

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

NEWSLETTER

**November 1, 2013**

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The Newsletter is now comprised of two sections: (1) The first section contains 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 October 1, 2013 -October 31, 2013. (2) The second section contains a listing of citations finalized from October 1, 2013 - October 31, 2013.

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**PHYSICIANS/SURGEONS**

**\*BAIRD, Ronald L., DO**

License Nos. 322409-1204/8904

Docket No. 2013-463

Provo, Utah

Cause of Action:

Respondent had previously surrendered his licenses in February 2010 in Case No. DOPL-2010-52.

Order:

Licenses to practice as an osteopathic physician/surgeon and to administer and prescribe controlled substances were issued to Respondent. Said licenses were placed on probation for five years with conditions and restrictions.

Date:

October 25, 2013

**\*PICKENS, James Eliot, MD**

License Nos. 150617-1205/8905

Docket No. 2010-90

Sandy, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct with respect to controlled substance violations in July 2009.

Order:

Respondent's license to practice as a physician/surgeon was suspended effective the date of the Order until conditions outlined in this Order have been completed by Respondent.

Date:

October 16, 2013

**DENTISTS/DENTAL HYGIENISTS**

None in October 2013

**ADVANCED PRACTICE NURSES**

**\*BOYER, Ben Peter**

License Nos. 5110052-4405/8900

Docket No. 2013-443

Logan, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct with respect to storage and dispensing of controlled substances at his place of employment from February 2009 through February 2012. Respondent is not licensed to dispense controlled substances or legend drugs in Utah.

Order:

Respondent was given a public reprimand for the above conduct. Respondent was also ordered to cease and desist from engaging in the conduct identified above.

Date:

October 16, 2013

ADVANCED PRACTICE NURSES - continued

**\*HANCOCK, Marc Charles**

License Nos. 4938158-4405/8900

Docket No. OSC-2011-162

Salt Lake City, Utah

Cause of Action:

Respondent failed to comply with probationary conditions which existed on his licenses.

Order:

Respondent's licenses to practice as an advanced practice registered nurse and to administer and prescribe controlled substances were revoked effective the date of the Order. Respondent may not reapply for a nursing license for a period of three years.

Date:

October 15, 2013

**REGISTERED NURSES**

**\*DAVIS, Rebecca Elizabeth**

License No. 276284-3102

Docket No. OSC-2009-61

Ogden, Utah

Cause of Action:

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

Order:

Respondent's license to practice as a registered nurse was suspended for six months effective the date of the Order. Following the period of suspension, said license will be returned to the existing probationary period and conditions and restrictions.

Date:

October 16, 2013

**\*GOWANS, Ian Thomas**

License No. 7161323-3102

Docket No. OSC-2012-28

Orem, Utah

Cause of Action:

Respondent failed to comply with probationary conditions which exist on his license. The probationary period that presently exists on Respondent's license to practice as a registered nurse is extended for one additional year.

Order:

October 2, 2013

Date:

**\*HALL, Dusti Jo**

License No. 320098-3102

docket No. 2013-266

Herriman, Utah

Cause of Action:

Respondent engaged in unlawful conduct that bears a reasonable relationship on her ability to safely and/or competently practice 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 is suspended until conditions outlined in the Order are successfully completed. Following the period of suspension, said license will be placed on probation for five years with conditions and restrictions.

Date:

October 28, 2013

**\*HAMBLIN, Elet**

License No. 4923683-3102

Docket No. 2013-479

Layton, Utah

Cause of Action:

Respondent engaged in unprofessional conduct when she took quantities of an over the counter drug from her hospital employer's stock for her own use without authorization.

Order:

Respondent was given a public reprimand for the conduct described above. Respondent was also ordered to pay a \$500 fine of which \$400 is suspended. The remaining \$100 fine is due within 90 days.

Date:

October 29, 2013

REGISTERED NURSES - continued

**\*HAZLETON, Lyon Tige**

License No. 276993-3102

Docket No. 2013-26

St. George, Utah

Amended Order:

The probationary condition restricting Respondent's practice to duties and surroundings that do not allow Respondent access to, or require Respondent to account for controlled substances was terminated.

Date:

October 3, 2013

**\*JORDAN, William David**

License No. 378465-3102

Docket No. 2013-348

Uintah, Utah

Cause of Action:

Respondent has engaged in unprofessional conduct that disqualifies him from licensure as a registered nurse in Utah.

Order:

Respondent's license to practice as a registered nurse was revoked effective the date of the Order. Respondent may not submit an application for licensure as a nurse in Utah while Respondent's May 21, 2013 matter remains on his record.

Date:

October 15, 2013

**\*MANGELSON, Angie**

License No. 4739066-3102

Docket No. 2013-415

Nephi, Utah

Cause of Action:

Respondent admitted she has a continuing substance abuse problem.

