



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: Tony Lofrumento *Anthony Lofrumento Jr*
SUBJECT: Summary of the July 2014 Meeting
DATE: September 8, 2014
AUTHORIZATION(S): *J. B. G. Jr.*
Executive Summary

Issue for Decision

Review of the Summary of the July 2014 Meeting of the Board of Regents.

Proposed Handling

Approval of the Summary of July 2014 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 July 2014 meeting.

Timetable for Implementation

Effective September 16, 2014.

VOTED, that the Summary of the July 2014 Meeting of the Board of Regents of The University of the State of New York be approved.



SUMMARY OF THE JULY 2014 MEETING

OF THE BOARD OF REGENTS

OF

THE UNIVERSITY OF THE STATE OF NEW YORK

Held at the State Education Building

Albany, New York

July 9, 2014

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

THE BOARD OF REGENTS

The Board of Regents of The University of the State of New York held a public session on Wednesday, July 9 at 8:30 a.m. pursuant to a call to duty sent to each Regent.

MEETING OF THE FULL BOARD, Wednesday, July 9 at 8:30 a.m.

Board Members in Attendance:

Vice Chancellor Anthony S. Bottar
Robert M. Bennett, Chancellor Emeritus
James C. Dawson
Harry Phillips, 3rd
James R. Tallon, Jr.
Roger Tilles
Betty A. Rosa
Lester W. Young, Jr.
Christine D. Cea
Kathleen M. Cashin
James E. Cottrell
T. Andrew Brown
Josephine Victoria Finn

Also present were the Commissioner of Education, John B. King Jr., Executive Deputy Commissioner, Elizabeth Berlin, Counsel, Deputy Commissioner for Legal Affairs, Richard J. Trautwein, and the Secretary, Board of Regents, Anthony Lofrumento. Chancellor Merryl H. Tisch and Regents Charles R. Bendit and Wade S. Norwood were absent and excused.

Vice Chancellor Anthony S. Bottar called the meeting to order at 8:30 a.m.

ACTION ITEMS

Executive Session Motion

MOVED, that the Board of Regents convene in executive session on Wednesday, July 9, 2014 at 8:30 a.m. to discuss personnel and litigation matters.

Motion by: Chancellor Emeritus Robert M. Bennett
Seconded by: Regent James R. Tallon, Jr.
Action: Motion carried unanimously

Vice Chancellor Anthony S. Bottar called the meeting to order at 9:00 a.m. and expressed sympathy and condolences on behalf of the Board to the family of Vice

Chancellor Emerita Diane O'Neill McGivern who served on the Board from 1995 – 2006 representing Brooklyn and Staten Island.

ACTION ITEMS

Charter Applications BR (A) 1

MOVED, that the Board of Regents approve each application in accordance with the recommendations contained in the summary table (see Appendix I).

Supplemental Charter Application BR (A) 1 – SUPPLEMENTAL

MOVED, that the Board of Regents approve each application in accordance with the recommendations contained in the summary table (see Appendix I).

Summary of the June 2014 Meeting of the Board of Regents BR (A) 2

MOVED, that the Summary of the June 2014 Meeting of the Board of Regents of The University of the State of New York be approved.

Interim Action by Standing Committees BR (A) 4

MOVED, that the Standing Committees of the Board of Regents, be and they hereby are, authorized to take interim action for the Board of Regents during the period commencing on July 11, 2014 and ending on September 14, 2014 and that any such action shall be reported to the Board at its meeting on September 15-16, 2014.

Motion by: Chancellor Emeritus Robert M. Bennett
Seconded by: Regent Harry Phillips 3rd
Action: Motion carried unanimously

PROGRAM AREA CONSENT ITEMS

Higher Education

Emergency Adoption of Section 52.21 of the Regulations of the Commissioner of Education Relating to the Requirements for Student Teaching, Field Experience and Practica for Teacher Education Preparation Programs and to Extend the End Date for Clinically Rich Graduate Level Teacher Preparation Pilot Programs

BR (CA) 1

MOVED, that subclause (2) of clause (c) of subparagraph (ii) of paragraph (2) of subdivision (b); subparagraphs (i) through (xvi) of paragraph (3) of subdivision (b) and subparagraph (ii) of paragraph (5) of subdivision (c) of Section 52.21 of the Regulations of the Commissioner of Education be amended as submitted, effective July 30, 2014.

