



OHIO OPTICAL DISPENSERS BOARD

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COLUMBUS, OHIO 43215-6108
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MINUTES OF MEETING JULY 25, 2013

REGULAR MEETING OF THE OHIO OPTICAL DISPENSERS BOARD JULY 25, 2013

The regularly scheduled meeting of the Ohio Optical Dispensers Board (Board) began on Thursday, July 25, 2013 at 9:03 A.M. at 77 South High Street, 31st Floor, Columbus, Ohio. President Jeffrey R. Rohlf called the meeting to order in open session.

BOARD MEMBERS IN ATTENDANCE:

Present: President, Jeffrey R. Rohlf; Vice President, Thomas Barracato; Treasurer, Paul R. King; Brian J Miller; James Fortune, Sr.; Jeffrey Hutchison, D.O.; Susan Robus; Timothy Fries, O.D.; James Ashenhurst

STAFF MEMBERS IN ATTENDANCE:

Present: Nancy L. Manns, Executive Director; William Lehman, Investigator; Heidi Dorn, Assistant Attorney General; Wilma Simmons, Executive Secretary.

ADMINISTRATIVE MATTERS

Ordering of the Agenda

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

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY SUSAN ROBUS THAT THE CONSENT AGENDA FOR THE JULY 25, 2013 MEETING BE APPROVED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. JAMES FORTUNE, SR. ABSENT FOR VOTE

The President and Executive Director reviewed the regular agenda prior to the meeting. IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY PAUL R. KING THAT THE REGULAR AGENDA FOR THE JULY 25, 2013 MEETING BE APPROVED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. JAMES FORTUNE, SR. ABSENT FOR VOTE

President's Report

President Rohlf welcomed the guests in the gallery.

Approval of Minutes

IT WAS MOVED BY SUSAN ROBUS AND SECONDED BY TIMOTHY FRIES, O.D. THAT THE MINUTES OF THE MAY 2, 2013 BOARD MEETING BE APPROVED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. JAMES ASHENHURST ABSTAINED. JAMES FORTUNE, SR. ABSENT FOR VOTE

Executive Director's Report

Director Manns informed the Board that there had been no news regarding re-appointments or appointments of new Board members.

Director Manns introduced our new AAG Heidi Dorn and welcomed her to the Board. AAG Dorn also represents the Medical Board. Investigator Lehman and I have met with AAG Dorn on two occasions to discuss different issues. It is obvious that AAG Dorn has quickly picked up on some of the nuances of our law and rules and has provided excellent guidance to us.

Director Manns informed the Board that fiscal year 2013 has been completed and closed out and we have entered into fiscal year 2014. After encumbrances of money from fiscal year 2013 into fiscal year 2014 there was \$2.00 left over.

Director Manns informed the Board that renewal for apprentices officially ended on June 30, 2013. Approximately 73% of those who renewed did so online; however, we are still getting requests for renewal forms. Of the 1500 renewals mailed, 1098 have renewed to date.

Director Manns informed the Board that as previously reported, there will be delays in the implementation of the new e-licensing system and we are now looking at the spring of 2014 before testing or implementation. Our Board is still in Phase 1 of the implementation.

Director Manns informed the Board that the Strategic planning meeting will be held following this Board meeting and it will be held in a conference room at the Doubletree. A light lunch will be provided. All of your responses to the SWOT analysis have been forwarded to Mr. Bill Radford, the facilitator for the program.

Director Manns informed the Board that House Bill 98 has been introduced by Representative Gonzales in response to an Executive Order of Governor Kasich. Both the Executive Order and HB98, if passed, requires each of Ohio's occupational licensing agencies to apply an individual's military training and experience toward the requirements to receive that license; and, requires each licensing agency to adopt rules regarding which military programs of training, military primary specialties and lengths of service are substantially equivalent to or exceed the educational and experience requirements for each license that agency issues. Our law and rules currently give the Board the authority to make that determination; but may not be specific enough to satisfy the requirements of the legislation.

Director Manns informed the Board that the Board is currently undergoing its biennial audit conducted by the State Auditor's office. The audit was started in FY '13; but funds were encumbered to cover the costs incurred in June and money was budgeted for the portion of the audit conducted in FY'14. It appears the audit will be concluded by the first week of August. Each Board member will either be emailed or mailed a copy of the final audit report.

Special Orders:

Review and Approval of Policy: Approval/Acceptable Continuing Education for Licensure Renewal

After discussion,

IT WAS MOVED BY PAUL R. KING AND SECONDED BY THOMAS BARRACATO THAT THE BOARD APPROVE THE POLICY “APPROVAL/ACCEPTABLE CONTINUING EDUCATION FOR LICENSURE RENEWAL” AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Review and Approval of Policy: Process for Executive Director Evaluation

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY SUSAN ROBUS THAT THE BOARD APPROVE THE POLICY “PROCESS FOR EXECUTIVE DIRECTOR EVALUATION” AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Review and Approval of Policy: Performance Evaluations

IT WAS MOVED BY SUSAN ROBUS AND SECONDED BY TIMOTHY FRIES, O.D. THAT THE BOARD APPROVE THE POLICY “PERFORMANCE EVALUATIONS” AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Review and Approval of Policy: Travel Authorizations and Expense Reports For Board Members

IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY PAUL R. KING THAT THE BOARD APPROVE THE POLICY “TRAVEL AUTHORIZATIONS AND EXPENSE REPORTS FOR BOARD MEMBERS” AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Review and Approval of Policy: Granting of Extensions/Waivers for Proof of Continuing Education

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY THOMAS BARRACATO THAT THE BOARD APPROVE THE POLICY “GRANTING OF EXTENSIONS/WAIVERS FOR PROOF OF CONTINUING EDUCATION” AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Approval of Financial Report

After discussion,

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY SUSAN ROBUS THAT THE FINANCIAL REPORT FOR CURRENT FY 2014 BE ACCEPTED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Goals of the Board

President Rohlf announced that the Board would be having a Strategic Planning Session following the Board Meeting to discuss two year and five year planning.

