

BOARD OF CHIROPRACTIC AND MASSAGE THERAPY EXAMINERS
BOARD MEETING

March 8, 2012

GENERAL SESSION AGENDA

1. **Review, approval of Agenda.**
2. **Review, approval of Board Minutes of last meeting (February 9th).**
3. **Review of Administrative Staff Issues, Mr. J.J. Vallone, Executive Director:**
 - a) DHMH Recycling Initiative
 - b) Update/Status of Sanctioning Guidelines
4. **Update on Website, Scanners, Laptop/Ipads for Boards and uploads of documentation to alleviate paperwork – Ms. Congo.**
5. **Preceptor request/inspection/determination regarding Brian Paris, D.C.; Dr. Fedorczyk, inspector, assisted by Mr. Ford.**
6. **Preceptor Petition – David M. Kaminsky, D.C.**
7. **Petition from Mr. Geoffrey A. Pritchard, Massage Therapy Applicant, to accept his non-accredited massage school training from the Massage Institute of New England, Somerville, MA. (NOTE: Mr. Pritchard will attend the Board Meeting.)**
8. **Petition from Mr. Andrew N. Mol, Massage Therapy Applicant, to accept his non-accredited massage school training from the Blue Ridge School of Massage and Yoga, Blacksburg, VA.**
9. **Petition from Ms. Jessica S. Parks, Massage Therapy Applicant, to accept her non-accredited massage school training from the North Carolina School of Natural Healing, Asheville, NC.**
10. **Requests for chiropractic trade name approval:**
 - a) *Better Health Medical Center – Avram Weinberg, D.C. (trade name change)*
 - b) *Acute Spine Therapy & Rehab, Michael P. Gibson, D.C., LLC – Michael P. Gibson, D.C.*
 - c) *Fishkin Center for Back and Body Wellness, LLC, David B. Fishkin, D.C., MPH – David B. Fishkin, D.C. (trade name change)*
 - d) *Ideal Health Chiropractic, LLC – Adam D. Maddox, D.C.*
 - e) *Ideal Body – Chiropractic & Nutrition – Ronald J. Singer, D.C. (trade name change)*

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11. Requests for massage trade name approval:

- a) *K.I.N.G. Massage Therapy* – Kingston R. Holcomb, LMT
- b) *Cristal R Toribio, LMT & Associates* – Cristal R. Toribio, LMT
- c) *Whole Health Massage* – Lesley Ann Wernsdorfer, LMT
- d) *Ceilidh Massage, LLC* – Celia M. Davis, RMP
- e) *Angel Touch Massage* – Angeline C. Morland, LMT
- f) *Merkaba Massage & Wellness* – Jennifer Wood, RMP

Previously submitted massage trade name requests tabled from the February 9th Board Meeting:

- a) *Mobile City Spa – Juanasha C. Lipscomb, LMT* – Juanasha C. Jones-Lipscomb, LMT
- b) *Feel, Flex and Flow Therapeutic Massage* – Lisa Marie Mundy, RMP

- 12. FYI:**
- a) Miscellaneous correspondence for review/discussion.
 - b) Per Board Executive Session 2/09/2012, Mr. Gary William Blackden, LMT, was approved for reapplication; licensed 3/05/2012.
 - c) The National Board of Chiropractic Examiners (NBCE) Part IV Practical Exam is scheduled for May 18, 19, and 20, 2012. State Board Nominees' Participation Forms have been submitted for Jonathan Nou, D.C., and Michael Fedorczyk, D.C.
 - d) Discussion regarding the Regulatory Subcommittee Meeting held today at 9:30 A.M., prior to the General Session.
 - e) CCE Issues – Dr. Chaney.

BOARD WORKING LUNCH

BOARD OF CHIROPRACTIC AND MASSAGE THERAPY EXAMINERS
MINUTES – GENERAL SESSION

March 8, 2012

Members Present

Stephanie J. Chaney, D.C., Board President
Michael Fedorczyk, D.C., Board Vice-President
Jonathan C. Nou, D.C., Board Secretary/Treasurer
Duane R. Sadula, D.C.
Karen Biagiotti, LMT
David A. Cox, LMT
Gwenda Harrison, LMT
Ernestine Jones Jolivet, Consumer Member

Non-Members Present

J.J. Vallone, Executive Director
Adrienne Congo, Deputy Director
Grant D. Gerber, Esq., Board Counsel
Maria Ware, Office Manager
David Ford, Senior Board Investigator
Christopher Bieling, Board Investigator
Geoffrey Pritchard, MT Applicant (*Presenter*)

Members Absent

Mary Anne Frizzera-Hucek, Consumer Member
Kay B. O'Hara, D.C.