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:

October 1, 2013

**\*MURDOCK, Monica Ann**

License No. 348275-3102

Docket No. OSC-2012-324

Riverton, Utah

Cause of Action:

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

Order:

The current probationary period that exists on her license to practice as a registered nurse is extended by an additional three years with an additional restriction.

Respondent was also ordered to pay a \$1,000 fine within 90 days.

Date:

October 29, 2013

**\*TRUMP, Sandra**

License No. 277315-3102

Docket No. 2013-477

Woods Cross, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct when she called in fraudulent prescriptions for a controlled substance to a Utah pharmacy using the name of her physician employer as the prescribing practitioner. Respondent picked up each prescription from the pharmacy and used the medications herself.

Order:

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

Date:

October 29, 2013

## LICENSED PRACTICAL NURSES

None in October 2013

## PHARMACISTS/PHARMACIES/OTHER PHARMACY CLASSIFICATIONS

### **\*ABRAMS, David B.**

Pharmacist

License Nos. 288275-1701/8911

Docket No. 2011-164

Lehi, Utah

Reinstatement Order:

The probation on Respondent's licenses to practice as a pharmacist and to dispense controlled substances will be terminated effective October 31, 2013 and said licenses will be reinstated with full privileges.

Date:

October 15, 2013

### **\*DAY'S PHARMACY**

Class A pharmacy

License Nos. 355445-1703/8913

Docket No. 2013-476

Heber City, Utah

Cause of Action:

Respondent engaged in unprofessional conduct when pharmacy violations were noted during an August 2013 inspection.

Order:

Respondent's licenses to practice as a Class A pharmacy and to dispense controlled substances were revoked with a stay of enforcement on the revocation. Said licenses were placed on probation for three years with conditions and restrictions.

Respondent was also ordered to pay a \$10,000 fine of which \$5,000 was suspended. The remaining \$5,000 is due within 90 days. Respondent was also ordered to cease and desist from engaging in the unprofessional conduct identified in the Order.

Date:

October 29, 2013

### **\*OREM FAMILY PHARMACY**

Class A pharmacy

License Nos. 7686605-1703/8913

Docket No. 2013-475

Orem, Utah

Cause of Action:

Respondent engaged in unprofessional conduct when pharmacy violations were noted during a March 2013 inspection.

Order:

Respondent's licenses to practice as a Class A pharmacy and to dispense controlled substances were revoked with a stay of enforcement on the revocation. Said licenses were placed on probation for three years with conditions and restrictions.

Respondent was also ordered to pay a \$1,000 fine of which \$500 was suspended. The remaining \$500 is due within 90 days. Respondent was also ordered to cease and desist from engaging in the unprofessional conduct identified in the Order.

Date:

October 29, 2013

PHARMACISTS/PHARMACIES/OTHER PHARMACY CLASSIFICATIONS - continued

**\*ROY WINEGARS PHARMACY**

Class A pharmacy

License Nos. 327388-1703/8913

Docket No. 2013-425

Roy, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct as a result of violations found during a July 2013 random inspection.

Order:

Respondent's licenses to practice as a Class A pharmacy and as a dispensary of controlled substances were revoked with a stay of enforcement on the revocation. Said licenses were placed on probation for five years with conditions and restrictions. Respondent was also ordered to cease and desist from engaging in the unprofessional conduct identified in the Stipulation/Order. Respondent was also ordered to pay a \$50,000 fine of which \$35,000 is suspended. The remaining \$15,000 fine was ordered to be paid within 90 days.

Date:

October 8, 2013

**\*THOMAS, Lloyd J.**

Pharmacist

License Nos. 139178-1701/8911

Docket No. 2013-426

Roy, Utah

Cause of Action:

Respondent's pharmacy, Roy Winegars Pharmacy, in which Respondent is the pharmacist-in-charge and president, engaged in unprofessional and unlawful conduct as a result of violations found during a July 2013 random inspection.

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 were placed on probation for five years with conditions and restrictions. Respondent was also ordered to pay a \$5,000 fine within 30 days.

Date:

October 8, 2013

**\*WHITING, Tiffany Dawn**

License Nos. 7343178-1701/8911

Docket No. DOPL-OSC-2013-106

American Fork, Utah

Cause of Action:

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

Order:

Respondent voluntarily surrendered her license to practice as a pharmacist and to dispense controlled substances. Respondent may not reapply for a pharmacist license for a period of five years.

Date:

October 17, 2013

**MENTAL HEALTH PROFESSIONS**

**\*GARRETT, Michael Allen**

Certified Substance Use Disorder Counselor

License No. 7799541-6005

Docket No. OSC-2012-448

Sandy, Utah

Cause of Action:

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

Order:

Respondent's license to practice as a certified substance use disorder counselor was revoked effective the date of the Order.

Date:

October 29, 2013

MENTAL HEALTH PROFESSIONS - continued

**\*HOOD, Gregory Lee**

Associate Clinical Mental Health Counselor Extern

License No. 7705612-6010

Docket No. DOPL-OSC-2011-344

Moab, Utah

Cause of Action:

Respondent has failed to comply with probationary conditions that exist on his license and Respondent misrepresented himself as a "LPC" - licensed professional counselor.

