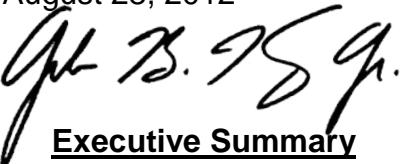




THE STATE EDUCATION DEPARTMENT / THE UNIVERSITY OF THE STATE OF NEW YORK / ALBANY, NY 12234

TO: The Honorable the Members of the Board of Regents
FROM: Anthony Lofrumento
SUBJECT: Summary of the July 2012 Meeting
DATE: August 28, 2012
AUTHORIZATION(S): 
Executive Summary

Issue for Decision

Review of the Summary of the July 2012 Meeting of the Board of Regents.

Proposed Handling

Approval of the Summary of July 2012 meeting.

Procedural History

This document summarizes the actions of the Board of Regents during the monthly meeting and is brought before the Board the following month for approval.

Recommendation

Approval of the Summary of the July 2012 meeting.

Timetable for Implementation

Effective September 11, 2012.

VOTED, that the Summary of the July 2012 Meeting of the Board of Regents of The University of the State of New York be approved.



**SUMMARY OF THE JULY MEETING
OF THE BOARD OF REGENTS
OF
THE UNIVERSITY OF THE STATE OF NEW YORK**

Held at the State Education Building

***Albany, New York
July 16 and 17, 2012***

***Anthony Lofrumento, Secretary
Board of Regents***

THE BOARD OF REGENTS

The Board of Regents of The University of the State of New York held a public session on Monday, July 16 at 12:25 p.m. pursuant to a call to duty sent to each Regent.

MEETING OF THE FULL BOARD, Monday, July 16 at 12:25 p.m.

Board Members in Attendance:

Chancellor Merryl H. Tisch
Vice Chancellor Anthony S. Bottar
Robert M. Bennett, Chancellor Emeritus
James C. Dawson
Geraldine D. Chapey
Harry Phillips, 3rd
James R. Tallon, Jr.
Roger Tilles
Charles R. Bendit
Lester W. Young, Jr.
Wade S. Norwood
James O. Jackson
James E. Cottrell
T. Andrew Brown

Also present were the Commissioner of Education, John B. King Jr., Executive Deputy Commissioner Valerie Grey, Counsel and Deputy Commissioner for Legal Affairs, Richard J. Trautwein, and the Secretary, Board of Regents, Anthony Lofrumento. Regents Betty A. Rosa, Christine D. Cea and Kathleen M. Cashin were absent and excused.

Chancellor Merryl H. Tisch called the meeting to order at 12:25 p.m.

ACTION ITEMS

Charter Applications for July 2012 BR (A) 1

MOVED, recommended that the Board of Regents approve each application in accordance with the recommendations contained in the summary table.

Supplemental Charter Application BR (A) 1 – SUPPLEMENTAL

MOVED, that the Board of Regents approve the application in accordance with the recommendation contained in the supplemental summary table.

**Summary of the June 2012 Meeting of the Board of Regents
BR (A) 2**

MOVED, that the Summary of the June 2012 Meeting of the Board of Regents of The University of the State of New York be approved.

**Interim Action by Standing Committees
BR (A) 3**

MOVED, that the Standing Committees of the Board of Regents, be and they hereby are, authorized to take interim action for the Board of Regents during the period commencing on July 18, 2012 and ending on September 9, 2012 and that any such action shall be reported to the Board at its meeting on September 10-11, 2012.

Motion by:	Regent James C. Dawson
Seconded by:	Regent Harry Phillips, 3 rd
Action:	Motion carried unanimously

PROGRAM AREA CONSENT ITEMS

Higher Education

**Proposed Amendment to Subpart 82-1 Relating to Procedures for Hearings on
Charges Against Tenured School Employees Pursuant to Section 3020-a
of the Education Law
BR (CA) 1**

MOVED, that Subpart 82-1 of the Regulations of the Commissioner be amended, as submitted, effective July 22, 2012, as an emergency action upon a finding by the Board of Regents that such action is necessary for the preservation of the general welfare in order to ensure that the proposed amendment remains continuously in effect until it can be adopted as a permanent rule; and it is further

MOVED, that Subpart 82-1 of the Regulations of the Commissioner be amended, as submitted, effective August 1, 2012.

P-12 Education

**Amendment of Section 100.2 (c) of the Commissioner's Regulations, Relating to
Instruction to Implement the Dignity for All Students Act
BR (CA) 2**

MOVED, that the amendment of subdivision (c) of section 100.2 of the Regulations of the Commissioner of Education, which was adopted by the Board of Regents on March 20, 2012 and for which a Notice of Adoption was published in the State Register on April 11, 2012 (EDU-04-12-00002-A), is repealed, effective August 21, 2012, and it is further

MOVED, that subdivision (c) of section 100.2 of the Regulations of the Commissioner of Education be amended, as submitted, effective August 21, 2012, as an emergency action upon a finding of the Board of Regents that such action is necessary for the preservation of the general welfare in order to ensure that the emergency rule adopted at the May Regents meeting remains continuously in effect until the effective date of its permanent adoption at a subsequent Regents meeting, after expiration of the 45-day public comment period prescribed by the State Administrative Procedure Act.

