



OHIO OPTICAL DISPENSERS BOARD

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MINUTES OF MEETING **FEBRUARY 21, 2008**

REGULAR MEETING OF THE OHIO OPTICAL DISPENSERS BOARD **FEBRUARY 21, 2008**

The regularly scheduled meeting of the Ohio Optical Dispensers Board (Board) began on Thursday, February 21, 2008, at 9:05 A.M. at 77 South High Street, West B & C, 31st Floor, Columbus. President Joe Bitonte called the meeting to order in open session.

BOARD MEMBERS IN ATTENDANCE:

Present: A. Joseph Bitonte, President; Brian J Miller, Vice President; Michael W. Hall, Treasurer; Susan Bender; Susan C. Benes, M.D.; James DeDario; James Fortune, Sr.; Timothy Fries, O.D.; Oscar J. Watson.

STAFF MEMBERS IN ATTENDANCE:

Present: Nancy L. Manns, Executive Director; William Lehman, Investigator; P.R. Casey, Assistant Attorney General; Wilma Simmons, Executive Secretary

ADMINISTRATIVE MATTERS

Ordering of the Agenda

The President and Executive Director reviewed the agenda prior to the meeting.

IT WAS MOVED BY MICHAEL HALL AND SECONDED BY JAMES DEDARIO THAT THE AGENDA FOR THE FEBRUARY 21, 2008 MEETING BE APPROVED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

President's Report

President Bitonte welcomed the guests attending the meeting.

Approval of Minutes

IT WAS MOVED BY JAMES DEDARIO AND SECONDED BY MICHAEL HALL THAT THE MINUTES OF THE DECEMBER 12-13, 2007 BOARD MEETING BE APPROVED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Approval of Financial Report

After discussion,

IT WAS MOVED BY BRIAN MILLER AND SECONDED BY JAMES DEDARIO THAT THE FINANCIAL REPORT FOR CURRENT FY 2008 BE ACCEPTED AS SUBMITTED. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Executive Director's Report

Director Manns informed the Board that their respective Financial Disclosure report needed to be completed and to the Ethics Commission by April 15, 2008. The Board will be fined \$250.00 for each day each Disclosure Report is late. Ms. Manns told the Board that she would be sending out reminders to the Board members.

Director Manns informed the Board that the following items were included in their Board Meeting packets: the pass rate for the November, 2007 National Qualifying Exam (ABO/NCLE); a copy of the revised Optical Aid definition; a copy of a news release which had been supplied by Angie Muldoon containing information about the alliance between Wal-Mart and 1-800 CONTACTS; and, a color coded calendar schedule showing state holidays, state pay dates, and Board meeting dates.

Director Manns informed the Board that also included in the packet were memos from the Governor's office regarding budgetary restraints as instituted by Governor Strickland. These guidelines were in response to the projected loss of state revenue from anticipated tax losses. In addition, the Board discussed Executive Order (EO) 2008-04S, Implementing Common Sense Business Regulation and how this EO would impact the work of the Board, particularly the proposed law review and subsequent changes to the rules promulgated from the revised law.

Director Manns informed the Board that she had included in their packets a selection of frequently asked questions addressing questions and answers on all areas of Board and Opticianry practice. After review by the Board, this group of FAQ's will be placed on the Board webpage. The Board staff will also be reviewing and making changes to the webpage to ensure that it is user friendly and easy to navigate and makes pertinent information available and accessible to licensees and employers.

Director Manns informed the Board that blank nomination ballots to be used for the election of new officers at the February, 2008 Board meeting had been included in their Board packet that was previously mailed to them. Director Manns stated that, with the Board's permission, she would collect these nomination ballots completed by the Board members, and at the break would prepare a voting ballot to elect new officers later in the Board meeting. The Board agreed by consensus.

Director Manns informed the Board that there will be some reconfiguration of parts of the 16th floor of the Riffe Building, including the Board office. A meeting that Director Manns was to attend prior to the Board meeting regarding the reconfiguration was cancelled and no information about how the configuration may affect the Board office would be available until after the February, 2008 Board meeting.

Director Manns informed the Board that the state had changed the reimbursement for mileage from \$.41 to \$.505 per mile for exempt employees effective February 1, 2008. This would include reimbursement for all Board members' travel from home to the Board offices that would occur for the Board meetings. Therefore, every Board member will now be reimbursed for mileage at a rate of \$.505 per mile of travel and would also include reimbursement for parking fees. A sample copy of the expense account with each Board member's mileage, computed via the internet, was handed out to each Board member for review. An original parking receipt must accompany the expense account in order for the parking to be paid. Director Manns informed the Board that we would need to have the original receipt for parking from each Board member within a week after the Board meeting in order to submit the request for reimbursement in a timely manner.

