

SOUTH CAROLINA DEPARTMENT OF LABOR, LICENSING & REGULATION
South Carolina Board of Chiropractic Examiners Board Meeting
Synergy Business Park, Kingstree Building
110 Centerview Drive, Room 108
Columbia SC 29210

Thursday, February 6, 2020

Board Members Present:

Beth R. Ehlich, D.C, Board Chair
John R. McGinnis, D.C.
Richard D. Heavner, D.C.
Anthony H. Kyles, D.C.
Douglas B. Hughes, Jr., D.C.
Mark W. Thayer, D.C.
Gene A. Garris, D.C.
Patricia Garcia, Public Member

Board Members Absent:

Michael L. Coon, D.C, Vice Chair

Staff Present:

Robert Elam, Office of Advice Counsel
Mack Williams, Board Administrator
Jonathan Owens, 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 108 Columbia, SC 29210 and is 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. Ehlich, Board Chair, called the meeting to order at 9:04 a.m. The meeting was held in Room 108, located at the Synergy Business Park, Kingstree Building at 110 Centerview Drive, in Columbia, South Carolina 29210.

Approval of the Agenda

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

Approval of the Minutes

Motion: In open session, Dr. Hughes made a motion to approve the November 14, 2019 meeting minutes —no corrections noted. The motion was seconded and approved.

New Business:

Administrator Report:

Office of Investigations and Enforcement Reports (OIE/IRC): Mr. Sanders presented the IRC report to the Board. Case # 2019-16, 2019-21, 2019-44, and 2019-54 are recommended for dismissal.

Motion: In open session, Dr. Ehlich made a motion to accept the IRC recommendations for Case #'s 2019-16, 2019-21, 2019-44, 2019-54. The motion was seconded and approved.

Mr. Sanders presented to the Board three (3) letter of caution for approval, Case # 2019-19, 2019-26, and 2019-42.

Motion: In open session, Dr. Thayer made a motion to open an investigation for Case # 2019-42. The motion was seconded and approved.

Motion: In open session, Dr. Hughes made a motion to accept the Letters of Caution for Case #'s 2019-19 and 2019-26. The motion was seconded and approved.

Mr. Sanders, Office of Investigations and Enforcement (OIE) presented the statistical report to the board. For the fourth quarter ending December 31, 2019, OIE received ten (10) cases. For the year, fifty (50) cases were received. For the same period ending December 31, 2019, thirty-four (34) cases were closed. There are twenty-three (23) active cases as of February 6, 2020.

The Board accepted the statistical report as information.

Office of Disciplinary Counsel: Ms. Baldwin, Office of Disciplinary Counsel presented the ODC report to the Board. There are a total of eleven (11) open cases, zero (0) pending action, zero (0) pending scheduling for hearing, two (2) are pending CAs or MOAs, one (1) pending Board action, four (4) pending Final Order hearings, four (4) pending OIE cases, zero (0) pending appeal, and four (4) have been closed as of November 14, 2019.

The Board accepted the ODC report as information.

Financial Report: Mr. Williams, Board Administrator presented the financial report.

The Board accepted the finance report as information.

Ethics Commission:

Mr. Williams reminded the Board to file with the Ethics Commission by March 30, 2020.

Disciplinary Hearings

Case #2015-29: Ms. Baldwin, Office of Disciplinary Counsel presented a Consent Agreement to the Board. The Respondent did not make a personal appearance and was not represented by counsel.

Motion: In open session, Dr. Thayer made a motion to go into closed session. The motion was seconded and approved.

Motion: In open session, Dr. Hughes made a motion to accept the Consent Agreement. The motion was seconded and approved.

Initial Applications

Jorge Campos D.C.: The purpose of this hearing was to determine if Dr. Campos should be granted a Chiropractic license. Dr. Campos did make a personal appearance and was not represented by counsel.

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

(9:45 am – 9:56 am) No votes were taken in executive session.

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

Motion: In open session, Dr. Thayer made a motion to deny the Application by Endorsement but allow Dr. Campos to reapply as Initial Application after completing thirty-six (36) hours of continuing education. Once the continuing education is submitted with the application, the license will be granted. The motion was seconded and approved.

Garland Glenn D.C.: The purpose of this hearing was to determine if Dr. Glenn should be granted a Chiropractic license. Dr. Glenn made a personal appearance and was not represented by counsel.

Motion: In open session, Dr. McGinnis made a motion to grant the license. The motion was seconded and approved.

Michael Lamascolo D.C.: The purpose of this hearing was to determine if Dr. Lamascolo should be granted a Chiropractic license. Dr. Lamascolo made a personal appearance and was represented by Stephen Denton, Esq.

Motion: In open session, Dr. Heavner made a motion to go into executive session. The motion was seconded and approved.

(11:34 am – 11:45 am) -- No votes were taken in executive session.

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

Motion: In open session, Dr. McGinnis made a motion to grant the license upon completion and passing of the SPEC exam. The motion was seconded and approved.

Reinstatement Applications

John Webb D.C: The purpose of this hearing was to determine if Dr. Webb's license should be reinstated. Dr. Webb made a personal appearance and was represented by Kevin Little, Esq.

Motion: In open session, Dr. McGinnis made a motion to go into executive session. The motion was seconded and approved.

(10:37 am – 10:49 am) -- No votes were taken in executive session.

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

Motion: In open session, Dr. McGinnis made a motion to grant the license upon completion and passing of the SPEC exam and EBAS. The motion was seconded and approved.

Brandon Shapiro D.C: The purpose of this hearing was to determine if Dr. Shapiro's license should be reinstated. Dr. Shapiro made a personal appearance and was not represented by counsel.

Motion: In open session, Dr. Thayer made a motion to go into executive session. The motion was seconded and approved.

(11:08 am – 11:14 am) -- No votes were taken in executive session.

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

Motion: In open session, Dr. McGinnis made a motion to deny reinstatement of Dr. Shapiro's license. The motion was seconded and approved.

Other Business

Motion: In open session, Dr. McGinnis made a motion to approve Dr. Coon's absence. The motion was seconded and approved.

Waiver / Extension of CE Requirements Due to Hardship

Motion: In open session, Dr. Heavner made a motion to go into executive session. The motion was seconded and approved.

(11:58 am – 12:01 am) -- No votes were taken in executive session.

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. McGinnis made a motion to grant Dr. Dziedzic an extension of the continuing education requirement for the current renewal period. The motion was seconded and approved.

NBCE Part IV Test Committee

The Board appointed Dr. Kyles to Part IV Test Committee.

FCLB Annual Meeting

The Board appointed Dr. Ehlich and Dr. Coon as delegates for the FCLB Annual Meeting.

FCLB District III & V Meeting

The Board appointed Dr. Hughes and Dr. Thayer to attend the District III and V Meeting.

NBCE Part IV Spring Exam

The Board appointed Dr. Thayer and Mrs. Garcia to attend the Part IV Spring Exam.

NBCE Part IV Fall Exam

The Board appointed Dr. Hughes and Dr. Garris to attend the Part IV Fall Exam.

Motion: In open session, Dr. Heavner made a motion to approve the recommendations for the upcoming meetings and exam. The motion was seconded and approved.

ADJOURNMENT

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

There being no other Board business, Dr. Ehlich adjourned the meeting at 12:03 pm.

Mack Wille
Administrator

6-19-20
Date