

# Guam Board of Allied Health Examiners

REGULAR VIRTUAL BOARD MEETING

Friday, February 2, 2024 at 12PM

Join Zoom Meeting: <https://us06web.zoom.us/j/87991599167?pwd=7LNrpRtW4TbDi5wLCcCSflNiRbaZYp.1>

Meeting ID: 879 9159 9167; Passcode: 883497

## MINUTES

Item	Discussion		Responsible Party	Reporting Timeframe	Status	
I	Call to Order	Meeting Chaired by Dr. Balajadia		Chair	1207	Call to Order
II	Proof of Publication	Guam Daily Post 5 Day Ad 1/26/24; Guam Daily Post 48 Hour Ad 1/31/24; Public Portal Notice 1/26/24; Public Portal (2nd) Notice 1/31/24		Chair	1207	Confirmed
III	Roll Call	<b>GBAHE Members</b> <u>Present at HPLO Conference:</u> ☑Dr. Mamie Balajadia, Clinical Psychology, Chair ☑Vince Pereda, Licensed Professional Counselor, Vice-Chair ☑Catherine San Nicolas, Clinical Dietician, Secretary & Treasurer ☑Dr. Gregory Miller, Chiropractic Medicine ☑Sibyl Crisostomo, Speech Language Pathology ☑Dr. Richard Chong, Acupuncture ☑Dr. Dennis Triolo, Audiology	<b>Other Attendees</b> <u>Present at HPLO:</u> Daniel Moriis, Asst AG Rosemary Carman, HPLO <u>Virtual Attendance:</u> Zenna Pecina Administrator Breanna Sablan, HPLO Nadine Cepeda	Chair	1208	Quorum Established
IV	Adoption of Agenda	Motion to Approve: D. Triolo; 2 <sup>nd</sup> . Dr. Miller.		GBAHE	1210	Unanimously Adopted Agenda
V	Approval of Minutes	<b>Draft Minutes</b> dated 1 December 2023. Corrected the dates of the Publication dates to 11/22/2023 and 11/29/2023. <i>Motion to approve, as amended: V. Pereda; 2<sup>nd</sup>: Dr. Miller</i>		GBAHE	1211	Unanimously Approved, as amended
VI	Treasurer's Report	S. San Nicolas forwarded the financial report to the Board. She is currently researching the expenditures of \$1,025.00 under Miscellaneous. Otherwise, she stated that the financials are sufficient, except to fund investigators and outside counsel, when needed.		C. San Nicolas	1301	Noted
VII	Administrator's Report	<b>A. Required 6 CE Hours in Ethics for each 2 Year Licensure Period for LPC, LMHC, MFT and CP.</b> Z. Pecina stated that it would be the responsibility of the applicant to meet the mandated requirements and the Chair stated that the 6.0 hours of Ethics is required for the aforementioned disciplines. The other professions should comply with the requirements for their respective disciplines. Z. Pecina stated that the aforementioned disciplines must complete the Ethic CEUs within the renewal period and the balance of CEUs cannot be carried-over to the next renewal period. <b>B. In addition, Z. Pecina reported the following:</b> 1. For Ethics in Government training, the GBAHE is currently up to date. 2. Welcomed Asst AG Moriis to the GBAHE.		Z. Pecina	1213	No Report

