



CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

New Jersey Office of the Attorney General

Division of Consumer Affairs
New Jersey State Board of Optometrists
124 Halsey Street, 6th Floor, Newark, NJ 07102



PAULA T. DOW
Attorney General

THOMAS R. CALCAGNI
Director

New Jersey State Board of Optometrists

Regular Session Minutes

October 19, 2011

Mailing Address:
P.O. Box 45012
Newark, NJ 07101
(973) 504-6440

A regular meeting of the New Jersey State Board of Optometrists was held at 124 Halsey Street, Newark on the 6th floor on Wednesday, October 19, 2011. **Mitchell Fink, O.D., President of the Board**, announced that pursuant to the Open Public Meetings Act notice of this meeting was prepared in the office of the Board and mailed out to the Secretary of State, the Attorney General, the Star Ledger, the Record, the Press of Atlantic City, the Asbury Park Press, and the Trenton Times. The meeting was called to order at 9:10 A.M. A roll call was taken and the following attendance was recorded and a quorum was present:

CLARIBEL AZCONA-BARBER	Excused
DANIEL DESRIVIERES, O.D.	Present
GIGETTE COLLAZO HARFST, O.D.	Present
MITCHELL FINK, O.D.	Present
JOHN FLORIO, O.D.	Present
MICHAEL SIEGEL, O.D.	Present

Also present were: **CARMEN RODRIGUEZ, Deputy Attorney General; LISA AFFINITO, Executive Director**

Members of the public:

- I. **Public Comment**
- II. **Approval of Regular Session Minutes**
 - A. **September 21, 2011**

A motion was made by Dr. Harfst and seconded by Dr. Desrivieres to approve the September 21, 2011 Regular Session Minutes as amended. A vote was taken and the motion carried by a unanimous vote.

- III. **New Business**
 - A. Letter from Carolyn Moon, O.D.
RE: Reinstatement
- Continuing Education Credits

Dr. Moon informed the Board that due to her medical condition, she completed twenty of the fifty continuing education credits required for the reinstatement of her license. Dr. Moon asked the Board to consider reinstating her optometric license and allowing her to complete the remaining thirty credits after her license has been reinstated. Dr. Moon provided the Board with a letter from her treating physician concerning her medical condition.

A motion was made by Dr. Harfst and seconded Dr. Desrivieres to reinstate Dr. Moon's optometric license once the reinstatement process is completed and grant her ninety days beginning the day her license is reinstated to complete the remaining thirty continuing education credits. A vote was taken and the motion carried by a unanimous vote.

- B. Letter from Andrew Marinkovich, O.D.
RE: TPA Certification

Dr. Marinkovich inquired whether he could be considered for a therapeutic pharmaceutical agent (TPA) certification to prescribe oral and topical medications based on his educational background. Dr. Marinkovich advised the Board that he did not take the oral credentialing course for New Jersey but has a license to prescribe therapeutic pharmaceutical agents in California. Dr. Marinkovich provided the Board with a copy of the California Laws and Regulations for their review.

After the Board reviewed the California Laws and Regulations, a motion was made by Dr. Harfst and seconded by Dr. Seigel to advise Dr. Marinkovich that the coursework he completed for California is not substantially equivalent to the New Jersey credentialing course. The Board will further advise Dr. Marinkovich that he must take and pass the thirty (30) hour credentialing course in accordance with N.J.A.C. 13:38-4.3 and 4.4 in order to qualify to apply for a TPA certification to prescribe oral and topical medications. A vote was taken and the motion carried by a unanimous vote.

- C. November 16, 2011 New Jersey State Board of Optometrists meeting

A motion was made by Dr. Harfst and seconded by Dr. Desrivieres to adjourn the Board's November 16, 2011 meeting due to lack of a quorum. A vote was taken and the motion carried by a unanimous vote.

IV. Informational

- A. Signed Settlement letter - Robert E. Purnell, O.D.

The Board is in receipt of a signed Settlement letter from Robert E. Purnell, O.D. together with a check in the amount of \$500.00 for violation of N.J.S.A. 45:1-7.1(b) and (c) as he failed to renew his license within thirty days of the April 30, 2011 renewal period and he continued to practice with a suspended license (due to non-renewal) for two months. The Board considers this matter to be concluded.

B. Signed Settlement letter - Robert S. Purnell, O.D.

The Board is in receipt of a signed Settlement letter from Robert S. Purnell, O.D. together with a check in the amount of \$500.00 for violation of N.J.S.A. 45:1-7.1(b) and (c) as he failed to renew his license within thirty days of the April 30, 2011 renewal period and he continued to practice with a suspended license (due to non-renewal) for two months. The Board considers this matter to be concluded.

Upon a motion made by Dr. Hartst and seconded by Dr. Florio, the Board voted to go into Executive Session to discuss the following matters involving investigations or violations of the Board's enabling act, the Uniform Enforcement Act and/or Board regulations. A vote was taken and the motion carried by a unanimous vote.

1. Two matters filed with the board which require review and additional recommendations with regard to investigation and/or actions.
2. Two matters where additional information has been submitted to the Board concerning pending investigations.

V. Adjournment

A motion was made by Dr. Harfst and seconded by Dr. Siegel to adjourn the Regular Session Meeting at 2:00 P.M. A vote was taken and the motion carried by a unanimous vote.

Respectfully submitted,

Lisa Affinito
Executive Director