Strategic Planning:

Systematic Plan for Review of Law Changes

Director Manns reminded the Board that one of the goals of the Board for 2008 was to review the law regulating the practice of Opticianry and Ocularistry in Ohio, Sections 4725.40-4725.99 of the ORC. Director Manns informed the Board that she had included in their packets a draft of a systematic plan for the review of the current law, and some recommended revisions. This plan would have the Board initiating the review at the April, 2008 Board meeting and finishing the review by the October, 2008 Board meeting.

After discussion,

IT WAS MOVED BY MICHAEL HALL AND SECONDED BY SUSAN BENDER THAT THE BOARD APPROVE THE PLAN FOR REVIEW OF 4725.40-4725.99 ORC FOR 2008. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Rule Changes - Criminal Records Check Law/Draft rules for Criminal Records Checks:

Director Manns informed the Board that the Criminal Records Check law would become effective March 24, 2008. The Criminal Records Check will be required for all initial

licensure applicants beginning on March 24, 2008. All applicants who submit an application for initial licensure on or after March 24, 2008 will be required to complete a criminal records check and have the results sent to the Board office prior to review by the Board for approval of licensure. The law requires the Board to promulgate rules for the implementation of the law. Director Manns referred the Board to a draft of proposed rules that had been included in their Board mailing packet for their review.

After discussion,

IT WAS MOVED BY MICHAEL HALL AND SECONDED BY SUSAN C. BENES, M.D. THAT THE BOARD APPROVE THE DRAFT RULES FOR CRIMINAL RECORDS CHECKS FOR INITIAL LICENSURE. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

After further discussion,

IT WAS MOVED BY BRIAN MILLER AND SECONDED BY TIMOTHY FRIES, O.D. THAT THE BOARD APPROVE THE SECOND OPTION (A) ON THE DRAFT OF 4726-9-03 (RENEWAL OF LICENSE) AS RE-WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBER PRESENT.

The Board approved draft rules would read:

4726-9-01 Initial Licensure

(A) Any person seeking licensure from the state optical dispensers board, after having successfully passed the board's qualifying examination, shall make application on forms provided by the board for such licensure within one year of the date of the exam that was taken and passed.

(B) The appropriate certificate of licensure shall be issued by the board no later than sixty days after approval by the board.

4726-9-02 Criminal Records Check

(A) In addition to the requirements established in rule 4726-5-01 of the Administrative code, all applicants for initial licensure as a licensed spectacle dispensing optician, licensed contact lens dispensing optician, licensed spectacle-contact lens dispensing optician, or as an ocularist shall submit to a criminal records check completed by the bureau of criminal identification and investigation in accordance with section 4725.501 of the Revised Code. The results of the criminal records check shall be received by the board prior to the issuance of a license to practice as a licensed spectacle dispensing optician, a licensed contact lens dispensing optician, a licensed spectacle-contact lens dispensing optician, or as an ocularist.

(B) An applicant requesting a criminal records check shall provide the bureau of criminal identification and investigation with the applicant's name and address and with the name and address for the Ohio optical dispensers board.

(C) In the request, the applicant shall ask the superintendent of the bureau of criminal identification and investigation to obtain from the federal bureau of investigation any information it has pertaining to the applicant.

(D) The Ohio optical dispensers board will only accept the results of a criminal records check that is submitted to the board directly by the bureau of criminal identification and investigation.

4726 -9-03 Renewal of Licenses

(A) Each person who receives a license from the Ohio optical dispensers board shall renew that license prior to the first day of January following the date of issuance.

(B) Each licensee shall renew the license prior to the first day of each January thereafter.

Board Governance/Planning – Goals for 2008

After discussion, it was decided by consensus that the following would be the Governance/Planning goals for the Board for 2008:

1. Review the laws and rules and make revisions as appropriate.
2. Review Board meeting process, evaluate and revise as appropriate.
3. Establish process for issuing new licenses to include criminal records checks.

Open Forum:

Vice President Brian Miller introduced Mr. Harold (Bud) W. Turntine, BCO, BADO, President, American Society of Ocularists, Inc. Mr. Turntine addressed the Board regarding Medicare & Medicaid Services Accreditation. Mr. Turntine informed the Board that the Medicare Modernization Act of 2003 requires that all durable medical equipment providers billing Medicare for Identified Part B products must be accredited. He further stated that all providers must be compliant with the accreditation standards by September, 2009. This would apply to all Ocularists, and, in the future may affect Opticians. Mr. Turntine discussed in detail why the accreditation is being required, tips for choosing an accreditor, how long the process takes, and tips on how and what to do to get ready. Mr. Turntine then responded to questions.

