



OHIO OPTICAL DISPENSERS BOARD

77 SOUTH HIGH ST. 16TH FLOOR
COLUMBUS, OHIO 43215-6108
(614) 466-9709 FAX (614) 995-5392

WWW.OPTICAL.OHIO.GOV

Email: odb@odb.ohio.gov

MINUTES OF MEETING MAY 2, 2013

REGULAR MEETING OF THE OHIO OPTICAL DISPENSERS BOARD MAY 2, 2013

The regularly scheduled meeting of the Ohio Optical Dispensers Board (Board) began on Thursday, May 2, 2013 at 9:09 A.M. at 77 South High Street, 31st Floor, Columbus, Ohio. President Paul R. King called the meeting to order in open session.

BOARD MEMBERS IN ATTENDANCE:

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

Absent: Timothy Fries, O.D.; James Ashenhurst

STAFF MEMBERS IN ATTENDANCE:

Present: Nancy L. Manns, Executive Director; William Lehman, Investigator; Yazan Ashrawi, 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 JAMES FORTUNE, SR. THAT THE CONSENT AGENDA FOR THE MAY 2, 2013 MEETING BE APPROVED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

The President and Executive Director reviewed the regular agenda prior to the meeting. IT WAS MOVED BY SUSAN BENDER AND SECONDED BY JEFFREY R. ROHLF THAT THE REGULAR AGENDA FOR THE MAY 2, 2013 MEETING BE APPROVED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

President's Report

President King welcomed the guests in the gallery and thanked the Board for the privilege of serving as president of the Board for the past year.

Approval of Minutes

IT WAS MOVED BY SUSAN BENDER AND SECONDED BY THOMAS BARRACATO THAT THE MINUTES OF THE FEBRUARY 21, 2013 BOARD MEETING BE APPROVED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

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 informed the Board that this would be the last meeting with AAG Ashrawi as he has been assigned to a new section of the Attorney General's office. A new AAG will be assigned within the next couple of weeks.

Director Manns informed the Board that the new budget report as presented at the current Board meeting will provide specific information related to all purchases/expenses, and, will also provide revenue information as well. Ms. Manns requested any feedback regarding the report to ensure that the report provided the information the Board would want. Ms. Manns went on to say that she provided Budget Testimony before the Senate Finance Medicaid Sub-Committee on April 23, 2013.

Director Manns informed the Board that renewal for licensure officially ended on Sunday, March 31, 2013. A total of \$8,325.00 in late fees was collected from 111 licensees who paid a late fee of \$75.00, about the same number as last year. Approximately 1200 renewal notices for apprentice registration have been sent out for the 2013-2014 renewal period.

Director Manns informed the Board that as discussed at a previous Board meeting, the State of Ohio is implementing the VoIP telephone system through Cincinnati Bell beginning July 1, 2013. Directors have been informed that if the new VoIP system is not in place the old Centrex contract with AT&T would expire and the Board's cost to continue using Centrex would greatly increase. We have since been informed that the state has renewed its Centrex contract for another year.

Director Manns informed the Board that the staff spent three days in March with members of the Iron Data team responsible for implementing the new e-licensing system for Ohio. The Iron Data Team was conducting business discovery interviews with the Board staff in preparation for implementing the new Versa e-licensing system in accordance with the Board's specific requirements. The team members were very knowledgeable about the Board's processes and were quite efficient at culling the appropriate information needed to develop a profile for the Board's work. The new system will not be ready for demo until August through October, 2013.

Director Manns informed the Board that the Board's Strategic Planning meeting will be held following the July 25, 2013 Board meeting and will be held at the Double Tree, Columbus. Director Manns went on to say that she had met with Mr. Bill Radford, the facilitator recommended by James Ashenurst, to discuss potential topics for the meeting.