**Emergency Adoption of Proposed Technical Amendment to Section 3.16 of the
Rules of the Board of Regents, Relating to the Delegation of Authority with
Respect to Certain Charter School Hearings
BR (CA) 3**

MOVED, that subdivision (b) of section 3.16 of the Rules of the Board of Regents, be amended, as submitted, effective August 21, 2012, as an emergency action upon a finding by the Board of Regents that such action is necessary for the preservation of the general welfare, in order to ensure that the emergency rule adopted at the May Regents meeting remains continuously in effect until the effective date of its permanent adoption at a subsequent Regents meeting, after expiration of the 45-day public comment period prescribed by the State Administrative Procedure Act.

**Registration of Public Schools
BR (CA) 4**

MOVED, that the schools listed on the attached table be registered. See Appendix III.

**Addition of Section 100.2 (jj) of the Commissioner's Regulations, Relating to
School Employee Training to Implement the Dignity for All Students Act
BR (CA) 10**

MOVED, that the addition of subdivision (jj) of section 100.2 of the Regulations of the Commissioner of Education, which was adopted by the Board of Regents as an emergency action on May 22, 2012 and for which a Notice of Emergency Adoption and Revised Rule Making was published in the State Register on June 6, 2012 (EDU-07-12-00011-ERP), is repealed, effective July 17, 2012, and it is further

MOVED, that subdivision (jj) of section 100.2 of the Regulations of the Commissioner of Education be added, as submitted, effective July 17, 2012, as an

emergency action upon a finding of the Board of Regents that such action is necessary for the preservation of the general welfare in order to immediately adopt revisions to the proposed rule made in response to public comment so that the revised provisions may be timely implemented during the 2012-2013 school year, and to otherwise ensure that the emergency rule adopted at the May Regents meeting, as revised and readopted at the July Regents meeting, remains continuously in effect until the effective date of its permanent adoption at a subsequent Regents meeting.

**Enrollment and Retention Targets for Charter Schools
BR (CA) 11**

MOVED, that the Board of Regents adopts the final proposed methodology as described in Attachment B to prescribe enrollment and retention targets for students with disabilities, English language learners, and students who are eligible applicants for the free and reduced price lunch program, pursuant to the May 2010 amendments to the New York State Charter Schools Act, specifically, Education Law §2851(4(e) and §2852(9-b); and that the Board of Regents directs Department staff to set such enrollment and retention targets for individual charters schools, as applicable, in accordance with the final proposed methodology.

Professional Practice

**(Re)Appointments of Members to the State Boards for the Professions and
(Re)Appointments of Extended Members to the State Boards for the Professions
for Service on Licensure Disciplinary and/or Licensure Restoration and Moral
Character Panels
BR (CA) 5**

MOVED, that the Regents approve the proposed (re)appointments.

**Report of the Committee on the Professions Regarding Licensing Petitions
BR (CA) 6**

MOVED, that the Regents approve the recommendations of the Committee on the Professions regarding licensing petitions.

**Hunter College of the City University of New York: Authorization to Award the
Doctor of Physical Therapy (D.P.T.) Degree
BR (CA) 7**

MOVED, that the Board of Regents authorize the CUNY Board of Trustees to award the degree of Doctor of Physical Therapy (D.P.T.) on duly qualified students successfully completing registered D.P.T. programs at Hunter College effective July 17, 2012.

**Proposed Amendment to Regulations of the Commissioner of Education Relating
to the Approval of International Medical Schools for Long-Term
Clinical Clerkship Placements
BR (CA) 8**

MOVED, section 60.10 of the Regulations of the Commissioner of Education be added, as submitted, effective July 22, 2012, as an emergency measure upon a finding by the Board of Regents that such action is necessary for the preservation of the public health and general welfare to ensure that the emergency rule adopted at the April 2012 Regents meeting remains continuously in effect until it can be adopted as a permanent rule; and it is further

MOVED, that section 60.10 of the Regulations of the Commissioner of Education be added, as submitted, effective August 1, 2012.

**State University of New York Health Science Center at Syracuse: Doctor of
Nursing Practice (D.N.P.) Degree
BR (CA) 9**

MOVED, that the Board of Regents authorize the State University of New York Board of Trustees to confer the Doctor of Nursing Practice (D.N.P.) degree on duly qualified students successfully completing registered D.N.P. programs at the State University of New York Health Science Center at Syracuse effective July 17, 2012.

Motion by:	Regent Roger Tilles
Seconded by:	Regent Harry Phillips, 3rd
Action:	Motion carried unanimously

STANDING COMMITTEE REPORTS

P-12 Education

Your P-12 Education Committee held its scheduled meeting on July 16, 2012. All members were present, except for Regents Rosa and Cashin, who were excused.

ACTION ITEMS

Charter Schools

VOTED: That the Board of Regents finds that the proposed charter schools: (1) meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) will operate in an educationally and fiscally sound manner; (3) is likely to improve student learning and achievement and materially further

the purposes set out in subdivision two of section twenty-eight hundred fifty of Article 56 of the Education Law; and (4) will have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves the charter of the Citizens of the World Charter School New York 1 as proposed by the Trustees of the State University of New York (SUNY) and issues a provisional charter to it for a term as prescribed by §2851(2)(p) of the Education Law. [P-12 (A) 1]