Discipline

After discussion;

IT WAS MOVED BY MICHAEL HALL AND SECONDED BY OSCAR WATSON THAT THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #0705030. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. JOE BITONTE ABSTAINED. (Addendum #2)

After discussion;

IT WAS MOVED BY MICHAEL HALL AND SECONDED BY SUSAN C. BENES, M.D. THAT THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #0809007. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. JOE BITONTE ABSTAINED. (Addendum #3)

After discussion;

IT WAS MOVED BY BRIAN MILLER AND SECONDED BY MICHAEL HALL THAT THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #0812015. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS. JOE BITONTE ABSTAINED. (Addendum #4)

Continuing Education

After review by Board members of submitted applications for approval of continuing education hours and discussion,

IT WAS MOVED BY SUSAN C. BENES, M.D. AND SECONDED BY JAMES DEDARIO THAT THE BOARD APPROVE THE CONTINUING EDUCATION PROGRAMS WITH THE APPROVED HOURS AS LISTED BELOW. MOTION ADOPTED BY A MAJORITY VOTE OF THE BOARD MEMBERS. BRIAN MILLER ABSTAINED FROM THE VOTE ON THE AMERICAN SOCIETY OF OCULARIST SEMINAR.

Quantum Optical – Internet Courses – Calendar Year 2008 (New Courses):

5 Spectacle Hours
2 Contact Lens Hours
4 Management Hours

Quantum Optical – Internet Courses – Calendar Year 2008 (Previously Approved):

28 Spectacle Hours
16 Contact Lens Hours
2 Spectacle/Contact Hours
17 Management Hours
2 Spectacle/Contact Lens/Ocularist Hours

International Vision Expo East 2008 – New York, NY – April 10-13, 2008:

62 Spectacle Hours
19 Contact Lens Hours
38 Management Hours

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American Society of Ocularists – Destin, FL – April 5-10, 2008:

7 Ocularist Hours
1 Ocularist Hour with Infectious Control

Optical Dispensers Board Executive Director – Multiple Locations, OH – Calendar Year 2008:

2 Spectacle/Contact Lens/Ocularist/Management Hours

Opticians Association of Ohio/Northwest Division – Perrysburg, OH – March 2, 2008:

4 Spectacle Hours
4 Contact Lens Hours

Opticians Association of Ohio/Dayton Division – Fairborn, OH – March 30, 2008:

4 Spectacle Hours
4 Contact Lens Hours

Opticians Association of Ohio – Columbus, OH – April 5-6, 2008:

8 Spectacle Hours
8 Contact Lens Hours

Contact Lens Society of America – New Orleans, LA – March 6-8, 2008:

9 Contact Lens Hours

Cherry Optical – Dearborn, MI – April 19, 2008:

24 Spectacle Hours
6 Management Hours

Opticians Association of Ohio – Columbus, OH – April 5-6, 2008 – Additional Hours:

2 Spectacle Hours
1 Management Hour

Rooney Optical – Cleveland, OH – April 16, 2008:

2 Spectacle Hours

Opticians Association of Ohio – Cleveland, OH - January 27, 2008 – Substitute Speakers:

4 Spectacle Hours

Request for Waiver/Refund of Late Fees:

After discussion;

IT WAS MOVED BY BRIAN MILLER AND SECONDED BY JAMES DEDARIO THAT THE BOARD DENY THE WAIVER AND REFUND OF LATE FEES FOR J.B. MOTION ADOPTED BY A MAJORITY VOTE OF THE BOARD MEMBERS. JOE BITONTE ABSTAINED.

Approval of Licenses

After review of licensure applications by Board members,

IT WAS MOVED BY MICHAEL HALL AND SECONDED BY JAMES DEDARIO THAT THE BOARD APPROVE FOR LICENSURE THE APPLICANTS LISTED ON ADDENDUM 1.0. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS.

A discussion followed as to whether wall certificates were being returned to the Board office if someone was applying for a combination license. Director Manns informed the Board that the staff was not requesting the wall certificate to be returned to the Board office unless someone was requesting to down-grade their license from a combination license to a spectacle or contact lens only license. A straw vote was taken as to whether the Board staff should request the return of the wall certificate when someone was applying for a combination license. The straw vote showed that the Board, by majority of the vote, decided it was not necessary for the Board staff to request the return of the wall certificate when the license type was changed from a spectacle or contact lens only license to a combination, S/C license.

Investigator's Report

Investigator Lehman informed the Board that there are currently three on-going investigations and 13 cases that had been closed in fiscal year 2008. Mr. Lehman informed the Board that 15 letters of reprimand have been mailed to individuals who continued to work as a dispensing optician for less than 30 days after their license lapsed.

