



THE STATE EDUCATION DEPARTMENT / THE UNIVERSITY OF THE STATE OF NEW YORK / ALBANY, NY 12234

TO: The Honorable the Members of the Board of Regents
FROM: Anthony Lofrumento
SUBJECT: Summary of the November 2011 Meeting
DATE: December 1, 2011
AUTHORIZATION(S):

Executive Summary

Issue for Decision

Review of the Summary of the November 2011 Meeting of the Board of Regents.

Proposed Handling

Approval of the Summary of November 2011 meeting.

Procedural History

This document summarizes the actions of the Board of Regents during the monthly meeting and is brought before the Board the following month for approval.

Recommendation

Approval of the Summary of the November 2011 meeting.

Timetable for Implementation

Effective December 13, 2011.

VOTED, that the Summary of the November 2011 Meeting of the Board of Regents of The University of the State of New York be approved.



**SUMMARY OF THE NOVEMBER MEETING
OF THE BOARD OF REGENTS**

OF

THE UNIVERSITY OF THE STATE OF NEW YORK

Held at the State Education Building

Albany, New York

November 14, 2011

***Anthony Lofrumento, Secretary
Board of Regents***

THE BOARD OF REGENTS

The Board of Regents of The University of the State of New York held public a session on Monday, November 14 at 4:25 p.m. pursuant to a call to duty sent to each Regent.

MEETING OF THE FULL BOARD, Monday, November 14 at 4:25 p.m.

Board Members in Attendance:

Chancellor Merryl H. Tisch
Vice Chancellor Milton L. Cofield
Robert M. Bennett, Chancellor Emeritus
James C. Dawson
Anthony S. Bottar
Geraldine D. Chapey
Harry Phillips, 3rd
Roger Tilles
Betty A. Rosa
Lester W. Young, Jr.
Christine D. Cea
James O. Jackson
Kathleen M. Cashin
James E. Cottrell

Also present were the Commissioner of Education, John B. King Jr., Executive Deputy Commissioner Valerie Grey, Counsel and Deputy Commissioner for Legal Affairs, Richard J. Trautwein, and the Secretary, Board of Regents, Anthony Lofrumento. and Regents James R. Tallon, Jr., Charles R. Bendit and Wade S. Norwood were absent and excused.

Chancellor Merryl H. Tisch called the meeting to order at 4:25 p.m.

ACTION ITEM

Executive Session Motion

MOVED, that the Board of Regents convene in executive session on Monday, November 14, 2011 at 4:27 p.m. to discuss personnel and litigation matters.

Motion by: Regent James C. Dawson
Seconded by: Regent Geraldine D. Chapey
Action: Motion carried unanimously

MEETING OF THE FULL BOARD, Monday, November 14 at 4:55 p.m.

Board Members in Attendance:

Chancellor Merryl H. Tisch
Vice Chancellor Milton L. Cofield
Robert M. Bennett, Chancellor Emeritus
James C. Dawson
Anthony S. Bottar
Geraldine D. Chapey
Harry Phillips, 3rd
Roger Tilles
Betty A. Rosa
Lester W. Young, Jr.
Christine D. Cea
James O. Jackson
Kathleen M. Cashin
James E. Cottrell

Also present were the Commissioner of Education, John B. King Jr., Executive Deputy Commissioner Valerie Grey, Counsel and Deputy Commissioner for Legal Affairs, Richard J. Trautwein, and the Secretary, Board of Regents, Anthony Lofrumento. and Regents James R. Tallon, Jr., Charles R. Bendit and Wade S. Norwood were absent and excused.

Chancellor Merryl H. Tisch called the meeting to order at 4:55 p.m.

ACTION ITEMS

Charter Applications for November 2011

BR (A) 1

MOVED, that the Board of Regents approve each application in accordance with the recommendations contained in the summary table.

Summary of the October 2011 Meeting of the Board of Regents

BR (A) 2

MOVED, that the Summary of the October 2011 Meeting of the Board of Regents of The University of the State of New York be approved.