Order:

Respondent shall continue to be subject o the probationary conditions and restrictions identified in the October 2011 Order in Case No. DOPL-2011-344 and as amended by this Order. The probationary period was extended for an additional 18 months. Respondent was also ordered to pay a \$500 fine by February 1, 2014.

Date:

October 18, 2013

**\*MEADE, Gerard Joseph**

Licensed Clinical Social Worker

License No. 8047490-3501

Docket No. 2013-429

Salt Lake City, Utah

Cause of Action:

Respondent engaged in unprofessional conduct when he engaged in an inappropriate intimate relationship with a patient.

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 five years with conditions and restrictions.

Date:

October 8, 2013

**\*NUTTALL, Charles Ty**

Licensed Clinical Social Worker

License No. 141194-3501

Docket No. 2013-436

Salt Lake City, Utah

Cause of Action:

Respondent has engaged in unprofessional conduct due to a history of alcohol use.

Order:

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

Date:

October 8, 2013

**CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS**

**\*ALL DECKED OUT INC.**

License No. 4968666-5501

Docket No. 2013-454

Riverton, Utah

Cause of Action:

Respondent has failed to maintain financial responsibility due to delinquent amounts. Respondent also misrepresented on its 2011 renewal application that all judgments/tax liens had been paid.

Order:

Respondent was ordered to pay a \$500 fine within 30 days.

Date:

October 30, 2013

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

**\*BATY, Danny Lee**

Apprentice Plumber

License No. 8440496-5509

Docket No. OSC-2013-4

St. George, Utah

Cause of Action:

Respondent failed to comply with probationary conditions that existed on his license. Respondent's license to practice as an apprentice plumber was revoked effective the date of the Order.

Order:

Date:

October 30, 2013

**\*BRAD WILSON CONSTRUCTION INC.**

License No. 5070880-5501

Docket No. 2013-472

Eagle Mountain, Utah

Cause of Action:

Respondent engaged in unlawful and unprofessional conduct with regards to financial responsibility.

Order:

Respondent was ordered to pay a \$500 fine within 30 days.

Date:

October 30, 2013

**\*BRADFORD, Trevor Leon**

Apprentice Electrician

License No. 8006102-5505

Docket No. 2011-272

Spanish Fork, 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:

October 30, 2013

**\*BRATT INC**

License No. 344982-5501

Docket No. 2013-353

Pleasant Grove, 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.

Date:

October 30, 2013

**\*CHANSARE INC.**

License No. 713304-5501

Docket No. 2011-206

Tremonton, 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:

October 30, 2013

**\*CHRISTENSEN, Jordan Chappel**

Apprentice Electrician

License No. 8796411-5505

Docket No. 2013-457

Spanish Fork, 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:

October 30, 2013

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

**\*CREATIVE POSSIBILITIES LLC**

License No. 5353227-5501

Docket No. 2004-36

Wanship, Utah

Reinstatement Order:

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

Date:

October 30, 2013

**\*DRAPER, Nick D.**

Apprentice Plumber

License No. 4910270-5509

Docket No. OSC-2013-136

Fruit Heights, Utah

Cause of Action:

Respondent failed to comply with probationary conditions that existed on his license. Respondent's license to practice as an apprentice plumber was revoked effective the date of the Order.

Order:

Date:

October 30, 2013

**\*ELEVATIONS LLC**

License No. 8066145-5501

Docket No. 2013-390

Orem, Utah

Cause of Action:

Respondent has 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:

October 30, 2013

**\*EUROPEAN MARBLE & GRANITE LLC**

License No. 8771332-5501

Docket No. 2013-455

Salt Lake City, Utah

Cause of Action:

Respondent engaged in unlawful conduct when it unlawfully used the contractor license of a predecessor company and also when it hired unlicensed individuals or companies to perform construction activities.

Order:

Respondent was ordered to pay a \$1,300 fine. A license to practice as a contractor was issued to Respondent and said license was placed on probation for three years with conditions.

Date:

October 30, 2013

**\*FIFIELD, Jeremy**

Apprentice Electrician

License No. 7309579-5505

Docket No. 2009-144

Brigham City, 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:

October 30, 2013

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

**\*GKKWORKS CONSTRUCTION SERVICES, A CALIFORNIA CORPORATION**

License No. 7695943-5501

Docket No. 2013-383

Irvine, California

Cause of Action:

Respondent failed to replace its qualifier.

Order:

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

Date:

October 30, 2013

**\*HERBURG, Tylor J.**

Apprentice Plumber

License No. 5937805-5509

Docket No. 2013-442

Salt Lake City, Utah

Cause of Action:

Respondent engaged in unprofessional conduct due to a long history of alcohol or substance abuse.