IT WAS MOVED BY BRIAN MILLER AND SECONDED BY SUSAN BENDER THAT THE BOARD ACCEPT THE REPORT OF INVESTIGATOR LEHMAN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

New Business

Approval of out-of-state Opticianry Schools:

Michael Hall informed the Board that he had reviewed the material from Hillsborough Community School of Opticianry Program, Tampa Bay, FL which was requesting approval by the Board. Mr. Hall described the schooling as a distant learning program requiring 72 credit hours for graduation. Upon completion of the program graduates receive an Associates of Science of Opticianry degree. Mr. Hall stated that the documentation provided by the school demonstrated that the program met the statutory requirements to be approved as a Board-approved school of Opticianry.

After discussion;

IT WAS MOVED BY MICHAEL HALL AND SECONDED BY BRIAN MILLER THAT THE BOARD APPROVE THE HILLSBOROUGH COMMUNITY SCHOOL OF OPTICIAN/TECHNICIAN PROGRAM, TAMPA BAY, FLORIDA AS A SCHOOL OF OPTICIANRY THAT MEETS THE EDUCATION REQUIREMENTS FOR LICENSURE IN OHIO. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS.

Electronic Prescriptions

Director Manns informed the Board that the office had received inquiries as to whether electronic prescriptions transmitted via fax or e-mail to an optical office was a legal prescription if there were no doctor's signature. The Board agreed by consensus that as long as there was sufficient information provided to fill the prescription, sufficient information to contact the prescriber if clarification or verification of the prescription were required, and, that the process for promulgation of the prescription was secure and limited to only authorized prescribers, then the prescription should be consider a valid prescription for purposes of optical dispensing. After discussion, it was the consensus of the Board that the Board adopt guidelines for use of electronic transmission and acceptance of electronic prescriptions. Director Manns agreed to investigate accepted procedures adopted by other entities.

Special Orders: - Election of Officers for 2008

After discussion,

IT WAS MOVED BY JAMES DEDARIO AND SECONDED BY SUSAN C. BENES, M.D. THAT THE BOARD ACCEPT THE SLATE OF OFFICERS AS PUT FORTH FOR 2008. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Election ballots were handed out to each Board member and then collected by Director Manns who then did a count of the votes with investigator Lehman. Director Manns announced to the Board that Brian J Miller was elected President of the Board; Michael Wm. Hall was elected Vice President of the Board; and, Susan E. Bender was elected Treasurer of the Board.

Additional Discussions

Director Manns suggested that in order to save time at future Board meetings that the Board may consider having separate agendas wherein the Consent Agenda would have items which would consist of items/articles that could be approved with little to no discussion and the Board Meeting Agenda which would contain items which would require discussion to make a decision. It was agreed by consensus that this approach would be used at the April, 2008 Board meeting to evaluate the effectiveness.

Vice President Hall pointed out to the other Board members a letter in the Board packet from Optical Training Institute complimenting the Board staff on their professionalism and efficiency. Mr. Hall added his own thanks and appreciation for the staff's work.

President Joe Bitonte thanked the Board for their support of him and the Board's collective efforts during his year as president. The Board members thanked him for his commitment to the office of Board President.

The meeting was adjourned at 12:55 AM, February 21, 2008.

ATTESTED:



PRESIDENT, BRIAN J MILLER



EXECUTIVE DIRECTOR, NANCY MANNNS

Future Board Meeting Dates:

April 17, 2008 – 9:00 AM – 4:00 PM

June 19, 2008 – 9:00 AM – 4:00 PM

August 21, 2008 – 9:00 AM – 4:00 PM

October 16, 2008 – 9:00 AM – 4:00 PM

December 4, 2008 – 9:00 AM – 4:00 PM

Report Parameters

Board = ODB
Credential prefix = S

Report generated on 2/14/2008 at 10:16:17 AM

name	address1	address2	city	statecode	zipcode
Sarah R. Alley	207 Aultman Avenue NW		Canton	OH	44708
Melvin Archie	914 Bristol Lane		Streetsboro	OH	44241-4870
Erin M. Becker	1464 Cornell Avenue SW		North Canton	OH	44720
Michelle A. Bednarcik	7423 Center Street Apt 205		Mentor	OH	44060
Stefanee A. Berman	8241 Catalpa Ridge Drive		Blacklick	OH	43004
Rebecca M. Boggs	5237 State Road 252		Brookville	IN	47012
Helen L. Clewis	285 Washington Street		Roseville	OH	43777
Kayla N. Corner	4387 Carthel Drive		Hamilton	OH	45011
Jacqueline L. Dillinger	38224 Springdale Drive		North Ridgeville	OH	44039
Chantale Dogan	1533 Westminster Drive		Upper Arlington	OH	43221
Carolyn G. Durham	120 Center Street		Seville	OH	44273
Beverly L. Dziengelewski	605 West Livingston Street		Celina	OH	45822
Linda L. Fraleigh	816 Override S.E.		North Canton	OH	44720
Tarra Lynn Goble	402 Ashland Avenue Apt E10		Wapakoneta	OH	45895
Deborah L. Hall	2405 East Snodgrass Road		Piqua	OH	45356
Samantha Hetzer	634 South LaZelle Street		Columbus	OH	43206
Jonathan Hinkle	3065 State Route 13 SE		Crooksville	OH	43731
Judy D. Huffman	6000 Bear Creek Drive Apt 523		Bedford Heights	OH	44146
Amanda Kay Huston	2070 State Route 681 Apt B		Albany	OH	45710
Sarah L. Johnston	15 West Broadway		Tipp City	OH	45371
Cynthia M. Jones	898 Matthews Brook Lane		Powell	OH	43065
Galyna Korkishko	4175 West 59th Street		Cleveland	OH	44144
Aubrey Lemus	6564 Reflections Drive Apt B		Dublin	OH	43017-2344
Stanley Levinson	3858 Crestfield Drive		Groveport	OH	43125
Lee Ann Logsdon	1801 Eastview Drive		Findlay	OH	45840
Lee Ann Long	7841 Strawberry Hill Road		Lewis Center	OH	43035
C. Irene McHenry	907 Storybook Lane		Newark	OH	43055
Tiffany Lyn Monegan	1355 Countryside Drive		Mogadore	OH	44260
Rachel Nelson	374 South Ashburton Road		Columbus	OH	43213
Cheryl L. Paul	3642 Autumn Tree Drive		Medina	OH	44256
Sara Pierce	430 Waynoka Drive		Sardinia	OH	45171-9755
Stephanie L. Plagge	297 Fairgrounds Road		Mount Vernon	OH	43050
Scotty J. Reif	4771 Highridge Avenue		Cincinnati	OH	45238
Carey Robin	740 Ray Avenue NW Apt 2		New Philadelphia	OH	44663
Melissa Y. Rodriguez	617 Marion Avenue SW		Canton	OH	44707
Wanda J. Sears	632 Innsbrooke Lane		Hamilton	OH	45011
Angela K. Spencer	3291 Owl Creek Road		Frankfort	OH	45628
Shahrokh Taghayyor	4562 Tuttle Brooke Drive		Dublin	OH	43016
David L. Trennel, Jr.	7325 North Ridge Road B20		Madison	OH	44057
Maryana Tretyak	3009 Wales Avenue		Parma	OH	44134
Delilah M. Troyer	5083 Kidron Road		Kidron	OH	44636
Kathy S. Vanek	26500 Oriole Avenue		Euclid	OH	44132
Jennifer Leslie-Ann Walker	4267 Milaine Drive		Cincinnati	OH	45245-1725
Temika Michelle Walker	3002 East 128th Street DN		Cleveland	OH	44120
Kim Terese Weaver	279 West Woodside Ter		Holland	OH	43528

Lori Weimer	1168 Beechwood Road	Salem	OH	44460
Sheila M. Woods	818 Matthias Avenue NE	Massillon	OH	44646
Deborah J. Young	5336 Broad Boulevard	North Ridgeville	OH	44039

ODB - Pending Applicants - Spectacle/Contact Lens

Report Parameters

Board = ODB
 Credential prefix = SC

Report generated on 2/14/2008 at 10:30:19 AM

name	address1	address2	city	statecode	zipcode
Jane L. Baskwill	3410 Richard Avenue		Grove City	OH	43123
Timothy H. Baughman	1226 Torrence Drive		Springfield	OH	45503
Crissy A. Carter	14724 State Route 122 South		Somerville	OH	45064
Holly Michelle Cope	1579 Township Road 218		Bellefontaine	OH	43311-9365
Wanda Yvonne Dean	10708 Angling Road		Wakeman	OH	44889
Amanda Brooke Dembski	1852 Messner Drive		Hilliard	OH	43026
Megan R. Dixon	591 Stonyridge Avenue		Troy	OH	45373
Lisa A. Grimm	132 Valley Street		Conneaut	OH	44030
Tamara L. Henderson	4077 Wintertime Drive		Columbus	OH	43207
James H. Jefferson	3164 Crown Pointe Drive		Stow	OH	44224
Dawn M. Johnston	PO Box 115		Hammondsville	OH	43930
Lori A. LaScola	2215 Charlestown Avenue		Toledo	OH	43613
Jane E. Michael	5966 Karl Road		Columbus	OH	43229
Kimberly Kay Mikicic	1380 Birchwood Drive		Columbus	OH	43228
Melissa S. Pasco	496 West Market Street		Alliance	OH	44601
Amy C. Rogers	15 Sunset Drive		Conneaut	OH	44030
Tamara L. Ruhl	170 Red Path Drive		Columbiana	OH	44408
Marylouise Schmid	4558 Rushton Road		South Euclid	OH	44121
Elizabeth A. Thorne	5111 Millrock Road		New Waterford	OH	44445
Leslie A. Weidner	9353 Knights Way		Brecksville	OH	44141
Lorianne Williams	311 Sycamore Street		Lancaster	OH	43130
Tiffany E. Wolford	3621 Bradley Road		Huntington	WV	25704