Motion by: Regent Roger Tilles

Seconded by: Vice Chancellor Milton L. Cofield
Action: Motion carried unanimously

PROGRAM AREA CONSENT ITEMS

Higher Education

Berkeley College: Regents Authorization to authorize the College to confer the Associate in Applied Science (A.A.S.) degree at its Brooklyn branch campus BR (CA) 1

MOVED, that the Board of Regents authorize Berkeley College to confer the Associate in Applied Science (A.A.S.) degree on students successfully completing registered programs at the College's branch campus in Brooklyn.

Appointments to the State Professional Standards and Practices Board of Teaching BR (CA) 2

MOVED, that the Board of Regents approve the following appointments to the State Professional Standards and Practices Board for Teaching: Dr. Kate Daboll-Lavoie (higher education member) to complete the term beginning November 14, 2011 and ending June 30, 2014 and Gertrude Bantle (teacher member) to complete an unexpired term beginning November 14, 2011 and ending June 30, 2012.

Amendment to Section 100.2(o) of the Commissioner's Regulations and Addition of a New Subpart 30-2 to the Rules of the Board of Regents, Relating to Annual Professional Performance Reviews of Classroom Teachers and Building Principals BR (CA) 3

MOVED, that paragraph (1) of subdivision (o) be repealed and paragraph (2) of subdivision (o) be renumbered paragraph (1) of subdivision (o), subparagraph (ii) of renumbered paragraph (1) of subdivision (o) be amended, subclause (1) of clause (a) of subparagraph (iv) of renumbered paragraph (1) of subdivision (o) be amended, subclauses (v) through (vii) of renumbered paragraph (1) of subdivision (o) be renumbered subparagraphs (vi) through (viii) of renumbered paragraph (1) of subdivision (o) and that a new subparagraph (v) of renumbered paragraph (1) of subdivision (o) of section 100.2 of the Regulations of the Commissioner of Education be added and that a new Subpart 30-2 of the Rules of the Board of Regents be added, as submitted, effective December 6, 2011, as an emergency action upon a finding by the Board of Regents that such action is necessary for the preservation of the general

welfare in order to ensure that the emergency rule remains continuously in effect while litigation is pending on certain of its provisions until all appeals are final and it can be adopted as a permanent rule.

Professional Practice

(Re)Appointments of Members to the State Boards for the Professions and (Re)Appointments of Extended Members to the State Boards for the Professions for Service on Licensure Disciplinary and/or Licensure Restoration and Moral Character Panels BR (CA) 4

MOVED, that the Regents approve the proposed (re)appointments.

Report of the Committee on the Professions Regarding Licensing Petitions BR (CA) 5

MOVED, that the Regents approve the recommendations of the Committee on the Professions regarding licensing petitions.

State University College of Technology at Alfred: Bachelor of Architecture (B.Arch.) Degree BR (CA) 6

MOVED, that the Board of Regents authorize the State University College of Technology at Alfred to confer the Bachelor of Architecture degree on students successfully completing registered B.Arch. programs at the State University College of Technology, effective November 15, 2011.

Motion by: Regent James C. Dawson
Seconded by: Regent Harry Phillips 3rd
Action: Motion carried unanimously

STANDING COMMITTEE REPORTS

Professional Practice

Your Professional Practice Committee held its scheduled meeting on November 14, 2011. All Committee members were present, except Regent Wade S. Norwood, who was excused. Chancellor Merryll H. Tisch and Regent Kathleen M Cashin, were also present, but did not vote on any case or action.

Action Items

Professional Discipline Cases

Your Committee recommends that the reports of the Regents Review Committees, including rulings, findings of fact, determinations as to guilt, and recommendations, by unanimous or majority vote, contained in those reports which have been distributed to you, be accepted in 6 cases. In addition, your Committee recommends, upon the recommendation of the Committee on the Professions, that 28 consent order applications and 6 surrender applications be granted. [PPC (EXS) 1-3]

These recommendations are made following the review of 40 cases involving eight registered professional nurses, four licensed practical nurses, four licensed practical nurses who are also registered professional nurses, three certified public accountants, three dentists, two chiropractors, two massage therapists, one licensed practical nurse who is also a registered professional nurse and a nurse practitioner, one ophthalmic dispenser, one pharmacist, one pharmacy, one podiatrist, one professional engineer, and one registered professional nurse who is also a nurse practitioner.