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		<p>3. Board Membership: Nadine Cepeda and Raymond Tajalle will be up for confirmation next week and GBAHE members are encouraged to attend. She confirmed that Catherine San Nicolas' application has been received. Dr. Miller stated that he submitted his application to the Governor's Office.</p> <p>4. Others position to filled are Respiratory Therapist, Veterinarian and Physical Therapy. GBAHE is up next for automating the application process.</p>			
VIII	Legal Counsel's Report	Asst AG Moriis provided reassurance to the GBAHE that he acquaint himself with the outstanding issues before the Board and advise the Board accordingly.	Asst AG Finney	1222	No Report
IX	GBAHE Complaints		GBAHE	1223	
		A. GBAHE-CO-15-04, Veterinarian, Received 9/4/15.	Referred to Procured Attorney		In Progress
		B. GBAHE-CO-15-06, Veterinarian, Received 11/30/15.			
		C. GBAHE-CO-17-02, Veterinarian, Received 6/6/17.			
		D. GBAHE-CO-19-02, Veterinarian, Received 8/22/19.			
		E. GBAHE-CO-19-03, Veterinarian, Received 11/7/19.			
		F. GBAHE-CO-19-04, Veterinarian, Received 11/7/19.			
		G. GBAHE-CO-20-01 Veterinarian, Received 5/4/20.			
		H. GBAHE-CO-20-02 Veterinarian, Received 3/13/20.			
		I. GBAHE-CO-20-03 Veterinarian, Received 3/13/20.			
		J. GBAHE-CO-20-04 Veterinarian, Received 3/13/20.			
		K. GBAHE-CO-20-05, Veterinarian, Received 3/13/20.			
		L. GBAHE-CO-20-06, Veterinarian, Received 1/31/20.			
		M. GBAHE-CO-20-07, Veterinarian, Received 1/31/20.			
		<p>N. GBAHE-CO-21-01, Chiropractor, Received 4/13/21.</p> <p><i>Initially made a motion to close; however, the motion was reversed and will stay open.</i></p> <p>Dr. Miller provided an overview of the issue with LeBalance, noting that LeBalance continued to operate in spite of the cease-and-desist order. In addition, the owner, Mr. Koo, LeBalance, had stated that he had a license in CA; however, upon investigation, it was determined that he is NOT licensed. In addition, LeBalance had hired a Jonathan Kim, who apparently has no education or proof of formal training. The Chair stated that that Dr. Miller and she will meet with Mr. Koo to inform him of their findings. Asst AG Moriis stated that criminal charges could be filed provided there is sufficient evidence; therefore, suggested that the GBAHE meet with the OAG to discuss the complaint in more detail. The Chair stated that the former legal advisor suggested that the GBAHE could file a police report. Dr. Miller expressed concern that more and more businesses are opening, providing massage therapy, and expanding their operation to include oriental medicine, etc. Dr. Miller recommended issuing press releases regarding businesses may not be licensed to provide the services. Dr. Chong indicated that the concerned individual might be working at USNH; therefore, the Chair stated that, although USNH is outside of the GBAHE jurisdiction, the Board could issue a letter of concern. Dr. Chong expressed concern that massage therapy is not regulated. The Chair provided an overview of</p>	Dr. Miller		In Progress

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	the history regarding the unsuccessful attempts by the legislature to regulate massage therapy; she recommended that this issue be resurrected with the Speaker.			
	<b>O. GBAHE-CO-21-02, Chiropractor, Received 6/4/21.</b> Dr. Miller reported that the Dr. Gates had met all requirements to resolve this complaint. However, action is required to notify the NV Medical Board that Dr. Rodman was practicing in Guam without a license. Z. Pecina reported that HPLO reported the violation to the NPDB. <i>Motion to close: Dr. Miller; 2<sup>nd</sup> S. Crisostomo</i>			Unanimously Closed
	<b>P. GBAHE-CO-21-07, Veterinarian, Received: 11/22/21.</b>	Referred to Procured Attorney		In Progress
	<b>Q. GBAHE-CO-21-08, Veterinarian, Received: 11/22/21.</b>			
	<b>R. GBAHE-CO-22-03, MF Therapist, Received 2/21/22.</b> The Chair reported that the she has requested and is pending receipt of a copy of the Rules and Regulation of the establishment.	Referred to Procured Attorney		In Progress
	NOTE: All the complaints listed below GBAHE-CO-22-05 thru GBAHE-CO-22-14 are complaints lodged against LeBalance. Dr. Miller reported that the business is advertising and providing services, in spite of the issuance of a cease-and-desist order.	Referred to Procured Attorney		In Progress
	<b>S. GBAHE-CO-22-05 Non-Licensed Chiro. Rec'd 9/27/22.</b>			
	<b>T. GBAHE-CO-22-06 Non-Licensed Chiro. Rec'd 10/21/22.</b>			
	<b>U. GBAHE-CO-22-07 Non-Licensed Chiro. Rec'd 10/21/22.</b>			
	<b>V. GBAHE-CO-22-08 Non-Licensed Chiro. Rec'd 10/21/22.</b>			
	<b>W. GBAHE-CO-22-09 Non-Licensed Chiro. Rec'd 10/21/22.</b>			
	<b>X. GBAHE-CO-22-10 Non-Licensed Chiro. Rec'd 10/21/22.</b>			
	<b>Y. GBAHE-CO-22-11 Non-Licensed Chiro. Rec'd 10/21/22.</b>			
	<b>Z. GBAHE-CO-22-12 Non-Licensed Chiro. Rec'd 11/17/22.</b>	G. Miller		
	<b>AA. GBAHE-CO-22-13 Non-Licensed Chiro. Rec'd 11/17/22</b>	G. Miller		
	<b>BB. GBAHE-CO-22-14 Non-Licensed Chiro. Rec'd 11/17/22</b>	G. Miller		
	<b>CC. GBAHE-CO-23-01 Physician Assistant Rec'd 11/17/23</b>	M. Balajadia		In Progress
	<b>DD. GBAHE-CO-23-02 Veterinarian (new) Rec'd 12/28/23</b>	M. Balajadia		In Progress
	<b>EE. GBAHE-CO-23-03 Veterinarian (new) Rec'd 12/28/23</b>	M. Balajadia		In Progress
<b>X.</b>	<b>New Business</b>	GBAHE		
	<b>A. Initial/New Applications:</b>			
	<b>1. Canda, Marissa Q. for License Professional Counselor Intern (V. Pereda)</b> <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: V. Pereda.</i>			Unanimously Approved
	<b>2. Eclavea, Lisa A. for Speech Language Pathologist (S. Crisostomo)</b> <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: V. Pereda.</i>			Unanimously Approved
	<b>3. Esguerra, Nicole Ann for Registered Respiratory Therapist (S. Crisostomo)</b> <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: V. Pereda.</i>			Unanimously Approved
	<b>4. Nguyen, Kathryn M. for Clinical Dietitian (C. San Nicolas)</b> <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: V. Pereda.</i>			Unanimously Approved

