

FLORIDA Board of Chiropractic Medicine

MINUTES
June 6, 2014

Orlando, Florida



Kevin Fogarty, D.C., F.I.C.A.(hon)
Chair

Danita Heagy, D.C.
Vice-Chair

Adrienne Rodgers, BSN, JD
Executive Director

Sharon Guilford, CPM
Program Operations Administrator

1 The meeting was called to order by Dr. Fogarty, Chair, at 8:31 a.m. Those present for all or part of the meeting
2 included the following:

3
4 General Board Business started: 8:31 a.m.

5
6 MEMBERS PRESENT:

7 Kevin Fogarty, D.C., F.I.C.A.(hon), Chair
8 Kenneth Dougherty, D.C.
9 Christopher Fox, D.C.
10 Danita Heagy, D.C.
11 Julie Hunt, D.C.
12 David Colter
13 Ruth Pelaez

STAFF PRESENT:

Adrienne Rodgers, Executive Director
Sharon Guilford, Program Operations Administrator
Michele Jackson, Regulatory Supervisor/Consultant
Towanda Burnett, Compliance Officer

14
15 BOARD COUNSEL:

16 Deborah Bartholow Loucks, Assistant Attorney General
17 Office of Attorney General

18
19 PROSECUTION COUNSEL:

20 Tari Rossitto-Van Winkle, Assistant General Counsel
21 Department of Health, Office of the General Counsel

22
23 COURT REPORTER:

24 Official Court Reporting
25 (954) 467-8204

26
27 *Please note the minutes reflect the actual order agenda items were discussed and may differ from the agenda*
28 *outline. AUDIO from this meeting can be found online:*
29 <http://floridaschiropracticmedicine.gov/meeting-information/>

30
31 Dr. Fogarty welcomed Dr. Ken Dougherty and Mr. David Colter to the board.

32
33 ELECTION OF VICE-CHAIR

34
35 Dr. Hunt moved to nominate Dr. Heagy as Vice-Chair. Ms. Pelaez seconded and carried 7/0.

36
37 APPROVAL OF PREVIOUS MEETING'S MINUTES OF THE BOARD OF CHIROPRACTIC
38 MEDICINE

39
40 Apr 14, 2014- Full Board Meeting

41
42 Minutes of the April 4, 2014 General Business Meeting were reviewed with the following corrections to the
43 minutes:

- 44
- 45 • Page 21, line 19 -should read Greeley, Colorado
 - 46 • Page 13, line 16-should read Dr. Weingarten
 - 47 • Page 7, line 14- should read Dr. Heagy

48 Dr. Hunt moved to accept the minutes as amended. Dr. Heagy seconded and carried 7/0.

49
50 General Business ended at 8:45 a.m.

51 Discipline started at 8:45 a.m.

52
53 FINAL ORDER ACTIONS

2 Amended Motion to Vacate Final Order and Corrected Final Order, and to Dismiss Administrative
3 Complaint/
4 Motion to Tax Appellate Costs

5
6 PaulK. Christian, D.C.- Case Number 2007-37566

7
8 No Board members were recused due to participation on the probable cause panel.

9
10 Dr. Christian was not present but was represented by Mr. Michael Lowe, Esq.

11
12 An administrative complaint filed by the DOH in case number 2007-37566 alleged multiple violations, which
13 were later pared down to violations of ss. 460.413(l)(m), (n), (r) and (ft), F.S. The Respondent disputed the
14 material facts and the case was sent to the Division of Administrative Hearings for hearing. The Administrative
15 Law Judge found the DOH established by clear and convincing evidence that Respondent violated ss.
16 460.413(l)(m) and (ff), F.S., based on facts specified in his opinion. The matter was set before the Board of
17 Chiropractic Medicine for final action and the Board entered a Final Order, later corrected and filed as DOH-12-
18 1165-FOF. The Respondent appealed and the First District Court of Appeals reversed the Corrected Final Order
19 and remanded the matter back to the Board for dismissal of the underlying administrative complaint. Based on
20 his position as a prevailing party, Respondent filed a Motion to Tax Appellate Costs.

