

STATE OF NEW JERSEY
DIVISION OF CONSUMER AFFAIRS
BOARD OF CHIROPRACTIC EXAMINERS
124 HALSEY STREET
NEWARK, NEW JERSEY
PUBLIC SESSION MINUTES
THURSDAY, NOVEMBER 20 , 2014

A meeting of the New Jersey Board of Chiropractic Examiners was held on November 20, 2014 at the State Office Building, 124 Halsey Street, 7th floor, Newark, New Jersey in the Monmouth Conference Room on the 7th 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 9:50 A.M. A roll call was taken and the following attendance was recorded and a quorum was not present, therefore, a committee of the Board met and will make recommendations for the Board to consider at a future meeting:

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

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 OCTOBER 23, 2014

The committee will recommend to the Board that the public session minutes of the October 23, 2014 meeting be approved as amended.

II. CONTINUING EDUCATION COMMITTEE

The continuing education committee reviewed courses submitted by continuing education sponsors. The committee recommended that 23 courses be approved based on the information submitted for these courses.

III. NEW BUSINESS

A. Application for Chiropractic Licensure

1. Eli Zachary Berk

The committee will recommend to the Board that Dr. Berk's application for licensure be approved.

B Application for Reinstatement

1. Dominic Cirigliano, D.C.

The committee will recommend to the Board that Dr. Cirigliano's application for reinstatement be approved.

2. Nart Tsay, D.C.

The committee will recommend to the Board that Dr. Tsay's application for reinstatement will be considered once he provides proof of his name change.

C. Electrodiagnostic Application

1. Keren Morgan, D.C.

The committee will recommend to the Board that Dr. Morgan's Electrodiagnostic application be approved.

D. Inquiry from Larry Hardcastle, Esq. RE: Selling a Chiropractic Practice

This matter was tabled.

E. Inquiry from Sheetal Patel, D.C. RE: Continuing Education

Pursuant to N.J.S.A. 45:9-41.28 licensees are required to complete 30 continuing chiropractic education credits for each biennial renewal period and two of the 30 credits must be in nutrition education. In accordance with N.J.A.C. 13:44E-1A.5(o) a licensee who completes more than 30 continuing chiropractic education credits required may apply no more than seven of the excess

credits to the continuing chiropractic education requirements for the following biennial renewal period only. Dr. Patel inquired whether he can carry over 2 credits in nutrition if he completed a 4 credit course in nutrition.

The committee will recommend to the Board that Dr. Patel be informed that he can carry over 2 credits of the 4 credits he completed from the nutrition course into the following biennial renewal period provided the total credits he completes during the renewal period exceed the 30 required continuing chiropractic education credits.

- F. Inquiry from Gary Szitanko, D.C.
RE: Patient Records

Dr. Szitanko informed the Board that he had a business partnership with another chiropractor that has ended. Dr. Szitanko inquired how these records are divided and/or shared between the two of them now that the partnership has ended.

The committee will recommend to the Board to refer Dr. Szitanko to the statutes and regulations.

- G. Inquiry from David Klayman, D.C.
RE: Scope of Practice

Dr. Klayman inquired whether New Jersey licensed chiropractors are allowed to perform Spirometry testing.

The committee will recommend to the Board to inform Dr. Klayman that Spirometry testing is within the scope of chiropractic practice.

IV. INFORMATIONAL

- A. Uniform Penalty Letter in Lieu of Formal Disciplinary Complaint
RE: Joseph Canova, Jr., D.C.

The committee reviewed the Uniform Penalty Letter in Lieu of Formal Disciplinary Complaint concerning Dr. Joseph Canova, Jr. and considered it informational.

- B. Consent Order Filed October 23, 2014
RE: Gregory Frick, D.C.

The committee reviewed the Consent Order filed October 23, 2014 concerning Dr. Gregory Frick and considered it informational

- C. Consent Order Filed November 10, 2014
RE: Edward F. Kaden, D.C.

The committee reviewed the Consent Order Filed November 10, 2014 concerning Dr. Edward F. Kaden and considered it informational

D. Consent Order Filed November 10, 2014
RE: Michael E. Sutter, D.C.

The committee reviewed the Consent Order Filed November 10, 2014 concerning Dr. Michael E. Sutter and considered it informational

V. FEDERATION OF CHIROPRACTIC LICENSING BOARDS (FCLB)

Dr. O'Connor provided the Board with a verbal update on FCLB activities. The 89th Annual Educational Congress will be held on May 6-10 in New Orleans, Louisiana. The Federation of Chiropractic Licensing Boards has 27 providers offering more than 900 courses through PACE (Providers of Approved Continuing Education).

ADJOURNMENT

The committee meeting adjourned at 12:25 P.M.

Respectfully submitted,

Lisa Tadeo
Executive Director