VOTED: That the Board of Regents finds that the proposed charter schools: (1) meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) will operate in an educationally and fiscally sound manner; (3) is likely to improve student learning and achievement and materially further the purposes set out in subdivision two of section twenty-eight hundred fifty of Article 56 of the Education Law; and (4) will have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves the charter of the Citizens of the World Charter School New York 2 as proposed by the Trustees of the State University of New York (SUNY) and issues a provisional charter to it for a term as prescribed by §2851(2)(p) of the Education Law. [P-12 (A) 1]

VOTED: That the Board of Regents finds that the proposed charter schools: (1) meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) will operate in an educationally and fiscally sound manner; (3) is likely to improve student learning and achievement and materially further the purposes set out in subdivision two of section twenty-eight hundred fifty of Article 56 of the Education Law; and (4) will have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves the charter of the Explore Envision Charter School as proposed by the Trustees of the State University of New York (SUNY) and issues a provisional charter to it for a term as prescribed by §2851(2)(p) of the Education Law. [P-12 (A) 1]

MOTION FOR ACTION BY FULL BOARD

Madam Chancellor and Colleagues: Your P-12 Education Committee recommends, and I move, that the Board of Regents act affirmatively upon each recommendation in the written report of the Committee's deliberations at its meeting on July 16, 2012, copies of which have been distributed to each Regent.

MATTERS NOT REQUIRING BOARD ACTION

Enrollment and Retention Targets – The Committee discussed the final proposed methodology as described in Attachment B to prescribe enrollment and retention targets for students with disabilities, English language learners, and students who are eligible applicants for the free and reduced price lunch program, pursuant to the May 2010 amendments to the New York State Charter Schools Act, specifically, Education Law

§2851(4(e) and §2852(9-b). The Board of Regents will take action on this item in the full Board meeting. [P-12 (D)

Common Core and Social Studies Frameworks – The Committee was provided an update on the implementation of the Common Core standards, including discussion on vendors, Network Teams and AP STEM professional development. The draft Social Studies frameworks were also discussed, including the alignment of Social Studies with the Common Core. Due to time constraints, a more in-depth conversation on this topic will be brought back at the September Regents meeting.

Higher Education

Your Higher Education Committee held its scheduled meeting on July 16, 2012.

Action Items

Permission to Operate: Technion–Israel Institute of Technology. Your Committee recommends that the Board of Regents grant permission to Technion–Israel Institute of Technology to operate in New York State and offer a program in Applied Information Sciences leading to a Master of Science degree. This approval would be effective until July 31, 2017.

Master Plan Amendment: Cornell University - Branch Campus in New York City and registration of master's degree programs. Your Committee recommends that the Board of Regents approve an amendment to the master plan of Cornell University to authorize the University to establish a branch campus in New York City and to offer master's degree programs at that campus. The amendment would be effective until July 31, 2013 unless the Department registers the branch campus and its programs prior to that date, in which case master plan amendment shall be without term.

MOTION FOR ACTION BY FULL BOARD

Madam Chancellor and Colleagues: Your Higher Education Committee recommends, and we move, that the Board of Regents act affirmatively upon each recommendation in the written report of the Committee's deliberations at its meeting on July 16, 2012, copies of which have been distributed to each member of the Board of Regents.

Other matters not requiring action:

Statewide Plan for Higher Education. The Committee discussed the draft Plan and next steps in the development process.

Professional Practice

Your Professional Practice Committee held its scheduled meeting on July 16, 2012. All Committee members were present except Regent Christine D. Cea, who was excused. Chancellor Merryl H. Tisch, Regent James C. Dawson and Regent T. Andrew Brown were also present but did not vote on any case or action.

ACTION ITEMS

Professional Discipline Cases

Your Committee recommends that the reports of the Regents Review Committees, including rulings, findings of fact, determinations as to guilt, and recommendations, by unanimous or majority vote, contained in those reports which have been distributed to you, be accepted in 6 cases. In addition, your Committee recommends, upon the recommendation of the Committee on the Professions, that 28 consent order applications and 5 surrender applications be granted. [PPC EXS (A) 1-3]

In the case of Saleh A. Elahwal, Dentist, Calendar No. 25947, we recommend that the April 24, 2012 Vote of the Board of Regents and Order of the Deputy Commissioner for the Professions be affirmed and maintained with the clarification, solely regarding the manner and time for the payment of the \$10,000 fine imposed upon respondent, that respondent be directed to pay the \$10,000 fine imposed upon him 1) by certified or bank cashier's check, payable to the order of the New York State Education Department, to be delivered to the Director, Office of Professional Discipline, New York State Education Department, 195 Montague Street - Fourth Floor, Brooklyn, NY 11201-3631 and 2) within 90 days after the effective date of the service of the Amended Vote and Order to be issued in this matter, and that the penalty previously imposed in this matter, that respondent be fined \$10,000, respondent's license and registration to practice as a dentist in the State of New York be suspended for two years, and that execution of the last twenty-one months of said suspension be stayed, remain in full force and effect and be accepted in all respects as of the effective date of the previous April 24, 2012 Vote and Order in this matter.

These recommendations are made following the review of 39 cases involving five licensed practical nurses, four licensed practical nurses who are also registered professional nurses, four pharmacists, three certified public accountants, three registered professional nurses, two architects, two chiropractors, two licensed clinical social workers, two professional engineers, one architecture professional corporation, one dentist, one midwife, one ophthalmic dispenser, one pharmacy, one psychologist, one respiratory therapist, and one veterinarian.

