

MINUTES
WV BOARD OF CHIROPRACTIC
November 18, 2021 - - 9:00 a.m.
Conference Call
415 ½ D Street, Suite B
South Charleston, WV 25303

MEMBERS:

Barry A. Stowers, D.C., Chairman
Geoffrey R. Mohn, D.C., Vice Chairman
Terry W. Chambers, D.C., Investigative Officer
Karl C. Boone, D.C., Secretary
Ruth R. Lemmon, Public Member

PRESENT:

Barry A. Stowers
Geoffrey R. Mohn
Terry W. Chambers
Karl C. Boone
Ruth R. Lemmon

ALSO, IN ATTENDANCE:

Barbara L. Johnson, Executive Director
Anthony D. Eates, II, Deputy Attorney General
No member from the public was present.

CALL TO ORDER:

Barry Stowers called the meeting to order at 9:00 a.m.

APPROVAL OF MINUTES:

Geoff Mohn moved that the Minutes for the August 12, 2021, Board meeting be approved.

- Ruth Lemmon - 2nd Motion
- Motion carried.

INVESTIGATIVE OFFICER'S REPORT:

There were no complaints to report; however, the Board discussed the following updates listed below.

OLD BUSINESS:

Update was given regarding licensee, Justin McCarter - - State of Ohio v. J. McCarter - - case has been resolved. Dr. McCarter's sentencing hearing took place in September 2021 in the Marietta Municipal Court. Dr. McCarter received probation for one year and he will report to a probation officer. Probation will involve random drug screening under the supervision of the probation department. He must complete conditions outlined in his sentencing order. Dr. McCarter received a fine of \$575 for court costs. He also received

90 days in jail; however, 80 days were suspended, and he will spend 10 days in jail. It is not known if he has completed the 10 days.

No motion needed.

Update was given regarding licensee, Dustin Wright - - Consent Decree & Order (Complaint No. 2019-182) and entered into the records of the Board on March 25, 2020. On September 28, 2021, Dr. Wright completed and passed the Fraud section of the EBAS (Ethics & Boundaries) Exam, per his Consent Decree & Order, thus ending his probationary period.

No motion needed.

Temporary License for Vacation Relief - - the Board discussed number of times would be permitted for renewal of a temporary license. Geoff Mohn made motion to bring the temporary application up-to-date and update the Policy & Procedures Manual.

- Terry Chambers - 2nd Motion
- Motion carried.

NEW BUSINESS:

Board appointments were made on August 24, 2021, for Dr. Terry Chambers, and Ruth Lemmon, for terms ending on June 30, 2024. Both are re-appointments.

Anonymous Complaint - - Cabell Huntington Health Department - - the Cabell Huntington Health Department received an anonymous complaint to inspect the office of a chiropractor for uncleanliness and presence of unsanitary conditions involving animals. When the CHHD received the complaint, they forwarded to the Board of Medicine. The Board of Medicine contacted CHHD and requested they forward to the Chiropractic Board. Barbara spoke with Dr. Stowers, and he asked that she request the CHHD inspect the office of the chiropractor and notify the Board of its results. An inspection did take place on September 30, 2021 by the CHHD, and no indications of animals were present, and no indications or presence of unsanitary conditions were found.

Update on 4CSR9, Chiropractic Telehealth Practice - - Board reviewed and accepted changes offered by Cindy Dellinger, Counsel, WV Senate Committee on Health and Human Resources.

No motion needed.

Update on UMR/PEIA letter tabled from August 12, 2021, Board Meeting - - the Board will not proceed.


No motion needed.

Ruth Lemmon made motion to accept and approve P-card (purchasing card expenditures) for August, September, and October 2021. The Board's cash balance was also reviewed.

- Geoff Mohn - 2nd Motion
- Motion carried.

Adjourn

Signed & Dated:



Barry A. Stowers, D.C.
Chairman