

**PRESIDING OFFICER'S WRITTEN STATEMENT FOR CLOSING A MEETING ("CLOSING STATEMENT")
UNDER THE OPEN MEETINGS ACT (General Provisions Article § 3-305)**

This form has two sides. Complete items 1 – 4 before closing the meeting.

- 1. Recorded vote to close the meeting:** Date: 7/14/22; Time: 10:30; Location: Virtual Meeting;
Motion to close meeting made by: Paul Abosh Seconded by Gregory Lewis;
Members in favor: All Board Members present; Opposed: None;
Abstaining: None; Absent: None.

- 2. Statutory authority to close session (check all provisions that apply).**
This meeting will be closed under General Provisions Art. § 3-305(b) only:

(1) ☐ "To discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; any other personnel matter that affects one or more specific individuals"; (2) ☐ "To protect the privacy or reputation of individuals concerning a matter not related to public business"; (3) ☐ "To consider the acquisition of real property for a public purpose and matters directly related thereto"; (4) ☐ "To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State"; (5) ☐ "To consider the investment of public funds"; (6) ☐ "To consider the marketing of public securities"; (7) ☒ "To consult with counsel to obtain legal advice"; (8) ☒ "To consult with staff, consultants, or other individuals about pending or potential litigation"; (9) ☐ "To conduct collective bargaining negotiations or consider matters that relate to the negotiations"; (10) ☐ "To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (i) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans"; (11) ☐ "To prepare, administer, or grade a scholastic, licensing, or qualifying examination"; (12) ☐ "To conduct or discuss an investigative proceeding on actual or possible criminal conduct"; (13) ☐ "To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter"; (14) ☐ "Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process." (15) ☐ "To discuss cybersecurity, if the public body determines that public discussion would constitute a risk to: (i) security assessments or deployments relating to information resources technology; (ii) network security information . . . or (iii) deployments or implementation of security personnel, critical infrastructure, or security devices."

Continued →

3. For each provision checked above, disclosure of the topic to be discussed and the public body's reason for discussing that topic in closed session.

| Citation (insert # from above) | Topic | Reason for closed-session discussion of topic |
|--------------------------------------|--|--|
| §3-305(b) <input type="checkbox"/> 7 | To consult with counsel to obtain legal advice | Discussion is privileged under attorney-client privilege |
| §3-305(b) <input type="checkbox"/> 8 | To consult with staff, consultants, or other individuals about | Public discussion of the Board's litigation strategies would be detrimental to the Board's legal position. |
| §3-305(b) <input type="checkbox"/> | | |
| §3-305(b) <input type="checkbox"/> | | |
| §3-305(b) <input type="checkbox"/> | | |

4. This statement is made by Dr. Joshua Levin, Presiding Officer.

WORKSHEET FOR OPTIONAL USE IN CLOSED SESSION: INFORMATION FOR SUMMARY TO BE DISCLOSED IN THE MINUTES OF THE NEXT OPEN MEETING. (See also template for summary.)

- For a meeting closed under the statutory authority cited above:

Time of closed session: _____
Place: _____
Purpose(s): _____
Members who voted to meet in closed session: _____
Persons attending closed session: _____
Authority under § 3-305 for the closed session: _____
Topics actually discussed: _____
Actions taken: _____
Each recorded vote: _____

- For a meeting recessed to perform an administrative function (§ 3-104): Time: _____

Place: _____
Persons present: _____
Subjects discussed: _____



STATE OF MARYLAND
BOARD OF CHIROPRACTIC EXAMINERS
4201 PATTERSON AVENUE, BALTIMORE, MD 21215

CLOSED SESSION BOARD MEETING
July 14, 2022 – 10:30 a.m. to 11:23 a.m.

VIRTUAL

Board Members Present

Joshua Levin, D.C., President
Paul Abosh, D.C., Vice President
Karen Munter, RN., Secretary/Treasurer
Gregory Lewis, D.C. Board Member
Ella E. Pantazis, D.C. Board Member
Nelson Miranda, Consumer Member

Non-Members Present

Sharon J. Oliver, MBA, Executive Director
Christopher Hawkins, Sr., Licensing Unit Manager
Tony DeFranco, AAG, Board Counsel
Claire Pierson, AAG, MDH

MINUTES

On July 14, 2022, at 10:28 a.m., by a motion made by Paul Abosh and seconded by Gregory Lewis, the Maryland State Board of Chiropractic Examiners (the “Board”) voted to go into Closed Session.

Call to Order, Roll Call – Dr. Joshua Levin, President, called the Closed Session to order at 10:30 a.m. Roll was called and all Board Members were present. Also in attendance were, Claire Pierson, AAG, Maryland Department of Health; Tony DeFranco, AAG, Board Counsel; Sharon Oliver, MBA, Executive Director and Christopher Hawkins, Licensing Unit Manager.

CLOSED SESSION

The Board met under General Provisions Art. § 3-305(b)(7)-to consult with counsel to obtain legal advice and General Provisions Art. § 3-305(b)(8)-to consult with staff, consultants, or other individuals about pending or potential litigation.

The Board discussed the request from an Appellant for mediation in an employee relations case involving the Board. Specifically, the Board authorized participation in the Court-sponsored mediation and authorized certain specific limitations on settlement authority. Board vote 6/0/0.

ADJOURNMENT

Motion to adjourn the Closed Session by Dr. Paul Abosh, second by Dr. Gregory Lewis. Board Vote 6/0/0. Dr. Joshua Levin adjourned the Closed Session of the Chiropractic Board at 11:23 a.m.

Respectfully submitted by

Karen Munter by SSR
Karen Munter, RN
Secretary/Treasurer