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Consumer Member

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Executive Director

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

NOTICE OF MEETING

DATE: Thursday, April 06, 2023 **TIME:** 8:30 a.m.

LOCATION: Join Zoom Meeting

Topic: Chiropractic Physicians' Board of Nevada
Time: Apr 6, 2023 08:30 AM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGeWxLRVJnS04veWYwNmNVZz09>

Meeting ID: 819 0873 8835

Passcode: 452168

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+1 301 715 8592 US (Washington DC)

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April 06, 2023

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Find your local number: <https://us06web.zoom.us/j/81908738835>

NOTE: ALL AGENDA ITEMS ARE FOR DISCUSSION AND FOR POSSIBLE ACTION UNLESS OTHERWISE NOTED. AGENDA ITEMS MAY BE TAKEN OUT OF ORDER, COMBINED FOR CONSIDERATION BY THE BOARD, OR PULLED OR REMOVED FROM THE AGENDA AT ANY TIME.

AGENDA

Call to order - determine quorum present.

Pledge of Allegiance – Dr. Rovetti

Statement of Purpose – Dr. Overland

Agenda Item 1 Public Interest Comments - No action.

- A. Public Comment will be taken at the beginning and at the end of each Board meeting;
- B. Public Comment may also be taken at other such times as requested so long as the request that Public Comment be taken will not interrupt ongoing Board business;
- C. Depending on the number of individuals wishing to address the Board, a reasonable time limit may be set. The Board will not restrict comments based upon viewpoint;
- D. No action may be taken upon a matter raised during Public Comment until the matter itself has been specifically included on an agenda as an item upon which action may be taken.
- E. Prior to the commencement and conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual the Board may refuse to consider public comment as per NRS 233B.126.

Agenda Item 2 Approval of agenda – For possible action.

The Board reserves the right to address items in a different order or combine two or more items to accomplish business in the most efficient manner. An item may be removed from the agenda or discussion may be delayed relating to an item at any time.

Agenda Item 3 Approval of the January 12, 2023 Board Meeting Minutes. - For possible action.

Agenda Item 4 Approval of the February 27, 2023 Board Meeting Minutes. - For possible action.

Agenda Item 5 Approval of the March 10, 2023 Board Meeting Minutes. - For possible action.

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Agenda Item 6 Legislative Matters – For possible action.

- A. Strategies 360 Report – Dan Musgrove
- B. Discussion and potential action on AB 153 and whether the Board wants to house the advisory committee for naprapathy seeking to be established in AB 153

Agenda Item 7 – Discussion and potential action regarding Dr. Koeven’s request to advertise the Certification in Chiropractic Pediatrics – For possible action.

Agenda Item 8 - Discussion and potential action regarding the Application for DC license for Scott Diamond, DC – For possible action. (Note: The Board may go into closed session pursuant to NRS 241.030 to consider the character alleged misconduct, or professional competence of Dr. Diamond)

Agenda Item 9 - Discussion and possible action regarding contested citations for failure to complete 36 hours of continuing education by December 31, 2022 - For possible action.

- 1. Julia Miller, DC

Agenda Item 10 - Discussion and possible action regarding contested citations for failure to submit the self-inspection by December 31, 2022 - For possible action.

- 1. Chuang Yu Lin, DC
- 2. Glaee Valencia-Lopez, DC
- 3. Victor Helo, DC
- 4. Wendy Scheer, DC
- 5. Shadia Koury, DC
- 6. Bradley Pastro, DC
- 7. Shaun Waldman, DC

Agenda Item 11 NCA Report – No action

Agenda Item 12 NCC Report – No action

Agenda Item 13 Board Counsel Report – No action

Agenda Item 14 Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action.

- A. Complaint 19-12S (Rovetti)
- B. Complaint 20-01N (Rovetti)
- C. Complaint 21-03S (Canada)
- D. Complaint 21-29N (Canada)
- E. Complaint 21-31S (Lurie)
- F. Complaint 22-11S (Overland)
- G. Complaint 22-12S (Overland)

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- H. Complaint 22-13S (Overland)
- I. Complaint 22-14S (Overland)
- J. Complaint 22-15N (Martinez)
- K. Complaint 22-16N (Martinez)
- L. Complaint 22-17N (Canada)
- M. Complaint 22-18S (Overland)
- N. Complaint 22-19S (Lurie)
- O. Complaint 22-20S (Canada)
- P. Complaint 22-21N (Martinez)
- Q. Complaint 22-22S (Canada)
- R. Complaint 22-23N (Martinez)
- S. Complaint 23-01N (Rovetti)
- T. Complaint 23-02N (Rovetti)
- U. Complaint 23-03S (Canada)
- V. Complaint 23-04N (Canada)
- W. Complaint 23-05S (Canada)

Agenda Item 15 - Discussion and potential action to revise or release Casey Robinson, DC from probation in accordance with the satisfaction of his California Board Order. – For possible action.

Agenda Item 16 Discussion and potential action regarding the psychometric analysis of the Board’s chiropractic assistant materials completed by the NBCE. – For possible action

Agenda Item 17 Discussion and potential action regarding a chiropractic physician’s obligation regarding the obtaining of consent before treating a minor patient – For possible action.

Agenda Item 18 Discussion and potential action regarding requiring PACE-approved providers to apply with the Board. For possible action.

Agenda Item 19 - Discussion and potential action regarding an individual taking a live (in-person) seminar and taking an online seminar simultaneously. - For possible action.

Agenda Item 20. Discussion and potential action regarding whether chiropractic assistants are allowed under NRS 634/NAC 634 to perform muscle work on focal regions of the body without being licensed as a massage therapist. For Possible Action.

Agenda Item 21 Discussion and potential action regarding whether a massage therapist is required to be certified by the chiropractic physicians board to provide "ancillary services" pursuant to NAC 634.348 to chiropractic patients. For Possible Action.

Agenda Item 22 - Discussion and potential action regarding whether a licensed athletic trainer is defined as a person who can perform ancillary services on chiropractic patients and whether a chiropractic physician must supervise a licensed athletic trainer, including whether the chiropractic physician must be at the practice while an athletic trainer performs services on a patient of the chiropractic physician. For Possible Action.

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Agenda Item 23 Discussion and potential action whether a licensed athletic trainer can perform "ancillary services" under their license (NRS ch. 640B / NAC ch. 640B) or would the licensed athletic trainer need to be licensed as a chiropractic assistant under NRS ch. 634 / NAC ch. 634. For Possible Action.

Agenda Item 24 - Discussion and potential action regarding questions on the Self-Inspection Form – For possible action.

Agenda Item 25 Discussion and potential action regarding the chiropractic assistant program – For possible action.

Agenda Item 26 Discussion and potential action regarding the reporting of an administrative citation – For possible action.

Agenda Item 27 Consideration of potential additions, deletions, and/or amendments to NRS 634 and NAC 634– For possible action.

- A. AB210 – Section 3 (5) The Board shall impose an administrative fine in an amount prescribed by regulation of the Board against a registrant that does not comply with the requirements in subsection 4.

Agenda Item 28 Committee Reports

- A. Continuing Education Committee (Dr. Martinez) – For possible action.
- B. Legislative Committee (Dr. Overland) – For possible action.
- C. Preceptorship Committee (Dr. Rovetti) – For possible action.
- D. Test Committee (Dr. Canada) - For possible action.

Agenda Item 29 FCLB/NBCE Matters – For possible action.

- A. Other FCLB/NBCE matters.

Agenda Item 30 Executive Director Reports:

- A. Status of Pending Complaints – No action.
- B. Status of Current Disciplinary Actions – No action.
- C. Legal/Investigatory Costs – No action.
- D. DC licenses to applicants who passed the examination from January to March 2023 – No action.
- E. CA certificates to applicants who passed the examination on February 16, 2023.

Agenda Item 31 Financial Status Reports:

- A. Current cash position & projections – No action.
- B. Accounts Receivable Summary – No action.
- C. Accounts Payable Summary – No action.
- D. Employee Accrued Compensation – No action.
- E. Income/Expense Actual to Budget Comparison as of February 28, 2023 – No action.
- F. Proposed FY 2024/2025 Budget – For possible action.

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Agenda Item 32 Correspondence – For possible action

1. Directive to the Executive Director
 - a. All agenda items should be reviewed by ED and a historical accounting of the topic / subject matter be provided in the packets sent to current board members for review. This would include any and all minutes, transcripts/recordings, handouts, electronic communication, photographs, attorney opinions or memorandums issued in the past. For Possible Action.
 - b. Review all minutes from previous chiropractic board meeting listing all items the board is approving or recognizing as “physiotherapy” that is allowed under NRS and NAC 634. For Possible Action.
 - c. Place all Board counsel and Attorney General opinions, memorandums, etc. on the official board website for review.

Agenda Item 33 Public Interest Comments – No action.

In accordance with NRS 241.020 Public Comment will be taken prior to the adjournment of the meeting.

Agenda Item 34 Adjournment – For possible action.

This agenda posted March 31, 2023 at the Chiropractic Physicians’ Board of Nevada, 4600 Kietzke Lane, Suite M245, Reno, Nevada 89502; State Library and Archives, 100 North Stewart St., Carson City, Nevada 89701; CPBN Website: <http://chirobd.nv.gov>; and Notice.nv.gov.

A request for copies of an agenda and/or a supporting document or documents may be obtained from:

Julie Strandberg, Executive Director
Chiropractic Physicians’ Board of Nevada
775-688-1921

by picking up the document(s), or by mailing a written request to:

Chiropractic Physicians’ Board of Nevada
Attention: Julie Strandberg
4600 Kietzke Lane, Suite M245
Reno, Nevada 89502

by faxing a request to: Julie Strandberg at: Facsimile No.: 775-688-1920

or by e-mailing a request to Julie Strandberg at: chirobd@chirobd.nv.gov

Note: “A request for notice lapses 6 months after it is made”: NRS 241.020.3(b). Mailing a copy of the Chiropractic Physicians’ Board meeting agendas will not be continued unless a request for reinstatement on the mailing list is submitted in writing every 6 months.

The Board is in receipt of your attached continuing education certificate(s). Please be advised

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that the Board's rules were revised as it relates to submitting continuing education certificates to the Board. Licensees are no longer required to submit their CE certificates to the Board unless you are notified by the Board that you were selected in the random CE audit. If you are selected, you will be notified (following the renewal period) by receipt of a mailed postcard, as well as an email following the renewal process. Board staff will no longer retain copies of continuing education certificates; however, you may upload your CE certificates during renewals. Should you upload your certificates to your record, please know that it is the responsibility of the licensee to also retain copies of their CE certificates for their records.

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 1 Public Interest Comments – No action.**

- A. Public Comment will be taken at the beginning and at the end of each Board meeting;**
- B. Public Comment may also be taken at other such times as requested so long as the request that Public Comment be taken will not interrupt ongoing Board business;**
- C. Depending on the number of individuals wishing to address the Board, a reasonable time limit may be set. The Board will not restrict comments based upon viewpoint;**
- D. No action may be taken upon a matter raised during Public Comment until the matter itself has been specifically included on an agenda as an item upon which action may be taken.**
- E. Prior to the commencement and conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual the Board may refuse to consider public comment as per NRS 233B.126.**

RECOMMENDED MOTION: **Non-Action item.**

PRESENTED BY: **Nicole Canada, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **3 minutes per person per topic**

BACKGROUND INFORMATION: **The public may speak to the Board about any topic not on the agenda but no action may be taken.**

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 2** Approval of Agenda – For possible action.

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RECOMMENDED MOTION: **No recommended motion.**

PRESENTED BY: **Nicole Canada, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **2 minutes**

BACKGROUND INFORMATION: **Agenda items may be addressed out of order to accommodate those present.**

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

Agenda Item 2

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 3 Approval of the January 12, 2023 Board Meeting Minutes. - For possible action.**

RECOMMENDED MOTION: **Approve the minutes of the January 12, 2023 meeting as drafted.**

PRESENTED BY: **Nicole Canada, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **5 minutes**

BACKGROUND INFORMATION:

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 3

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Nicole Canada, DC
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Xavier Martinez, DC
Vice President
James T. Overland Sr., DC
Secretary-Treasurer

Morgan Rovetti, DC
Member
Benjamin S. Lurie, DC
Member
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Consumer Member
Reza R. Ayazi, Esq.
Consumer Member
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Executive Director

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

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A meeting of the Chiropractic Physicians' Board was held on Thursday, January 12, 2023 at the Fairfield Inn & Suites Las Vegas Airport South, 355 East Warm Springs Road, Las Vegas, NV 89119 and by zoom conference.

The following Board members were present at roll call:

Nicole Canada, DC, President
Morgan Rovetti, DC, Board Member
Benjamin S. Lurie, DC, Board Member
Christian L. Augustin, Esq., Consumer Member
Reza R. Ayazi, Esq., Consumer Member

Also, present were Board Counsel, Louis Ling, Esq. and Executive Director, Julie Strandberg. Xavier Martinez, Vice President was not in attendance.

President, Dr. Canada determined a quorum was present and called the meeting to order.

Dr. Canada led those present in the Pledge of Allegiance. Dr. Rovetti stated the Purpose of the Board.

Dr. James T. Overland Sr., DC, Secretary-Treasurer was present.

Agenda Item 1 Public Interest Comments - No action.

There were no public interest comments.

Agenda Item 2 Approval of agenda – For possible action.

Mr. Augustin moved to approve the agenda. Mr. Ayazi seconded, and the motion passed with all in favor.

Agenda Item 3 Approval of the October 13, 2022 Board Meeting Minutes. - For possible action.

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Dr. Overland moved to approve the October 13, 2022 Board meeting minutes. Mr. Ayazi seconded, and the motion passed with all in favor.

Agenda Item 4 Legislative Matters – For possible action.

Dan Musgrove with Strategies 360 was present and shared that there are over 82 bill draft requests that refer to healthcare and eleven of those bills mention boards and commissions. Mr. Musgrove shared reasons why it is important for the board to have a lobbyist/legislative advocate on its behalf, to include, keeping the board aware of bills that have an impact as well as keeping the legislators educated about board business. Mr. Musgrove stated that he has reached out to Assemblywoman Doran who is sponsoring language that is still in BDR status that refers to chiropractic physicians. Mr. Musgrove stated that Senator Edgar Flores is introducing a SJR to amend the constitution dealing with boards and commissions, however the language has not been shared. Mr. Musgrove stated that following last session there has been a lot of talk about creating a “super-board” under Business & Industry, which would move all board positions under one department.

Agenda Item 8 - Discussion and potential action regarding the contract regarding legislative and governmental affairs – For possible action.

Dr. Canada confirmed that this will be the third session Mr. Musgrove has advocated for this board. Julie Strandberg asked if the board would like to provide names of other lobbyists or amend the contract with Mr. Musgrove/Strategies 360.

Dr. Lurie moved to extend the contract with Strategies 360 for two years following the current expiration date of June 30, 2023. Mr. Ayazi seconded. The motion passed with Dr. Overland and Dr. Rovetti opposing.

Agenda Item 23 Committee Reports

B. Legislative Committee (Dr. Overland) – For possible action

Dr. Overland stated that he was contacted by Dr. Marcia Tinberg, President of the NCA who has been in communication with Assemblywoman Bea Duran who supports the NCA submitting a bill to allow chiropractic physicians to return players to the field following a head injury or concussion. The NCA presented this bill during the 2021 legislative session, however the Osteopathic Association testified that chiropractic physicians did not have the proper education. Dr. Overland asked if the board would provide their support. Mr. Ling stated that once the language is introduced the board can hold an open meeting and vote on the language.

Agenda Item 1 Public Interest Comments - No action.

Due to an issue with the sound over zoom this item was re-addressed.

Dr. Dunleavy stated that he was in attendance to continue the discussion from the previous board meeting, regarding what a chiropractic assistant is allowed to do or not allowed to do.

Dr. Rovetti confirmed that the intent of the proposed revisions is to avoid allowing CA's work forever without passing the exam. Dr. Rovetti asked that the board consider defining an open-book exam. Dr. Rovetti referred to the NBCE reviewing the exam and indicated that it may be impossible to administer a good test that is going to protect the public since DC's do different things in their practices. Dr. Rovetti referred to the proposed new language regarding following two fails the CA will have to stop working as a CA until they pass the exam, which will be

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offered monthly. Dr. Rovetti believes that the board will get some push back from the legislative committee if a CA cannot work until they pass the exam.

Agenda Item 5 – PUBLIC HEARING for the adoption of a Regulation to Nevada Administrative Code Chapter 634 – For possible action.

Dr. Canada opened the hearing for public comments. Dr. Dave Rovetti stated that the regulation to allow continuing education for attending a board meeting is a great idea, however asked that the time attended be clarified.

Dr. Canada closed the hearing for public comments and opened for board discussion. Dr. Rovetti stated that the language needs to be clearer with respect to how time at the meeting will be calculated and how the hours would be tracked. Dr. Lurie recommended that a policy be set with respect to how attendance will be kept, certificates be issued, and how time spent at the meeting will be calculated. Dr. Lurie recommended that a licensee that is appearing before the board due to a disciplinary hearing should be excluded from obtaining continuing education credits and believes that this language needs to be included.

Mr. Augustin stated that it may be necessary to provide clarity regarding the number of continuing education hours, by adding “up to” four hours and include that if you are here for disciplinary you are excluded from receiving CE. Mr. Ling stated that he will amend the language and bring it back to the board for review.

Agenda Item 6 - Discussion and potential action regarding the Application for DC license for Donna Heckeler, DC – For possible action. (Note: The Board may go into closed session pursuant to NRS 241.030 to consider the character alleged misconduct, or professional competence of Dr. Heckeler)

Dr. Canada welcomed Dr. Donna Heckeler. Mr. Ayazi moved to go into closed session. Dr. Lurie seconded, and the motion passed with all in favor. Dr. Canada confirmed that Dr. Heckeler had not practiced chiropractic since graduation and to date had not taken any continuing education. Dr. Heckeler stated that she had adjusted family, but has not been licensed to practice. Dr. Rovetti asked Dr. Heckeler to expand on adjusting family members. Dr. Heckeler stated that she has adjusted her husband, sister, her sisters children and her parents in her home, but never in an office setting and confirmed that she hasn't generated a bill or kept records. Dr. Canada asked if she felt competent to practice and Dr. Heckeler stated that she has a potential job with the Joint and expects that it will be hands-on and there will always be another DC available to assist. Dr. Canada asked if she had a DC mentor that she worked with and Dr. Heckeler stated that there are several DC's that she graduated with that she has kept in touch with and sees what is going on in their practice and visits with one of her colleagues that is in Las Vegas, but hasn't been in a setting where she is in constant contact with the DC.

There was much discussion around Dr. Heckeler not practicing since she graduated from chiropractic college in 2005. The other concern was that Dr. Heckeler confirmed that she practiced chiropractic without a license.

Dr. Canada made a motion to go back into open session. Dr. Overland seconded, and the motion passed with all in favor.

Dr. Overland made a motion to table the application, that Dr. Heckeler take the Special Purposes Examination for Chiropractic (SPEC) through the National Board of Chiropractic Examiners and take and pass the Boundary Violations, Professional Standards and Unprofessional Conduct sections of the Ethics and Boundaries Assessment Services (EBAS). Dr. Heckeler shall then return before the board upon completion and passing the exams, at which time the board will

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recommend the necessary continuing education courses. Dr. Lurie seconded, and the motion passed with all in favor.

Agenda Item 10 NCA Report – No action

Dr. Marcia Tinberg submitted an NCA update in writing. A copy was provided to each board member to review.

Agenda Item 11 NCC Report – No action

A representative from the NCC was not in attendance to report.

Agenda Item 12 Board Counsel Report – No action

Mr. Ling stated that he had nothing to report.

Agenda Item 9 Discussion and potential action regarding the psychometric analysis of the Board’s chiropractor’s assistant materials completed by the NBCE. – For possible action

Dr. Bruce Shotts attended by zoom and provided an overview of the exam analysis completed by the NBCE. Dr. Shotts commented that it is abnormal to have a different pass-rate with 75% for the in-person exam and 90% for the on-line, open-book exam. Dr. Shotts indicated that approximately 2/3 of the questions on the existing exam need to be re-written for a couple reasons, one being to eliminate true/false questions and two being the wording. Dr. Overland asked if the NBCE could provide the questions that need to be re-written and Dr. Shotts confirmed that once the NBCE updates the exams the board will have the opportunity to review and provide feedback. Dr. Lurie asked whether the board has the option to pay the NBCE to write the exam questions and turn the exam over to the board, or is this all or nothing, where the NBCE writes the exam and takes it over. Dr. Shotts stated that he will confirm whether that is feasible. Dr. Overland made a motion to table. Dr. Canada seconded, and the motion passed with all in favor.

