



**DRAFT MEETING MINUTES**  
**Board of Acupuncture**  
**General Business Meeting**  
**June 19, 2015**  
**9:00 a.m.**

**Hutchinson Island Marriott Beach**  
**Resort & Marina**  
**555 NE Ocean Blvd**  
**Stuart, FL 34996**  
**(772) 225-3700**

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**Call to Order:**

The meeting was called to order by Christy Robinson, Executive Director, at 9:00 am. Those present for all or part of the meeting included the following:

**MEMBERS PRESENT:**

Katherine Teisinger, AP  
Herman Vega, AMD, PhD, AP, LMHC  
Barbara Rezmer, Consumer Member  
Kathy Veon, AP  
Michelle Simmons Brown, AP (non voting)

**MEMBERS ABSENT:**

Greg Gunter, Consumer Member- excused  
Steve Moreau, AP- excused

**STAFF PRESENT:**

Christy Robinson, Executive Director  
Diane Guillemette, Esq., Board Counsel  
Elana Jones, Assistant General Counsel  
Andrew Hood, Regulatory Specialist II

**COURT REPORTER:**

Atlantic Reporting, Inc.  
Jeanette Scott  
(800) 336-0050

Please note that the meeting minutes reflect the actual order that agenda items were discussed during the meeting and may differ from the agenda outline.

**In absence of a Chair, Ms. Robinson called the meeting to order.**

**ELECTION OF OFFICERS**

Ms. Rezmer nominated Ms. Teisinger for Chair. Ms. Veon seconded the motion. There were no additional nominations for Chair. The motion passed unanimously.

Ms. Teisinger nominated Dr. Vega for Vice Chair. Ms. Rezmer seconded the motion. There were no additional nominations for Vice Chair. The motion passed unanimously.

## **DISCIPLINE CASES**

### **Tab 1 - Sergey Lipshitz – Settlement Agreement – Case #2014-08985**

Allegations of Complaint: 457.109(1)(x)- violating a law or rule of the Board by violating 456.072(1)(c)- being convicted of a crime

The respondent was present and represented by Bruce Reinhart, Esq. Ms. Jones represented the Department and presented the case to the Board.

**Action Taken:** Ms. Rezmer moved to adopt the settlement agreement as presented:

- Suspension for 1 year; the Board reserves jurisdiction to impose terms on probation at the time of reinstatement
- Costs in the amount of \$785.34 to be paid within 30 days of the Final Order

Dr. Vega seconded the motion, which passed unanimously.

## **PROSECUTION SERVICES REPORT**

Ms. Jones provided the Board with an overview of the current caseload statistics and asked the Board to direct the Department to continue to prosecute cases over a year old.

**Action Taken:** Dr. Vega moved to direct the Department to continue with the prosecution of cases over a year old. Ms. Rezmer seconded the motion, which passed unanimously.

## **PETITIONS FOR HEARING**

### **Tab 2 - Jamaica Dolinsky**

Ms. Dolinsky was not present or represented by counsel. Ms. Dolinsky requested a hearing regarding the Board's Notice of Intent to Deny her application.

**Action Taken:** Ms. Veon moved to find that the request for a hearing was filed timely. Dr. Vega seconded the motion, which passed unanimously. Ms. Rezmer moved to find that the material facts were not in dispute. Dr. Vega seconded the motion, which passed unanimously. After much discussion, Dr. Vega moved to deny the application for licensure. Ms. Veon seconded the motion, which passed unanimously.

### **Tab 3 - Annette Tapia-Cornet**

Ms. Tapia-Cornet was not present or represented by counsel. Ms. Tapia-Cornet requested a hearing regarding the Board's Notice of Intent to Deny her application.

**Action Taken:** Ms. Rezmer moved to find that the material facts were not in dispute. Ms. Veon seconded the motion, which passed unanimously. After much discussion, Ms. Rezmer moved to deny the application for licensure based on lack of documented supervised instruction hours. Ms. Veon seconded the motion, which passed unanimously.

## **LICENSURE RECONSIDERATIONS**

### **Tab 4 - Anne Crowley**

Ms. Crowley was present without counsel. Ms. Crowley submitted a request for the Board to reconsider her application for licensure based on additional information.

**Action Taken:** After discussion, Ms. Rezmer moved to approve the application for licensure. Dr. Vega seconded the motion, which passed unanimously.

## **LICENSURE APPLICATIONS**

### **Tab 5 - Stephany Ayres**

Ms. Ayers was present and represented by Patricia Hernandez, Esq. Ms. Ayres was asked to appear before the Board to discuss her criminal history, discipline on her nursing license and participation in an impaired practitioner program.

**Action Taken:** After discussion, there was a motion to approve the application for licensure. The motion was seconded and passed unanimously.

## **CONTINUING EDUCATION COURSE APPLICATIONS**

Ms. Teisinger summarized the continuing education review process and informed the members that Ms. Robinson would be working on streamlining the process. There was discussion regarding confusion related to the instructor qualifications. Ms. Robinson indicated she would clarify the language in CE Broker, the website and look revising the instructions on the application.