Restorations

Your Committee recommends the following:

That the application of Guido Spangher for the restoration of his license to practice as physician in New York State be granted without restriction. [PPC EXS (A) 4]

That the application of Seshagiri Rao Vavilikolanu for the restoration of his license to practice as physician in New York State be denied. [PPC EXS (A) 5]

Approvals

Your Committee recommends approval of the following:

Regulations Relating to Polysomnographic Technology (PPC (A) 1) – That new sections 52.42 and 79-4.8 through 79-4.17 of the Regulations of the Commissioner of Education be added and that the title of Subpart 79-4 of the Regulations of the Commissioner of Education be amended, all as submitted, effective August 3, 2012, as an emergency action upon a finding by the Board of Regents that such action is necessary for the preservation of the public health and general welfare to establish requirements for the authorized practice of polysomnographic technology, and thereby ensure the timely implementation of Chapter 262 of the Laws of 2011.

MOTION FOR ACTION BY FULL BOARD

Your Professional Practice Committee recommends, and we move, that the Board of Regents act affirmatively upon each recommendation in the written report of the Committee's deliberations at its meeting on July 16, 2012, copies of which have been distributed to each Regent.

MATTERS NOT REQUIRING BOARD ACTION

Your Committee discussed several topics of interest, including:

Deputy Commissioner's Report [Oral Report]

- Full Board Consent Agenda Items
 - Amendment to Commissioner's regulations regarding the approval of International Medical Schools to Place Students in Long-Term Clinical Clerkship in New York
 - Board (Re)Appointments
 - Licensing Petitions
 - Regents Authorizations:
 - Hunter College of the City University of New York
 - State University of New York Health Science Center at Syracuse
- Updates on OP Initiatives
 - Technology Update
 - Staffing/Productivity Update
 - Legislative Update
 - Status of Corporate Practice Waivers

- Update on Report to the Legislature regarding the Licensure of Individuals providing certain Mental Health Services

Motion by: Regent James C. Dawson
Seconded by: Chancellor Emeritus Robert M. Bennett
Action: Motion carried unanimously

**Revisions to Charter Authorized by the Board of Regents: Democracy Prep III
Charter School
BR (A) 4 – REVISED**

MOVED, That the Board of Regents finds that the proposed revised charter: (1) meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) will operate in an educationally and fiscally sound manner; (3) is likely to improve student learning and achievement and materially further the purposes set out in subdivision two of section twenty-eight hundred fifty of Article 56 of the Education Law; and (4) will have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves the above listed charter revision for Democracy Prep III Charter School and the provisional charter for the Democracy Prep III Charter School is amended accordingly.

Motion by: Regent Harry Phillips, 3rd
Seconded by: Chancellor Emeritus Robert M. Bennett
Action: Motion carried unanimously

**Acceptance of a \$445,000, Two-Year Grant from the Carnegie Corporation
of New York
BR (A) 5**

MOVED, that the Board of Regents accept the sum of \$445,000 from the Carnegie Corporation of New York to support the work of the USNY Regents Research Fellowship Program.

Motion by: Regent Harry Phillips, 3rd
Seconded by: Chancellor Emeritus Robert M. Bennett
Action: Motion carried unanimously

Appointments

Appointment of Associate Commissioner for the Office of Assessment and Curriculum BR (A) 7

MOVED, that the Board of Regents approve the appointment of Ken Wagner to the position of Associate Commissioner for the Office for Assessment and Curriculum effective July 18, 2012.

Motion by: Regent Roger Tilles
Seconded by: Regent Harry Phillips, 3rd
Action: Motion carried unanimously

Appointment of Assistant Commissioner for the Office of Special Education BR (A) 8

MOVED, that the Board of Regents approve the appointment of Jim DeLorenzo to the position of Assistant Commissioner for the Office of Special Education effective July 18, 2012.

Motion by: Regent Geraldine D. Chapey
Seconded by: Regent Lester W. Young, Jr.
Action: Motion carried unanimously

Appendix I
NEW YORK STATE BOARD OF REGENTS CHARTER ACTIONS

Name of Institution	Program Area	County of Location	Description of Charter Action(s)
Earlville Free Library	CE	Madison	Amend charter to change the trustee term length from five years to three years and to update IRS dissolution language.
Fort Edward Free Library	CE	Washington	Amend charter to: <ul style="list-style-type: none"> • change the trustee term length from seven years to three years; • designate the library's service area to be coterminous with the Village of Fort Edward; • designate Commissioner as agent for service; and • update IRS dissolution language.
Historical Society of Mannsville/Town of Ellisburg	CE	Jefferson	Extend provisional charter for five years.
Hudson Falls Free Library Association	CE	Washington	Amend charter to update IRS language.
Kripplebush Schoolhouse Museum	CE	Ulster	Extend provisional charter for five years.
Mount Kisco Public Library	CE	Westchester	Amend charter to change the trustee term length from five years to three years.
Museum of Mathematics	CE	Tompkins	Amend charter to change the corporate name to "National Museum of Mathematics" and to change the corporate address.
Newtown Historical Society	CE	Queens	Extend provisional charter for five years.
New York City Peace Museum	CE	New York	Grant provisional charter for five years.