Proposed Amendments to Subpart 30-2 and Section 8.4 of the Rules of the Board of Regents to Implement Chapter 56 of the Laws of 2014 Relating to the Definition of Traditional Standardized Assessments, the Department's Expedited Review Process for Material Changes to Eliminate Unnecessary Tests and Establishing Caps on Testing Time for Certain Standardized Tests (1%) and for Test Preparation Time Under Standardized Testing Conditions (2%) Based on the Minimum Required Annual Instructional Hours for Such Grade

BR (CA) 2

MOVED, that Subpart 30-2 and Section 8.4 of the Rules of the Board of Regents be amended, as submitted, effective July 30, 2014.

Emergency Adoption of Amendments to Section 52.21 and Part 80 of the Regulations of the Commissioner of Education to Provide Teacher Candidates, who Apply for Teacher Certification Prior to June 30, 2015 and Who Take and Fail the Teacher Performance Assessment (edTPA), with the Option of Obtaining an Initial Certificate if the Candidate Passes the ATS-W Prior to June 30, 2015 and Subsequent to Receiving His/Her Score on the edTPA or Who Pass the ATS-W Prior to the Requirements for the New Certification Examinations and Who Takes and Fails the edTPA Prior to June 30, 2015

BR (CA) 3

MOVED, that the amendment of section 52.21 and Part 80 of the Regulations of the Commissioner of Education that was adopted by the Board of Regents as an emergency rule at the April 28-29, 2014 Regents meeting is repealed, effective July 25, 2014; and it is further

MOVED, that subclause (1) of clause (b) of subparagraph (iv) of paragraph (2) of subdivision (b) of section 52.21, paragraph (2) of subdivision (b) of section 80-3.3, section 80-3.4 and subparagraph (ii) of paragraph (1) of subdivision (b) of section 80-5.13 of the Regulations of the Commissioner of Education be amended, as submitted, effective July 25, 2014, 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 teacher candidates who will be applying for certification on or after May 1, 2014 and prior to June 30, 2015, have timely and sufficient notice that, if they fail the edTPA and subsequently take and pass the ATS-W prior to June 30, 2015, they may receive an initial certificate and to ensure that the emergency rule adopted at the April

2014 meeting remains continuously in effect until it can be adopted as a permanent rule.

**Postponement of the Use of a Value-Added Model for the State-Provided Growth Scores for Annual Professional Performance Reviews (APPR) Until, at the Earliest, the 2015-2016 School Year for Classroom Teachers in Grades 4-8 and Their Building Principals and High School Principals
BR (CA) 4**

MOVED, that the Board of Regents postpone the use of a value-added model for use in the State-provided student growth measures in APPRs until, at the earliest, the 2015-2016 school year for classroom teachers in grades 4 8 ELA and math and their principals and high school principals.

P-12 Education

**Amendment of §276.11 of the Regulations of the Commissioner, Relating to Appeals to the Commissioner Under Education Law §§310 and 2853(3)(e)
BR (CA) 5**

MOVED, paragraph (1) of subdivision (b) of section 276.11 of the Regulations of the Commissioner of Education, be amended, as submitted, effective July 30, 2014; and it is further

MOVED, paragraph (1) of subdivision (b) of section 276.11 of the Regulations of the Commissioner of Education, be amended, as submitted, effective July 28, 2014, 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 adopted at the April 28-29, 2014 Regents meeting remains continuously in effect until the effective date of the rule's permanent adoption.

**Proposed Amendment of Section 100.17 of the Regulations of the Commissioner of Education Relating to the Distinguished Educator Program
BR (CA) 6 – REVISED**

MOVED, that subdivisions (c), (d) and (f) of section 100.17 of the Commissioner's Regulations be amended as submitted, effective July 30, 2014.

**Proposed Amendment of Section 100.18 of the Regulations of the Commissioner Relating to New York State's ESEA Flexibility Renewal Request, Annual; Measurable Objectives, and Removal of Certain Focus Schools from Accountability Designation Without Replacement
BR (CA) 7**

MOVED, that paragraph (2) of subdivision (i) and subdivision (j) of section 100.18 of the Regulations of the Commissioner of Education be amended, as submitted, effective July 30, 2014, and it is further

MOVED, that paragraph (2) of subdivision (i) and subdivision (j) of section 100.18 of the Regulations of the Commissioner of Education be amended, as submitted, effective July 28, 2014, 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 adopted at the April 28-29, 2014 Regents meeting remains continuously in effect until the effective date of the rule's permanent adoption.

**Proposed Amendment of Section 200.5 of the Regulations of the Commissioner of Education Relating to Parental Consent for Initial Provision of Special Education Services in a 12-month Special Service and/or Program
BR (CA) 8**

MOVED, that paragraph (1) of subdivision (b) of section 200.5 of the Regulations of the Commissioner of Education be amended, as submitted, effective July 30, 2014.

