

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

November 5, 2015

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

The meeting was called to order by Dr. Storozuk at 10:06 a.m.

Members Present

Dr. Scott Storozuk, Chair
Dr. Scott Garber, Vice Chair
Dr. Lori DeVeuve, Secretary
Dr. Dan Reida, Member
Dr. Marsella Imonti, Member
Dr. Marsha Krohn, Member

Members Absent:

Mrs. Diane Slater

Staff Present At Various Times

Sheila York Esq., Board Counsel
Ana Garcia, Associate Executive Director
Joann Termine, Administrative Assistant
Ellen D'Agostino, Office of Investigations

AGENDA

Motion to approve the agenda for today's meeting was made by Dr. Reida and seconded by Dr. Krohn. Motion passed unanimously.

MEETING MINUTES

Motion was made by Dr. Krohn to approve the October 1, 2015 Public minutes. Seconded by Dr. Reida. Motion passed unanimously with no corrections.

Update on Investigative Matters from the Unit Chief and Deputy Chief

Neither the Chief of Investigations nor the Deputy Chief came to update the Board today but they have requested that the Board continue to hold a place in the monthly agenda as their intent moving forward is to visit more Boards more regularly.

CASES

The Board prepared to discuss investigative matters. Thereafter, a Motion was made by Dr. Garber, seconded by Dr. Krohn, and was **VOTED** (unanimous); to suspend the open meeting pursuant to **MGL c. 112, s. 65C and enter into closed investigative conference to discuss the following investigative matters:**

CH-16-007[JC]

CH-15-024[KJ]

Somatic Therapies

Open Session resumed at 10:44 a.m.

Report of actions taken in closed 65C Sessions:

CH-16-007 [JC] Uphold assessment of fine and send to prosecutions for formal hearing.

CH-15-024 [KJ] Dismiss without prejudice.

Somatic Therapies-- No action taken at this time. The Board will consider whether action is warranted in matters involving "somatic therapies" on a case-by-case basis after receiving a complaint or information which the Board or staff determines warrants further review.

LEGAL REPORT

Sheila York Esq. gave the Board an update regarding E.O. 562. The administration has new forms that must be completed for the proposed regulation changes and she reports being about half way through filling out these forms.

In regards to 233 CMR 2.02(4) there was discussion on equivalency issues with foreign chiropractic education. It was decided the Board needed more information before making any recommendations.

Reinstatement Requests [JG] and [RC]

These matters remain under advisement with the Board.

Letter from TOP Education, LLC dated 10/27/15 re: Request for advisory on Policy 09-002 Supportive Procedures by Unlicensed Assistants. The Board reviewed an email notification that the Massachusetts Chiropractic Society (MCS) had sent to its membership regarding Policy 09-002 and TOP Education, LLC's request for guidance regarding the status of Policy 09-002. The Board discussed potential confusion to licensees. Board Counsel presented a draft letter to be sent to TOP Education, LLC and the Massachusetts Chiropractic Society stating that the policy remains valid and recommending that licensees be reminded to follow the policy and Board

regulations. The Board directed staff to send out the letter as presented.

Case Monitoring Report from Dr. Imonti

CH-14-031[JC] 3rd Quarterly Report
CH-10-068[NEC] 2ND Quarterly Report
CH-93-003[EO] 2nd Quarterly Report
CH-07-044[JG] 1st Report

Dr. Imonti presented her recommendations regarding the above-mentioned cases under monitoring requirements. CH-10-068 [NEC] 2nd Quarterly Report was tabled until next month. Motion made by Dr. Imonti and Seconded by Dr. Garber to accept the recommendations set forth in the Monitor Report. Motion passed.

CE APPLICATIONS

Dr. Reida presented his recommendations regarding the current CE applications. A Motion was made by Dr. Reida, seconded by Dr. DeVeuve to accept Dr. Reida's report and approve application #4268 through 4276. Passed unanimously.

CORRESPONDENCE

Letter from Dr. Champagne regarding documentation for CEUs. Dr. Storozuk recused himself. Discussion was led by Dr. Garber. Dr. Champagne sent proof of registration and payment for a seminar and will send a copy of the CE credit certificate when it arrives.

Dr. Storozuk returned to the meeting.

Topics not reasonably anticipated by the Chair within 48 hours of the meeting.

Sheila York Esq., Board counsel, received an email from the Department of Justice, Insurance Fraud Bureau, regarding a Dr. Paul Jondle, who pleaded guilty to tax evasion and obstructing the IRS. He will be sentenced in January.

CHoR Application Review

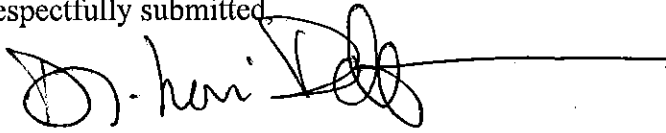
Application #972 [MS] appeared before the Board to request to be approved to serve as the chiropractor of record in a multi disciplinary clinic where she will be the only chiropractor. Board members asked her about a prior probationary period she served and about her chiropractic experience. Motion was made by Dr. Krohn and seconded by Dr. Garber to approve the application. Voted unanimous.

New Licensee Interview

The following applicant completed the Board interview with Dr. Storozuk:
Shannon Gonzalez

At 11:57 a.m. Dr. Storozuk noted there were no more items on the agenda. A motion to adjourn was made by Dr. Garber and seconded by Dr. Krohn. Passed unanimously.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Lori DeVeue", followed by a long horizontal line.

Lori DeVeue, DC

Secretary

Massachusetts Board of Registration of Chiropractors

List of Documents Used by the Board at the Open Meeting:

Agenda for November 5, 2015 Board Meeting

Draft October 1, 2015 Public Meeting Minutes

Letter from TOP Education, LLC dated 10/27/15 and attachments

Monitoring Reports from Dr. Imonti, dated November 5, 2015

CE Applications #4268-4276