New York State Museum Institute	CE	Albany	Appointment of Timothy Burke, Anne Ackerson, Thomas Ruller, Terra Cohn and Jeremy Johannesen as trustees to revive the corporation, for purposes of petitioning the Board of Regents for dissolution, disposition of assets, and winding down of corporate affairs.
Romulus Historical Society	CE	Seneca	Extend provisional charter for five years.
Seneca Falls Library	CE	Chautauqua	Grant an absolute charter in the first instance.
The Theatre Museum	CE	New York	Consolidate with Direct from Broadway: Theatre, History, Films, LTD. a/k/a "The Broadway Theater Institute" with The Theatre Museum as the surviving corporation.
The Toy Soldier and Model Museum	CE	Steuben	Extend provisional charter for five years.
Battalion Christian Academy	P-12	Kings	Grant provisional charter for three years.
Big Apple Educational Center	P-12	New York	Consent to filing of certificate of assumed name "Big Apple Academy".
Catholic School Region of the Northwest and South Bronx	P-12	New York	Grant an absolute charter in the first instance.
Catholic School Region of Staten Island	P-12	New York	Grant an absolute charter in the first instance.
Catholic School Region of Rockland	P-12	New York	Grant an absolute charter in the first instance.
Community Education Foundation	P-12	Westchester	Consolidate with the Friends of Music and the Arts with the Community Education Foundation as the surviving corporation, with a new amended name "Foundation of Arts, Music and Education".
Community Educational Services	P-12	New York	Dissolve provisional charter.

The Co-op School	P-12	Kings	Amend provisional charter of The Co-op School to add authority to operate a grades 1 through 5 elementary school and operate recreational and enrichment programs, including after school and summer programs, and consolidate with the Fort Greene-Clinton Hill Daycare Center with The Co-op School as the surviving corporation.
The Garvey School	P-12	Bronx	Amend charter to change the corporate address, add an additional site and extend charter for three years.
The Hayground School	P-12	Suffolk	Extend provisional charter for three years.
Montessori School of Syracuse	P-12	Onondaga	Extend provisional charter for three years.
My Little Language School, Mi Pequena Esculita	P-12	New York	Amend charter to add nondiscriminatory policy language.
The Speyer Legacy School	P-12	New York	Amend charter to change the corporate address and extend charter for three years.

Supplemental Summary Table

Name of Institution	Program Area	County of Location	Description of Charter Action(s)
Reuben Gittelman Hebrew Day School	P-12	New York	Amend charter to change corporate name to "Gittelman Educational Fund" and to change corporate location, and, as so amended, replace and restate the provisional charter as a Regents certificate of incorporation with purposes as an educational fund to provide tuition assistance to students, loans and/or grants to schools and engage in other educational activities.

Appendix II

REGENTS ACTIONS IN 39 PROFESSIONAL DISCIPLINE CASES AND 2 RESTORATION PETITIONS

July 16, 2012

The Board of Regents announced disciplinary actions resulting in the revocation of 3 licenses, the surrender of 5 licenses, and 31 other disciplinary actions. The penalty indicated for each case relates solely to the misconduct set forth in that particular case.

In addition, the Board acted upon 2 restoration petitions.

I. REVOCATIONS AND SURRENDERS

Chiropractic

Sean Paul Trujillo; St. Augustine, FL 32092; Lic. No. 009294; Cal. No. 25643; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Health Care Fraud, a felony.

Midwifery

Jennifer Lynn Johnson; Philadelphia, MS 39350; Lic. No. 001186; Cal. No. 26177; Application to surrender license granted. Summary: Licensee did not contest the charge of being dependent on, or a habitual user of, the prescription-required, controlled substance methylphenidate.

Nursing

William Douglas; Licensed Practical Nurse; West Islip, NY 11795; Lic. No. 236107; Cal. No. 25826; Application to surrender license granted. Summary: Licensee admitted to the charge of stealing a Duragesic patch, a controlled substance, from a patient's supply of Duragesic patches.

Lauren Y. Young; Licensed Practical Nurse; Riverhead, NY 11901; Lic. No. 167407; Cal. No. 26011; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Falsifying Business Records in the 2nd Degree, a class A misdemeanor.

Public Accountancy

Mark Stephen Camarata; Certified Public Accountant; Rochester, NY 14624; Lic. No. 054154; Cal. No. 25001; Found guilty of professional misconduct; Penalty: Revocation.

James Michael Werner; Certified Public Accountant; Port Washington, NY 11050; Lic. No. 080065; Cal. No. 26238; Application to surrender license granted. Summary:

Licensee admitted to the charge of violating the terms of probation imposed by the Board of Regents.

Social Work

Boris Mirochnik; Licensed Clinical Social Worker; Staten Island, NY 10312; Lic. No. 065562; Cal. No. 25808; Found guilty of professional misconduct; Penalty: Revocation

II. OTHER REGENTS DISCIPLINARY ACTIONS

Architecture

Albert O. Montoya; Bronx, NY 10468; Lic. No. 018684; Cal. No. 26173; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 2 years probation, \$10,000 fine.

Pastor E. Medina; Carle Place, NY 11514; Lic. No. 026089; Cal. No. 26179; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$1,500 fine.

Zeret Architecture Planning & Design, P.C.; Carle Place, NY 11514; Cal. No. 26180; Application for consent order granted; Penalty agreed upon: \$1,000 fine payable within 6 months.

Chiropractic

Heather Teresa Pearman; Pelham, NY 10803; Lic. No. 009569; Cal. No. 26132; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Engineering and Land Surveying

James M. Kernan; Professional Engineer; Oriskany, NY 13424-9550; Lic. No. 053626; Cal. No. 25482; Found guilty of professional misconduct; Penalty: \$5,000 fine, 1 year suspension.