ODB - Pending Applicants - Contact Lens

Report Parameters

Board = ODB
 Credential prefix = C

Report generated on 2/14/2008 at 10:10:14 AM

name	address1	address2	city	statecode	zipcode
Jessica Nicole York	1725 Township Road 333		Junction City	OH	43748

ODB - Pending Applicants - Reciprocity - Spectacle/Contact Lens

Report Parameters

Board = ODB
 Credential prefix = SC

Report generated on 2/14/2008 at 10:08:41 AM

name	address1	address2	city	statecode	zipcode
Steven J. Fekete	3539 West Boulevard		Cleveland	OH	44111

**CONSENT AGREEMENT
BETWEEN
STEPHEN MONDOK
AND
THE OHIO OPTICAL DISPENSERS BOARD**

This CONSENT AGREEMENT is entered into by and between **STEPHEN MONDOK**, Opticians, License No. 4971-S and the **OHIO OPTICAL DISPENSERS BOARD**("Board"), a state agency charged with enforcing Chapter 4725 of the Ohio Revised Code, and all rules promulgated thereunder.

STEPHEN MONDOK enters into this CONSENT AGREEMENT being fully informed of his rights under Chapter 119. of the Ohio Revised Code, including the right to representation by counsel and the right to a formal adjudication hearing on the issues considered herein.

BASIS FOR ACTION

This CONSENT AGREEMENT is entered into on the basis of the following stipulations, admissions and understandings:

1. The **BOARD** is empowered by Section 4725.53 of the Ohio Revised Code to refuse to grant a license, suspend or revoke a license or impose a fine or order restitution for any of the enumerated violations.
2. The **BOARD** enters into this CONSENT AGREEMENT in lieu of formal proceedings based upon the violation of Section 4725.53(7) of the Ohio Revised Code and Ohio Administrative Code 4726-5-02(A). **STEPHEN MONDOK** employed an unregistered individual as an apprentice optician; allowed the individual to hold themselves out as an apprentice optician; and, allowed the individual to engage in the practice of dispensing optical aids at Lenscrafters, 5555 Youngstown-Warren Rd., Niles, OH 44446 for the period of on or about July 1, 2006 through on or about July 30, 2007.
3. The **BOARD** expressly reserves the right to institute additional formal proceedings based upon any other violations of Chapter 4725 of the Ohio Revised Code or any rules promulgated thereunder, whether occurring before or after the effective date of this **CONSENT AGREEMENT**.

Stephen Mondok
Consent Agreement
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4. **STEPHEN MONDOK** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 4971-S.
5. **STEPHEN MONDOK** admits the factual and legal allegations set forth in this Consent Agreement issued by the **BOARD**.

AGREED CONDITIONS

WHEREFORE, in consideration of the foregoing and mutual promises hereinafter set forth and in lieu of any further formal proceedings at this time, **STEPHEN MONDOK** knowingly and voluntarily agrees with the **BOARD** to the following terms, conditions, and limitations:

- A. **STEPHEN MONDOK** shall pay a fine of Four hundred dollars (\$400.00) pursuant to Section 4725.53(A)(B) of the Ohio Revised Code. The four hundred dollar (\$400.00) fine in the form of a certified check or money order made payable to the Treasurer State of Ohio, must be received by the Board at the Ohio Optical Dispensers Board, 77 South High Street, 16th Floor, Columbus, Ohio 43215-6108 not later than 30 days from the ratification by the Board of this consent agreement.
- B. **STEPHEN MONDOK** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in his licensure file.
- C. **STEPHEN MONDOK** shall obey all laws and rules of the Ohio Revised Code and Ohio Administrative Code governing Licensed Opticians in Ohio.
- D. The **BOARD** agrees not to institute formal proceedings against **STEPHEN MONDOK** as long as he is in compliance with the terms and conditions of this **CONSENT AGREEMENT**.

FAILURE TO COMPLY

By his signature on this agreement, **STEPHEN MONDOK** agrees that in the event the **BOARD**, in its discretion, does not approve this CONSENT AGREEMENT, this settlement offer is withdrawn and shall be of no evidentiary value and shall not be relied upon or introduced in any disciplinary action or appeal by either party. **STEPHEN MONDOK** agrees that should the **BOARD** reject this CONSENT AGREEMENT and if this case proceeds to hearing, he will assert no claim that the **BOARD** was prejudiced by its review and discussion of this CONSENT AGREEMENT or of any information relating thereto.