Dr. Stephanie Chaney called the meeting to order at 10:00 A.M.

Review of Agenda and Minutes

The March 8th Agenda was amended as follows: 1) under no. 3, delete old topic and add “b. Update/Status of Sanctioning Guidelines”; 2) renumber and add new no. 6, “Preceptor Petition – David M. Kaminsky, D.C.”; 3) under no. 10, add “e. Ideal Body – Chiropractic & Nutrition – Ronald J. Singer, D.C.”; and 4) under no. 12, add “d. Regulatory Subcommittee Meeting”; and add “e. CCE Issues – Dr. Chaney.” Dr. Fedorczyk motioned to accept the amended Agenda; Ms. Harrison seconded, and the motion was unanimously voted.

The February 9th Minutes were approved as drafted. Dr. Fedorczyk motioned to accept the Minutes; Ms. Biagiotti seconded, and the motion was unanimously voted.

Review of Administrative Staff Issues, Mr. J.J. Vallone, Executive Director

- The Department of Health and Mental Hygiene (DHMH) Recycling Initiative: In accordance with Environmental Article §9-1706 (a), (b), (c) of the Annotated Code of Maryland, the Office of Recycling, in cooperation with the Department of General Services and other State agencies, has developed a recycling plan that will reduce, by at least 20 percent, the amount of solid waste stream generated for disposal by the State government. Each employee of DHMH has been given a blue waste collection bin for disposing of appropriate recyclables, i.e., aluminum, glass, paper, and plastic.

- Update/Status of Sanctioning Guidelines 10.46.07: The Sanctioning Guidelines are completed and have been tweaked by Ms. Congo and Ms. Kristen Neville, Legislation/Regulation Specialist. The Guidelines have been submitted to Ms. Michelle Phinney, Director of the Office of Regulation and Policy Coordination, for review/publishing and promulgation by DHMH and the State of Maryland.

Update on Website, Scanners, Laptop/Ipads Initiatives – Ms. Congo

Ms. Congo discussed the progress of purchasing electronic communication for the Board to alleviate the amount of paperwork processed each month. The Board previously purchased two Netbooks with 12.1 in. screens. However, according to the Information Technology section, the problem with utilizing the State system is that uploading and scanning documents will “clutter” the airways, and the problem with utilizing a private system is that there is no security control. The Board is currently looking into purchasing a modem, similar to the one utilized by some of the other Boards. Various other options, i.e., utilizing G-mail, were discussed.

Preceptor Request/Inspection/Determination Regarding Brian Paris, D.C.

Dr. Fedorczyk and Mr. Ford conducted a comprehensive inspection of Dr. Paris’ office and discussed their findings. Dr. Paris’ office is fully automated – patient records are computerized. Ten patient records were downloaded and reviewed; it was noted that: a) only positive findings were recorded in the patient records; negative findings were not recorded; b) Dr. Paris utilized “used” pads in lieu of disposable clean pads for each patient, during electrical stimulation sessions; and c) x-ray films were not properly labeled with “left,” “right” annotations. These issues were discussed and recommendations were made to Dr. Paris who stated he would rectify all deficiencies prior to being granted preceptorship. Mr. Cox made a motion to tentatively approve Dr. Paris’ preceptorship based on a contingency letter from the Board, citing the deficiencies that will need to be brought up to standard before formal preceptorship is granted. Ms. Jolivet clarified the issue to amend the motion, adding that the letter should state the importance of protection of the public and that the preceptorship will not be granted until the deficiencies are corrected and verified. Dr. Sadula seconded the motion, and the motion as amended was unanimously voted.

Preceptor Petition – David M. Kaminsky, D.C.

Dr. Kaminsky submitted a Preceptor Application to allow him to participate in the Externship Program. Dr. Nou, Mr. Ford and Mr. Bieling will conduct a comprehensive inspection of Dr. Kaminsky’s office/staff and report their findings back to the Board.

Petition from Mr. Geoffrey A. Pritchard, Massage Therapy Applicant

Mr. Pritchard appeared before the Board to accept his non-accredited massage school training (600-hour program) from the Massage Institute of New England, Somerville, MA. Mr. Pritchard, who has a current MA license, attended the institute from 2006-2007. The Board reviewed Mr. Pritchard’s documentation and motioned to waive the accreditation requirement and accept his application for Maryland licensure. Ms. Harrison supported the motion; Ms. Biagiotti seconded, and the motion was unanimously voted.