Order:

A license to practice as an apprentice plumber was issued and said license was revoked with a stay of enforcement on the revocation. Said license was placed on probation for two years with conditions.

Date:

October 30, 2013

**\*IRONWOOD CUSTOM BUILDERS INC.**

License No. 7015920-5501

Docket No. 2013-417

Salt Lake City, Utah

Cause of Action:

Respondent engaged in unlawful and unprofessional conduct since Respondent's qualifier has not exercised material authority over the conduct of the business as required by Utah statute. Respondent also made a misrepresentation on its September 2011 renewal form regarding the qualifier.

Order:

Respondent was ordered to pay a \$500 fine within 30 days. Respondent's license to practice as a contractor was placed on probation for two years with conditions.

Date:

October 30, 2013

**\*J B DRYWALL INC.**

License No. 5346508-5501

Docket No. 2013-416

Providence, Utah

Cause of Action:

Respondent hired two unlicensed contractors to engage in construction activities.

Order:

Respondent was ordered to pay a \$800 fine within 30 days. Respondent was also ordered to cease and desist from hiring unlicensed contractors to engage in construction activities.

Date:

October 30, 2013

**\*JUSTIN HIGLEY CONSTRUCTION INC.**

License No. 6192907-5501

Docket No. 2012-97

Hooper, 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:

October 30, 2013

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

**\*LEADING EDGE ELECTRIC LLC**

License No. 6785862-5501

Docket No. OSC-2010-29

South Jordan, Utah

Cause of Action:

Respondent failed to comply with probationary conditions that exist on its license and also has 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:

October 30, 2013

**\*LOWELL A. DRAPER**

License No. 8800486-5501

Docket No. 2013-439

Manti, Utah

Cause of Action:

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

Order:

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

Date:

October 30, 2013

**\*L.T. BLANCH WOODWORKING CORP**

License No. 365057-5501

Docket No. OSC-2012-115

Ogden, Utah

Cause of Action:

Respondent failed to comply with probationary conditions that exist on its license and also has failed to demonstrate and maintain financial responsibility

Order:

Respondent was given a public reprimand and ordered to continue on probation subject to the March 28 2012 Stipulation and Order

Date:

October 30, 2013

**\*MOUNTAIN HARDWOODS INC.**

License No. 312907-5501

Docket No. 2013-388

Draper, Utah

Cause of Action:

Respondent failed to replace its qualifier.

Order:

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

Date:

October 30, 2013

**\*NAU PAYLESS CONCRETE & LANDSCAPING LLC**

License No. 252210-5501

Docket No. 2013-378

Spanish Fork, Utah

Cause of Action:

Respondent has failed to maintain and demonstrate financial responsibility.

Order:

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

Date:

October 30, 2013

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

**\*NAY, Craig Kirk**

Apprentice Plumber

License No. 269159-5509

Docket No. OSC-2012-534

Delta, Utah

Cause of Action:

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

Order:

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

Date:

October 30, 2013

**\*PAT GORMAN**

License No. 7025672-5501

Docket No. 2013-481

West Jordan, Utah

Cause of Action:

Respondent was disciplined by the Nevada State Contractors Board in July 2013.

Order:

Respondent's license to practice as a contractor was placed on probation for two years and three months with conditions.

Date:

October 30, 2013

**\*PEARCE, Steven Cord**

Apprentice Electrician

License No. 8515481-5505

Docket No. OSC-2013-29

Paradise, Utah

Cause of Action:

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

Order:

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

Date:

October 30, 2013

**\*POWELL, Christopher James**

Apprentice Electrician

License No. 8255886-5505

Docket No. OSC-2012-230

Price, Utah

Cause of Action:

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

Order:

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

Date:

October 30, 2013

**\*PREMIUM SIDING/JEFF ALLEN DAVIS**

License No. 252437-5501

Docket No. 2013-44

Provo, Utah

Cause of Action:

Respondent has 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:

October 30, 2013

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

**\*PRIME EXCAVATING INC.**

License No. 6255999-5501

Docket No. 2013-462

St. George, Utah

Cause of Action:

Respondent has failed to maintain and demonstrate financial responsibility and made a misrepresentation on its 2011 renewal application regarding bankruptcies.

Order:

Respondent was ordered to pay a \$500 fine within 30 days.

Date:

October 30, 2013

**\*PROPERTY RESOURCES SOLUTIONS INC.**

License No. 8272129-5501

Docket No. 2013-384

Provo, Utah

Cause of Action:

Respondent failed to replace its qualifier.

Order:

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

Date:

October 30, 2013

**\*R & B EXTERIORS INC**

License No. 7381568-5501

Docket No. 2013-474

Grantsville, Utah

Cause of Action:

Respondent issued a form 1099 to an unlicensed contractor in 2012 for construction labor.

Order:

Respondent was ordered to pay an \$800 fine within 30 days. Respondent was also ordered to cease and desist from hiring unlicensed persons to engage in construction activities.

