

DEPARTMENT OF COMMERCE
DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING

NEWSLETTER

January 1, 2019

The Newsletter is now comprised of two sections: (1) The first section contains actions that have been taken by the Division following hearings conducted before an Administrative Law Judge and the respective Licensing Committees or Boards or have been entered by Stipulation or Memorandum of Understanding and denial letters issued for cause (unprofessional conduct or unlawful conduct) from December 1, 2018 - December 31, 2018. (2) The second section contains a listing of citations finalized from December 1, 2018 - December 31, 2018.

PHYSICIANS/SURGEONS

***GUERRA, Horace IV, MD**

License Nos. 6826335-1205/8905

Docket No. 2018-568

Las Vegas, Nevada

Cause of Action:

Respondent engaged in unprofessional conduct with regards to controlled substance prescribing/distribution.

Order:

Respondent voluntarily surrendered his licenses to practice as a physician/surgeon and to administer and prescribe controlled substances. Respondent may not reapply for licensure as a physician in Utah for a period of three years.

Date:

December 12, 2018

DENTISTS/DENTAL HYGIENISTS

None in December 2018

ADVANCED PRACTICE NURSES

***MCINNIS, Rebecca Ann**

Certified Nurse Midwife

License Nos. 4747378-4402/8902

Docket No. 2016-742

Salt Lake City, Utah

Order Reinstating License:

The probation on Respondent's license to practice as a certified nurse midwife and to administer controlled substances was terminated and said licenses were reinstated with full privileges.

Date:

December 5, 2018

REGISTERED NURSES

***BAILEY, Britanie Lynn**

License No. 6273662-3102

Docket No. 2018-549

Enterprise, Utah

Cause of Action:

Respondent had previously engaged in unprofessional conduct and had been previously disciplined by the Division.

Order:

A license to practice as a registered nurse was reissued to Respondent; said license was revoked with a stay of enforcement on the revocation; said license is suspended until conditions outlined in the Order have been completed; following the period of suspension, said license will be placed on probation for five years with conditions.

Date:

December 5, 2018

Amended Order:

The suspension on Respondent's license to practice as a registered nurse was terminated and said license was placed on probation for five years subject to the conditions identified in the December 5, 2018 Stipulation and Order.

Date:

December 12, 2018

***BAKER, Curtis D.**

License No. 189075-3102

Docket No. 2018-573

West Valley City, Utah

Cause of Action:

Respondent engaged in unprofessional conduct that affects his license.

Order:

Respondent's license to practice as a registered nurse was revoked with a stay of enforcement on the revocation. Said license was placed on probation for five years with conditions.

Date:

December 18, 2018

***CARRELL, Ashley Marie**

License No. 8318530-3102

Docket No. 2017-247

Salt Lake City, Utah

Amended Order:

The probationary condition requiring Respondent to practice nursing under "indirect" supervision of a registered nurse or a licensed physician was amended to allow Respondent to practice nursing under the "general" supervision of a non-RN supervisor effective the date of the Amended Order at her current place of employment.

Date:

December 5, 2018

***GARNER, Dustin**

License No. 7239894-3102

Docket No. 2018-569

Tucson, Arizona

Cause of Action:

Respondent engaged in unprofessional conduct when he informed the Division he no longer wants to comply with probationary conditions that exist on his license.

Order:

Respondent voluntarily surrendered his license to practice as a registered nurse. Respondent may not reapply for a nursing license for a period of five years.

Date:

December 12, 2018

REGISTERED NURSES - continued

***GILLINGHAM, Julia Diane**

License No. 367953-3102

Docket No. 2018-574

Atlanta, Georgia

Cause of Action:

Respondent has previously engaged in unprofessional conduct which would affect a license to practice as a registered nurse.

Order:

A license to practice as a registered nurse was reissued to Respondent, said license was revoked with a stay of enforcement on the revocation; said license is suspended until such time as conditions outlined in the Order have been completed. Following the period of suspension, said license will be placed on probation for five years with conditions.