**Proposed Amendment to Sections 200.16(c) and 200.20(b) of the Regulations of the Commissioner of Education Relating to Special Education Services and Programs for Preschool Children with Disabilities
BR (CA) 9**

MOVED, that paragraph (3) of subdivision (c) of section 200.16 of the Regulations of the Commissioner of Education be amended, and that a new paragraph (3) of subdivision (b) of section 200.20 be added, as submitted, effective August 23, 2014, 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 immediately adopt revisions to the proposed amendment made in response to public comment, and to otherwise ensure that the emergency rule adopted at the March Regents meeting, readopted at the May meeting, and revised and adopted at the June meeting, remains continuously in effect until the effective date of its adoption as a permanent rule.

**Proposed Addition of §§100.2(II) and 104.3 and Amendment of §§ 100.3(b)(2), 100.4(b)(2), and 100.4(e) of the Regulations of the Commissioner Relating to Promotion Determinations
BR (CA) 10**

MOVED, That subdivision (II) of section 100.2 and section 104.3 of the Regulations of the Commissioner be added and that paragraphs 100.3(b)(2) and 100.4(b)(2), and subdivision 100.4(e) be amended, as submitted, effective July 30, 2014; and it is further

MOVED, that subdivision (II) of section 100.2 and section 104.3 of the Regulations of the Commissioner be added and that paragraphs 100.3(b)(2) and

100.4(b)(2), and subdivision 100.4(e) be amended, as submitted, effective July 28, 2014, 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 adopted at the April 2014 Regents meeting remains continuously in effect until the effective date of the rule's permanent adoption.

**Registration of Public Schools
BR (CA) 11**

MOVED, that the schools listed on the table be registered.

**Proposed Amendment of §100.5(g)(1)(ii) of the Regulations of the Commissioner,
Relating to the Transition to Common Core-Aligned Regents Examinations in
Mathematics (Geometry)
BR (CA) 12**

MOVED, that subparagraph (ii) of paragraph (1) of subdivision (g) of section 100.5 of Commissioner's Regulations be amended as submitted, effective August 18, 2014, as an emergency action upon a finding by the Board of Regents that such action is necessary for the preservation of the general welfare to ensure that the emergency rule adopted at the May 2014 Regents meeting remains continuously in effect until the effective date of its adoption as a permanent rule.

**Proposed Amendment of §§100.3, 151-1.2 and 151-1.3 of the Commissioner's
Regulations, Relating to Traditional Standardized Tests in Grades
Pre-K Through 2
BR (CA) 13**

MOVED, that subdivision (a) and paragraph (2) of subdivision (b) of section 100.3, section 151-1.2 and subdivision (b) of section 151-1.3 of the Regulations of the Commissioner of Education be amended, as submitted, effective July 30, 2014, and it is further

MOVED, that subdivision (a) and paragraph (2) of subdivision (b) of section 100.3, section 151-1.2 and subdivision (b) of section 151-1.3 of the Regulations of the Commissioner of Education be amended, as submitted, effective July 28, 2014, 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 adopted at the April 2014 Regents meeting remains continuously in effect until the effective date of the rule's permanent adoption.

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) 14**

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

**Report of the Committee on the Professions Regarding Licensing Petitions
BR (CA) 15**

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

Motion by: Regent James C. Dawson
Seconded by: Regent Roger Tilles
Action: Motion carried unanimously

STANDING COMMITTEE REPORT

PROFESSIONAL PRACTICE

Your Professional Practice Committee held its scheduled meeting on July 8, 2014. All Committee members were present except for Regent Geraldine D. Chapey and Regent Wade S. Norwood, who were excused. Regent Josephine Victoria Finn was 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 5 cases. In addition, your Committee recommends, upon the recommendation of the Committee on the Professions, that 54 consent order applications and 11 surrender applications be granted. [PPC EXS (A) 1-3]

In the case of Jon Laurence Green, Registered Professional Nurse, Calendar No. 25862, we recommend that the recommendation of the Regents Review Committee be accepted in all respects, except that the description of the nature of the second specification of the charges, appearing on both line 10 of page 2 and in the recommendation paragraph enumerated "3" on page 12 of the Regents Review Committee report, of "committing an act constituting a crime under New York State Law" be deemed corrected and that the description of such second specification, of "committing an act constituting a crime under the law of another jurisdiction," be deemed substituted in lieu thereof.

