

SOUTH CAROLINA DEPARTMENT OF LABOR, LICENSING & REGULATION
South Carolina Board of Chiropractic Examiners Board Meeting
Synergy Business Park, Kingstree Building
110 Centerview Drive, Room 202-02
Columbia SC 29210

Thursday, November 17, 2016

Board Members Present:

Ralph D. Roles, D.C., Chairman
John R. McGinnis, D.C., Vice Chair
Jeanne McDaniel-Green, D.C.
Beth R. Ehlich, D.C.
Richard D. Heavner, D.C.
Douglas B. Hughes, Jr., D.C.
Antony H. Kyles, D.C.
Norman E. Ouzts, D.C.
Patricia Weaver, Public Member

Absent Members:

None

Staff Present:

Mary League, Esquire, Advice Counsel
Veronica Reynolds, Board Administrator
Shaun Strother, Board Assistant
Kimberly Walker, Board Assistant

Public notice of this meeting was properly posted at the South Carolina Board of Chiropractic Examiners, Synergy Business Park, Kingstree Building 110 Centerview Drive, Room 202-02 Columbia, SC 29210 and provided to all requesting persons, organizations, and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act.

Call to Order

Dr. Roles, Chairman, called the meeting to order at 9:06 a.m. The meeting was held in Room 202-02 located in the Synergy Business Park, Kingstree Building at 110 Centerview Drive, in Columbia, South Carolina 29210.

Approval of the Agenda:

Motion: In open session, Dr. McGinnis made a motion to approve and set aside the agenda with the following changes: move 6. Power Point Presentation CE Brokerage before or after 10. Power Point Presentation OIE/ODC/OAC Training and place after the hearings. The motion was seconded and approved.

Approval of the Minutes

Motion: In open session, Dr. Hughes made a motion to approve the minutes. The motion was seconded and approved.

New Business:

Administrator Report:

Office of Investigations and Enforcement Reports (OIE/IRC): Mr. Sanders, Chief Investigator of OIE presented the IRC report and there were three (3) cases for dismissals, four (4) formal complaints, and three (3) letters of caution.

IRC Recommendations

Case #: 2014-96

Case #: 2015-4

Case #: 2016-30

Motion: In open session, Dr. Hughes made a motion to accept the IRC recommendations for three (3) dismissals. The motion was seconded and approved.

Case #: 2013-6

Case #: 2013-59

Case #: 2016-12

Case #: 2016-20

Motion: In open session, Dr. Ouzts made a motion to accept the IRC recommendations for four (4) formal complaints. The motion was seconded and approved.

Case #: 2016-8

Case #: 2016-9

Case #: 2016-10

Motion: In open session, Dr. Heavner made a motion to accept the IRC recommendations for three (3) letters of caution. The motion was seconded and approved.

Office of Disciplinary Counsel (ODC): Mr. Sanders, Chief investigator OIE presented the Office of Disciplinary Council (ODC) statistical report he stated for the quarter ending September 30, 2016 thirteen (13) cases were received and year to date twenty-seven (27), third quarter three (3) cases closed and year to date closed forty-four (44) cases and to date twenty seven active cases in OIE.

The Board reviewed the statistical report as information only.

The Board reviewed and accepted the ODC report as information only.

Mr. Sym Singh, Investigator of OIE presented his report to the Board regarding legislation.

Finance Report: Ms. Reynolds, Board Assistant presented the financial report.

Chair Remarks: Dr. Roles, Chairman did not have any remarks.

Disciplinary Hearing

Final Order Hearing

Case #2014-81 is a closed hearing.

Case # 2014-81: The respondent did not make a personal appearance before the Board. Ms. Flannery, Esq. from the Office of Disciplinary Council presented the Final Order Hearing to the Board.

Motion: In open session, Dr. McGinnis made a motion to go into executive session to receive legal advice from counsel regarding case #2014-81. The motion was seconded and approved.

Executive Session: No votes were taken during executive session. [9:29 a.m. – 9:34 a.m.]

Motion: In open session, Dr. Hughes made a motion to come out of executive session. The motion was seconded and approved.

Motion: In open session, Dr. Kyles made a motion to accept the hearing officer's recommendations. The motion was seconded and approved.

Motion: In open session, Dr. McGinnis made a motion to come out of closed session. The motion was seconded and approved.

Application Hearings

Initial Applications:

Chukwuemeka Chidebelu-Eze, DC: The purpose of this hearing was to determine should Chukwuemeka Chidebelu-Eze be granted a Chiropractic license. Dr. Chidebelu-Eze made a personal appearance before the Board and was not represented by counsel.

Motion: In open session, Dr. McGinnis made a motion to go into executive session to receive legal advice from counsel regarding Dr. Chidebelu-Eze application. The motion was seconded and approved.

Executive Session: No votes were taken during executive session. [9:58 a.m. – 10:05 a.m.]