Date:

December 19, 2018

***GITTINS, Carol N.**

License No. 189379-3102

Docket No. 2014-542

Logan, Utah

Amended Order:

The probationary conditions requiring Respondent to attend AA/professional support group/12-Step meetings and therapy sessions were amended to allow Respondent to attend AA meetings twice a week and therapy sessions once a month during the remaining probationary period that exists on her license.

Date:

December 5, 2018

***GOWANS, Ian Thomas**

License No. 7161323-3102

Docket No. 2018-570

Orem, Utah

Cause of Action:

Respondent engaged in unprofessional conduct when he failed to comply with probationary conditions that exist on his license.

Order:

Respondent was ordered to pay a \$500 fine within 30 days.

Date:

December 13, 2018

***KINYANJUI, Nelson Nduti**

License No. 8073997-3102

Docket No. 2017-153

West Valley City, Utah

Amended Order:

It was ordered that the time period for Respondent to submit the second required essay which is part of his probationary conditions was extended until January 7, 2019.

Date:

December 5, 2018

***WITHERS, Kristina Lynn**

License No. 5304983-3102

Docket No. 2018-553

Murray, Utah

Cause of Action:

Respondent engaged in unprofessional conduct when she failed to comply with a probationary condition that exists on her license.

Order:

Respondent was ordered to pay a \$250 fine within 30 days.

Date:

December 10, 2018

LICENSED PRACTICAL NURSES

***GRIMES, Alecia Danielle**

License No. 7298715-3101

Docket No. 2018-531

Clinton, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure to the Division.

Order:

A license to practice as a licensed practical nurse was issued; said license was revoked with a stay of enforcement on the revocation; said license is suspended until conditions outlined in the Order have been completed. Following the period of suspension, said license will be placed on probation for three years with conditions.

Date:

December 14, 2018

***PETERMAN, Juanita Lee**

License No. 363115-3101

Docket No. 2016-107

Salt Lake City, Utah

Amended Order:

The probationary conditions requiring Respondent to attend AA/professional support group/12-Step meetings and therapy sessions were amended to allow Respondent to attend AA meetings twice a week and therapy sessions once a month during the remaining probationary period that exists on her license.

Date:

December 5, 2018

PHARMACISTS/PHARMACIES/OTHER PHARMACY CLASSIFICATIONS

***LIFECARE SPECIALTY**

License Nos. 8473647-1704/8913

Docket No. 2018-572

West Jordan, Utah

Cause of Action:

Respondent engaged in unprofessional conduct as a result of violations noted during a 2018 pharmacy inspection.

Order:

Respondent's licenses to practice as a Class B pharmacy and to dispense controlled substances were placed on probation for four years with conditions. Respondent was also ordered to pay a \$3,000 fine within six months and was also ordered to cease and desist from the unprofessional conduct identified in the Order.

Date:

December 17, 2018

***SOUTH VALLEY COMPOUNDING PHARMACY**

Class A pharmacy/CS

License Nos. 9436474-1703/8913

Docket No. 2018-555

Riverton, Utah

Cause of Action:

Respondent engaged in unprofessional conduct when pharmacy violations were noted during 2017 pharmacy inspections.

Order:

Respondent's licenses to practice as a Class A pharmacy and to dispense controlled substances were revoked with a stay of enforcement on the revocation. Said licenses are placed on probation for two years with conditions. Respondent was also ordered to pay a \$16,000 fine of which \$8,000 was stayed and the remaining \$8,000 fine is due within 90 days.

Date:

December 11, 2018

PHARMACISTS/PHARMACIES/OTHER PHARMACY CLASSIFICATIONS - continued

***SUPERIOR CARE PHARMACY INC. dba OMNICARE OF SALT LAKE CITY**

Class B pharmacy/CS

License Nos. 366225-1704/8913

Docket No. 2018-357

Salt Lake City, Utah

Cause of Action:

Respondent engaged in unlawful and unprofessional conduct as a result of violations noted during 2016 inspections.

Order:

Respondent licenses to practice as a Class B pharmacy and to dispense controlled substances were placed on probation for three years with conditions. Respondent was also ordered to pay a \$20,000 fine of which \$10,000 is stayed and the remaining \$10,000 is due within 90 days. Respondent was also ordered to cease and desist from all unprofessional conduct identified in the Order.