ACKNOWLEDGEMENTS/LIABILITY RELEASE

STEPHEN MONDOK waives any and all claims or causes of action he may have against the **BOARD**, and members, officers, employees and/or agents of the **BOARD**, arising out of the matters which are the subject of this CONSENT AGREEMENT.

This CONSENT AGREEMENT shall be considered a public record as that term is used in Section 149.43 of the Ohio Revised Code.

This CONSENT AGREEMENT is not an adjudication order within the meaning of Section 119.01 (D) of the Ohio Revised Code.

Upon consent of **STEPHEN MONDOK** and the **BOARD**, the terms and conditions of this CONSENT AGREEMENT may be modified or terminated in writing.

ADDENDUM 3.0

CONSENT AGREEMENT BETWEEN TONYA BLAIR AND THE OHIO OPTICAL DISPENSERS BOARD

This CONSENT AGREEMENT is entered into by and between **TONYA BLAIR**, Opticians, License No. 6468-S and the **OHIO OPTICAL DISPENSERS BOARD** (“Board”), a state agency charged with enforcing Chapter 4725 of the Ohio Revised Code, and all rules promulgated thereunder.

TONYA BLAIR enters into this CONSENT AGREEMENT being fully informed of her rights under Chapter 119. of the Ohio Revised Code, including the right to representation by counsel and the right to a formal adjudication hearing on the issues considered herein.

BASIS FOR ACTION

This CONSENT AGREEMENT is entered into on the basis of the following stipulations, admissions and understandings:

1. The **BOARD** is empowered by Section 4725.53 of the Ohio Revised Code to refuse to grant a license, suspend or revoke a license or impose a fine or order restitution for any of the enumerated violations.
2. The **BOARD** enters into this CONSENT AGREEMENT in lieu of formal proceedings based upon the violation of Section 4725.52 of the Ohio Revised Code and Ohio Administrative Code 4726-5-02(A)(C). **TONYA BLAIR** failed to register an apprentice she supervised, and allowed the individual to hold themselves out as an apprentice optician; and, allowed the individual to engage in the practice of dispensing optical aids at Wal Mart Vision, 1640 South Washington St., Millersburg, OH 44654 for the period of on or about July 1, 2007 through on or about October 1, 2007.
3. The **BOARD** expressly reserves the right to institute additional formal proceedings based upon any other violations of Chapter 4725 of the Ohio Revised Code or any rules promulgated thereunder, whether occurring before or after the effective date of this **CONSENT AGREEMENT**.

Tonya Blair
Consent Agreement
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4. **TONYA BLAIR** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 6468-S.
5. **TONYA BLAIR** admits the factual and legal allegations set forth in this Consent Agreement issued by the **BOARD**.

AGREED CONDITIONS

WHEREFORE, in consideration of the foregoing and mutual promises hereinafter set forth and in lieu of any further formal proceedings at this time, **TONYA BLAIR** knowingly and voluntarily agrees with the **BOARD** to the following terms, conditions, and limitations:

- A. **TONYA BLAIR** shall pay a fine of Two hundred fifty dollars (\$250.00) pursuant to Section 4725.53(A)(B) of the Ohio Revised Code. The two hundred fifty dollar (\$250.00) fine in the form of a certified check or money order made payable to the Treasurer State of Ohio, must be received by the Board at the Ohio Optical Dispensers Board, 77 South High Street, 16th Floor, Columbus, Ohio 43215-6108 not later than 30 days from the ratification by the Board of this consent agreement.
- B. **TONYA BLAIR** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in her licensure file.
- C. **TONYA BLAIR** shall obey all laws and rules of the Ohio Revised Code and Ohio Administrative Code governing Licensed Opticians in Ohio.
- D. The **BOARD** agrees not to institute formal proceedings against **TONYA BLAIR** as long as she is in compliance with the terms and conditions of this CONSENT AGREEMENT.

FAILURE TO COMPLY

By her signature on this agreement, **TONYA BLAIR** agrees that in the event the **BOARD**, in its discretion, does not approve this CONSENT AGREEMENT, this settlement offer is withdrawn and shall be of no evidentiary value and shall not be relied upon or introduced in any disciplinary action or appeal by either party. **TONYA BLAIR** agrees that should the **BOARD** reject this CONSENT AGREEMENT and if this case proceeds to hearing, she will assert no claim that the **BOARD** was prejudiced by its review and discussion of this CONSENT AGREEMENT or of any information relating thereto.

ACKNOWLEDGEMENTS/LIABILITY RELEASE

TONYA BLAIR waives any and all claims or causes of action she may have against the **BOARD**, and members, officers, employees and/or agents of the **BOARD**, arising out of the matters which are the subject of this CONSENT AGREEMENT.