Date:

October 30, 2013

**\*SALT CREEK ORNAMENTAL IRON LLC**

License No. 6078985-5501

Docket No. 2013-424

Nephi, Utah

Cause of Action:

Respondent's former qualifier had failed to maintain financial responsibility. Respondent also misrepresented on a renewal application that all judgments were paid and bankruptcies reported to the Division.

Order:

Respondent was ordered to pay a \$500 fine within 90 days.

Date:

October 30, 2013

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

**\*SIERRA PROPERTIES LLC**

License No. 251241-5501

Docket No. 2013-380

Provo, Utah

Cause of Action:

Respondent failed to replace its qualifier.

Order:

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

Date:

October 30, 2013

**\*SPRAYWELL INC.**

License No. 338467-5501

Docket No. 2013-253

Salt Lake City, Utah

Cause of Action:

Respondent has failed to maintain financial responsibility due to delinquent amounts. Respondent also misrepresented on its 2011 renewal application that all judgments/tax liens had been paid.

Order:

Respondent was ordered to pay a \$500 fine which was paid on July 18, 2013. Respondent's license to practice as a contractor was placed on probation for six years with conditions.

Date:

October 30, 2013

**\*SUN CITY GLASS LLC**

License No. 6490224-5501

Docket No. 2013-480

St. George, Utah

Cause of Action:

Respondent has failed to maintain and demonstrate financial responsibility and made a misrepresentation on its 2011 renewal application regarding tax liens.

Order:

Respondent was ordered to pay a \$500 fine. Respondent's license to practice as a contractor was placed on probation for four years with conditions.

Date:

October 30, 2013

**\*UUCON**

License No. 6280156-5551

Docket No. 2013-382

Tooele, Utah

Cause of Action:

Respondent failed to replace its qualifier.

Order:

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

Date:

October 30, 2013

**OTHER REGULATED PROFESSIONS**

**\*BAKER, Mark Lee, DC**

Chiropractic Physician

License No. 277512-1202

Docket No. 2013-460

Clearfield, Utah

Cause of Action:

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

Order:

Respondent voluntarily surrendered his license to practice as a chiropractic physician. Respondent may not reapply for licensure as a chiropractic physician for a period of two years.

Date:

October 23, 2013

OTHER REGULATED PROFESSIONS - continued

**\*BANELLIS, Sondra Barnett**

Cosmetologist/Barber

License No. 6751389-1101

Docket No. 2013-478

Salt Lake City, Utah

Cause of Action:

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

Memorandum of Understanding and Order:

Respondent's license to practice as a cosmetologist/barber was renewed and said license was placed on probation for three years with conditions and restrictions.

Date:

October 29, 2013

**\*BIRCH, Derek Wayne, DC**

Chiropractic Physician

License No. 4865482-1202

Docket No. 2008-151

Lehi, Utah

Reinstatement Order:

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

Date:

October 24, 2013

**\*COPFER, Torrey Jay**

Professional Geologist

License No. 6274549-2250

Docket No. OSC-2010-315

Alpine, Utah

Cause of Action:

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

Order:

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

Date:

October 22, 2013

**\*FLOYD, Brittany**

Cosmetologist/Barber

License No. 7853630-1101

Docket No. 2013-441

Millville, Utah

Cause of Action:

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

Memorandum of Understanding and Order:

Respondent's license to practice as a cosmetologist/barber was renewed and said license was placed on probation for three years with conditions and restrictions.

Date:

October 15, 2013

**\*GIERHART, Joseph Thomas**

Barber

License No. 8760864-1115

Docket No. 2013-444

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 barber was issued to Respondent and said license was placed on probation for two years with conditions and restrictions.

Date:

October 16, 2013

OTHER REGULATED PROFESSIONS - continued

**\*GILES, Dana Lynn**

Cosmetologist/Barber  
License No. 6858137-1101  
Docket No. 2013-428  
Bountiful, Utah

Cause of Action: Respondent engaged in unprofessional conduct since the last renewal of her license.  
Memorandum of Understanding and Order: Respondent's license to practice as a cosmetologist/barber was renewed and said license was placed on probation for three years with conditions and restrictions.  
Date: October 8, 2013

**\*GUBLER, Troy Cal**

Physical Therapist  
License No. 270523-2401  
Docket No. 2013-427  
Hurricane, Utah

Cause of Action: Respondent engaged in unprofessional conduct when he signed medical records indicating that he alone provided home health physical therapy services to two clients when in fact his physical therapy assistant also provided the services.  
Order: Respondent was given a public reprimand for the above conduct and also ordered to complete a three hour course focusing on ethics within six months.  
Date: October 8, 2013

**\*GRACEY, Nathan J.**

Physician Assistant  
License Nos. 7029019-1206/8906  
Docket No. 2013-456  
Garden City, Utah