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	<b>5. Nucum, Jimmy for Registered Respiratory Therapist (S. Crisostomo).</b> <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: V. Pereda.</i>			Unanimously Approved
	<b>6. Santana, Carlos for Registered Respiratory Therapist (S. Crisostomo)</b> <i>Motion to approve: Dr. Miller; 2<sup>nd</sup>: V. Pereda.</i>			Unanimously Approved
	<b>B. Renewal Applications</b>			
	<b>1. Martinelli, Marci L. for MFT (M. Balajadia)</b> <i>Motion to approve: S. Crisostomo; 2<sup>nd</sup>: V. Pereda</i>			Unanimously Approved
	<b>C. Temporary License</b>			
	<b>1. Esguerra, Nicole Ann. for RRT (S. Crisostomo)</b> <i>Motion to approve: S. Crisostomo; 2<sup>nd</sup>: Dr. Miller</i>			Unanimously Approved
	<b>D. Letter of Concern</b> Dr. Miller suggested sending a letter of concern being sent to businesses that are providing massage therapy be sent a letter advising them of what services are acceptable, what can be done and what cannot be done, citing Guam law, and ensuring confirmation that the letter has been received (acknowledged receipt, certified/registered mail, etc.). Z. Pecina recommended to first reach out to those businesses known to the GBAHE and HPLO until more human resources are available. In addition, she informed the Board of the initiative to expand visibility of the Boards via social media. Dr. Chong expressed concern on the crossover of services and provided an example of cupping and suggested that the letter of concern also be extended to other disciplines, such as physical therapy, acupuncture and chiropractic. Dr. Miller supportive the idea that certain practices and techniques should be specifically identified to the respective discipline/profession. Dr. Chong stated that the GBAHE should help educate the massage parlors.			Send a Letter of Concern to known businesses until human resources are available
	<b>E. Visiting Volunteer Veterinarians for Spay and Neuter SNIP Outreach</b> The Chair reported that she received a letter from the Territorial Veterinarian indicated that licensed veterinarians will be on island to support the outreach program. <i>Motion to approve: Dr. Miller; 2<sup>nd</sup> V. Pereda</i>			Unanimously Approved
XI	<b>Announcements</b>	GBAHE	1312	Set Date
XII	<b>Adjournment</b>	GBAHE	1312	Adjourned

Minutes Drafted by: FLAME TREE Freedom Center, Inc.

Date Submitted: 2/10/2024

Submitted by the GBAHE Secretary:

Date:

Approved by the GBAHE with or without changes:

Date:

Certified by or Attested by the Chairperson:

*M. Balajadia*

Date:

*3/1/2024*