Mark Farruqui; Professional Engineer; Huntington Station, NY 11746; Lic. No. 074113; Cal. No. 25622; Application for consent order granted; Penalty agreed upon: 12 month actual suspension, 12 month stayed suspension, 2 years probation, 100 hours public service, \$20,000 fine.

Nursing

Denise Griffith-Heyen a/k/a Denise Griffith; Licensed Practical Nurse, Registered Professional Nurse; Hauppauge, NY 11788; Lic. Nos. 116891, 292984; Cal. Nos.

25813, 25812; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$750 fine.

Shannon M. Bernhardt a/k/a Shannon Bredesen; Licensed Practical Nurse; Victor, NY 14564; Lic. No. 271781; Cal. No. 26051; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Loretta Joan Martines; Licensed Practical Nurse, Registered Professional Nurse; Ronkonkoma, NY 11779; Lic. Nos. 275888, 551999; Cal. Nos. 26058, 26095; Application for consent order granted; Penalty agreed upon: 3 month actual suspension, 21 month stayed suspension, 2 years probation, \$500 fine.

Katherine Smeland-Pebler; Registered Professional Nurse; Ellenville, NY 12428; Lic. No. 492065; Cal. No. 26124; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation to commence upon return to practice, \$500 fine.

William Harry Miller, Jr.; Licensed Practical Nurse; Oneida, NY 13421-1812; Lic. No. 285270; Cal. No. 26136; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 6 months and until mentally fit to practice, upon termination of suspension, 2 years probation to commence upon return to practice.

Catherine Theresa Shea; Licensed Practical Nurse, Registered Professional Nurse; Patchogue, NY 11772; Lic. Nos. 209241, 426008; Cal. Nos. 26147, 26148; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 2 years probation, \$500 fine.

Patricia Lynn Brennan; Licensed Practical Nurse; Schuylerville, NY 12871; Lic. No. 238721; Cal. No. 26165; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$250 fine.

Paula J. Spinelli; Licensed Practical Nurse, Registered Professional Nurse; Bayside, NY 11361-2535; Lic. Nos. 179418, 396632; Cal. Nos. 26169, 26170; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 2 years probation, \$1,500 fine.

Elizabeth M. O'Brien; Registered Professional Nurse; New York, NY 10009; Lic. No. 243886; Cal. No. 26174; Found guilty of professional misconduct; Penalty: 24 months suspension, execution of last 21 months of suspension stayed, probation 2 years to run concurrent with 24 month period of suspension.

Dusty Gail Pedersen; Registered Professional Nurse; Scotia, NY 12302; Lic. No. 483550; Cal. No. 26189; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Ophthalmic Dispensing

Stuart Jay Freilich; Merrick, NY 11566; Lic. No. 005715; Cal. No. 26222; Application for consent order granted; Penalty agreed upon: 3 month actual suspension, 21 month stayed suspension, 2 years probation, \$1,000 fine.

Pharmacy

Nisar Rehman; Pharmacist; Garden City Park, NY 11040; Lic. No. 038486; Cal. No. 25453; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$5,000 fine.

Fauzia & Maher, Inc. d/b/a Rex Pharmacy; Pharmacy; South Ozone Park, NY 11420; Reg. No. 016400; Cal. No. 25466; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$5,000 fine.

Kim M. Zitkus; Pharmacist; Huntington Station, NY 11746; Lic. No. 049347; Cal. No. 26126; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$5,000 fine.

Mitchell Allen Lavenda; Pharmacist; Sea Cliff, NY 11579; Lic. No. 040191; Cal. No. 26133; Application for consent order granted; Penalty agreed upon: 2 month actual suspension, 22 month stayed suspension, 2 years probation, \$2,500 fine.

Gregory A. Scott; Pharmacist; Hauppauge, NY 11788; Lic. No. 032740; Cal. No. 26172; Application for consent order granted; Penalty agreed upon: 3 month actual suspension, 21 month stayed suspension, 24 months probation, \$1,000 fine.

Psychology

Bella Dorman; Brooklyn, NY 11234; Lic. No. 016309; Cal. No. 25935; Found guilty of professional misconduct; Penalty: 2 year suspension.

Public Accountancy

Gary David Kiman; Certified Public Accountant; Roslyn, NY 11576-3117; Lic. No. 047175; Cal. No. 26212; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Respiratory Therapy

Thomas Hendricks; Respiratory Therapist; Selden, NY 11784; Lic. No. 003625; Cal. No. 26130; Application for consent order granted; Penalty agreed upon: 4 month actual suspension, 20 month stayed suspension, 2 years probation.

Social Work

Maureen McGovern; Licensed Clinical Social Worker; New York, NY 10013; Lic. No. 023124; Cal. No. 26168; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 24 months probation, \$500 fine.

Veterinary Medicine

Richard Charles Mather II; Veterinarian; Grove City, OH 43123-8972; Lic. No. 011320; Cal. No. 26223; Application for consent order granted; Penalty agreed upon: Censure and Reprimand, \$1,000 fine payable within 3 months.

III. RESTORATIONS

The Board of Regents voted on July 16, 2012 to grant the application for restoration of the physician license of Guido Spangher. Dr. Spangher's license was originally surrendered May 9, 2001.

