

**COMMITTEE OF HEARING AID DEALER EXAMINERS**

**\*TO BE HELD THROUGH VIDEO and AUDIO CONFERENCING\***

**Meeting number (access code): 731 429 478 for both 1 & 2**

1. [Option 1 - JOIN via VIDEO CONFERENCING by visiting:  
https://indiana.webex.com/join/lturner1](https://indiana.webex.com/join/lturner1)
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+1-240-454-0887 731429478## United States Toll \(San Jose\)](tel:+12404540887731429478)

**MINUTES OF APRIL 28, 2021**

Vicki Fisher, Chair, called the meeting to order at 8:41 a.m. and declared a quorum in accordance with IC 25-20-1-1.5(b), pursuant to public notice posted at the principal office of the committee and on the committee's website and state calendar at least forty-eight (48) hours before the time of the meeting.

Members Present: Vicki Fisher, HAD, Chair  
Anthony Gigli, Consumer Member  
Dani Land, HAD, Vice Chair

Staff Present: Laura Turner, J.D., Board Director  
Professional Licensing Agency  
Jody Edens, Assistant Board Director  
Professional Licensing Agency  
Donna Sembroski, Deputy Attorney General  
Attorney General's Office

The Committee voted to adopt the agenda.

Land/Gigli, 3/0/0  
Motion carries

The following committee members voted aye by roll call:  
Dani Land, Anthony Gigli, Vicki Fisher  
The following committee members voted nay: none  
The following committee members abstained: none

The Committee voted to adopt the October 21, 2020, minutes as written.

Gigli/Land, 3/0/0  
Motion carries

The following committee members voted aye by roll call:  
Dani Land, Anthony Gigli, Vicki Fisher  
The following committee members voted nay: none  
The following committee members abstained: none

### **ELECTION OF OFFICERS**

The following were voted into office for a one (1) year term beginning January 1, 2021

- Vicki Fisher, H.A.D., Chair
- Dani Land, H.A.D., Vice Chair

Land/Gigli, 3/0/0  
Motion carries

The following committee members voted aye by roll call:  
Dani Land, Anthony Gigli, Vicki Fisher  
The following committee members voted nay: none  
The following committee members abstained: none

### **PERSONAL APPEARANCES**

The following did not appear for his/her personal appearance:

#### **Bret Mattingly, Initial App – Positive Response:**

Mr. Mattingly appeared telephonically before the Committee and was not represented by counsel regarding a reinstatement renewal application.

Mr. Mattingly discussed with the Board his four (4) OWI's. He received an OWI in July, 2001; February 2005; June 2008; October 2013.

After discussion, the Committee moved to APPROVE Mr. Mattingly's initial application.

Land/Gigli, 3/0/0  
Motion carries

The following committee members voted aye by roll call:  
Dani Land, Anthony Gigli, Vicki Fisher  
The following committee members voted nay: none  
The following committee members abstained: none

**Casandra Brown, Initial App – Positive Response:**

Ms. Brown appeared telephonically before the Committee and was not represented by counsel regarding a positive response on her initial application.

Ms. Brown discussed her DUI she received. She was sitting in the parking lot in her car when the police came up and because she was in the car with the keys, she was arrested for a DUI.

After discussion, the Committee moved to APPROVE Ms. Brown's initial application.

Land/Gigli, 3/0/0  
Motion carries

The following committee members voted aye by roll call:

Dani Land, Anthony Gigli, Vicki Fisher

The following committee members voted nay: none

The following committee members abstained: none

**ADMINISTRATIVE HEARING**

**Jonathan Hersey, H.A.D., License No. 17001260A, Cause No. 2016 HAD 0034**

Respondent appeared telephonically and was not represented by counsel regarding a Petition to Reinstate Suspended License scheduled before the Committee. The State of Indiana was not represented in this case, and the court reporter sworn in for this matter was Margie Addington with Accurate Reporting Services also appeared telephonically.

Mr. Hersey's license was suspended when he didn't submit proof of continuing education during an audit.

He indicated he has not performed any hearing tests since 2013.

He explained to the Board that he did refund \$500 to a patient. He signed the contract with his name and license number back in 2017. In 2017 his license was suspended.

After having considered the evidence presented and taking official, judicial notice of the pleadings, evidence and orders in this matter, the Committee moved to DENY his request to reinstate.

The Committee further stated that his license will stay on Suspension for a two (2) year period.

Land/Gigli, 3/0/0  
Motion carries

The following committee members voted aye by roll call:

Dani Land, Anthony Gigli, Vicki Fisher

The following committee members voted nay: none

The following committee members abstained: none

### **DISCUSSION**

Participating members: Dani Land, Vicki Fisher, Anthony Gigli

#### **AG Report:**

Nick Hart reviewed the report with the Committee.

The Committee thanked Mr. Hart for the information.

#### **Director Report:**

Ms. Turner reviewed the report with the Committee.

The Committee thanked Ms. Turner for the information.

There being no further business the Committee adjourned at 9:40 a.m.

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Vicki Fisher, HAD, Chair