Motion: In open session, Dr. Heavner made a motion to come out of executive session. The motion was seconded and approved.

• **Motion:** In open session, Dr. McGinnis made a motion not to approve Dr. Chidebelu-Eze for licensure as a Chiropractor in South Carolina at this time. The motion was seconded and approved.

Samuel Hctor, DC: The purpose of this hearing was to determine should Samuel Hctor be granted a Chiropractic license. Dr. Hctor made a personal appearance before the Board and was not represented by counsel.

Motion: In open session, Dr. Hughes made a motion to go into executive session to receive legal advice from counsel regarding Dr. Hctor application. The motion was seconded and approved.

Executive Session: No votes were taken during executive session. [10:17 a.m. – 10:19 a.m.]

Motion: In open session, Dr. Hughes made a motion to come out of executive session. The motion was seconded and approved.

Motion: In open session, Dr. Ehlich made a motion that Dr. Hctor be granted a license to practice as a Chiropractor in South Carolina. The motion was seconded and approved.

Renewal Applications:

John Marone, DC: The purpose of this hearing was to determine should Dr. Marone be granted a Chiropractic license. Dr. Marone made a personal appearance before the Board and was represented by Walton J. McLeod, IV, Esq..

Motion: In open session, Dr. McGinnis made a motion that Dr. Marone be granted a license to practice as a Chiropractor in South Carolina. The motion was seconded and approved.

Alfred Vallejo, DC: The purpose of this hearing was to determine should Dr. Vallejo be granted a Chiropractic license. Dr. Vallejo made a personal appearance before the Board and was represented by Richard C. “Dickie” Jones, Esq..

Motion: In open session, Dr. McGinnis made a motion that Dr. Vallejo be granted a license to practice as a Chiropractor in South Carolina. The motion was seconded and approved.

Power Point Presentation CE Brokerage: Dylan Sitterle, addressed the Board regarding CE Brokerage.

Power Point Presentation OIE/ODC/OAD Training: Darra Coleman, Chief Advice Counsel LLR and Ms. Flannery, Office of Disciplinary Counsel addressed the Board regarding OIE/ODC/OAD.

Dr. Roles, excuses himself during the Power Point Presentation OIE/ODC/OAD Training, and a quorum is still met.

Other Business:

Dr. Roles, rejoins the Board meeting.

Committee Report Fee Adjustments: Dr. Ehlich, addressed the Board regarding fee adjustments.

Proposed Regulatory Changes: The Board discussed the proposed regulatory changes.

Motion: In open session, Dr. Kyles made a motion to set aside the agenda as follows: 11.b. Proposed Regulatory Changes and move ahead to 13. Elections of Board Officers. The motion was seconded and approved.

Elections of Board Officers: The Board appointed Dr. McGinnis as Chair and Dr. Green, Vice Chair.

Dr. Kyles excuses himself from the remainder of the Board meeting, and a quorum is still met.

Appoint Board members to attend FCLB (May 2017) and National Boards Part 4 (April 2017):

Motion: In open session, Dr. Green made a motion to appoint Dr. McGinnis and Dr. Roles to attend the Federation of Chiropractic Licensing Board (FCLB). The motion was seconded and approved.

Motion: In open session, Dr. Ouzts made a motion to appoint Dr. Ehlich, Dr. Hughes, and Dr. Green as alternate to attend the National Boards Part 4, May 2017. The motion was seconded and approved.

Appoint CE Committee Members:

Motion: In open session, Dr. Green made a motion to add Dr. Ehlich to the CE committee. The motion was seconded and approved.

2017 Board Meeting Dates:

Motion: In open session, Dr. Heavner made a motion to accept the 2017 Board Meeting Dates. The motion was seconded and approved.

Elections of Hearing Officers/Expert Reviewers:

Dr. Weaver recused herself from the Elections of Hearing Officers.

Motion: In open session, Dr. Ouzts made a motion to appoint Dr. Harvey Garcia as a hearing officer. The motion was seconded and approved.

Dr. Weaver rejoined the Board meeting.

Motion: In open session, Dr. Ouzts made a motion to appoint Dr. Gregory Lonscak and Dr. Dave Mruz as expert reviewers. The motion was seconded and approved.

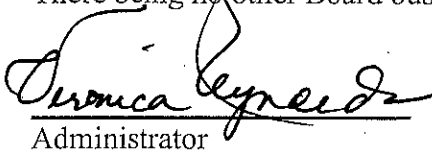
Motion: In open session, Dr. McGinnis made a motion to appoint Dr. Rick Lacey as a expert reviewer. The motion was seconded and approved.

Dr. Ehlich excuses herself from the remainder of the Board meeting, and a quorum is still met.

ADJOURNMENT

Motion: In open session, Dr. Hughes made a motion to adjourn. The motion was seconded and approved.

There being no other Board business, Dr. Roles adjourned the meeting at 1:52 p.m..



Administrator

Date 02/09/2017