Agenda Item 14 Discussion and potential action regarding the interpretation of NAC 634.348(2)(f) and what was intended to be authorized as “assisting the supervising licensee with an examination of a patient.” – For possible action

Mr. Ling stated that at the board’s direction he reviewed the question from the DC and reviewed the law to reach his conclusion by determining that assisting is different than performing. Mr. Ling stated that it appears that clinical judgement processes should be done by the DC and not delegated to the CA. The gathering of routine information, that does not require medical judgement seem to be appropriate duties for the CA. Mr. Ling stated that if the board is not satisfied with his conclusion the board can determine the duties allowed by the CA in terms of examinations. Dr. Lurie stated that it is ultimately the responsibility of the DC to ensure that the CA is properly trained on the exam(s) that they are administering, so the CA’s duties should be handled on a case-by-case basis. Dr. Canada asked Dr. Dunleavy if he had any questions and he asked, “What does assisting mean?” Mr. Augustin stated that as he reads Mr. Ling’s interpretation, assisting can be more defined as under the supervision and control of the chiropractic physician. Dr. Overland stated that if the CA is properly trained by the DC on the exam that is being performed it should be permissible for the CA to perform the duty.

Agenda Item 23 Committee Reports

A. Continuing Education Committee (Dr. Martinez) – For possible action.

Dr. Martinez was not present to report.

B. Legislative Committee (Dr. Overland)

This item was discussed earlier in the meeting.

C. Preceptorship Committee (Dr. Rovetti) – For possible action.

Dr. Rovetti reported that there are currently two preceptors.

D. Test Committee (Dr. Canada) - For possible action.

Dr. Canada stated that she had nothing further to report from what was already discussed.

Agenda Item 21 FCLB/NBCE Matters – For possible action.

A. Selection of Board's choice for FCLB Voting Delegate

Dr. Overland expressed interest in being the FCLB voting delegate. Mr. Ayazi made a motion to approve. Dr. Lurie seconded, and the motion passed with all in favor.

B. Selection of Board's choice for FCLB Alternate Delegate

Dr. Rovetti expressed interest in being the FCLB alternate delegate. Mr. Ayazi made a motion to approve. Dr. Overland seconded, and the motion passed with all in favor.

C. Selection of Board's choice for NBCE Voting Delegate

Dr. Lurie expressed interest in being the NBCE voting delegate. Mr. Ayazi made a motion to approve. Dr. Overland seconded, and the motion passed with all in favor.

D. Selection of Board's choice for NBCE Alternate Delegate

Dr. Canada expressed interest in being the NBCE alternate delegate. Mr. Ayazi made a motion to approve. Mr. Augustin seconded, and the motion passed with all in favor.

E. Attendance of Board Member(s) at the FCLB's 96th Annual Educational Congress April 26-30, 2023 Palm Beach, FL

Dr. Overland and Mr. Ayazi stated that they would be interested in attending. Dr. Overland made a motion that the board pay for up to four board members to attend. Mr. Ayazi seconded, and the motion passed with all in favor.

F. Selection of Board Member to participate in the Spring National Board Part IV Exam - May 20-21, 2023

Dr. Rovetti expressed interest in attending the Spring Part IV examination. Mr. Ayazi made a motion to approve. Dr. Lurie seconded, and the motion passed with all in favor.

Dr. Overland expressed interest in attending the Spring Part IV examination. Mr. Ayazi made a motion to approve. Dr. Rovetti seconded, and the motion passed with all in favor.

G. Selection of Board Member to participate in the National Board Part IV Test Committee meeting - June 23-24, 2023

There were no board members available to attend.

H. Selection of Board Member to participate in the Fall National Board Part IV Exam - November 11-12, 2023

Dr. Canada expressed interest in attending the Fall Part IV exam. Mr. Ayazi made a motion to approve. Dr. Lurie seconded, and the motion passed with all in favor.

Dr. Rovetti expressed interest in attending the Fall Part IV exam. Mr. Ayazi made a motion to approve. Dr. Overland seconded, and the motion passed with all in favor.

I. Other FCLB/NBCE matters.

Dr. Overland stated that the lawsuit is still ongoing.

Agenda Item 24 Executive Director Reports:

- A. Status of Pending Complaints – No action.**
- B. Status of Current Disciplinary Actions – No action.**
- C. Legal/Investigatory Costs – No action.**
- D. DC licenses to applicants who passed the examination from October to December 2022 – No action.**

Julie Strandberg gave an overview of the executive director's reports.

Agenda Item 25 Financial Status Reports:

- A. Current cash position & projections – No action.**
- B. Accounts Receivable Summary – No action.**
- C. Accounts Payable Summary – No action.**
- D. Employee Accrued Compensation – No action.**
- E. Income/Expense Actual to Budget Comparison as of November 30, 2022 – No action.**
- F. Budget to Actual at November 30, 2022 – No action.**
- G. 2022 Board Audit – For possible action**

Julie Strandberg gave an overview of the executive director's reports. Dr. Lurie moved to approve the 2022 board audit. Mr. Ayazi seconded, and the motion passed with all in favor.

Agenda Item 17 Discussion and potential action regarding CCEhours.com, a PACE-approved provider – For possible action.

Dr. Lurie shared his experience taking an online continuing education course through CCEHours.com. Dr. Lurie explained the number of issues that occurred while taking the online course and that he contacted the company who indicated that there are glitches with technology.

Dr. Lurie made a motion that Julie Strandberg notify FCLB – PACE of the issues with CCEHours.com. Dr. Rovetti seconded, and the motion passed with all in favor.

Agenda Item 7 Hearing and deliberation in the Matter of Mark Taylor, DC, License No. B00460, Complaint No. 22-08S – For possible action (Note: The Board may go into closed session pursuant to NRS 241.030 to consider the character alleged misconduct, or professional competence of Dr. Taylor.)

Dr. Canada stated that she is the investigating board member for complaint 22-08S and turned the chair over to Dr. Overland, Secretary-Treasurer, to open the hearing in the matter of Dr. Mark Taylor. Dr. Overland announced that with us today is Deputy Attorney General, Ms. Chricy Harris and Board Counsel Mr. Louis Ling. Dr. Overland asked Dr. Taylor if he was prepared to go forward without an attorney present and he indicated that he was. Mr. Ling stated that he spoke with Dr. Taylor moments ago and together, have agreed to admit six exhibits into the record, which were provided to Dr. Taylor, Board members and staff. Mr. Ling identified and explained each of the items that he and Dr. Taylor agreed would be stipulated into the record on this matter.

Mr. Ling stated that the board will find the facts in this case are not being contested by Dr. Taylor, but he will admit to you that he has been using a cosmetic laser and performing PRP for years within an office space that he shares with Jill Oliver, MD.

Dr. Taylor was sworn in by DAG, Chricy Harris. Dr. Overland asked Dr. Taylor if he had any comments. Dr. Taylor proceeded to explain that he does not have a practice, but is performing laser on Glimpse Medical patients. Dr. Taylor explained that he practiced

January 12, 2023

chiropractic for about 20 years and closed his practice in 2009. Dr. Taylor explained that he uses a class II cold laser that has a beam that goes through a sapphire stone, so the beam does not actually touch the face. Dr. Taylor also explained the process of performing PRP. There was extensive discussion between the board and Dr. Taylor. Dr. Overland recommended that Dr. Taylor pursue obtaining an esthetician's license through the Cosmetology Board to perform cosmetic laser.

Mr. Ling stated that there are four causes of action, first, that Dr. Taylor provided cosmetic-only laser treatment, which is not within the scope of chiropractic, second, pursuant to 634.225(1) a chiropractic physician cannot pierce or sever the skin except for diagnostic purposes or to perform dry needling, third, proper medical records were not kept pursuant to NAC 634.435(1)(e), and fourth, misrepresentation of advertisements, specifically the text provided on the Glimpse Medical website.

Mr. Ling stated that he and the investigating board member, Dr. Canada recommend that the Board, at a minimum, order that Dr. Taylor reimburse the board for its fees and costs for the investigation in this matter and potentially pay a fine, put his license in an inactive status and require that he appear before the board to reactivate his license.

Mr. Augustin made a motion to find the alleged first cause of action be proven. Mr. Ayazi seconded and the motion passed with all in favor.

Mr. Augustin made a motion to find the alleged second cause of action be proven. Mr. Ayazi seconded and the motion passed with all in favor.

Mr. Augustin made a motion to find the alleged third cause of action be proven. Mr. Ayazi seconded, and the motion passed with the exception of Mr. Augustin who opposed.

Mr. Augustin made a motion to find the alleged fourth cause of action be proven. Mr. Ayazi seconded. Dr. Lurie mentioned that, as stated by Dr. Taylor, he began using the class II laser in 2009 and the board policy to not allow chiropractic physicians to use Class II lasers was not issued until 2013. The motion passed with all in favor.

Dr. Canada recused herself from the four motions above as the investigating board member.

Dr. Lurie made a motion to order that Dr. Taylor's license be put in an inactive status and that he be required to appear before the board to re-activate his license, reimburse the boards fees and costs and pay a fine in the amount of \$5,000 for the four causes of action. Dr. Rovetti seconded, and the motion passed with all in favor. Dr. Canada recused herself as the investigating board member.

Agenda Item 27 Discussion and possible action regarding the staff evaluation for Julie Strandberg - For possible action

Dr. Overland reported that the evaluations were received by all board members with the exception of one, which indicated primarily outstanding ratings.

Dr. Overland moved that Julie Strandberg receive a 3% increase retroactive to October 1, 2022. Mr. Ayazi seconded, and the motion passed with all in favor.

Agenda Item 15 Discussion and potential action regarding a chiropractic physician's obligation regarding the obtaining of consent before treating a minor patient – For possible

January 12, 2023

action.

Due to time constraints this agenda item was tabled until the next Board meeting.

Agenda Item 16 Discussion and potential action regarding questions on the Self-Inspection Form – For possible action.

Due to time constraints this agenda item was tabled until the next Board meeting.

Agenda Item 18 Discussion and potential action regarding requiring PACE-approved providers to apply with the Board. For possible action.

Due to time constraints this agenda item was tabled until the next Board meeting.

Agenda Item 19 Discussion regarding an individual taking a live (in-person) seminar and taking an online seminar at the same time. - No action.

Due to time constraints this agenda item was tabled until the next Board meeting.

Agenda Item 20 Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action.

- A. Complaint 19-12S (Rovetti)
- B. Complaint 20-01N (Rovetti)
- C. Complaint 21-03S (Canada)
- D. Complaint 21-29N (Canada)
- E. Complaint 21-31S (Lurie)
- F. Complaint 22-08S (Canada)
- G. Complaint 22-11S (Overland)
- H. Complaint 22-12S (Overland)
- I. Complaint 22-13S (Overland)
- J. Complaint 22-14S (Overland)
- K. Complaint 22-16N (Martinez)
- L. Complaint 22-17N (Martinez)
- M. Complaint 22-18S (Overland)
- N. Complaint 22-19S (Lurie)
- O. Complaint 22-20S (Canada)
- P. Complaint 22-21N (Martinez)
- Q. Complaint 22-22S (Canada)
- R. Complaint 22-23N (Martinez)

Due to time constraints this agenda item was tabled until the next Board meeting.

Agenda Item 22 Consideration of potential additions, deletions, and/or amendments to NRS 634 and NAC 634– For possible action.

- A. AB210 – Section 3 (5) The Board shall impose an administrative fine in an amount prescribed by regulation of the Board against a registrant that does not comply with the requirements in subsection 4.

Due to time constraints this agenda item was tabled until the next Board meeting.

January 12, 2023

Agenda Item 26 Discussion and potential action regarding the Board's 2023 meeting schedule – For possible action.

Due to time constraints this agenda item will be discussed by email.

Agenda Item 28 Public Interest Comments – No action.

There were no public comments.

Agenda Item 29 Adjournment – For possible action.

Mr. Ayazi moved to adjourn the meeting. Mr. Augustin seconded, and the motion passed unanimously.

April 6, 2023

James T. Overland Sr., DC
Secretary-Treasurer

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 4 Approval of the February 27, 2023 Board Meeting Minutes. - For possible action.**

RECOMMENDED MOTION: **Approve the minutes of the February 27, 2023 meeting as drafted.**

PRESENTED BY: **Nicole Canada, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **5 minutes**

BACKGROUND INFORMATION:

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 4

Joe Lombardo
Governor



Morgan Rovetti, DC
Member

Benjamin S. Lurie, DC
Member

Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member

Julie Strandberg
Executive Director

Nicole Canada, DC
President
Xavier Martinez, DC
Vice President
James T. Overland Sr., DC
Secretary-Treasurer

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

A meeting of the Chiropractic Physicians' Board was held on Monday, February 27, 2023 by zoom conference.

The following Board members were present at roll call:

Nicole Canada, DC, President
James T. Overland Sr., DC
Christian L. Augustin, Esq., Consumer Member
Reza R. Ayazi, Esq., Consumer Member

Also, present were Board Counsel, Louis Ling, Esq. and Executive Director, Julie Strandberg. Xavier Martinez, Vice President and Dr. Benjamin Lurie were unable to attend.

President, Dr. Canada determined a quorum was present and called the meeting to order.

Dr. Morgan Rovetti was present.

Agenda Item 1 Public Interest Comments - No action.

Dr. Jason Jaeger commented that AB199 and AB153 contain nomenclature errors with respect to using chiropractor rather than chiropractic physician.

Mr. Paul Klein, lobbyist for the NCA was in attendance and explained that AB199 seeks to allow chiropractic physicians to treat and clear an athlete for play following a concussion and is available for questions.

Agenda Item 2 Approval of agenda – For possible action.

Mr. Augustin moved to approve the agenda. Dr. Overland seconded, and the motion passed with all in favor.

Agenda Item 3 Discussion and possible action regarding all bills relating to or of interest to the Board, including but not limited to, AB153 and AB199.

Dr. Overland provided the history of the NCA's attempts to request that chiropractic physicians be included in the existing language that allows MD's, DO's, Physical Therapists and Athletic Trainers to return athletes to play following a head injury or concussion. Dr. Overland

February 27, 2023

also shared that there are approximately eleven states that regulate and allow chiropractic physicians to return players to the field. There was discussion with respect to what requirements a chiropractic physician would need to qualify to be allowed to return players to the field. Mr. Ling clarified that the qualifications required by a chiropractic physician to be allowed to return players to the field is not included in AB199, but may require discussion following the passing of this bill. Dr. Jaeger stated that some form of training should occur from a public safety standpoint. Dr. Roger Russell stated that chiropractic physicians should not be required to obtain more education than other providers, however concussion protocol changed effective 2017, so it is very important that there be some training to confirm that the DC is competent in treating the head injury or concussion.

Mr. Ayazi made a motion to support AB199. Dr. Overland seconded, and the motion passed with all in favor.

Mr. Ling stated that he brought AB153 before the board to ensure that the definitions of naprapathy do not overlap with the practice of chiropractic. Mr. Ling recommended that the bill not be opposed by the Board, but seek clarification with respect to what is meant by the manipulation of connective tissue and treatment. Dr. Overland stated that he and Mr. Musgrove were on a conference call with the lobbyist and the President of the New Mexico Naprapathy school, which is the only accredited Naprapathy school. New Mexico is also the only state who licenses Naprapathy. Dr. Overland stated that AB153 establishes the Naprapathy advisory board under the Osteopathic Board, however to date the Osteopathic Board has not given approval.

Mr. Ayazi made a motion to remain neutral with concerns. Dr. Rovetti seconded, and the motion passed with all in favor.

Agenda Item 4 Public Interest Comments – No action.

Dr. Dave Rovetti stated that AB153 be revised to include that Naprapaths are not allowed to perform a chiropractic adjustment, but a thrust manipulation to the spine or any other joint in the body. Dr. Rovetti referenced the boards meeting regarding executive order 2023-004. Dr. Rovetti iterated that the Governor asked that if not more than fifteen states regulate a certain license that it be eliminated, however there is no mention about eliminating the chiropractic assistant program and he believes it should be eliminated.

Mr. Klein thanked the board for its thoughtful discussion.

Agenda Item 5 Adjournment – For possible action.

Dr. Overland moved to adjourn the meeting. Mr. Augustin seconded, and the motion passed unanimously.

April 6, 2023

James T. Overland Sr., DC
Secretary-Treasurer

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 5 Approval of the March 10, 2023 Board Meeting Minutes. - For possible action.**

RECOMMENDED MOTION: **Approve the minutes of the March 10, 2023 meeting as drafted.**

PRESENTED BY: **Nicole Canada, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **5 minutes**

BACKGROUND INFORMATION:

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 5

Joe Lombardo
Governor



Morgan Rovetti, DC
Member

Benjamin S. Lurie, DC
Member

Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member

Julie Strandberg
Executive Director

Nicole Canada, DC
President
Xavier Martinez, DC
Vice President
James T. Overland Sr., DC
Secretary-Treasurer

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

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Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

NOTICE OF INTENT TO RECEIVE COMMENTS PURSUANT TO EXECUTIVE ORDER 2023-03

A public hearing to consider potential amendments and removal of various provisions of Nevada Administrative Code (NAC) 634 pursuant to Executive Order 2023-003 issued by Governor Lombardo on January 12, 2023. of the Chiropractic Physicians' Board was held on Friday, March 10, 2023

The following Board members were present at roll call:

Nicole Canada, DC, President
Xavier Martinez, Vice President
Morgan Rovetti, DC, Board Member
Benjamin S. Lurie, DC, Board Member

Also, present were Board Counsel, Louis Ling, Esq. and Executive Director, Julie Strandberg. Dr. James T. Overland Sr., DC, Christian Augustin and Reza Ayazi were not in attendance.

President, Dr. Canada determined a quorum was present and called the meeting to order.

Dr. Canada set the intention of the public hearing and called for public comments.

Dr. Dave Rovetti stated that he is in agreement with the revisions to the advertisement regulations with the exception of the regulation that references the advertisement for a certain fee for services. Dr. Rovetti stated that the advertised price that is charged to the patient must also be charged to the insurer. Dr. Rovetti referenced his comments submitted to the Board with regard to the Governor's direction of omitting an occupation or profession if licensure requirements are not in 26 or more states and since there are only 15 states that regulate chiropractic assistants he indicated that the chiropractic assistant program is an unnecessary regulation.

Dr. Canada closed the public comment portion of the hearing and opened the hearing for discussion from the Board.

March 10, 2023

Dr. Lurie stated that he has reviewed the amount of time this board has spent discussing the CA program over the last eight years and feels that the board should look at revising the CA program. Dr. Lurie recommended that chiropractic assistants register and take a version of an examination.

Dr. Martinez stated that he feels that the chiropractic physicians' program is overly burdensome since the chiropractic physician is responsible for staff.

Dr. Rovetti recommended that the regulation include that a chiropractic physician be required to maintain malpractice insurance if they employ chiropractic assistants.

Dr. Canada referred to the comments submitted from the NCA, which mentioned CA's performing duties without the chiropractic physician being on-sight. Dr. Canada stated that she is opposed to this. Dr. Martinez agreed.

Dr. Canada stated that with public comments received and the Board's discussion and deliberation, this hearing is now adjourned.

April 6, 2023

Xavier Martinez
Vice President

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 6 Legislative Matters – For possible action.**

- A. Strategies 360 Report – Dan Musgrove
- B. Discussion and potential action on AB 153 and whether the Board wants to house the advisory committee for naprapathy seeking to be established in AB 153

RECOMMENDED MOTION: **No recommended motion.**

PREPARED BY: **Dan Musgrove**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **5 minutes**

BACKGROUND INFORMATION:

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 7 Discussion and potential action regarding Dr. Koeven's request to advertise the Certification in Chiropractic Pediatrics – For possible action.

RECOMMENDED MOTION: No recommended motion.

PREPARED BY: Nicole Canada, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 5 minutes

BACKGROUND INFORMATION: Dr. Chris Koeven submitted the attached request to obtain Board approval to advertise the Certification in Chiropractic Pediatrics/Perinatal. Please note the Board has approved the Diplomate Status of Pediatrics, however this course certificate is not the diplomate program.