Special Orders:

Review and Approval of Policy: Copies and Copyrights

After discussion,

IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY JEFFREY R. ROHLF THAT THE BOARD APPROVE THE POLICY "COPIES AND COPYRIGHTS" AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Review and Approval of Policy: Guidelines on State Employee Participation in Political Activity

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY JEFFREY HUTCHISON, D.O. THAT THE BOARD APPROVE THE POLICY “GUIDELINES ON STATE EMPLOYEE PARTICIPATION IN POLITICAL ACTIVITY” AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Review and Approval of Policy: Communication with Media, Legal and Legislative Communities and/or Government Officials

IT WAS MOVED BY JEFFREY R. ROHLF AND SECONDED BY SUSAN BENDER THAT THE BOARD APPROVE THE POLICY “COMMUNICATION WITH MEDIA, LEGAL AND LEGISLATIVE COMMUNITIES AND/OR GOVERNMENT OFFICIALS” AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Review and Approval of Policy: General Standards of Ethical Conduct

IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY JAMES FORTUNE, SR. THAT THE BOARD APPROVE THE POLICY “GENERAL STANDARDS OF ETHICAL CONDUCT” AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Review and Approval of Policy: Conference Attendance

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY SUSAN BENDER THAT THE BOARD APPROVE THE POLICY “CONFERENCE ATTENDANCE” AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Review and Approval of Policy: Board Members Qualifications, Duties, Responsibilities, Terms

IT WAS MOVED BY SUSAN BENDER AND SECONDED BY JEFFREY R. ROHLF THAT THE BOARD APPROVE THE POLICY “BOARD MEMBERS QUALIFICATIONS, DUTIES, RESPONSIBILITIES, TERMS” AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Review and Approval of Policy: Travel/Reimbursement Policy

IT WAS MOVED BY JEFFREY R. ROHLF AND SECONDED BY THOMAS BARRACATO THAT THE BOARD APPROVE THE POLICY “TRAVEL/REIMBURSEMENT” AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Review and Approval of Policy: Hearings

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY JAMES FORTUNE, SR. THAT THE BOARD APPROVE THE POLICY “HEARINGS” AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Approval of Financial Report

After discussion,

IT WAS MOVED BY JEFFREY R. ROHLF AND SECONDED BY BRIAN J MILLER THAT THE FINANCIAL REPORT FOR CURRENT FY 2013 BE ACCEPTED AS WRITTEN. MOTION ADOPTED BY UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

Ratification of Licenses:

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY SUSAN BENDER 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 Ashrawi informed the Board that he has been working with the staff since the last Board meeting preparing Cease and Desist letters to be sent to individuals/entities illegally dispensing contact lenses. AAG Ashrawi also informed the Board that he has recently received an assignment with Legal Initiatives within the Attorney General's office.

Discipline:

After review of the Consent Agreement for Case #1301011 by Board members,

IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY SUSAN BENDER THAT THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1301011. MOTION ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. (See Addendum 2.0)

After review of the Consent Agreement for Case #1301012 by Board members,

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY THOMAS BARRACATO THAT THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1301012. MOTION ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. (See Addendum 2.0)

After review of the Consent Agreement for Case #1301016 by Board members,

IT WAS MOVED BY SUSAN BENDER AND SECONDED BY THOMAS BARRACATO THAT THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1301016. MOTION ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. (See Addendum 2.0)

After review of the Consent Agreement for Case #1301017 by Board members,

IT WAS MOVED BY JEFFREY R. ROHLF AND SECONDED BY SUSAN BENDER THAT THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1301017. MOTION ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. (See Addendum 2.0)

After review of the Consent Agreement for Case #1301021 by Board members,

IT WAS MOVED BY BRIAN J MILLER AND SECONDED BY JEFFREY HUTCHISON, D.O. THAT THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1301021. MOTION ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT. (See Addendum 2.0)

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After review of the Consent Agreement for Case #1301023 by Board members,
IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY JAMES FORTUNE,
SR. THAT THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1301023.
MOTION ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.
(See Addendum 2.0)