In the case of Inna Sapozhnikova, Dentist, Calendar No. 25977, we recommend that the report of the Regents Review Committee be clarified as follows: wherever the name “Ina Sapozhnikova” is shown, the name of this dentist shall be deemed to read as “Inna Sapozhnikova”.

These recommendations are made following the review of 70 cases involving seventeen registered professional nurses, fifteen licensed practical nurses, eight dentists, four licensed practical nurses who are also registered professional nurses, three pharmacists, two pharmacies, two psychologists, two veterinarians, one architect, one athletic trainer, one licensed clinical social worker, one licensed master social worker, one pharmacy wholesaler, one physical therapist assistant, one professional engineer, one registered professional nurse who is also a nurse practitioner in adult health, one respiratory therapy technician, and one speech-language pathologist.

Restorations

Your Committee recommends the following:

That the application of Guillermo Diloné for restoration of his license to practice as a dentist in the State of New York be denied. [PPC EXS (A) 4]

That the execution of the revocation of Sanjay Patel’s license to practice as a pharmacist in the State of New York be stayed, that he be placed on probation for three years under the terms of probation attached as Exhibit A to the Report of the Committee on the Professions, and that, upon successful completion of probation, his license be fully restored. [PPC EXS (A) 5]

That the application of Ilia Santini for the restoration of her license to practice as a licensed practical nurse in the State of New York be granted. [PPC EXS (A) 6]

That the application of Ralph Bazuro for the restoration of his license to practice as a certified public accountant in the State of New York be denied. [PPC EXS (A) 7]

Long-Term Clinical Clerkships [PPC EXS (A) 8]

Your Committee recommends the following:

That the application of Technion – Israel Institute of Technology, Technion American Medical Students Program to place students in long-term clinical clerkships in New York be approved, in accordance with and subject to the recommendations of the Advisory Committee on Long-term Clinical Clerkships.

That the application of Ben-Gurion University of the Negev to place students in long-term clinical clerkships in New York be approved, in accordance with and subject to the recommendations of the Advisory Committee on Long-term Clinical Clerkships.

That the application of Ross University School of Medicine to place students in long-term clinical clerkships in New York be approved, in accordance with and subject to the recommendations of the Advisory Committee on Long-term Clinical Clerkships, provided, however, that the duration of such approval shall be three years.

MOTION FOR ACTION BY FULL BOARD

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 July 8, 2014, copies of which have been distributed to each Regent.

MOVED, that the Committee Report be approved.

Motion by: Regent Harry Phillips 3rd
Seconded by: Regent James C. Dawson
Action: Motion carried unanimously (Regent James E. Cottrell recused himself from the vote on Ben-Gurion University)

ACTION ITEMS

State Education Department June 2014 Fiscal Report BR (A) 3

MOVED, that the Board accepts the June 2014 State Education Department Fiscal Report as presented.

Motion by: Chancellor Emeritus Robert M. Bennett
Seconded by: Regent Harry Phillips 3rd
Action: Motion carried unanimously

UPDATE

Safe Schools Task Force Recommendations – Update on School Data Reporting BR (A) 5

MOVED, that the Board direct Department staff to work with the Task Force to develop a recommendation to implement a single comprehensive data reporting system to track both the data required for Violent and Disruptive Incident Reporting (VADIR) and for the Dignity for All Students Act (DASA) in lieu of the two separate reporting requirements that are currently in place. Such system should identify data reporting elements necessary to promote and measure positive school climates. Department staff recommendations should include the development of budget requests for

appropriate monitoring of and technical assistance to school districts as well as the expansion of the Center for School Safety. Department staff is directed to report back to the Board in September 2014.

Motion by: Regent James C. Dawson
Seconded by: Regent Roger Tilles
Action: Motion carried unanimously

ACTION ITEMS

Appointment of Deputy Commissioner for P-12 Education BR (A) 6

MOVED, that the Board of Regents approve the appointment of Cosimo Tangorra to the position of Deputy Commissioner for P-12 effective August 1, 2014.

Motion by: Regent James R. Tallon, Jr.
Seconded by: Regent James C. Dawson
Action: Motion carried unanimously

Vice Chancellor Anthony S. Bottar adjourned the meeting at 9:40 a.m.