Date:

December 17, 2018

MENTAL HEALTH PROFESSIONS

***LUDLOW, Chet Riley**

Licensed Clinical Social Worker

License No. 7020488-3501

Docket No. 2018-552

Nephi, Utah

Cause of Action:

Respondent engaged in unprofessional conduct that affects his license.

Order:

Respondent's license to practice as a licensed clinical social worker was revoked with a stay of enforcement on the revocation. Said license was placed on probation for five years with conditions.

Date:

December 5, 2018

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS

***NORTHEAST CONSTRUCTION INC.**

License No. 6850114-5501

Docket No. 2015-413

Heber City, Utah

Notice of Reinstatement of License:

The probation period on Respondent's license has now elapsed and the probation on Respondent's license is terminated and said license is reinstated to active with full privileges of as August 26, 2018.

***OTTENSTEIN, Shelby Paul**

Journeyman Electrician

License No. 5596063-5504

Docket No. 2016-806

Midvale, Utah

Notice of Reinstatement of License:

The probation period on Respondent's license has now elapsed and the probation on Respondent's license to practice as a journeyman electrician is terminated and said license is reinstated to active with full privileges as of December 21, 2018.

OTHER REGULATED PROFESSIONS

***EDWARDS, Carl L.**

Barber

License No. 10879355-1115

Docket No. 2018-544

West Valley City, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure to the Division.

Memorandum of Understanding and Order:

A license to practice as a barber was issued to Respondent and said license was placed on probation for 18 months with conditions.

Date:

December 10, 2018

***FAVERO, Angela M.**

Massage Therapist

License No. 6389050-4701

Docket No. 2017-646

Ogden, Utah

Order Reinstating License:

The probation on Respondent's license to practice as a massage therapist was terminated and said license was reinstated with full privileges.

Date:

December 18, 2018

***LOFTUS, Jerred M.**

Armed Private Security Officer

License No. 6053200-6302

Docket No. 2018-571

Eagle Mountain, Utah

Cause of Action:

Respondent engaged in conduct that represents an immediate and significant danger to the public health, safety and welfare.

Emergency Order:

Respondent's license to practice as an armed private security officer was immediately suspended until further order of the Division and Respondent shall cease and desist from practicing as an armed private security officer.

Date:

December 13, 2018

***NYMAN, Kent Lloyd**

Preneed Sales Agent

License No. 358170-5802

Docket No. 2018-578

Providence, Utah

Cause of Action:

Allegations Respondent engaged in unprofessional conduct in his practice as a preneed sales agent. Respondent, while neither admitting nor denying the Division's findings of fact, agreed to the following.

Order:

Respondent voluntarily surrendered his license to practice as a preneed sales agent. Respondent may not reapply for licensure as a preneed sales agent for a period of five years.

Date:

December 20, 2018

OTHER REGULATED PROFESSIONS - continued

***WATSON, Tyler Ray**

Hunting Guide

License No. 7710418-7501

Docket No. 2018-577

Roy, Utah

Cause of Action:

Respondent engaged in unprofessional conduct in his practice as a hunting guide.

Order:

Respondent voluntarily surrendered his license to practice as a hunting guide.

Respondent may not reapply for licensure as a hunting guide for a period of five years.

Date:

December 19, 2018

NOTE: The Division has an "Agency and Disciplinary Action Search" function now available on DOPL website (www.dopl.utah.gov) in which you can search and print scanned agency and disciplinary action documents.

If you need assistance with copies of citations, please contact Kim or Carol as shown below.

This newsletter is published monthly. Your comments and suggestions are welcomed. If you need further information on any material contained in the newsletter, please contact Kimberley L. at (801) 530-6088 or Carol I. at (801) 530-6626.