Board Governance/Planning

House Bill 146:

Director Manns discussed HB 146 which was introduced by Representative Gonzales and Co-Sponsored by Representatives Brenner, Ruhl and Stebelton. H.B. 146 would decrease the number of the board members.

After discussion,

IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY SUSAN ROBUS THAT THE BOARD ADVANCE LEGISLATION THAT WOULD MODIFY THE BOARD'S COMPOSITION TO DECREASE THE NUMBER OF PUBLIC MEMBERS TO ONE PUBLIC MEMBER WITH NO AGE RESTRICTION WHICH WOULD DECREASE THE NUMBER OF BOARD MEMBERS TO EIGHT. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Director Manns provided the Board members with a summary of the prior discussion of proposed changes to the law regulating the practice of opticians, ocularists and apprentices in Ohio.

After additional discussion the Board confirmed the following:

General

The law would be Gender neutral;

Change Secretary-Treasurer to Executive Director;

Change name of Board to "State Board of Opticianry and Ocularistry" to reflect purpose of Board;

Allow fees to be charged for verification of licensure to other states;

Board Members

Leave in Policy the Designation the Board President to serve as Supervising Disciplinary Member or their designee;

Keep Board Members terms to two five year terms;

Maintain the offices of President, Vice-President and Treasurer;

Change to allow each elected officer to be able to serve in their respective position for up to 3 years, but election of officers would continue to be held annually;

Scope of Practice

Clarify terms used in current definition of scope: "Interpreting, but not altering a CURRENT, VALID prescription..."

Spectacle means... "designing, verifying, fitting, adjusting, adapt or delivering to a PATIENT fabricated and finished ophthalmic devices, excluding contact lenses";

Scope includes "prescription analysis and interpretation; and the measurement of the face, including inter-pupillary distances, to determine the size, shape and specification of the spectacle lenses or frames best suited to the wearer's needs; and the preparation and delivery of a work order to a laboratory technician engages in grinding lenses and fabricating spectacles; and the verification of the quality of finished spectacle lenses; and the adjustment of spectacle lenses or frames to the wearer's face; and the adjustment, repair, replacement, or reproduction of a previously prepared, specially fabricated ophthalmic device;

Contact Lenses means "fabricating, ordering, mechanically adapting, dispensing and delivering to a patient contact lenses in accordance with a prescription..., taking measurement of the eye or the cornea and evaluating the physical fit of contact lenses and the visual acuity of the eye;

Licensed Ocularist means a person providing care requiring specialized knowledge in the designing, fabricating and fitting ocular prostheses or prostheses associated with the appearance and function of the human eye based on a current, valid prescription from an optometrist or physician.

Pre-Licensure

Education process – include vocational schools in combination with apprenticeship;
Limit number of years may be registered as an apprentice to five years;
Reporting of apprenticeship progress to the Board;
Acceptance of military experience substantially similar to education requirements.

Licensure

Display of wall certificate/license – Maintain as is;
Prescription-should not be limited to Doctors licensed only in Ohio;
Change reciprocity to endorsement;
Require Practicum Exam as part of licensure requirements;
Set up an “inactive status”.

Renewals

Continue to require re-take of exam once a license has lapsed;
CE requirements remain the same;
Change license renewal date to March 31st of each year;
Keep 4 license types: Spectacle, Spectacle/Contact Lens, Contact Lens and Ocularist.

Discipline

Summary suspension;
Automatic suspension;
Subpoena power;
Clarify/strengthen ability to issue Cease and Desists for illegal dispensing of contact lenses;
Clarify that information received by the Board pursuant to an investigation is confidential and not subject to discovery in any civil action as well as any board activity/monitoring of an individual as part of for following any disciplinary action;
Clarify that the Board has the authority to permanently revoke a license and that the permanent revocation means that the individual is forever ineligible to hold a license of the types issued by the Board that was revoked;
Clarify that the Board has subpoena power; may subpoena witnesses and require the production by witnessed of books, paper, public records and other documentary evidence.

Continuing Education

Maintain current requirements – Yes
Require Law and Rules review for renewal; after discussion it was decided that this issue needed further consideration by the Board.

Ratification of Licenses:

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY SUSAN ROBUS THAT THE BOARD RATIFY FOR LICENSURE THE APPLICANTS LISTED ON ADDENDUM 1.0. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

AAG REPORT:

AAG Dorn informed the Board that she also represents the Medical Board and that she has been in practice for ten years. AAG Dorn further informed the Board that she had met with Director Manns and Investigator Lehman a couple of times and looks forward to working with the Board.

