

BOARD OF CHIROPRACTIC AND MASSAGE THERAPY EXAMINERS
BOARD MEETING

November 18, 2010 (ROOM 528)

GENERAL SESSION AGENDA

NOTE: There may be a CRC at 10:30 A.M. If so, it will be held in Room 301 or 302; Ms. Natasha Wesker is the Administrative Prosecutor. Refer to the Executive Session Agenda for details. (The Board President will assign the CRC presiding Board Member.)

1. Review, approval of Agenda.
2. Review, approval of Board Minutes of last meeting (October 14th).
3. Petition/Presentation from Jeffrey E. Poplarski, D.C. (New York), Wellness Director, 2011 U.S. Open Golf Championship, to waive the regulatory requirements and fees for a visiting chiropractor, based on the “voluntary, non-commercial” nature of the event.
4. Review of Administrative Staff Issues, Ms. Adrienne Congo (*Mr. Vallone is on leave*):
 - a) Update: Regulation revision status/progress
 - b) Update: 2010-2012 Massage Therapy Biennial Renewal
 - c) C.A. Test Results
5. Requests for chiropractic trade name approval:
 - a) *Hickory Ridge Chiropractic Center* – Peter R. Dexheimer, D.C. (*trade name change*)
 - b) *Better Back Chiropractic, P.C.* – Andres Galego, D.C. (*1st choice*) **OR**
ABC Chiropractic, PC (Alternative Back Care) – Andres Galego, D.C. (*2nd choice*)
 - c) *The Atlantic Pain Center* – Douglas T. Weaver, D.C. (*trade name change*)
 - d) *Dr. Poane’s Chiropractic Office* – Robert Poane, D.C., D.A.C.R.B. (*trade name change*)
6. Requests for massage trade name approval:
 - a) *Barbara J. Davenport, LMT, MA* – Barbara J. Davenport, LMT
 - b) *Diana Degnan-LaFon, Licensed Massage Therapist* – Diana Degnan-LaFon, LMT
 - c) *Healing Touch Massage* – Marie A. Free, LMT
 - d) *Melvin Harrison, LMT* – Melvin Harrison, LMT
 - e) *David Spencer, LMT* – David Spencer, LMT
 - f) *Sharon Solow, LMT* – Sharon Solow, LMT
 - g) *Heavenly Touch Massage Therapy* – Susan E. England, LMT
 - h) *Elite Movement Connections* – Elliot Abhau, LMT
 - i) *Sunset Massage and Wellness* – Gabrielle G. Hopkins, RMP
 - j) *Bowenwork Center for Wellness – Dawn Groves, LMT* – Dawn Groves, LMT
 - k) *Soothing Touch Massage* – Donna G. Sites, LMT
 - l) *Northern Massage Therapy* – Kirsten Bodnarchuk, LMT
 - m) *Massage by Erin O’Neill* – Erin O’Neill, RMP
 - n) *Marguerite LaVine, RMP* – Marguerite P. LaVine, RMP
 - o) *Barbara Ann’s Magic Massage* – Barbara Ann Davis, RMP

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- 7. Appeal from Ms. Tzu Wei Coughlan, Massage Therapy Applicant, to re-take the massage jurisprudence exam a fourth time; the next test date is scheduled for November 22nd. Ms. Coughlan will present her appeal in person.**
- 8. Appeal from Mr. Valentin Biserov Ovcharski, Massage Therapy Applicant, regarding review/approval of his foreign education credentials.**
- 9. FYI – Miscellaneous correspondence for review/discussion.**

BOARD WORKING LUNCH

BOARD OF CHIROPRACTIC AND MASSAGE THERAPY EXAMINERS
MINUTES – GENERAL SESSION

November 18, 2010

Members Present

Kay B. O'Hara, D.C., Board President
Stephanie J. Chaney, D.C., Board Vice-President
Michael Fedorczyk, D.C., Board Secretary/Treasurer
Mary Anne Frizzera-Hucek, Consumer Member
Ernestine Jones Jolivet, Consumer Member
Daniel J. Kraus, D.C.
Jonathan C. Nou, D.C.
Clyde Anderson, LMT
Karen Biagiotti, LMT
Gwenda Harrison, LMT

Non-Members Present

J.J. Vallone, Executive Director
Adrienne Congo, Deputy Director
Grant D. Gerber, Esq., Board Counsel
Marc C. Ware, Board Investigator
Marc Gamerman, D.C. (Guest)
Jeffrey Poplarski, D.C., Wellness Dir., 2011 U.S. Open
Keith Scott, D.C. (Guest)
Ms. Tzu Wei Coughlan, Massage Applicant
Mr. Paul Coughlan (Guest)
Mr. Brendan Glynn (Guest)
Mr. William Haynes (Guest)
Ms. Coleen Renehan (Guest)

Member Absent

Duane R. Sadula, D.C.

Dr. Kay O'Hara called the meeting to order at 10:00 A.M.

Review of Agenda and Minutes

The November 18th Agenda was amended as follows: 1) under no. 4, add "c. C.A. Test Results." Dr. Chaney motioned to accept the amended Agenda; Dr. Nou seconded, and the motion was unanimously voted.

