

Commonwealth of Massachusetts
Division of Professional Licensure
Board of Registration of Chiropractors
1000 Washington Street
Boston, MA 02118

December 8, 2016

A regularly scheduled meeting of the Massachusetts Board of Registration of Chiropractors (the Board) was held in room 1C, 1000 Washington Street, Boston, Massachusetts.

Dr. Storozuk noted a quorum of members present and called the meeting to order at 10:03 a.m.

Members Present:

Dr. Scott Storozuk, Chair
Dr. Dan Reida, Vice Chair
Dr. Glenn Dodes, Secretary
Dr. Lori DeVeuve, Member
Dr. Kirk Shilts, Member

Absent

Dr. Marsella Imonti, Member

Staff Present At Various Times:

Brian Bialas, Executive Director
Ellen D'Agostino, Office of Investigations
Sandra Velasquez, Board Administrator
Sheila York, Esq., Board Legal Counsel
Julie Brady, Esq., Prosecutor

Agenda:

Dr. Storozuk reviewed the posted agenda with the Board.

Motion was made by Dr. Dodes, seconded by Dr. DeVeuve, to approve the agenda for today's meeting as amended. Motion passed unanimously.

Meeting Minutes:

The Board reviewed the previous meeting's minutes.

Motion was made by Dr. Shilts, seconded by Dr. Dodes, to approve the October 13, 2016 Public Minutes as amended. Motion passed unanimously.

Update on Investigative Matters from the Unit Chief and Deputy Chief

None.

Cases:

The Board prepared to discuss investigative matters.

Thereafter, at 10:16 a.m., a Motion was made by Dr. DeVeuve, seconded by Dr. Reida, to suspend the open meeting pursuant to MGL c. 112, 65C and enter into closed investigative conference to discuss the following investigative matters: CH-16-042 [MT], CH-16-043 [RV], 2016-000797-IT-ENF [RH], CH-16-040 [CV] and CH-16-003 [BCC]. Motion passed unanimously.

A motion was made by Dr. Dodes, seconded by Dr. DeVeuve, to exit closed investigative session and resume open session at 11:28 a.m. Motion passed unanimously.

Report of actions taken during Investigative session:

- **Cases:**

CH-16-042 [MT] – Referred to prosecutions.

Dr. Dodes recused himself from the next matter and left the room.

- **Interview:**

CH-16-043 [RV] – No action pending further investigation.

Dr. Dodes returned to the investigative conference.

2016-000797-IT-ENF [RH] – Dismissed

- **Settlements:**

Atty. Brady presented on the following cases:

CH-16-040 [CV] – Board provided input to prosecutor regarding settlement terms.

CH-17-003 [BCC] – Board provided input to prosecutor regarding settlement terms.

Legal Report:

- **Dr. Jeffrey Berklich, Candidate for Reciprocity**

Atty. York discussed Dr. Berklich's application and her research indicating that Georgia had standards similar to MA on the date that Dr. Berklich was licensed in Georgia and that Georgia has a process whereby a similarly-situated Mass chiropractor could seek approval for licensure by the Georgia Board without being required to have passed all currently required parts of the NBCE examination. Dr. Berklich was then interviewed by the Board.

Motion was made by Dr. Reida, seconded by Dr. DeVeuve, to allow Dr. Berklich to continue the licensing process. Motion passed unanimously.

- **Update on 233CMR Regulations Review**

The Board's changes to its regulations are being reviewed by the Division's Director and will be sent to other agencies for review.

- **Update on Board Policy Review**

Board staff will work on policy suggestions made at previous meetings.

Case Monitoring Report:

CH-07-044 [JG], 5th Quarterly Monitoring Report

A motion was made by Dr. Shilts, seconded by Dr. Dodes, to accept the report. The motion passed unanimously.

CH-16-035 [CH], Audit and Assessment Report and Corrective Action Plan

A motion was made by Dr. Shilts, seconded by Dr. Dodes, to accept the audit and assessment report and the corrective action plan. The motion passed unanimously.

CH-16-027 [PD], 1st Quarterly Monitoring Report

No action taken.

CH-11-023 [BCC], 5th Quarterly Monitoring Report, 11.23.16 Email from S. York to M. M. re: Letter to Board, 11.23.16 Email from S. York to B. Bialas re: BCC Monitoring

No action taken.

The Board directed the staff to invite the subjects of CH-16-027 [PD] and CH-11-023 [BCC], their monitor, and the Chiropractor of Record to the January board meeting for an interview.

CE Applications:

Dr. DeVeuve presented her recommendations regarding the current CE applications.

A motion was made by Dr. DeVeuve, seconded by Dr. Shilts, to approve applications # 4696 16-107 – 4711 16-122 as presented. The motion passed unanimously.

New Business:

- **NBCE Part-4 Examinations**

Dr. Shilts discussed his recent trip to Kansas City where he and Dr. Imonti helped administer the

Part 4 NBCE Exam. He recommended the Board continuing to use this comprehensive practical exam in lieu of a Massachusetts state examination.

• **Board Officers**

The Board discussed the Secretary position. Dr. Dodes resigned as the Board's Secretary, and Dr. Reida nominated Dr. Shilts to replace him. Where no other nominations were offered, the nomination was accepted by the Board unanimously. Dr. Shilts will serve as Secretary for the remainder of the term.

New Licensee Interviews:

The following candidates completed new licentiate orientation/interview with Dr. Shilts: Kay Sunakawa, Valerie Spier and Jeffrey Berklich.

Adjournment:

Dr. Storozuk noted that there were no more agenda items.

A motion was made by Dr. Reida, seconded by Dr. Dodes, to adjourn the December 8, 2016 public meeting of the Board of Registration of Chiropractors. The motion passed unanimously.

The meeting adjourned at 12:02 p.m.

The above Minutes were approved at the open meeting held on January 5, 2017.



Brian Bialas, Executive Director

Documents Used During the Meeting:

Agenda

Draft Minutes of October 13, 2016 Open Meeting

CH-07-044 [JG], 5th Quarterly Monitoring Report

CH-16-035 [CH], Audit and Assessment Report and Corrective Action Plan

CH-16-027 [PD], 1st Quarterly Monitoring Report

CH-11-023 [BCC], 5th Quarterly Monitoring Report, 11.23.16 Email from S. York to M. M. re: Letter to Board, 11.23.16 Email from S. York to B. Bialas re: BCC Monitoring