Discipline:

After review of the Consent Agreement for Case #1309001 by Board members,
IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY THOMAS BARRACATO
THAT THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1309001.
MOTION ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.
(See Addendum 2.0)

After review of the Consent Agreement for Case #1303028 by Board members,
IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY PAUL R. KING THAT
THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1303028. MOTION
ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. (See
Addendum 2.0)

After review of the Consent Agreement for Case #1304031 by Board members,
IT WAS MOVED BY PAUL R. KING AND SECONDED BY BRIAN J MILLER THAT THE
BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1304031. MOTION
ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. (See
Addendum 2.0)

After review of the Consent Agreement for Case #1303019 by Board members,
IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY TIMOTHY FRIES, O.D.
THAT THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1303019.
MOTION ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.
(See Addendum 2.0)

After review of the Consent Agreement for Case #1303020 by Board members,
IT WAS MOVED BY PAUL R. KING AND SECONDED BY SUSAN ROBUS THAT THE
BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1303020. MOTION
ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. (See
Addendum 2.0)

After review of the Consent Agreement for Case #1303026 by Board members,
IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY SUSAN ROBUS THAT
THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1303026. MOTION
ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. (See
Addendum 2.0)

After review of the Consent Agreement for Case #1303029 by Board members,
IT WAS MOVED BY PAUL R. KING AND SECONDED BY TIMOTHY FRIES, O.D. THAT
THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1303029. MOTION
ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. (See
Addendum 2.0)

After review of the Consent Agreement for Case #1304030 by Board members,
IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY PAUL R. KING THAT THE
BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1304030. MOTION
ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. (See
Addendum 2.0)

Optical Dispensers Board
July 25, 2013

New Business

Attendance at the NCSORB Annual Board and Business Meeting, Saturday, September 21, 2013, Cincinnati, OH:

After discussion,

IT WAS MOVED BY PAUL R. KING AND SECONDED BY THOMAS BARRACATO THAT THE BOARD APPROVE THAT EXECUTIVE DIRECTOR MANNS ATTEND THE ANNUAL MEETING OF THE NATIONAL COMMISSION OF STATE OPTICIANRY REGULATORY BOARDS ON SEPTEMBER 21, 2013 AND THAT THE ATTENDEE RECEIVE REIMBURSEMENT FOR ACCRUED EXPENSES. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT

Hearing no other matters for discussion the Board meeting adjourned at 11:25 a.m.

ATTESTED:

PRESIDENT, JEFFREY R. ROHLF

EXECUTIVE DIRECTOR, NANCY MANNS

Future Board Meeting Dates:

October 3, 2013

December 5, 2013

ADDENDUM 1.0

**ODB - First Issued
 Report Parameters**

**Board = ODB
 Credential status = ACTIVE
 Credential prefix = C, O, S, SC
 From 05/03/2013 to 07/23/2013**

Report generated on 7/23/2013 at 2:28:52 PM

Type	Number	Name	Add Line 1	City	State	Zip	Orig Issue	Expiration Date
SC	7416	BAUMGARTNER TERRI	209 North Broadway	Columbus Grove	OH	45830	20130520	20131231
SC	12155	BELL MALEESHA	7878 Sequoia Court Apt 10	Cincinnati	OH	45239	20130719	20131231
SC	11813	BURDEN LISA	2108 Mill Road	West Alexandria	OH	45381	20130710	20131231
SC	13672	CARNEY AUDREY	8378 Twp Rd 378	Corning	OH	43730	20130723	20131231
S	14172	DELAUDER SAMANTHA	475 Wrexham Ave	Columbus	OH	43223	20130605	20131231
S	13605	DORSKY ROBERT	6501 Marsol Road Apt 330	Mayfield	OH	44124	20130528	20131231
SC	11557	DREXLER ROSE	1412 James Dr.	Celina	OH	45822	20130718	20131231
S	12195	FUTEY STEPHANIE	10148 Lincoln Road	Camp Dennison	OH	45111	20130618	20131231
SC	13820	HARTMAN MARCELLA	7251 Elkwood Drive	West Chester	OH	45069	20130717	20131231
S	12162	ICE JOSHUA	400 Lockmead Drive	Pataskala	OH	43062	20130506	20131231
S	12351	KING SHANNON	PO Box 946	Luckey	OH	43443	20130514	20131231
S	13389	LAUBER MEGAN	1109 Kensington Lane	Celina	OH	45822	20130718	20131231
SC	11156	MITCHELL TODD	661 Tori Circle	Wooster	OH	44691	20130605	20131231
S	12626	MORELAND MAYANA	1019 Orchard Hill Drive Apt 503	Miamisburg	OH	45342	20130723	20131231
S	12346	NEALE SEAN	3749 Sea Ray Cove	Reminderville	OH	44202	20130605	20131231
S	14173	RAYBORN CAROLYN	1075 Nevada Rd	Bucyrus	OH	44820	20130611	20131231
SC	12923	REYNOLDS JUDY	32862 Sorrento Lane	Avon Lake	OH	44012	20130711	20131231
S	14077	SHANER FRANCES	308 High Street NW	Navarre	OH	44662	20130506	20131231
SC	14183	SICILIA MALISA	101 Dry Dock Court	Savannah	GA	31410	20130624	20131231
SC	13127	SMITH KAREN	PO Box 122	Gnadenhutten	OH	44629	20130723	20131231
SC	13521	SOBERS DIANNA	110 Jefferson Street	Corning	OH	43730	20130711	20131231
SC	6888	WAGGONER ROBIN	1542 Front St Apt 7	Cuyahoga Falls	OH	44221	20130528	20131231
SC	11505	WARD KIM	6644 East County Road 12	Bloomville	OH	44818	20130711	20131231
S	12805	WHITE KAYLA	311 Autumn Lane	Brunswick	OH	44212	20130515	20131231

24 Items Found

ADDENDUM 2.0



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**CONSENT AGREEMENT
BETWEEN
PAMELA ENGEL
AND
THE OHIO OPTICAL DISPENSERS BOARD**

CASE#1309001

This CONSENT AGREEMENT is entered into by and between **PAMELA ENGEL**, Opticians, License No. 6054-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.