ACTION: _____Approved _____Approved w/Modifications _____Denied _____Continued

SPECIALTY ADVERTISING

SPECIALTY ADVERTISING [NAC 634.111 and NAC 634.550]

There are two types of specialty advertising approved by the Board:

Diplomate Status: The Board has approved the following specialty fields for diplomate status which may be used in any advertisement. These specialty fields are first approved by a national board governing that specialty which is sponsored by the American Chiropractic Association or the International Chiropractor's Association. Currently, the approved fields are:

1. Diagnosis and Internal Disorders
2. Diagnostic Imaging
3. Neurology
4. Nutrition
5. Occupational Health
6. Chiropractic Orthopedics (DABCO) or International Academy of Neuromusculoskeletal Medicine (IANM)
7. Pediatrics
8. Sports Physician
9. Chiropractic Rehabilitation
10. Addictionology and Compulsive Disorders

Certification Status: Chiropractors may advertise a specialty certification if that specialty training has been approved by the Board. The Chiropractor should first submit proof that he has achieved certification status from course work or seminars given by an accredited licensing Board. The proof of certification should include which accredited licensing board approved the training, and the detail of the coursework. Certification in a field of chiropractic warranting advertising must be, at a minimum, a 100-hour course and include an examination to obtain certification. Currently, the approved certifications are:

1. Sports Physician
2. Chiropractic Rehabilitation
3. Certified Forensic Chiropractic Examiners
4. Certified Independent Forensic Chiropractic Medical Examiner
5. Certified Independent Chiropractic Examiner (CICE) &/or Independent Designated Rater; Certified Independent Rating Specialist (CIRS)
6. Certified in Chiropractic Spinal Trauma
7. Addictionology and Compulsive Disorders
8. Certified Chiropractic Extremity Practitioner
9. Federal Motor Carrier Safety Administration Certified Medical Examiner
10. Certified Functional Medicine Practitioner
11. Advanced Certified BioPhysics*

12. Dry Needling (NAC 634.3668 – 50 hours of didactic education)

(*) Licensees who have completed the Advanced Certified BioPhysics course and test may advertise that they are *certified in Chiropractic BioPhysics*, but the word “Advanced” may **not** be included in the advertising.

Any licensee who wishes to add to or edit the above approved specialties or certifications may do so upon written request to the Board accompanied by the course material and justification to support the request pursuant to NAC 634.550.

No initials designating certifications, specialties, CE courses attended, etc., other than those listed above may be used for advertising purposes. See NAC 634.111 and NAC 634.550, which provide:

NAC 634.111 Advertisement” defined. “Advertisement” includes, without limitation, calling cards, inside and outside signs, stationery, listings in telephone and other directories, and advertisements in newspapers, magazines and by electronic means, including, without limitation, advertisements placed on the Internet.

NAC 634.550 Advertisement as expert or specialist. Except as otherwise provided in [NAC 634.515](#) to [634.570](#), inclusive, a licensee shall not hold himself out in any advertisement as being:

1. Certified; or
2. An expert or specialist other than an expert witness,

in a field of chiropractic unless he is registered with and approved by the Board as holding the applicable professional credentials in that field.

Approved: November 6, 2009

Amended: September 9, 2010

September 10, 2011 - Amended

Motion: Rovetti

Second: Davis

Passed: All in favor except Consumer Member Shell Mercer abstained

November 16, 2013 – Amended

Motion: Rovetti

Second: Nolle

Passed: Unanimous

September 6, 2014 – Amended

Motion: Lurie

Second: Rovetti

Chiropractic Physicians' Board of Nevada
POLICY MANUAL

Passed: Unanimous
July 15, 2021
Motion: Overland
Second: Martinez
Passed: Dr. Morgan Rovetti recused
July 14, 2022 – Added CIRS
Motion: Overland
Second: Ayazi
Passed: Unanimous

Chris Koeven, DC, CACCP
Time 2 Adjust Family Chiropractic
1724 C St. Sparks NV, 89431
775.525.1484
1/18/2023

Chiropractic Board Request

To the Chiropractic Board of Nevada:

In accordance with **NAC 634.550 Advertisement as expert or specialist**. I am requesting the Chiropractic Board's approval to advertise myself as an "expert or specialist" in chiropractic in the speciality of **Pediatric and Perinatal care**. I Currently have a pediatric certification, perinatal certification and a Webster Certification.

The Pediatric certification is a 200 hour certification (Certification by the Academy Council of Chiropractic Pediatrics: CACCP) and the Perinatal Certification is a 72 hour certification. I am also Certified in the Webster Technique (13 hour course) which focused on the Webster Technique itself along with proper care for pregnancy and babies. All these courses are provided by the International Chiropractic Pediatric Association (ICPA).

Thank You for your consideration on this matter and I hope to hear from you with good news that I better promote the skills I have obtained.

Chris Koeven

Dr. Chris Koeven, DC, CACCP

Nevada Law

NAC 634.550 Advertisement as expert or specialist.

(NRS 634.030) Except as otherwise provided in **NAC 634.515** to **634.565**, inclusive, a licensee shall not hold himself or herself out in any advertisement as being:

1. Certified; or
2. An expert or specialist other than an expert witness,

Ê in a field of chiropractic unless he or she is registered with and approved by the Board as holding the applicable professional credentials in that field.

[Bd. of Chiropractic Exam'rs, Art. V § 7, eff. 3-15-61; A 5-15-64; 3-14-73; 4-26-76; 11-28-79]—(NAC A 7-29-88; 1-31-94; A by Chiropractic Physicians' Bd. by R030-98, 9-10-98; R095-03, 10-22-2003; R010-17, 12-19-2017)

ICPA Descriptions

CACCP

Certification by the Academy Council of Chiropractic Pediatrics (CACCP)

The ICPA Certification Program is a comprehensive 200-hour program consisting of 20 course offerings. It is designed to expand professional ability in adjusting techniques, evaluation, and assessment of different stages of development: from pregnancy, birth, infancy throughout childhood.

ICPA seminars are taught from the salutogenic perspective which focuses on strategies, environments and lifestyle choices that empower individuals to experience the full spectrum of life. All techniques taught in the Certification Program are those currently taught at chiropractic colleges and are adapted for children and pregnant patients.

Upon successful completion, chiropractors receive Certification by the Academy Council of Chiropractic Pediatrics (CACCP).

<https://icpa4kids.com/training/certification-program/>

Perinatal Certification

The ICPA Perinatal Certification is the next step for our pregnancy and perinatal chiropractors. Webster Certification starts this journey with an in-depth understanding of the importance of chiropractic care during pregnancy; Perinatal Certification builds with comprehensive expertise of care throughout the perinatal period from preconception through postpartum.

The Perinatal Certification consists of 9 Seminars, 72 hours total. There is a multiple choice exam consisting of 15-25 questions to be passed for each course. The examination fee is \$250. DC members can pay for the exam at any time once enrolled for the program, and the multiple choice exams will appear as each seminar is marked as Attended.

Upon successful completion of courses and multiple-choice exams, chiropractors will receive their Perinatal Certification and be listed accordingly on the ICPA Referral Directory.

ICPA seminars are taught from the salutogenic perspective which focuses on strategies, environments, and lifestyle choices that empower individuals to experience the full spectrum of life. All techniques taught in the Certification Program are those currently taught at chiropractic colleges and are adapted for children and pregnant patients.

<https://icpa4kids.com/training/perinatal-certification/>

Webster Technique

(13 Hours) Take home the educational tools to successfully reach and care for more pregnant mothers and their babies in your practice. This 13-hour course will offer you the skills to provide advanced techniques and evidence-based care to the perinatal patient. The course includes an in-depth approach to a physiological birth and the chiropractic relationship. **Note: ICPA auto-renewal membership is required for Webster seminar registration and certification. The additional \$100 certification fee will be added at checkout.**
What to Bring: Please bring portable tables (only if the seminar is not taking place at a college).
International Members: *Perinatal Care with Webster Certification* is now available in a pre-recorded, online format for international and non-US contiguous members. It can be completed at your own pace and a practical evaluation will be assessed using video submission.

- This option is available to ICPA Members, who live outside the United States, or in Hawaii, Alaska, or Puerto Rico. [Join ICPA](#)
- For US-based members, the pre-recorded class is available as a refresher only.
- To register, look for the Pre-Recorded class at the bottom of the list below.

Perinatal Care with Webster Certification will be presented live virtually on November 19-20, 2022. Certification will be available to all members, and the practical evaluation will be assessed through video submission.

While many attendees value the convenience of our online seminars, this course has a practical component that is best experienced in person. We recommend having a partner present for any hands-on components if you're taking this class online.

<https://icpa4kids.com/training/courses/perinatal-care-with-webster-certification/>

CERTIFICATION IN CHIROPRACTIC PEDIATRICS

IS HEREBY AWARDED TO

Chris Koeven, DC

BY THE

ACADEMY OF CHIROPRACTIC FAMILY PRACTICE

AND THE

INTERNATIONAL CHIROPRACTIC PEDIATRIC ASSOCIATION

FOR

SUCCESSFUL COMPLETION OF THE INTERNATIONAL CHIROPRACTIC PEDIATRIC ASSOCIATION'S
TWO-HUNDRED-HOUR CERTIFICATION PROGRAM

Patricia Giuliano, D.C.

PATRICIA GIULIANO, D.C.
ACADEMY OF CHIROPRACTIC FAMILY PRACTICE



JUSTIN OHM, D.C., DACCP
INTERNATIONAL CHIROPRACTIC PEDIATRIC ASSOCIATION

NOVEMBER 30, 2022

DATE ISSUED

CERTIFICATION
IN
PERINATAL CHIROPRACTIC

IS HEREBY AWARDED TO

Chris Koeven, DC

FOR THE SUCCESSFUL COMPLETION OF THE
INTERNATIONAL CHIROPRACTIC PEDIATRIC ASSOCIATION'S
72-HOUR PERINATAL CERTIFICATION PROGRAM




JUSTIN OHM, D.C.
ICPA EXECUTIVE DIRECTOR

NOVEMBER 30, 2022

DATE
ISSUED

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 8 Discussion and potential action regarding the Application for DC license for Scott Diamond, DC – For possible action. (Note: The Board may go into closed session pursuant to NRS 241.030 to consider the character alleged misconduct, or professional competence of Dr. Diamond)

RECOMMENDED MOTION: No recommended motion.

PREPARED BY: Nicole Canada, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 5 minutes

BACKGROUND INFORMATION: Please refer to the attached documentation.

ACTION: _____Approved _____Approved w/Modifications _____Denied _____Continued

SCOTT JAY DIAMOND, DC

Doctor of Chiropractic Degree

September 1996

Life Chiropractic College

Examination

Dr. Diamond has passed the National Board of Chiropractic Examiners Examination Parts I-IV and Physiotherapy.

Reasons for Board Appearance:

1. Dr. Diamond answered negatively to question numbers 17 and 18 on the application for licensure:

#17 – “Have you ever been arrested for or charged with any crime other than a traffic violation (include any DUI’s)? NOTE: Even if you have had records sealed and you have been told that your file has been cleared, you must report this information, including juvenile records.”

#18 – “Have you ever been convicted of a crime other than a traffic violation (include any DUI’s)? NOTE: Even if you have had records sealed and you have been told that your file has been cleared, you must report this information, including juvenile records.”

Note: The Board received information/documentation which conflicts with Dr. Diamond’s responses to Question numbers 17 and 18.

- Please see Dr. Diamond’s explanation regarding why he answered negatively to these questions, as well as to explain the information received by the Board.
- Please see Marietta Municipal Court document reflecting their retention schedule and that there are no charges currently pending or disposed of in their court.

State Licensure

Dr. Diamond holds active licensure in Massachusetts with no derogatory information indicated.

The National Practitioner Data Bank and Federation of Chiropractic Licensing Boards do not reflect any derogatory information.

Chiropractic Physicians’ Board of Nevada

April 6, 2023

Application



APPLICATION FOR LICENSE BY ENDORSEMENT AS A DOCTOR OF CHIROPORACTIC IN THE STATE OF NEVADA

CK#1527 \$240.25
CHIROPORACTIC PHYSICIANS' BOARD OF NEVADA

CHIROPORACTIC PHYSICIANS' BOARD OF NEVADA
4600 KIETZKE LANE, SUITE M-245
RENO, NV 8902
Website: Chirobd.nv.gov

JUL 25 2022

RECEIVED
RENO, NEVADA 89502

TO ANSWER ALL QUESTIONS COMPLETELY AND TRUTHFULLY WILL RESULT IN DENIAL OF THIS APPLICATION. THE FEES ARE NOT REFUNDABLE.

fp out 7/25/22

PRINT OR TYPE:

1. FULL NAME SCOTT JAY DIAMOND AGE 53 SEX: M F
(FIRST) (MIDDLE) (LAST)

2. ALIASES _____

3. HOME ADDRESS _____
CITY West Roxbury STATE MA ZIP 02132

4. MAILING ADDRESS _____
CITY West Roxbury STATE MA ZIP 02132 WORK EMAIL _____

5. SOCIAL SECURITY NO. _____ TELEPHONE NO. 617 953-9538

6. DATE OF BIRTH _____ PLACE OF BIRTH BROOKLYN, NY USA

7. ARE YOU A UNITED STATES CITIZEN? YES NO IF YOU ANSWERED NO ARE YOU: (PLEASE CHECK ONE OF THE FOLLOWING.)
 A QUALIFIED ALIEN (AS DEFINED IN 8 U.S.C.A. § 1641).
 A NONIMMIGRANT UNDER THE IMMIGRATION AND NATIONALITY ACT (8 U.S.C.A. § 1101 et seq).
 AN ALIEN WHO IS PAROLED INTO THE UNITED STATES UNDER 8 U.S.C.A. § 1182(d) (5) FOR LESS THAN ONE YEAR.
 A FOREIGN NATIONAL NOT PHYSICALLY PRESENT IN THE UNITED STATES.
 OTHER - PLEASE PROVIDE DETAILED EXPLANATION.

8. RESIDENT OF THE STATE OF NEVADA? NO IF YES, HOW LONG? _____

9. DO YOU HAVE A NEVADA BUSINESS LICENSE? YES NO IF YES, PROVIDE YOUR LICENSE NUMBER _____

10. HAVE YOU EVER SERVED IN THE MILITARY? YES NO DATES OF SERVICE: FROM _____ TO _____
BRANCH (ES) OF SERVICE _____

11. HAVE YOU EVER SERVED ON ACTIVE DUTY IN THE ARMED FORCES OF THE UNITED STATES AND SEPARATED FROM SUCH SERVICE UNDER CONDITIONS OTHER THAN DISHONORABLE? YES NO

12. HAVE YOU EVER BEEN ASSIGNED TO DUTY FOR A MINIMUM OF 6 CONTINUOUS YEARS IN THE NATIONAL GUARD OR A RESERVE COMPONENT OF THE ARMED FORCES OF THE UNITED STATES AND SEPARATED FROM SUCH SERVICE UNDER CONDITIONS OTHER THAN DISHONORABLE? YES NO

13. HAVE YOU EVER SERVED THE COMMISSIONED CORPS OF THE UNITED STATES PUBLIC HEALTH SERVICE OR THE COMMISSIONED CORPS OF THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION OF THE UNITED STATES IN THE CAPACITY OF A COMMISSIONED OFFICER WHILE ON ACTIVE DUTY IN DEFENSE OF THE UNITED STATES AND SEPARATED FROM SUCH SERVICE UNDER CONDITIONS OTHER THAN DISHONORABLE? YES NO

14. RESIDENCE ADDRESSES FOR PAST FIVE (5) YEARS:

West Roxbury, MA 02132
31 Hamlin Lane B-34 Needham, MA 02492

15. NAMES AND ADDRESSES OF ALL EMPLOYERS FOR PAST FIVE (5) YEARS:

Scott Diamond P.C 437 Beacon St #402 Boston MA 0211

Please read questions #16 through #18 carefully. If you have any questions please contact the Board.

16. HAVE YOU EVER HAD DISCIPLINARY ACTION BROUGHT AGAINST YOU BY A STATE BOARD OR ANY OTHER GOVERNMENTAL AGENCY, OR IS THERE ANY SUCH ACTION NOW PENDING? YES NO IF YES, GIVE DETAILS AND FINAL DISPOSITION:

17. HAVE YOU EVER BEEN ARRESTED FOR OR CHARGED WITH ANY CRIME OTHER THAN A TRAFFIC VIOLATION (INCLUDE ANY DUI'S)? NOTE: EVEN IF YOU HAVE HAD RECORDS SEALED AND YOU HAVE BEEN TOLD THAT YOUR FILE HAS BEEN CLEARED, YOU MUST REPORT THIS INFORMATION, INCLUDING JUVENILE RECORDS. YES NO IF YES, GIVE DETAILS AND FINAL DISPOSITION:

18. HAVE YOU EVER BEEN CONVICTED OF A CRIME OTHER THAN A TRAFFIC VIOLATION (INCLUDE ANY DUI'S)? NOTE: EVEN IF YOU HAVE HAD RECORDS SEALED AND YOU HAVE BEEN TOLD THAT YOUR FILE HAS BEEN CLEARED, YOU MUST REPORT THIS INFORMATION, INCLUDING JUVENILE RECORDS. YES NO IF YES, GIVE DETAILS AND FINAL DISPOSITION:

19. HAVE YOU EVER DEFAULTED ON A HEAL (HEALTH EDUCATION ASSISTANCE LOAN)? YES NO IF YES, GIVE DETAILS AND CURRENT STATUS:

20. REGARDING CHILD SUPPORT, MARK THE APPROPRIATE RESPONSE (FAILURE TO MARK ONE OF THE THREE WILL RESULT IN DENIAL OF THE APPLICATION):

- I AM NOT SUBJECT TO A COURT ORDER FOR THE SUPPORT OF A CHILD OR CHILDREN.
- I AM SUBJECT TO A COURT ORDER FOR THE SUPPORT OF ONE OR MORE CHILDREN AND AM IN COMPLIANCE WITH THE ORDER OR I AM IN COMPLIANCE WITH A PLAN APPROVED BY THE DISTRICT ATTORNEY OR OTHER PUBLIC AGENCY ENFORCING THE ORDER FOR THE REPAYMENT OF THE AMOUNT OWED PURSUANT TO THE ORDER.
- I AM SUBJECT TO A COURT ORDER FOR THE SUPPORT OF ONE OR MORE CHILDREN AND AM NOT IN COMPLIANCE WITH THE ORDER OR A PLAN APPROVED BY THE DISTRICT ATTORNEY OR OTHER PUBLIC AGENCY ENFORCING THE ORDER FOR THE REPAYMENT OF THE AMOUNT OWED PURSUANT TO THE ORDER.

21. REGARDING CHILD ABUSE, THE FOLLOWING MUST BE READ AND INITIALED:

I HAVE BEEN INFORMED THAT I AM REQUIRED BY LAW TO REPORT THE ABUSE OR NEGLECT OF A CHILD TO AN AGENCY THAT PROVIDES CHILD WELFARE SERVICES OR TO A LAW ENFORCEMENT AGENCY NO LATER THAN 24 HOURS AFTER I KNEW OR HAD REASONABLE CAUSE TO BELIEVE THE CHILD HAD BEEN ABUSED OR NEGLECTED.

Please initial here, thereby acknowledging that you have read and understood the above information: SN Date: 7/20/2022

22. HAVE YOU EVER BEEN DRUG OR ALCOHOL DEPENDENT AND/OR ENROLLED IN A DRUG OR ALCOHOL REHABILITATION PROGRAM?

YES NO IF YES, GIVE DETAILS: _____

23. ARE YOU CURRENTLY WORKING FOR A NEVADA LICENSED CHIROPRACTOR? YES NO IF YES, GIVE LICENSEE'S NAME AND ADDRESS: _____

DATE EMPLOYED: _____ DUTIES PERFORMED: _____

24. LIST ALL SCHOOLS ATTENDED (HIGH SCHOOL THROUGH CHIROPRACTIC COLLEGE):

NAME OF SCHOOL	DATES ATTENDED	DATE GRADUATED	DEGREE
Roslyn High School	09/1982-6/1986	6/1986	HS
Northeastern University	9/86-6/91	6/1991	BSBA
Life Chiropractic College	3/93-6/96	6/1996	DC

25. NUMBER OF CHIROPRACTIC COLLEGE HOURS 347 DATE OF D.C. DEGREE 9/1996

26. HAVE YOU PASSED NATIONAL BOARD: PART I PART II PART III PART IV PT SPEC
(Please select all that apply)

27. LIST ANY STATES IN WHICH YOU HAVE APPLIED FOR (WHETHER ISSUED OR NOT) AND IN WHICH YOU HAVE BEEN GRANTED CHIROPRACTIC LICENSURE:

STATE	STATUS	DATE OF ISSUANCE
MASSACHUSETTS	Active	4/1997


DRY NEEDLING CERTIFICATION -- NOT REQUIRED FOR LICENSURE

28. HAVE YOU BEEN CERTIFIED TO PERFORM DRY NEEDLING? YES NO IF YES, PROVIDE THE CERTIFICATE(S) TO CONFIRM 50 HOURS OF CONTINUING EDUCATION.

