

**STATE OF NEW JERSEY
DIVISION OF CONSUMER AFFAIRS
BOARD OF CHIROPRACTIC EXAMINERS
124 HALSEY STREET, 6TH FLOOR
SOMERSET ROOM
NEWARK, NEW JERSEY**

**PUBLIC SESSION MINUTES
THURSDAY, JULY 26, 2007**

A MEETING OF THE NEW JERSEY BOARD OF CHIROPRACTIC EXAMINERS WAS HELD JULY 26, 2007 AT THE STATE OFFICE BUILDING, 124 HALSEY STREET, 6TH FLOOR, NEWARK NEW JERSEY. THE MEETING WAS CONVENED IN ACCORDANCE WITH THE PROVISION OF THE OPEN PUBLIC MEETINGS ACT WITH PREVIOUS NOTIFICATION HAVING BEEN SENT TO THE SECRETARY OF STATE AND THE FOLLOWING PUBLICATIONS: THE BERGEN RECORD, NEWARK STAR LEDGER, CAMDEN COURIER POST, TRENTON TIMES AND ASBURY PARK PRESS TO ADVISE OF THE SCHEDULING OF THIS MEETING. THE MEETING WAS CALLED TO ORDER BY ALBERT STABILE, D.C., PRESIDENT OF THE BOARD, AT 9:50 AM.

ATTENDANCE

PRESENT: Drs. Senatore, Calio(arrived at 10:30), Kostinas , Krouse, Spadafino, Stabile, Rada, and Mr. Traier

EXCUSED: Drs. O'Connor and Murphy

ALSO PRESENT: DAG John Hugelmeyer, Recording Secretary Sonya Liverpool and Paralegal Marc DeCarlo .

I. APPROVAL OF THE PUBLIC SESSION MINUTES OF JUNE , 2007

A MOTION WAS MADE BY DR. RADA, WHICH WAS SECONDED BY DR. KROUSE, TO APPROVE THE PUBLIC SESSION MINUTES OF JUNE 28, 2007 MEETING AS AMENDED. A VOTE WAS TAKEN, AND THE MOTION PASSED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

II. BOARD MEETING & PRELIMINARY INVESTIGATIVE COMMITTEE SCHEDULE FOR 2008

- A.** DAG Hugelmeyer indicated to the Board that the November 27th date that was selected for the November Board meeting falls on Thanksgiving Day. The Board agreed to cancel the November 20th PIC and scheduled the Board meeting for that date.

Dr. Krouse requested to be removed from the 2007 PIC Schedule since he will have schedule conflicts with the scheduled dates.

**2008 BOARD MEETING
&
PRELIMINARY INVESTIGATIVE COMMITTEE
SCHEDULE**

Board Meeting	PIC Meeting
(4 th Thursday of Every Month) Somerset Conference Room	(3 rd Thursday of Every Month) Warren Conference Room
January 24 th	January 17 th
February 28 th	February 21 st
March 27 th	March 20 th
April 24 th	April 17 th
May 22 nd	May 15 th
June 26 th	June 19 th
July 24 th	July 17 th
Aug. - No Meeting	August 21 st
September 25 th	September 18 th
October 23 rd	October 16 th
November 20 th	Nov. No Meeting
December 18 th	December 11 th

A MOTION WAS MADE BY DR. KROUSE, WHICH WAS SECONDED BY DR. RADA TO APPROVE THE 2008 SCHEDULE AS AMENDED. A VOTE WAS TAKEN, AND THE MOTION PASSED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

III. NEW BUSINESS

A. ASSEMBLY BILL No. 4416

The Board reviewed a final version of this legislation and noted this legislation was commented on in the June 2007 Public Meeting. The Board takes no position toward this proposed legislation.

A MOTION WAS MADE BY MR. TRAIER AND SECONDED BY DR. RADA. A VOTE WAS TAKEN, AND THE MOTION PASSED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

B. ASSEMBLY BILL No. 4382

The Board takes no position toward this proposed legislation.

A MOTION WAS MADE BY MR. TRAIER AND SECONDED BY DR. RADA. A VOTE WAS TAKEN, AND THE MOTION PASSED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

C. SENATE BILL No. 2844

The Board takes no position with the proposed legislation as it is written because of it's ambiguity with respect to the role of the Chiropractor as it is indicated.