After review of the Consent Agreement for Case #1302013 by Board members,
IT WAS MOVED BY SUSAN BENDER AND SECONDED BY THOMAS BARRACATO
THAT THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1302013.
MOTION ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.
(See Addendum 2.0)

After review of the Consent Agreement for Case #1303022 by Board members,
IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY JAMES FORTUNE,
SR. THAT THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1303022.
MOTION ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.
(See Addendum 2.0)

After review of the Consent Agreement for Case #1303027 by Board members,
IT WAS MOVED BY JEFFREY R. ROHLF AND SECONDED BY THOMAS BARRACATO
THAT THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1303027.
MOTION ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.
(See Addendum 2.0)

After review of the Consent Agreement for Case #1302014 by Board members,
IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY SUSAN BENDER
THAT THE BOARD RATIFY THE CONSENT AGREEMENT FOR CASE #1302014.
MOTION ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.
(See Addendum 2.0)

New Business

Renewal of NCSORB Membership:

After discussion,
IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY SUSAN BENDER
THAT THE BOARD CONTINUE MEMBERSHIP IN THE NATIONAL COMMITTEE OF
STATE OPTICIANRY REGULATORY BOARDS. MOTION ADOPTED BY UNANIMOUS
VOTE OF THE BOARD MEMBERS PRESENT

President King stated that the above motion “Renewal of NCSORB Membership” would be rescinded and another motion was to be made and voted on with the corrected name of the organization.

IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY SUSAN BENDER
THAT THE BOARD CONTINUE MEMBERSHIP IN THE NATIONAL COMMISSION OF
STATE OPTICIANRY REGULATORY BOARDS. MOTION ADOPTED BY UNANIMOUS
VOTE OF THE BOARD MEMBERS PRESENT

Open Forum:

A presentation was given by Jon Bright, Susan Larson and Michael Miller, representatives of NCSORB, regarding the NCSORB Practicum; and, provided a demonstration of the computerized exam.

IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY SUSAN BENDER THAT THE BOARD INVESTIGATE THE PROCESS AND PROCEDURES NEEDED TO IMPLEMENT A PRATICUM EXAM AS A REQUIREMENT FOR LICENSURE IN THE STATE OF OHIO INCLUDING THE DEVELOPMENT AND FILING OF RULES. MOTION ADOPTED BY MAJORITY VOTE OF THE BOARD MEMBERS PRESENT. BRIAN MILLER ABSTAINED.

Election of Officers:

President King informed the Board that they should have previously received a copy of a blank ballot for individual nomination of candidates for the positions of President, Vice-President and Treasurer of the Optical Dispensers Board. President King then announced the nominations as follows and requested that each individual named respond as to whether they were willing to accept the nomination:

Nomination for President:

Brian Miller – Do you accept your nomination? Answer: Yes

Jeff Rohlf – Do you accept your nomination? Answer: Yes

Nomination for Vice-President:

Tom Barracato - Do you accept your nomination? Answer: Yes

Susan Bender - Do you accept your nomination? Answer: Yes

Nomination for Treasurer:

Susan Bender - Do you accept your nomination? Answer: Yes

Dr. Tim Fries - Do you accept your nomination? Answer: Yes-via previous phone call

Paul King - Do you accept your nomination? Answer: Yes

President King then asked if there were any other nominations from the floor. Hearing none, President King requested a motion to close the nominations.

IT WAS MOVED BY THOMAS BARRACATO AND SECONDED BY JEFFREY HUTCHISON, D.O. THAT THE NOMINATIONS FOR PRESIDENT, VICE-PRESIDENT AND TREASURER BE CLOSED. MOTION ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

President King informed the Board that voting, in accordance with Open Meetings Act, would take place by roll call vote. Board members were instructed that when Secretary Simmons called the Board Member's name, the Board member was to say the office and the name of the person they were voting for. Each member would be asked to vote for all offices at one time.