Appendix I
NEW YORK STATE BOARD OF REGENTS CHARTER ACTIONS

Name of Institution	Program Area	County of Location	Description of Charter Action(s)
The Erie County Veterans Museum	CE	Erie	Grant a provisional charter for five years.
Finger Lakes Cultural & Natural History Museum	CE	Yates	Extend provisional charter for five years.
Herkimer County Historical Society	CE	Herkimer	Consolidate with The Herkimer County Historical Society, a New York NFP corporation, with Herkimer County Historical Society as the surviving corporation.
Honeoye-Richmond Historical Society	CE	Ontario	Extend provisional charter for five years.
St. Lawrence Power & Equipment Museum	CE	St. Lawrence	Extend provisional charter for five years.
Tun Tavern Leathernecks Museum	CE	Oneida	Extend provisional charter for five years.
The Waterfront Museum	CE	Kings	Grant an absolute charter.
Primrose Hill School	P-12	Dutchess	Grant provisional charter for three years.
Shefa School	P-12	New York	Grant provisional charter for three years.
Trilok School	P-12	Kings	Grant provisional charter for three years.
American Institute for Psychoanalysis	OP	New York	Amend charter to add authority to provide a licensure qualifying program in psychoanalysis and amend purposes to meet current law, rules and regulations.
Concordia College	HE	Westchester	Amend and restate charter to create a single comprehensive document, indicate the granting authority, align charter with modern practice regarding the college's governance.
Molloy College	OP	Nassau	Amend charter to add authority to confer the Doctor of Nursing Practice (D.N.P.) degree.

The Rockefeller University	HE	New York	Amend charter to increase the maximum number of trustees from 45 to 50.
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Supplemental Summary Table

Name of Institution	Program Area	County of Location	Description of Charter Action(s)
St. John Paul II Academy of Auburn	P-12	Cayuga	Grant a provisional charter for three years.

Appendix II

REGENTS ACTIONS IN 70 PROFESSIONAL DISCIPLINE CASES AND 4 RESTORATION PETITIONS

July 8 - 9, 2014

The Board of Regents announced disciplinary actions resulting in the revocation of 2 licenses, surrender of 10 licenses and 1 registration, and 57 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 4 restoration petitions.

I. REVOCATIONS AND SURRENDERS

Dentistry

William B. Mucklow; Dentist; Boothwyn, PA 19061; Lic. No. 032759; Cal. No. 27184; Application to surrender license granted. Summary: Licensee admitted to charges of administering conscious sedation eight times in the state of Pennsylvania, without possessing a current permit.

I. Scott Grosser; Dentist; East Liverpool, OH 43920; Lic. No. 032381; Cal. No. 27390; Application to surrender license granted. Summary: Licensee did not contest charges of extracting a minor's tooth without first obtaining consent from the parent or guardian; failing to follow scientifically accepted infection prevention techniques; and permitting dental assistants to perform dental procedures.

Alvin E. Stameisen; Dentist; White Plains, NY 10607; Lic. No. 022532; Cal. No. 27479; Application to surrender license granted. Summary: Licensee admitted to the charge of violating a term of probation imposed by the Board of Regents.

Victoria M. Constantinescu; Dentist; Perry, OH 44081; Lic. No. 037513; Cal. No. 27532; Application to surrender license granted. Summary: Licensee admitted to charges of failing to use scientifically accepted infection prevention techniques appropriate to the profession of dentistry.

Kenneth Richard Plisner; Dentist; West Roxbury, MA 02132; Lic. No. 030768; Cal. No. 27560; Application to surrender license granted. Summary: Licensee did not contest charges of failing to document vital signs and failing to have the required number of dental auxiliaries assisting during a dental procedure.

Engineering and Land Surveying

Bernard C. Lucchese; Professional Engineer; Bronxville, NY 10708; Lic. No. 055621; Cal. No. 27523; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Offering a False Instrument for Filing in the 2nd Degree, a class A misdemeanor.

Nursing

Jon Laurence Green; Registered Professional Nurse; San Antonio, TX 78222; Lic. No. 420845; Cal. No. 25862; Found guilty of professional misconduct; Penalty: Revocation.

Cynthia J. Stinson a/k/a Cynthia Jean Stinson; Registered Professional Nurse; Rio Rico, AZ 85648-2406; Lic. No. 279027; Cal. No. 27501; Application to surrender license granted. Summary: Licensee did not contest the charge of failing to perform the physician ordered periodic safety checks on the assigned patient.

Franchesca Ortiz Tedaldi a/k/a Franchesca Theresa Ortiz Tedaldi; Licensed Practical Nurse; Central Islip, NY 11722-4478; Lic. No. 230126; Cal. No. 27530; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Petit Larceny, a class A misdemeanor.