The Board of Regents voted on July 16, 2012 to deny the application for restoration of the physician licensure of Seshagiri Rao Vavilikolanu. Dr. Vavilikolanu's license was originally surrendered November 20, 2001.

APPENDIX III

Public Schools Recommended for Registration for the 2012-2013 School Year

School District	Official Name of School	Address	Grade Configuration 2012-2013	Grade Configuration at Full Growth	2012-2013 Projected Enrollment	Enrollment at Full Growth
Altmar-Parish-Williamstown Central School District	Altmar-Parish-Williamstown Elementary School	640 County Route 22 Parish, NY 13131	PK-6	PK-6	695	695
Bemus Point Central School District	Maple Grove Junior High School	3980 Dutch Hollow Road Bemus Point, NY 14712	7-8	7-8	117	240
Buffalo City Central School District	Middle Early College High School	290 Main Street Buffalo, NY 14202	9-12	9-12	325	400
Copiague Union Free School District	Deauville Gardens West Elementary School	100 Deauville Boulevard Copiague, NY 11726	K-5	K-5	412	464
Germantown Central School District	Germantown Junior Senior High School	123 Main Street Germantown, NY 12526	7-12	7-12	267	267
Germantown Central School District	Germantown Elementary School	123 Main Street Germantown, NY 12526	K-6	K-6	336	336
Greenburgh-North Castle Union Free School District	Kaplan Career Academy	623 Blooming Grove Turnpike New Windsor, NY 12553	7-12	7-12	60	88
New York City (NYC) Community School District (CSD) 02	Academy for Software Engineering	40 Irving Place New York, NY 10001	9	9-12	115	460
NYC CSD 02	The Peck Slip School	52 Chambers Street New York, NY 10001	K	K-5	75	750
NYC CSD 02	Harvest Collegiate High School	34 West 14th Street New York, NY 10001	9	9-12	115	460
NYC CSD 02	Union Square High School for Health Sciences	40 Irving Place New York, NY 10001	9	9-12	115	460
NYC CSD 02	PS 527	323 East 91st Street New York, NY 10128	K	K-5	75	480
NYC CSD 02	Creative Digital Minds High School	439 West 49th Street New York, NY 10019	9-12	9-12	1200	1200
NYC CSD 05	People's School of the Arts	6 Edgecombe Avenue New York, NY 10030	9-12	9-12	480	520

School District	Official Name of School	Address	Grade Configuration 2012-2013	Grade Configuration at Full Growth	2012-2013 Projected Enrollment	Enrollment at Full Growth
NYC CSD 06	Castle Bridge Elementary School	560 West 169th Street Bronx, NY 10083	K-1	K-5	70	200
NYC CSD 07	Mott Haven Community High School	455 Southern Boulevard Bronx, NY 10451	9-12	9-12	170	270
NYC CSD 07	Bronx Institute of Automotive Technology	333 East 151st Street Bronx, NY 10451	9-12	9-12	650	600
NYC CSD 08	School for Tourism and Hospitality	900 Tinton Avenue Bronx, NY 10462	9	9-12	130	560
NYC CSD 08	Throggs Neck High School at Lehman	3000 East Tremont Avenue Bronx, NY 10461	9-12	9-12	3120	2495
NYC CSD 08	Collegiate Preparatory Academy at Longwood	965 Longwood Avenue Bronx, NY 10459	9-12	9-12	410	450
NYC CSD 08	Bronx Compass High School	1980 Lafayette Avenue Bronx, NY 10462	9	9-12	115	460
NYC CSD 08	Blueprint Middle School	1111 Pugsley Avenue Bronx, NY 10462	6	6-8	110	330
NYC CSD 08	Westchester Square Academy	3000 East Tremont Avenue New York, NY 10461	9	9-12	115	460
NYC CSD 09	Bronx Middle School of Academic and Career Technology	1600 Webster Avenue Bronx, NY 10457	6-8	6-8	720	720
NYC CSD 09	Claremont International High School	240 East 172nd Street Bronx, NY 10456	9	9-12	85	340
NYC CSD 09	The College Avenue Academy	270 East 167th Street Bronx, NY 10456	6-8	6-8	595	420
NYC CSD 09	Business Enterprise High School	240 East 172nd Street Bronx, NY 10457	9-12	9-12	375	415
NYC CSD 09	Mount Eden Children's Academy	1501 Jerome Avenue Bronx, NY 10456	PK-1	PK-5	128	300
NYC CSD 09	Young Women's Leadership School of the Bronx	1865 Morris Avenue Bronx, NY 10453	6	6-8	85	255

