

**BOARD OF CHIROPRACTIC AND MASSAGE THERAPY EXAMINERS**  
**BOARD MEETING**

*November 13, 2008*

**GENERAL SESSION AGENDA**

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1. **Review, approval of Agenda.**
2. **Review, approval of Board Minutes of last meeting (October 9<sup>th</sup>).**
3. **Review of Administrative Staff Issues, Mr. J.J. Vallone, Executive Director:**
  - a) Update on processing the massage renewals; also waiver for CEUs
  - b) Update regarding the Board's budget
  - c) Update on the progress of the fee regulations
  - d) CRC at 11:00 A.M., Room 301 (See Executive Session Agenda for further information)
4. **Requests for trade name approval:**
  - a) *Health Living and Wellness, Marissa Bunker, D.C.* – Marissa Bunker, D.C.
  - b) *Capital Health Chiropractic* – Rehman Mirza, D.C.
  - c) *Kennedy Chiropractic* – Shawn P. Neville, D.C.
  - d) *Essence of Life Wellness Center, Dr. Angela C. Tarjick, D.C.* – Angela C. Tarjick, D.C.
  - e) *Winebrenner Spine and Wellness, P.C.* – R. Todd Winebrenner, D.C.
5. **Discussion regarding the preceptor office inspection reports for Thomas Chaney, D.C., (Annapolis) and Robert P. Marvenko, D.C. (Baltimore) – Dr. O'Hara; needs Board vote.**
6. **Acquisition of new counselor, Ralph D. Raphael, Ph.D., for Rehabilitation Program and revamp of rehabilitation procedures/paperwork.**
7. **Petition from Marc A. Fulkerson, D.C., regarding waiving Bachelor requirement for prospective chiropractic applicants (non-waivable as a statutory requirement of H.O. Article, section 3-302C(1)(i).**
8. **Prospective regulatory changes:**
  - a) Fee for trade name requests
  - b) Cultural diversity CEUs
  - c) Substantive massage regulation changes to implement the enacted 2008 legislation
9. **Petition from Ms. Stephanie N. Moeller, LMT, to waive C.A. educational requirements.**
10. **FYI – Miscellaneous correspondence for review/discussion.**

**BOARD OF CHIROPRACTIC AND MASSAGE THERAPY EXAMINERS**  
**MINUTES - GENERAL SESSION**

*November 13, 2008*

**Members Present**

Duane R. Sadula, D.C., Board President  
Kay B. O'Hara, D.C., Board Vice-President  
Margaret Renzetti, D.C., Board Secretary/Treasurer  
Stephanie J. Chaney, D.C.  
Marc M. Gamerman, D.C.  
Mary Anne Frizzera-Hucek, Consumer  
Issie L. Shelton Jenkins, Consumer

**Non-Members Present**

J.J. Vallone, Executive Director  
Christopher J. Kelter, Deputy Director  
Grant D. Gerber, Esq., Board Counsel  
David Ford, Board Investigator  
Maria Ware, Office Manager/Supervisor  
Karen Biagiotti, LMT  
Sharon Bloom, Asst. to Senator Paula Hollinger

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*Dr. Duane Sadula called the meeting to order at 10:00 A.M.*

**Review of Agenda and Minutes**

The November 13<sup>th</sup> Agenda was amended as follows: 1) add no. 9, "Petition from Ms. Stephanie N. Moeller, LMT." Ms. Hucek motioned to accept the amended Agenda; Dr. Chaney seconded, and the motion was unanimously voted.

The October 9<sup>th</sup> Minutes will be reviewed at the December 11<sup>th</sup> Board Meeting.

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

- The Board discussed the progress of the 2008–2010 massage therapy renewal process. Initially, 3,606 renewals were mailed; the deadline to have renewals, CEUs, and fees returned to the Board was 10/31/2008. As of this date, 2,602 renewals have been received and processed; 54 have voluntarily non-renewed. Approximately 950 renewals have not been received by the Board. In order to decrease this number and generate funds, the Board would like to establish an "amnesty" program, which basically gives non-respondents a longer time to obtain their CEUs, and also waive the late fees. Dr. O'Hara made a motion to approve the amnesty program; Ms. Hucek seconded, and the motion was unanimously voted.
- Update Regarding the Board's Budget: The projected income for FY 2009 is \$1,091,000; the projected income for FY 2010 is \$1,025,000; carry-over to FY 2011 is \$180,000.
- Mr. Kelter discussed the progress of the fee regulations.
- A CRC is scheduled today at 11:00 A.M. Dr. Gamerman and Mr. Gerber will attend. Review the Executive Agenda for the case name.