AFFIDAVIT:

I hereby certify and verify under penalty of perjury that all of the answers and information provided in the above application is truthful and complete, and I understand that if any answer or information is found to be otherwise, I will be subject to action by the Board.

7/20/2022
(DATE)


(SIGNATURE OF APPLICANT), D.C.

Dr. Diamond's explanations to
his negative responses to
question numbers 17 and 18

Scott Diamond, D.C.
312 Spring Street, #403
West Roxbury MA 02132
617-953-9538

January 23, 2023

Email: chirobd@chirobd.nv.gov

Chiropractic Physicians' Board of Nevada
4600 Kietzke Lane, Ste. M245
Reno, NV 89502

CHIROPRACTIC PHYSICIANS'
BOARD OF NEVADA

JAN 25 2023

RECEIVED
RENO, NEVADA 89502

Re: Scott Diamond
Application for Nevada Chiropractic License

Dear Chiropractic Physicians' Board:

In response to the email dated August 19, 2022 from Brett Canady, set forth below is my supplemental response to questions 17 and 18 on my application for licensure with the Chiropractic Physicians' Board of Nevada.

In 1994, I was residing in Marietta, Georgia. One night I was out to dinner with friends. The person who was supposed to give me a ride home had too much to drink and was therefore unable to operate a motor vehicle. Although I had consumed one or two alcoholic beverages that evening, I had done so early in the night, and I also had a full meal. We were at the restaurant for over two hours. I was not intoxicated and I reasonably believed that I was fully capable of safely driving a motor vehicle.

While on the ride home, I was pulled over by the police. According to the police officer, I had encroached too far into an oncoming lane of traffic after having completed a right turn. I disclosed to the police officer that I had consumed alcoholic beverages several hours earlier in the evening. I passed all sobriety tests that the police administered that night.

It was my recollection and understanding that, as I had passed the sobriety tests, I was not cited for DUI, but rather a traffic offense.

On my license application, I answered "no" to questions 17 and 18 based upon my good faith belief that I had been arrested and/or charged with a traffic violation and that I had subsequently pled guilty to a traffic violation, and not driving under the influence.

This incident occurred nearly thirty years ago and I do not possess any documents regarding the matter.

Due to the age of the 1994 incident, I am unable to obtain a copy of the court's disposition. In response to my request to obtain a copy of the disposition, I received the attached notice dated November 21, 2022 from the Marietta Municipal Court which states that there are no charges currently pending or disposed of in Marietta Municipal Court. The Court's response also states that the Georgia Court Records Retention Schedule requires courts to retain files related to traffic and other local ordinance violations for six years and for twenty years for the offense of driving under the influence. The Court then destroys those records after the expiration of such time periods. Since the incident occurred in 1994, the Marietta Municipal Court no longer has the records on this matter.

In answering "no" to questions 17 and 18, I did not intend to mislead the Board. I based my application on my personal recollection of the 1994 incident and the resolution of the subsequent court proceeding. It was my good faith belief that I had not been charged with DUI but just a traffic violation, and that therefore my answers were truthful.

I have been a licensed chiropractor in Massachusetts since 1996. I opened my chiropractic clinic in 1996 in Boston, Massachusetts. I have a clean and impeccable record. I have never received a complaint, grievance or claim against me related to my chiropractic practice.

I continue to practice and am contributing in an important and positive way to the community of greater Boston. On April 8, 2022, the Board of Registration of Chiropractors in Massachusetts chose me to handle the monitoring of a chiropractor's re-licensing following a suspension. As a monitor, I am assisting this chiropractor in bringing her practice into compliance with the rules and regulations expected of a licensed chiropractor in Massachusetts.

I am confident that I would make an excellent addition to the Nevada DC community.

I respectfully submit that I have the requisite character and fitness for a license to practice chiropractic medicine in the State of Nevada.

I am prepared to meet with the Board and to provide any further information it may request or answer any questions it may have.

Respectfully,

SCOTT DIAMOND, D.C.

Marietta Municipal Court Document



MARIETTA MUNICIPAL COURT
PAMELA G. ALLEN
Clerk of Court/Court Administrator
240 Lemon Street
Marietta, Georgia 30060
770-794-5400

DATE: November 21, 2022

TO: SCOTT DIAMOND

RE: SCOTT DIAMOND

CHIROPRACTIC PHYSICIANS'
BOARD OF NEVADA

JAN 25 2023

RECEIVED
RENO, NEVADA 86

DOB: 05/29/1968

We are in receipt of your request for a records check pertaining to the above referenced individual. The State of Georgia Court Common Records Retention Schedule, requires courts to retain files related to traffic and local ordinance violations for six years; twenty years for the offenses of driving under the influence, misdemeanor possession of marijuana and shoplifting from the date of completion, then destroy. A check of Marietta Municipal Court for the last 20 years from the date above reveals the following:

- You have requested certified copies of materials. Upon receipt of \$5.00, payable in the form of a cashier's check, money order or instrument drawn on a business account your request will be fulfilled. Personal checks are not accepted.
- There are no charges, as described above, currently pending or disposed of in Marietta Municipal Court.
- Marietta Municipal Court is not authorized to conduct a complete driver history. Please contact the Georgia Department of Public Safety. www.dds.ga.gov
- Marietta Municipal Court does not conduct any requests for state-wide full records check or requests from individuals requesting their own criminal history through the use of the Georgia Crime Information Center access. <https://gbi.georgia.gov/obtaining-criminal-history-record-information>
- The following charges have been located in Marietta Municipal Court. (Please review previous paragraph for the types of cases handled by this court.)

OFFENSE

DISPOSITION

OTHER information: ANY CHARGES THAT ARE MAJOR OFFENSES ARE DESTROYED AFTER 20 YEARS AND MINOR OFFENSES ARE DESTROYED AFTER SIX YEARS. ANY CASES FALLING WITHIN THESE TIMEFRAMES ARE NO LONGER AVAILABLE.



DEPUTY CLERK

Response records request01292016

Joe Lombardo
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Nicole Canada, DC
President

Xavier Martinez, DC
Vice President

James T. Overland Sr., DC
Secretary-Treasurer

CHIROPRACTIC PHYSICIANS
BOARD OF NEVADA



MAR 15 2023

RECEIVED
RENO, NEVADA 89502

Morgan Rovetti, DC
Member

Benjamin S. Lurie, DC
Member

Christian L. Augustin, Esq.
Consumer Member

Reza R. Ayazi, Esq.
Consumer Member

Julie Strandberg
Executive Director

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

March 9, 2023

CERTIFIED MAIL NO. 7022 3330 0002 1339 8550

Scott Diamond, DC
312 Spring St., #403
West Roxbury, MA 02123

VOLUNTARY WAIVER OF STATUTORY NOTICE OF A MEETING OF THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

I, Scott Diamond, DC, understand that the Nevada Open Meeting Law (NRS 241.033) grants to me a personal right to prior written notice of the time and place of a meeting whereas the Board will consider any one or more of the following matters: my character, alleged misconduct, professional competence, or physical or mental health. I understand that the Board must consider one or more of the above matters when it reviews the Application for DC Licensure in the State of Nevada.

I know that by law the Board must give me this written notice in one of the two following ways before it is allowed to consider my request at its next scheduled meeting unless I personally choose to give up my right to receive my notice in such a way:

1. The Board must send the notice to me by certified mail at least twenty-one (21) working days before its meeting, or
2. It must deliver the notice to me personally at least (5) working days before its meeting.

I am aware that the next scheduled meeting will be held at 8:45 AM on Thursday, April 6, 2023 via Zoom teleconference:

Topic: Chiropractic Physicians' Board of Nevada
Time: Apr 6, 2023 08:30 AM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGeWxLRVJnS04veWYwNmNlVZz09>

Meeting ID: 819 0873 8835

Passcode: 452168

One tap mobile

+16694449171,,81908738835#,,,,*452168# US

+16699006833,,81908738835#,,,,*452168# US (San Jose)

Dial by your location

- +1 669 444 9171 US
- +1 669 900 6833 US (San Jose)
- +1 719 359 4580 US
- +1 253 205 0468 US
- +1 253 215 8782 US (Tacoma)
- +1 346 248 7799 US (Houston)
- +1 301 715 8592 US (Washington DC)
- +1 305 224 1968 US
- +1 309 205 3325 US
- +1 312 626 6799 US (Chicago)
- +1 360 209 5623 US
- +1 386 347 5053 US
- +1 507 473 4847 US
- +1 564 217 2000 US
- +1 646 931 3860 US
- +1 689 278 1000 US
- +1 929 205 6099 US (New York)

Meeting ID: 819 0873 8835

Passcode: 452168

Find your local number: <https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGeWxLRVJnS04veWYwNmNlVZz09>

and I want the Board to address my Application for DC Licensure. This waiver of rights expedites the Board's decision regarding my request, which is my wish in this matter. Therefore, I waive my rights to the notice specified by the Nevada Open Meeting Law with respect to the Board's April 6, 2023 meeting.

Signed on this 15th Day of March, 2023

By: 
Scott Diamond, DC

In order to appear before the Board this form must be signed and returned by email to chirobd@chirobd.nv.gov or faxed to (775) 688-1920, upon receipt. Thank you.

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 9 – Discussion and possible action regarding contested citations for failure to complete 36 hours of continuing education by December 31, 2022 - For possible action.

1. Julia Miller, DC

RECOMMENDED MOTION: Determine how to rule on the contested citations.

PRESENTED BY: Nicole Canada, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 30 minutes

BACKGROUND INFORMATION: Dr. Julia Miller was selected in the random continuing education audit, however was only able to provide certificates totaling 28 credits. Dr. Miller is not contesting the fine, but is contesting the language in the citation or how the citation is written. The fine in the amount of \$800.00 was received.

***Per the Board policy the licensee shall pay \$100.00 for each missing credit not to exceed \$1,500.00.**

REVIEWED BY: President Secretary Executive Director

ACTION: Approved Approved w/Modifications Denied Continued

Julie Strandberg

From: Dr. Julia Miller <drjulia@affinityhealthchiro.com>
Sent: Wednesday, March 15, 2023 1:45 PM
To: Julie Strandberg
Subject: Board meeting citation no. 23-108 verbiage dispute

Hello Julie,

I want to attend the Board meeting on April 6 to dispute the language used to describe my citation I received. The terminology and category for the inadequate CEs/subtraction of CEs acquired is far more punitive and defamatory than should be written.

Thank you.

Best Regards,

Dr. Julia Miller
Affinity Chiropractic
2351 Pyramid Way, Suite 24
Sparks, NV 89431
ph. 775.358.3590
www.affinityhealthchiro.com

Joe Lombardo
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Vice President
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Secretary-Treasurer

CHIROPRACTIC PHYSICIANS'
BOARD OF NEVADA



MAR 20 2023

RECEIVED
RENO, NEVADA 89502

Morgan Rovetti, DC
Member
Benjamin S. Lurie, DC
Member
Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member
Julie Strandberg
Executive Director

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

March 16, 2023

CERTIFIED MAIL NO. 7022 3330 0002 1339 8567

Julia Miller, DC
Affinity Chiropractic
2351 Pyramid Way, Suite 24
Sparks, NV 89431

**VOLUNTARY WAIVER OF STATUTORY NOTICE
OF A MEETING OF THE
CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA**

I, Julia Miller, DC, understand that the Nevada Open Meeting Law (NRS 241.033) grants to me a personal right to prior written notice of the time and place of a meeting whereas the Board will consider any one or more of the following matters: my character, alleged misconduct, professional competence, or physical or mental health. I understand that the Board must consider one or more of the above matters when it reviews the contested Citation.

I know that by law the Board must give me this written notice in one of the two following ways before it is allowed to consider my request at its next scheduled meeting unless I personally choose to give up my right to receive my notice in such a way:

1. The Board must send the notice to me by certified mail at least twenty-one (21) working days before its meeting, or
2. It must deliver the notice to me personally at least (5) working days before its meeting.

I am aware that the next scheduled meeting will be held at 9:15 AM on Thursday, April 6, 2023 via Zoom teleconference:

Topic: Chiropractic Physicians' Board of Nevada
Time: Apr 6, 2023 08:30 AM Pacific Time (US and Canada)

Julia Miller, DC
Page 2

Join Zoom Meeting

<https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGeWxLRVJnS04veWYwNmNVZz09>

Meeting ID: 819 0873 8835

Passcode: 452168

One tap mobile

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+16699006833,,81908738835#,,,,*452168# US (San Jose)

Dial by your location

+1 669 444 9171 US

+1 669 900 6833 US (San Jose)

+1 719 359 4580 US

+1 253 205 0468 US

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 301 715 8592 US (Washington DC)

+1 305 224 1968 US

+1 309 205 3325 US

+1 312 626 6799 US (Chicago)

+1 360 209 5623 US

+1 386 347 5053 US

+1 507 473 4847 US

+1 564 217 2000 US

+1 646 931 3860 US

+1 689 278 1000 US

+1 929 205 6099 US (New York)

Meeting ID: 819 0873 8835

Passcode: 452168

Find your local number: <https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGeWxLRVJnS04veWYwNmNVZz09>

and I want the Board to address my Citation. This waiver of rights expedites the Board's decision regarding my request, which is my wish in this matter. Therefore, I waive my rights to the notice specified by the Nevada Open Meeting Law with respect to the Board's April 6, 2023 meeting.

Signed on this 20TH Day of March, 2023

By: Dr. Julia Miller, DC
Julia Miller, DC

In order to appear before the Board this form must be signed and returned by email to chirobd@chirobd.nv.gov or faxed to (775) 688-1920 upon receipt. Thank you.

Joe Lombardo
Governor



Nicole Canada, DC
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James T. Overland Sr., DC
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Executive Director

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

CERTIFIED MAIL NO. 7022 3330 0002 1339 8581

CITATION FOR CONTINUING EDUCATION VIOLATION

CITATION NO: 23-108

THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
HEREBY ISSUES THIS CITATION TO:

JULIA MILLER, D.C.
LICENSE NO. B01502
2351 PYRAMID WAY, SUITE 24
SPARKS, NV 89431

THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA HEREBY DECLARES UNDER PENALTY OF PERJURY THAT ON, BEFORE, AND ABOUT THE DATE OF THIS CITATION AND ON A CONTINUOUS BASIS IN LAS VEGAS, NEVADA AND ELSEWHERE DID UNLAWFULLY ENGAGE IN THE FOLLOWING ACTIVITY, TO WIT:

Julia Miller, D.C. is a chiropractic physician licensed in Nevada since January 4, 2013 (License No. B01502). On December 31, 2022, Dr. Miller renewed her chiropractic physician license and indicated in the application that she had completed the requisite 36 hours of continuing education. Pursuant to Nevada Revised Statutes (NRS) 634.130(9) and Nevada Administrative Code (NAC) 634.386, Dr. Miller was selected randomly to be audited for compliance with her continuing education hours completed. Board staff's audit of Dr. Miller revealed that rather than completing 36 hours of continuing education for the preceding biennium, Dr. Miller had only completed 28 of these hours. The failure to complete 36 hours prior to January 1, 2023 is unprofessional conduct as defined in NRS 634.018(1) and (11) and NRS 634.140(1).

**ALL OF THE ABOVE IS CONTRARY TO
NEVADA REVISED STATUTES 634.018(1) and (11) and 634.140(1).**

For the violation, you are hereby issued this citation and are assessed a fine in the amount of \$800.00 due and payable immediately.

You are further ordered to submit documentary evidence of successful completion of 8 hours of continuing education to be received by the Board's office no later than April 7, 2023. These hours of continuing education shall not be counted toward the continuing education hours necessary for the 2024 renewal application.

You may resolve this matter by paying the fine within fifteen days of the service of the citation. Please pay the fine by certified check or cashier's check for the full amount of the assessed fine made payable to "Chiropractic Physicians' Board of Nevada." Additionally, within fifteen days of the service of the Citation, you must provide documentary evidence of the successful completion of the continuing education hours ordered herein. If you pay the fine and provide the documentation as required, it will constitute a satisfactory resolution of the matter for purposes of public disclosure of the disposition of the violation.

If you wish not to resolve the matter as described in the preceding paragraph and to contest the charges made herein, you may appeal the findings of this violation by written request to the Chiropractic Physicians' Board of Nevada, which must be received at the Board's office within 30 days after the date of the issuance of the citation. If you seek an appeal, a hearing will be scheduled before the Board at its next regularly scheduled meeting. If you seek an appeal, you must appear at the hearing before the Board. If you appeal and are unsuccessful, the Board may assess its attorney's fees and costs of the hearing against you in addition to the fine assessed in this citation.

If you do not timely accept the terms of resolution and do not appeal the matter to the Board pursuant to the above paragraphs, the Board may proceed as it deems appropriate to collect the fine and may assess attorney's fees and costs incurred in the investigation, prosecution, and collection of sums due herein. The Board may also take such legal action as it deems necessary to prevent future and further violations of the type and nature described herein.

3/7/23
DATE OF ISSUANCE


SIGNATURE OF EXECUTIVE DIRECTOR

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 10 – Discussion and possible action regarding contested citations for failure to submit the self-inspection by December 31, 2022 - For possible action.

- 1. Chuang Yu Lin, DC**
- 2. Glaee Valencia-Lopez, DC**
- 3. Victor Helo, DC**
- 4. Wendy Scheer, DC**
- 5. Shadia Koury, DC**
- 6. Bradley Pastro, DC**
- 7. Shaun Waldman, DC**

RECOMMENDED MOTION: Determine how to rule on the contested citations.

PRESENTED BY: Nicole Canada, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 30 minutes

BACKGROUND INFORMATION: Pursuant to NAC 634.384 each licensee shall annually submit a self-inspection form by December 31 of each even year. Pursuant to the Board's policy, if the licensee fails to submit their self-inspection by the deadline a citation will be issued with a fine of \$150.00. The DC may contest the citation in writing, which was received from the DC's named above. For each chiropractic physician that has contested their citation, please find attached the chiropractic physicians' request to contest the citation, the signed Voluntary Waiver of Statutory Notice from the Chiropractic Physicians' Board, the citation, the self-inspection submittal date confirmation from the database and confirmation from constant contact identifying the email address and the date the emails were sent.

The following forms of communication were sent to the licensees and are attached for your review:

Sent to mailing address on record with the Board (Nov. 1, 2023):

- Postcard**

Sent to Email on record with the Board (Nov.2022/Dec. 2022):

- Letter generated from the database**
- Newsletters/Messages sent through constant contact**
 - December 20, 2022**
 - November 10, 2022**
 - August 16, 2022**
 - January 6, 202**

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

Agenda Item 10

February 8, 2023

CHIROPRACTIC PHYSICIANS'
BOARD OF NEVADA

FEB 09 2023

RECEIVED
RENO, NEVADA 89502

Chiropractic Physician's Board of Nevada
ATTN: Ms. Julie Strandberg, Executive Director

RE: Appeal to Citation No: 23-48

License No: B00972

Dear Ms. Strandberg,

I am writing to appeal for the citation of failure to submit my self-inspection report before December 31, 2022. I have been suffering from a medical issue and sleep deficiency for the last 3 years in that I had overlooked the emails that I received regarding the instructions to file this report through the licensee portal. This explains my negligence to submit this report on time. Since this is my first offense, I am asking the Board to waive or reduce my penalty fee of \$150 under the consideration.

I look forward to hear from your decision after the meeting on April 6.

Respectfully yours,

Chuang Yu Lin, D.C.

Joe Lombardo
Governor



Morgan Rovetti, DC
Member

Benjamin S. Lurie, DC
Member

Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member

Julie Strandberg
Executive Director

Nicole Canada, DC
President
Xavier Martinez, DC
Vice President
James T. Overland Sr., DC
Secretary-Treasurer

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920
Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

March 9, 2023

CERTIFIED MAIL NO. 7022 3330 0002 1339 8666

Chuang Lin, DC
2806 Grande Valley Dr.
Las Vegas, NV 89135

VOLUNTARY WAIVER OF STATUTORY NOTICE OF A MEETING OF THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

I, Chuang Lin, DC, understand that the Nevada Open Meeting Law (NRS 241.033) grants to me a personal right to prior written notice of the time and place of a meeting whereas the Board will consider any one or more of the following matters: my character, alleged misconduct, professional competence, or physical or mental health. I understand that the Board must consider one or more of the above matters when it reviews the contested Citation.

I know that by law the Board must give me this written notice in one of the two following ways before it is allowed to consider my request at its next scheduled meeting unless I personally choose to give up my right to receive my notice in such a way:

1. The Board must send the notice to me by certified mail at least twenty-one (21) working days before its meeting, or
2. It must deliver the notice to me personally at least (5) working days before its meeting.