Secretary Simmons stated that she would call each Board member that was present in alphabetical order and would then request that the Board member state the name of the individual they were voting for, for each of the offices of President, Vice-President and Treasurer and that their respective votes would then be repeated to ensure accuracy.

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Board Member Tom Barracato

President: Jeff Rohlf
Vice President: Thomas Barracato
Treasurer: Paul King

Board Member Susan Bender

President: Jeff Rohlf
Vice President: Susan Bender
Treasurer: Thomas Barracato

Board Member James Fortune

President: Brian Miller
Vice President: Thomas Barracato
Treasurer: Paul King

Board Member Jeffrey Hutchison

President: Jeff Rohlf
Vice President: Thomas Barracato
Treasurer: Paul King

Board Member Paul King

President: Jeff Rohlf
Vice President: Thomas Barracato
Treasurer: Paul King

Board Member Brian Miller

President: Jeff Rohlf
Vice President: Susan Bender
Treasurer: Thomas Barracato

Board Member Jeffrey Rohlf

President: Jeff Rohlf
Vice President: Susan Bender
Treasurer: Paul King

After a brief break to count the votes, it was announced that the voting results were as follows:

President: Jeff Rohlf
Vice-President: Thomas Barracato
Treasurer: Paul King

President King requested a motion to accept the slate of officers as elected.

IT WAS MOVED BY SUSAN BENDER AND SECONDED BY JEFFREY HUTCHISON, D.O.
THAT THE BOARD ACCEPT THE SLATE OF OFFICERS AS ELECTED. MOTION
ADOPTED BY A UNANIMOUS VOTE OF THE BOARD MEMBERS PRESENT.

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H.B. 146:

Director Manns discussed HB 146 which was introduced by Representative Gonzales and Co-Sponsored by Representatives Brenner, Ruhl and Stebelton. H.B. 146 which would decrease the number of the board members from 9 to 7 members by eliminating one public member and would combine the Optometrist and Ophthalmologist into one position, either an optometrist or an ophthalmologist. Both changes had been previously discussed and appeared to be without opposition. Upon the actual bill being introduced, Director Manns was informed that there would be opposition to this bill by both the Optometric Association and the Ophthalmologist Association. This issue was discussed in great length and it was decided that Director Manns, President Elect Rohlf, directors of both associations and Representative Gonzales would meet at her availability to discuss a compromise.

Hearing no other matters for discussion the Board meeting adjourned at 12:05 p.m.

ATTESTED:

PRESIDENT, PAUL R. KING

EXECUTIVE DIRECTOR, NANCY MANN

Future Board Meeting Dates:

July 25, 2013
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 02/21/2013 to 05/01/2013