PAMELA ENGEL 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 4725.53(A)(7) of the Ohio Revised Code. **PAMELA ENGEL** permitted three (3) apprentice opticians to engage in the practice of dispensing optical aids without direct supervision by the licensed dispensing optician specified on their apprentice registration cards at Lenscrafters, 3100 North Main St., Maumee, OH 43537 from on or about September 9, 2012 through on or about October 20, 2012.

Pamela Engel
Consent Agreement
Page 2

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**

4. **PAMELA ENGEL** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 6054-S.

5. **PAMELA ENGEL** neither admits nor denies 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, **PAMELA ENGEL** knowingly and voluntarily agrees with the **BOARD** to the following terms, conditions, and limitations:

A. **PAMELA ENGEL** shall pay a fine of three hundred dollars (\$300.00) pursuant to Section 4725.53(B) of the Ohio Revised Code. The Three hundred dollar (\$300.00) 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. **PAMELA ENGEL** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in her licensure file.

C. **PAMELA ENGEL** shall obey all laws and rules of the Ohio Revised Code and Ohio Administrative Code governing Licensed Opticians in Ohio.

Pamela Engel
Consent Agreement
Page 3

D. The **BOARD** agrees not to institute formal proceedings against **PAMELA ENGEL** as long as she is in compliance with the terms and conditions of this CONSENT AGREEMENT.

FAILURE TO COMPLY

If, in the discretion of the Board or its Designate, **MS. ENGEL** appears to have violated or breached any term or condition of this Agreement, the Board reserves the right to institute formal disciplinary proceedings pursuant to ORC 4725.53 or rules promulgated under OAC 4726 for any and all possible violations or breaches, including but limited to, alleged violations of the laws of Ohio occurring before the effective date of this CONSENT AGREEMENT.

Any action initiated by the Board based on alleged violations of this Agreement shall comply with the Administrative Procedure Act, Chapter 119, of the Ohio Revised Code.

ACKNOWLEDGEMENTS/LIABILITY RELEASE

PAMELA ENGEL agrees that in the event the **BOARD**, in its discretion, does not ratify 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. **MS. ENGEL** 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 this review and discussion of this CONSENT AGREEMENT or of any information relating thereto.

MS. ENGEL acknowledges that she has had an opportunity to ask questions concerning the terms of this Consent Agreement and that all questions asked have been answered in a satisfactory manner.

MS. ENGEL waives all of her rights under Chapter 119, ORC, as they relate to matters that are the subject of this Consent Agreement.

ADDENDUM 2.0



OHIO OPTICAL DISPENSERS BOARD

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**CONSENT AGREEMENT
BETWEEN
NANCY PETERSEN
AND
THE OHIO OPTICAL DISPENSERS BOARD**

CASE#1303028

This CONSENT AGREEMENT is entered into by and between **NANCY PETERSEN**, Opticians, License No. 6871-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.

NANCY PETERSEN 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 4725.51 of the Ohio Revised Code and Ohio Administrative Code 4726-7-02(G)(1) **NANCY PETERSEN** failed to obtain her continuing education credits within the immediately preceding one-year period, namely January 1, 2012 to December 31, 2012, for renewal of her optical license for the 2013 renewal period. Continuing education certificates received as part of the renewal for the 2013 licensure period and reviewed by the Board showed that these credits were obtained on March 28, 2013.

Nancy Petersen
Consent Agreement
Page 2

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 there under, whether occurring before or after the effective date of this **CONSENT AGREEMENT**.

4. **NANCY PETERSEN** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 6871-S

5. **NANCY PETERSEN** 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, **NANCY PETERSEN** knowingly and voluntarily agrees with the **BOARD** to the following terms, conditions, and limitations:

A. **NANCY PETERSEN** shall obtain four (4) additional Spectacle continuing education hours, that will be applied toward her 2014 license renewal. The four (4) additional Spectacle hours cannot be the same as those obtained for her 2013 renewal. The four (4) additional Spectacle hours 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. **NANCY PETERSEN** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in her licensure file.

C. **NANCY PETERSEN** shall obey all laws and rules of the Ohio Revised Code and Ohio Administrative Code governing Licensed Opticians in Ohio.

Nancy Petersen
Consent Agreement
Page 3

D. The **BOARD** agrees not to institute formal proceedings against **NANCY PETERSEN** as long as she is in compliance with the terms and conditions of this **CONSENT AGREEMENT**.

FAILURE TO COMPLY

If, in the discretion of the Board or its Designate, **MS. PETERSEN** appears to have violated or breached any term or condition of this Agreement, the Board reserves the right to institute formal disciplinary proceedings pursuant to ORC 4725.53 or rules promulgated under OAC 4726 for any and all possible violations or breaches, including but limited to, alleged violations of the laws of Ohio occurring before the effective date of this **CONSENT AGREEMENT**.

Any action initiated by the Board based on alleged violations of this Agreement shall comply with the Administrative Procedure Act, Chapter 119, of the Ohio Revised Code.

ACKNOWLEDGEMENTS/LIABILITY RELEASE

NANCY PETERSEN agrees that in the event the Board, in its discretion, does not ratify 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. **MS. PETERSEN** 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 this review and discussion of this **CONSENT AGREEMENT** or of any information relating thereto.

MS. PETERSEN acknowledges that she has had an opportunity to ask questions concerning the terms of this Consent Agreement and that all questions asked have been answered in a satisfactory manner.

MS. PETERSEN waives all of her rights under Chapter 119, ORC, as they relate to matters that are the subject of this Consent Agreement.

NEW 08 2013 PWL2017

Nancy Petersen
Consent Agreement
Page 4

EFFECTIVE DATE

It is expressly understood that this CONSENT AGREEMENT is subject to ratification by the **BOARD** prior to signature by the President / Supervising Disciplinary Member and shall become effective upon the last date of signature below.

