

1 **FLORIDA** | Board of Chiropractic Medicine
2 Probable Cause Panel

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4 **MINUTES**
5 December 6, 2016

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7 Conference Call
8 Department of Health
9 4042 Bald Cypress Way
10 Tallahassee, FL 32399
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Kenneth Dougherty, D.C. **Chair**
Anthony Spivey, D.B.A. **Executive Director**
Savada Knight, **Regulatory Supervisor/Consultant**

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29 **Conference call started: 1:03 p.m.**

30 This meeting was called to order by Dr. Kenneth Dougherty. Those present for all part of the meeting
31 included the following:

32 **Members Present:**

33 Kenneth Dougherty, D.C. – Chairperson
34 Linda Reynolds, B.S.- Panel Member
35

Staff Present:

Karen Miller, Administrative Assistant II.

36 **Board Counsel:**

37 Deborah Loucks, Esq., Assistant General Counsel
38 Office of Attorney General
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40 **Prosecution Counsel:**

41 Christopher Dierlam, Esq., Assistant General Counsel
42 Octavio Simoes-Ponce, Esq., Assistant General Counsel
43

44 **COURT REPORTER:**

45 Court Reporter: For the Record Reporting
46 Phone: (850) 222-5491
47 Contact: Kay Fitchner
48

49 *Please note the minutes reflect the actual order agenda items were discussed and may differ from the*
50 *agenda outline. AUDIO from this meeting can be found online:*

51 <http://floridaschiropracticmedicine.gov/meeting-information/past-meetings/>

52 **Reconsiderations started at 1:03 p.m.**

53 Before the Reconsideration portion began, Mrs. Loucks asked the panel members if they received all of
54 the required materials in advance of the meeting. Dr. Dougherty and Ms. Reynolds stated yes.

55 Mrs. Loucks asked the panel members if they had sufficient time to review the materials. Dr. Dougherty
56 and Ms. Reynolds stated yes.

57 Mrs. Loucks asked the panel members if they experienced any problems while trying to review the
58 materials Dr. Dougherty and Ms. Reynolds stated no.

59 Mrs. Loucks asked the panel members if they felt that there were any circumstances that would
60 disqualify or otherwise make it improper for them to hear and deliberate on any cases on the agenda.
61 Dr. Dougherty and Ms. Reynolds stated no.

62 **I. R-01 Kimberly Juzwiak, RCA**

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64 Kimberly Juzwiak was present on the conference call and was not represented by counsel.
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66 Mr. Dierlam presented case number 2015-26250 as a reconsideration of the original
67 administrative complaint. The department is requesting that this case be dismissed due to
68 the respondent no longer has a license to practice as a registered chiropractic assistant, and
69 there is no public benefit to continue prosecution of this case.

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71 **Board action:** Motion to dismiss was made by Dr. Dougherty and seconded by Ms. Reynolds.

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73 Vote: 2 yeas/0 opposed: motion carried.

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75 **II. R-02 Richard A. Saladino, D.C.**

76 Richard Saladino, DC was present on the conference call and was represented by Edwin
77 Bayo, Esq.

78 Mr. Dierlam presented case number 2010-13690 as reconsideration. The department is
79 requesting to find probable cause for the 1 count amended administrative complaint with
80 the oral modification.

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82 **Board action:** Motion to find probable cause was made by Dr. Dougherty and seconded by
83 Ms. Reynolds

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85 Vote: 2 yeas/ 0 opposed, motion carried.

86 **Reconsiderations concluded at 1:45 p.m.**

87 **The public portion of the meeting was adjourned at 1:45 p.m.**

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