**

Licensed Substance Use Disorder Counselor  
License No. 138930-6006  
Docket No. 2012-265  
Sandy, Utah  
Cause of Action:

Respondent engaged in unprofessional and unlawful conduct in his practice as a licensed substance use disorder counselor.

Order:

Respondent voluntarily surrendered his license to practice as a substance use disorder counselor. Respondent may not reapply for a substance use disorder counselor or mental health therapy license for a period of five years.

Date:

June 8, 2012

OTHER REGULATED PROFESSIONS - continued

**\*CLOYD, James Henry**

Psychologist

License No. 6021200-2501

Docket No. 2010-457

Spanish Fork, Utah

Reinstatement Order:

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

Date:

June 22, 2012

**\*DWAILEEBE, Richard Allen**

Massage Therapist

License No. 309249-4701

Docket No. 2012-263

South Ogden, Utah

Cause of Action:

Respondent has engaged in conduct that represents an immediate and significant danger to the public health, safety and welfare.

Emergency Order:

Respondent's license to practice as a massage therapist was immediately suspended until an additional hearing is conducted and order of the Division is issued.

Date:

June 6, 2012

Cause of Action:

Respondent engaged in unlawful and unprofessional conduct in his massage therapy practice on several patients.

Order:

Respondent voluntarily surrendered his license to practice as a massage therapist and agreed to not reapply for licensure as a massage therapist in Utah.

Date:

June 7, 2012

**\*HARMAN, Shawn Arthur**

Unarmed private security officer

License No. 5610224-6303

Docket No. 2012-297

Taylorsville, Utah

Cause of Action:

Respondent had previously surrendered his security guard licenses in Utah in May 2009.

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 three years with conditions and restrictions.

Date:

June 25, 2012

**\*JEWKES, Daniel Jay**

Burglar Alarm Company Agent

License No. 8236313-6502

Docket No. 2012-259

Brookline, Missouri

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 burglar alarm company agent was issued and said license was placed on probation for two years with conditions and restrictions.

Date:

June 28, 2012

OTHER REGULATED PROFESSIONS - continued

**\*MILLER, Megan Chrystal**

Master Esthetician

License No. 8232826-1109

Docket No. 2012-306

St. George, 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 master esthetician was issued and said license was placed on probation for two years with conditions and restrictions.

Date:

June 27, 2012

**\*MONTROYA, Andre I.**

Unarmed private security officer

License No. 7541065-6303

Docket No. OSC-2011-81

Taylorsville, Utah

Cause of Action:

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

Order:

Respondent's license to practice as an unarmed private security officer was revoked effective the date of the Order.

Date:

June 20, 2012

**\*OLSEN, Priscilla Theresa**

Massage Therapist

License No. 8296594-4701

Docket No. 2012-300

West Haven, 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 two years with conditions and restrictions.

Date:

June 26, 2012

**\*SECURITY INVESTMENTS UTAH LLC**

Burglar Alarm Company

License No. 7875073-6501

Docket NO. 2012-213

Westerville, Ohio

Cause of Action:

Respondent failed to replace its qualifying agent.

Order:

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

Date:

June 28, 2012

OTHER REGULATED PROFESSIONS - continued

**\*WHITE, Steven Ivan**

Physician Assistant

License Nos. 8071288-1206/8906

Docket No. 2012-291

Bountiful, Utah

Cause of Action:

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

Order:

Respondent voluntarily surrendered his licenses to practice as a physician assistant and to administer and prescribe controlled substances. Respondent may not reapply for these types of licenses for a period of three years and completion of conditions outlined in the Order.

Date:

June 18, 2012

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.