Ms. Teisinger appointed Ms. Veon and Ms. Brown to serve on the CE Review Committee.

### **Tab 6 - Consultants for the Future – Forgiveness as a Step to Forgiveness - #20-461682**

The applicant was not present or represented by counsel. The course was placed on the agenda for review of the instructor qualifications.

**Action Taken:** After discussion, Dr. Vega moved to approve the application. Ms. Veon seconded the motion, which passed unanimously.

### **Tab 7 - First Alternatives – Pain Management with Biofeedback Electro-Stimulation Therapy – #20-366221**

Mike Legel, CEO was present without counsel. The course was placed on the agenda for review of the instructor qualifications.

**Action Taken:** After discussion, Ms. Veon moved to approve the application. Ms. Rezmer seconded the motion, which passed unanimously.

### **Tab 8 - Florida School of Holistic Living – Cranial Sacral - #20-49090**

The applicant was not present or represented by counsel. The course was placed on the agenda for review of the instructor qualifications.

**Action Taken:** After discussion, Ms. Rezmer moved to deny the application based on lack of documented experience in cranial sacral techniques. Ms. Veon seconded the motion, which passed unanimously.

### **Tab 9 - Florida School of Holistic Living – Making Your Own Natural Skin Care Products: A Four part Series - #20-479496**

The applicant was not present or represented by counsel. The course was placed on the agenda for review of the instructor qualifications.

**Action Taken:** After discussion, Ms. Veon moved to deny the application based on lack of documented experience in the appropriate techniques. Dr. Vega seconded the motion, which passed unanimously.

**Tab 10 - Florida School of Holistic Living – Reflexology - #20-490898**

The applicant was not present or represented by counsel. The course was placed on the agenda for review of the instructor qualifications.

**Action Taken:** After discussion, Ms. Veon moved to approve the application. Dr. Vega seconded the motion, which passed unanimously.

**Tab 11 - Health Freedom – Health 4 Life - #20-479158**

The applicant was not present or represented by counsel. The course was placed on the agenda for review of the 5 hour home study limit. During discussion, it was determined that the Board had no rule in place that limited a home study course to 5 hours.

**Action Taken:** After discussion, Dr. Vega moved to approve the application. Ms. Veon seconded the motion, which passed unanimously.

Ms. Guillemette advised the Board they could open the rule for development if they wanted to place a limit on home study hours. Dr. Vega moved to open 64B1-7.001(5), FAC for development. Ms. Rezmer seconded the motion, which failed 2/2.

**Tab 12 - Options for Wellness – The Importance of the Spleen Meridian - #20-492798**

The applicant was not present or represented by counsel. The course was placed on the agenda for review of the 5 hour home study limit. During discussion, it was determined that the Board had no rule in place that limited a home study course to 5 hours.

**Action Taken:** After discussion, Ms. Rezmer moved to approve the application. The motion was seconded and passed unanimously.

**Tab 13 - People’s Organization of Community Acupuncture – Distal Points Combinations - #20-476649**

The applicant was not present or represented by counsel. The course was placed on the agenda for review of the instructor qualifications.

**Action Taken:** After discussion, Dr. Vega moved to deny the application based on lack of documented experience. Ms. Rezmer seconded the motion, which passed unanimously.

**Tab 14 - Pro D Seminars – Foundations of German Auricular Acupuncture: Level 1; Module 1 - #20-485934**

**Tab 15 - Pro D Seminars – Foundations of German Auricular Acupuncture: Level 1; Module 2 - #20-485940**

**Tab 16 - Pro D Seminars – Foundations of German Auricular Acupuncture: Level 1; Module 3 - #20-485942**

**Tab 17 - Pro D Seminars – Foundations of German Auricular Acupuncture: Level 1; Module 4 - #20-485944**

**Tab 18 - Pro D Seminars – Foundations of German Auricular Acupuncture: Level 1; Module 5 - #20-485946**

**Tab 19 - Pro D Seminars – Foundations of German Auricular Acupuncture: Level 1; Module 6 - #20-485948**

**Tab 20 - Pro D Seminars – Foundations of German Auricular Acupuncture: Level 1; Module 7 - #20-485950**

The Board discussed and voted on Tabs 14-20 as a whole. The applicant was not present or represented by counsel. These courses were placed on the agenda for review of the instructor qualifications.

**Action Taken:** After discussion, a motion was made to deny the courses. The motion was seconded and passed unanimously.

**Tab 21 - Pro D Seminars – Insulin Resistance (IR) and its Impact on Inflammation, Hormonal Imbalances and Degenerative Diseases - #20-472327**

The applicant was not present or represented by counsel. The course was placed on the agenda for review of the 5 hour home study limit. During discussion, it was determined that the Board had no rule in place that limited a home study course to 5 hours.

