



DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
Office of Administrative Hearings

News Release

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DCCA DISCIPLINARY ACTIONS

(Through November 2013)

HONOLULU - The Department of Commerce and Consumer Affairs (DCCA) and the State Boards and Commissions released a summary of disciplinary actions through the month of November taken on individuals and entities with professional and vocational licenses in Hawai'i. These disciplinary actions include dispositions based upon either the results of contested case hearings or settlement agreements submitted by the parties.

The DCCA and the Boards and Commissions are responsible for ensuring those with professional and vocational licenses are performing up to the standards prescribed by state law.

BOARD OF DENTAL EXAMINERS

Respondents: Richard C. Moreschini, D.D.S.
Case Number: DEN 2013-2-L
Sanction: \$1,500.00 fine; agrees not to renew dental license or practice dentistry in the State of Hawaii
Effective Date: 11-18-13

Respondent admits that he has not completed the continuing education requirements necessary to qualify for renewal of his Hawaii dental license effective November 14, 2011, but does not admit to violating Hawaii Administrative Rules ("HAR") § 16-79-144(3). (Board approved Settlement Agreement)

HAWAII MEDICAL BOARD

Respondent: Derrick T. Kida, M.D.
Case Number: MED 2013-53-L
Sanction: License on probation for one (1) year; \$2,500.00 fine
Effective Date: 11-14-13

Respondent admits that he committed professional misconduct by writing prescriptions to himself for medication he administered to his dog in violation of Hawaii Revised Statutes ("HRS") § 453-8(a)(7) but denies that he allegedly engaged in the unlicensed practice of veterinary medicine by treating his dog with medication in violation of HRS § 436B-19(17). (Board approved Settlement Agreement)

Respondent: Amir Yazdanshenas, M.D.
Case Number: MED 2013-54-L
Sanction: License reprimanded; \$1,000.00 fine
Effective Date: 11-14-13

Respondent allegedly violated HRS §§ 453-8(a)(11) and 453-8(a)(14) by failing to inform the Board of disciplinary action taken against him in California within 30 days. (Board approved Settlement Agreement)

BOARD OF NURSING

Respondent: Camille V. Hook
Case Number: RNS 2012-22-L
Sanction: License to practice as a licensed practical nurse on probation for one (1) year; \$500.00 fine
Effective Date: 11-7-13

Respondent allegedly violated HRS §§ 457-12(a)(9), 457-12(a)(11) and HAR § 16-89-60(1) by failing to report on her renewal application that she had been convicted of operating a vehicle under the influence of an intoxicant. (Board approved Settlement Agreement)

REAL ESTATE COMMISSION

Respondent: Ronald Gordon Wright (Kauai)
Case Number: REC 2013-128-L
Sanction: \$500.00 fine
Effective Date: 11-27-13

Respondent allegedly failed to adhere to a law in a manner such that the licensing authority deems the holder of the license to be an unfit or improper person to hold the license in violation of HRS § 436B-19(12) and was allegedly convicted of a penal crime directly related to the qualifications, functions or duties of the licensed profession or vocation in violation of HRS § 436B-19(14). Respondent allegedly pled guilty to the crime of driving under the influence on March 14, 2011. (Commission approved Settlement Agreement)

BOARD OF CHIROPRACTIC EXAMINERS

Respondent: Michael B. Roth, D.C.
Case Number: CHI 2012-4-L
Sanction: Voluntary surrender of license; \$500.00 fine
Effective Date: 11-7-13

Respondent allegedly: (1) engaged in professional misconduct in violation of HRS § 436B-19(7), (2) engaged in conduct or practice contrary to recognized standards of ethics for the chiropractic profession in violation of HRS § 436B-19(9), (3) had disciplinary action taken against him in another state in violation of HRS § 436B-19(13) and (4) failed to report disciplinary action taken in California to the Hawaii Board within 30 days in violation of HRS § 436B-19(15). Respondent was disciplined in California for allegedly committing multiple sexual acts including erotic behavior with his patient in his chiropractic office from July 25, 2007 to early December 2007. (Board approved Settlement Agreement)

CONTRACTOR'S LICENSE BOARD

Respondent: Stephen F. Meyer, dba Freestyle Flooring (Maui)
Case Number: CLB 2012-256-L
Sanction: \$1,500.00 fine, \$4,295.70 in restitution
Effective Date: 11-22-13

Respondent allegedly failed to provide a written contract to a homeowner and failed to provide all of the required homeowner disclosures in violation of HRS § 444-25.5 and HAR §§ 16-77-79 and 16-77-80 and allegedly exhibited poor workmanship in the installation of a bamboo floor in violation of HAR § 16-77-97. (Board approved Settlement Agreement)

Respondents: First Hawaiian Construction, Inc. and James K. Keaulana
Case Number: CLB 2013-149-L
Sanction: \$250.00 fine
Effective Date: 11-22-13

Respondents admit that they violated HRS § 444-17(6) when they were issued a Citation and Notification of Penalty (HIOSH Citation) on January 27, 2012 relating to an inspection in November 2011. (Board approved Settlement Agreement)

Respondents: Garnet Construction, Inc. and John A. Wisniewski (Hawaii Island)
Case Number: CLB 2012-423-L
Sanction: Voluntary surrender of license
Effective Date: 11-22-13

Respondents allegedly failed to include the requisite contract disclosures/provisions in their contract with the homeowner in violation of HRS § 444-25.5 and HAR § 16-77-80. (Board approved Settlement Agreement)

Contractors License Board - continued

Respondents: Pacific Islands Group, LLC aka Pacific Islands Construction; Kevin J. Kruszona, Dennis P. Swart
Case Number: CLB 2012-287-L
Sanction: \$2,500.00 fine
Effective Date: 11-22-13

Respondents allegedly failed to include the required homeowner disclosures in their contracts in violation of HRS § 444-25.5 and HAR §§ 16-77-79 and 16-77-80. (Board approved Settlement Agreement)

Respondents: Evans Construction LLC and David Evans, RME
Case Number: CLB 2012-401-L and CLB 2012-408-L
Sanction: Licenses revoked; Respondents waive their right to reapply for a license in the future
Effective Date: 11-22-13

Respondents allegedly failed to complete two home remodeling projects based on contracts entered into in 2011 and 2012 in violation of HRS § 444-17(13) and that the work on the projects allegedly constituted poor workmanship in violation of HAR § 16-77-79. (Board approved Settlement Agreement)

ACTIVITY DESK PROGRAM

Respondent: Maui Fun Company, Inc., dba Activity Savers Maui (Maui)
Case Number: ADP 2013-5-L
Sanction: Voluntarily suspend its practice as an activity desk as of the date Respondent is notified that the settlement agreement was approved by the Director
Effective Date: 11-15-13

Respondent agreed to enter into an Interim Settlement Agreement under which Respondent agreed to cease and desist from advertising or acting as an activity desk until an amended, supplemental or further final order is entered into or a further legal document is executed resolving any claims disputes or issues relating to Respondent's activity desk registration or it is determined that no further legal and/or administrative action will be taken. (Director approved Interim Settlement Agreement)

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