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CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

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MINUTES OF MEETING

A meeting of the Chiropractic Physicians' Board of Nevada was held on Friday, May 29 and Saturday, March 30, 2015 in the Sierra Room of the Stratosphere Casino Hotel Tower at 2000 Las Vegas Boulevard, Las Vegas, Nevada 89109.

The following Board Members were present at the roll call:

Margaret Colucci, DC, Member
Tracy DiFillippo, Consumer Member
Benjamin S. Lurie, DC, President
Shell Mercer, Consumer Member
Jack Nolle, DC, Member
David G. Rovetti, DC, Secretary-Treasurer

Vice President Dr. Lawrence Davis was not present. Also present were CPBN Counsel Louis Ling Bar No. 3101, Executive Director Julie Strandberg, and Sophia Long, Deputy Attorney General, Attorney General's Office.

President, Dr. Benjamin Lurie determined that a quorum was present and called the meeting to order. Dr. Nolle led those present in the Pledge of Allegiance and Dr. Rovetti stated the purpose of the Board.

Agenda Item 1 Public Interest Comments – No action.

There was no public comment.

Agenda Item 2 Approval of Agenda

Dr. Nolle moved to approve the March 28, 2015 meeting minutes. Ms. DiFillippo seconded and the motion passed with all in favor.

Agenda Item 3 Discussion/possible action in the Matter of Timothy Francis, DC, License No. B309, Complaint No. 14-08S– For possible action

Dr. Lurie recused himself as the Investigating Board Member and turned the Chair over to Shell Mercer. Ms. Mercer indicated that while she does not personally know Dr. Francis, their

business addresses are the same. Ms. Mercer and Dr. Francis both run their businesses at 7473 W. Lake Mead Blvd., Ste. 100. This is an Executive Suite where they share a common receptionist and mailroom. Ms. Mercer stated she does not feel she needs to recuse herself from this case and can be fair and unbiased. She asked Mr. Carranza if there was an objection to her proceeding. Mr. Carranza stated he had no objection. Ms. Mercer requested that the attorneys state their appearances. Edgar Carranza stated his name, for Respondent Timothy Francis, and stated that Dr. Francis was present. Corrine Murphy stated her name, for Respondent Dr. Francis. Ms. Mercer requested their Bar numbers, Edgar Carranza, Bar No.5902 and Corinne P. Murphy, Bar No. 10410. Louis Ling, introduced himself as Board counsel, Bar No. 3101.

Ms. Mercer asked that the Respondent proceed with their pending motions. Mr. Carranza identified the first motion as the Respondent's Motion to Stay these proceedings pending the civil lawsuit pending in California as well as a Motion to Continue for six months. After discussion, Dr. Rovetti made a motion that the hearing proceed as scheduled. Dr. Colucci seconded the motion, and it passed unanimously. Ms. Mercer asked for the second motion. Mr. Carranza identified the Motion to exclude text and voice mail messages. Dr. Rovetti moved to deny the Motion to exclude text and voice mail messages. Dr. Colucci seconded the motion, and it passed unanimously.

The complainant, Jennifer Taylor was sworn in and began her testimony with questions from Louis Ling. Questioning was then turned over to the Board members to ask of Ms. Taylor. Ms. Murphy opened her cross-examination of Ms. Taylor. Louis Ling began redirect examination of Ms. Taylor. Cross Examination by Mr. Carranza was done on Ms. Taylor. Questioning, again was turned over to the Board to ask of Ms. Taylor. The questioning and cross-examination was completed on Ms. Taylor. The prosecution rested. Mr. Carranza requested dismissal of the complaint. Louis Ling indicated he still had questioning for Dr. Francis. The Board consensus indicated no interest in dismissing the complaint at that time. No official vote was taken.

Dr. Jordan Bray was sworn in as a witness for Dr. Francis. Edgar Carranza questioned Dr. Bray. The Board then proceeded with questions of Dr. Bray. Louis Ling began his cross-examination. However, due to time, he was unable to complete his questioning.

The hearing was not concluded and was scheduled to continue on Friday, July 17th and possibly on Saturday, July 18th and Sunday, July 19th, 2015 at Depo International, Court Room, 703 South Eighth Street, Las Vegas, NV 89101.

Approved July 17, 18, 19, 2015

A handwritten signature in black ink, appearing to read "D. Rovetti DC". The signature is written in a cursive style with a large initial "D" and "R".

David Rovetti, DC, Secretary-Treasurer