

**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 9, 2017**

**Board Members Present:**

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

**Absent Members:**

Norman E. Ouzts, D.C.

**Staff Present:**

Mary League, Esquire, Advice Counsel  
Veronica Reynolds, Board Administrator  
Shaun Strother, 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 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. McGinnis, Chairman, called the meeting to order at 8:59 a.m. The meeting was held in Room 108 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. Roles made a motion to approve the agenda. The motion was seconded and approved.

**Approval of Absent Member**

**Motion:** In open session, Dr. Roles made a motion to approve Dr. Ouzts absence. The motion was seconded and approved.

• **Approval of the Minutes**

**Motion:** In open session, Dr. Hughes made a motion to approve the November 17, 2016 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, of Office of Investigations and Enforcement (OIE) presented the statistic report. He presented five (5) cases for dismissal and three (3) letters of caution to the Board. For the fourth quarter ending December 31, 2016, fifteen (15) cases received for a total of 44 for the year, and for the fourth quarter ending December 31, 2016, two (2) cases closed and forty-six (46) closed for the year with twenty-two (22) active cases.

**Case #: 2012-3**

**Case #: 2012-25**

**Case #: 2013-33**

**Case #: 2016-17**

**Case #: 2016-41**

**Motion:** In open session, Dr. Roles made a motion to accept the IRC recommendations for five (5) dismissals. The motion was seconded and approved.

**Case #: 2012-4**

**Case #: 2016-14**

**Case #: 2016-19**

**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.

The Board reviewed the statistical report as information only.

**Motion:** In open session, Dr. Heavner made a motion to set aside the agenda to move the reinstatement applications before new business. The motion was seconded and approved.

**Motion:** In open session, Dr. Roles made a motion to go into executive session for legal advice to discuss the ten (10) reinstatement applications. The motion was seconded and approved.

**Executive Session:** No votes were taken during executive session. [9:04 a.m. – 9:31 a.m.]

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

## **Reinstatement Applications**

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

**Motion:** In open session, Dr. Roles made a motion to go into executive session to discuss and receive legal advice from counsel regarding Dr. Biegaj reinstatement application. The motion was seconded and approved.

**Executive Session:** No votes were taken during executive session. [9:46 a.m. – 9:52 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. Roles made a motion that Dr. Biegaj license to practice as a Chiropractor in South Carolina be reinstated with conditions. The motion was seconded

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

**Motion:** In open session, Dr. Roles made a motion that Dr. Bone license to practice as a Chiropractor in South Carolina be reinstated with conditions. The motion was seconded and approved.

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

**Motion:** In open session, Dr. Roles made a motion that Dr. Eads license to practice as a Chiropractor in South Carolina be reinstated with conditions. The motion was seconded and approved.

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

**Motion:** In open session, Dr. Roles made a motion that Dr. Fico license to practice as a Chiropractor in South Carolina be reinstated with conditions. The motion was seconded and approved.

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

**Motion:** In open session, Dr. Roles made a motion that Dr. Froehly license to practice as a Chiropractor in South Carolina be reinstated with conditions. The motion was seconded and approved.

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

**Motion:** In open session, Dr. Roles made a motion that Dr. Hauck license to practice as a Chiropractor in South Carolina be reinstated with conditions. The motion was seconded and approved.

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

**Motion:** In open session, Dr. Roles made a motion to go into executive session to discuss and receive legal advice from counsel regarding Dr. Hodge III reinstatement application. The motion was seconded and approved.

**Executive Session:** No votes were taken during executive session. [10:50 a.m. – 11:05 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. Roles made a motion that Dr. Hodge III license to practice as a Chiropractor in South Carolina be reinstated. The motion was seconded and approved.

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

**Motion:** In open session, Dr. Roles made a motion that Dr. St. John license to practice as a Chiropractor in South Carolina be reinstated with conditions. The motion was seconded and approved.

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

**Motion:** In open session, Dr. Roles made a motion that Dr. Spencer license to practice as a Chiropractor in South Carolina be reinstated with conditions. The motion was seconded and approved.

- **Katie Ulam, DC:** The purpose of this hearing was to determine should Dr. Ulam be granted reinstatement of a Chiropractic license. Dr. Ulam did not make a personal appearance before the Board.

**Motion:** In open session, Dr. Roles made a motion to go into executive session to discuss and receive legal advice from counsel regarding Dr. Ulam reinstatement application. The motion was seconded and approved.

**Executive Session:** No votes were taken during executive session. [11:31 a.m. – 11:36 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. Roles made a motion that Dr. Ulam license to practice as a Chiropractor in South Carolina be continued. The motion was seconded.

**Motion:** In open session, Dr. Roles made a motion to amend the agenda and move the application hearings before new business. The motion was seconded and approved.

### **Application Hearings**

#### **Initial License Application**

**Christopher Lehmann, DC:** The purpose of this hearing was to determine should Christopher Lehmann be granted a initial Chiropractic license in South Carolina. Dr. Lehmann made a personal appearance before the Board and was not represented by counsel.

**Motion:** In open session, Dr. Roles made a motion that Dr. Lehmann be granted a license to practice as a Chiropractor in South Carolina with conditions. The motion was seconded and approved.

#### **Renewal Application**

**David Underwood, DC:** The purpose of this hearing was to determine should Dr. Underwood be granted a Chiropractic license in South Carolina. Dr. Underwood made a personal appearance before the Board and was represented by counsel, Donald C. Coggins, Jr., Esq..

**Motion:** In open session, Dr. Green made a motion to go into executive session to discuss and receive legal advice from counsel regarding Dr. Underwood renewal application. The motion was seconded and approved.

**Executive Session:** No votes were taken during executive session. [12:01 p.m. – 12:03 p.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. Roles made a motion that Dr. Underwood license to practice as a Chiropractor in South Carolina be renewed with conditions. The motion was seconded and approved.

Dr. Green excuses herself from any further board meeting proceedings. A quorum was still met.

**Motion:** In open session, Dr. Ehlich made a motion that the following topic under other business be moved to the May 12, 2017 Board meeting: 8. (a) Recommendation from Fee Study Committee. The motion was seconded and approved.

**Other Business**

**B. Approval of Attendance at National Board of Chiropractic Examiner's Meeting for Part IV in May and Part IV Test Committee Meeting In June 2017**

**Motion:** In open session, Dr. Heavner made a motion that Dr. Ehlich and Dr. Hughes attend the National board Part IV in May and Dr. Roles the Part IV test committee in June. The motion was seconded and approved.

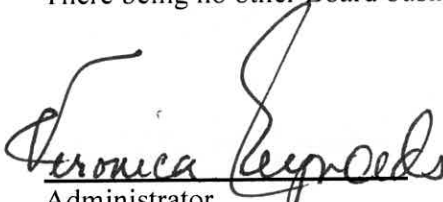
**Office of Disciplinary Counsel (ODC):** The Board reviewed the Office of Disciplinary Counsel Report (ODC) as information only.

**Finance Report:** The Board reviewed the financial report.

**Ethics Reports:** Ms. Reynolds, Board Administrator reminded the Board members to file their Economic Interest statement with the SC Ethics Commission prior to the deadline March 30, 2017.

**ADJOURNMENT**

There being no other Board business, Dr. McGinnis adjourned the meeting at 12:17 p.m.

  
Administrator

05/12/2017  
Date