

THE BOARD OF EXAMINERS IN OPTOMETRY
Professional & Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by Section 92-7(b), Hawaii Revised Statutes ("HRS").

- Date: Monday, December 1, 2014
- Time: 8:30 a.m.
- Place: Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813
- Present: Geoffrey Reynolds, O.D., Chair
Reid Saito, O.D., Vice Chair
Gayle Chang, Public Member
Jere Loo, O.D.
Kevin K. Lui, O.D.
Peter J. Shoji, O.D.
Daniel Jacob, Deputy Attorney General ("DAG")
Sandra Matsushima, Executive Officer ("EO")
Jennifer Fong, Secretary
- Guests: None.
- Agenda: The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by section 92-7(b), Hawaii Revised Statutes ("HRS").
1. Call to Order: There being a quorum present, Chair Reynolds called the meeting to order at 8:33 a.m.
 2. Additions/
Revisions to
Agenda: None.
 3. Approval of
Board Meeting
Minutes
of September
29, 2014: Chair Reynolds asked if there were any questions or comments on the minutes.

Upon a motion by Dr. Lui, seconded by Dr. Loo, it was voted on and unanimously carried to approve the minutes of the September 29, 2014 meeting as circulated.

4. Executive
Officer's
Report:

a. 2015 Meeting Schedule

A copy of the amended 2015 Meeting Schedule was distributed to the Board.

EO Matsushima noted that there are more meetings scheduled towards the end of the year because of the December 2015 license renewal.

5. Old
Business:

a. Inquiry from Mike Rock regarding whether Hawaii licensed Optometrists legally authorized to dispense pharmaceuticals for profit

EO Matsushima reminded the Board that at their September 29, 2014 meeting, the Board deferred discussion on Mr. Rock's inquiry regarding whether optometrists are legally authorized to dispense pharmaceuticals for profit in Hawaii.

Executive Session:

At 8:38 a.m., upon a motion by Dr. Loo, seconded by Dr. Shoji, it was voted on and unanimously carried to move into Executive Session in accordance with HRS, 92-5(a)(4), "To consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities".

At 8:48 a.m., upon a motion by Vice Chair Saito, seconded by Dr. Shoji, it was voted on and unanimously carried to move out of executive session.

After some discussion, it was the consensus of the Board that as EO Matsushima had already responded to Mr. Rock's original email, no additional response to Mr. Rock was necessary.

6. New
Business:

a. Request from Linda L. Nguyen, O.D. for Trade Name Approval

The Board reviewed the request from Dr. Nguyen for approval of the following trade name: Maui Optometry.

Upon a motion by Vice Chair Saito, seconded by Dr. Lui, it was voted on and unanimously carried to approve the trade name mentioned above.

b. Correspondence from Ferdy Mazoleny

The Board reviewed Mr. Mazoleny's letter in which he alleges that the optometrist he visited overcharged him for the services he received.

After some discussion, it was the consensus of the Board to inform Mr. Mazoleny that his complaint does not fall within the purview of the Board as the Board's authority to regulate the profession does not extend to an optometrist's business practice, rather, the Board is charged with licensing optometrists to practice in the

State of Hawaii, and the regulation of the clinical practice of optometry as it relates to the diagnosis, management and treatment of eye conditions.

7. Continuing Education:

a. Continuing Education Course Report

Vice Chair Saito moved to approve the following continuing education courses:

<u>Index #</u>	<u>Program Title/Sponsor</u>	<u>CE</u>	<u>TPA Hours</u>
14-029	Managing Ocular Disorders and Trauma Across Specialties Postgraduate Institute for Medicine/Defense Health Agency	3.5	3.5
14-030	Great Western Council of Optometry Congress 2014 Great Western Council of Optometry	37	36

Dr. Loo seconded the motion, it was voted on and unanimously carried.

8. Applications:

a. Ratification List

Upon a motion by Dr. Lui, seconded by Dr. Loo, it was voted on and unanimously carried to ratify the following:

Approved for Optometrist License

- OD 802 ANNE D M U MOY
- OD 803 PHILLIP J DURAN
- OD 804 LAURA L FIORENZA
- OD 805 PEONY C TAM
- OD 806 ANNE Y TASAKI

Approved for TPA Certification

- OD 799 TIMOTHY D MACK

b. Applications

None.

c. Request for Reconsideration

- Martin Zebzda, O.D.

Executive Session: At 9:03 a.m., upon a motion by Ms. Chang, seconded by Dr. Loo, it was voted on and unanimously carried to move into Executive Session in accordance with HRS, 92-5(a)(1) and (4), "To consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in section 26-9 or both;" and "To consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities".

At 9:13 a.m., upon a motion by Dr. Loo, seconded by Ms. Chang, it was voted on and unanimously carried to move out of executive session.

After due consideration of Dr. Zebzda's request for reconsideration dated October 20, 2014, it was moved by Dr. Loo, seconded by Dr. Shoji and unanimously carried to deny Dr. Zebzda's request for reconsideration.

9. Next Meeting: Monday, February 2, 2015
8:30 a.m.
Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813

10. Adjournment: With no further business to discuss, Chair Reynolds adjourned the meeting at 9:20 a.m.

Taken by:

/s/ Jennifer Fong

Jennifer Fong
Secretary

Reviewed by:

/s/ Sandra Matsushima

Sandra Matsushima
Executive Officer

12/10/14

Minutes approved as is.

Minutes approved with changes; see minutes of _____.