Report generated on 5/1/2013 at 1:48:49 PM

Type	Number	Name	Add Line 1	City	State	Zip	Orig Issue	Expiration Date
S	11899	BRAGG TROY	1942 County Road 159	Ashley	OH	43003	20130225	20131231
S	12904	BREFELD JESSICA	4187 Elder Court Apt 7	Independence	KY	41051	20130322	20131231
S	13288	BROOKS WHITNEY	1282 Sawyer Ave	Akron	OH	44310	20130321	20131231
S	12868	CINTRON MARITA	2406 Bott St	Youngstown	OH	44505	20130322	20131231
S	13099	COOK MIRIAM	2914 Granby Circle	Twinsburg	OH	44087	20130222	20131231
SC	5874	DAY CHRISTOPHER	82 Pebble Brook Lane # F	Hamilton	OH	45011	20130222	20131231
S	12889	DISALVO CHRISTINA	8138 Brigantine Ct #86	West Chester	OH	45069	20130410	20131231
S	13919	DUTRIDGE KAREN	250 Willow Creek	Toledo	OH	43612	20130410	20131231
SC	6845	FREY MILANA	5400 Scarlet Oak Dr	Cincinnati	OH	45239	20130315	20131231
SC	6029	HAYEST JULIE	859 Norwegian Wood Drive	Medina	OH	44256	20130322	20131231
S	14091	HEIGHT MICHELLE	1744 Richmond Ave Apt 7	Columbus	OH	43203	20130415	20131231
S	12849	LIGAS REBECCA	3270 Lullaby Lane	Clinton	OH	44216	20130221	20131231
S	11921	LITTLE DIONDRA	2991 Tracer Road	Columbus	OH	43232	20130410	20131231
S	13927	MASEVICE KARI	7612 Sleepy Hollow Drive	Parma	OH	44130	20130422	20131231
S	11860	MASON MOLLY	14287 Bridle Trail	Strongsville	OH	44136	20130415	20131231
SC	7236	METZ CHRISTINE	2264 South Jefferson Boulevard	Lorain	OH	44052	20130410	20131231
S	11847	MONCRIEF KRISTIN	4240 Asbury Drive	Toledo	OH	43612	20130225	20131231
S	12071	MORBACH AMANDA	6518 Branch Hill Miamiville Rd	Loveland	OH	45140	20130313	20131231
S	12137	NORVELL MELISSA	5747 Lake Placid Lane	Dublin	OH	43016	20130410	20131231
S	12553	PERNA MICHELLE	19 Pine Villa Trl	Aurora	OH	44202	20130311	20131231
S	12611	PIKOVNIK KEVIN	1748 Bryden Road Apt A	Columbus	OH	43205	20130430	20131231
SC	13057	RAMSEY ARLENE	1058 Oak Forest Drive	Morrow	OH	45152	20130228	20131231
S	12923	REYNOLDS JUDY	32862 Sorrento Lane	Avon Lake	OH	44012	20130318	20131231
S	13591	SCOTT KELLIE	587 Helper Drive	Bedford	OH	44146	20130410	20131231
S	13229	SOMMERS KELLY	4454 Bayshore Rd	Oregon	OH	43616	20130227	20131231
SC	14085	STABILE TINA	6893 Highland Park Cr.	Ft Myers	FL	33966	20130412	20131231
S	12748	STEPHENSON DENISE	38300 Avalon Dr	North Ridgeville	OH	44039	20130418	20131231
SC	13937	WEBB, JR. RON	2511 State Route 345	New Lexington	OH	43764	20130301	20131231
S	12327	WELLS VERONICA	5243 Flower Valley Dr	Canal Winchester	OH	43110	20130311	20131231
S	12461	ZAFFLE SAMANTHA	368 Brookland Dr	Medina	OH	44256	20130417	20131231

30 Items Found

ADDENDUM 2.0



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**CONSENT AGREEMENT
BETWEEN
SANDI MILLER
AND
THE OHIO OPTICAL DISPENSERS BOARD**

This CONSENT AGREEMENT is entered into by and between **SANDI MILLER**, Opticians, License No. 5950-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.

SANDI MILLER 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(3) of the Ohio Revised Code and Ohio Administrative Code 4726-7-02(G)(3) **SANDI MILLER** failed to obtain her contact lens continuing education credits for renewal of her optical license for the 2013 renewal period.

Sandi Miller
Consent Agreement
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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. **SANDI MILLER** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 5950-SC.

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

A. At this time, **Ms. MILLER** shall obtain sixteen (16) hours of contact lens continuing education. Eight (8) of the sixteen hours shall be applied to the renewal of her 2013 Spectacle/Contact Lens license. The additional eight (8) hours will be designated for her 2014 licensure renewal. **Ms. MILLER** will still be required to obtain and submit four (4) hours of Spectacle continuing education in 2013 to meet the requirements for renewal of her 2014 Spectacle/Contact Lens license. The sixteen (16) 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. **SANDI MILLER** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in her licensure file.

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

Sandi Miller
Consent Agreement
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D. The **BOARD** agrees not to institute formal proceedings against **SANDI MILLER** 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. MILLER** 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

SANDI MILLER 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. MILLER** 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. MILLER 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.