21
22 The Department of Health's Amended Motion to Vacate the Final Order and Corrected Final Order, and to
23 Dismiss Administrative Complaint was presented to the Board.

24
25 Discussion: Mr. Lowe asked the board to follow the mandate of the Second District Court of Appeals to
26 immediately remove the Administrative Complaint and Final Orders from Dr. Christian's profile.

27
28 Prior to discussion, the following action was taken by the Board:

29
30 In accord with the opinion issued by the Florida Second District Court of Appeal, Dr. Fogarty moved to
31 vacate the Final Order, Corrected Final Order and to dismiss the Administrative Complaint Uled in the
32 matter of the Department of Health, Board of Chiropractic Medicine v. Paul K. Christian, D.C., DOC case
33 number 2007-37566. Dr. Dougherty seconded and carried 7/0.

34
35 Respondent's Motion to Tax Appellate Costs was presented to the Board.

36
37 Prior to discussion, the following action was taken by the Board:

38
39 Dr. Fogarty moved to authorize payment of the appellate costs in the amount of \$978 to Dr. PaulK.
40 Christian incurred in appellate case numbers 2D12-1706 and 2D12-3768. Dr. Heagy seconded and carried
41 7/0.

42
43 Motion for Hearing Not Involving Disputed Issues of Material Fact and Final Order

44
45 Harry K. Voyages, D.C.- Case Number 10-24023

46
47 The Board granted a continuance until the next board meeting. ""

48
49 Motion for Determination of Waiver and for Final Order by Hearing Not Involving Disputed Issues of
50 Material Fact.

51
52 Ibenick Paul, C.C.P.A.- Case Number 13-04199

1 Dr. Heagy is recused due to participation on the probable cause panel.
2
3 Mr. Paul was present and sworn, but was not represented by counsel.
4
5 An administrative complaint filed on February 7, 2014, alleged violation of ss. 456.072(1)(1), (11), and (x), F.S.,
6 by entering a no contest plea on charges of preparing or presenting fraudulent claims and failure to report the
7 plea to the Board.
8
9 The Department of Health's Motion Motion for Determination of Waiver and for Final Order by Hearing Not
10 Involving Disputed Issues of Material Fact was presented to the Board.
11
12 Dr. Dougherty moved that the Respondent was properly served. Dr. Fox seconded and carried 6/0.
13
14 Dr. Dougherty moved that Respondent failed to make an election of rights. Dr. Fox seconded and carried
15 6/0.
16
17 Dr. Fox moved to accept the findings of fact as stated in the Administrative Complaint. Dr. Dougherty
18 seconded and carried 6/0.
19
20 Dr. Fox moved that findings of fact support the violation of the Practice Act as charged in the
21 administrative complaint. Dr. Dougherty seconded and carried 6/0.
22
23 Respondent stated that he was not convicted, but admitted he was on probation and is required to pay criminal
24 court costs; later stated he was convicted.
25
26 Dr. Dougherty stated that he would favor revocation due to the severity of the crime.
27
28 Dr. Hunt moved to find the Respondent in violation of Florida Statutes as charged in the administrative
29 complaint. Dr. Dougherty seconded and carried 6/0.
30
31 Dr. Hunt moved that the Board accept into evidence the investigative report for purposes of determining
32 penalty and the opportunity to make a penalty recommendation. Dr. Dougherty seconded and carried 6/0.
33
34 Dr. Dougherty moved to find the Respondent guilty of the conclusions of law. Dr. Hunt seconded and carried 6/0.
35
36 Department recommendation for discipline: Revocation of license and waive costs.
37
38 Dr. Hunt moved to impose discipline as recommended by the Department and to waive the motion for
39 costs. Dr. Fox seconded and carried 6/0.
40
41 Richard T. Pfaff, D.C. - Case Number 13-10836
42
43 The Board granted the continuance until the next meeting at the request of Respondent's counsel.
44
45 Motions for Final Order by Settlement Agreement:
46
47 Joseph S. Balen, D.C. - case number 13-02397 •
48
49 Dr. Fox is recused due to participation on the probable cause panel.
50
51 Dr. Balen was present and sworn, and was represented by Mr. Ken Slaz, Esq.
52

Ms. Rossitto-Van Winkle informed the board that the respondent violated section 460.413(1)(fi), F.S. and/or Rule 64B2-17.0021, F.A.C. and that the count for was dismissed and gave the factual background of the case.