Cause of Action: Respondent engaged in unprofessional and unlawful conduct with respect to storage and dispensing of controlled substances at his former place of employment and failed to keep accurate medication records. Respondent is not licensed to dispense controlled substances or legend drugs in Utah.  
Order: Respondent was given a public reprimand for the above conduct. Respondent was also ordered to cease and desist from engaging in the conduct identified above.  
Date: October 22, 2013

**\*HANCOCK, Mandy**

Cosmetologist/barber  
License No. 4821504-1101  
Docket No. 2013-448  
Draper, Utah

Cause of Action: Respondent engaged in unprofessional conduct since the last renewal of her license.  
Memorandum of Understanding and Order: Respondent's license to practice as a cosmetologist/barber was renewed and said license was placed on probation for two years with conditions and restrictions.  
Date: October 17, 2013

**\*HARMAN, Shawn A.**

Unarmed private security officer  
License No. 5610224-6303  
Docket No. OSC-2012-297  
Midvale, Utah

Cause of Action: Respondent failed to comply with probationary conditions that exist on his license.  
Order: Respondent's license to practice as an unarmed private security officer was revoked effective the date of the Order. Respondent may not reapply for a security guard license for a period of one year.  
Date: October 22, 2013

OTHER REGULATED PROFESSIONS - continued

**\*JEWKES, Daniel B.**

Burglar Alarm Company Agent

License No. 8236313-6502

Docket No. OSC-2012-259

South Jordan, Utah

Cause of Action:

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

Order:

Respondent's license to practice as a burglar alarm company agent was revoked effective the date of the Order. Respondent may not reapply for licensure as a burglar alarm company agent for a period of five years.

Date:

October 30, 2013

**\*JOHNSON, Janeil**

Esthetician

License No. 8585633-1108

Docket No. 2013-445

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 esthetician was issued to Respondent and said license was placed on probation for four years with conditions and restrictions.

Date:

October 16, 2013

**\*PLATT, David H.**

Professional Structural Engineer

License No. 5049018-2203

Docket No. 2013-482

Salt Lake City, Utah

Cause of Action:

Respondent was first licensed to practice as a professional structural engineer under the grandfather provision in June 2008. Respondent took and failed the Structural Engineer Exam in October 2011 and April 2012.

Order:

Respondent voluntarily surrendered his license to practice as a professional structural engineer. A license to practice as a professional engineer was to be reissued to Respondent. Respondent may not reapply for licensure as a professional structural engineer for a period of one year and completion of conditions outlined in the Order.

Date:

October 29, 2013

**\*PONTIOUS, David Eric**

Physician Assistant

License Nos. 360484-1206/8906

Docket No. 2010-436

Alpine, Utah

Reinstatement Order:

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

Date:

October 30, 2013

OTHER REGULATED PROFESSIONS - continued

**\*RAYNER, Hansel Mark**

Physician Assistant

License Nos. 6814504-1206/8906

Docket No. 2013-437

South Jordan, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct in his practice as a physician assistant.

Order:

Respondent's licenses to practice as a physician assistant and to administer and prescribe controlled substances were revoked with a stay of enforcement on the revocation. Both licenses were placed on probation for three years with conditions.

Date:

October 8, 2013

**\*STOKES, Harold Q., DC**

Chiropractic Physician

License No. 174211-1202

Docket No. 2013-453

Riverton, Utah

Cause of Action:

Respondent engaged in unprofessional conduct when he engaged in a sexual relationship with a female patient between 2005 and 2007.

Order:

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

Date:

October 17, 2013

**NOTE: The Division has an "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.**

**If you need assistance with copies of citations, please contact Kim or Carol as shown below**

This newsletter is 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.

