

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

Thursday, November 12, 2020

Board Members Present:

Beth R. Ehlich, D.C, Board Chair
Michael L. Coon, D.C, Vice Chair
John R. McGinnis, 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 Not Present:

Richard D. Heavner, D.C.

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, Kingtree 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 9:10 a.m. The meeting was held via videoconference, located at the Synergy Business Park, Kingtree Building at 110 Centerview Drive, in Columbia, South Carolina 29210.

Approval of the Agenda

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

Approval of the Minutes

Motion: In open session, Dr. McGinnis made a motion to approve the August 6, 2020 meeting minutes —no corrections noted. The motion was seconded and approved.

Motion: In open session, Dr. Kyles made a motion to approve and excuse the absence of Dr. Heavner. 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 #'s 2019-36, 2019-47, 2019-49, 2020-2, 2020-14, 2020-20, 2020-29, and 2020-36 are recommended for dismissal.

Motion: In open session, Dr. Hughes made a motion to accept the IRC recommendations for Case #'s 2019-36, 2019-47, 2019-49, 2020-2, 2020-14, 2020-20, 2020-29, and 2020-36 for dismissal. The motion was seconded and approved.

Mr. Sanders presented five (5) Letters of Caution, Case #'s 2019-23, 2020-15, 2020-17, 2020-21, and 2020-30.

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

(9:14 am – 10:02 am) -- No votes were taken in executive session.

Motion: In open session, Dr. McGinnis 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 accept the letters of caution for Case #'s 2020-15, 2020-17, and 2020-30. Case #'s 2019-23 and 2020-21 will be deferred back to the IRC. The motion was seconded and approved.

Mr. Sanders, Office of Investigations and Enforcement (OIE) presented the statistical report to the Board.

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.

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.

Disciplinary Hearings

Case #2018-1: Ms. Baldwin, Office of Disciplinary Counsel presented a request to have a license reinstated. The Respondent did make a personal appearance and was represented by counsel, Lauren Gresh, Esp., Jack Gresh, Esp. and Hall Smith, PC.

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

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

(10:57 am – 11:45 am) -- No votes were taken in executive session.

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

Motion: In open session, Dr. Coon made a motion to that the license does remain in suspension and that the licensee would appear before the Board on May 20, 2021. Also, the licensee must take and pass the SPEC exam. The motion was seconded and approved.

Case #2018-4: Ms. Baldwin, Office of Disciplinary Counsel presented a request to be removed from a prior Board Order to the Board. The Respondent did make a personal appearance and was represented by Brad Hewitt, Esp.

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

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

(12:43 pm – 1:11 pm) -- No votes were taken in executive session.

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

Motion: In closed session, Dr. Garris made a motion to restore the status full licensure and remove the terms of any prior Board Orders. The motion was seconded and approved.

Case #2017-29: Ms. Baldwin, Office of Disciplinary Counsel presented a Stipulation of Facts to the Board. The Respondent did make a personal appearance and was represented by Parkinson Brown, Esp.

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

(2:17 pm – 2:54 pm) -- No votes were taken in executive session.

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

Motion: In open session, Dr. Coon made a motion to accept the Stipulation of Facts. Also the licensee must complete twenty (20) CE hours of Board approved nutritional therapy training to be completed before the Board meeting on May 20, 2021. The motion was seconded and approved.

Initial Application

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

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

(3:15 pm – 3:23 pm) -- 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, Mrs. Garcia made a motion that the license be granted upon completion of eighteen (18) CE credit hours, in which two (2) hours must be rules and regulations and two (2) must be risk management. The motion was seconded and approved.

Renewal Applications

James Jones, D.C.: The purpose of this hearing was to determine if Dr. Jones should be granted a license renewal to practice as a Chiropractor. Dr. Jones made a personal appearance and was not represented by legal counsel.

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

(3:40 pm – 3:57 pm) -- 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. Hughes made a motion that the license renewal be granted upon completion of twelve (12) CE credit hours in physical diagnosis by March 1, 2021. The motion was seconded and approved.

Darin Faller, D.C.: The purpose of this hearing was to determine if Dr. Faller should be granted a license renewal to practice as a Chiropractor. Dr. Faller made a personal appearance and was represented not represented by legal counsel.

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

(4:11 pm – 4:27 pm) -- 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, Mrs. Garcia made a motion that the license renewal be granted upon completion of six (6) CE credit hours of training in technique and six (6) CE credit hours of training in physical diagnosis by March 1, 2021. The motion was seconded and approved.

Other Business

CE Waiver Request

Motion: In open session, Dr. Hughes made a motion to waive the CE requirement for Dr. McKay until such time that the he is able to physically able to obtain and report the CE requirement. The motion was seconded and approved.

Motion: In open session, Dr. Hughes made a motion to defer Items “B”, “C”, “D”, and “E” under “Other Business” to the Board meeting on February 4, 2021. The motion was seconded and approved.

Election of Board Officers

Motion: In open session, Dr. Ehlich made a motion for Dr. Coon to continue as Vice Chair. The motion was seconded and approved.

Motion: In open session, Dr. Hughes made a motion for Dr. Ehlich to continue as Board Chair. The motion was seconded and approved.

2021 Meeting Dates

Motion: In open session, Dr. Hughes made a motion to accept the Board meeting dates for 2021. The motion was seconded and approved.

ADJOURNMENT

Motion: In open session, Dr. Hughes 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 4:41 pm.

Mack W. Ull
Administrator

2.4.21
Date