Ms. Rossitto-Van Winkle advised the board that the settlement agreement contained the following provisions:

- **appearance**
letter of concern
dismiss section Count Onere: violation of section 460.413(1)(v), F.S.
- administrative fine of \$1,000.00 payable within one year of the filing of the Final Order
- reimbursement of costs in the amount of \$2,292.84 payable within one year of filing the Final Order
continuing education- two (2) hours in ethics and boundaries within 13 months of the filing of the Final Order
- National Board Ethics and Boundaries examination within 18 months of the filing of the Final Order

Counsel for Respondent spoke in favor of the Settlement Agreement and stated he would accept the Final Order via email.

Dr. Dougherty moved to adopt the Settlement Agreement. Dr. Hunt seconded and carried 6/0.

Judith C. McKenzie, D.C.- case number 12-01747

No one recused due to participation on the probable cause panel.

Dr. McKenzie was present and sworn, but was not represented by counsel.

Ms. Rossitto-Van Winkle informed the board that the respondent violated section 460.413(1)(6), F.S. and section 460.413(1)(k), F.S., and gave factual background of the case.

Ms. Rossitto-Van Winkle advised the board that the settlement agreement contained the following provisions:

- appearance
reprimand
- administrative fine of \$2,000.00 payable in the amount of \$42.00 over 48 months from the date of the filing of the Final Order
- reimbursement of costs in the amount of \$16,206.74 payable in equal monthly installments over 48 months from the date of the filing of the Final Order
- practice restriction to not purchase, assume any ownership in, or incorporate any business that does, or will, own, operate, or control a Health Care Clinic regulated under Florida law
practice restriction from applying for Certificate of Exemption required under Florida law
- only work as an unincorporated sole proprietor, employee or independent contractor
Florida Laws and Rule examination within one year of the filing of the Final Order

Dr. Heagy moved to adopt the settlement agreement. Dr. Dougherty seconded and carried 7/0.

Dr. Fogarty questioned the Respondent about her involvement in the business and her responsibility for the fraud perpetrated by the employees at the clinic; spoke of the chiropractor's fiduciary duties; stated he believed the penalty in the settlement agreement fell short. Dr. Heagy stated Respondent, by her lack of oversight, allowed others to benefit from fraudulent activities, all while Respondent suspected or had concerns about the business. Dr. Dougherty agreed that the owner of the business is a part of the fraud. Dr. Fox stated the practice act was drafted to protect the profession and criticized Respondent's participation in the fraud.

Respondent stated there was no fraud; she believed the matter was the fault of the insurance company and law enforcement; believed others lied; stated she did not understand why she should be under a restriction of practice.

1 Drs. Heagy and Dougherty withdrew their motion.

2
3 Dr. Dougherty moved to reject the settlement agreement. Dr. Hunt seconded and carried 7/0.

4
5 The members discussed a counter offer.

6
7 Dr. Dougherty moved to make a counter offer. Dr. Fox seconded and carried 7/0.

8
9 Terms of counter offer:

- 10 • accept the original language of the settlement agreement
11 • add passing of the National Board Ethics and Boundaries examination within 12 months of the filing
12 of the Final Order
13

14 Board broke at 9:45 a.m.

15 Discipline resumed at 10:06 a.m.

16
17 Mindy B. Senter, D.C.- case number 12-12038

18
19 No one recused due to participation on the probable cause panel.

20
21 Dr. Senter was present and sworn, and was represented by Ms. Monica Rodriguez, Esq.

22
23 Ms. Rossitto-Van Winkle informed the board that the respondent violated section 460.413(l)(m), section
24 460.413(1)(r) and section 460.413(1)(u), F.S., and gave factual background of the case.