**Finalized Citations for October 1, 2013 - October 31, 2013**

PROFESSION_NAME	PARTICIPANT_NAME	LICENSE_NO	VIOLATION	CITATION_NO	DATE_ISSUED	STATUS	AMOUNT	DATE_PAID
Contractor	AES Electric, Inc.	5709441-5501	Unauthorized Practice	27684	10/23/2013	Fine Assessed - Paid	500	10/24/2013
Contractor	Baseco	UNLICENSED	Unauthorized Practice	26551	09/24/2013	Fine Assessed - Paid	500	10/03/2013
Contractor	Baseco Inc	UNLICENSED	Unauthorized Practice	26553	09/27/2013	Fine Assessed - Paid	1000	10/03/2013
Contractor	Basin I & E Inc	7900056-5501	Unauthorized Practice	27689	10/23/2013	Fine Assessed - Paid	500	10/21/2013
Contractor	C N Painting	UNLICENSED	Unauthorized Practice	26559	10/01/2013	Fine Assessed - Paid		10/07/2013
Contractor	Cherry Peak Resort LLC	UNLICENSED	Aiding Unlicensed Practice	26867	10/23/2013	Fine Assessed - Paid		10/23/2013
Contractor	Chris Schiffman & Sons Painting Inc	5746797-5501	Unauthorized Practice	26541	09/03/2013	Fine Assessed - Paid	500	10/17/2013
Contractor	Custom Craft Homes LLC	8785289-5501	Unauthorized Practice	27413	10/30/2013	Fine Assessed - Paid	500	10/25/2013
Contractor	Dan R Stanley	7604533-5500	Unauthorized Practice	26564	10/08/2013	Fine Assessed - Paid	500	10/04/2013
Contractor	David Adamson	UNLICENSED	Unauthorized Practice	26861	10/04/2013	Fine Assessed - Paid		10/22/2013
Contractor	Denzel Rowland	UNLICENSED	Unauthorized Practice	26868	10/23/2013	Fine Assessed - Paid		10/24/2013
Contractor	Diamond D Landscaping Inc	371618-5501	Practice Beyond Scope of License	25871	10/23/2013	Cease and Desist Only		
Contractor	ESCO Services Inc	319175-5501	Aiding Unlicensed Practice	26267	09/24/2013	Fine Assessed - Paid	700	10/07/2013
Contractor	Jared Burgess	UNLICENSED	Unauthorized Practice	27088	10/23/2013	Fine Assessed - Paid	250	10/28/2013
Contractor	Jeffrey Young	UNLICENSED	Unauthorized Practice	25768	02/20/2013	Fine Assessed - Paid	500	10/30/2013
Contractor	Jose Chavez	UNLICENSED	Unauthorized Practice	27188	05/29/2013	Fine Assessed - Paid	1000	10/04/2013
Contractor	K Welch Construction	UNLICENSED	Aiding Unlicensed Practice	25869	10/15/2013	Cease and Desist Only		
Contractor	Kenny Paul Mangar	UNLICENSED	Unauthorized Practice	26862	10/08/2013	Cease and Desist Only		
Contractor	M K Brugger Properties LLC	7675127-5501	Aiding Unlicensed Practice	25867	10/09/2013	Cease and Desist Only		
Contractor	Morris Simpson	8721091-5500	Unauthorized Practice	27408	06/28/2013	Fine Assessed - Paid	300	10/31/2013
Contractor	PHILLIP JOHNSON	4804497-S400	Practice Beyond Scope of License	25573	02/20/2013	Fine Assessed - Paid	500	10/10/2013
Contractor	Prime Excavating, Inc	6255999-5501	Practice Beyond Scope of License	25863	10/01/2013	Fine Assessed - Paid	400	10/04/2013
Contractor	RANDALL TODD PITTMAN	UNLICENSED	Unauthorized Practice	26272	10/17/2013	Cease and Desist Only		
Contractor	RURAL HOUSING DEVELOPMENT CORPORATION	1431680-5501	Aiding Unlicensed Practice	26543	09/13/2013	Fine Assessed - Paid	800	10/07/2013
Contractor	Rich Deianni Remodeling	UNLICENSED	Unauthorized Practice	27683	10/23/2013	Fine Assessed - Paid	500	10/16/2013
Contractor	Silverado Electric LLC	7999748-5501	Aiding Unlicensed Practice	26719	06/18/2013	Fine Assessed - Paid	1500	10/08/2013
Contractor	Sione Tongamana	UNLICENSED	Unauthorized Practice	26561	10/04/2013	Fine Assessed - Paid	500	10/10/2013
Contractor	St. George Heating & Air Conditioning	UNLICENSED	Unauthorized Practice	25830	08/27/2013	Fine Assessed - Paid	300	10/04/2013
Cosmetology	Amanda Reutlinger	8350867-1109	Probation Violation	27511	09/24/2013	Fine Assessed - Paid	75	10/10/2013
Cosmetology	Carlanne Bray	UNLICENSED	Unauthorized Practice	27514	09/13/2013	Fine Assessed - Paid	200	10/29/2013
Cosmetology	Cassandra Lyne Nielson	7103457-1101	Unauthorized Practice	27471	06/18/2013	Fine Assessed - Paid	200	10/01/2013
Cosmetology	Cristina Zollinger	UNLICENSED	Unauthorized Practice	25774	03/19/2013	Fine Assessed - Paid	200	10/04/2013
Cosmetology	Deseret Desquanzon	UNLICENSED	Unauthorized Practice	25774	03/19/2013	Fine Assessed - Paid	200	10/04/2013
Cosmetology	Estefania Rivera Marquez	UNLICENSED	Unauthorized Practice	27456	09/18/2013	Fine Assessed - Paid	200	10/18/2013
Cosmetology	Fe Hafen	UNLICENSED	Unauthorized Practice	25774	03/19/2013	Fine Assessed - Paid	200	10/04/2013
Cosmetology	Maria Teresa Douglas	7797179-1112	Unauthorized Practice	26663	08/20/2013	Fine Assessed - Paid	1000	10/01/2013
Cosmetology	NEW YORKER BARBER SHOP LLC, THE	UNLICENSED	Unauthorized Practice	27464	05/21/2013	Fine Assessed - Paid	200	10/17/2013
Cosmetology	Rebecca Joy Atkinson	4914052-1101	Aiding Unlicensed Practice	27523	09/27/2013	Fine Assessed - Paid	200	10/03/2013
Cosmetology	U.S. Nails 1	UNLICENSED	Aiding Unlicensed Practice	27506	08/30/2013	Fine Assessed - Paid	400	10/08/2013
Cosmetology	Vlasia Salon	UNLICENSED	Aiding Unlicensed Practice	26912	09/18/2013	Fine Assessed - Paid	300	10/18/2013
Electrician	Chase Scott Boelter	8235037-5505	Falsification of Application	26676	10/08/2013	Fine Assessed - Paid		10/17/2013
Electrician	Dominic Jackson McKenzie	8786632-5505	Falsification of Application	26270	10/23/2013	Fine Assessed - Paid		10/31/2013
Electrician	Scott Cripps	UNLICENSED	Unauthorized Practice	26530	08/13/2013	Fine Assessed - Paid	300	10/09/2013
Electrician	Stephen Lloyd Petersen	8806219-5505	Unauthorized Practice	26973	10/01/2013	Cease and Desist Only		
Funeral Service	Serenicare	UNLICENSED	Unauthorized Practice	26951	10/02/2013	Cease and Desist Only		
Hearing Instrument	Weston Thorpe Harris	293558-4601	Unauthorized Practice	26226	03/12/2013	Fine Assessed - Paid	500	10/25/2013
Hearing Instrument	Weston Thorpe Harris	293558-4601	Unauthorized Practice	26241	04/16/2013	Fine Assessed - Paid	750	10/25/2013
Massage	Kent Lamar Maynard	7822651-4701	Unauthorized Practice	27801	08/13/2013	Fine Assessed - Paid	250	10/31/2013
Massage	Peony Massage	UNLICENSED	Unauthorized Practice	26675	10/08/2013	Fine Assessed - Paid	800	10/08/2013