PROFESSION_NAME	PARTICIPANT_NAME	LICENSE_NO	VIOLATION	SANCTION	CITATION_NO	DATE_ISSUED	STATUS	AMOUNT	DATE_PAID
Electrician	Matthew Clyde Ford	6160799-5505	Other Criminal Conduct	Citation	31910	03/15/2017	Fine Assessed - Paid	\$500.00	12/03/2018
Contractor	Corwell's Construction LLC	Denied	Falsification of Application	Citation	32151	01/17/2018	Fine Assessed - Paid	\$500.00	12/20/2018
Contractor	Jason D Hardman	UNLICENSED	Unauthorized Practice	Citation	29773	03/21/2018	Fine Assessed - Paid	\$500.00	12/27/2018
Contractor	WESTSIDE EXTERIOR, INC.	5258196-5501	Unauthorized Practice	Citation	40804	05/16/2018	Fine Assessed - Paid	\$500.00	12/12/2018
Electrician	Robert Scott Burton	9722254-5505	Probation Violation	Citation	40686	05/22/2018	Fine Assessed - Paid	\$250.00	12/21/2018
Contractor	Tyson Wright	UNLICENSED	Unauthorized Practice	Citation	40680	06/29/2018	Fine Assessed - Paid	\$500.00	12/04/2018
Massage	Dongli Liu	UNLICENSED	Unauthorized Practice	Citation	40291	07/13/2018	Fine Assessed - Paid	\$500.00	12/18/2018
Contractor	Tuffes LLC	9237796-5500	Unauthorized Practice	Citation	40315	07/27/2018	Fine Assessed - Paid	\$250.00	12/04/2018
Contractor	D.S. CUSTOM TILE, LLC	UNLICENSED	Unauthorized Practice	Citation	41610	08/01/2018	Fine Assessed - Paid	\$500.00	12/13/2018
Cosmetology	An Van Nguyen	UNLICENSED	Unauthorized Practice	Citation	40011	08/10/2018	Fine Assessed - Paid	\$500.00	12/04/2018
Cosmetology	Kim N Nguyen	7421839-1108	Aiding Unlicensed Practice	Citation	40012	08/10/2018	Fine Assessed - Paid	\$800.00	12/04/2018
Cosmetology	Kim N Nguyen	7421839-1112	Aiding Unlicensed Practice	Citation	40012	08/10/2018	Fine Assessed - Paid	\$800.00	12/04/2018
Contractor	360 Home Check	UNLICENSED	Unauthorized Practice	Citation	40850	08/28/2018	Fine Assessed - Paid	\$500.00	12/07/2018
Cosmetology	Jazmin Diarte	UNLICENSED	Unauthorized Practice	Citation	100102	09/14/2018	Fine Assessed - Paid	\$250.00	12/04/2018
Contractor	Summit Renovations LLC	UNLICENSED	Aiding Unlicensed Practice	Citation	41632	09/14/2018	Fine Assessed - Paid	\$400.00	12/11/2018
Contractor	Redstone Residential Inc	UNLICENSED	Aiding Unlicensed Practice	Citation	41633	09/14/2018	Fine Assessed - Paid	\$400.00	12/11/2018
Cosmetology	Thi Cuc Ho	UNLICENSED	Unauthorized Practice	Citation	40121	09/18/2018	Fine Assessed - Paid	\$500.00	12/03/2018
Cosmetology	Tam Truong	UNLICENSED	Unauthorized Practice	Citation	40122	09/18/2018	Fine Assessed - Paid	\$500.00	12/03/2018
Contractor	George Mario Lorenzana	10478136-5501	Aiding Unlicensed Practice	Citation	41635	09/18/2018	Fine Assessed - Paid	\$400.00	12/12/2018
Cosmetology	Angelica Perez-Ochoa	UNLICENSED	Unauthorized Practice	Citation	40016	10/02/2018	Fine Assessed - Paid	\$250.00	12/14/2018
Contractor	Jesus Bonales	UNLICENSED	Unauthorized Practice	Citation	30318	10/03/2018	Fine Assessed - Paid	\$500.00	12/04/2018
Contractor	Randy Call	424952-S300	Unauthorized Practice	Citation	40735	10/03/2018	Fine Assessed - Paid	\$500.00	12/26/2018
Contractor	Rick Shipman Construction, Inc	5676576-5501	Aiding Unlicensed Practice	Citation	41649	10/03/2018	Fine Assessed - Paid	\$800.00	12/18/2018