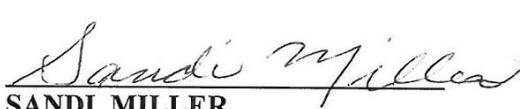
MS. MILLER waives all of her rights under Chapter 119, ORC, as they relate to matters that are the subject of this Consent Agreement.

Sandi Miller
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**



SANDI MILLER



PAUL R. KING
President
Supervising Disciplinary Member

2/19/13
DATE

5-14-13
DATE

YAZAN ASHRAWI, Esq
Assistant Attorney General
Attorney for Ohio Optical Dispensers Board

DATE



OHIO OPTICAL DISPENSERS BOARD

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**CONSENT AGREEMENT
BETWEEN
CHRISTOPHER HOWELL
AND
THE OHIO OPTICAL DISPENSERS BOARD**

CASE#1302016

This CONSENT AGREEMENT is entered into by and between **CHRISTOPHER HOWELL**, Opticians, License No. 6920-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.

CHRISTOPHER HOWELL 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) **CHRISTOPHER HOWELL** 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 11, 2013.

Christopher Howell
Consent Agreement
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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. **CHRISTOPHER HOWELL** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 6920-S
5. **CHRISTOPHER HOWELL** 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, **CHRISTOPHER HOWELL** knowingly and voluntarily agrees with the **BOARD** to the following terms, conditions, and limitations:

- A. **CHRISTOPHER HOWELL** 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. **CHRISTOPHER HOWELL** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in his licensure file.
- C. **CHRISTOPHER HOWELL** shall obey all laws and rules of the Ohio Revised Code and Ohio Administrative Code governing Licensed Opticians in Ohio.

Christopher Howell
Consent Agreement
Page 3

D. The **BOARD** agrees not to institute formal proceedings against **CHRISTOPHER HOWELL** 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. HOWELL** 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

CHRISTOPHER HOWELL 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. HOWELL** 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.

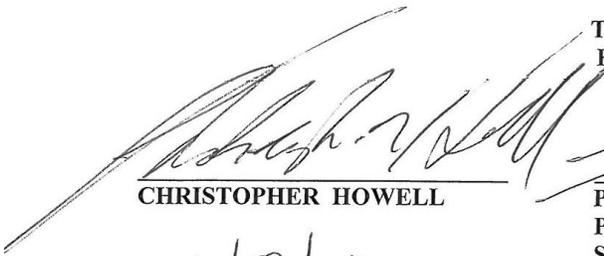
MR. HOWELL acknowledges that he has had an opportunity to ask questions concerning the terms of this Consent Agreement and that all questions asked have been answered in a satisfactory manner.

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

Christopher Howell
Consent Agreement
Page 4

EFFECTIVE DATE

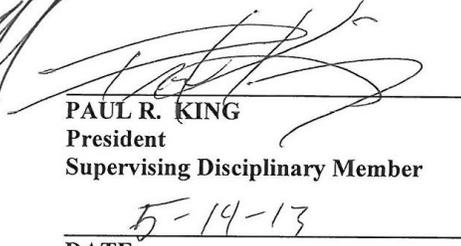
It is expressly understood that this CONSENT AGREEMENT is subject to ratification by the **BOARD** prior to signature by the President / Supervising Disciplinary Member and shall become effective upon the last date of signature below.



CHRISTOPHER HOWELL

4/8/13
DATE

**THE OHIO OPTICAL DISPENSERS
BOARD**



PAUL R. KING
President
Supervising Disciplinary Member

5-14-13
DATE



OHIO OPTICAL DISPENSERS BOARD

77 SOUTH HIGH ST. 16TH FLOOR
COLUMBUS, OHIO 43215-6108
(614) 466-9709 FAX (614) 995-5392
WWW.OPTICAL.OHIO.GOV
Email: odb@odb.ohio.gov

MAR 28 2013 AM 11:59

**CONSENT AGREEMENT
BETWEEN
JOHN TAYLOR, JR.
AND
THE OHIO OPTICAL DISPENSERS BOARD**

CASE#1303022

This CONSENT AGREEMENT is entered into by and between **JOHN TAYLOR, JR.**, Opticians, License No. 6825-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 TAYLOR, JR. 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) **JOHN TAYLOR, JR.** 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.

