

**STATE COMMITTEE OF EXAMINERS IN THE FITTING AND DISPENSING OF HEARING INSTRUMENTS  
COMPLAINTS SUBCOMMITTEE MEETING  
Thursday, February 7, 2008, 9:00 a.m.  
Department of State Health Services  
Exchange Building, Room S-402  
8407 Wall Street  
Austin, Texas 78754**

**MINUTES**

**Subcommittee Members Present:**

Rosemary Geraci, Chair  
Ken Haesly (appointed by Committee President to substitute for Richard Davila)  
Sara Garza  
Audrey McDonald

**Subcommittee Members Absent:**

Richard Davila

**DSHS Staff Present:**

Joyce Parsons  
David Richards  
Stewart Myrick

**Guests Present:**

Ray Jones  
Larry Taylor  
Deborah Taylor  
Shelly Labove  
Cindy Fisher  
Mark Brumbeck  
Eulojio Algario  
Ben Norris

**Agenda Item 1** was the call to order by Ms. Geraci at 9:12 a.m.

**Agenda Item 2** was the introduction of guests.

**Agenda Item 3** was the review and approval subcommittee report of the meeting held October 11, 2007. Ms. Garza made a motion to approve the minutes as written. The motion was seconded and passed unanimously.

**Agenda Item 4** was the discussion and possible action to consider pending complaints requiring subcommittee review:

1066-07-0006 – Mr. Haesly made a motion to close the complaint as no violation. The motion was seconded and passed unanimously.

1066-07-0028 – Mr. Haesly made a motion to close the complaint as no violation. The motion was seconded and passed unanimously.

1066-08-0001 – Mr. Haesly made a motion to close the complaint as no violation, and to give staff permission to close similar complaints administratively, after consultation with the complaints subcommittee chair. The motion was seconded and passed unanimously.

1066-08-0002 – Mr. Haesly made a motion to close the complaint as no violation. The motion was seconded and passed unanimously.

1066-08-0003 – Mr. Haesly made a motion to close the complaint as non-jurisdictional. The motion was seconded and passed unanimously.

1066-08-0004 – Ms. Garza made a motion to close the complaint with a warning letter. The motion was amended to include language in the warning letter regarding the incomplete audiogram, the lack of serial numbers on documentation, and the lack of notations about the testing environment and ambient noise levels. The motion was seconded and passed unanimously.

1066-08-0005 – Mr. Haesly made a motion to close the complaint as no violation. The motion was seconded and passed unanimously.

1066-08-0006 – Ms. Garza made a motion to close the complaint as no violation. The motion was seconded and passed unanimously.

1066-08-0007 – Ms. McDonald made a motion to close the complaint as no violation. The motion was seconded and passed unanimously.

1066-08-0008 – Mr. Haesly made a motion to close the complaint as no violation. The motion was seconded and passed unanimously.

1066-08-0011 – Ms. Garza made a motion to table the complaint until further information regarding supervision can be obtained. The motion was seconded and passed unanimously.

1066-08-0012 – Mr. Haesly made a motion to close the complaint as no violation. The motion was seconded and passed unanimously.

1066-08-0014 – Ms. Geraci recused herself from this complaint. Ms. Garza made a motion to propose a suspension of the license for six months. The motion was seconded and passed unanimously.

**Agenda Item 5** was the discussion and possible action concerning staff report of open complaints. Ms. Parsons gave the report. No action was taken.

**Agenda Item 6** was announcements and subcommittee member(s) comments not requiring subcommittee action. There were none.

**Agenda Item 7** was the adjournment of the meeting at 10:56 am.

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Rosemary Geraci, Chair

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Date