



**BOARD OF CHIROPRACTIC EXAMINERS  
PUBLIC SESSION MINUTES**

January 31, 2013

State Capitol

First Floor, Senate Committee Room 113  
Sacramento, CA 95814

**Board Members Present**

Hugh Lubkin, D.C., Chair  
Heather Dehn, D.C., Vice Chair  
Francesco Columbu, D.C., Secretary  
Julie Elginer, Dr. PH  
Sergio Azzolino, D.C.  
Frank Ruffino

**Staff Present**

Robert Puleo, Executive Officer  
Spencer Walker, Attorney III  
Linda Shaw, Staff Services Manager  
Sandra Walker, Staff Services Manager  
Dixie Van Allen, Associate Governmental Program Analyst  
Ray Delaney, Management Services Technician  
Valerie James, Office Technician

**Call to Order**

Dr. Lubkin called the meeting to order at 10:01 a.m.

**Roll Call**

Dr. Columbu called the roll. All members were present.

**Chair's Report**

Dr. Lubkin reported on recent activities relating to Board matters.

**Election of Officers for 2013**

A. Chair

**MOTION: DR. COLUMBU MOVED TO NOMINATE HIMSELF AS CHAIR**

**MOTION: DR. DEHN MOVED TO NOMINATE DR. LUBKIN AS CHAIR**

Dr. Lubkin and Dr. Columbu spoke on their qualifications as Chair.

**VOTE FOR DR. COLUMBU'S NOMINATION AS CHAIR: 4-2**

**MOTION CARRIED**

B. Vice-Chair

**MOTION: DR. COLUMBU MOVED TO NOMINATE DR. AZZOLINO AS VICE-CHAIR**  
**MOTION: DR. LUBKIN MOVED TO NOMINATE DR. DEHN AS VICE-CHAIR**

Dr. Dehn and Dr. Azzolino spoke on their qualifications as Vice-Chair.

**VOTE FOR DR. AZZOLINO'S NOMINATION AS VICE-CHAIR: 4-2**  
**MOTION CARRIED**

C. Secretary

**MOTION: DR. COLUMBU MOVED TO NOMINATE DR. ELGINER AS SECRETARY**  
**VOTE: 6-0**  
**MOTION CARRIED**

**Approval of Minutes**

December 6, 2013 Board Meeting

**MOTION: DR. AZZOLINO MOVED TO APPROVE THE MINUTES**  
**SECOND: DR. ELGINER SECONDED THE MOTION**  
**VOTE: 6-0**  
**MOTION CARRIED**

The Board had a discussion to decide the date for the next Board Meeting. The Board agreed to schedule the next Board Meeting on May 9, 2013.

**Executive Officer's Report**

Mr. Puleo gave the Executive Officer's Report. The topics were Administration, Budget, Licensing, and Enforcement.

The Board moved to Item #17 – Public Comment and Item #11 – Government Affairs Committee Meetings Update

**Public Comment**

Dr. Laurel Waters, Medical Director of Employment Development Department, gave a presentation to the Board relating to recent changes in State Disability Insurance and new online information.

**Government Affairs Committee Meetings Update**

Dr. Elginer reported on the recent Government Affairs Committee Meeting.

Dr. Elginer addressed the Board's Strategic Plan and introduced Shelly Menzel and Tom Roy of the Department of Consumer Affairs' (DCA) SOLID unit who will be providing assistance with the development process.

Dr. Elginer discussed the changes made to the Legislative Bill Tracking process and procedures.

**MOTION: DR. COLUMBU MOVED TO ADOPT THE CHANGES TO THE LEGISLATIVE BILL TRACKING PROCESS AND PROCEDURE DOCUMENT**  
**SECOND: DR. AZZOLINO SECONDED THE MOTION**  
**VOTE: 6-0**  
**MOTION CARRIED**

Dr. Elginer discussed the Board Member Administrative Manual and revisions that were made during the Government Affairs Committee Meeting.

The Committee brought forward to the Board a discussion on mail vote ballots. A discussion followed regarding whether a decision should go to the full Board to discuss when only one Board Member requests a hold for discussion.