School District	Official Name of School	Address	Grade Configuration 2012-2013	Grade Configuration at Full Growth	2012-2013 Projected Enrollment	Enrollment at Full Growth
NYC CSD 10	Norwood Academy of Communal Excellence at the Isobel Rooney Campus	149 East Mosholu Parkway Bronx, NY 10467	6-8	6-8	620	620
NYC CSD 10	Innovative School of Excellence at the Angelo Patri Campus	2225 Webster Avenue Bronx, NY 10457	6-8	6-8	615	615
NYC CSD 10	East Fordham College and Career Preparatory High School	500 East Fordham Road Bronx, NY 10458	9-12	9-12	425	465
NYC CSD 10	High School for Energy and Technology	2474 Crotona Avenue Bronx, NY 10458	9	9-12	115	460
NYC CSD 11	North Bronx Academy	3750 Baychester Avenue Bronx, NY 10466	6-8	6-8	445	340
NYC CSD 11	Pelham Gardens Middle School	2545 Gunther Avenue Bronx, NY 10469	6	6-8	165	495
NYC CSD 11	Bronx Park Middle School	2441 Wallace Avenue Bronx, NY 10469	6	6-9	125	375
NYC CSD 11	Linden Tree Elementary	1560 Purdy Street Bronx, NY 10469	K-1	K-5	115	355
NYC CSD 13	The Urban Assembly Unison School	170 Gates Avenue Brooklyn, NY 11238	6	6-8	95	285
NYC CSD 14	Brooklyn Arbor Elementary School	325 South 3rd Street Brooklyn, NY 11211	K-2	K-5	175	440
NYC CSD 14	The Greenpoint Community Middle School at John Ericsson Campus	424 Leonard Street Brooklyn, NY 11222	6-8	6-8	290	320
NYC CSD 14	Greenpoint High School for Engineering and Automotive Technology	50 Bedford Avenue Brooklyn, NY 11222	9-12	9-12	670	710
NYC CSD 16	Madiba Prep Middle School	1010 Lafayette Avenue Brooklyn, NY 11221	6	6-8	95	285
NYC CSD 17	Brooklyn Arts and Science Elementary School	443 St. Marks Avenue Brooklyn, NY 11213	K-3	K-5	246	356

School District	Official Name of School	Address	Grade Configuration 2012-2013	Grade Configuration at Full Growth	2012-2013 Projected Enrollment	Enrollment at Full Growth
NYC CSD 17	Brooklyn Institute for Liberal Arts	600 Kingston Avenue Brooklyn, NY 11213	9	9-12	115	460
NYC CSD 17	New Heights Middle School	790 East New York Avenue Brooklyn, NY 11213	6	6-8	115	345
NYC CSD 19	School of Integrated Academics and Performing Arts at the George Gershwin Campus	800 Van Siclen Avenue Brooklyn, NY 11207	6-8	6-8	460	490
NYC CSD 19	Spring Creek Community School	1065 Elton Street Brooklyn, NY 11208	6	6-12	85	580
NYC CSD 21	Shorefront High School of Arts and Sciences at John Dewey Campus	50 Bedford Avenue Brooklyn, NY 11222	9-12	9-12	2105	2105
NYC CSD 22	Academy of Career Exploration of Sheepshead Bay	3000 Avenue X Brooklyn, NY 11235	9-12	9-12	1865	1900
NYC CSD 23	Riverdale Avenue Community School	76 Riverdale Avenue Brooklyn, NY 11212	PK-2	PK-5	246	456
NYC CSD 23	Brownsville Collaborative Middle School	85 Watkins Street Brooklyn, NY 11233	6	6-8	95	285
NYC CSD 24	PS 110*	48-29 37th Street Long Island City, NY 11101	K	K-5	150	700
NYC CSD 24	College and Career Academies High School at Newton Campus	48-01 90th Street Queens, NY 11373	9-12	9-12	2440	2440
NYC CSD 25	Rupert B. Thomas Academy at the Flushing Campus	35-01 Union Street Queens, NY 11354	9-12	9-12	3050	3050
NYC CSD 27	Wave Preparatory Elementary School	535 Briar Place Queens, NY 11691	K-2	K-5	366	711
NYC CSD 27	21st Century School of Richmond Hill	89-30 114th Street Queens, NY 11418	9-12	9-12	2500	2500
NYC CSD 27	Future Leaders High School at the John Adams Campus	101-01 Rockaway Boulevard Queens, NY 11417	9-12	9-12	3230	3230

School District	Official Name of School	Address	Grade Configuration 2012-2013	Grade Configuration at Full Growth	2012-2013 Projected Enrollment	Enrollment at Full Growth
NYC CSD 27	School of Opportunities at the August Martin Campus	156-10 Baisley Boulevard Queens, NY 11434	9-12	9-12	965	1005
NYC CSD 30	Global Scholars Academies of Long Island City	14-30 Broadway Queens, NY 11106	9-12	9-12	3270	3270
NYC CSD 30	Academy of Humanities and Applied Sciences at the William Cullen Bryant Campus	48-10 31st Avenue Queens, NY 11103	9-12	9-12	2920	2920
NYC CSD 31	PS 78	100 Tompkins Avenue Staten Island, NY 10304	K-2	K-5	353	713
NYC CSD 32	Evergreen Middle School For Urban Exploration	125 Covert Street Brooklyn, NY 11221	6	6-8	125	375
Rondout Valley Central School District	Rondout Valley Junior High School	122 Kyersike Road Accord, NY 12404	7-8	7-8	307	400
Rondout Valley Central School District	Rondout Valley Intermediate School	122 Kyersike Road Accord, NY 12404	4-6	4-6	471	575
Schuylerville Central School District	Schuylerville Middle School	14 Spring Street Schuylerville, NY 12871	6-8	6-8	450	550

*In lieu of a resolution passed by the New York City Board of Education (typically referred to as the Panel on Educational Policy), the New York City Department of Education submitted a declaration of emergency action by the Chancellor to create a school to address overcrowding in kindergarten in CSD 24. Operation of this new school beyond the initial six month emergency period is contingent upon compliance with Education Law section 2590-h(2-a). If the NYC Panel for Educational Policy does not approve the resolution or the emergency action is set-aside by the Commissioner or the courts, the registration will be considered null and void.