

**KENTUCKY BOARD OF CHIROPRACTIC EXAMINERS
SPECIAL COMPLAINTS COMMITTEE MEETING MINUTES
September 8, 2022**

A regular called meeting of the Kentucky Board Chiropractic Examiners Complaints Committee was held at the Department of Professional Licensing located at 500 Mero Street, Frankfort, KY 40601 and via Zoom on September 8, 2022.

MEMBERS PRESENT

Dr. James England
Dr. Shannon Johnson

DEPARTMENT OF PROFESSIONAL LICENSING

Tasha Stewart, Administrative Section Supervisor
Ashley Cotton, Board Administrator

OTHERS

Daniel Leffel, Public Protection Cabinet
Office of Legal Services, Board Counsel

CALL TO ORDER

Dr. England called the meeting to order at 12:04 p.m.

APPROVAL OF MINUTES

Dr. Johnson made a motion to accept the July 8, 2022 complaints committee minutes as presented. Motion seconded by Dr. England, carried.

COMPLAINTS COMMITTEE RECOMMENDATIONS

Dr. England moved to enter closed session to include Board Counsel Mr. Daniel Leffel, Administrative Section Supervisor Ms. Tasha Stewart, and Board Administrator Ms. Ashley Cotton pursuant to KRS 61.815(1) and KRS 61.810(1)(j) and (k) to deliberate on individual adjudications in the matters as listed below. Motion seconded by Dr. Johnson, carried. The committee entered closed session at 12:08 p.m.

Dr. Johnson moved to leave closed session. Motion seconded by Dr. England, carried. Regular session resumed at 1:33 p.m.

Dr. England moved to present the recommendations for all below matters as discussed in closed session to the Board at the September 16, 2022 meeting. Motion seconded by Dr. Johnson, carried.

- **2019KBCE00005** – Recommend closing referral to committee and board.
- **2020KBCE00007** – Recommendation to resend agreed order with letter offering an additional 30 days to respond. If no response, proceed to 13B hearing.
- **2021KBCE00004** – Recommend legal counsel to draft letter to send to respondent requesting full treatment records for patient(s) in question.
- **2021KBCE00008** - Recommendation to resend agreed order with letter offering an additional 30 days to respond. If no response, proceed to 13B hearing.
- **2021KBCE00019** – Assign to investigator.
- **2021KBCE00036** – Ongoing investigation. Recommend legal counsel draft letter to send to complainant requesting records of disputed phone call.

- **2022KBCE00005** – Recommend legal counsel to coordinate with local law enforcement to serve the respondent with the complaint.
- **C.F. Civil Case & Malpractice Settlement** – Recommend legal counsel to draft letter to send to respondent to request clarification on time stamps in chart notes provided.
- **C.G. Audited Renewal** – Recommend legal counsel to draft letter to send to licensee requesting quarterly updates regarding civil suit.
- **C.M. Civil Case Dismissal Notice** – Recommend legal counsel draft letter to send to respondent requesting complete patient records.
- **J.M. Self-Report Claim** - Recommend legal counsel draft letter requesting patient(s) in question's records and current Secretary of State business filing.
- **J.S. Lawsuit** – Recommend legal counsel to draft letter to send to licensee requesting quarterly updates regarding lawsuit.
- **M.Y. DUI Report** – Ongoing.
- **P.C. 2022 Renewal** – Ongoing.
- **B.D. Practice Name** – Recommend legal counsel to draft letter with statute asking for correspondence on how respondent plans to correct action.
- **L.P. Guilty Plea** – Recommend legal counsel to draft letter requesting official court records.
- **J.P. Self-Report Claim** - Recommend legal counsel to draft letter to send to respondent requesting quarterly updates regarding civil suit.
- **S.M. Agreed Order, Psych Report** – Recommend complaints committee members and legal counsel meet with Dr. Holly Mattingly to discuss report.

ADJOURN

A motion was made by Dr. England to adjourn the meeting at 1:41 p.m. Motion seconded by Dr. Johnson, carried.



Dr. James England, President