

The Florida Board of Chiropractic Medicine will hold a meeting on Friday, January 3, 2014, commencing at 8:30 a.m., or shortly thereafter at the Renaissance Orlando at Seaworld, 6677 Sea Harbor Drive, Orlando, Florida 32821 (407) 351-5555, to which all persons are invited to attend. Participants in this public meeting should be aware that these proceedings are being recorded and that an audio file of the meeting will be posted to the board's website.

AGENDA

I. CALL TO ORDER (Roll Call):

Kevin Fogarty, D.C., FICA (hon), Chair
Ms. Linda Reynolds, B.S., Vice – Chair
Christopher Fox, D.C.
Danita Heagy, D.C.
Julie Hunt, D.C., DICCP
Ronald Wellikoff, B.S., D.C., FICC (hon), FACC (hon)
Ms. Ruth Pelaez

II. APPROVAL OF MINUTES:

1. November 1, 2013 – Full Board Meeting 00001

III. FINAL ORDER ACTIONS:

1. Motion for Final Order by Settlement Agreements:
 - a. Marie N. Dorcely, D.C. – Case Number 11-07690
PCP: Jenkins/Reynolds 00013
 - b. Eileen M. Dvorkin, D.C. – Case Number 11-04460
PCP: Jenkins/Reynolds 00066
 - c. Bowman H. McLaughlin, D.C. – Case Number 12-13680
PCP: Fogarty/Wolfson 00109
2. Motion to Modify the Fine and Amend the Final Order to Comply with Appellate Court Directive:
 - a. Carlos M. Gonzalez, D.C. – Case Number 08-23417
PCP: Dougherty/Hoffman 00146
3. Motion for Determination of Waiver and For Final Order by Hearing Not Involving Disputed Issues of Material Fact:
 - a. Scott A. Stoltz, D.C. – Case Number 12-17683
PCP: Fogarty/Wolfson 00238

b. Sean P. Trujillo, D.C. – Case Number 13-12482
PCP: Fogarty/Wolfson 00287

IV. PROSECUTION REPORT:

V. PETITION FOR DECLARATORY STATEMENT:

1. Florida Chiropractic Association, Inc. and Robert Watkins, D.C. – Does Groupon, Inc., violate the Florida “kick back” and “Patient Brokering” statutes? 00334

VI. PETITIONS FOR VARIANCE/WAIVER:

1. O’Dane Brady, D.C. – Rule 64B2-13.007, Florida Administrative Code – Continuing education during initial licensure period 00376
2. Catherine A. George-Parisi, D.C. – Rule 64B2-13.004, Florida Administrative Code – Continuing education 00378
3. Bruce Levy, D.C. – Rule 64B2-13.004, Florida Administrative Code – Continuing education 00383
4. Donald J. Wolf, D.C. – Rule 64B2-13.004, Florida Administrative Code – Continuing education 00388

VII. RULES WORKSHOP – Rule 64B2-17.0025, Florida Administrative Code – Standard of Practice for Phlebotomy, Physiotherapy, and the Administration of Items for which a Prescription is not required; prohibition of prescribing or administering legend drugs 00390

VIII. APPLICANTS PRESENTED FOR BOARD REVIEW:

1. Sherry M. Langford, R.C.A. 00438
2. Cristin A. Murphy, R.C.A. 00491
3. Hermann M. Ritchie, C.C.P.A. 00519

IX. RATIFICATION OF APPLICANTS:

1. Chiropractic Physicians 00538
2. Chiropractic Physician Assistants 00540
3. Registered Chiropractic Assistants 00541
4. Chiropractic Faculty Certificate 00546

X. DISCUSSION OF HYPERBARIC CHAMBER (The type of training needed to perform procedure)

- XI. APPROVAL OF CERTIFIED CHIROPRACTIC PHYSICIAN'S ASSISTANT
and REGISTERED CHIROPRACTIC ASSISTANT PROGRAMS 00547
- XII. CORRESPONDENCE – R. Scott Jerger and Jonathan C. Smale – Dry needling
and violations of the U.S. Food, Drug and Cosmetic Act (FDCA) and Food and
Drug Administration Rules 00580
- XIII. POWER POLL – FCLB – “Are Chiropractors legally authorized to provide
concussion-related medical clearance?” 00593
- XIV. CHAIR/VICE CHAIR REPORT:
 - 1. Future Agenda Items
- XV. EXECUTIVE DIRECTOR'S REPORT:
 - 1. Board Letter to University of Bridgeport – CE 00631
- XVI. BOARD COUNSEL'S REPORT:
 - 1. Rules Status
- XVII. COMMITTEE REPORTS:
 - 1. Budget – Ms. Reynolds
 - 2. CCPA – Ms. Reynolds
 - 3. Continuing Education – Dr. Wellikoff/Hunt
 - a. CE Providers and Courses approved by CE Committee 00633
 - 4. Credentials – Dr. Wellikoff
 - 5. Disciplinary Compliance – Dr. Fogarty
 - a. Gustavo Acosta, D.C. – Case Number 06-30571 –
Extension/Modification of payment of fine and costs 00640
 - b. Stephen W. Forbess, D.C. – Case Number 10-05495 – Termination
of Probation 00716
 - c. Eric H. Lampinstein, D.C. – Case Number 10-18982 –
Termination of Probation 00764
 - d. Eduardo R. Ramirez, D.C. – Case Number 06-44070 –
Termination of Probation 00827
 - 6. Examination – Dr. Heagy
 - 7. Health Weight – Dr. Hunt
 - 8. Probable Cause – Drs. Heagy/Fox and Ms. Reynolds

a. Stats

00886

9. Rules – Dr. Hunt
10. Unlicensed Activity – Ms. Pelaez

XVIII. NEXT MEETING DATE – April 4th – Orlando

XIX. ADJOURNMENT