25
26 Ms. Rossitto-Van Winkle advised the board that the settlement agreement contained the following provisions:

27 appearance

28 letter of concern

29 dismiss section Count IV re: violation of section 460.413(l)(k), F.S. and dismiss section Count V re:
30 violation of section 460.413(l)(ee), F.S.

31 administrative fine of \$2,500.00 payable in 24 equal monthly payments within one year of the filing
32 of the Final Order

- 33 • reimbursement of costs in the amount of \$5,852.22 payable in 36 equal monthly installment within
34 one year of the filing of the Final Order
35 • Board acceptance of six hours continuing education in recordkeeping, documentation and coding
36 • CME in ethics and boundaries within one year of the filing of the Final Order
37 submission of affidavit regarding review of laws and rules governing the practice of chiropractic
38 medicine
39 • one year probation with monitoring, standard conditions
40

41 Dr. Dougherty moved to adopt the settlement agreement Dr. Fox seconded and carried 7/0.

42
43 Dr. Fogarty questioned whether sufficient care was provided to the patients seen by Respondent; stated that
44 \$19,000 seemed a lot for 2 months of treatment and asked who was responsible for follow-up after Respondent
45 completed the initial examination. Approval of community service hours was discussed by the Board.

46
47 The motion to adopt the settlement agreement was withdrawn.

48
49 Dr. Dougherty moved to reject the settlement agreement and make counter offer. Dr. Fox seconded and
50 carried 7/0.

51
52 Terms of counter offer:

- 53 • accept all terms of the original settlement agreement

- add 50 hours of community service to be completed within 1 year during the probationary period
- community service shall be in providing chiropractic services to areas of need

The respondent accepted the Board's counter offer. The respondent's counsel asked that the monitor be approved at this Board meeting.

Dr. Fogarty approved the monitor.

PROSECUTION REPORT

Ms. Rossitto-Van Winkle provided an overview of the prosecution report.

Dr. Dougherty moved to continue putting special emphasis on prosecuting the older cases (one year and over) and to accept the prosecution report. Dr. Heagy seconded and carried 7/0.

Discipline ended at 10:45 a.m.

Other Business began at 10:48 a.m.

PETITION FOR VARIANCE/WAIVER

Petition for Variance/Waiver by Robert F. DeMaria, D.C., DABCO

Dr. DeMaria was not present and was not represented by counsel.

Petitioner requested a variance and waiver from Rule 64B2-13.004, F.A.C. Petitioner does not practice in the State of Florida and holds an inactive license. Petitioner needs 8 Florida approved CEUs to be eligible for renewal of his Florida license. He received 20 hours of continuing education units by attending the State of Ohio OSCA meetings in 2013 and 2014, which are not Board approved.

Dr. Dougherty stated this was an innocent mistake, but Petitioner should have checked; suggested a one-time extension of time to complete the courses. Dr. Heagy stated she could not discern the course content from the documentation provided.

Dr. Dougherty moved to deny the Petition for Variance/Waiver of Rule 64B2-13.004, F.A.C., and finds that Petitioner has not demonstrated that the purpose of the underlying statute has been achieved by other means and application of a rule would create a substantial hardship or would violate principles of fairness. Dr. Hunt seconded and carried 7/0.

Dr. Dougherty moved to grant a six month extension of time to complete 8 hours of continuing education commencing from the date Petitioner receives notification of the Board's decision. Dr. Hunt seconded and carried 7/0.

Other Business ended at 10:55 a.m.

Application Actions began at 10:55 a.m.

APPLICANTS PRESENTED FOR BOARD REVIEW

Esther Jimenez, D.C.

Dr. Jimenez was present and was not represented by counsel.

Ms. Loucks stated that the application was before the Board due to a report from the National Practitioner Data Base showing action taken against Dr. Jimenez as a result of failing to comply with a corrective action plan,

1 failing to meet contractual obligations, participation requirements or credentialing standards as reported by the
2 entity.