The October 14th Minutes were amended as follows: 1) page 2, last paragraph, change to read, "Dr. Sadula supported the motion." Dr. Fedorczyk motioned to accept the amended Minutes; Ms. Harrison seconded, and the motion was unanimously voted.

Petition/Presentation from Jeffrey E. Poplarski, D.C.

Dr. Poplarski, Wellness Director for the 2011 U.S. Open Golf Championship, petitions the Board to waive the regulatory fees for visiting out-of-state volunteer chiropractors. Dr. Poplarski, supported by Dr. Marc Gamerman, his consultant, clarified that all participants are screened, are active and in good standing, and would be required to adhere to all Maryland laws and regulations. The Board fully discussed and motioned to waive the regulatory fees. Dr. Chaney supported the motion; Dr. Nou seconded, and the motion was unanimously voted.

Petition from Ms. Tzu Wei Coughlan, Massage Therapy Applicant

The Board entered into a closed General Session at 10:23 A.M. to discuss Ms. Coughlan's petition. Refer to the Executive Session Minutes for details. The Board adjourned the closed session at 10:45 A.M. and re-opened the General Session.

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

- Update: Regulation Revision Status/Progress: Mr. Vallone anticipates that the regulations are to be published for public comment sometime in early December.
- Update: 2010-2012 Massage Therapy Biennial Renewal: Ms. Congo discussed the progress of the on-line massage renewal, emphasizing that 87% renewal rate has been achieved. Mr. Vallone complimented Ms. Congo on her diligent outstanding work on the renewal project.
- C.A. Test Results: Mr. Vallone discussed the test results of the new chiropractic assistant (C.A.) examination and reported a 28% failure rate; however, applicants seemed satisfied with the clarity of the jurisprudence examination. The Board opined that the examination was sufficient and would continue to be utilized unrevised.

Requests for Approval of Chiropractic Trade Names

The following chiropractic trade name requests were approved by Board motions. Dr. Chaney supported the motions, Dr. Fedorczyk seconded, and the motions were unanimously voted:

Hickory Ridge Chiropractic Center – Peter R. Dexheimer, D.C. (*trade name change*)

Better Back Chiropractic, P.C. – Andres Galego, D.C.

Dr. Poane's Chiropractic Office – Robert Poane, D.C., D.A.C.R.B. (*trade name change*)

The following trade name change "*The Atlantic Pain Center* – Douglas T. Weaver, D.C." was denied by Board motion. Dr. Chaney supported the motion, Dr. Fedorczyk seconded, and the motion was unanimously voted.

Requests for Approval of Massage Trade Names

The following massage trade name requests were approved by Board motions. Dr. Chaney supported the motions, Dr. Fedorczyk seconded, and the motions were unanimously voted:

Barbara J. Davenport, LMT, MA – Barbara J. Davenport, LMT

Diana Degnan-LaFon, Licensed Massage Therapist – Diana Degnan-LaFon, LMT

Healing Touch Massage – Marie A. Free, LMT

Melvin Harrison, LMT – Melvin Harrison, LMT

David Spencer, LMT – David Spencer, LMT

Sharon Solow, LMT – Sharon Solow, LMT

Heavenly Touch Massage Therapy – Susan E. England, LMT

Sunset Massage and Wellness – Gabrielle G. Hopkins, RMP

Approved Trade Names continued:

Bowenwork Center for Wellness – Dawn Groves, LMT – Dawn Groves, LMT

Soothing Touch Massage – Donna G. Sites, LMT

Northern Massage Therapy – Kirsten Bodnarchuk, LMT

Massage by Erin O’Neill – Erin O’Neill, RMP

Marguerite LaVine, RMP – Marguerite P. LaVine, RMP

Barbara Ann’s Magic Massage – Barbara Ann Davis, RMP

The following trade name “*Elite Movement Connections – Elliot Abhau, LMT*” was denied by Board motion. Dr. Chaney supported the motion, Dr. Fedorczyk seconded and the motion was unanimously voted.

Petition from Mr. Valentin Biserov Ovcharski, Massage Therapy Applicant

Mr. Ovcharski petitions the Board to accept his foreign credentials in order to attain Maryland licensure in massage therapy. The Board discussed the issue and noted that Mr. Ovcharski has been licensed in Washington, D.C., for several years, and his foreign college credentials have been authenticated as B.S. equivalent by the Foreign Credentialing Commission in Alexandria, VA. Mr. Ovcharski also graduated from an accredited massage school. The Board motioned to accept Mr. Ovcharski’s foreign credentials as satisfactory for LMT licensure. Dr. Chaney supported the motion; Ms. Harrison seconded, and the motion was unanimously voted.

Miscellaneous

A Case Resolution Conference (CRC) is scheduled for 10:30 A.M. Refer to the Executive Session Minutes for details.

Upon motion by Dr. Chaney, seconded by Ms. Harrison, the Board unanimously voted to adjourn the General Session at 10:50 A.M.

Respectfully Submitted:



**Michael Fedorczyk, D.C.
Board Secretary/Treasurer**