Restoration Cases

Your Committee recommends that the Board of Regents deny the petition of Irving Abrams for restoration of his license to practice as a pharmacist in the State of New York. [PPC (EXS) 4]

Approvals

Your Committee recommends approval of the following item:

Corporate Practice Regulations – [PPC (A) 1] – That paragraphs (1) and (2) of subdivision (c) of section 59.14 of the Regulations of the Commissioner of Education be amended, as submitted, effective December 7, 2011.

Motion for Action by Full Board

Madam Chancellor and Colleagues: Your Professional Practice Committee recommends, and we move, that the Board of Regents act affirmatively upon each recommendation in the written report of the Committee's deliberations at its meeting on November 14, 2011, copies of which have been distributed to each Regent.

Matters Not Requiring Board Action

Your Committee discussed several topics of interest, including:

Deputy Commissioner's Report/Update –

- Full Board Consent Agenda Items
 - Board (Re)Appointments
 - Licensing Petitions
 - SUC Alfred University: B. Arch. Degree
- Technology Update
- Staffing/Productivity Update
- Update on new mandated initiatives
- Update on Clinical Clerkship Advisory Committee
- Factors Contributing to Medication Errors

Temporary Exemption from Licensure [PPC (D) 1] – Discussion of the status of the development of the report due to the Governor and the Legislature regarding the temporary exemption from licensure for certain individuals and entities providing mental health services.

State of the Professions [PPC (D) 2] – Update on the profession of dentistry.

Higher Education

Your Higher Education Committee held its scheduled meeting on November 14, 2011. All members were present.

Presentation:

Your Higher Education Committee heard a presentations from Dr. Pat Allen from Union Graduate College and Dr. Harriet Fayne from CUNY Lehman on their respective clinical teacher education preparation programs. The presentations discussed the pool of applicants for teacher education programs outside of traditional demographics of teacher candidates to teach in the high need content areas as well as in high need schools. The programs outlined the high standards of candidate eligibility as well as the key components of the clinical programs.

Joint P-12 Education and Higher Education

Your Higher Education Committee and P-12 Education Committee held a joint meeting on November 14, 2011. All members were present, except for Regent Norwood who was excused.

Matters Not Requiring Board Action

Legislative Action to Implement Regents State and Federal Legislative Proposals – The Committees discussed the Education Equity for DREAMers Act, which has been added

to the full proposal being recommended for approval at the Full Board meeting on November 14, 2011.

P-12 Education

Your P-12 Education Committee held its scheduled meeting on November 14, 2011. All members were present, except for Regent Norwood who was excused.

Action Items

Update on New York State's Next Generation Accountability System

Your Committee recommends that the Board of Regents directs the Commissioner of Education and the State Education Department to use the guiding principles in Attachment A of the item to prepare the ESEA Flexibility Request for submission by mid-February 2012. Attachment A provides a set of suggested principles to guide the modification of the current State accountability system; the timeline that states must adhere to, to receive ESEA flexibility; and the status/timeline for development of New York's flexibility waiver. The Department is currently developing easy-to-understand materials that can be used to explain the waiver opportunity to stakeholders and to encourage them to provide feedback on the waiver application as it is developed. [P-12 (A) 1]

Mandate Relief – Special Education Requirements

Your Committee recommends that the Board of Regents directs staff to develop proposed legislation to amend sections 4402 and 4410 and repeal section 4402(1)(d) of Education Law, as described in the item, relating to CSE and CPSE membership. The recommendation to amend section 4402 was approved by a vote of 11-2, with Regent Cashin and Regent Rosa in opposition. The recommendations to amend section 4410 and repeal section 4402(1)(d) were approved unanimously by a vote of 13-0.

Your Committee recommends that the Board of Regents directs staff to develop proposed legislation to repeal a requirement in section 4410(4)(b) and amend section 4410(9-a) of Education Law, and develop proposed regulations to amend section 200.16(c), (e) and (f) of Commissioner's Regulations, as described in the item, relating to Preschool Evaluations. This recommendation was approved by a vote of 11-0. Regent Tallon and Regent Dawson were not present for this vote, however, Regent Tallon indicated that he would be in favor of the recommendation.

Your Committee recommends that the Board of Regents directs staff to develop proposed regulations to repeal a requirement in section 200.4(b)(2) of Commissioner's Regulations, as described in the item, relating to Individual Evaluations. This recommendation was approved by a vote of 12-0. Regent Tallon was not present for the vote but indicated that he would be in favor of the recommendation.