I am aware that the next scheduled meeting will be held at 9:15 AM on Thursday, April 6, 2023 via Zoom teleconference:

Topic: Chiropractic Physicians' Board of Nevada
Time: Apr 6, 2023 08:30 AM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGzWxLRVJnS04veWYwNmNVZz09>

Meeting ID: 819 0873 8835

Passcode: 452168

One tap mobile

+16694449171,,81908738835#,...*452168# US

+16699006833,,81908738835#,...*452168# US (San Jose)

Dial by your location

+1 669 444 9171 US

+1 669 900 6833 US (San Jose)

+1 719 359 4580 US

+1 253 205 0468 US

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 301 715 8592 US (Washington DC)

+1 305 224 1968 US

+1 309 205 3325 US

+1 312 626 6799 US (Chicago)

+1 360 209 5623 US

+1 386 347 5053 US

+1 507 473 4847 US

+1 564 217 2000 US

+1 646 931 3860 US

+1 689 278 1000 US

+1 929 205 6099 US (New York)


Meeting ID: 819 0873 8835

Passcode: 452168

Find your local number: <https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGzWxLRVJnS04veWYwNmNVZz09>

and I want the Board to address my Citation. This waiver of rights expedites the Board's decision regarding my request, which is my wish in this matter. Therefore, I waive my rights to the notice specified by the Nevada Open Meeting Law with respect to the Board's April 6, 2023 meeting.

Signed on this twenty-first Day of March, 2023

By: 
Chuang Lin, DC

In order to appear before the Board this form must be signed and returned by email to chirobd@chirobd.nv.gov or faxed to (775) 688-1920 upon receipt. Thank you.

Joe Lombardo
Governor



Morgan Rovetti, DC
Member

Benjamin S. Lurie, DC
Member

Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member

Julie Strandberg
Executive Director

Nicole Canada, DC
President
Xavier Martinez, DC
Vice President
James T. Overland Sr., DC
Secretary-Treasurer

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

CERTIFIED MAIL NO. 7022 0410 0000 7817 2139

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

CITATION

CITATION NO: 23-48

THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
HEREBY ISSUES THIS CITATION TO:

CHUANG LIN, D.C.
LICENSE NO. B00972
2806 GRANDE VALLEY DR
LAS VEGAS, NV 89135

THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA HEREBY DECLARES UNDER PENALTY OF PERJURY THAT ON, BEFORE, AND ABOUT THE DATE OF THIS CITATION AND ON A CONTINUOUS BASIS IN LAS VEGAS, NEVADA AND ELSEWHERE DID UNLAWFULLY ENGAGE IN THE FOLLOWING ACTIVITY, TO WIT:

CHUANG LIN, D.C. is a chiropractic physician licensed in Nevada since 12/5/2002 (B00972). Dr. LIN practices chiropractic at a practice called APPLE CHIROPRACTIC, 2806 GRANDE VALLEY DR, in LAS VEGAS, NEVADA. Pursuant to NAC 634.384 each licensee shall biennially submit a self-inspection form between October 1 and December 31. Based on the Board's records, the self-inspection form for Dr. LIN was not received by December 31, 2022.

**ALL OF THE ABOVE IS CONTRARY TO
NEVADA REVISED STATUTES 634.018(11) and 634.140(1) and
NEVADA ADMINISTRATIVE CODE 634.384.**

For the violation, you are hereby issued this citation and are assessed: (1) a fine in the amount of \$150.00 due and payable within 30 days of the date of the service of this Citation.

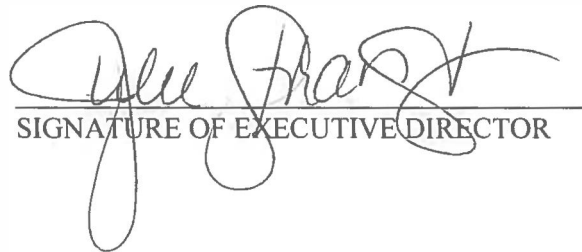
To avoid additional disciplinary action, you may resolve this matter by paying the fine and submitting the 2022 Self-Inspection within thirty days of the service of the citation. Please pay the fine by certified check or cashier's check for the full amount of the assessed fine made payable to "Chiropractic Physicians' Board of Nevada."

To complete your 2022 Self-Inspection please visit the Board's website at chirobd.nv.gov and log in to your Licensee Portal. From the menu, select Self- Inspection to complete this form.

If you wish not to resolve the matter as described in the preceding paragraph and to contest the charges made herein, you may appeal the findings of this violation by written request to the Chiropractic Physicians' Board of Nevada, which must be received at the Board's office within 30 days after the date of the issuance of the citation. If you seek an appeal, a hearing will be scheduled before the Board at its next regularly scheduled meeting. If you seek an appeal, you must appear at the hearing before the Board. If you appeal and are unsuccessful, the Board may assess its attorney's fees and costs of the hearing against you in addition to the fine assessed in this citation.

If you do not timely accept the terms of resolution and do not appeal the matter to the Board pursuant to the above paragraphs, the Board may proceed as it deems appropriate to collect the fine and may assess attorney's fees and costs incurred in the investigation, prosecution, and collection of sums due herein. The Board may also take such legal action as it deems necessary to prevent future and further violations of the type and nature described herein.

11/31/23
DATE OF ISSUANCE


SIGNATURE OF EXECUTIVE DIRECTOR

CHUANG LIN - Self Inspection - 0939



Choose File No file chosen

Entity Name	Field Name	Original Value	New Value	Created On
cust_selfinspection	cust_customprocessid	N/A	Self Inspection-0939	Feb-25-2023 4:4
cust_selfinspection	cust_selfinspectionstatusid	Submitted	Reviewed	Feb-25-2023 4:4
cust_selfinspection	cust_submitted_date	Empty	2023-02-07T12:09:58-05:00	Feb-07-2023 10
cust_selfinspection	cust_selfinspectionstatusid	New	Submitted	Feb-07-2023 10
cust_selfinspection	cust_city	Empty	Las Vegas	Feb-07-2023 10
cust_selfinspection	cust_address_line1	Empty	2806 Grande Valley Dr	Feb-07-2023 10
cust_selfinspection	cust_ownership	Empty	Yes	Feb-07-2023 10
cust_selfinspection	cust_disclosurelocationid	N/A	Posted	Feb-07-2023 10
cust_selfinspection	cust_incorporated	Empty	No	Feb-07-2023 10
cust_selfinspection	cust_malpractice_insurance	Empty	No	Feb-07-2023 10
cust_selfinspection	cust_drug_alcohol_dependent	Empty	No	Feb-07-2023 10
cust_selfinspection	cust_criminally_arrested	Empty	No	Feb-07-2023 10
cust_selfinspection	cust_postal_code	Empty	89135	Feb-07-2023 10
cust_selfinspection	cust_delinquent_of_payment	Empty	No	Feb-07-2023 10
cust_selfinspection	cust_licensed_in_other_health_care	Empty	No	Feb-07-2023 10
cust_selfinspection	cust_email1	Empty	johnnylin53@gmail.com	Feb-07-2023 10
cust_selfinspection	cust_company_name	Empty	Apple Chiropractic	Feb-07-2023 10
cust_selfinspection	cust_incorporated_name_addresses	Empty	N/A	Feb-07-2023 10
cust_selfinspection	cust_business_license	Empty	No	Feb-07-2023 10
cust_selfinspection	cust_selfinspectionroleid	N/A	Owner	Feb-07-2023 10
cust_selfinspection	cust_selfinspectionperiodid	N/A	Self Inspection Period 2022	Feb-07-2023 10
cust_selfinspection	cust_countryid	N/A	United States of America	Feb-07-2023 10
cust_selfinspection	cust_received_discipline_in_other_state	Empty	No	Feb-07-2023 10
cust_selfinspection	cust_independent_radiologist	Empty	No	Feb-07-2023 10
cust_selfinspection	cust_discipline_not_reported	Empty	No	Feb-07-2023 10
cust_selfinspection	cust_licensed_to_practice_in_other_state	Empty	No	Feb-07-2023 10
cust_selfinspection	cust_stateorprovince	Empty	Nevada	Feb-07-2023 10
cust_selfinspection	cust_telephone2	Empty	(702) 569-6972	Feb-07-2023 10
cust_selfinspection	cust_telephone1	Empty	(702) 569-6972	Feb-07-2023 10

Constant Contact History

The screenshot shows the Constant Contact web application interface. At the top, there is a navigation bar with tabs for Campaigns, Contacts, Reporting, Sign-up Forms, Websites & Stores, Events, Social, Integrations, Contact Us, and Help. The main content area is titled "Contact Details" and features a modal window for a contact named "CHUANG LIN". The contact's status is "Email Subscribed • Confirmed". A blue "Edit Contact" button is visible. Below the name, it states "Added by on Jul 26, 2013 • Edited Feb 9, 2023 at 3:52pm PST". There are three tabs: "Details", "Engagement", and "Notes (0)". The "Details" tab is active, showing "Campaign channel" and "Email address" (johnnylin53@gmail.com). A "Lists" section on the right lists active DCs: "Active DC 10.19.22", "Active DC 11.3.22", "Active DCs 11.10.22", and "Active DCs 6.7.22".

This screenshot shows the "Engagement" tab for the contact "CHUANG LIN". It includes the same header information as the previous screenshot. The "Engagement" tab is active, and a note states: "This shows data for the last 100 emails sent in the past five years." Below this, there are two columns: "Recent activity" and "Email summary".

Recent activity	Email summary
Mar 1, 2023 12:05pm • Opened • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type	Emails sent 18
Feb 27, 2023 2:02am • Opened • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type 2:01am • Opened • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type	Average open rate 100%
Feb 22, 2023 9:46am • Opened • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type	Average click rate 0%
	Emails bounced 0



CHUANG LIN

Email Subscribed • Confirmed

Edit Contact



Added by on Jul 26, 2013 • Edited Feb 9, 2023 at 3:52pm PST

Details Engagement Notes (0)

9:32am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

Feb 19, 2023

5:50am • **Opened** • Email • "Notice of Regulation Hearing pursuant to Executive Order" on other device type

Feb 12, 2023

4:53am • **Opened** • Email • "Notice of Regulation Hearing pursuant to Executive Order" on other device type

Feb 11, 2023

2:15pm • **Opened** • Email • "Notice of Regulation Hearing pursuant to Executive Order" on other device type

Feb 9, 2023

4:17pm • **Opened** • Email • "Notice of Regulation Hearing pursuant to Executive Order" on other device type

4:16pm • **Was sent** • Email • "Notice of Regulation Hearing pursuant to Executive Order"

Feb 7, 2023

8:56am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

8:55am • **Opened** • Email • "Welcome Email" on other device type

1:46am • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

Feb 6, 2023

5:10pm • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

Feb 5, 2023

11:57am • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

5:45am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

**CHUANG LIN**

Email Subscribed • Confirmed

[Edit Contact](#)

Added by on Jul 26, 2013 • Edited Feb 9, 2023 at 3:52pm PST

Details

Engagement

Notes (0)

Feb 1, 2023

8:21am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

7:50am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

7:49am • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

7:49am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

Jan 30, 2023

8:43am • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

8:43am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

6:47am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

6:45am • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

Jan 25, 2023

9:01am • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

9:01am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

Jan 24, 2023

4:03pm • **Opened** • Email • "Resubscribe Contacts 2022/06/07 11:06:30 AM" on other device type

Jan 20, 2023

3:42pm • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

3:42pm • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

1:13pm • **Opened** • Email • "Resubscribe Contacts 2022/06/07 11:06:30 AM" on other device type

9:22am • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

9:22am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type



CHUANG LIN

Email Subscribed • Confirmed

Edit Contact



Added by on Jul 26, 2013 • Edited Feb 9, 2023 at 3:52pm PST

Details

Engagement

Notes (0)

Jan 18, 2023

4:00am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

Jan 14, 2023

7:37am • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

7:37am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

Jan 9, 2023

7:58pm • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

Jan 5, 2023

6:48pm • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

6:48pm • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

Jan 4, 2023

3:33pm • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

9:37am • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

Jan 3, 2023

3:16am • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

3:16am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

Jan 2, 2023

11:26pm • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

11:25pm • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

**CHUANG LIN**

Email Subscribed • Confirmed

[Edit Contact](#)

Added by on Jul 26, 2013 • Edited Feb 9, 2023 at 3:52pm PST

Details

Engagement

Notes (0)

Jan 1, 2023

- 5:34am • **Opened** • Email • "Welcome Email" on other device type
- 5:33am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type
- 5:29am • **Opened** • Email • "Happy Holidays 12.21.22" on other device type
- 5:29am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

Dec 30, 2022

- 2:03am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

Dec 21, 2022

- 2:47pm • **Opened** • Email • "Happy Holidays 12.21.22" on other device type
- 1:01pm • **Was sent** • Email • "Happy Holidays 12.21.22"
- 5:54am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

Dec 20, 2022

- 6:29pm • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type
- 4:46pm • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type
- 3:13pm • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type
- 2:50pm • **Was sent** • Email • "2022 DC License Renewal & Self-Inspection Deadline"

Dec 6, 2022

- 8:21pm • **Opened** • Email • "Welcome Email" on other device type

Nov 22, 2022

- 5:20pm • **Opened** • Email • "Happy Thanksgiving Renewal & application process" on other device type
- 4:01pm • **Was sent** • Email • "Happy Thanksgiving Renewal & application process"



CHUANG LIN

Email Subscribed • Confirmed

Edit Contact



Added by on Jul 26, 2013 • Edited Feb 9, 2023 at 3:52pm PST

Details

Engagement

Notes (0)

Nov 19, 2022

4:00am • Opened • Email • "Notice of Hearing" on other device type

Nov 17, 2022

12:21pm • Was sent • Email • "Notice of Hearing"

Nov 13, 2022

1:45am • Opened • Email • "Chiropractic Physician Renewal" on other device type

1:44am • Opened • Email • "Chiropractic Physician Renewal" on other device type

Nov 10, 2022

4:30pm • Was sent • Email • "Chiropractic Physician Renewal"

Greetings,

I am in receipt of a citation thru certified mail regarding failing to submit self-inspection form. Upon speaking with a staff member this morning, I was advised to submit correspondence contending this decision.

As you can see from the image above, renewal and form were submitted on 12/30/22. Please consider removing applied citation and fine.

I await your response. Thank you in advance for your time and consideration,

*Dr. Glaee Valencia-Lopez, #B01163
Valencia Sports & Family Chiropractic
235 N. Eastern Avenue #119
Las Vegas, NV 89101
Tel: (702) 307-4004
Fax: (702) 307-9535*

Julie Strandberg

From: Valencia Chiropractic <ValenciaChiropractic@hotmail.com>
Sent: Tuesday, February 14, 2023 11:44 AM
To: Julie Strandberg
Subject: Citation No. 23-83

CPBN - Renewal - Submitted - Valencia Chiropractic - Outlook - Profile 1 - Microsoft Edge

about:blank

Delete Archive Report Reply Read / Unread Categorize Flag

CPBN - Renewal - Submitted



cpbn@thentiacloud.com

To: valenciachiropractic@hotmail.com



Chiropractic Physicians
Board of Nevada

Hello GLAEE VALENCIA-LOPEZ,

You have successfully completed the online renewal process. You printed from your registrant portal under profile.

A paid receipt can be printed from your registrant profile under invoice.

Sincerely,

Chiropractic Physicians' Board of Nevada

Chiropractic Physicians' Board of Nevada
4600 Kietzke Lane, Suite M245
Reno, NV 89502-5000
Telephone: 775-688-1921

Reply Forward

Joe Lombardo
Governor

Nicole Canada, DC
President
Xavier Martinez, DC
Vice President
James T. Overland Sr., DC
Secretary-Treasurer

CHIROPRACTIC PHYSICIANS
BOARD OF NEVADA



MAR 22 2023

RECEIVED
RENO, NEVADA 89502

Morgan Rovetti, DC
Member
Benjamin S. Lurie, DC
Member
Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member

Julie Strandberg
Executive Director

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

March 9, 2023

CERTIFIED MAIL NO. 7022 3330 0002 1339 8659

Glaee Valencia-Lopez, DC
235 N. Eastern Avenue, No. 119
Las Vegas, NV 89101

**VOLUNTARY WAIVER OF STATUTORY NOTICE
OF A MEETING OF THE
CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA**

I, Glaee Valencia-Lopez, DC, understand that the Nevada Open Meeting Law (NRS 241.033) grants to me a personal right to prior written notice of the time and place of a meeting whereas the Board will consider any one or more of the following matters: my character, alleged misconduct, professional competence, or physical or mental health. I understand that the Board must consider one or more of the above matters when it reviews the contested Citation.

I know that by law the Board must give me this written notice in one of the two following ways before it is allowed to consider my request at its next scheduled meeting unless I personally choose to give up my right to receive my notice in such a way:

1. The Board must send the notice to me by certified mail at least twenty-one (21) working days before its meeting, or
2. It must deliver the notice to me personally at least (5) working days before its meeting.

~~I am aware that the next scheduled meeting will be held at 9:15 AM on Thursday, April 6, 2023, via Zoom teleconference.~~

Topic: Chiropractic Physicians' Board of Nevada
Time: Apr 6, 2023 08:30 AM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us06wcb.zoom.us/j/81908738835?pwd=M2s0a1hGeWxLRVJnS04veWYwNmNVZz09>

Meeting ID: 819 0873 8835

Passcode: 452168

One tap mobile

+16694449171,,81908738835#,,,,*452168# US

+16699006833,,81908738835#,,,,*452168# US (San Jose)

Dial by your location

+1 669 444 9171 US

+1 669 900 6833 US (San Jose)

+1 719 359 4580 US

+1 253 205 0468 US

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 301 715 8592 US (Washington DC)

+1 305 224 1968 US

+1 309 205 3325 US

+1 312 626 6799 US (Chicago)

+1 360 209 5623 US

+1 386 347 5053 US

+1 507 473 4847 US

+1 564 217 2000 US

+1 646 931 3860 US

+1 689 278 1000 US

+1 929 205 6099 US (New York)

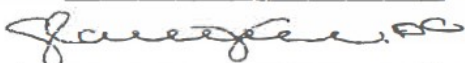
Meeting ID: 819 0873 8835

Passcode: 452168

Find your local number: <https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGeWxLRVJnS04veWYwNmNVZz09>

and I want the Board to address my Citation. This waiver of rights expedites the Board's decision regarding my request, which is my wish in this matter. Therefore, I waive my rights to the notice specified by the Nevada Open Meeting Law with respect to the Board's April 6, 2023 meeting.

Signed on this 22 Day of March, 2023

By: 
Glaee Valencia-Lopez, DC

In order to appear before the Board this form must be signed and returned by email to chirobd@chirobd.nv.gov or faxed to (775) 688-1920 upon receipt. Thank you.

Joe Lombardo
Governor



Morgan Rovetti, DC
Member

Benjamin S. Lurie, DC
Member

Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member

Nicole Canada, DC
President
Xavier Martinez, DC
Vice President
James T. Overland Sr., DC
Secretary-Treasurer

Julie Strandberg
Executive Director

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

CERTIFIED MAIL NO. 7022 0410 0000 7817 1552

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

CITATION

CITATION NO: 23-83

THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
HEREBY ISSUES THIS CITATION TO:

GLAEE VALENCIA-LOPEZ, D.C.
LICENSE NO. B01163
235 N. EASTERN AVENUE No.119
LAS VEGAS, NV 89101

THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA HEREBY DECLARES UNDER PENALTY OF PERJURY THAT ON, BEFORE, AND ABOUT THE DATE OF THIS CITATION AND ON A CONTINUOUS BASIS IN LAS VEGAS, NEVADA AND ELSEWHERE DID UNLAWFULLY ENGAGE IN THE FOLLOWING ACTIVITY, TO WIT:

GLAEE VALENCIA-LOPEZ, D.C. is a chiropractic physician licensed in Nevada since 8/23/2005 (B01163). Dr. VALENCIA-LOPEZ practices chiropractic at a practice called VALENCIA SPORTS & FAMILY CHIROPRACTIC, 235 N. EASTERN AVENUE No.119, in LAS VEGAS, NEVADA. Pursuant to NAC 634.384 each licensee shall biennially submit a self-inspection form between October 1 and December 31. Based on the Board's records, the self-inspection form for Dr. VALENCIA-LOPEZ was not received by December 31, 2022.

**ALL OF THE ABOVE IS CONTRARY TO
NEVADA REVISED STATUTES 634.018(11) and 634.140(1) and
NEVADA ADMINISTRATIVE CODE 634.384.**

For the violation, you are hereby issued this citation and are assessed: (1) a fine in the amount of \$150.00 due and payable within 30 days of the date of the service of this Citation.