**THE OHIO OPTICAL DISPENSERS
BOARD**



NANCY PETERSEN



PAUL R. KING
President
Supervising Disciplinary Member

5-6-13

DATE

7/25/13

DATE

ADDENDUM 2.0

MPV 09 2013 #10025



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**CONSENT AGREEMENT
BETWEEN
SARA VANSICKLE
AND
THE OHIO OPTICAL DISPENSERS BOARD**

CASE#1304031

This CONSENT AGREEMENT is entered into by and between **SARA VANSICKLE**, Opticians, License No. 11333-SC 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.

SARA VANSICKLE 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 4725.51 of the Ohio Revised Code and Ohio Administrative Code 4726-7-02(G)(1) **SARA VANSICKLE** failed to obtain her continuing education credits within the immediately preceding one-year period, namely January 1, 2012 to December 31, 2012, for renewal of her optical license for the 2013 renewal period. Continuing education certificates received as part of the renewal for the 2013 licensure period and reviewed by the Board showed that these credits were obtained on April 10, 2013.

Sara VanSickle
Consent Agreement
Page 2

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 there under, whether occurring before or after the effective date of this **CONSENT AGREEMENT**.

4. **SARA VANSICKLE** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 11333-SC

5. **SARA VANSICKLE** 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, **SARA VANSICKLE** knowingly and voluntarily agrees with the **BOARD** to the following terms, conditions, and limitations:

A. **SARA VANSICKLE** shall obtain eight (8) additional Contact Lens continuing education hours, that will be applied toward her 2014 license renewal. The eight (8) additional Contact Lens hours cannot be the same as those obtained for her 2013 renewal. The eight (8) additional Contact Lens hours 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. **SARA VANSICKLE** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in her licensure file.

C. **SARA VANSICKLE** shall obey all laws and rules of the Ohio Revised Code and Ohio Administrative Code governing Licensed Opticians in Ohio.

Sara VanSickle
Consent Agreement
Page 3

D. The **BOARD** agrees not to institute formal proceedings against **SARA VANSICKLE** as long as she is in compliance with the terms and conditions of this **CONSENT AGREEMENT**.

FAILURE TO COMPLY

If, in the discretion of the Board or its Designate, **MS. VANSICKLE** appears to have violated or breached any term or condition of this Agreement, the Board reserves the right to institute formal disciplinary proceedings pursuant to ORC 4725.53 or rules promulgated under OAC 4726 for any and all possible violations or breaches, including but limited to, alleged violations of the laws of Ohio occurring before the effective date of this **CONSENT AGREEMENT**.

Any action initiated by the Board based on alleged violations of this Agreement shall comply with the Administrative Procedure Act, Chapter 119, of the Ohio Revised Code.

ACKNOWLEDGEMENTS/LIABILITY RELEASE

SARA VANSICKLE agrees that in the event the Board, in its discretion, does not ratify 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. **MS. VANSICKLE** 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 this review and discussion of this **CONSENT AGREEMENT** or of any information relating thereto.

MS. VANSICKLE acknowledges that she has had an opportunity to ask questions concerning the terms of this Consent Agreement and that all questions asked have been answered in a satisfactory manner.

MS. VANSICKLE waives all of her rights under Chapter 119, ORC, as they relate to matters that are the subject of this Consent Agreement.

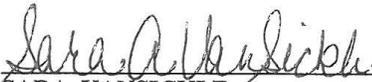
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Sara VanSickle
Consent Agreement
Page 4

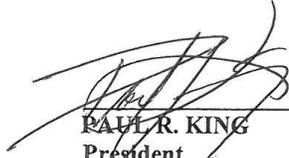
EFFECTIVE DATE

It is expressly understood that this CONSENT AGREEMENT is subject to ratification by the **BOARD** prior to signature by the President / Supervising Disciplinary Member and shall become effective upon the last date of signature below.

**THE OHIO OPTICAL DISPENSERS
BOARD**



SARA VANSICKLE



PAUL R. KING
President
Supervising Disciplinary Member

5-8-13

DATE

7/25/13

DATE

ADDENDUM 2.0



OHIO OPTICAL DISPENSERS BOARD

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**CONSENT AGREEMENT
BETWEEN
SHAYNE HUKALO
AND
THE OHIO OPTICAL DISPENSERS BOARD**

CASE#1303019

This CONSENT AGREEMENT is entered into by and between **SHAYNE HUKALO**, Opticians, License No. 542-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.

SHAYNE HUKALO 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 4725.51 of the Ohio Revised Code and Ohio Administrative Code 4726-7-02(G)(1) **SHAYNE HUKALO** failed to obtain her continuing education credits within the immediately preceding one-year period, namely January 1, 2012 to December 31, 2012, for renewal of her optical license for the 2013 renewal period. Continuing education certificates received as part of the renewal for the 2013 licensure period and reviewed by the Board showed that these credits were obtained on March 3, 2013.

Shayne Hukalo
Consent Agreement
Page 2

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 there under, whether occurring before or after the effective date of this **CONSENT AGREEMENT**.
4. **SHAYNE HAKALO** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 542-S
5. **SHAYNE HAKALO** 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, **SHAYNE HAKALO** knowingly and voluntarily agrees with the **BOARD** to the following terms, conditions, and limitations:

- A. **SHAYNE HAKALO** shall obtain four (4) additional Spectacle continuing education hours, that will be applied toward her 2014 license renewal. The four (4) additional Spectacle hours cannot be the same as those obtained for her 2013 renewal. The four (4) additional Spectacle hours 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. **SHAYNE HAKALO** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in her licensure file.
- C. **SHAYNE HAKALO** shall obey all laws and rules of the Ohio Revised Code and Ohio Administrative Code governing Licensed Opticians in Ohio.