**Action Taken:** Dr. Vega moved to approve the course. The motion was seconded and passed unanimously.

**Tab 22 - Sear-Enity Natural Medicine – Understanding and Treating Breast Cancer Patient: Integration on All Levels - #20-490046**

Amy Sear, President was present without counsel. The course was placed on the agenda for review of the 5 hour home study limit. During discussion, it was determined that the Board had no rule in place that limited a home study course to 5 hours.

**Action Taken:** Ms. Veon moved to approve the course. Ms. Teisinger seconded, which passed with Dr. Vega opposed.

**Tab 23 - The Therapeutic Alternative – Ortho-Bionomy: Self Care with Lymphatic Skin Brushing Technique - #20-495044**

The applicant was not present or represented by counsel. The course was placed on the agenda for review of the instructor qualifications.

**Action Taken:** After discussion, a motion was made to approve the course. The motion was seconded and passed unanimously.

**Tab 30 - Pro D Seminars – Foundations In Neuro-Meridian Integrative Acupuncture Part 1 - #20-485934**

The applicant was not present or represented by counsel. The course was placed on the agenda for review of the instructor qualifications.

**Action Taken:** After discussion, Ms. Rezmer moved to deny the course. Dr. Vega seconded the motion, which passed unanimously.

## **PETITION FOR VARIANCE OR WAIVER**

### **Tab 27 - Jay Xue Chang – Petition for Variance or Waiver from Rule 64B1-4.0011, FAC**

The applicant was not present or represented by counsel. The petition was requesting the Board waive the requirement of an official transcript for licensure.

**Action Taken:** After discussion, Ms. Veon moved to grant the petition. Ms. Rezmer seconded the motion, which passed unanimously. Dr. Vega moved to approve the application for licensure. Ms. Veon seconded the motion, which passed unanimously.

## **REVIEW AND APPROVAL OF MINUTES**

There were no minutes provided to act on.

## **GENERAL BUSINESS / CORRESPONDENCE**

### **Tab 28 - Ratification of Licensure**

**Action Taken:** Ms. Rezmer moved to approve the list as presented. Dr. Vega seconded the motion, which passed unanimously.

### **Tab 29 - Ratification of Continuing Education Courses**

**Action Taken:** Ms. Rezmer moved to approve the list as presented. Dr. Vega seconded the motion, which passed unanimously.

### **Tab 24 - Discussion Regarding Electronic Medical Records**

Ms. Teisinger explained she wanted this issue placed on the agenda to in the event the Board ever needed to act on this issue. Lynn Thames with FSOMA spoke about the Federal requirements related to EMRs. The Board took no action at this time.

### **No Tab - Discussion Regarding the Florida Doctoral Educational Program, DAOM**

Ms. Teisinger asked for clarification regarding obtaining CE credit for education programs (college, university, etc.) taken after issuance of a license.

**Action Taken:** After discussion, Ms. Teisinger moved to open Rule 64B1-9.007, FAC for development. Dr. Vega seconded the motion, which passed unanimously. Ms. Guillemette indicated she would bring draft language to the next meeting.

### **No Tab – Discussion regarding visiting acupuncturists demonstrating techniques during CE courses**

There was discussion as to whether or not an instructor of a CE course demonstrating needle techniques was required to hold a Florida Acupuncturist license. Ms. Guillemette indicated she would research this issue and bring back an answer at the next meeting.

## **REPORTS**

**Board Chair Report – Kathy Teisinger, AP**

No report.

**Executive Director Report – Christy Robinson**

No report.

**Board Counsel Report – Diane Guillemette, Esq.**

**Tab 25 - JAPC Letter- Rules 64B1-2.0015, 64B1-2.005, 64B1-2.014, 64B1-2.015, 64B1-2.016 & 64B1-2.018, FAC**

Ms. Guillemette provided an overview of the letters received from JAPC and her proposed response. There was discussion about the draft changes to the exam fee rule. Ms. Guillemette indicated she would research that rule further and change the response if appropriate.

**Action Taken:** Ms. Teisinger moved to approve the draft response with the potential change. Ms. Rezmer seconded the motion, which passed unanimously.

**No Tab - Annual Regulatory Plan**

Ms. Guillemette explained this item was not due until September and would be placed on the next agenda.

**No Tab - Consideration of Rules Review**

Ms. Guillemette provided an overview of the rules review project and asked that the Board delegate review of the project to the Chair.

**Action Taken:** There was a motion to delegate approval of the rules review to the Chair. The motion was seconded and passed unanimously.

**Board Liaison Reports:**

**Application (Exam and Endorsement) – Katherine Teisinger and Vacant**

No report.

**Budget – Greg Gunter**

**Tab 26 - Expenditures by Function for Period Ending December 31, 2014**

Informational item.

**Community Relations – Barbara Rezmer**

No report.

**Consumer Protection – Barbara Rezmer**

No report.

**Continuing Education – Vacant**

No report.

**Legislative & Rules – Vacant**

No report.

**Unlicensed Activity – Vacant**

No report.

**Healthy Weight Liaison – Katherine Teisinger**

No report.

**OLD BUSINESS**

None.

**NEW BUSINESS**

None.

**There being no further business the meeting adjourned at 12:35 pm.**

DRAFT