John Taylor, Jr.
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. **JOHN TAYLOR, JR.** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 6825-S
5. **JOHN TAYLOR, JR.** 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 TAYLOR, JR.** knowingly and voluntarily agrees with the **BOARD** to the following terms, conditions, and limitations:

- A. **JOHN TAYLOR, JR.** 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. **JOHN TAYLOR, JR.** 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 TAYLOR, JR.** shall obey all laws and rules of the Ohio Revised Code and Ohio Administrative Code governing Licensed Opticians in Ohio.

John Taylor, Jr.
Consent Agreement
Page 3

D. The **BOARD** agrees not to institute formal proceedings against **JOHN TAYLOR, JR.** 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. TAYLOR** 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

JOHN TAYLOR, JR. 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. TAYLOR** 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. TAYLOR 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. TAYLOR waives all of his rights under Chapter 119, ORC, as they relate to matters that are the subject of this Consent Agreement.

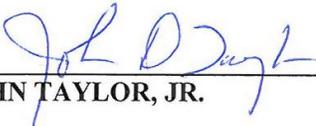
MAR 28 2013 AM 11:59

John Taylor, Jr.
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**



JOHN TAYLOR, JR.



PAUL R. KING
President
Supervising Disciplinary Member

3-26-13

DATE

5-14-13

DATE



Kevin R. Collins
Notary Public
State of Ohio
My Comm. Exp.
Feb. 23, 2014





OHIO OPTICAL DISPENSERS BOARD

77 SOUTH HIGH ST. 16TH FLOOR
COLUMBUS, OHIO 43215-6108
(614) 466-9709 FAX (614) 995-5392
WWW.OPTICAL.OHIO.GOV
Email: odb@odb.ohio.gov

APR 03 2013 4:09:57

**CONSENT AGREEMENT
BETWEEN
KELLY GARY
AND
THE OHIO OPTICAL DISPENSERS BOARD**

CASE#1303023

This CONSENT AGREEMENT is entered into by and between **KELLY GARY**, Opticians, License No. 6926-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.

KELLY GARY 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) **KELLY GARY** 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 1, 2013.

Kelly Gary
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. **KELLY GARY** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 6926-S
5. **KELLY GARY** 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, **KELLY GARY** knowingly and voluntarily agrees with the **BOARD** to the following terms, conditions, and limitations:

- A. **KELLY GARY** 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. **KELLY GARY** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in her licensure file.
- C. **KELLY GARY** shall obey all laws and rules of the Ohio Revised Code and Ohio Administrative Code governing Licensed Opticians in Ohio.

Kelly Gary
Consent Agreement
Page 3

D. The **BOARD** agrees not to institute formal proceedings against **KELLY GARY** 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. GARY** 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

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

Kelly Gary
Consent Agreement
Page 4

APR 03 2013 4:09:58

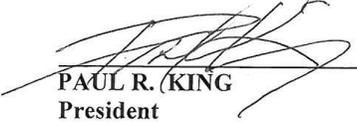
EFFECTIVE DATE

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**



KELLY GARY



PAUL R. KING
President
Supervising Disciplinary Member

3-30-2013
DATE

5-14-13
DATE



OHIO OPTICAL DISPENSERS BOARD

77 SOUTH HIGH ST. 16TH FLOOR
COLUMBUS, OHIO 43215-6108
(614) 466-9709 FAX (614) 995-5392
WWW.OPTICAL.OHIO.GOV
Email: odb@odb.ohio.gov

**CONSENT AGREEMENT
BETWEEN
ALICIA BAYLESS
AND
THE OHIO OPTICAL DISPENSERS BOARD**

CASE#1302014

This CONSENT AGREEMENT is entered into by and between **ALICIA BAYLESS**, Opticians, License No. 6833-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.