Pharmacy

Steven J. Cosentino; Pharmacist; Rye, NY 10580; Lic. No. 031570; Cal. No. 27463; Application to surrender license granted. Summary: Licensee did not contest charges of compounding medications without patient specific prescriptions and distributing the medications in bulk for office use without a wholesaler's or manufacturer's registration; after receiving notification that a drug compounded at the pharmacy failed sterility testing, failing to inform the prescriber and/or patient receiving the drug that it failed sterility testing; compounding medications without patient specific prescriptions and distributing said medication in bulk without a wholesaler's or manufacturer's license, in willful or grossly negligent failure to comply with New York Education Law; compounding medications without patient specific prescriptions and distributing said medications in bulk for office use; on more than one occasion, dispensing written prescriptions which did not contain the address and/or age of the patient for whom the prescription was intended; selling a batch of an adulterated drug, Avastin, and being aware that a sample of said batch of Avastin had microbiological contamination, and not following the pharmacy's established written procedure in handling microbiological contamination in violation of good manufacturing practices.

Rockwell Compounding Associates, Inc.; Pharmacy; Rye, NY 10580; Reg. No. 026458; Cal. No. 27464; Application to surrender registration granted. Summary: Registrant did not contest charges of compounding medications without patient specific prescriptions and distributing the medications in bulk for office use without a wholesaler's or manufacturer's registration; after receiving notification that a drug compounded at the pharmacy failed sterility testing, failing to inform the prescriber and/or patient receiving the drug that it failed sterility testing; compounding medications without patient specific prescriptions and distributing said medication in bulk without a wholesaler's or manufacturer's license, in willful or grossly negligent failure to comply with New York Education Law; compounding medications without patient specific prescriptions and distributing said medications in bulk for office use; on more than one occasion,

dispensing written prescriptions which did not contain the address and/or age of the patient for whom the prescription was intended; selling a batch of an adulterated drug, Avastin, and being aware that a sample of said batch of Avastin had microbiological contamination, and not following the pharmacy's established written procedure in handling microbiological contamination in violation of good manufacturing practices.

Psychology

Michael D. Miran; Rochester, NY 14618; Lic. No. 005412; Cal. No. 25710; Found guilty of professional misconduct; Penalty: Revocation.

David Adam Steinbok a/k/a David Steinbok; Boca Raton, FL 33432; Lic. No. 018343; Cal. No. 27528; Application to surrender license granted. Summary: Licensee admitted to charges of having been convicted of Attempted Unlawful Surveillance in the 2nd Degree, a class A misdemeanor, and Petit Larceny, a class A misdemeanor.

II. OTHER REGENTS DISCIPLINARY ACTIONS

Architecture

Anita Picozzi Moran; Dallas, TX 75231; Lic. No. 032779; Cal. No. 27404; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation to commence upon return to practice in State of New York, \$2,000 fine payable within 6 months.

Athletic Training

Donald Wayne Hovey; Brooklyn, NY 11209; Cert. No. 000430; Cal. No. 27347; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Dentistry

Paul U. Im; Dentist; Little Neck, NY 11362; Lic. No. 047682; Cal. No. 26632; Application for consent order granted; Penalty agreed upon: Partial actual suspension in certain area until successful completion of course of retraining in said certain area and 2 year stayed suspension, 2 years probation, \$2,500 fine.

Michael Sonick; Dentist; Fairfield, CT 06824; Lic. No. 034534; Cal. No. 27371; Application for consent order granted; Penalty agreed upon: Censure and Reprimand, \$500 fine payable within 30 days.

Nursing

Victoria Ann Gondar; Registered Professional Nurse, Nurse Practitioner (Adult Health); Albany, NY 12203; Lic. No. 575784, Cert. No. 305055; Cal. Nos. 26687, 26688;

Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Jessica Marie Santor; Registered Professional Nurse; Fayetteville, NY 13066; Lic. No. 593205; Cal. No. 26985; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Randall Silsby; Registered Professional Nurse; Conklin, NY 13748; Lic. No. 447641; Cal. No. 26990; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 2 years probation, \$500 fine.

Beatrice M. Kwasnaza; Registered Professional Nurse; Highland Mills, NY 10930-2933; Lic. No. 640075; Cal. No. 27076; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

L. T. Robinson, Jr.; Licensed Practical Nurse; Jersey City, NJ 07305; Lic. No. 234220; Cal. No. 27111; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Shanti Maria Crouch; Registered Professional Nurse; Oneida, NY 13421; Lic. No. 560828; Cal. No. 27120; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Tammy Lehmann-Mayhew; Registered Professional Nurse; West Seneca, NY 14224; Lic. No. 600959; Cal. No. 27121; 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, \$500 fine.

Valerie Scott; Licensed Practical Nurse; Pittsford, NY 14534; Lic. No. 182939; Cal. No. 27170; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 2 years probation, \$500 fine.