A MOTION WAS MADE BY MR. TRAIER AND SECONDED BY DR. RADA. A VOTE WAS TAKEN, AND THE MOTION PASSED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

IV. APPLICATIONS

A. ELECTRO - DIAGNOSTIC TESTS & SPECIAL EXAMINATIONS

The Board considered the following applications:

1. Frank Halter, D.C.

A MOTION WAS MADE BY DR. SENATORE, WHICH WAS SECONDED BY DR. KOSTINAS, TO APPROVE THE APPLICATION FOR THE ELECTRO - DIAGNOSTIC TESTS OF THE ABOVE REFERENCED APPLICANT. A VOTE WAS TAKEN, AND THE MOTION PASSED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

B. LICENSURE APPLICATIONS

1. Gary Embley, D.C.

A MOTION WAS MADE BY DR. RADA, WHICH WAS SECONDED BY DR. KOSTINAS, TO REQUEST DR. EMBLEY'S APPEARANCE BEFORE THE FULL BOARD ON SEPTEMBER 27TH BEFORE APPROVAL OF DR. EMBLEY'S APPLICATION FOR LICENSURE. A VOTE WAS TAKEN, AND THE MOTION PASSED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

V. **MISCELLANEOUS INQUIRES**

A. **GUNTHER ROODA, D.C.**

A letter from Dr. Rooda, dated June 29, 2007, was reviewed by the Board. Dr. Rooda requested advice regarding his involvement with the creation of a non-profit organization where he will be promoting health and well-being for the elderly.

A MOTION WAS MADE BY DR. RADA, WHICH WAS SECONDED BY DR. KOSTINAS, TO SEND A LETTER TO DR. ROODA ADVISING HIM THAT HE SHOULD SEEK THE ADVICE OF LEGAL COUNSEL, AND THAT IS NOT THE BOARD'S POSITION TO PROVIDE LEGAL ADVICE. A VOTE WAS TAKEN, AND THE MOTION PASSED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

B. **INQUIRY OF WILLIAM F. STONE**

Dr. Stone's information indicating that he had received a "Diploma of Holistic Iridology" was reviewed at the June 28th meeting. Additional documentation was provided from the Institute that revealed the course structure but, does not indicate any affiliation with an accredited institute that is recognized by the Board. He also provided a business card in which he identified himself as Dr. William Stone, D.C., D.Ir.

Although the Board acknowledges the application of Iridology, the Board still has concerns that Iridology is a diagnostic technique that is not a recognized specialty and further that it is not covered in the Board's regulations as legitimate diagnostic testing. Dr. Calio offered to further research the Institute and it's program and report back to the Board with her findings.

A MOTION WAS MADE BY DR. STABILE, WHICH WAS SECONDED BY DR. KOSTINAS, TO REQUEST THAT DR. CALIO FURTHER RESEARCH THE INSTITUTE AND IT'S PROGRAM. A VOTE WAS TAKEN, AND THE MOTION PASSED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

VI. **A MOTION WAS MADE BY DR. CALIO, WHICH WAS SECONDED BY MR. TRAIER TO ACKNOWLEDGE THE JULY 9TH LETTER OF ACTING DIRECTOR STEPHEN NOLAN, FOR THE OUTSTANDING SERVICE AND COMMITMENT OF DRS. MARY ELLEN RADA, ALBERT STABILE AND, LAWRENCE O'CONNOR IN THEIR PARTICIPATION OF THE 81ST ANNUAL CONGRESS OF THE FEDERATION OF CHIROPRACTIC LICENSING BOARDS. (ATTACHED)**

VII. AT 11:20 AM A MOTION WAS MADE BY DR. RADA, WHICH WAS SECONDED BY DR. SENATORE TO NOMINATE DR. BRIAN ATKINSON TO THE NATIONAL COUNCIL ON CHIROPRACTIC EDUCATION. ALL MEMBERS PRESENT VOTING IN FAVOR.

ADJOURNMENT

A MOTION WAS MADE BY DR. KROUSE, WHICH WAS SECONDED BY DR. KOSTINAS, TO GO INTO EXECUTIVE SESSION TO REVIEW PENDING ADVERTISING MATTERS, CONSUMER COMPLAINTS, AND ENFORCEMENT BUREAU REPORTS. A VOTE WAS TAKEN AND THE MOTION PASSED WITH ALL MEMBERS PRESENT VOTING IN FAVOR.

Respectfully Submitted,

Sonya Liverpool
Sr. Demo