Shayne Hakalo
Consent Agreement
Page 3

D. The **BOARD** agrees not to institute formal proceedings against **SHAYNE HAKALO** as long as she is in compliance with the terms and conditions of this **CONSENT AGREEMENT**.

FAILURE TO COMPLY

If, in the discretion of the Board or its Designate, **MS. HUKALO** appears to have violated or breached any term or condition of this Agreement, the Board reserves the right to institute formal disciplinary proceedings pursuant to ORC 4725.53 or rules promulgated under OAC 4726 for any and all possible violations or breaches, including but not limited to, alleged violations of the laws of Ohio occurring before the effective date of this **CONSENT AGREEMENT**.

Any action initiated by the Board based on alleged violations of this Agreement shall comply with the Administrative Procedure Act, Chapter 119, of the Ohio Revised Code.

ACKNOWLEDGEMENTS/LIABILITY RELEASE

SHAYNE HAKALO agrees that in the event the Board, in its discretion, does not ratify 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. **MS. HAKALO** 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 this review and discussion of this **CONSENT AGREEMENT** or of any information relating thereto.

MS. HAKALO acknowledges that she has had an opportunity to ask questions concerning the terms of this Consent Agreement and that all questions asked have been answered in a satisfactory manner.

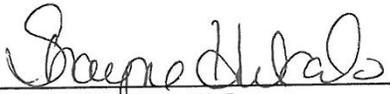
MS. HAKALO waives all of her rights under Chapter 119, ORC, as they relate to matters that are the subject of this Consent Agreement.

Shayne Hakalo
Consent Agreement
Page 4

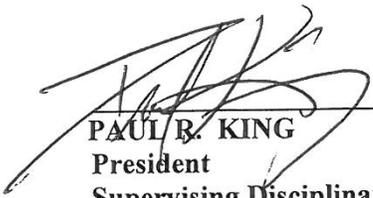
EFFECTIVE DATE

It is expressly understood that this CONSENT AGREEMENT is subject to ratification by the **BOARD** prior to signature by the President / Supervising Disciplinary Member and shall become effective upon the last date of signature below.

**THE OHIO OPTICAL DISPENSERS
BOARD**



SHAYNE HAKALO



PAUL R. KING
President
Supervising Disciplinary Member

5/28/2013
DATE

7/25/13
DATE

ADDENDUM 2.0



OHIO OPTICAL DISPENSERS BOARD

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**CONSENT AGREEMENT
BETWEEN
LAWRENCE SAMS
AND
THE OHIO OPTICAL DISPENSERS BOARD**

CASE#1303020

This CONSENT AGREEMENT is entered into by and between **LAWRENCE SAMS**, Opticians, License No. 3864-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.

LAWRENCE SAMS 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 4725.51 of the Ohio Revised Code and Ohio Administrative Code 4726-7-02(G)(1) **LAWRENCE SAMS** failed to obtain his continuing education credits within the immediately preceding one-year period, namely January 1, 2012 to December 31, 2012, for renewal of his optical license for the 2013 renewal period. Continuing education certificates received as part of the renewal for the 2013 licensure period and reviewed by the Board showed that these credits were obtained on February 27, 2013.

**Lawrence Sams
Consent Agreement
Page 2**

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 there under, whether occurring before or after the effective date of this **CONSENT AGREEMENT**.

4. **LAWRENCE SAMS** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 3864-S

5. **LAWRENCE SAMS** 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, **LAWRENCE SAMS** knowingly and voluntarily agrees with the **BOARD** to the following terms, conditions, and limitations:

A. **LAWRENCE SAMS** shall obtain four (4) additional Spectacle continuing education hours, that will be applied toward his 2014 license renewal. The four (4) additional Spectacle hours cannot be the same as those obtained for his 2013 renewal. The four (4) additional Spectacle hours 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. **LAWRENCE SAMS** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in his licensure file.

C. **LAWRENCE SAMS** shall obey all laws and rules of the Ohio Revised Code and Ohio Administrative Code governing Licensed Opticians in Ohio.

Lawrence Sams
Consent Agreement
Page 3

D. The **BOARD** agrees not to institute formal proceedings against **LAWRENCE SAMS** as long as he is in compliance with the terms and conditions of this **CONSENT AGREEMENT**.

FAILURE TO COMPLY

If, in the discretion of the Board or its Designate, **MR. SAMS** appears to have violated or breached any term or condition of this Agreement, the Board reserves the right to institute formal disciplinary proceedings pursuant to ORC 4725.53 or rules promulgated under OAC 4726 for any and all possible violations or breaches, including but not limited to, alleged violations of the laws of Ohio occurring before the effective date of this **CONSENT AGREEMENT**.

Any action initiated by the Board based on alleged violations of this Agreement shall comply with the Administrative Procedure Act, Chapter 119, of the Ohio Revised Code.

ACKNOWLEDGEMENTS/LIABILITY RELEASE

LAWRENCE SAMS agrees that in the event the Board, in its discretion, does not ratify 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. **MR. SAMS** 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 this review and discussion of this **CONSENT AGREEMENT** or of any information relating thereto.

MR. SAMS acknowledges that he has had an opportunity to ask questions concerning the terms of this Consent Agreement and that all questions asked have been answered in a satisfactory manner.

MR. SAMS waives all of his rights under Chapter 119, ORC, as they relate to matters that are the subject of this Consent Agreement.

JUN 10 2013 PM 01:42

Lawrence Sams
Consent Agreement
Page 4

EFFECTIVE DATE

It is expressly understood that this CONSENT AGREEMENT is subject to ratification by the **BOARD** prior to signature by the President / Supervising Disciplinary Member and shall become effective upon the last date of signature below.