Your Committee recommends that the Board of Regents directs staff to develop proposed legislation to repeal section 4402(1)(b)(3)(h) and repeal a requirement in section 4402(1)(b)(3)(d-2) of Education Law, as described in the item, relating to Planning and Reporting Requirements. This recommendation was approved by a vote of 12-0. Regent Tallon was not present for the vote but indicated that he would be in favor of the recommendation.

Your Committee recommends that the Board of Regents directs staff to develop proposed legislation to repeal section 4403(18) of Education Law, as described above, relating to Approval of Certain EI Services. This recommendation was approved by a vote of 12-0. Regent Tallon was not present for the vote but indicated that he would be in favor of the recommendation.

Your Committee recommends that the Board of Regents directs staff to develop proposed legislation to repeal certain requirements in section 4201 of Education Law, as described above, relating to Commissioner's Appointments to State-Supported Schools. This recommendation was approved by a vote of 12-0. Regent Tallon was not present for the vote but indicated that he would be in favor of the recommendation. [P-12 (A) 2]

Issuance of the Charter School Requests for Proposals (RFPs)

Your Committee recommends that the Board of Regents directs the Commissioner of Education and the State Education Department to develop and issue the Charter School Requests for Proposals (RFPs) and to conduct an application review process, on behalf of the Board of Regents. [P-12 (A) 3]

Motion for Action by Full Board

Madam Chancellor and Colleagues: Your P-12 Education Committee recommends, and I move, that the Board of Regents act affirmatively upon each recommendation in the written report of the Committee's deliberations at its meeting on November 14, 2011, copies of which have been distributed to each Regent.

Matters Not Requiring Board Action

Raising the Academic Achievement of English Language Learners (ELLs) – The Committee discussed current regulations related to English language learners and the need to review these regulations in light of the latest research and data on the recent performance of ELLs in New York State based upon the types of programs, services and support they have received. As the Regents move forward with implementing their reform agenda, now is an opportune time to review whether these regulations should be amended to better align with the goal of ensuring that all students receive an education that prepares them to achieve success in relation to college and career ready standards. The Committee has requested that staff come back in December to

continue this discussion and further define the specific sections of CR Part 154 to be targeted for possible revision. [P-12 (D) 1]

Implementation of the Common Core Standards – The Committee was given an update on the statewide implementation of the Common Core standards and the tools, resources, and training that are currently being used or are under development by the Department to better prepare teachers and principals for effective instruction aligned with the Common Core standards. Additionally, the Department will be aligning State assessments to the Common Core beginning with the 3-8 ELA and Math assessments in the 2012-13 school year. Staff will periodically provide updates to the Committee relating to the implementation of the Common Core standards and all issues related to the Regents reform agenda. [P-12 (D) 2]

Testing Integrity Update – the Committee was given an update on issues relating to testing integrity including the appointment of an independent investigator and next steps by the Department.

Motion by: Vice Chancellor Milton L. Cofield
Seconded by: Regent Roger Tilles
Action: Motion carried unanimously, with the exceptions of: Regents Rosa, Cea and Cashin who voted in opposition to the recommendation to amend Sections 4402 and 4410 which would repeal the requirement that CSE membership must include an additional parent.

State Education Department Fiscal Report – October 2011 BR (A) 3

MOVED, that the Board of Regents accept the October 2011 State Education Department Fiscal Report as presented.

Motion by: Vice Chancellor Milton L. Cofield
Seconded by: Chancellor Emeritus Robert M. Bennett
Action: Motion carried unanimously

Proposed Regents Budget Priorities for 2012-13 BR (A) 4

MOVED, that the Board of Regents approve the 2012-13 Budget Priorities.

Motion by: Vice Chancellor Milton L. Cofield

Seconded by: Regent Anthony S. Bottar
Action: Motion carried unanimously

**Legislative Action to Implement Regents State and Federal Legislative
Proposals for 2012
BR (A) 5**

MOVED, that the Board of Regents approve the Legislative Priorities.

Motion by: Vice Chancellor Milton L. Cofield
Seconded by: Regent Harry Phillips 3rd
Action: Motion carried unanimously

**Acceptance of a \$600,000 Grant from the Robin Hood Foundation
BR (A) 6**

MOVED, that the Board of Regents accept the sum of \$600,000 from the Robin Hood Foundation to support the work of the USNY Regents Research Fellowship Program.