**Finalized Citations for October 1, 2013 - October 31, 2013**

Nurse	Julie Hall	196911-3102	Probation Violation	27211	10/30/2013	Fine Assessed - Paid	200	10/24/2013
Nurse	Karen Lee Burton	264687-3102	Probation Violation	27215	10/30/2013	Fine Assessed - Paid	100	10/24/2013
Nurse	Katherine Lee Roach	7914260-3102	Probation Violation	27210	10/30/2013	Fine Assessed - Paid	100	10/24/2013
Nurse	Nancy Kay Myers	5379914-3102	Substance Abuse	27595	07/12/2013	Fine Assessed - Paid	200	10/08/2013
Nurse	Suzanne Drown Menatti	219058-3102	Probation Violation	27213	10/30/2013	Fine Assessed - Paid	250	10/24/2013
Osteopathic Physician	Stuart Brent Porter	288579-1204	Incompetence/Negligence	27329	10/23/2013	Cease and Desist Only		
Pharmacy	Dennis Keith Gailey	143720-1701	Pharmacy Violation	26477	08/30/2013	Fine Assessed - Paid	800	10/24/2013
Pharmacy	Harmon City Inc dba Harmons Pharmacy City Creek	8152983-1703	Pharmacy Violation	27368	06/18/2013	Fine Assessed - Paid	100	10/09/2013
Pharmacy	IHC Health Ctr Phar-Orem	350545-1703	Inspection	26486	10/23/2013	Fine Assessed - Paid	1250	10/29/2013
Pharmacy	Intermountain Taylorsville Pharmacy	131422-1703	Pharmacy Violation	27377	10/16/2013	Fine Assessed - Paid	100	10/08/2013
Pharmacy	John Wallace McMurray	137560-1701	Pharmacy Violation	26353	10/04/2013	Fine Assessed - Paid	1250	10/25/2013
Pharmacy	Smith's Pharmacy #30	124822-1703	Pharmacy Violation	26481	09/03/2013	Fine Assessed - Paid	750	10/16/2013
Physician	Jacqueline Panko	5884722-1205	Incompetence/Negligence	27240	06/18/2013	Fine Assessed - Paid	1000	10/17/2013
Physician	Roshelle Bromley	UNLICENSED	Unauthorized Practice	25835	10/09/2013	Cease and Desist Only		
Physician	Shawn Michael Brooks	5092400-1205	Unauthorized Practice	26356	07/16/2013	Fine Assessed - Paid	1000	10/09/2013
Plumber	CLARENCE DRISCOLL	4842682-5508	Falsification of Application	26677	10/23/2013	Fine Assessed - Paid	500	10/11/2013
Plumber	John D Carter	377022-5518	Unauthorized Practice	26271	10/23/2013	Fine Assessed - Paid		10/18/2013
Plumber	Tyler J Lomax	8785530-5509	Falsification of Application	27082	10/23/2013	Fine Assessed - Paid	500	10/23/2013
Security Companies & Guards	Michael Bryan Hood	8518299-6310	Probation Violation	26735	09/27/2013	Fine Assessed - Paid	25	10/21/2013