



**CHRIS CHRISTIE**  
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# 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

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### PUBLIC SESSION MINUTES

July 14, 2010

The July meeting of the Board was convened in accordance with its notice to the Secretary of State, 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 Cohen convened the meeting at 9:00 a.m. A roll call was taken and the following attendance was recorded for these minutes:

**PRESENT:** Linda Cohen, Joseph Grodman, Michael Higgins, Gary Iavarone, Jerry McMullin, and Thomas Vincz

**EXCUSED OR ABSENT:** Mary Helen Cervantes

**PUBLIC ATTENDEES:** NONE

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

#### I. APPROVAL OF PUBLIC MINUTES

The Board reviewed the Public Session Minutes for June 16, 2010. **On a motion by Joseph Grodman, seconded by Jay McMullin, the minutes were unanimously approved as submitted.**

**II. OLD BUSINESS**

- a. The Board reviewed the credentials of Michael Feller who is licensed/certified in Texas, Florida and New York. He is requesting to sit for the New Jersey State Board examination in September 2010. **The Board requested that Mr. Fuller submit an official transcript. Upon review of the transcripts From Miami Dade College, it was the consensus of the Board to grant Mr. Feller the opportunity to sit for the October, 2010 examination. Mr. Feller will be so advised.**
- b. The Board reviewed a letter from **Andrew Walters** requesting that his apprentice ophthalmic dispenser permit be reinstated. Mr. Walters served a 6 month suspension for false advertisement, fraud/misrepresentation and professional/occupational misconduct. All documentation supporting compliance for each provision of the signed Consent Order was reviewed. **On a motion by Joseph Grodman seconded by Thomas Vincz, the Board unanimously determined that Mr. Walters may reapply for a apprentice ophthalmic dispenser application and complete a new apprenticeship.**

**III. APPRENTICE MATTERS**

- a. The Board reviewed a medical statement and letter from Gerard Miller requesting extended time during all future exams due to a medical condition and requesting to extend his apprentice permit. **On a motion by Jay McMullin seconded by Gary Iavarone, the Board unanimously determined that further information is needed. The Board is requesting a medical basis for diagnosis, the prognosis and a treatment plan. This matter will be reagendized upon receipt of this information.**

**IV. NEW BUSINESS**

NONE

**V. STATUTES AND REGULATIONS**

- a. Chuck Manning, Regulatory Analyst will discuss Executive Order #1, that any regulatory proposal that was not adopted by January 2010 be reviewed. **This matter was readgendized.**

**VI. OTHER BUSINESS/INFORMATIONAL**

NONE

**VII. PUBLIC COMMENTS**

There being is no other business to come before the Board in Public Session, on a motion by Gary Iavarone seconded by Michael Higgins the Public Session was adjourned and the Board convened in Executive Session for the purpose of receiving counsel to conduct one investigative inquiry, one matter of old business, and to review two criminal history background checks.

The Board reconvened in Public Session. The next scheduled meeting is September 8, 2010. There being no other business to come before the Board, on a motion by Michael Higgins and seconded by Joseph Grodman, the meeting was adjourned at 2:30 p.m.

Respectfully submitted,

Dorcas K. O'Neal  
Executive Director