Contractor	Goodrich Floor Coverings Inc	10376827-5501	Aiding Unlicensed Practice	Citation	41648	10/10/2018	Fine Assessed - Paid	\$800.00	12/03/2018
Nurse	Whitney Enniss	10618652-3102	Ethical Standards	Citation	100211	10/12/2018	Fine Assessed - Paid	\$600.00	12/03/2018
Pharmacy	Zeba M Khan	151908-1701	Failure to Complete Continuing Education	Citation	100192	10/16/2018	Fine Assessed - Paid	\$150.00	12/27/2018
Cosmetology	Jill Ratcliff	UNLICENSED	Unauthorized Practice	Citation	100235	10/16/2018	Fine Assessed - Paid	\$400.00	12/06/2018
Pharmacy	Martin Dennis Higbee	141729-1701	Ethical Standards	Citation	100305	10/16/2018	Fine Assessed - Paid	\$150.00	12/07/2018
Cosmetology	Pamela Gleave	160336-1101	Unauthorized Practice	Citation	100236	10/17/2018	Fine Assessed - Paid	\$500.00	12/10/2018
Pharmacy	Meds In Motion Compounding LLC dba Meds in Motion Compounding	10386992-1704	Pharmacy Medication Error	Citation	100032	11/06/2018	Fine Assessed - Paid	\$1,250.00	12/03/2018
Physician	Christopher Patrick Kelly	9258138-1205	Pharmacy Violation	Citation	100103	11/06/2018	Fine Assessed - Paid	\$500.00	12/03/2018
Pharmacy	Walgreens 06961	5144048-1703	Pharmacy Violation	Citation	100239	11/06/2018	Fine Assessed - Paid	\$1,050.00	12/31/2018
Cosmetology	Bridget Lloyd	UNLICENSED	Unauthorized Practice	Citation	100243	11/06/2018	Fine Assessed - Paid	\$400.00	12/05/2018
Contractor	Silver Construction	UNLICENSED	Unauthorized Practice	Citation	30388	11/06/2018	Fine Assessed - Paid	\$250.00	12/27/2018
Cosmetology	Sarita Subba	UNLICENSED	Unauthorized Practice	Citation	40126	11/06/2018	Fine Assessed - Paid	\$100.00	12/14/2018
Contractor	Sourin Home	UNLICENSED	Unauthorized Practice	Citation	40891	11/07/2018	Fine Assessed - Paid	\$250.00	12/14/2018
Cosmetology	Lenore Kay Gibson	9742341-1101	Unauthorized Practice	Citation	100249	11/09/2018	Fine Assessed - Paid	\$500.00	12/20/2018
Contractor	Greenscapes Maintenance, Inc.	UNLICENSED	Unauthorized Practice	Citation	40743	11/15/2018	Fine Assessed - Paid	\$500.00	12/31/2018
Contractor	Anthony's Interior Finish	UNLICENSED	Unauthorized Practice	Citation	41663	11/15/2018	Fine Assessed - Paid	\$250.00	12/03/2018
Contractor	Kelvin A Sorensen	UNLICENSED	Unauthorized Practice	Citation	41664	11/15/2018	Fine Assessed - Paid	\$500.00	12/04/2018
Security Companies & Guards	Scallywags LLC	UNLICENSED	Aiding Unlicensed Practice	Citation	30297	11/21/2018	Fine Assessed - Paid	\$600.00	12/03/2018
Pharmacy	Roe Rx, Inc. dba: Ogden Clinic Health Mart	9092121-1703	Pharmacy Violation	Citation	100260	11/30/2018	Fine Assessed - Paid	\$375.00	12/24/2018
Pharmacy									
Pharmacy	Valley Pharmacy Inc	313988-1703	Pharmacy Violation	Citation	100263	11/30/2018	Fine Assessed - Paid	\$2,000	12/18/2018
Pharmacy	Davis/Burkett Food Corp DBA: Davis Food and Drug #3	5642148-1703	Pharmacy Violation	Citation	100265	11/30/2018	Fine Assessed - Paid	\$1,050.00	12/10/2018
Contractor	Jesrael D Navas	UNLICENSED	Unauthorized Practice	Citation	31103	11/30/2018	Fine Assessed - Paid	\$250.00	12/12/2018