**THE OHIO OPTICAL DISPENSERS
BOARD**



LAWRENCE SAMS

6-7-13

DATE



PAUL R. KING
President
Supervising Disciplinary Member

7/25/13

DATE

ADDENDUM 2.0



OHIO OPTICAL DISPENSERS BOARD

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**CONSENT AGREEMENT
BETWEEN
PAUL ZINSER
AND
THE OHIO OPTICAL DISPENSERS BOARD**

CASE#1303026

This CONSENT AGREEMENT is entered into by and between **PAUL ZINSER**, Opticians, License No. 6403-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.

PAUL ZINSER 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 4725.51 of the Ohio Revised Code and Ohio Administrative Code 4726-7-02(G)(1) **PAUL ZINSER** failed to obtain his continuing education credits within the immediately preceding one-year period, namely January 1, 2012 to December 31, 2012, for renewal of his optical license for the 2013 renewal period. Continuing education certificates received as part of the renewal for the 2013 licensure period and reviewed by the Board showed that these credits were obtained on March 29, 2013.

Paul Zinser
Consent Agreement
Page 2

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 there under, whether occurring before or after the effective date of this **CONSENT AGREEMENT**.
4. **PAUL ZINSER** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 6403-S
5. **PAUL ZINSER** 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, **PAUL ZINSER** knowingly and voluntarily agrees with the **BOARD** to the following terms, conditions, and limitations:

- A. **PAUL ZINSER** shall obtain four (4) additional Spectacle continuing education hours, that will be applied toward his 2014 license renewal. The four (4) additional Spectacle hours cannot be the same as those obtained for his 2013 renewal. The four (4) additional Spectacle hours 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. **PAUL ZINSER** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in his licensure file.
- C. **PAUL ZINSER** shall obey all laws and rules of the Ohio Revised Code and Ohio Administrative Code governing Licensed Opticians in Ohio.

Paul Zinser
Consent Agreement
Page 3

D. The **BOARD** agrees not to institute formal proceedings against **PAUL ZINSER** as long as he is in compliance with the terms and conditions of this CONSENT AGREEMENT.

FAILURE TO COMPLY

If, in the discretion of the Board or its Designate, **MR. ZINSER** appears to have violated or breached any term or condition of this Agreement, the Board reserves the right to institute formal disciplinary proceedings pursuant to ORC 4725.53 or rules promulgated under OAC 4726 for any and all possible violations or breaches, including but not limited to, alleged violations of the laws of Ohio occurring before the effective date of this CONSENT AGREEMENT.

Any action initiated by the Board based on alleged violations of this Agreement shall comply with the Administrative Procedure Act, Chapter 119, of the Ohio Revised Code.

ACKNOWLEDGEMENTS/LIABILITY RELEASE

PAUL ZINSER agrees that in the event the Board, in its discretion, does not ratify 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. **MR. ZINSER** 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 this review and discussion of this CONSENT AGREEMENT or of any information relating thereto.

MR. ZINSER acknowledges that he has had an opportunity to ask questions concerning the terms of this Consent Agreement and that all questions asked have been answered in a satisfactory manner.

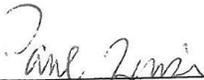
MR. ZINSER waives all of his rights under Chapter 119, ORC, as they relate to matters that are the subject of this Consent Agreement.

Paul Zinser
Consent Agreement
Page 4

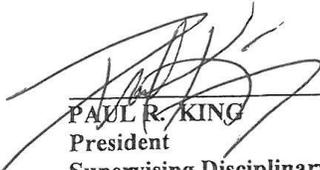
EFFECTIVE DATE

It is expressly understood that this CONSENT AGREEMENT is subject to ratification by the **BOARD** prior to signature by the President / Supervising Disciplinary Member and shall become effective upon the last date of signature below.

THE OHIO OPTICAL DISPENSERS
BOARD



PAUL ZINSER



PAUL R. KING
President
Supervising Disciplinary Member

6/1/13

DATE

7/25/13

DATE

ADDENDUM 2.0



OHIO OPTICAL DISPENSERS BOARD

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**CONSENT AGREEMENT
BETWEEN
LUIS SANTIAGO
AND
THE OHIO OPTICAL DISPENSERS BOARD**

CASE#1303029

This CONSENT AGREEMENT is entered into by and between **LUIS SANTIAGO**, Opticians, License No. 7106-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.

LOUIS SANTIAGO 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 4725.51 of the Ohio Revised Code and Ohio Administrative Code 4726-7-02(G)(1) **LUIS SANTIAGO** failed to obtain his continuing education credits within the immediately preceding one-year period, namely January 1, 2012 to December 31, 2012, for renewal of his optical license for the 2013 renewal period. Continuing education certificates received as part of the renewal for the 2013 licensure period and reviewed by the Board showed that these credits were obtained on March 18, 2013.

Luis Santiago
Consent Agreement
Page 2

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 there under, whether occurring before or after the effective date of this **CONSENT AGREEMENT**.

4. **LUIS SANTIAGO** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 7106-S

5. **LUIS SANTIAGO** 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, **LUIS SANTIAGO** knowingly and voluntarily agrees with the **BOARD** to the following terms, conditions, and limitations:

A. **LUIS SANTIAGO** shall obtain four (4) additional Spectacle continuing education hours, that will be applied toward his 2014 license renewal. The four (4) additional Spectacle hours cannot be the same as those obtained for his 2013 renewal. The four (4) additional Spectacle hours 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. **LUIS SANTIAGO** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in his licensure file.