To avoid additional disciplinary action, you may resolve this matter by paying the fine and submitting the 2022 Self-Inspection within thirty days of the service of the citation. Please pay the fine by certified check or cashier's check for the full amount of the assessed fine made payable to "Chiropractic Physicians' Board of Nevada."

To complete your 2022 Self-Inspection please visit the Board's website at chirobd.nv.gov and log in to your Licensee Portal. From the menu, select Self- Inspection to complete this form.

If you wish not to resolve the matter as described in the preceding paragraph and to contest the charges made herein, you may appeal the findings of this violation by written request to the Chiropractic Physicians' Board of Nevada, which must be received at the Board's office within 30 days after the date of the issuance of the citation. If you seek an appeal, a hearing will be scheduled before the Board at its next regularly scheduled meeting. If you seek an appeal, you must appear at the hearing before the Board. If you appeal and are unsuccessful, the Board may assess its attorney's fees and costs of the hearing against you in addition to the fine assessed in this citation.

If you do not timely accept the terms of resolution and do not appeal the matter to the Board pursuant to the above paragraphs, the Board may proceed as it deems appropriate to collect the fine and may assess attorney's fees and costs incurred in the investigation, prosecution, and collection of sums due herein. The Board may also take such legal action as it deems necessary to prevent future and further violations of the type and nature described herein.

1/31/23
DATE OF ISSUANCE


SIGNATURE OF EXECUTIVE DIRECTOR

GLAEE VALENCIA-LOPEZ - Self Inspection - 0867



Choose File No file chosen

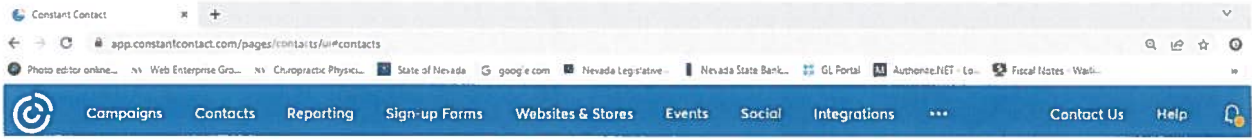
Entity Name	Field Name	Original Value	New Value	Created On
cust_selfinspection	cust_customprocessid	N/A	Self Inspection-0867	Feb-25-2023 5:
cust_selfinspection	cust_selfinspectionstatusid	Submitted	Reviewed	Feb-25-2023 5:
cust_selfinspection	cust_submitted_date	Empty	2023-01-03	Jan-03-2023 5:
cust_selfinspection	cust_selfinspectionstatusid	New	Submitted	Jan-03-2023 5:
cust_selfinspection	cust_city	Empty	Las Vegas	Jan-03-2023 5:
cust_selfinspection	cust_address_line1	Empty	235 N Eastern Avenue #119	Jan-03-2023 5:
cust_selfinspection	cust_ownership	Empty	Yes	Jan-03-2023 5:
cust_selfinspection	cust_incorporated	Empty	Yes	Jan-03-2023 5:
cust_selfinspection	cust_malpractice_insurance	Empty	Yes	Jan-03-2023 5:
cust_selfinspection	cust_drug_alcohol_dependent	Empty	No	Jan-03-2023 5:
cust_selfinspection	cust_criminally_arrested	Empty	No	Jan-03-2023 5:
cust_selfinspection	cust_postal_code	Empty	89101	Jan-03-2023 5:
cust_selfinspection	cust_delinquent_of_payment	Empty	No	Jan-03-2023 5:
cust_selfinspection	cust_licensed_in_other_health_care	Empty	No	Jan-03-2023 5:
cust_selfinspection	cust_incorporated_details	Empty	Healing Touch Chiropractic & Wellness Co, P.C.	Jan-03-2023 5:
cust_selfinspection	cust_email1	Empty	valenciachiropractic@hotmail.com	Jan-03-2023 5:
cust_selfinspection	cust_company_name	Empty	Healing Touch Chiropractic & Wellness Co, P.C.	Jan-03-2023 5:
cust_selfinspection	cust_incorporated_name_addresses	Empty	Glaee Valencia Lopez 235 N Eastern Avenue #119 Las Vegas NV 89101	Jan-03-2023 5:
cust_selfinspection	cust_business_license	Empty	Yes	Jan-03-2023 5:
cust_selfinspection	cust_selfinspectionroleid	N/A	Owner	Jan-03-2023 5:
cust_selfinspection	cust_selfinspectionperiodid	N/A	Self Inspection Period 2022	Jan-03-2023 5:
cust_selfinspection	cust_business_license_details	Empty	NV20071212599	Jan-03-2023 5:
cust_selfinspection	cust_countryid	N/A	United States of America	Jan-03-2023 5:
cust_selfinspection	cust_received_discipline_in_other_states	Empty	No	Jan-03-2023 5:
cust_selfinspection	cust_independent_radiologist	Empty	No	Jan-03-2023 5:
cust_selfinspection	cust_discipline_not_reported	Empty	No	Jan-03-2023 5:
cust_selfinspection	cust_licensed_to_practice_in_other_states	Empty	No	Jan-03-2023 5:
cust_selfinspection	cust_stateorprovince	Empty	Nevada	Jan-03-2023 5:
cust_selfinspection	cust_telephone1	Empty	(702) 307-4004	Jan-03-2023 5:

All E-mail Audit Records



Source Address	Destination Address	Subject	Opened Count	Click-through Count
cpbn@thentiacloud.com	valenciachiropractic@hotmail.com	CPBN - Renewal - Submitted	N/A	N/A
noreply@thentiacloud.com	valenciachiropractic@hotmail.com	Thentia Cloud - Temporary Password	N/A	N/A
noreply@thentiacloud.com	valenciachiropractic@hotmail.com	Thentia Cloud - Temporary Password	N/A	N/A
cpbn@thentiacloud.com	valenciachiropractic@hotmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/A
cpbn@thentiacloud.com	valenciachiropractic@hotmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/A
cpbn@thentiacloud.com	valenciachiropractic@hotmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/A
cpbn@thentiacloud.com	valenciachiropractic@hotmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/A
cpbn@thentiacloud.com	valenciachiropractic@hotmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/A
cpbn@thentiacloud.com	valenciachiropractic@hotmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/A
cpbn@thentiacloud.com	valenciachiropractic@hotmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/A
cpbn@thentiacloud.com	valenciachiropractic@hotmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/A
cpbn@thentiacloud.com	valenciachiropractic@hotmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/A
cpbn@thentiacloud.com	valenciachiropractic@hotmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/A
cpbn@thentiacloud.com	valenciachiropractic@hotmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/A
cpbn@thentiacloud.com	valenciachiropractic@hotmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/A
cpbn@thentiacloud.com	valenciachiropractic@hotmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/A
cpbn@thentiacloud.com	valenciachiropractic@hotmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/A

Constant Contact History



Contact Details

GLAEE VALENCIA-LOPEZ

Email Subscribed Edit Contact

Added by on Jul 26, 2013 • Edited Feb 9, 2023 at 3:52pm PST

Details Engagement Notes (0)

Campaign channel	Lists
Email address valenciachiropractic@hotmail.com Subscribed by you on Jul 26, 2013 at 4:22pm PDT	Active DC 10.19.22 Active DC 11.3.22 Active DC 2.11.22 Active DCs 11.10.22

Basic details

First name
GLAEE

Last name
VALENCIA-LOPEZ

Contact Details

GLAEE VALENCIA-LOPEZ

Email Subscribed Edit Contact

Added by on Jul 26, 2013 • Edited Feb 9, 2023 at 3:52pm PST

Details Engagement Notes (0)

This shows data for the last 100 emails sent in the past five years.

Recent activity	Email summary
Mar 7, 2023 9:35pm • Opened • Email • "State of NV Face Covering Update 7.29.21" on desktop device 9:05pm • Opened • Email • "Notice of Regulation Hearing pursuant to Executive Order" on desktop device	Emails sent 63 Average open rate 62% Average click rate 17% Emails bounced 0
Mar 6, 2023 8:17pm • Opened • Email • "Chiropractic Assistant Renewal Reminder (Correction)" on desktop device	
Feb 14, 2023 12:12pm • Opened • Email • "Chiropractic Assistant Renewal Reminder" on desktop device 12:12pm • Opened • Email • "Dr. Stephanie Youngblood" on desktop device	

GLAEE VALENCIA-LOPEZ

Email Subscribed

Edit Contact



Added by on Jul 26, 2013 • Edited Feb 9, 2023 at 3:52pm PST

Details

Engagement

Notes (0)

- 12:12pm • **Opened** • Email • "Happy Holidays 12.21.22" on desktop device
- 12:12pm • **Opened** • Email • "Newsletter Issue 70" on desktop device
- 12:12pm • **Opened** • Email • "Chiropractic Physician Renewal" on desktop device
- 12:12pm • **Opened** • Email • "Chiropractic Assistant Renewal Reminder (Correction)" on desktop device
- 12:12pm • **Opened** • Email • "Notice of Regulation Hearing pursuant to Executive Order" on desktop device
- 12:11pm • **Opened** • Email • "Happy Thanksgiving Renewal & application process" on desktop device
- 12:08pm • **Clicked** • Email • a link in "Chiropractic Physician Renewal" on desktop device
- 12:08pm • **Opened** • Email • "Chiropractic Physician Renewal" on desktop device
- 12:07pm • **Opened** • Email • "Chiropractic Assistant Renewal Reminder" on desktop device
- 12:07pm • **Opened** • Email • "Newsletter Issue 70" on desktop device
- 12:07pm • **Opened** • Email • "Chiropractic Physician Renewal" on desktop device
- 12:07pm • **Opened** • Email • "Chiropractic Assistant Renewal Reminder (Correction)" on desktop device
-
- 12:06pm • **Opened** • Email • "Dr. Stephanie Youngblood" on desktop device
- 11:59am • **Clicked** • Email • a link in "Notice of Regulation Hearing pursuant to Executive Order" on desktop device
- 11:59am • **Opened** • Email • "Notice of Regulation Hearing pursuant to Executive Order" on desktop device
- 11:58am • **Clicked** • Email • a link in "Notice of Regulation Hearing pursuant to Executive Order" on desktop device
- 11:58am • **Opened** • Email • "Notice of Regulation Hearing pursuant to Executive Order" on desktop device
- Feb 9, 2023
- 8:21pm • **Opened** • Email • "Notice of Regulation Hearing pursuant to Executive Order" on desktop device
- 4:16pm • **Was sent** • Email • "Notice of Regulation Hearing pursuant to Executive Order"
- Dec 22, 2022
- 9:59am • **Opened** • Email • "Happy Holidays 12.21.22" on desktop device



GLAEE VALENCIA-LOPEZ

Email Subscribed

Edit Contact



Added by on Jul 26, 2013 • Edited Feb 9, 2023 at 3:52pm PST

Details Engagement Notes (0)

Dec 21, 2022

1:01pm • Was sent • Email • "Happy Holidays 12.21.22"

Dec 20, 2022

2:50pm • Was sent • Email • "2022 DC License Renewal & Self-Inspection Deadline"

Nov 22, 2022

4:32pm • Opened • Email • "Happy Thanksgiving Renewal & application process" on desktop device

4:09pm • Opened • Email • "Happy Thanksgiving Renewal & application process" on desktop device

4:01pm • Was sent • Email • "Happy Thanksgiving Renewal & application process"

Nov 17, 2022

12:21pm • Was sent • Email • "Notice of Hearing"

Nov 10, 2022

5:15pm • Opened • Email • "Chiropractic Physician Renewal" on desktop device

Julie Strandberg

From: Dr. Helo Work <drhelo@thetotalwellness.com>
Sent: Friday, February 24, 2023 10:28 AM
To: Julie Strandberg
Subject: Re: Self-Inspection Citation - Dr. Victor Helo
Attachments: Victor Helo, DC.pdf

Good morning Julie

I hope my email reaches you in a good health, per our conversation this morning, I am writing this email to appeal the citation that I received via email on 2/21/23.

According to my records the self inspection request was done on 11/24/22 I didn't receive any confirmation from your end, most of the questions didn't apply to my practice since I am practicing in California.

I submitted the self inspection again on 12/30/2022 when I did my licenses renewal. I only received a confirmation on the payment but not on completing the self inspection.

Also, I didn't receive any certified letter from your office and upon reviewing the photos you've emailed me, I realized that the mailing address was typed incorrectly.

I am appealing to the Nevada Board of Chiropractic Physicians to void the citation, since its was not my fault when I filed the self inspection on 11/24/22.

Thank you

Sent by Victor Helo via iPad Pro
For personal use of addressee above ONLY

Note: This E-mail message and any attachments are intended solely for the use of the addressee hereof and may contain information that is confidential, privileged and/or exempt from disclosure under applicable law. Delivery of this message to any person other than the intended recipient shall not constitute a waiver of any right, privilege or exemption. If you are not the intended recipient, please immediately notify the sender by reply E-mail and permanently delete this message from your system without reproducing or disclosing it to any third party. While Victor Helo took reasonable precautions to prevent transmission of software viruses, he does not and cannot guarantee the same and he therefore disclaim liability for any damage sustained by you or any third party as a result thereof. Thank you!

On Feb 21, 2023, at 12:57 PM, Julie Strandberg <chirobd@chirobd.nv.gov> wrote:

Dear Dr. Helo,

Please find attached the citation for failure to submit your self-inspection by December 31, 2022. You will note that the citation was mailed in error to your previous address on record with the board. Please confirm receipt of this email.

Thank you,

Joe Lombardo
Governor

Nicole Canada, DC

President

Xavier Martinez, DC

Vice President

James T. Overland Sr., DC

Secretary-Treasurer



CHIROPRACTIC PHYSICIAN
BOARD OF NEVADA

MAR 20 2023

RECEIVED
RENO, NEVADA 89502

Morgan Rovetti, DC

Member

Benjamin S. Lurie, DC

Member

Christian L. Augustin, Esq.

Consumer Member

Reza R. Ayazi, Esq.

Consumer Member

Julie Strandberg

Executive Director

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

March 9, 2023

CERTIFIED MAIL NO. 7022 3330 0002 1339 8642

Victor Helo, DC

P. O. Box 55901

Sherman Oaks, CA 91413

VOLUNTARY WAIVER OF STATUTORY NOTICE OF A MEETING OF THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

I, Victor Helo, DC, understand that the Nevada Open Meeting Law (NRS 241.033) grants to me a personal right to prior written notice of the time and place of a meeting whereas the Board will consider any one or more of the following matters: my character, alleged misconduct, professional competence, or physical or mental health. I understand that the Board must consider one or more of the above matters when it reviews the contested Citation.

I know that by law the Board must give me this written notice in one of the two following ways before it is allowed to consider my request at its next scheduled meeting unless I personally choose to give up my right to receive my notice in such a way:

1. The Board must send the notice to me by certified mail at least twenty-one (21) working days before its meeting, or
2. It must deliver the notice to me personally at least (5) working days before its meeting.

I am aware that the next scheduled meeting will be held at 9:15 AM on Thursday, April 6, 2023 via Zoom teleconference:

Topic: Chiropractic Physicians' Board of Nevada

Time: Apr 6, 2023 08:30 AM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGeWxLRVJnS04veWYwNmNVZz09>

Meeting ID: 819 0873 8835

Passcode: 452168

One tap mobile

+16694449171,,81908738835#,,, *452168# US

+16699006833,,81908738835#,,, *452168# US (San Jose)

Dial by your location

+1 669 444 9171 US

+1 669 900 6833 US (San Jose)

+1 719 359 4580 US

+1 253 205 0468 US

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 301 715 8592 US (Washington DC)

+1 305 224 1968 US

+1 309 205 3325 US

+1 312 626 6799 US (Chicago)

+1 360 209 5623 US

+1 386 347 5053 US

+1 507 473 4847 US

+1 564 217 2000 US

+1 646 931 3860 US

+1 689 278 1000 US

+1 929 205 6099 US (New York)

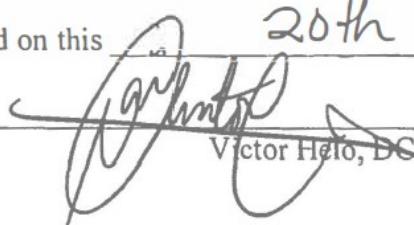
Meeting ID: 819 0873 8835

Passcode: 452168

Find your local number: <https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGeWxLRVJnS04veWYwNmNVZz09>

and I want the Board to address my Citation. This waiver of rights expedites the Board's decision regarding my request, which is my wish in this matter. Therefore, I waive my rights to the notice specified by the Nevada Open Meeting Law with respect to the Board's April 6, 2023 meeting.

Signed on this 20th Day of March, 2023

By:  _____

Victor Helo, DC

In order to appear before the Board this form must be signed and returned by email to chirobd@chirobd.nv.gov or faxed to (775) 688-1920 upon receipt. Thank you.

Joe Lombardo
Governor



Morgan Rovetti, DC
Member
Benjamin S. Lurie, DC
Member

Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member

Julie Strandberg
Executive Director

Nicole Canada, DC
President
Xavier Martinez, DC
Vice President
James T. Overland Sr., DC
Secretary-Treasurer

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

CERTIFIED MAIL NO. 7022 0410 0000 7817 1781

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

CITATION

CITATION NO: 23-100

THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
HEREBY ISSUES THIS CITATION TO:

VICTOR HELO, D.C.
LICENSE NO. B01325
TARZANA, CA 91356

THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA HEREBY DECLARES UNDER PENALTY OF PERJURY THAT ON, BEFORE, AND ABOUT THE DATE OF THIS CITATION AND ON A CONTINUOUS BASIS IN SHERMAN OAKS, CALIFORNIA AND ELSEWHERE DID UNLAWFULLY ENGAGE IN THE FOLLOWING ACTIVITY, TO WIT:

VICTOR HELO, D.C. is a chiropractic physician licensed in Nevada since 3/13/2009 (B01325). Dr. HELO practices chiropractic at a practice called , P.O. BOX 55901, in SHERMAN OAKS, CALIFORNIA. Pursuant to NAC 634.384 each licensee shall biennially submit a self-inspection form by December 31. Based on the Board's records, the self-inspection form for Dr. HELO was not received by December 31, 2022.

**ALL OF THE ABOVE IS CONTRARY TO
NEVADA REVISED STATUTES 634.018(11) and 634.140(1) and
NEVADA ADMINISTRATIVE CODE 634.384.**

For the violation, you are hereby issued this citation and are assessed: (1) a fine in the amount of \$150.00 due and payable within 30 days of the date of the service of this Citation.

To avoid additional disciplinary action, you may resolve this matter by paying the fine and submitting the 2022 Self-Inspection within thirty days of the service of the citation. Please pay the fine by certified check or cashier's check for the full amount of the assessed fine made payable to "Chiropractic Physicians' Board of Nevada."

To complete your self-inspection please visit the Board's website at chirobd.nv.gov and log in to your Licensee Portal. From the menu, select self- inspection to complete this form.

If you wish not to resolve the matter as described in the preceding paragraph and to contest the charges made herein, you may appeal the findings of this violation by written request to the Chiropractic Physicians' Board of Nevada, which must be received at the Board's office within 30 days after the date of the issuance of the citation. If you seek an appeal, a hearing will be scheduled before the Board at its next regularly scheduled meeting. If you seek an appeal, you must appear at the hearing before the Board. If you appeal and are unsuccessful, the Board may assess its attorney's fees and costs of the hearing against you in addition to the fine assessed in this citation.

If you do not timely accept the terms of resolution and do not appeal the matter to the Board pursuant to the above paragraphs, the Board may proceed as it deems appropriate to collect the fine and may assess attorney's fees and costs incurred in the investigation, prosecution, and collection of sums due herein. The Board may also take such legal action as it deems necessary to prevent future and further violations of the type and nature described herein.