ALICIA BAYLESS 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) **ALICIA BAYLESS** 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 January 20, 2013.

Alicia Bayless
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. **ALICIA BAYLESS** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 6833-S
5. **ALICIA BAYLESS** 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, **ALICIA BAYLESS** knowingly and voluntarily agrees with the **BOARD** to the following terms, conditions, and limitations:

- A. **ALICIA BAYLESS** 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. **ALICIA BAYLESS** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in her licensure file.
- C. **ALICIA BAYLESS** shall obey all laws and rules of the Ohio Revised Code and Ohio Administrative Code governing Licensed Opticians in Ohio.

Alicia Bayless
Consent Agreement
Page 3

D. The **BOARD** agrees not to institute formal proceedings against **ALICIA BAYLESS** 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. BAYLESS** 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

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

APR 30 2013 09:26

Alicia Bayless
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**



ALICIA BAYLESS



PAUL R. KING
President
Supervising Disciplinary Member

26 Apr 13

DATE

5-14-13

DATE



OHIO OPTICAL DISPENSERS BOARD

77 SOUTH HIGH ST. 16TH FLOOR
COLUMBUS, OHIO 43215-6108
(614) 466-9709 FAX (614) 995-5392
WWW.OPTICAL.OHIO.GOV
Email: odb@odb.ohio.gov

**CONSENT AGREEMENT
BETWEEN
CHANTE GABRIEL
AND
THE OHIO OPTICAL DISPENSERS BOARD**

CASE#1303027

This CONSENT AGREEMENT is entered into by and between **CHANTE GABRIEL**, Opticians, License No. 10066-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.

CHANTE GABRIEL 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) **CHANTE GABRIEL** 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 25, 2013.

Chante Gabriel
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. **CHANTE GABRIEL** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 10066-S

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

A. **CHANTE GABRIEL** 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. **CHANTE GABRIEL** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in her licensure file.

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

Chante Gabriel
Consent Agreement
Page 3

D. The **BOARD** agrees not to institute formal proceedings against **CHANTE GABRIEL** 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. GABRIEL** 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

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

APR 25 2013 4:09:33

Chante Gabriel
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**



CHANTE GABRIEL

4/22/13

DATE



PAUL R. KING
President
Supervising Disciplinary Member

5-14-13

DATE



OHIO OPTICAL DISPENSERS BOARD

77 SOUTH HIGH ST. 16TH FLOOR
COLUMBUS, OHIO 43215-6108
(614) 466-9709 FAX (614) 995-5392
WWW.OPTICAL.OHIO.GOV
Email: odb@odb.ohio.gov

MAR 01 2013 04:10:32

**CONSENT AGREEMENT
BETWEEN
KARRIE POWELL
AND
THE OHIO OPTICAL DISPENSERS BOARD**

CASE#1301012

This CONSENT AGREEMENT is entered into by and between **KARRIE POWELL**, Opticians, License No. 6354-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.

KERRIE POWELL 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) **KERRIE POWELL** 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 January 28, 2013.

Kerrie Powell
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. **KERRIE POWELL** is a Licensed Dispensing Optician in the State of Ohio, and holds license number 6354-S

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

A. **KARRIE POWELL** 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. **KARRIE POWELL** agrees and acknowledges that this disciplinary action shall be entered in the **BOARD'S** journal and will be maintained in her licensure file.

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

Karrie Powell
Consent Agreement
Page 3

D. The **BOARD** agrees not to institute formal proceedings against **KARRIE POWELL** 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. POWELL** 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

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

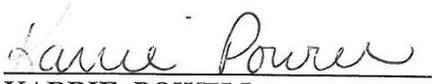
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EFFECTIVE DATE

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**



KARRIE POWELL

2/26/13

DATE



PAUL R. KING
President
Supervising Disciplinary Member

5-14-13

DATE

NANCY L. MANNS, RN, MS, CNS
Executive Director

DATE