

GEORGIA BOARD OF CHIROPRACTIC EXAMINERS

Board Meeting
October 19, 2006

A meeting of the Georgia Board of Chiropractic was held on Thursday, October 19, 2006, at the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia.

The following Board members were present:	Others Present:
Karen Mathiak, D.C., President Gregory Baker, D.C. J. Chris Nelson, D.C. Jackson C. Patterson, D. C. David A. Wren, D.C.	Ajay Gohil, Board Attorney Anita O. Martin, Executive Director Eva Holmes, Board Secretary Samirah Stephens, Board Secretary

Karen Mathiak established that a quorum was present and the meeting was **called to order** at 9:00am.

Anita Martin, Executive Director introduced new board member Dr. Gregory Baker, new staff member, Samirah Stephens and new Executive Director, Lisa Durden.

Review and approval of minutes from August 31, 2006 meeting. – Dr. Nelson made a motion, Dr. Wren seconded and the Board voted to **approve as amended**.

Review and approval of minutes from September 28, 2006 conference call meeting. – Dr. Baker motioned, Dr. Wren seconded and the Board voted to **approve** the minutes.

LICENSES TO RATIFY.

Dr. Wren made the motion and Dr. Baker seconded and the Board voted to **approve**.

License#	Name	Profession	Status
CHIR008070	Tew, Jason Edward	Chiropractor	Active
CHIR008071	Cogan, Solomon L	Chiropractor	Active
CHIR008072	Pearson, Leslie A	Chiropractor	Active
CHIR008073	Elmore, William Ray	Chiropractor	Active
CHIR008074	Corona, Allyson Oake	Chiropractor	Active
CHIR008075	Patel, Biranj P	Chiropractor	Active
CHIR008076	Mitchell, Douglas Nathan	Chiropractor	Active
CHIR008077	Ferrick, Linda Anne	Chiropractor	Active
CHIR008078	Smuts, Anton Nico	Chiropractor	Active
CHIR008079	Alosio, Donald T., Jr	Chiropractor	Active
CHIR008080	Howard, Patricia Pollard	Chiropractor	Active
CHIR008081	Barrett, Bree Nicole	Chiropractor	Active
CHIR008082	Nam, Ki-Kwang	Chiropractor	Active
CHIR008083	Demboski, John Michael	Chiropractor	Active
CHIR008084	Fairchild, Dale Annette	Chiropractor	Active
CHIR008085	Miller, Steven Ray	Chiropractor	Active
CHIR008086	Jones, Brenton Coe	Chiropractor	Active
CHIR008087	Kamego, Steven Joseph	Chiropractor	Active
CHIR008088	Forry, Heather Leigh	Chiropractor	Active
CHIR008089	Mannella, Phillip John	Chiropractor	Active
CHIR008090	Perras, Michael Richard	Chiropractor	Active
CHIR008091	Benjamin, LaJa' via Krenele	Chiropractor	Active

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CHIR008092	Waters, Brian Keith	Chiropractor	Active
CHIR008093	Hummel, Angela Marie	Chiropractor	Active
CHIR008094	Deonanan, Erika Fulton	Chiropractor	Active
CHIR008095	Carlson, Scott Steven	Chiropractor	Active
CHIR008096	Cohen, Craig Steven	Chiropractor	Active

Correspondence from Dr. Vince Erario regarding board rule 100-2-.04 – Dr. Wren motioned, Dr. Baker seconded and the Board voted to post.

100-2-.04 Recording License. – Repealed.

~~A chiropractic license must be recorded with the clerk of superior court in each county where the licensee practices or resides.~~

The Board voted that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of the applicable laws as provided by the Attorney General’s office.

The board also voted that it is not legal or feasible to meet the objectives of the applicable laws to adopt or implement differing actions for businesses as listed in O.C.G.A. §50-13-4(3)(A)(B)(C)(D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned and operated in the field of Chiropractic.

Correspondence from Palmer Chiropractic Clinics regarding Chiropractic Preceptorship – Dr. Baker motioned, Dr. Nelson seconded and the Board voted to **approve** request.

Petition from Dr. George Lisjak for waiver requiring CE to reactivate license – Dr. Wren motioned, Dr. Baker seconded and the Board voted to **deny** the request. Notify Dr. Lisjak that he must provide CE in order to meet requirements for reactivation.

Correspondence from Dr. C.G. Taylor, D.C. regarding CPT code 97530 - *Board response:* Refer to Insurance Commissioner’s office.

