**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,

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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*