Pharmacy	Ann England Bindrup	130884-1701	Failure to Complete Continuing Education	Citation	100177	12/04/2018	Paid - Fine Assessed	\$150.00	12/04/2018
Pharmacy	Meds In Motion Compounding LLC dba Meds in Motion Compounding	10386992-1704	Pharmacy Violation	Citation	100266	12/04/2018	Fine Assessed - Paid	\$1,050.00	12/04/2018
Pharmacy	Meds in Motion, LLC	10800153-1704	Unauthorized Practice	Citation	100268	12/04/2018	Fine Assessed - Paid	\$500.00	12/04/2018
Contractor	Carlos Guzman	UNLICENSED	Unauthorized Practice	Citation	31107	12/04/2018	Cease and Desist Only		12/04/2018
Contractor	Mani Construction	UNLICENSED	Unauthorized Practice	Citation	40692	12/04/2018	Cease and Desist Only		12/04/2018
Contractor	AFFORDABLE DREAMS LANDSCAPING, INC.	1467492-5501	Probation Violation	Citation	40962	12/04/2018	Fine Assessed - Paid	\$250.00	12/04/2018
Cosmetology	Quynh Nguyen	6983543-1112	Aiding Unlicensed Practice	Citation	100261	12/05/2018	Fine Assessed - Paid	\$800.00	12/13/2018
Plumber	Tessa Elaine Hoerner	10642011-5509	Probation Violation	Citation	100267	12/05/2018	Fine Assessed - Paid	\$250.00	12/26/2018
Cosmetology	Kenny Nguyen	5341842-1112	Aiding Unlicensed Practice	Citation	40023	12/05/2018	Fine Assessed - Paid	\$800.00	12/24/2018
Contractor	Jason Seamons	5251553-8100	Unauthorized Practice	Citation	40747	12/05/2018	Fine Assessed - Paid	\$1,000.00	12/18/2018
Contractor	SHERWIN SEAMONS CONSTRUCTION, INC.	1421296-5501	Aiding Unlicensed Practice	Citation	40748	12/05/2018	Fine Assessed - Paid	\$800	12/18/2018
Contractor	Raul Serrano	UNLICENSED	Unauthorized Practice	Citation	31122	12/07/2018	Cease and Desist Only		12/07/2018
Contractor	Feilookitohi A Kata	UNLICENSED	Unauthorized Practice	Citation	31123	12/07/2018	Cease and Desist Only		12/07/2018
Contractor	D. Blake Electric & Refrigeration, Inc.	249428-5501	Unauthorized Practice	Citation	31115	12/11/2018	Fine Assessed - Paid	\$500	12/19/2018
Contractor	Finish Guys, Inc.	5929119-5501	Aiding Unlicensed Practice	Citation	40751	12/11/2018	Cease and Desist Only		12/11/2018
Contractor	All 4 U Services	11096353-5500	Unauthorized Practice	Citation	30399	12/18/2018	Cease and Desist Only		12/18/2018
Nurse	Tiva Louise Rickers	6638248-3102	Substance Abuse	Citation	100269	12/19/2018	Fine Assessed - Paid	\$1,200.00	12/13/2018
Plumber	JEREMY SHELTON	9187674-5508	Unauthorized Practice	Citation	40754	12/19/2018	Fine Assessed - Paid	\$500.00	12/19/2018
Contractor	Aloha Precision Tile LLC	10341174-5500	Unauthorized Practice	Citation	40755	12/19/2018	Fine Assessed - Paid	\$500	12/28/2018
Contractor	Ricky's Concrete LLC	10455607-5501	Aiding Unlicensed Practice	Citation	41666	12/19/2018	Fine Assessed - Paid	\$800.00	12/27/2018
Contractor	Rafael Castro	UNLICENSED	Unauthorized Practice	Citation	41667	12/19/2018	Fine Assessed - Paid	\$500.00	12/28/2018
Contractor	Disaster Cleanup Solutions LLC*	UNLICENSED	Unauthorized Practice	Citation	41668	12/19/2018	Fine Assessed - Paid	\$500.00	12/21/2018
Contractor	Jeremy Michel	UNLICENSED	Aiding Unlicensed Practice	Citation	41671	12/20/2018	Fine Assessed - Paid	\$400.00	12/20/2018