1/31/23
DATE OF ISSUANCE


SIGNATURE OF EXECUTIVE DIRECTOR

VICTOR HELO - Self Inspection - 0861



Choose File No file chosen

Entity Name	Field Name	Original Value	New Value	Created On
cust_selfinspection	cust_customprocessid	N/A	Self Inspection-0861	Feb-25-2023 4:
cust_selfinspection	cust_selfinspectionstatusid	Submitted	Reviewed	Feb-25-2023 4:
cust_selfinspection	cust_submitted_date	Empty	2023-01-02	Jan-02-2023 6:
cust_selfinspection	cust_selfinspectionstatusid	New	Submitted	Jan-02-2023 6:
cust_selfinspection	cust_city	Empty	Studio City	Jan-02-2023 6:
cust_selfinspection	cust_address_line1	Empty	12215 Ventura Blvd	Jan-02-2023 6:
cust_selfinspection	cust_ownership	Empty	Yes	Jan-02-2023 6:
cust_selfinspection	cust_incorporated	Empty	Yes	Jan-02-2023 6:
cust_selfinspection	cust_malpractice_insurance	Empty	Yes	Jan-02-2023 6:
cust_selfinspection	cust_drug_alcohol_dependent	Empty	No	Jan-02-2023 6:
cust_selfinspection	cust_criminally_arrested	Empty	No	Jan-02-2023 6:
cust_selfinspection	cust_postal_code	Empty	91604	Jan-02-2023 6:
cust_selfinspection	cust_delinquent_of_payment	Empty	No	Jan-02-2023 6:
cust_selfinspection	cust_licensed_in_other_health_care	Empty	No	Jan-02-2023 6:
cust_selfinspection	cust_incorporated_details	Empty	Helo Chirpractic Inc. TIN 462329965	Jan-02-2023 6:
cust_selfinspection	cust_email1	Empty	drhelo@thetotalwellness.com	Jan-02-2023 6:
cust_selfinspection	cust_company_name	Empty	Helo Chiropractic Inc. Total Wellness	Jan-02-2023 6:
cust_selfinspection	cust_incorporated_name_addresses	Empty	Victor Helo, DC 7902 Zeus Drive Los Angeles	Jan-02-2023 6:
cust_selfinspection	cust_business_license	Empty	No	Jan-02-2023 6:
cust_selfinspection	cust_selfinspectionroleid	N/A	Owner	Jan-02-2023 6:
cust_selfinspection	cust_selfinspectionperiodid	N/A	Self Inspection Period 2022	Jan-02-2023 6:
cust_selfinspection	cust_countryid	N/A	United States of America	Jan-02-2023 6:
cust_selfinspection	cust_received_discipline_in_other_state	Empty	No	Jan-02-2023 6:
cust_selfinspection	cust_independent_radiologist	Empty	No	Jan-02-2023 6:
cust_selfinspection	cust_discipline_not_reported	Empty	No	Jan-02-2023 6:
cust_selfinspection	cust_licensed_to_practice_in_other_state	Empty	No	Jan-02-2023 6:
cust_selfinspection	cust_stateorprovince	Empty	California	Jan-02-2023 6:
cust_selfinspection	cust_telephone2	Empty	(818) 430-8421	Jan-02-2023 6:
cust_selfinspection	cust_telephone1	Empty	(818) 487-9100	Jan-02-2023 6:

All E-mail Audit Records



Source Address	Destination Address	Subject	Opened	Clicked	Forwarded	Deleted	Deleted	Deleted	Deleted	Deleted
cpbn@thentiacloud.com	drhelo@thetotalwellness.com	CPBN - Renewal - Submitted	N/A	N/AN/A	N/A					Dec-30-2022 9:17 AM
noreply@thentiacloud.com	drhelo@thetotalwellness.com	Thentia Cloud - Temporary Password	N/A	N/AN/A	N/A					Dec-30-2022 9:12 AM
cpbn@thentiacloud.com	drhelo@thetotalwellness.com	2023-24 License Renewal/Self-Inspect	N/A	N/AN/A	N/A					Dec-14-2022 5:02 PM
cpbn@thentiacloud.com	drhelo@thetotalwellness.com	2023-24 License Renewal/Self-Inspect	N/A	N/AN/A	N/A					Nov-30-2022 5:04 PM
cpbn@thentiacloud.com	drhelo@thetotalwellness.com	2023-24 License Renewal/Self-Inspect	N/A	N/AN/A	N/A					Nov-29-2022 5:03 PM
cpbn@thentiacloud.com	drhelo@thetotalwellness.com	2023-24 License Renewal/Self-Inspect	N/A	N/AN/A	N/A					Nov-28-2022 5:03 PM
cpbn@thentiacloud.com	drhelo@thetotalwellness.com	2023-24 License Renewal/Self-Inspect	N/A	N/AN/A	N/A					Nov-27-2022 5:03 PM
cpbn@thentiacloud.com	drhelo@thetotalwellness.com	2023-24 License Renewal/Self-Inspect	N/A	N/AN/A	N/A					Nov-26-2022 5:03 PM
cpbn@thentiacloud.com	drhelo@thetotalwellness.com	2023-24 License Renewal/Self-Inspect	N/A	N/AN/A	N/A					Nov-25-2022 5:03 PM
cpbn@thentiacloud.com	drhelo@thetotalwellness.com	2023-24 License Renewal/Self-Inspect	N/A	N/AN/A	N/A					Nov-24-2022 5:03 PM
cpbn@thentiacloud.com	drhelo@thetotalwellness.com	2023-24 License Renewal/Self-Inspect	N/A	N/AN/A	N/A					Nov-23-2022 5:04 PM
cpbn@thentiacloud.com	drhelo@thetotalwellness.com	2023-24 License Renewal/Self-Inspect	N/A	N/AN/A	N/A					Nov-22-2022 5:05 PM
cpbn@thentiacloud.com	drhelo@thetotalwellness.com	2023-24 License Renewal/Self-Inspect	N/A	N/AN/A	N/A					Nov-21-2022 5:04 PM
cpbn@thentiacloud.com	drhelo@thetotalwellness.com	2023-24 License Renewal/Self-Inspect	N/A	N/AN/A	N/A					Nov-20-2022 5:04 PM
cpbn@thentiacloud.com	drhelo@thetotalwellness.com	2023-24 License Renewal/Self-Inspect	N/A	N/AN/A	N/A					Nov-19-2022 5:04 PM
cpbn@thentiacloud.com	drhelo@thetotalwellness.com	2023-24 License Renewal/Self-Inspect	N/A	N/AN/A	N/A					Nov-18-2022 5:04 PM

Constant Contact History



Contact Details

VICTOR HELO

Email Subscribed [Edit Contact](#) ⋮

Added by Site Owner on Oct 13, 2016 • Edited Feb 9, 2023 at 3:52pm PST

[Details](#) [Engagement](#) [Notes \(0\)](#)

Campaign channel

Email address
drhelo@thetotalwellness.com
Subscribed by you on Oct 13, 2016 at 10:04am PDT

Lists

- Active DC 10.19.22
- Active DC 11.3.22
- Active DC 2.11.22
- Active DCs 11.10.22

Basic details

First name
VICTOR

Last name
HELO

Contact Details

VICTOR HELO

Email Subscribed [Edit Contact](#) ⋮

Added by Site Owner on Oct 13, 2016 • Edited Feb 9, 2023 at 3:52pm PST

[Details](#) [Engagement](#) [Notes \(0\)](#)

This shows data for the last 100 emails sent in the past five years.

Recent activity

Feb 24, 2023
10:07am • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

Feb 14, 2023
4:30pm • **Opened** • Email • "Notice of Regulation Hearing pursuant to Executive Order" on other device type

Feb 9, 2023
10:58pm • **Opened** • Email • "Notice of Regulation Hearing pursuant to Executive Order" on other device type
10:08pm • **Opened** • Email • "Notice of Regulation Hearing pursuant to Executive Order" on other device type
4:16pm • **Was sent** • Email • "Notice of Regulation Hearing pursuant to Executive Order"

Email summary

Emails sent	60
Average open rate	83%
Average click rate	2%
Emails bounced	0

**VICTOR HELO**

Email Subscribed

Edit Contact



Added by Site Owner on Oct 13, 2016 • Edited Feb 9, 2023 at 3:52pm PST

Dec 30, 2022

8:03am • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

Dec 21, 2022

5:40pm • **Opened** • Email • "Happy Holidays 12.21.22" on other device type4:24pm • **Opened** • Email • "Happy Holidays 12.21.22" on other device type1:01pm • **Was sent** • Email • "Happy Holidays 12.21.22"9:24am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

Dec 20, 2022

5:54pm • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type2:50pm • **Was sent** • Email • "2022 DC License Renewal & Self-Inspection Deadline"

Nov 23, 2022

9:43am • **Opened** • Email • "Happy Thanksgiving, Renewal & application process" on other device type

Nov 22, 2022

6:14pm • **Opened** • Email • "Happy Thanksgiving, Renewal & application process" on other device type4:45pm • **Opened** • Email • "Happy Thanksgiving, Renewal & application process" on other device type4:01pm • **Was sent** • Email • "Happy Thanksgiving, Renewal & application process"

Nov 17, 2022

6:40pm • **Opened** • Email • "Notice of Hearing" on other device type12:21pm • **Was sent** • Email • "Notice of Hearing"

Nov 11, 2022

5:58am • **Opened** • Email • "Chiropractic Physician Renewal" on other device type

Nov 10, 2022

6:13pm • **Opened** • Email • "Chiropractic Physician Renewal" on other device type4:30pm • **Was sent** • Email • "Chiropractic Physician Renewal"

Julie Strandberg

From: Dr Wendy Scheer <drwendydc@aol.com>
Sent: Monday, February 27, 2023 2:45 PM
To: Julie Strandberg
Subject: Wendy Scheer and penalty

Julie,

I am writing to dispute the fee for failing to fill out the Self Inspection. When I sent my renewal in I looked at the first page of the Self Inspection form and saw that it didn't pertain to me because I don't have an office, corporation and live in CA and don't practice there. Once I called you you told me it needed to be filled out. Even if nothing pertained.

I am asking to go in front of the Board meeting to ask for a waiver of the penalty fee. I have since filled out the form as you requested.

Thank You

Wendy Scheer

Dr. Wendy Scheer 702-525-6000 "Remember there is no such thing as junkfood. It's either junk or it's food."

Joe Lombardo
Governor



Morgan Rovetti, DC
Member

Benjamin S. Lurie, DC
Member

Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member

Julie Strandberg
Executive Director

Nicole Canada, DC
President
Xavier Martinez, DC
Vice President
James T. Overland Sr., DC
Secretary-Treasurer

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

March 9, 2023

CERTIFIED MAIL NO. 7022 3330 0002 1339 8628

Wendy Scheer, DC
1590 Chablis Circle
St. Helena, CA 94574

VOLUNTARY WAIVER OF STATUTORY NOTICE OF A MEETING OF THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

I, Wendy Scheer, DC, understand that the Nevada Open Meeting Law (NRS 241.033) grants to me a personal right to prior written notice of the time and place of a meeting whereas the Board will consider any one or more of the following matters: my character, alleged misconduct, professional competence, or physical or mental health. I understand that the Board must consider one or more of the above matters when it reviews the contested Citation.

I know that by law the Board must give me this written notice in one of the two following ways before it is allowed to consider my request at its next scheduled meeting unless I personally choose to give up my right to receive my notice in such a way:

1. The Board must send the notice to me by certified mail at least twenty-one (21) working days before its meeting, or
2. It must deliver the notice to me personally at least (5) working days before its meeting.

I am aware that the next scheduled meeting will be held at 9:15 AM on Thursday, April 6, 2023 via Zoom teleconference:

Topic: Chiropractic Physicians' Board of Nevada
Time: Apr 6, 2023 08:30 AM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGeWxLRVJnS04veWYwNmNVZz09>

Meeting ID: 819 0873 8835

Passcode: 452168

One tap mobile

+16694449171,,81908738835#,,,,*452168# US

+16699006833,,81908738835#,,,,*452168# US (San Jose)

Dial by your location

+1 669 444 9171 US

+1 669 900 6833 US (San Jose)

+1 719 359 4580 US

+1 253 205 0468 US

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 301 715 8592 US (Washington DC)

+1 305 224 1968 US

+1 309 205 3325 US

+1 312 626 6799 US (Chicago)

+1 360 209 5623 US

+1 386 347 5053 US

+1 507 473 4847 US

+1 564 217 2000 US

+1 646 931 3860 US

+1 689 278 1000 US

+1 929 205 6099 US (New York)

Meeting ID: 819 0873 8835

Passcode: 452168

Find your local number: <https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGeWxLRVJnS04veWYwNmNVZz09>

and I want the Board to address my Citation. This waiver of rights expedites the Board's decision regarding my request, which is my wish in this matter. Therefore, I waive my rights to the notice specified by the Nevada Open Meeting Law with respect to the Board's April 6, 2023 meeting.

Signed on this _____ Day of March, 2023

By: _____
Wendy Scheer, DC

In order to appear before the Board this form must be signed and returned by email to chirobd@chirobd.nv.gov or faxed to (775) 688-1920 upon receipt. Thank you.

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Wendy Scheer, DC
 1590 Chablis Circle
 St. Helena, CA 94574



9590 9402 6791 1074 6533 71

2. Article Number (Transfer from service label)

7022 3330 0002 1339 8628

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- Agent
- Address

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below

CHIROPRACTIC PHYSICIANS
 BOARD OF NEVADA

MAR 15 2023

RECEIVED

RENO, NEVADA 89512

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

fail
fail Restricted Delivery
D)

PS Form 3811, July 2020 PSN 7530-02-000-9053

Domestic Return Receipt

**U.S. Postal Service™
 CERTIFIED MAIL® RECEIPT**

Domestic Mail Only

For delivery information, visit our website at www.usps.com®

OFFICIAL USE

Certified Mail Fee

Extra Services & Fees (check box, add fee as appropriate)

- Return Receipt (hardcopy) \$ _____
- Return Receipt (electronic) \$ _____
- Certified Mail Restricted Delivery \$ _____
- Adult Signature Required \$ _____
- Adult Signature Restricted Delivery \$ _____

Postage

Postmark
Here

Wendy Scheer, DC
 1590 Chablis Circle
 St. Helena, CA 94574

7022 3330 0002 1339 8628

PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions

Joe Lombardo
Governor



Morgan Rovetti, DC
Member

Benjamin S. Lurie, DC
Member

Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member

Julie Strandberg
Executive Director

Nicole Canada, DC
President
Xavier Martinez, DC
Vice President
James T. Overland Sr., DC
Secretary-Treasurer

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

CERTIFIED MAIL NO. 7022 0410 0000 7817 1958

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

CITATION

CITATION NO: 23-73

THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
HEREBY ISSUES THIS CITATION TO:

WENDY SCHEER, D.C.
LICENSE NO. B00329
1590 CHABLIS CIR
ST. HELENA, CA 94574

THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA HEREBY DECLARES UNDER PENALTY OF PERJURY THAT ON, BEFORE, AND ABOUT THE DATE OF THIS CITATION AND ON A CONTINUOUS BASIS IN ST. HELENA, CALIFORNIA AND ELSEWHERE DID UNLAWFULLY ENGAGE IN THE FOLLOWING ACTIVITY, TO WIT:

WENDY SCHEER, D.C. is a chiropractic physician licensed in Nevada since 4/14/1986 (B00329). Dr. SCHEER practices chiropractic at a practice in ST. HELENA, CALIFORNIA. Pursuant to NAC 634.384 each licensee shall biennially submit a self-inspection form between October 1 and December 31. Based on the Board's records, the self-inspection form for Dr. SCHEER was not received by December 31, 2022.

**ALL OF THE ABOVE IS CONTRARY TO
NEVADA REVISED STATUTES 634.018(11) and 634.140(1) and
NEVADA ADMINISTRATIVE CODE 634.384.**

For the violation, you are hereby issued this citation and are assessed: (1) a fine in the amount of \$150.00 due and payable within 30 days of the date of the service of this Citation.

To avoid additional disciplinary action, you may resolve this matter by paying the fine and submitting the 2022 Self-Inspection within thirty days of the service of the citation. Please pay the fine by certified check or cashier's check for the full amount of the assessed fine made payable to "Chiropractic Physicians' Board of Nevada."


To complete your 2022 Self-Inspection please visit the Board's website at chirobd.nv.gov and log in to your Licensee Portal. From the menu, select Self- Inspection to complete this form.

If you wish not to resolve the matter as described in the preceding paragraph and to contest the charges made herein, you may appeal the findings of this violation by written request to the Chiropractic Physicians' Board of Nevada, which must be received at the Board's office within 30 days after the date of the issuance of the citation. If you seek an appeal, a hearing will be scheduled before the Board at its next regularly scheduled meeting. If you seek an appeal, you must appear at the hearing before the Board. If you appeal and are unsuccessful, the Board may assess its attorney's fees and costs of the hearing against you in addition to the fine assessed in this citation.

If you do not timely accept the terms of resolution and do not appeal the matter to the Board pursuant to the above paragraphs, the Board may proceed as it deems appropriate to collect the fine and may assess attorney's fees and costs incurred in the investigation, prosecution, and collection of sums due herein. The Board may also take such legal action as it deems necessary to prevent future and further violations of the type and nature described herein.

1 | 31 | 23

DATE OF ISSUANCE



SIGNATURE OF EXECUTIVE DIRECTOR

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

WENDY SCHEER, DC
 1590 CHABLIS CIR
 ST. HELENA, CA 94574



9590 9402 7930 2305 7807 23

2. Article Number (Transfer from service label)

7022 0410 0000 7817 1958

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

CHIROPRACTIC PHYSIC
 BOARD OF NEVADA
 FEB 08 2023

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Signature Confirmation™
- Signature Confirmation Restricted Delivery
- Mail Restricted Delivery

PS Form 3811, July 2020 PSN 7530-02-000-9053

Domestic Return Receipt

**U.S. Postal Service™
 CERTIFIED MAIL® RECEIPT**

Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee	\$
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$
<input type="checkbox"/> Return Receipt (electronic)	\$
<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$
Postage	\$

Postmark Here

7022 0410 0000 7817 1958

WENDY SCHEER, DC
 1590 CHABLIS CIR
 ST. HELENA, CA 94574

PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions

All E-mail Audit Records



Source Address	Destination Address	Subject	Opened	Printed	Forwarded	Confidential	Date	Time	Size	Msg no
cpbn@thentiacloud.com	drwendydc@aol.com	CPBN - Renewal - Submitted	N/A	N/AN/A	N/A		Dec-12-2022	1:31 PM		
noreply@thentiacloud.com	drwendydc@aol.com	Thentia Cloud - Temporary Password	N/A	N/AN/A	N/A		Dec-12-2022	1:20 PM		
cpbn@thentiacloud.com	drwendydc@aol.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A		Nov-30-2022	5:01 PM		
cpbn@thentiacloud.com	drwendydc@aol.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A		Nov-29-2022	5:01 PM		
cpbn@thentiacloud.com	drwendydc@aol.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A		Nov-28-2022	5:01 PM		
cpbn@thentiacloud.com	drwendydc@aol.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A		Nov-27-2022	5:01 PM		
cpbn@thentiacloud.com	drwendydc@aol.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A		Nov-26-2022	5:01 PM		
cpbn@thentiacloud.com	drwendydc@aol.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A		Nov-25-2022	5:01 PM		
cpbn@thentiacloud.com	drwendydc@aol.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A		Nov-24-2022	5:01 PM		
cpbn@thentiacloud.com	drwendydc@aol.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A		Nov-23-2022	5:01 PM		
cpbn@thentiacloud.com	drwendydc@aol.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A		Nov-22-2022	5:02 PM		

WENDY SCHEER - Self Inspection - 0926



Choose File No file chosen

Entity Name	Field Name	Original Value	New Value	Created On
cust_selfinspection	cust_customprocessid	N/A	Self Inspection-0926	Feb-25-2023 4:5
cust_selfinspection	cust_selfinspectionstatusid	Submitted	Reviewed	Feb-25-2023 4:5
cust_selfinspection	cust_submitted_date	Empty	2023-02-06T14:46:39-05:00	Feb-06-2023 12:
cust_selfinspection	cust_selfinspectionstatusid	New	Submitted	Feb-06-2023 12:
cust_selfinspection	cust_city	Empty	St Helena	Feb-06-2023 12:
cust_selfinspection	cust_address_line1	Empty	1590 Chablis Cir	Feb-06-2023 12:
cust_selfinspection	cust_ownership	Empty	No	Feb-06-2023 12:
cust_selfinspection	cust_incorporated	Empty	No	Feb-06-2023 12:
cust_selfinspection	cust_ownership_details	Empty	I am a vacation Dr so don't have any	Feb-06-2023 12:
cust_selfinspection	cust_malpractice_insurance	Empty	Yes	Feb-06-2023 12:
cust_selfinspection	cust_drug_alcohol_dependent	Empty	No	Feb-06-2023 12:
cust_selfinspection	cust_criminally_arrested	Empty	No	Feb-06-2023 12:
cust_selfinspection	cust_postal_code	Empty	94574	Feb-06-2023 12:
cust_selfinspection	cust_delinquent_of_payment	Empty	No	Feb-06-2023 12:
cust_selfinspection	cust_licensed_in_other_health_care	Empty	No	Feb-06-2023 12:
cust_selfinspection	cust_email1	Empty	drwendydc@aol.com	Feb-06-2023 12:
cust_selfinspection	cust_company_name	Empty	Wendy Scheer	Feb-06-2023 12:
cust_selfinspection	cust_incorporated_name_addresses	Empty	NA	Feb-06-2023 12:
cust_selfinspection	cust_business_license	Empty	No	Feb-06-2023 12:
cust_selfinspection	cust_selfinspectionroleid	N/A	Other	Feb-06-2023 12:
cust_selfinspection	cust_selfinspectionperiodid	N/A	Self Inspection Period 2022	Feb-06-2023 12:
cust_selfinspection	cust_countryid	N/A	United States of America	Feb-06-2023 12:
cust_selfinspection	cust_received_discipline_in_other_states	Empty	No	Feb-06-2023 12:
cust_selfinspection	cust_independent_radiologist	Empty	No	Feb-06-2023 12:
cust_selfinspection	cust_discipline_not_reported	Empty	No	Feb-06-2023 12:
cust_selfinspection	cust_selfinspection_other_role	Empty	I am a vacation Dr so no corp needed	Feb-06-2023 12:
cust_selfinspection	cust_licensed_to_practice_in_other_states	Empty	No	Feb-06-2023 12:
cust_selfinspection	cust_stateorprovince	Empty	California	Feb-06-2023 12:
cust_selfinspection	cust_telephone1	Empty	(702) 525-6000	Feb-06-2023 12:

Note: Dr. Scheer did not receive messages through Constant Contact, because her license was in expired status.