Petition from Mr. Andrew N. Mol, Massage Therapy Applicant

Mr. Mol petitions the Board to accept his non-accredited massage school training (550-hour program) from the Blue Ridge School of Massage and Yoga, Blacksburg, VA. Mr. Mol, who has a current VA license, attended the school in 2007. The Board reviewed Mr. Mol's documentation and motioned to waive the accreditation requirement and accept his application for Maryland licensure. Ms. Biagiotti supported the motion; Ms. Harrison seconded, and the motion was unanimously voted.

Petition from Ms. Jessica S. Parks, Massage Therapy Applicant

Ms. Parks petitions the Board to accept her non-accredited massage school training (675-hour program) from the North Carolina School of Natural Healing, Asheville, NC. Ms. Parks, who has a current OR license, attended the school from 2002-2003. The Board reviewed Ms. Parks' documentation and motioned to waive the accreditation requirement and accept her application for Maryland licensure. Dr. Nou supported the motion; Ms. Harrison seconded, and the motion was unanimously voted.

Requests for Approval of Chiropractic Trade Names

The following chiropractic trade name requests were individually **approved** by Board motions. Dr. Fedorczyk supported the motions; Dr. Nou seconded, and the motions were unanimously voted.

1. *Acute Spine Therapy & Rehab, Michael P. Gibson, D.C., LLC* – Michael P. Gibson, D.C.
2. *Fishkin Center for Back and Body Wellness, LLC, David B. Fishkin, D.C., MPH* – David B. Fishkin, D.C.
3. *Ideal Health Chiropractic, LLC* – Adam D. Maddox, D.C.
4. *Ideal Body – Chiropractic & Nutrition* – Ronald J. Singer, D.C.

The following chiropractic trade name request was **disapproved** by Board motion. Dr. Fedorczyk supported the motion; Dr. Nou seconded, and the motion was unanimously voted.

1. *Better Health Medical Center* – Avram Weinberg, D.C.

Requests for Approval of Massage Trade Names

The following massage trade name requests were individually **approved** by Board motions. Ms. Biagiotti supported the motions; Ms. Harrison seconded, and the motions were unanimously voted.

1. *K.I.N.G. Massage Therapy* – Kingston R. Holcomb, LMT
2. *Cristal R Toribio, LMT & Associates* – Cristal R. Toribio, LMT
3. *Whole Health Massage* – Lesley Ann Wernsdorfer, LMT
4. *Ceilidh Massage, LLC* – Celia M. Davis, RMP
5. *Angel Touch Massage* – Angeline C. Morland, LMT
6. *Merkaba Massage & Wellness* – Jennifer Wood, RMP

Requests for Approval of Massage Trade Names (continued)

The following previously submitted massage trade name requests were tabled from the February 9th Board Meeting, and reviewed/**approved** at today's Board Meeting:

1. *Mobile City Spa – Juanasha C. Lipscomb, LMT – Juanasha C. Jones-Lipscomb, LMT*
2. *Feel, Flex and Flow Therapeutic Massage – Lisa Marie Mundy, RMP*

Miscellaneous

1. Miscellaneous correspondence for review/discussion.
2. The National Board of Chiropractic Examiners (NBCE) Part IV Practical Exam is scheduled for May 18, 19, and 20, 2012. State Board Nominees' Participation Forms have been submitted for Dr. Nou and Dr. Fedorczyk.
3. Per Board's Executive Session 2/09/2012, Mr. Gary William Blackden, LMT, was approved for reapplication; massage license sent 3/05/2012.
4. Discussion regarding the Regulatory Subcommittee Meeting: The Subcommittee met today prior to the General Board Meeting, to discuss the proposed CEU component, 10.43.20 § .01 (A)(B), of the Regulations. The members who met today were: Ms. Karen Biagiotti, LMT (Chair), Mr. Grant Gerber (Board Counsel), Ms. Gwenda Harrison, LMT, and Mr. David Cox, LMT; Dr. Jonathan Nou and Ms. Ernestine Jones Jolivet did not attend the Subcommittee Meeting. The next Regulatory Subcommittee Meeting is scheduled for April 12, 2012 at 9:30 A.M. (prior to the General Board Meeting). The date/time will be published in the March 23 and April 6, 2012 editions of the Maryland Register, as well as listed on the Board's two websites. Notification of the Subcommittee Meeting will also be sent to appropriate organizations and colleges/schools.
5. Council on Chiropractic Education (CCE) Issues: Dr. Chaney discussed that she received an E-mail from CCE regarding various issues; she will E-mail to Board Members for general opinion.

Upon motion by Dr. Fedorczyk, seconded by Dr. Nou, the Board unanimously voted to adjourn the General Session at 11:00 A.M.

Respectfully Submitted:



Jonathan C. Nou, D.C.
Board Secretary/Treasurer