3
4 Dr. Fogarty moved approve the application for licensure as a chiropractic physician. Dr. Dougherty
5 seconded and carried 7/0.

6
7 Alejandro Serrano, D.C.

8
9 Dr. Serrano was present and was not represented by counsel.

10
11 Ms. Loucks stated that the application was before the Board due to Dr. Serrano answering "yes" to applications
12 questions regarding criminal and disciplinary history. In addition, Dr. Serrano requested a variance/waiver from
13 complying with the rule 64B2-11.001, F.A.C. in that he is unable to obtain certified copies of his military
14 discipline.

15
16 Dr. Heagy moved to approve the request for variance/waiver from rule 64B2-11.001(3), F.A.C. as Petitioner has
17 demonstrated that the purpose of the underlying statute has been achieved by other means and application of a
18 rule would create a substantial hardship or would violate principles of fairness. Dr. Dougherty seconded and
19 carried 7/0.

20
21 Dr. Heagy asked if Dr. Serrano should take an anger management course. Dr. Serrano replied that he had taken
22 one. Mr. Colter asked if Dr. Serrano had any negative history between 20 years ago and the present. Dr. Serrano
23 replied that he did not.

24
25 Mr. Colter moved to approve the application for licensure as a chiropractic physician. Dr. Fox seconded
26 and carried 7/0.

27
28 Michael J. St. Louis, D.C.

29
30 Dr. St. Louis was present and was not represented by counsel. Ms. Elizabeth Nunnally appeared on behalf of Dr.
31 St. Louis as a character witness.

32
33 Ms. Loucks stated that the application was before the Board due to Dr. St. Louis answering "yes" to applications
34 questions

35
36 Dr. Martha Brown with Professionals Resource Network, PRN, addressed the board on the services provided to
37 the applicants and licensees.

38
39 Dr. Fogarty moved to conditionally approve Dr. St. Louis' application until he receives a PRN evaluation
40 and if required enter into a contract with PRN. Dr. Dougherty seconded and carried 7/0.

41
42 Juan Castaneda, R.C.A.

43
44 Mr. Castaneda was not present and was not represented by counsel.

45
46 Ms. Loucks stated that the application was before the Board due to Mr. Castaneda answering "yes" to application
47 question 3 regarding substance misuse.

48
49 Dr. Fogarty moved to require the applicant to appear before the board within the next two Board
50 meetings. Dr. Dougherty seconded and carried 7/0.

51
52 Amy Thomas, R.C.A.

1 Ms. Thomas was not present and was not represented by counsel.

2
3 Ms. Loucks stated that the application was before the Board due to Ms. Thomas answering "yes" to applications
4 questions 5 and 11. Ms. Loucks advised the Board that section 456.0635, F.S., provides that the Department shall
5 not issue a license for 15 years from the applicant's release from probation. Ms. Loucks stated that the Board
6 could either issue a Notice of Intent to Deny or could allow the applicant to withdraw the application.

7
8 Dr. Heagy moved to deny the application for licensure as a registered chiropractic assistant due to the
9 restriction found in chapter 456, F.S. but allow the applicant to withdraw the application within 30 days of
10 the date of the Notice. Dr. Dougherty seconded and carried 7/0.

11
12 Application Actions ended at 11:56 a.m.

13 Disciplinary Compliance began at 11:56 a.m.

14
15 Catalina Torres, D.C.- case number 08-22113, request for modification of monthly payments

16
17 Dr. Torres was present but was not represented by counsel.

18
19 Ms. Towanda Burnett, Compliance Officer, stated that Dr. Torres was current on her payments and reports while
20 she was in practice. The total amount still owed to the Board is \$24,684.57.

21
22 Dr. Torres stated that he was not currently practicing in Florida.

23
24 After discussion ensued, Dr. Fox moved to approve Dr. Torres request in reducing the payment to \$200.00
25 per month, and to include tolling provision since he is not practicing in Florida. Dr. Heagy seconded and
26 carried 7/0.

27
28 Other Disciplinary action ended at 12:00 p.m.