Other Business

- Dr. Wren motioned, Dr. Nelson seconded and the Board voted to provide administrative authority to the Executive Director to process expungement of advertising consent orders when the staff discovers them.
- Dr. Nelson motioned, Dr. Wren seconded and the Board voted to adopt an Investigative Committee structure to review complaints and conduct investigative interviews. Dr. Sallarulo and Dr. Mathiak will serve as the members of the IC committee.
- Dr. Nelson motioned, Dr. Wren seconded and the Board voted that Dr. Baker, Dr. Nelson and Dr. Wren will serve as members of a rules committee. Matters to be reviewed by the committee; MUA and MD/DC collaborative practices.

Request from Jay Brodwyn, D.C. requesting to have record expunged. - Dr. Baker motioned, Dr. Nelson seconded and the Board voted to **expunge** record (docket #98-811).

Change of meeting time – Dr. Nelson motioned, Dr. Wren seconded and the Board voted to change the time of meeting back to 10:00am.

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Executive Director's Report – Ms. Anita Martin

- Provided renewal statistics.
- Requested clarification on PowerPoll request from Hawaii State Board – Board directed to answer that DC's can refer out for lab tests but can't order lab tests. Also, to report that a DC can discuss lab results with a patient upon receipt of a report.
- Request from Jason Tamayo of Liberty Mutual regarding procedure code – Board response: Issue no legal letter and refer to OCGA§43-9-16.
- Request to re-open CHIR0060093 – Dr. Wren motioned, Dr. Nelson seconded and the Board voted to **deny** request.
- Board reviewed information from Vincent Veneziano, D.C.'s federal conviction as informational as his license has been surrendered.
- Board considered request from Dr. Cipriano to approve a CE program. Dr. Mathiak appointed Dr. David A. Wren to review CE programs for approval. Also, the Board requested that the program from Dr. Millman and Dr. Annunziata be reviewed by Dr. Wren.

Dr. Wren made a motion, Dr. Nelson seconded and the Board **voted** to enter into **Executive Session** in accordance with O.C.G.A. § 43-1-19(h)(2) and § 43-1-2(k) to deliberate and receive information on applications, cognizant reports, and the Assistant Attorney General's report. Voting in favor of the motion were those present who included Dr. Baker. The Board concluded Executive Session in order to vote on the matters and to continue with the public session.

Investigative Interviews

CHIR070004 — recommended to close with no violation

Appeal Appointments

J.L.B. – recommended approval of license.

Dr. Wren made the motion, Dr. Nelson seconded and the Board voted to **accept** the recommendations.

Applications

V.R.D. – Applicant requesting approval of licensure – recommended denial.

N.P.M. – Applicant requesting approval for reinstatement of licensure – recommended denial.

J.A.B. – Applicant requesting approval for licensure – recommended approval.

C.B.M. – Applicant requesting approval for licensure – recommended approval.

F.A.N. – Applicant requesting approval for reinstatement of licensure – recommended approval upon receipt of proof from FL that “Null and Void” means that the licensee failed to renew license and has no disciplinary action pending.

Dr. Baker made the motion, Dr. Wren seconded and the Board voted to **accept** the recommendations.

Cognizant Reports

CHIR070021 – recommend to refer to enforcement.

CHIR060077 – recommend to close – no violation

CHIR070027 – recommend to close – no jurisdiction

CHIR060073 – recommend to close – no violation

CHIR060087 – recommend to close – license has been reinstated

CHIR070003 – recommend to refer to AG for suspension

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CHIRO30009 – recommend referring case to District Attorney for violation of voluntary surrender and felony unlicensed practice.

Dr. Baker motioned, Dr. Nelson seconded and the Board voted to **accept** the recommendations.

Attorney General's Report

- Accept consent order for Frederick Gerretzen, D.C., M.E.M., D.C., and J.C., D.C. If Dr. M.K.P. as cited in case on J.C. is licensed in Texas, board voted to refer case to the Texas Board.
- Reviewed letter from Assistant Attorney General Tamara Wayland with the Board. Viewed as informational.
- Case on W.J.P., D.C. – Refer to Enforcement to request 10 random patient records.

Dr. Wren motioned, Dr. Baker seconded and the Board voted to **accept** the recommendations.

There being no further business to come before the Board, the meeting was adjourned at 3:55 pm on October 19, 2006.

Minutes prepared by: Eva Holmes, Board Secretary

Reviewed/Edited by: Anita O. Martin, Executive Director

These minutes were approved on December 14, 2006.