**MOTION: DR. AZZOLINO MOVED TO ADOPT THE CHANGES TO THE BOARD MEMBER ADMINISTRATIVE MANUAL AND SPECIFIED THAT THE MANUAL SHOULD REFLECT THE BOARD'S DECISION TO HOLD A DECISION FOR DISCUSSION IF ONE OR MORE BOARD MEMBERS REQUEST A HOLD**  
**SECOND: DR. ELGINER SECONDED THE MOTION**

Dr. Charles Davis, representing the International Chiropractic Association of California, expressed a concern regarding the hold for discussion.

**VOTE: 6-0**  
**MOTION CARRIED**

#### **Ratification of Approved License Applications**

**MOTION: DR. RUFFINO MOVED TO RATIFY THE APPROVED LICENSE APPLICATIONS**  
**SECOND: DR. AZZOLINO SECONDED THE MOTION**  
**VOTE: 6-0**  
**MOTION CARRIED**

The Board ratified the attached list of approved license applications incorporated herein (Attachment A).

#### **Ratification of Approved Continuing Education Providers**

**MOTION: DR. LUBKIN MOVED TO RATIFY THE APPROVED CONTINUING EDUCATION PROVIDERS**  
**SECOND: DR. ELGINER SECONDED THE MOTION**  
**VOTE: 6-0**  
**MOTION CARRIED**

The Board ratified the attached list of approved continuing education providers incorporated herein (Attachment B).

**Ratification of Denied License Applications in Which the Applicants Did Not Request a Hearing**  
None

## **Ratification to Waive Two Year Requirement to Restore a Canceled License**

**MOTION: DR. AZZOLINO MOVED TO RATIFY THE RECOMMENDATION TO WAIVE THE TWO YEAR REQUIREMENT TO RESTORE A CANCELED LICENSE**

**SECOND: DR. DEHN SECONDED THE MOTION**

**VOTE: 6-0**

**MOTION CARRIED**

The Board ratified the attached list of approved continuing education providers incorporated herein (Attachment C).

## **Governor's Reorganizational Plan**

Dr. Davis addressed his concerns about the Board of Chiropractic Examiners' transition to DCA and suggested that the Board take a neutral position.

Garrett Cuneo commented on the Governor's reorganizational plan item.

Deborah Snow shared her opinion on the reorganizational plan.

Dr. Tracy Cole, President of California Chiropractic Association, suggested the Board seek outside legal opinion on the matter.

The Board had a lengthy discussion.

Awet Kidane, Chief Deputy Director of the DCA, came forward to answer questions.

## **Enforcement Committee Meeting Update**

Dr. Azzolino reported on the recent Enforcement Committee Meeting and stated that the Committee is working on updating the Disciplinary Guidelines.

## **Implementation of New Laws**

### **A. AB 1588 (Atkins)**

Mr. Puleo discussed the details of AB 1588. Mr. Walker clarified that this law would not be applicable to the Board as they are not under the administration of DCA.

### **B. AB 1904 (Block)**

Mr. Puleo discussed the details of AB 1904. Mr. Walker clarified that this law would not be applicable to the Board as they are not under the administration of DCA.

## **Proposed Regulations**

### **A. Omnibus Consumer Protection**

Mr. Puleo stated the proposed regulation has been submitted to the Office of Administrative Law (OAL) and is in the 45-day comment period which ends March 4, 2013.

### **B. Extracorporeal Shock Wave (ECSW) Therapy**

Mr. Puleo announced that staff was finalizing the proposed language.

### **C. Name of Chiropractic Corporation**

Mr. Puleo stated the proposed regulation has been submitted to the OAL and is in the 45-day comment period which ends March 4, 2013.

The Board moved to Item #16 A. – Hearings Re: Early Termination of Probation.