**Request for Trade Name Approval – Marissa Bunker, D.C.**

Dr. Bunker requests Board approval to use the trade name “Health Living and Wellness, Marissa Bunker, D.C.” in her practice. Dr. Renzetti made a motion to approve the trade name; Ms. Hucek seconded, and the motion was unanimously voted.

**Request for Trade Name Approval – Rehman Mirza, D.C.**

Dr. Mirza requests Board approval to use the trade name “Capital Health Chiropractic” in his practice. Dr. Gamerman made a motion to approve the trade name; Ms. Jenkins seconded, and the motion was unanimously voted.

**Request for Trade Name Approval – Shawn P. Neville, D.C.**

Dr. Neville requests Board approval to use the trade name “Kennedy Chiropractic” in his practice. Ms. Hucek made a motion to approve the trade name; Dr. Renzetti seconded, and the motion was unanimously voted.

**Request for Trade Name Approval – Angela C. Tarjick, D.C.**

Dr. Tarjick requests Board approval to use the trade name “Essence of Life Wellness Center, Dr. Angela C. Tarjick, D.C.” in her practice. Ms. Hucek made a motion to approve the trade name; Dr. Renzetti seconded, and the motion was unanimously voted.

**Request for Trade Name Approval – R. Todd Winebrenner, D.C.**

Dr. Winebrenner requests Board approval to use the trade name “Winebrenner Spine and Wellness, P.C.” in his practice. Dr. Winebrenner received approval to use the trade name, with the addition of his name/D.C. as part of the title (“Winebrenner Spine and Wellness, P.C. – R. Todd Winebrenner, D.C.”). Dr. Renzetti made a motion to approve the trade name with the addition; Ms. Hucek seconded, and the motion was unanimously voted.

**Preceptor Office Inspection Reports**

Dr. Chaney recused herself from the meeting prior to the discussion. Dr. O’Hara and Mr. Ford conducted office inspections at the offices of Thomas Chaney, D.C., and Robert P. Marvenko, D.C. Based on the efficient and well-organized office of Dr. Chaney, he was approved for preceptorship status. Dr. O’Hara discussed deficiencies found at the office of Dr. Marvenko during their inspection on November 6<sup>th</sup>: a) inconsistent patient records, entries failed to clearly delineate which practitioner performed treatments; b) failure to record vital signs; c) inconsistent entries noted across reviewed records; and d) poor or insufficient film quality noted on reviewed x-rays. The Board motioned to decline Dr. Marvenko’s request for preceptorship status. Dr. Renzetti supported the motion; Ms. Hucek seconded, and the motion was unanimously voted. Dr. Marvenko will need to take prompt action to correct the deficiencies; he may re-apply in the future for preceptorship status.

**New Counselor for Board Rehabilitation Program**

The Board would like to retain Ralph D. Raphael, Ph.D., as the Board's Contract Substance Abuse Expert. Mr. Vallone met with Dr. Raphael on November 5<sup>th</sup>. All costs will be borne by the individual, not the Board. Dr. Raphael currently works for Nursing and other Boards—all are satisfied with his results; he is timely even though he services other Boards. The Board made a motion to approve Dr. Raphael. Dr. O'Hara supported the motion; Dr. Renzetti seconded, and the motion was unanimously voted.

**Petition from Marc A. Fulkerson, D.C.**

Dr. Fulkerson, who currently practices in the state of Washington, petitions the Board to waive Maryland's licensure requirement for prospective applicants to possess a Bachelor's degree. The Board made a motion to deny the request, pursuant to Maryland Health Occupation Article, Section 3-302c(1). Dr. O'Hara supported the motion; Dr. Renzetti seconded, and the motion was unanimously voted.

**Prospective Regulatory Changes**

When massage therapists join the Board in July 2009, the Regulations will be revised to include: a) fees for multiple massage and chiropractic trade name requests; b) cultural diversity CEUs; and c) massage substantive regulation changes to implement the enacted 2008 legislation.

**Petition from Ms. Stephanie N. Moeller, LMT**

Ms. Moeller petitions the Board to waive the chiropractic assistant educational requirements. Upon reviewing the transcript from Anne Arundel Community College, the Board found only two courses that would qualify (Human Biology 1 and 2). Also, the grades received in other courses are insufficient to merit waiver. The Board motioned to deny the request. Dr. Chaney supported the motion; Dr. O'Hara seconded, and the motion was unanimously voted.

*Upon motion by Dr. O'Hara, seconded by Dr. Renzetti, the Board unanimously voted to adjourn the General Session at 12:00 P.M.*

**Respectfully Submitted:**

*for Dr. Renzetti - Duane F. Fulkerson, D.C.  
President.*

**Margaret Renzetti, D.C.  
Board Secretary/Treasurer**