29 Ratification Actions began at 12:00 p.m.

30
31 **RATIFICATION OF LICENSURE**

32
33 **Chiropractic Physicians**

34
35 Dr. Fogarty moved to approve the Ratification of license numbers 11138 through 11184. Dr. Dougherty
36 seconded and carried 7/0.

37
38 **Certified Chiropractic Physician Assistants**

39
40 Dr. Fogarty moved to approve the Ratification of numbers 749 through 755. Dr. Dougherty seconded and
41 carried 7/0.

42
43 **Registered Chiropractic Assistants**

44
45 Dr. Fogarty moved to approve the Ratification of numbers 12503 through 12749. Dr. Dougherty seconded
46 and carried 7/0.

47
48 Ratification Actions ended at 12:03 p.m.

49 General Board Business began at 12:03 p.m.

50
51 Continuing Education- Dr. Hunt!Heagy

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Northwestern Health Sciences University

WOW Factor-Recommendation of Denial

Dr. Fogarty moved to approve the WOW Factor as presented. Dr. Heagy seconded and carried 7/0.

Motivational Interviewing and Fostering a Continuously Learning Health Care System:
Transforming Clinical Management- Recommendation of Board Review

Dr. Hnnt moved to deny the Motivational Interviewing and Fostering a Continuously Learning Health Care System: Transforming Clinical Management. Dr. Dougherty seconded and carried 7/0.

University of Bridgeport- 2014 FCPA July

After a detailed discussion the board denied the following:

1. "Anti-Micro Drugs";
2. "Brain Injury Meds";
3. "NeuroMusculoSkeletal Medicine with Meds";
4. "Emergency Medicine including Crash Cart";
5. "Survey of 4 Common Drugs";
6. "Medicating Neuropathic Pain";
7. "Chiropractic Pharmacotherapy";
8. "FDA Drug Approval";
9. "Drug Overdoses and Narcotics";
10. "NSAIDS, Steroids and Pain Medications";
11. "Spore Based Organisms in Clinical Practice";
12. "Insulin";
13. "Pharmacology of Altitude Sickness Medications"; and
14. "Florida Law.

Dr. Hunt moved to deny the above courses for failure to comply with the requirements of Rule 64B2-13.004(4)(b)18, F.A.C. Dr. Fox seconded and carried 7/0.

CHAIRVICE CHAIR REPORT

FCLB Report from Annual Meeting 2014

Drs. Fox and Fogarty will be attending the FCLB District Meeting September 4-7, 2014.

Dr. Fogarty stated that he would like to see more Board members attending the FCLB District Meeting if money is available.

Dr. Fogarty stated the board needed a portal of entry for foreign training for chiropractors.

There were no future agenda items addressed.

EXECUTIVE DIRECTOR'S REPORT

Annual Delegation of Authority

Ms. Rodgers asked that the Board to approve the delegation of authority as presented.

1
2 Dr. Dougherty moved to amend matrix of delegation as presented. Dr. Heagy seconded and carried 7/0.
3

4 Dr. Dougherty moved to give Board staff authority to move forward with an application if the National
5 Practitioner Data Base lists only a private insurance company's report of adverse action. Dr. Heagy
6 seconded and carried 7/0.
7

8 Renewal Reports 9

10 Ms. Rodgers stated that the reports were included as information only that would be of interest to the Board
11 members. Dr. Fogarty asked that the methodology be explained and updated for the next meeting since the
12 information was not clear to him.
13

- 14 a. Chiropractic Physicians
- 15 b. Certified Chiropractic Physician Assistants
- 16 c. Registered Chiropractic Assistants
17

18 DISCUSSION OF HYPERBARIC CHAMBERS 19

20 Ms. Rodgers stated that the additional information received to date regarding the provision of core curriculum
21 training in chiropractic schools for the use of hyperbaric chambers has been provided to the Board members in
22 this meetings package.
23

24 Mr. Paul Lambert, Esq., with the Florida Chiropractic Association, stated the association had no data on the
25 therapeutic value of 4/lb per square inch use of oxygen and questioned whether this actually could be considered
26 "hyper" baric.
27

