

**Commonwealth of Massachusetts
Bureau of Health Professions Licensure
Board of Registration of Chiropractors
250 Washington Street
Boston, MA 02108**

Public Meeting Minutes

January 5, 2023

A public meeting of the Massachusetts Board of Registration of Chiropractors (the Board) was held remotely with video and audio conference as an alternate means of public access pursuant to Chapter 107 of the Acts of 2022, An Act Relative to Extending Certain State of Emergency Accommodations, signed into law on July 16, 2022.

Dr. Grosso noted a quorum of members present via video or phone and called the meeting to order at 10:07 a.m.

MEMBERS PRESENT

Dr. Joseph Grosso, Vice Chair
Dr. Jaclyn Debs, Secretary
Ms. Barbara Bush, Public Member
Dr. Abbey Denaro, Member
Dr. Mary Connors, Member
Dr. Kathleen O'Malley, Member

MEMBERS ABSENT

Dr. Sunit Jolly, Chair

STAFF PRESENT (at various times)

Lisa Guglietta, Board Executive Director
Eboni Lewis, Board Associate Executive Director
Sheila York, Esq., Board Counsel
Lisa Seely Murphy, Investigator
Ellen D'Agostino, Investigator
Lauren McShane, Investigative Supervisor
Marine Jardonnet, Board Counsel

ATTENDANCE:

Dr. Grosso took attendance by roll call and a quorum of board members was recorded with the following members present via video conference: *O'Malley, Debs, Bush, Grosso, Denaro, Connors.*

APPROVAL OF AGENDA:

A motion was made by Dr. O'Malley to approve the agenda, seconded by Ms. Bush and VOTED (roll call);

to approve January 5, 2023 agenda.

in-favor: O'Malley, Debs, Bush, Grosso, Denaro, Connors

opposed: none

CONFLICT OF INTEREST and OPEN MEETING REQUIREMENTS

Atty. York reviewed Conflict of Interest and Open Meeting Law requirements with the Board. Members should contact Atty. York with questions about possible conflicts with applicants, petitioners, or cases before the Board. Please bring these matters to Atty. York's attention before the meeting if at all possible.

Atty. York introduced Marine Jardonnet, Board Counsel, who would be observing the meeting.

PUBLIC MEETING MINUTES

The Board discussed the draft public meeting minutes of 12/01/22.

Thereafter, a motion was made by Dr. O'Malley, seconded by Dr. Connors and VOTED (roll call);
to approve the public meeting minutes of December 1, 2022 as drafted.

in-favor: O'Malley, Debs, Bush, Grosso, Denaro, Connors

opposed: none

EXECUTIVE SESSION MINUTES

The Board discussed the draft executive session meeting minutes of 12/01/22.

Thereafter, a motion was made by Dr. Debs, seconded by Dr. O'Malley and VOTED (roll call);
to approve the executive session meeting minutes of December 1, 2022 as drafted.

in-favor: O'Malley, Debs, Bush, Grosso, Denaro, Connors

opposed: none

EXECUTIVE DIRECTOR REPORT

Ms. Guglietta told Board members the next meeting will be on Webex. An invitation and link will be sent. The Department of Public Health (DPH) records board meetings. Today's meeting is not recorded. As of February's meeting, MOVEit will be used instead of Interchange for file transfer. Board members need to log in once to MOVEit to be able to receive files.

DISCUSSION

Status of the Chiropractic Orthopedic Diplomate Program (DABCO):

Letter was received and filed.

Email from Pedro DeAlmeida, D.C., dated 12/20/22, to Board Regarding Re-Evaluation Timeline

The Board discussed the email and gave guidance and direction to Board Counsel for her response to licensee.

Correspondence from Christine Haass, dated December 21, 2022, regarding Tennessee Board of Chiropractic Agreed Citation with Jason Garrett, D.C.

The Board discussed the correspondence and citation.

Thereafter, a motion was made by Dr. Denaro, seconded by Dr. O'Malley and VOTED (roll call);
to take no action.

in-favor: O'Malley, Debs, Bush, Grosso, Denaro, Connors

opposed: none

COMPLIANCE MONITORING

Monitoring Report – A+ Physical Rehab (CHF939)

A motion was made by Dr. O'Malley, seconded by Dr. Debs and VOTED (roll call);
to accept the final monitoring report and corrective action report.

in-favor: O'Malley, Debs, Bush, Grosso, Denaro, Connors

opposed: none

Monitoring Report – Kevin Harrington (CHI2166)

A motion was made by Dr. Connors, seconded by Dr. O'Malley and VOTED (roll call);
to accept the second compliance report.

in-favor: O'Malley, Debs, Bush, Grosso, Denaro, Connors

opposed: none

Monitoring Report – Holley Heyert (CHI2297)

A motion was made by Dr. Denaro, seconded by Dr. O'Malley and VOTED (roll call);
to accept the initial monitoring report.

in-favor: O'Malley, Debs, Bush, Grosso, Denaro, Connors

opposed: none

REACTIVATION APPLICATIONS

Wayne Hicks license CHI2727 expired on 03/31/2021.

A motion was made by Dr. O'Malley, seconded by Dr. Debs and VOTED (roll call);

To approve the reactivation application of Dr. Hicks.

in-favor: O'Malley, Debs, Bush, Grosso, Denaro, Connors

opposed: none

Shelley Wilton license CHI2749 expired on 03/31/2021.

A motion was made by Dr. Connors, seconded by Dr. Denaro and VOTED (roll call);

To approve the reactivation application of Dr. Wilton.

in-favor: O'Malley, Debs, Bush, Grosso, Denaro, Connors

opposed: none

NEW BUSINESS

None

PUBLIC COMMENT

None

CLOSED SESSION

At 10:33 a.m. a motion was made by Dr. O'Malley **to end the public session and go into Closed Session per G.L. c. 112, § 65C for the purpose of reviewing cases in investigative conference,** seconded by Dr. Connors and VOTED (roll call). The motion passed as follows:

In favor: O'Malley, Debs, Bush, Grosso, Denaro, Connors

Opposed: none

NEW AND OPEN CASES

The Board took the following actions during closed session:

Investigative Case Conference: [Closed Session: G.L. c. 112, § 65C]

- 2022-000886-IT-ENF Dismissed with advisory letter
- INV6517 Sent to Prosecutions

ADJOURNMENT

The meeting adjourned at the conclusion of Closed Session at 11:05am.

Respectfully submitted,

Jaclyn Debs, D.C., Secretary
Board of Registration of Chiropractors

Documents used by the Board during open session:

- *Posted agenda 01/05/2023*
- *Draft public meeting minutes of 12/1/22*
- *Draft executive session minutes of 12/1/22*
- *Correspondence from Chiropractic Orthopedic Diplomate Program (DABCO)*
- *Correspondence from Pedro DeAlmeida, D.C.*
- *Correspondence from Christine Haass, Tennessee Board of Chiropractic*
- *Monitoring reports for A+ Physical Rehab, Kevin Harrington, and Holley Heyert*
- *Reactivation applications of Wayne Hicks and Shelley Wilton*