This CONSENT AGREEMENT shall be considered a public record as that term is used in Section 149.43 of the Ohio Revised Code.

This CONSENT AGREEMENT is not an adjudication order within the meaning of Section 119.01 (D) of the Ohio Revised Code.

Upon consent of **TONYA BLAIR** and the **BOARD**, the terms and conditions of this CONSENT AGREEMENT may be modified or terminated in writing.

**CONSENT AGREEMENT
BETWEEN
JOHN WILSON
AND
THE OHIO OPTICAL DISPENSERS BOARD**

This CONSENT AGREEMENT is entered into by and between **JOHN WILSON**, Opticians, License No. 6893-S and the **OHIO OPTICAL DISPENSERS BOARD** (“Board”), a state agency charged with enforcing Chapter 4725 of the Ohio Revised Code, and all rules promulgated thereunder.

JOHN WILSON enters into this CONSENT AGREEMENT being fully informed of his rights under Chapter 119. of the Ohio Revised Code, including the right to representation by counsel and the right to a formal adjudication hearing on the issues considered herein.

BASIS FOR ACTION

This CONSENT AGREEMENT is entered into on the basis of the following stipulations, admissions and understandings:

1. The **BOARD** is empowered by Section 4725.53 of the Ohio Revised Code to refuse to grant a license, suspend or revoke a license or impose a fine or order restitution for any of the enumerated violations.
2. The **BOARD** enters into this CONSENT AGREEMENT in lieu of formal proceedings based upon the violation of Section 4725.52 of the Ohio Revised Code and Ohio Administrative Code 4726-5-02(A)(C). **JOHN WILSON** failed to register an apprentice he supervised, and allowed the individual to hold themselves out as an apprentice optician; and, allowed the individual to engage in the practice of dispensing optical aids at Lenscrafters, 5555 Youngstown-Warren Rd., Niles, OH 44446 for the period of on or about July 1, 2006 through on or about July 30, 2007.
3. The **BOARD** expressly reserves the right to institute additional formal proceedings based upon any other violations of Chapter 4725 of the Ohio Revised Code or any rules promulgated thereunder, whether occurring before or after the effective date of this **CONSENT AGREEMENT**.

John Wilson
Consent Agreement
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4. **JOHN WILSON** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 6893-S.
5. **JOHN WILSON** admits the factual and legal allegations set forth in this Consent Agreement issued by the **BOARD**.

AGREED CONDITIONS

WHEREFORE, in consideration of the foregoing and mutual promises hereinafter set forth and in lieu of any further formal proceedings at this time, **JOHN WILSON** knowingly and voluntarily agrees with the **BOARD** to the following terms, conditions, and limitations:

- A. **JOHN WILSON** shall pay a fine of Two hundred fifty dollars (\$250.00) pursuant to Section 4725.53(A)(B) of the Ohio Revised Code. The two hundred fifty dollar (\$250.00) fine in the form of a certified check or money order made payable to the Treasurer State of Ohio, must be received by the Board at the Ohio Optical Dispensers Board, 77 South High Street, 16th Floor, Columbus, Ohio 43215-6108 not later than 30 days from the ratification by the Board of this consent agreement.
- B. **JOHN WILSON** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in his licensure file.
- C. **JOHN WILSON** shall obey all laws and rules of the Ohio Revised Code and Ohio Administrative Code governing Licensed Opticians in Ohio.
- D. The **BOARD** agrees not to institute formal proceedings against **JOHN WILSON** as long as he is in compliance with the terms and conditions of this CONSENT AGREEMENT.

FAILURE TO COMPLY

By his signature on this agreement, **JOHN WILSON** agrees that in the event the **BOARD**, in its discretion, does not approve this CONSENT AGREEMENT, this settlement offer is withdrawn and shall be of no evidentiary value and shall not be relied upon or introduced in any disciplinary action or appeal by either party. **JOHN WILSON** agrees that should the **BOARD** reject this CONSENT AGREEMENT and if this case proceeds to hearing, he will assert no claim that the **BOARD** was prejudiced by its review and discussion of this CONSENT AGREEMENT or of any information relating thereto.

ACKNOWLEDGEMENTS/LIABILITY RELEASE

JOHN WILSON waives any and all claims or causes of action he may have against the **BOARD**, and members, officers, employees and/or agents of the **BOARD**, arising out of the matters which are the subject of this CONSENT AGREEMENT.

This CONSENT AGREEMENT shall be considered a public record as that term is used in Section 149.43 of the Ohio Revised Code.

This CONSENT AGREEMENT is not an adjudication order within the meaning of Section 119.01 (D) of the Ohio Revised Code.

Upon consent of **JOHN WILSON** and the **BOARD**, the terms and conditions of this CONSENT AGREEMENT may be modified or terminated in writing.