

**STATE OF NEW JERSEY
DIVISION OF CONSUMER AFFAIRS
BOARD OF CHIROPRACTIC EXAMINERS
124 HALSEY STREET
NEWARK, NEW JERSEY
PUBLIC SESSION MINUTES
THURSDAY, OCTOBER 22, 2015**

A meeting of the New Jersey Board of Chiropractic Examiners was held on October 22, 2015 at the State Office Building, 124 Halsey Street, 7th floor, Newark, New Jersey in the Somerset Conference Room on the 6th floor. The meeting was convened in accordance with the provisions of the Open Public Meetings Act with previous notification having been sent to the Secretary of State and the following publications: The 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 David Allen, D.C., President of the Board, at 10:15 A.M. A roll call was taken and the following attendance was recorded and a quorum was present:

David A. Allen, D.C.	Present
Rosemary Calio, BSN, RN, D.C.	Present
Paul Lyons, D.C.	Present
Lawrence O'Connor, D.C.	Excused
Thomas A. Senatore, Sr., D.C.	Present
Albert Stabile, Jr., D.C.	Excused
John Traier	Absent
Brett A. Wartenberg, D.C.	Present
James L. Winters, D.C.	Present

Also present were: **Virginia Class-Matthews, Deputy Attorney General; Lisa Tadeo, Executive Director; and Tracy Steel, Board Staff.**

I. APPROVAL OF THE PUBLIC SESSION MINUTES OF SEPTEMBER 17, 2015

A motion was made by Dr. Winters, which was seconded by Dr. Senatore, to approve the public session minutes from the September 17, 2015 Board meeting as amended. A vote was taken and the motion passed with all members voting in favor.

II. CONTINUING EDUCATION COMMITTEE

The continuing education committee reviewed 34 courses submitted by continuing education sponsors. The committee recommended that 31 courses be approved based on the information submitted for these courses. The committee identified 2 courses where sponsor will be requested to provide additional information. The committee identified 1 course for the Board to review. A motion was made by Dr. Calio and seconded by Dr. Wartenberg, to approve the 31 courses as recommended by the committee. A vote was taken and motion passed with all members present voting in favor.

III. NEW BUSINESS

Upon a motion made by Dr. Lyons, which was seconded by Dr. Wartenberg, the Board voted to go into Executive Session to review and discuss applications for licensure and reinstatement. The motion carried by a unanimous vote. The Board returned to public session to continue the meeting and vote on the applications for licensure and reinstatement.

A. Application for Reinstatement

1. David S. Allen, D.C.

A motion was made by Dr. Lyons, which was seconded by Dr. Calio, to approve Dr. Allen's application for reinstatement. A vote was taken and the motion passed with all members present voting in favor.

2. James M. Tighe, D.C.

A motion was made by Dr. Calio, which was seconded by Dr. Senatore, to approve Dr. Tighe's application for reinstatement. A vote was taken and the motion passed with all members present voting in favor.

3. Donald Fiume, D.C.

A motion was made by Dr. Calio, which was seconded by Dr. Lyons, to approve Dr. Fiume's application for reinstatement. A vote was taken and the motion passed with all members present voting in favor.

4. Erick Weston, D.C.

A motion was made by Dr. Wartenberg, which was seconded by Dr. Winters, to approve Dr. Weston's application for reinstatement. A vote was taken and the motion passed with all members present voting in favor.

5. Alexander Liberman, D.C.

A motion was made by Dr. Winters, which was seconded by Dr. Wartenberg, to approve Dr. Liberman's application for reinstatement. A vote was taken and the motion passed with all members present voting in favor.

- B. Inquiry from Roy M. Dressner, D.O. on behalf of Robert Larusso, D.C.
RE: Continuing Education

Dr. LaRusso asked the Board if he could be granted an extension to complete the continuing education requirement this biennial renewal period due to his medical condition.

As requested by the Board, Dr. LaRusso provided the Board with a letter from his treating physician concerning the history and status of his medical condition.

A motion was made by Dr. Calio, which was seconded by Dr. Wartenberg, to grant Dr. Dressner a six month extension to complete the required 30 continuing education credits due to his medical condition. A vote was taken and the motion passed with all members present voting in favor.

- C. Inquiry from Scott Garner, D.C.
RE: Continuing Education

Dr. Garner informed the Board that he answered “yes” to the question on your renewal, “Will you have completed the continuing education requirement by August 31, 2015” although he had not completed this requirement. Dr. Garner informed the Board that he didn’t complete the requirement as he was not intending to return to New Jersey to practice as he is practicing in another State. Dr. Garner further informed the Board he intends to complete the 30 required credits by October 31, 2015 and asked the Board to grant him an extension to complete the continuing education credits.

A motion was made by Dr. Lyons, which was seconded by Dr. Winters to inform Dr. Garner that he must complete the required 30 continuing education credits by October 31, 2015. Dr. Garner will need to provide the Board with evidence that he completed the 30 credits. A vote was taken and the motion passed with all members present voting in favor.

- D. Inquiry from Yahya Awari, D.C.
RE: Continuing Education

Dr. Awari informed the Board that he did not complete the continuing education requirement due to the personal impact that was caused by the distress of his family living in another country. Dr. Awari asked the Board for an extension to complete the continuing education requirement.

The Board noted that Dr. Awari answered “no” to the question on his renewal, “Will you have completed the continuing education requirement by August 31, 2015”.

A motion was made by Dr. Lyons, which was seconded by Dr. Wartenberg to inform Dr. Awari that he must complete the 30 required continuing education credits by December 31, 2015. Dr. Awari will need to provide the Board with evidence that he completed the 30 credits. A vote was taken and the motion passed with all members present voting in favor.

- E. Inquiry from William Yu, D.C.
RE: Scope of Practice

Dr. Yu asked the Board if chiropractors are permitted to treat or use nutrition to stabilize diabetes.

A motion was made by Dr. Wartenberg, which was seconded by Dr. Winters to refer Dr. Yu to the statute, N.J.S.A. 45:9-14.5 which defines the scope of practice. A vote was taken and the motion passed with all member present voting in favor.

- F. Application for Chiropractic Licensure
 - 1. Barry Cohen

A motion was made by Dr. Calio, which was seconded by Dr. Senatore, to approve Dr. Cohen's application for licensure. A vote was taken and the motion passed with all members present voting in favor.

IV. INFORMATIONAL

- A. Fernando Barrese, D.C.
RE: Consent Order Filed September 17, 2015

The Board reviewed a Consent Order Filed September 17, 2015 in the matter of Fernando Barrese, D.C. and considered this to be informational.

- B. Joseph C. Kushman, D.C.
RE: Consent Order Filed September 17, 2015

The Board reviewed a Consent Order of Discipline Filed September 17, 2015 in the matter of Joseph Kushman, D.C. and considered this to be informational.

- C. Guidelines for the practice and performance of manipulation under anesthesia from Chiropractic & Manual Therapies

This matter was tabled.

ADJOURNMENT

The Board returned to Public Session and a motion was made by Dr. Wartenberg which was seconded by Dr. Winters to adjourn the meeting at 2:30 P.M. A vote was taken and the motion passed with all members present voting in favor.

Respectfully submitted,

Lisa Tadeo
Executive Director