Motion by: Vice Chancellor Milton L. Cofield
Seconded by: Regent Anthony S. Bottar
Action: Motion carried unanimously

Appendix I
NEW YORK STATE BOARD OF REGENTS CHARTER ACTIONS

Name of Institution	Program Area	County of Location	Description of Charter Action(s)
Alexander Findley Community Library	CE	Chautauqua	Grant absolute charter.
Allegany Public Library	CE	Cattaraugus	Amend charter to: <ul style="list-style-type: none"> • designate the Commissioner agent for service; • and add complete IRS tax language.
The Archaeological Conservancy Inc.	CE	Erie	Application for Regents consent to file an application for authority to operate as an authorized foreign education corporation under the education law and the not-for-profit corporation law
Avoca Historical Society	CE	Steuben	Grant absolute charter.
The Hartford Historical Group	CE	Washington	Grant absolute charter.
Imaginarium Children's Museum	CE	Clinton	Grant provisional charter for five years
Jacques Marchais Museum of Tibetan Art	CE	Richmond	Consolidate with the Jacques Marchais Center of Tibetan Arts, Inc. a NFP corporation, with Jacques Marchais Museum of Tibetan Art as the surviving corporation.
The Museum of Democracy	CE	New York	Extend provisional charter for five years.
The Neversink Valley Area Museum	CE	Orange	Consent to filing of certificate of assumed name "The Neversink Valley Museum of History and Innovation".
The 1932 & 1980 Lake Placid Winter Olympic Museum	CE	Essex	Amend charter to change name to "Lake Placid Olympic Museum."
North Creek railway Depot Preservation Association	CE	Warren	Grant absolute charter.
The Orange County Farmer's Museum	CE	Orange	Extend provisional charter for five years
Osborne Center for Social Justice	CE	Seneca	Grant provisional charter for five years.

Osceola Historical Society	CE	Lewis	Grant provisional charter for five years.
The Phelps Mansion Museum	CE	Broome	Grant absolute charter.
The Pittsburg, Shawmut, and Northern Railroad Company Historical Society	CE	Allegany	Extend provisional charter for five years.
The Pleshakov Piano Museum	CE	Greene	Consolidate with the Pleshakov Music Center, Inc. with The Pleshakov Piano Museum as the surviving corporation.
Salamanca Area Historical Society	CE	Cattaraugus	Grant absolute charter.
Seymour Public Library District	CE	Cayuga	Amend charter to include that portion of the town of Fleming located within the boundaries of the Auburn Enlarged City School District; and grant absolute charter.
Sheridan Historical Society	CE	Chautauqua	Grant absolute charter.
Society of Epirotes Anagenesis	CE	New York	Consolidate with the Society of Epirotes "Anagenesis", Inc., with Society of Epirotes Anagenesis as the surviving corporation.
The Society of New Concord	CE	Albany	Grant provisional charter for five years.
The Sylvia Wald and Po Kim Art Gallery	CE	New York	Grant absolute charter.
The Town of Moriah Historical Society	CE	Essex	Amend charter to change corporate address to 34 Park Place, Port Henry, New York 12974
Walter Elwood Museum of the Mohawk Valley	CE	Montgomery	Extend provisional charter for five years.
Williamstown Library	CE	Oswego	Grant absolute charter.
Yates County Genealogical and Historical Society	CE	Yates	Consolidate with the Yates County Genealogical and Historical Society Inc., with Yates County Genealogical and Historical Society as the surviving corporation.

Henry M. Hald High School Association	P-12	Kings	Amend charter to delete references to St. Brendan Diocesan High School and mater Christi Diocesan High School and to change the corporate name to "Bishop Loughlin Memorial High School".
Maria's Garden Montessori School	P-12	Ulster	Dissolve provisional charter and approve filing of student records with Sojourner Truth Schoolhouse.
Pathways School	P-12	Westchester	Extend provisional charter for three years.
Farmingdale College Foundation	HE	Suffolk	Amend charter to increase the maximum number of trustees to 50.
Jungian Psychoanalytic Association	OP	Dutchess	Amend charter to restate the corporate purposes and add authority to offer a licensure qualifying program in psychoanalysis and to conduct a fee referral service and other community programs, to extent authorized by law; to specify that the corporation will be a membership organization; and extend the provisional charter for five years.
New York Psychoanalytic Society & Institute	OP	New York	Grant provisional charter for five years.