**Hearings Re: Petition for Early Termination of Probation**

Administrative Law Judge Karen Brandt presided over and Deputy Attorney General Lorrie Yost appeared on behalf of the people of the State of California on the following hearing:

A. Robert Strohbach, D.C.

**Hearings Re: Petition for Reinstatement of Revoked License**

Administrative Law Karen Brandt presided over and Deputy Attorney General Lorrie Yost appeared on behalf of the people of the State of California on the following hearing:

A. Dong Chang

**Hearings Re: Petition for Early Termination of Probation**

Administrative Law Judge Karen Brandt presided over and Deputy Attorney General Lorrie Yost appeared on behalf of the people of the State of California on the following hearing:

B. Michael Salomon, D.C.

**Closed Session**

Following oral testimonies, the Board went into closed session for deliberation and determinations regarding petitioners.

The Board went back into open session, Item #18 – Future Agenda Items

**Future Agenda Items**

Dr. Azzolino requested for Mr. Walker to research The Joint to determine if it would be considered Corporate Practice.

Dr. Lubkin requested a timeframe on the ECSW language and would like an update at the next Board Meeting.

Dr. Dehn and Dr. Elginer requested to have Groupons advertisements on the agenda at the next Board Meeting.

**Adjournment**

Dr. Columbu adjourned the meeting at 3:49p.m.

**(ATTACHMENT A)**

Approval By Ratification of Formerly Approved License Applications  
November 1, 2012 – December 31, 2012

<b>Name (First, Middle, Last)</b>			<b>Date Issued</b>	<b>DC#</b>
Catherine	Anne	De Lipski	11/9/2012	32459
Saundra	Cobos	Namimatsu	11/9/2012	32460
Krystal	Rose	Perkins	11/9/2012	32461
Craig	Robert	Abrams	11/14/2012	32462
Amanpreet	Singh	Bhathal	11/14/2012	32463
Christian	Benjamin	Brown	11/14/2012	32464
Miguel	Angel	Brambila Castillo	11/14/2012	32465
Alizabeth	Patricia	Ruiz	11/14/2012	32466
Brian	Christopher	Dewey	11/16/2012	32467
Kelila	Ama	Kasim	11/16/2012	32468
James	Alexander	White	11/16/2012	32469
Jameson	Won	Wong	11/20/2012	32470
Nika	Sonia	Bodner	11/30/2012	32471
Nicholas	Lee	Brown	11/30/2012	32472
Brady	Fillmore	Hurst	11/30/2012	32473
Simon		Kohanoff	11/30/2012	32474
Yzeel	Alexander	Orme	12/11/2012	32475
Scott	Mark	Saberniak	12/11/2012	32476
Andrea	Lynn	Schilling	12/11/2012	32477
Eun	Young	Song	12/11/2012	32478
Brad	Robert	Andrews	12/14/2012	32479
Ryan	Michael	Cevola	12/14/2012	32480
Cortney	Lynne	Cline	12/14/2012	32481
Steven	John	Dellisanti, Jr.	12/14/2012	32482
Tracy	Ann	Kleber	12/14/2012	32483
Jonathan	David	Means	12/14/2012	32484
Princeton	Jefferson	Nguyen	12/17/2012	32485
Macy	Chi-Ying	Ng	12/19/2012	32486
Jonathan	David	Simon	12/19/2012	32487
Elizabeth	McEachern	Farrell	12/19/2012	32488
Elmira	Mahin	Aghdam	12/20/2012	32489
Marc	Jason	Anaya	12/20/2012	32490
Jacquelin		Charles	12/20/2012	32491
Austin	Daniel	Davis	12/20/2012	32492

Tommy	Lee	Wolf	12/28/2012	<b>32493</b>
Thomas	Anthony	Velickoff	12/28/2012	<b>32494</b>

- 1. BALANCED LIFE IN**
- 2. The Institute for Inte**
- 3. LYNNE SULLIVAN\_\_**
- 4. American College of**
- 5. National Credentiali**



**(ATTACHMENT C)**  
Recommendation to Waive Two Year Requirement  
on Restoration of a Cancelled License

<b>Name (Last, First MI)</b>	<b>License No.</b>	<b>Cancellation Date</b>
Moore, Scott	22780	May 31, 2012