

## Burgos, Alexander N

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**From:** Ascher, Seth M  
**Sent:** Monday, March 24, 2025 11:33 AM  
**To:** tsteadman@firstpointresources.com  
**Cc:** Burgos, Alexander N  
**Subject:** Re: [External] RE: Periodic Review 21 NCAC 52  
**Attachments:** Staff Opinion March 2025 Readoption Deadline.docx

Tracy,

Attached is the staff opinion memorializing my recommendation of the May 1, 2027 deadline. The RRC will consider this deadline at their next meeting, 10:00 AM on March 27th. The meeting will be a hybrid of in-person and webex. Please let me know if there is anyone else who needs to receive a webex invitation.

### Seth Ascher

Counsel to the North Carolina Rules Review Commission  
Office of Administrative Hearings  
(984) 236-1934

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**From:** Tracy Steadman <tsteadman@FirstPointResources.com>  
**Sent:** Friday, March 14, 2025 3:34 PM  
**To:** Ascher, Seth M <seth.ascher@oah.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** Re: [External] RE: Periodic Review 21 NCAC 52

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We are good with that recommendation.

Thank you,  
Tracy

**Tracy Steadman** (*she/her/hers*)

Executive Secretary | **North Carolina Board of Podiatry Examiners**

[www.ncbpe.org](http://www.ncbpe.org) | 3739 National Dr, Ste 202 | Raleigh, NC 27612

Phone 919.861.5583 | Fax 919.787.4916 | [info@ncbpe.org](mailto:info@ncbpe.org)



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**From:** Ascher, Seth M <seth.ascher@oah.nc.gov>  
**Sent:** Friday, March 14, 2025 1:21:36 PM  
**To:** Tracy Steadman <tsteadman@firstpointresources.com>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** Re: [External] RE: Periodic Review 21 NCAC 52

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Tracy,

Since I initially made that recommendation, we have scheduled several additional readoption deadlines for that month. Would you have any concerns with moving the deadline back several months to May 1, 2027?

**Seth Ascher**

Counsel to the North Carolina Rules Review Commission  
Office of Administrative Hearings  
(984) 236-1934

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**From:** Tracy Steadman <tsteadman@FirstPointResources.com>  
**Sent:** Tuesday, March 11, 2025 12:29 PM  
**To:** Ascher, Seth M <seth.ascher@oah.nc.gov>  
**Subject:** [External] RE: Periodic Review 21 NCAC 52

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[\[aka.ms\]](#)

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Hello Mr. Ascher,

Our Board had their first quarterly meeting of this year and agree with your recommendation of February 1, 2027, as the readoption date.

Thank you,  
Tracy

**Tracy Steadman** (*she/her/hers*)

Executive Secretary | **North Carolina Board of Podiatry Examiners**

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Phone 919.861.5583 | Fax 919.787.4916 | [info@ncbpe.org](mailto:info@ncbpe.org)



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**From:** Ascher, Seth M <[seth.ascher@oah.nc.gov](mailto:seth.ascher@oah.nc.gov)>

**Sent:** Tuesday, November 12, 2024 3:19 PM

**To:** [info@ncbpe.org](mailto:info@ncbpe.org)

**Subject:** Re: Periodic Review 21 NCAC 52

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Good afternoon,

It was brought to my attention that I put the wrong year in the estimated deadline to provide information. Pursuant to 26 NCAC 05 .0212, I anticipate the deadline to provide the information is January 7, 2025, not 2024. I have corrected that below. Let me know if you have any questions about this.

**Seth Ascher**

Counsel to the North Carolina Rules Review Commission

Office of Administrative Hearings

(984) 236-1934

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**From:** Ascher, Seth M <[seth.ascher@oah.nc.gov](mailto:seth.ascher@oah.nc.gov)>

**Sent:** Friday, November 8, 2024 3:12 PM

**To:** [info@ncbpe.org](mailto:info@ncbpe.org) <[info@ncbpe.org](mailto:info@ncbpe.org)>

**Subject:** Re: Periodic Review 21 NCAC 52

Good afternoon,

The attached periodic review reports have been finalized. The next step is to set a deadline for the readoption of these rules. Pursuant to G.S. 150B-21.3A and 26 NCAC 05 .0212, the RRC sets this deadline after consultation with the agency, and this email serves as the RRC's request for that consultation. Please review 26 NCAC 05 .0212 for the information required to be submitted to the RRC, and the deadlines for doing so.

It appears that the deadline for your agency to provide this information is **January 7, 2025**. As a starting point, I would recommend a February 1, 2027 readoption deadline, but I am open to considering a different recommendation based on the needs of your agency.

Let me know if you have any questions.

**Seth Ascher**

Counsel to the North Carolina Rules Review Commission  
Office of Administrative Hearings  
(984) 236-1934

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**From:** McGhee, Dana <[dana.McGhee@oah.nc.gov](mailto:dana.McGhee@oah.nc.gov)>  
**Sent:** Thursday, November 7, 2024 12:37 PM  
**To:** [info@ncbpe.org](mailto:info@ncbpe.org) <[info@ncbpe.org](mailto:info@ncbpe.org)>  
**Cc:** Ascher, Seth M <[seth.ascher@oah.nc.gov](mailto:seth.ascher@oah.nc.gov)>  
**Subject:** Periodic Review 21 NCAC 52

Good afternoon, Tracy,

The determinations in the attached periodic review report for 21 NCAC 52 were effective August 29, 2024. Commission Counsel Seth Ascher will reach out to you to discuss setting the readoption date for the rules in the reports.

Let me know if you have any questions.

***Dana McGhee***

*Publications Coordinator*

*Office of Administrative Hearings*

984-236-1937

[dana.mcghee@oah.nc.gov](mailto:dana.mcghee@oah.nc.gov)

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