



**CHRIS CHRISTIE**  
Governor

**KIM GUADAGNO**  
Lt. Governor

## New Jersey Office of the Attorney General

Division of Consumer Affairs  
State Board of Examiners of Ophthalmic Dispensers and Ophthalmic Technicians  
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### STATE BOARD OF EXAMINERS OF OPHTHALMIC DISPENSERS AND OPHTHALMIC TECHNICIANS

#### PUBLIC SESSION MINUTES JANUARY 9, 2013

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The January meeting of the Board was convened in accordance with its notice to the Lt. Governor, the Bergen Record, the Record of Hackensack, the Trenton Times, the Courier Post and the Star-Ledger and was conducted in accordance with the provisions of the Open Public Meetings Act.

President Michael Higgins convened the meeting at 9:00 a.m. A roll call was taken and the following attendance was recorded for these minutes:

**PRESENT:** Michael Higgins, Peter Goetz, Gary Iavarone, Jay McMullin, and Norman Schleiffer

**EXCUSED OR ABSENT:** NONE

**PUBLIC ATTENDEES:** Yeva Zilberfarb, Licensed Ophthalmic Dispenser

Also in attendance: Dorcas K. O'Neal, Executive Director, Nancy Miller, Deputy Attorney General, and Monica Carrington, staff.

#### **I. APPROVAL OF PUBLIC MINUTES FOR DECEMBER 12, 2012**

The Board reviewed the Public Session Minutes for December 12, 2012. **On a motion by Gary Iavarone, seconded by Peter Goetz, the minutes were unanimously approved as submitted.**

#### **II. OLD BUSINESS**

- a. **I/M/O Kyle Chambliss** - The Board reviewed Mr. Chambliss request to sit for the next Examination at its September 2012 meeting. The Board requested that an examination application be completed in its entirety for Board review. **It was the consensus of the Board to grant Mr. Chambliss the opportunity to sit after an employers statement is submitted.**

### III. APPRENTICE MATTERS

- a. I/M/O Kathy Moran - The Board reviewed a letter from Kathleen Moran requesting reconsideration of her grade on the Shop portion of the examination. **This matter was moved to Executive Session.**
- b. The Board reviewed a letter from **Marian Cowart** requesting an excused absence due to severe illness. **It was the consensus of the Board to issue and excused absence for the October 3, 2012 examination. Ms. Cowart will be so advised.**
- c. I/M/O Lissette Garrido-Gonzalez - The Board reviewed a letter from Lissette Garrido-Gonzalez submitted a letter advising that she attended the exam review on December 12, 2012 and left feeling that you received no definite answers. **This matter was moved to Executive Session.**

### IV. NEW BUSINESS

- a. The Board reviewed a letter from **Mario Jaramillo** requesting the Board to grant a Temporary License and allow him to sit for the March 2013 Examination. Mr. Jaramillo is licensed in Massachusetts and Certified in California. **On a motion by Jay McMullin, seconded by Gary Iavarone, the Board unanimously denied the request for a temporary license because Mr. Jaramillo does not have the required 30 credits or an associated in applied science approved by the Commission of Accreditation. Mr. Jaramillo will be so advised.**

### V. OTHER BUSINESS/INFORMATIONAL

### VI. PUBLIC COMMENTS

Licensed Ophthalmic Dispenser Yeva Zilberfarb attended the Open Session Meeting to comment on Quantum Optical Continuing Education Seminars. She stated that she finds them unorganized and unprofessional. She stated that she has trouble hearing the lecture as too much other chatter is going on in the room.

She attended a seminar given by the OANJ with the Board members as speakers and she found this to be very professional and informational.

#### **The Following action was taken in Executive Session**

- a. **I/M/O Kathy Moran** - The Board reviewed a letter from Kathleen Moran requesting reconsideration of her grade on the Shop portion of the examination. **This matter was moved to executive session. On a motion by Norman Schleiffer, seconded by Peter Goetz the board unanimously determined that her failing grade is sustained for the following reasons: 1) the lenses were too small, 2) the bifocal was not aligned properly and, 3) the seg heights were improper. Ms. Moran will be so advised.**

- b. **I/M/O Lissette Garrido-Gonzalez** - The Board reviewed a letter from Lissette Garrido-Gonzalez submitted a letter advising that she attended the exam review on December 12, 2012 and left feeling that you received no definite answers. This matter was moved to executive session. **It was the consensus of the Board to reaffirm her grade for the following reasons: 1) lens improperly fit the frames 2) Inadequate bevel, and 3) PD out of tolerance OD - 8 degrees off axis; OS - 3 degrees off axis. Ms. Garrido-Gonzalez will be so advised.**
  
- c. **I/M/O Raul Cruz** - The Board reviewed a positive criminal history report for **Mr. Cruz** an applicant, who responded in the affirmative to the criminal history question on the apprentice ophthalmic dispenser permit application. **On a motion by Peter Goetz seconded by Jay McMullin, a permit may be issued.**

There being is no other business to come before the Board in Public Session, on a motion by Jay McMullin seconded by Gary Iavarone, the Public Session was adjourned and the Board convened in Executive Session for the purpose of receiving counsel, to review three matters of old business, two criminal background checks, and one consumer complaint.

The Board reconvened in Public Session. The next scheduled meeting is February 13, 2013. There being no other business to come before the Board, on a motion by Peter Goetz and seconded by Gary Iavarone, the meeting was adjourned at 2:00 p.m.

Respectfully submitted,

Dorcas K. O'Neal  
Executive Director