Rebecca A. Evans; Registered Professional Nurse; North Chili, NY 14514; Lic. No. 629133; Cal. No. 27173; 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, \$500 fine payable within 6 months.

Janet Enright Thomas; Licensed Practical Nurse, Registered Professional Nurse; Brooklyn, NY 11212; Lic. Nos. 248970, 497129; Cal. Nos. 27188, 27189; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Michelle C. Wilcox; Licensed Practical Nurse, Registered Professional Nurse; Waterloo, NY 13165; Lic. Nos. 271924, 600896; Cal. Nos. 27203, 27204; Application for consent order granted; Penalty agreed upon: Order to supersede Commissioner's Order No. 26706; indefinite actual suspension for no less than 1 month and until fit to practice,

upon termination of suspension, 2 years probation to commence upon return to practice.

Danasha Overton-Grave; Licensed Practical Nurse; Rochester, NY 14609; Lic. No. 295504; Cal. No. 27238; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Tiyan Aliyah Nardi; Registered Professional Nurse; Eastchester, NY 10709; Lic. No. 600991; Cal. No. 27249; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Desiree Cumbermack; Licensed Practical Nurse; Brooklyn, NY 11213; Lic. No. 254394; Cal. No. 27253; Application for consent order granted; Penalty agreed upon: 12 month actual suspension, 12 month stayed suspension, 2 years probation.

Eric R. Monteclar; Licensed Practical Nurse; Camarillo, CA 93010; Lic. No. 307766; Cal. No. 27257; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation to commence upon return to practice in State of New York, \$500 fine payable within 3 months.

Chelsea Mason; Licensed Practical Nurse; Catskill, NY 12414; Lic. No. 303958; Cal. No. 27258; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 2 years probation, \$500 fine.

Audit Charles-Frame; Licensed Practical Nurse; Jamaica, NY 11433-1900; Lic. No. 274821; Cal. No. 27267; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Stacy L. Colombo a/k/a Stacy L. Staub; Licensed Practical Nurse; Rochester, NY 14625; Lic. No. 289817; Cal. No. 27275; Application for consent order granted; Penalty agreed upon: Order to supersede Commissioner's Order No. 26609; 2 year stayed suspension, 2 years probation, \$500 fine.

Theresa Lynn Quaglia; Licensed Practical Nurse; Niagara Falls, NY 14304; Lic. No. 174900; Cal. No. 27277; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until mentally and physically fit to practice, upon termination of suspension, 1 year probation to commence upon return to practice, \$500 fine.

Krysta Lea Davis; Licensed Practical Nurse; Lisbon, NY 13658; Lic. No. 298282; Cal. No. 27285; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Nicole L. Overacker; Licensed Practical Nurse; St. Johnsville, NY 13452-2504; Lic. No. 307438; Cal. No. 27301; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Carlos Anthony Thompson; Registered Professional Nurse; South Glens Falls, NY 12803; Lic. No. 568106; Cal. No. 27325; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 11 month stayed suspension, 1 year probation to commence upon return to practice.

Laura L. Gallagher; Licensed Practical Nurse; Elmira Heights, NY 14903; Lic. No. 281036; Cal. No. 27333; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Kathy J. Dzus; Licensed Practical Nurse, Registered Professional Nurse; Central Islip, NY 11722; Lic. Nos. 196390, 415300; Cal. Nos. 27334, 27335; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Danville Israel Tardiel a/k/a Danville I. Tardiel a/k/a Danville Tardiel; Licensed Practical Nurse, Registered Professional Nurse; Brentwood, NY 11717; Lic. Nos. 172370, 372595; Cal. Nos. 27337, 27338; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$1,500 fine.

Patrick James Kenney; Registered Professional Nurse; Rochester, NY 14606; Lic. No. 402665; Cal. No. 27344; 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, \$500 fine payable within 6 months.

Michael H. Chaffee; Licensed Practical Nurse; Horseheads, NY 14845; Lic. No. 309179; Cal. No. 27353; Application for consent order granted; Penalty agreed upon: 2 month actual suspension, 10 month stayed suspension, 1 year probation, \$500 fine.

Joseph F. Margrey; Licensed Practical Nurse; Natural Bridge, NY 13665; Lic. No. 293313; Cal. No. 27354; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Teresita Gorospe Binsol; Registered Professional Nurse; Dix Hills, NY 11747; Lic. No. 200643; Cal. No. 27360; Application for consent order granted; Penalty agreed upon: 1 year suspension with leave to apply, after service of the first 3 months of said suspension, for a stay of execution of any unserved portion thereof, upon submission of successful completion of certain coursework, concurrent 2 years probation.