28 BOARD COUNSEL'S REPORT 29

30 Annual Regulatory Plan 31

32 Ms. Loucks stated that it is required by statute each year that the various agencies/boards must review existing
33 rules and regulations to determine if there are duplicative or unnecessarily burdensome rules or regulations that
34 should be modified or eliminated. To that end, the Board has been provided a list, called the Annual Regulatory
35 Plan, which shows the rules of this Board that are or may be in need of modification or elimination.
36

37 Dr. Hunt moved to accept Annual Regulatory Plan. Dr. Dougherty seconded and carried 7/0.
38

39 The Board discussed amending rule 64B2-13.004, F.A.C., by adding to the continuing education requirements up
40 to 12 hours of credit for the attendance at national meetings or for teaching post graduate courses.
41

42 Rules Status Report 43

44 Ms. Loucks provided an overview of the Rules Status Report.
45

46 COMMITTEE REPORTS 47

48 Budget- Mr. Colter 49

50 No report.
51

52 CCPA-Dr. Heagy 53

I Dr. Heagy would like to hand the committee off to another member. Dr. Dougherty agreed to accept the
2 committee. The Board stated that if the "Interviewee" does not appear as scheduled for the interview then the
3 Interviewee should be considered "Failed" and the application should be considered by the full Board.
4
5 Dr. Dougherty moved to accept the amended Annual Regulatory Plan. Dr. Fox seconded and carried 710.
6
7 Credentials -Dr. Fogarty
8
9 No report.
10
II General Board Business ended at 12:30 p.m.
12 Other Business Actions began at 12:30 p.m.
13
14 Disciplinary Compliance- Dr. Fogarty (cont.)
15
16 Timothy E. Johnson, D.C.- PRN Obligations, Contract and Status
17
18 The board tabled the discussion until the next meeting.
19
20 David E. Yachter, D.C. -case number 11-10582, request for early termination of probation
21
22 After discussion ensued, Dr. Heagy moved to accept early termination of probation. Dr. Dougherty
23 seconded and carried 710.
24
25 Other Business Actions ended at 12:45 p.m.
26 General Board Business ended at 12:45 p.m.
27
28 Examination-Dr. Heagy
29
30 Drs. Heagy and Fox attended the Examiners meeting, and reported it was a great experience.
31
32 Healthy Weight- Dr. Hunt
33
34 Dr. Hunt stated that the meeting will be held on July 14, 2014, in Tallahassee.
35
36 Legislative- Dr. Heagy
37
38 Dr. Heagy will provide a report at the next meeting.
39
40 Probable Cause- Drs. Dougherty/Fox!Heagy
41
42 No report.
43
44 Rules -Dr. Hunt
45
46 Discussion of Rule 64B2-13.004, F.A.C. -Continuing Education
47
48 No action.
49
50 Discussion of Rule 64B2-17.0065, F.A.C. -Minimal Recordkeeping Standards
51

1 Dr. Heagy was concerned with how the experts used by the Department for disciplinary cases interpret the rule.
2 She would like to see what questions are asked of the experts regarding recordkeeping. Ms. Rossitto-Van Winkle
3 stated the prosecutors do not have specific questions for the experts on the topic of recordkeeping.
4
5 Unlicensed Activity -Ms. Pelaez
6
7 Ms. Pelaez reported that there were two new cases of unlicensed activity. There was no action needed by the
8 board.
9
10 FCA members have been reporting that an organization is granting pastoral chiropractic degrees.
11
12 Dr. Debra Hoffinan, former board member addressed the board regarding the use of a laser diode being used as a
13 "lipo-laser".
14
15 2015 anticipating meeting dates:
16
17 January 9
18 June 5 -FCS meeting
19 April!O
20 August 21
21 November 13
22
23 Dr. Dougherty moved to approve the 2015 anticipating meeting dates as presented. Dr. Hunt seconded
24 and carried 7/0.
25
26 ADJOURNMENT
27
28 General Board Business concluded at: 2:52p.m.
29
30 The meeting was adjourned at 2:52p.m.