

**BOARD OF CHIROPRACTIC AND MASSAGE THERAPY EXAMINERS**  
**BOARD MEETING**

*June 11, 2009*

**GENERAL SESSION AGENDA**

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1. **Review, approval of Agenda.**
2. **Review, approval of Board Minutes of last meeting (May 14<sup>th</sup>).**
3. **The Board will conduct a discussion/interview with the following three (3) Supervising Chiropractor applicants (script attached):**
  - a) Paul Foutz, D.C.
  - b) Rochelin Herold, D.C.
  - c) Jay M. Lipoff, D.C.
4. **Review of Administrative Staff Issues, Mr. Christopher Kelter, Deputy Director:**
  - a) Farewell presentation to Dr. Marc Gamerman
  - b) Confirmation of 50% contractual position for Ms. Danielle Gonnelli (Admin. Spec. II)
  - c) Update on new Board appointments
  - d) NCBTMB – Spanish Language Examinations
  - e) State Stat reports
  - f) Legislative “Sunset” Review
5. **Board Officers’ Annual Election – July 1, 2009 to June 30, 2010: The following Officers have completed their maximum 2 years of service in their respective positions: Dr. Sadula, President; Dr. O’Hara, Vice-President; and Dr. Renzetti, Secretary/Treasurer. The following nominations have been submitted by Members:**
  - a) For President: Kay O’Hara, D.C.
  - b) For Vice-President: Stephanie Chaney, D.C.
  - c) For Secretary/Treasurer: Daniel Kraus, D.C., and Duane Sadula, D.C.
6. **Requests for trade name approval:**
  - a) *Crofton Pain Relief and Internal Wellness Clinic, Nicholas A. Grande, D.C. – Nicholas A. Grande, D.C. (name change)*
  - b) *Advanced Correction Chiropractic and Physical Therapy – Joshua Levin, D.C., and Jarrod B. Lippy, D.C. (name change)*
  - c) *Dorn Chiropractic Health and Wellness Center – Michael Dorn, D.C. (name change)*
  - d) *True Life Wellness, Dr. Rochelin Herold, D.C. – Rochelin Herold, D.C.*

7. **Request from Pedro M. DeAlmeida, D.C., regarding refund of chiropractic examination fee.**
8. **Petition from Nicholas A. Grande, D.C., to use a nebulizer in his practice.**
9. **FYI – Miscellaneous correspondence for review/discussion.**

***BOARD WORKING LUNCH INTO EXECUTIVE SESSION***

BOARD OF CHIROPRACTIC AND MASSAGE THERAPY EXAMINERS

**MINUTES – GENERAL SESSION**

June 11, 2009

**Members Present**

Duane R. Sadula, D.C., Board President  
Kay B. O'Hara, D.C., Board Vice President  
Margaret Renzetti, D.C., Board Secretary/Treasurer  
Stephanie J. Chaney, D.C.  
Daniel J. Kraus, D.C.  
Marc M. Gamerman, D.C.  
Mary Anne Frizzera-Hucek, Consumer

**Non-Members Present**

Christopher Kelter, Deputy Director  
Grant Gerber, Esq. Board Counsel, AAG office  
David Ford, Board Sr. Investigator  
Marc Ware, Board Investigator  
Emily Jones, License Coordinator/Admin. Spec.III  
Paul Foutz, D.C., guest  
Rochelin Herold, D.C., guest  
Jay M. Lipoff, D.C., guest  
Senator Paula Hollinger  
Sharon Bloom, DHMH Liaison  
Anthony Bynum, Md. Automobile Insurance Fund  
Jackson Williams, Nat. Cert. Brd. for Therapeutic  
Massage & Bodywork

**Member Absent**

Issie L. Shelton Jenkins, Consumer

**Non-Members Absent**

James Vallone, Executive Director  
Maria Ware, Office Manager/Supervisor

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Dr. O'Hara called the General Session to order at 10:15 a.m. in Room 108 at the DHMH - Board of Chiropractic and Massage Therapy Examiners, 4201 Patterson Avenue, Baltimore, MD.

**Review, Approval of Agenda**

The agenda was amended to add a trade name as item 6d under *Request for Trade Name Approval*. A motion was made and seconded to approve the agenda as modified. The agenda was unanimously approved.

**Review, Approval of Minutes**

A motion was made and seconded to approve the May 14, 2009 General Session Minutes. The minutes were unanimously approved.

**Supervising Chiropractor Applicants**

Applicant Supervising Chiropractors Paul Foutz, D.C., Rochelin Herold, D.C., and Jay M. Lipoff, D.C., appeared before the Board. Dr. Sadula summarized the role and responsibilities of Supervising Chiropractors with the applicants. The Board members answered the applicants' questions to clarify some of the assistant chiropractor laws and regulations.