Phillip J. Hayes; Licensed Practical Nurse; Alpine, NY 14805; Lic. No. 287415; Cal. No. 27379; 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, \$500 fine.

Hantz Dumont; Registered Professional Nurse; Queens Village, NY 11428; Lic. No. 513536; Cal. No. 27384; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Mark S. Kelley; Registered Professional Nurse; Rochester, NY 14618; Lic. No. 265124; Cal. No. 27386; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$250 fine.

Gale A. Iavarone; Registered Professional Nurse; Ovid, NY 14521; Lic. No. 505708; Cal. No. 27446; 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, \$500 fine payable within 6 months.

Malgorzata Fladie; Registered Professional Nurse; Jupiter, FL 33458; Lic. No. 556559; Cal. No. 27510; Application for consent order granted; Penalty agreed upon: Censure and Reprimand, 1 year probation to commence upon return to practice in State of New York, \$250 fine payable within 90 days.

Pharmacy

Khalid M. Chaudhary; Pharmacist; Medford, NY 11763; Lic. No. 029453; Cal. No. 25500; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$5,000 fine.

Vinodchandra F. Shah; Pharmacist; Dix Hills, NY 11746; Lic. No. 036817; Cal. No. 27125; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$2,500 fine.

Sunrise Rx Inc d/b/a Sunrise Pharmacy; Pharmacy; 285 Sills Road, East Patchogue, NY 11772; Reg. No. 029690; Cal. No. 27126; Application for consent order granted; Penalty agreed upon: \$2,500 fine, 2 years probation.

Medline Industries Inc.; Pharmacy Wholesaler; 3301 Route 6, Middletown, NY 10940; Reg. No. 028250; Cal. No. 27278; Application for consent order granted; Penalty agreed upon: \$5,000 fine payable within 30 days.

Physical Therapy

Malgorzata Fladie; Physical Therapist Assistant; Jupiter, FL 33458; Cert. No. 003672; Cal. No. 27403; Application for consent order granted; Penalty agreed upon: Censure and Reprimand, 1 year probation to commence upon return to practice in State of New York, \$250 fine payable within 90 days.

Respiratory Therapy

Dennis Flores; Respiratory Therapy Technician; West Henrietta, NY 14586; Lic. No. 004481; Cal. No. 27171; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 1 month and until fit to practice, upon termination of suspension, 2 years probation to commence upon return to practice.

Social Work

Roxanne Fallon; Licensed Master Social Worker; West Columbia, SC 29170; Lic. No. 052727; Cal. No. 27202; 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, \$500 fine payable within 6 months.

Mark S. Kelley; Licensed Clinical Social Worker; Rochester, NY 14618; Lic. No. 028354; Cal. No. 27387; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$250 fine.

Speech-Language Pathology and Audiology

Matthew R. Murray; Speech-Language Pathologist; Rochester, NY 14610; Lic. No. 005056; Cal. No. 27296; Application for consent order granted; Penalty agreed upon: 6 month actual suspension, 18 month stayed suspension, 2 years probation, \$1,000 fine.

Veterinary Medicine

Myles Adrian Greenberg; Veterinarian; White Plains, NY 10607-1316; Lic. No. 002041; Cal. No. 27269; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$1,000 fine.

William G. Chester; Veterinarian; Mayfield, NY 12117; Lic. No. 005082; Cal. No. 27397; Application for consent order granted; Penalty agreed upon: 3 month actual suspension, 21 month stayed suspension, 2 years probation, \$2,500 fine.

III. RESTORATIONS

The Board of Regents voted on July 9, 2014 to deny the application for restoration of the certified public accountant license of Ralph Bazuro, Floral Park, NY. Mr. Bazuro's license was originally revoked February 8, 2000.

The Board of Regents voted on July 9, 2014 to deny the application for restoration of the dentist license of Guillermo Diloné, New Hyde Park, NY. Dr. Diloné's license was originally revoked October 24, 2006.

The Board of Regents voted on July 9, 2014 to stay the execution of the revocation of the pharmacist license of Sanjay Patel, Ardsley, NY, to place him on probation for 3 years under the terms of probation, and upon successful completion of probation, to fully restore his license. Mr. Patel's license was originally revoked June 21, 2005.

The Board of Regents voted on July 9, 2014 to grant the application for restoration of the licensed practical nurse license of Ilia Santini, Rochester, NY. Ms. Santini's license was originally revoked April 21, 2009.