

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

January 5, 2017

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

Dr. Storozuk observed a quorum of members present and the meeting was called to order at 10:06 A.M.

Members Present

Dr. Scott Storozuk, Chair
Dr. Dan Reida, Vice Chair
Dr. Glenn Dodes, Member
Dr. Lori DeVeuve, Member
Dr. Marsella Imonti, Member

Absent - Dr. Kirk Shilts

Staff Present At Various Times

Brian Bialas, Executive Director
Ellen D'Agostino, Office of Investigations
Sheila York, Esq. Board Legal Counsel
Chris Carroll, Chief of Office of Investigations
Martha Sesnovich, Deputy Chief of Office of Investigations

AGENDA

Motion was made by Dr. Reida, seconded by Dr. DeVeuve to approve the agenda for the meeting. Motion passed unanimously.

MEETING MINUTES

Motion was made by Dr. Dodes, seconded by Dr. Reida to approve the December 8, 2016 Public Minutes as amended. Motion passed unanimously.

CASES

The Board prepared to hold an investigative conference to discuss open case CH-16-043 [RV] and an investigative matter pertaining to licensee compliance with probation in CH-11-023 [BCC]; CH-16-027 [PD]. Thereafter, at 10:14 a.m., a motion was made by Dr. Reida, seconded

by Dr. Dodes, and was **VOTED** (unanimous) to suspend the open meeting pursuant to **MGL c. 112, 65C and enter into closed investigative conference to investigate CH-16-043 [RV] and an investigative matter relating to licensee compliance in CH-11-023 [BCC]; CH-16-027 [PD]** .

During the Investigative Conference, a motion was made by Dr. Dodes, seconded by Dr. DeVeuve to exit Closed Investigative Session at 11:32 a.m. to accommodate the Chief of the Office of Investigations' introduction of a new staff member. The motion passed unanimously.

Update on Investigative Matters from the Unit Chief and Deputy Chief

The Chief of the Office of Investigations, Chris Carroll, introduced the new Deputy Chief of the Office of Investigations, Martha Sesnovich.

CASES (Continued)

The Board prepared to have further investigative discussion and interviews regarding investigative matters. Thereafter, at 11:35 a.m., a motion was made by Dr. Reid, seconded by Dr. Dodes, and was **VOTED** (unanimous) to suspend the open meeting pursuant to **MGL c. 112, 65C and re-enter investigative conference to discuss CH-16-043 [RV] and an investigative matter relating to licensee compliance in CH-11-023 [BCC]; CH-16-027 [PD]**.

A motion was made by Dr. Dodes, seconded by Dr. DeVeuve, and was **VOTED** (unanimous) to exit Closed Investigative Session at 12:51 p.m. Report of actions taken during Investigative Session:

CH-16-043 [RV] – Rescheduled

Investigative matter re: compliance in CH-11-023 [BCC] – Interviews held

Investigative matter re: compliance in CH-16-027 [PD] – Interviews held

Legal Report

- **Update on Regulatory Review** – Ms. York advised that the new regulations as amended have been approved by DPL for publication.

Case Monitoring

Dr. Imonti presented her recommendations with regard to the following monitoring document received:

CH-98-003 [EO] – Accepted.

A motion was made by Dr. DeVeuve, seconded by Dr. Reid and it was **VOTED** (unanimous) to adopt Dr. Imonti's recommendation for **CH-98-003 [EO]**.

Dr. Imonti recommended that the Board discuss **CH-11-023 [BCC]**, Corrective Action Plan. Board members noted that the monitor's report from November did not show that the facility had

corrected problems that were previously found by the monitor in August. The monitor was scheduled to visit the facility next on February 9th. The Board asked staff to request that the monitor move his next visit up to prior to the Board's February 2nd meeting. The monitor's next report should indicate whether the facility has addressed the deficiencies noted in the monitor's prior reports.

CH-11-023 [BCC], Corrective Action Plan – Tabled pending further Board review.

CE Applications

Dr. DeVeuve presented her recommendations regarding CE application # 4713 16-123 – 4754 16-164. A motion was made by Dr. Reida, seconded by Dr. Imonti and was VOTED (unanimous) to approve CE application # 4713 16-123 – 4754 16-164.

Discussion

- **90 day waiting period to retake Massachusetts Jurisprudence Exam** – Board Counsel and Executive Director Bialas discussed with the Board that a request had been received to waive the 90 day waiting period to retake the jurisprudence examination. A waiting period is intended to protect the integrity of the examination. However, not all licensing boards have a waiting period and some have waiting periods triggered after subsequent failures not the first failure. A motion was made by Dr. DeVeuve, seconded by Dr. Imonti to change the waiting period to 30 days after the first failed test and 90 days after any subsequent failed test. The motion passed unanimously.
- **Request to waive waiting period from Dr. Kay Sunakawa** – The Board determined that Dr. Sunakawa can retake the Massachusetts Jurisprudence Exam immediately given its change in the waiting period.

New Licensee Interviews

The following candidates completed new licentiate orientation/interviews with Dr. Storozuk: Christina Ippolito.

Adjournment

Dr. Storozuk noted there were no more agenda items. A motion was made by Dr. Reida, seconded by Dr. DeVeuve to adjourn the January 5, 2017 public meeting of the Board of Registration of Chiropractors at 1:03 p.m.

The above Minutes were approved at the open meeting held on February 2, 2017.



Brian Bialas, Executive Director

Documents Used During the Meeting:

Agenda

Draft Minutes of December 8, 2016 Open Meeting

CH-11-023 [BCC], Corrective Action Plan

12.20.16 Email from K. Sunakawa to B. Bialas re: Waiver of 90-Day Wait Period to Retake Jurisprudence Exam