Appendix II

REGENTS ACTIONS IN 40 PROFESSIONAL DISCIPLINE CASES

November 14, 2011

The Board of Regents announced disciplinary actions resulting in the revocation of 2 licenses, the surrender of 6 licenses, as well as 32 other disciplinary actions. The penalty indicated for each case relates solely to the misconduct set forth in that particular case. In addition, the Board acted upon 1 restoration petition.

I. REVOCATIONS AND SURRENDERS

Chiropractic

Anthony Richard Latona; Woodhaven, NY 11421; Lic. No. 003747; Cal. No. 25461; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Insurance Fraud in the 3rd Degree, a class D felony.

Engineering and Land Surveying

Joseph P. Mutino; Professional Engineer; Port Chester, NY 10573-2123; Lic. No. 057114; Cal. No. 25511; Application to surrender license granted, \$1,000 fine payable within 90 days. Summary: Licensee admitted to the charge of having been convicted of Conspiracy to Commit Wire Fraud, a felony.

Nursing

Milagros Sierra Gallo; Licensed Practical Nurse; Brooklyn, NY 11214; Lic. No. 060942; Cal. No. 25588; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Willful Violation of Public Health Laws, an unclassified misdemeanor.

Tammy L. Marvin; Licensed Practical Nurse; Canandaigua, NY 14424; Lic. No. 271251; Cal. No. 25796; Application to surrender license granted. Summary: Licensee did not contest the charge of having been convicted of Burglary in the 3rd Degree and Driving While Intoxicated.

Gail E. Jensen; Licensed Practical Nurse; Penn Yan, NY 14527-9148; Lic. No. 118777; Cal. No. 25861; Application to surrender license granted. Summary: Licensee admitted to the charge of working while her ability to practice was impaired by ingestion of narcotics.

Ophthalmic Dispensing

Andrew Martin Cullen; Oceanside, NY 11572; Lic. No. 006356; Cal. No. 25595; Found guilty of professional misconduct; Penalty: Revocation.

Public Accountancy

Dennis M. Pilotti a/k/a Dennis Pilotti a/k/a Dennis Pillotti; Certified Public Accountant; Fort Dix, NJ 08640; Lic. No. 041407; Cal. No. 25592; Found guilty of professional misconduct; Penalty: Revocation.

Sophia Marie Canahai; Certified Public Accountant; Lockport, NY 14094; Lic. No. 053245; Cal. No. 25875; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Grand Larceny in the 2nd Degree and Offering a False Instrument for Filing in the 1st Degree.

II. OTHER REGENTS DISCIPLINARY ACTIONS

Chiropractic

John Nicholas Heary; Lodi, OH 44254; Lic. No. 009607; Cal. No. 25869; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation to commence upon return to practice in New York State, \$500 fine.

Dentistry

Robert D. Carpenter; Dentist; Saratoga Springs, NY 12866; Lic. No. 037897; Cal. No. 25432; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation to commence upon return to practice in New York State, \$5,000 fine payable within 6 months.

Frank Hilton Richardson; Dentist; Jamaica, NY 11436; Lic. No. 037684; Cal. No. 25743; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$2,500 fine.

Henry Edward Karlin; Dentist; St. Thomas, VI 00801-3422; Lic. No. 035584; Cal. No. 25868; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Massage Therapy

Michelle Kate Gelardi a/k/a Michelle K. Gelardi; Monroe, NY 10950; Lic. No. 019489; Cal. No. 25754; Found guilty of professional misconduct; Penalty: 2 year suspension, execution of suspension stayed, probation 2 years.

Boris Emil Bashkier; Farmingdale, NY 11735-5045; Lic. No. 022111; Cal. No. 25906; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$750 fine.

Nursing

Beth N. Farnan; Registered Professional Nurse; Redford, NY 12978; Lic. No. 425008; Cal. No. 25415; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Karen Elizabeth Craig a/k/a Karen E. Craig; Registered Professional Nurse; Newburgh, NY 12550-1330; Lic. No. 565283; Cal. No. 25543; Found guilty of professional misconduct; Penalty: Censure and Reprimand.