C. **LUIS SANTIAGO** shall obey all laws and rules of the Ohio Revised Code and Ohio Administrative Code governing Licensed Opticians in Ohio.

Luis Santiago
Consent Agreement
Page 3

D. The **BOARD** agrees not to institute formal proceedings against **LUIS SANTIAGO** as long as he is in compliance with the terms and conditions of this **CONSENT AGREEMENT**.

FAILURE TO COMPLY

If, in the discretion of the Board or its Designate, **MR. SANTIAGO** appears to have violated or breached any term or condition of this Agreement, the Board reserves the right to institute formal disciplinary proceedings pursuant to ORC 4725.53 or rules promulgated under OAC 4726 for any and all possible violations or breaches, including but not limited to, alleged violations of the laws of Ohio occurring before the effective date of this **CONSENT AGREEMENT**.

Any action initiated by the Board based on alleged violations of this Agreement shall comply with the Administrative Procedure Act, Chapter 119, of the Ohio Revised Code.

ACKNOWLEDGEMENTS/LIABILITY RELEASE

LUIS SANTIAGO agrees that in the event the Board, in its discretion, does not ratify 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. **MR. SANTIAGO** 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 this review and discussion of this **CONSENT AGREEMENT** or of any information relating thereto.

MR. SANTIAGO acknowledges that he has had an opportunity to ask questions concerning the terms of this Consent Agreement and that all questions asked have been answered in a satisfactory manner.

MR. SANTIAGO waives all of his rights under Chapter 119, ORC, as they relate to matters that are the subject of this Consent Agreement.

MAU 28 2013 411123

Luis Santiago
Consent Agreement
Page 4

EFFECTIVE DATE

It is expressly understood that this CONSENT AGREEMENT is subject to ratification by the **BOARD** prior to signature by the President / Supervising Disciplinary Member and shall become effective upon the last date of signature below.



LUIS SANTIAGO

5/10/13

DATE

THE OHIO OPTICAL DISPENSERS
BOARD



PAUL R. KING
President
Supervising Disciplinary Member

7/25/13

DATE

ADDENDUM 2.0



OHIO OPTICAL DISPENSERS BOARD

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**CONSENT AGREEMENT
BETWEEN
MELISSA BUTTON
AND
THE OHIO OPTICAL DISPENSERS BOARD**

CASE#1304030

This CONSENT AGREEMENT is entered into by and between **MELISSA BUTTON**, Opticians, License No. 10373-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.

MELISSA BUTTON 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 4725.51 of the Ohio Revised Code and Ohio Administrative Code 4726-7-02(G)(1) **MELISSA BUTTON** failed to obtain her continuing education credits within the immediately preceding one-year period, namely January 1, 2012 to December 31, 2012, for renewal of her optical license for the 2013 renewal period. Continuing education certificates received as part of the renewal for the 2013 licensure period and reviewed by the Board showed that these credits were obtained on March 12, 13 and 15, 2013.

Melissa Button
Consent Agreement
Page 2

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 there under, whether occurring before or after the effective date of this **CONSENT AGREEMENT**.
4. **MELISSA BUTTON** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 10373-S
5. **MELISSA BUTTON** 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, **MELISSA BUTTON** knowingly and voluntarily agrees with the **BOARD** to the following terms, conditions, and limitations:

- A. **MELISSA BUTTON** shall obtain four (4) additional Spectacle continuing education hours, that will be applied toward her 2014 license renewal. The four (4) additional Spectacle hours cannot be the same as those obtained for her 2013 renewal. The four (4) additional Spectacle hours 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. **MELISSA BUTTON** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in her licensure file.
- C. **MELISSA BUTTON** shall obey all laws and rules of the Ohio Revised Code and Ohio Administrative Code governing Licensed Opticians in Ohio.

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D. The **BOARD** agrees not to institute formal proceedings against **MELISSA BUTTON** as long as she is in compliance with the terms and conditions of this **CONSENT AGREEMENT**.

FAILURE TO COMPLY

If, in the discretion of the Board or its Designate, **MS. BUTTON** appears to have violated or breached any term or condition of this Agreement, the Board reserves the right to institute formal disciplinary proceedings pursuant to ORC 4725.53 or rules promulgated under OAC 4726 for any and all possible violations or breaches, including but limited to, alleged violations of the laws of Ohio occurring before the effective date of this **CONSENT AGREEMENT**.

Any action initiated by the Board based on alleged violations of this Agreement shall comply with the Administrative Procedure Act, Chapter 119, of the Ohio Revised Code.

ACKNOWLEDGEMENTS/LIABILITY RELEASE

MELISSA BUTTON agrees that in the event the Board, in its discretion, does not ratify 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. **MS. BUTTON** 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 this review and discussion of this **CONSENT AGREEMENT** or of any information relating thereto.

MS. BUTTON acknowledges that she has had an opportunity to ask questions concerning the terms of this Consent Agreement and that all questions asked have been answered in a satisfactory manner.

MS. BUTTON waives all of her rights under Chapter 119, ORC, as they relate to matters that are the subject of this Consent Agreement.

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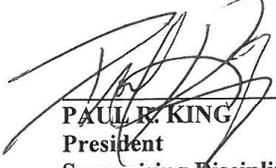
EFFECTIVE DATE

It is expressly understood that this CONSENT AGREEMENT is subject to ratification by the **BOARD** prior to signature by the President / Supervising Disciplinary Member and shall become effective upon the last date of signature below.

**THE OHIO OPTICAL DISPENSERS
BOARD**



MELISSA BUTTON



PAUL R. KING
President
Supervising Disciplinary Member

5-7-13

DATE

7/25/13

DATE