**Administrative Staff Issues – Christopher Kelter, Deputy Director**

Mr. Kelter noted that Dr. Marc Gamerman's term on the Board ends with this meeting. Dr. Sadula presented a plaque to Dr. Gamerman thanking him for his 14 years of conscientious service and dedication to the Chiropractic and Massage professions. Dr. Gamerman thanked the Board in return and cited some future plans.

Ms. Danielle Gonnelli is confirmed for the 50% contractual position as an Admin. Specialist II. She will work up to twenty hours a week with the Board investigators.

### **Administrative Staff Issues (continued)**

New appointments of massage therapists to the Board are still pending. Dr. Jonathan Nou has been appointed. He is expected to join the Board in July.

The National Certification Board for Therapeutic Massage and Bodywork (NCBTMB) has made available a Spanish language examination. Mr. Kelter stated that a letter sent to the NCBTMB indicated that Maryland would only accept the results of English version exams. In response to the question as to if the results will specify that the Spanish version is taken, Mr. Williams from the audience, stated yes the results would. Senator Hollinger mentioned that it is the practice of other Health Profession Boards to ensure that their applicants are proficient in English. She suggested that the Nursing and Physicians Boards be contacted on the issue.

Regarding the State Stats Report, Mr. Kelter reported that it is still being compiled. Dr. Sadula pointed out that the May wrap-up report on the massage Amnesty program was raw data. He asked that the report be summarized to reflect percentages for comparison with previous years. Mr. Kelter agreed to provide the percentages.

Preliminary preparations are underway for the Legislative "Sunset" Review. Staff is compiling the requested documents. The Analyst assigned to conduct the review has already been in contact with the office.

### **Board Officers' Annual Election**

Dr. Sadula requested nominations from the floor for additional Board officers. A motion was made and seconded to close the nomination of Kay O'Hara, D.C. as President. A motion was made and seconded to close the nomination of Stephanie Chaney, D.C. as Vice President. Daniel Kraus, D.C. and Duane Sadula, D.C. bowed out of the nomination for Secretary/Treasurer after a few rounds of withdrawals and re-nominations. Dr. Gamerman nominated Mary Ann Frizzera-Hucek for Secretary/Treasurer. She accepted. A motion was made and seconded to accept the slate of nominated Board officers by acclamation. The motion unanimously carries. All positions become effective July 1, 2009. The terms of service is for two years.

### **Request for Trade Name Approval**

The Board voted on each of the following requests for trade name approval.

- The trade name *Crofton Pain Relief and Internal Wellness Clinic*, Nicholas A. Grande, D.C. was approved by majority vote; 1 opposed.
- The trade name *Advanced Correction Chiropractic and Physical Therapy* – Joshua Levin, D.C. and Jarrod B. Lippy, D.C. was approved by majority vote, 1 opposed.
- The trade name *Dorn Chiropractic Health and Wellness Center* – Michael Dorn, D.C. was approved by unanimous vote with the proviso that in future only one trade name at a time should be submitted for Board approval.
- The trade name *True Life Wellness, Dr. Rochelin Herold, D.C.* – Rochelin Herold, D.C. was approved by unanimous vote.

### **Petition for Refund from Pedro M. DeAlmeida, D.C.**

Pedro M. DeAlmeida, D.C. petitioned the Board for a refund of the Chiropractic jurisprudence examination fee. He stated that he had obtained employment in the Massachusetts area and did not want to take time off from work so early after employment. The Board members noted that Dr. DeAlmeida failed to contact the Board prior to the exam date that he would not attend.

DISPOSITION: A motion was made to deny the petition. Dr. Chaney seconded the motion. The motion carries.

**Petition from Nicholas A. Grand, D.C. to Use a Nebulizer**

Nicholas A. Grand, D.C. petitioned the Board to use a nebulizer for “the purpose...to deliver a gaseous form of natural supplements to patients.” The Board debated the issues related to scope of practice, competency, acceptance of risk by the D.C.

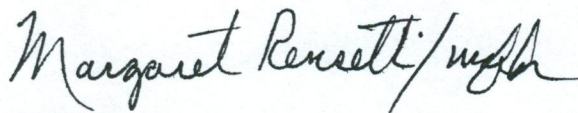
DISPOSITION: Dr. O'Hara moved to have the Executive Director draft a letter for their consideration regarding the use of nebulizers. Dr. Chaney seconded the motion. The motion unanimously carries. Grant Gerber is to assist with the scope of practice and background on this issue.

**FYI / MISC**

Mr. Kelter asked the Board to specifically note two FYI letters. The first one deals with the intent to close Massage Institute of Maryland. The second, addressed to the Director of Education at National Massage Therapy Institute, Falls Church, VA., is about the allegation that instructors at the school are telling the students that chair massage is exempt from the licensure/registration requirements in Maryland, which is incorrect.

*A motion was made to adjourn. Dr. Chaney seconded the motion. The meeting adjourned at 11:55a.m.*

Respectfully submitted,

A handwritten signature in cursive script that reads "Margaret Renzetti" followed by a stylized flourish.

Margaret Renzetti, D. C.  
Board Secretary/Treasurer