Nicole Renate Wingen; Registered Professional Nurse; Westtown, NY 10998; Lic. No. 605540; Cal. No. 25649; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 1 year and until fit to practice, upon termination of suspension, 2 years probation to commence when and if return to practice.

Andrea Leigh Farley; Registered Professional Nurse; Kerhonkson, NY 12446; Lic. No. 534717; Cal. No. 25650; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 24 months probation, \$500 fine.

Elizabeth Doherty; Licensed Practical Nurse, Registered Professional Nurse, Nurse Practitioner (Adult Health); Rochester, NY 14609; Lic. Nos. 203110, 426089, Cert. No. 303236; Cal. Nos. 25665, 25666, 25667; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$750 fine.

Sue A. Huling; Licensed Practical Nurse; Waterloo, NY 13165; Lic. No. 245754; Cal. No. 25728; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 3 months and until fit to practice, upon termination of suspension, 2 years probation to commence upon return to practice, \$500 fine payable within 6 months.

Karen S. Potter a/k/a Karen S. Ferdinand; Registered Professional Nurse, Nurse Practitioner (Adult Health); Ridge, NY 11961; Lic. No. 425695, Cert. No. 303346; Cal. Nos. 25734, 25735; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Richard Kevin Tucksmith; Registered Professional Nurse; Chatham, NY 12037; Lic. No. 473110; Cal. No. 25748; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Margarita Aranbaev; Registered Professional Nurse; Briarwood, NY 11435; Lic. No. 469274; Cal. No. 25790; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation.

Basanda Shamalov a/k/a Basanda Ashurova Shamalov; Licensed Practical Nurse, Registered Professional Nurse; Fresh Meadows, NY 11365; Lic. Nos. 249790, 490500; Cal. Nos. 25791, 25792; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation.

Daniel Hodson; Licensed Practical Nurse, Registered Professional Nurse; Orchard Park, NY 14127; Lic. Nos. 228522, 458457; Cal. Nos. 25798, 25799; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$1,000 fine.

Cynthia Weeks a/k/a Cynthia Fuoco; Licensed Practical Nurse, Registered Professional Nurse; Red Hook, NY 12571-0389; Lic. Nos. 139770, 342588; Cal. Nos. 25803, 25804; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon termination of suspension, 2 years probation to commence upon return to practice.

Nora Ellen Conahey; Registered Professional Nurse; Sag Harbor, NY 11963; Lic. No. 334530; Cal. No. 25831; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Elizabeth A. Costello; Registered Professional Nurse; Ovid, NY 14521-0124; Lic. No. 390680; Cal. No. 25856; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Dawn Marie Ferrigno; Licensed Practical Nurse, Registered Professional Nurse; Brooklyn, NY 11214; Lic. Nos. 264036, 526164; Cal. Nos. 25857, 25858; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 30 days and until fit to practice, upon termination of suspension, 3 years probation to commence upon return to practice.

Pharmacy

Rite Aid of New York, Inc., 10785, Pharmacy; 1222 Arsenal Street, Watertown, NY 13601; Reg. No. 024057; Cal. No. 25697; Application for consent order granted; Penalty agreed upon: Censure and Reprimand, \$10,000 fine payable within 2 months.

Donald D. Staiano; Pharmacist; Manorville, NY 11949; Lic. No. 026875; Cal. No. 25855; Application for consent order granted; Penalty agreed upon: 3 month actual suspension, 21 month stayed suspension, 2 years probation.

Podiatry

Imtiyaz Ismail Kapadwala; Hewlett, NY 11557; Lic. No. 005412; Cal. No. 25546; Found guilty of professional misconduct; Penalty: Censure and Reprimand.

Public Accountancy

Steven E. Klig a/k/a Steven Klig a/k/a "robertgibbons1967"; Certified Public Accountant; Great Neck, NY 11021-1936; Lic. No. 058828; Cal. No. 25624; Found guilty of professional misconduct; Penalty: Censure and Reprimand.

III. RESTORATIONS

The Board of Regents voted on November 14, 2011 to deny the petition for restoration of the pharmacist license of Irving Abrams. Mr. Abrams' license was originally surrendered July 29, 1996.