WENDY SCHEER
Email Subscribed [Edit Contact](#) ⋮

Added by Site Owner on Jul 11, 2014 • Edited Feb 9, 2023 at 3:52pm PST

[Details](#) [Engagement](#) [Notes \(0\)](#)

Campaign channel **Lists**

Email address
drwendydc@aol.com
Subscribed by you on Jul 11, 2014 at 11:11am PDT

Basic details

First name
WENDY

Last name
SCHEER

WENDY SCHEER
Email Subscribed [Edit Contact](#) ⋮

Added by Site Owner on Jul 11, 2014 • Edited Feb 9, 2023 at 3:52pm PST

[Details](#) [Engagement](#) [Notes \(0\)](#)

This shows data for the last 100 emails sent in the past five years.

Recent activity	Email summary
Feb 27, 2023 2:39pm • Opened • Email • "Notice of Regulation Hearing pursuant to Executive Order" on other device type	Emails sent 3 Average open rate 67% Average click rate 33% Emails bounced 0
Feb 9, 2023 5:55pm • Clicked • Email • a link in "Notice of Regulation Hearing pursuant to Executive Order" on mobile device 5:55pm • Opened • Email • "Notice of Regulation Hearing pursuant to Executive Order" on mobile device 4:16pm • Was sent • Email • "Notice of Regulation Hearing pursuant to Executive Order"	
Dec 24, 2018 12:49pm • Was sent • Email • "2018 Final Renewal Reminder"	

Note: Dr. Scheer did not receive the 2022 constant contact messages because her license was expired.

Julie Strandberg

From: Dr. Shadia Koury <drshadiakoury@gmail.com>
Sent: Friday, February 24, 2023 2:59 PM
To: Julie Strandberg
Subject: Contest citation

I am requesting to contest a recent citation.

Goodmorning Julie. This is Dr. Shadia Koury in Las Vegas. I recently received a notice to pay a fine for not submitting my Self Inspection form in December 2022. I did fill it out in mid December at the same time I paid my license fees. I believe there must have been a glitch in the system when I enter red the info and it did not go through to your side. It was an honest mistake that was just discovered. I would like to ask the board to waive the fine since it was not intentional and I had no way of knowing if it was received or not.

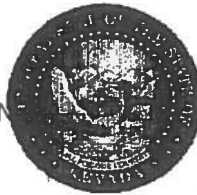
How can I join the April meeting, or submit a request to the board?

Thank you for your attention to this matter.

Dr. Shadia Koury

LIVE...LAUGH...LOVE...

Joe Lombardo
Governor



CHIROPRACTIC PHYSICIAN
BOARD OF NEVADA

MAR 15 2023

RECEIVED
RENO, NEVADA 89502

Morgan Rovetti, DC
Member
Benjamin S. Lurie, DC
Member

Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member

Julie Strandberg
Executive Director

Nicole Canada, DC
President

Xavier Martinez, DC
Vice President

James T. Overland Sr., DC
Secretary-Treasurer

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

March 9, 2023

CERTIFIED MAIL NO. 7022 3330 0002 1339 8635

Shadia Koury, DC
7455 W. Azure Drive, No. 120
Las Vegas, NV 89166

**VOLUNTARY WAIVER OF STATUTORY NOTICE
OF A MEETING OF THE
CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA**

I, Shadia Koury, DC, understand that the Nevada Open Meeting Law (NRS 241.033) grants to me a personal right to prior written notice of the time and place of a meeting whereas the Board will consider any one or more of the following matters: my character, alleged misconduct, professional competence, or physical or mental health. I understand that the Board must consider one or more of the above matters when it reviews the contested Citation.

I know that by law the Board must give me this written notice in one of the two following ways before it is allowed to consider my request at its next scheduled meeting unless I personally choose to give up my right to receive my notice in such a way:

1. The Board must send the notice to me by certified mail at least twenty-one (21) working days before its meeting, or
2. It must deliver the notice to me personally at least (5) working days before its meeting.

I am aware that the next scheduled meeting will be held at 9:15 AM on Thursday, April 6, 2023 via Zoom teleconference:

Topic: Chiropractic Physicians' Board of Nevada
Time: Apr 6, 2023 08:30 AM Pacific Time (US and Canada)

Shadia Koury, DC
Page 2

Join Zoom Meeting

<https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGeWxLRVJnS04veWYwNmNVZz09>

Meeting ID: 819 0873 8835

Passcode: 452168

One tap mobile

+16694449171,,81908738835#,,, *452168# US

+16699006833,,81908738835#,,, *452168# US (San Jose)

Dial by your location

+1 669 444 9171 US

+1 669 900 6833 US (San Jose)

+1 719 359 4580 US

+1 253 205 0468 US

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 301 715 8592 US (Washington DC)

+1 305 224 1968 US

+1 309 205 3325 US

+1 312 626 6799 US (Chicago)

+1 360 209 5623 US

+1 386 347 5053 US

+1 507 473 4847 US

+1 564 217 2000 US

+1 646 931 3860 US

+1 689 278 1000 US

+1 929 205 6099 US (New York)


Meeting ID: 819 0873 8835

Passcode: 452168

Find your local number: <https://us06web.zoom.us/u/kbNjB2RTQw>

and I want the Board to address my Citation. This waiver of rights expedites the Board's decision regarding my request, which is my wish in this matter. Therefore, I waive my rights to the notice specified by the Nevada Open Meeting Law with respect to the Board's April 6, 2023 meeting.

Signed on this 15 Day of March, 2023

By: 

Shadia Koury, DC

In order to appear before the Board this form must be signed and returned by email to chirobd@chirobd.nv.gov or faxed to (775) 688-1920 upon receipt. Thank you.

Joe Lombardo
Governor



Morgan Rovetti, DC
Member

Benjamin S. Lurie, DC
Member

Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member

Nicole Canada, DC
President
Xavier Martinez, DC
Vice President
James T. Overland Sr., DC
Secretary-Treasurer

Julie Strandberg
Executive Director

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

CERTIFIED MAIL NO. 7022 0410 0000 7817 2078

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

CITATION

CITATION NO: 23-42

THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
HEREBY ISSUES THIS CITATION TO:

SHADIA KOURY, D.C.
LICENSE NO. B00843
7455 W. AZURE DRIVE, No.120
LAS VEGAS, NV 89166

THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA HEREBY DECLARES UNDER PENALTY OF PERJURY THAT ON, BEFORE, AND ABOUT THE DATE OF THIS CITATION AND ON A CONTINUOUS BASIS IN LAS VEGAS, NEVADA AND ELSEWHERE DID UNLAWFULLY ENGAGE IN THE FOLLOWING ACTIVITY, TO WIT:

SHADIA KOURY, D.C. is a chiropractic physician licensed in Nevada since 9/24/2000 (B00843). Dr. KOURY practices chiropractic at a practice called CHIROPRACTIC FOR LIFE, 7455 W. AZURE DRIVE, No.120, in LAS VEGAS, NEVADA. Pursuant to NAC 634.384 each licensee shall biennially submit a self-inspection form between October 1 and December 31. Based on the Board's records, the self-inspection form for Dr. KOURY was not received by December 31, 2022.

**ALL OF THE ABOVE IS CONTRARY TO
NEVADA REVISED STATUTES 634.018(11) and 634.140(1) and
NEVADA ADMINISTRATIVE CODE 634.384.**

For the violation, you are hereby issued this citation and are assessed: (1) a fine in the amount of \$150.00 due and payable within 30 days of the date of the service of this Citation.

To avoid additional disciplinary action, you may resolve this matter by paying the fine and submitting the 2022 Self-Inspection within thirty days of the service of the citation. Please pay the fine by certified check or cashier's check for the full amount of the assessed fine made payable to "Chiropractic Physicians' Board of Nevada."

To complete your 2022 Self-Inspection please visit the Board's website at chirobd.nv.gov and log in to your Licensee Portal. From the menu, select Self- Inspection to complete this form.

If you wish not to resolve the matter as described in the preceding paragraph and to contest the charges made herein, you may appeal the findings of this violation by written request to the Chiropractic Physicians' Board of Nevada, which must be received at the Board's office within 30 days after the date of the issuance of the citation. If you seek an appeal, a hearing will be scheduled before the Board at its next regularly scheduled meeting. If you seek an appeal, you must appear at the hearing before the Board. If you appeal and are unsuccessful, the Board may assess its attorney's fees and costs of the hearing against you in addition to the fine assessed in this citation.

If you do not timely accept the terms of resolution and do not appeal the matter to the Board pursuant to the above paragraphs, the Board may proceed as it deems appropriate to collect the fine and may assess attorney's fees and costs incurred in the investigation, prosecution, and collection of sums due herein. The Board may also take such legal action as it deems necessary to prevent future and further violations of the type and nature described herein.

1/31/23

DATE OF ISSUANCE



SIGNATURE OF EXECUTIVE DIRECTOR

SHADIA KOURY - Self Inspection - 0955



Choose File No file chosen

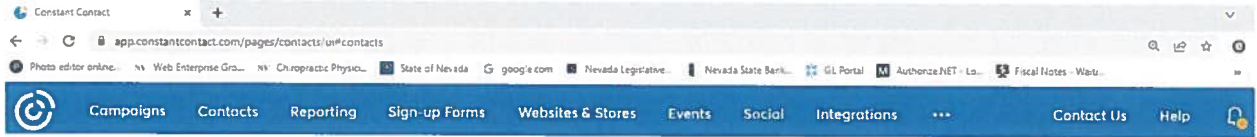
Entity Name	Field Name	Original Value	New Value	Created On
cust_selfinspection	cust_customprocessid	N/A	Self Inspection-0955	Feb-25-2023 2:4
cust_selfinspection	cust_selfinspectionstatusid	Submitted	Reviewed	Feb-25-2023 2:4
cust_selfinspection	cust_submitted_date	Empty	2023-02-09T12:42:27-05:00	Feb-09-2023 10:
cust_selfinspection	cust_selfinspectionstatusid	New	Submitted	Feb-09-2023 10:
cust_selfinspection	cust_city	Empty	Las Vegas	Feb-09-2023 10:
cust_selfinspection	cust_address_line1	Empty	7455 W. Azure Dr. #120	Feb-09-2023 10:
cust_selfinspection	cust_ownership	Empty	Yes	Feb-09-2023 10:
cust_selfinspection	cust_incorporated	Empty	Yes	Feb-09-2023 10:
cust_selfinspection	cust_malpractice_insurance	Empty	Yes	Feb-09-2023 10:
cust_selfinspection	cust_drug_alcohol_dependent	Empty	No	Feb-09-2023 10:
cust_selfinspection	cust_criminally_arrested	Empty	No	Feb-09-2023 10:
cust_selfinspection	cust_postal_code	Empty	89130	Feb-09-2023 10:
cust_selfinspection	cust_delinquent_of_payment	Empty	No	Feb-09-2023 10:
cust_selfinspection	cust_licensed_in_other_health_care	Empty	No	Feb-09-2023 10:
cust_selfinspection	cust_incorporated_details	Empty	Shadia Koury, 73-1627675, 7455 W. Azure Dr. #120	Feb-09-2023 10:
cust_selfinspection	cust_email1	Empty	chiropracticforlifeteam@gmail.com	Feb-09-2023 10:
cust_selfinspection	cust_company_name	Empty	Chiropractic For Life	Feb-09-2023 10:
cust_selfinspection	cust_incorporated_name_addresses	Empty	SPresident, VP, Secretary, and Treasurer	Feb-09-2023 10:
cust_selfinspection	cust_business_license	Empty	Yes	Feb-09-2023 10:
cust_selfinspection	cust_selfinspectionroleid	N/A	Owner	Feb-09-2023 10:
cust_selfinspection	cust_selfinspectionperiodid	N/A	Self Inspection Period 2022	Feb-09-2023 10:
cust_selfinspection	cust_business_license_details	Empty	P55-00558	Feb-09-2023 10:
cust_selfinspection	cust_countryid	N/A	United States of America	Feb-09-2023 10:
cust_selfinspection	cust_received_discipline_in_other_states	Empty	No	Feb-09-2023 10:
cust_selfinspection	cust_independent_radiologist	Empty	No	Feb-09-2023 10:
cust_selfinspection	cust_discipline_not_reported	Empty	No	Feb-09-2023 10:
cust_selfinspection	cust_licensed_to_practice_in_other_states	Empty	No	Feb-09-2023 10:
cust_selfinspection	cust_stateorprovince	Empty	NV	Feb-09-2023 10:
cust_selfinspection	cust_telephone1	Empty	(702) 567-5433	Feb-09-2023 10:

All E-mail Audit Records



Source Address	Destination Address	Subject	Opened	Clicked	Forwarded	Copy	Printed	Deleted	Size	Msg no
cpbn@thentiacloud.com	drshadiakoury@gmail.com	CPBN - Renewal - Submitted	N/A	N/AN/A	N/A					Dec-14-2022 11:49 AM
noreply@thentiacloud.com	drshadiakoury@gmail.com	Thentia Cloud - Temporary Password	N/A	N/AN/A	N/A					Dec-14-2022 11:39 AM
cpbn@thentiacloud.com	drshadiakoury@gmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A					Nov-30-2022 5:18 PM
cpbn@thentiacloud.com	drshadiakoury@gmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A					Nov-29-2022 5:13 PM
cpbn@thentiacloud.com	drshadiakoury@gmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A					Nov-28-2022 5:14 PM
cpbn@thentiacloud.com	drshadiakoury@gmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A					Nov-27-2022 5:18 PM
cpbn@thentiacloud.com	drshadiakoury@gmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A					Nov-26-2022 5:14 PM
cpbn@thentiacloud.com	drshadiakoury@gmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A					Nov-25-2022 5:14 PM
cpbn@thentiacloud.com	drshadiakoury@gmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A					Nov-24-2022 5:14 PM
cpbn@thentiacloud.com	drshadiakoury@gmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A					Nov-23-2022 5:17 PM
cpbn@thentiacloud.com	drshadiakoury@gmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A					Nov-22-2022 5:28 PM
cpbn@thentiacloud.com	drshadiakoury@gmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A					Nov-21-2022 5:15 PM
cpbn@thentiacloud.com	drshadiakoury@gmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A					Nov-20-2022 5:15 PM
cpbn@thentiacloud.com	drshadiakoury@gmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A					Nov-19-2022 5:16 PM
cpbn@thentiacloud.com	drshadiakoury@gmail.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A					Nov-18-2022 5:18 PM

Constant Contact History



Contact Details

SHADIA KOURY

Email Subscribed Edit Contact

Added by Site Owner on Dec 24, 2018 • Edited Feb 9, 2023 at 3:52pm PST

Details Engagement Notes (0)

Campaign channel

Email address
drshadiakoury@gmail.com
Subscribed by you on Dec 24, 2018 at 12:47pm PST

Lists

- Active DC 10.19.22
- Active DC 11.3.22
- Active DC 2.11.22
- Active DCs 11.10.22

Basic details

First name
SHADIA

Last name
KOURY

Contact Details

SHADIA KOURY

Email Subscribed Edit Contact

Added by Site Owner on Dec 24, 2018 • Edited Feb 9, 2023 at 3:52pm PST

Details Engagement Notes (0)

This shows data for the last 100 emails sent in the past five years.

Recent activity

Feb 12, 2023
6:59pm • **Opened** • Email • "Notice of Regulation Hearing pursuant to Executive Order" on other device type

Feb 9, 2023
7:02pm • **Clicked** • Email • a link in "Notice of Regulation Hearing pursuant to Executive Order" on mobile device
7:02pm • **Opened** • Email • "Notice of Regulation Hearing pursuant to Executive Order" on mobile device
5:46pm • **Clicked** • Email • a link in "Notice of Regulation Hearing pursuant to Executive Order" on mobile device
5:46pm • **Opened** • Email • "Notice of Regulation Hearing pursuant to Executive Order" on mobile device
4:16pm • **Was sent** • Email • "Notice of Regulation Hearing pursuant to Executive Order"

Email summary

Emails sent	53
Average open rate	100%
Average click rate	34%
Emails bounced	0

Contact Details



SHADIA KOURY

Email Subscribed

Edit Contact



Added by Site Owner on Dec 24, 2018 • Edited Feb 9, 2023 at 3 52pm PST

Details Engagement Notes (0)

Dec 21, 2022

9:57pm • **Opened** • Email • "Happy Holidays 12.21.22" on other device type

1:01pm • **Was sent** • Email • "Happy Holidays 12.21.22"

1:21am • **Opened** • Email • "2022 DC License Renewal & Self-Inspection Deadline" on other device type

Dec 20, 2022

2:50pm • **Was sent** • Email • "2022 DC License Renewal & Self-Inspection Deadline"

Nov 22, 2022

5:05pm • **Opened** • Email • "Happy Thanksgiving, Renewal & application process" on other device type

4:01pm • **Was sent** • Email • "Happy Thanksgiving, Renewal & application process"

Nov 17, 2022

1:06pm • **Clicked** • Email • a link in "Notice of Hearing" on mobile device

1:06pm • **Opened** • Email • "Notice of Hearing" on other device type

12:21pm • **Was sent** • Email • "Notice of Hearing"

Nov 10, 2022

6:22pm • **Opened** • Email • "Chiropractic Physician Renewal" on other device type

4:30pm • **Was sent** • Email • "Chiropractic Physician Renewal"

Julie Strandberg

From: Brad Pastro <bradpastro@yahoo.com>
Sent: Monday, February 27, 2023 1:06 PM
To: Julie Strandberg
Subject: Re: Self-Inspection Citation - Bradley Pastro, DC

Good afternoon Julie,

I am disputing this citation. I completed my self inspection form on November 21 2022. I received an email from the board stating that I had completed all necessary steps to renew my license, which according to state law, includes the self inspection form.

Sincerely
brad Pastro DC

On Friday, February 24, 2023 at 03:02:30 PM PST, Julie Strandberg <chirobd@chirobd.nv.gov> wrote:

Dear Dr. Pastro

Please find attached the citation for failure to submit your self-inspection by December 31, 2022, which was mailed via certified mail on January 31, 2023. I have received confirmation through USPS tracking that the letter is being returned. Please confirm receipt of this email and take the necessary action as stated in the citation.

Please let me know if you have any questions.

Thank you,

Julie Strandberg

Executive Director

Chiropractic Physicians' Board of Nevada

4600 Kietzke Lane, Suite M245

Reno, NV 89502

775-688-1923

775-688-1920 fax

Julie Strandberg

From: Brad Pastro <bradpastro@yahoo.com>
Sent: Monday, February 27, 2023 1:07 PM
To: Julie Strandberg
Subject: Fw: CPBN - Renewal - Submitted

----- Forwarded Message -----

From: cpbn@thentiacloud.com <cpbn@thentiacloud.com>
To: "bradpastro@yahoo.com" <bradpastro@yahoo.com>
Sent: Monday, November 21, 2022 at 02:30:52 PM PST
Subject: CPBN - Renewal - Submitted



Hello BRADLEY PASTRO,

You have successfully completed the online renewal process. Your wallet card can be printed from your registrant portal under profile.

A paid receipt can be printed from your registrant profile under invoices and receipts.

Sincerely,

Chiropractic Physicians' Board of Nevada

Chiropractic Physicians' Board of Nevada
4600 Kletzke Lane, Suite M245
Reno, NV 89502-5000
Telephone: 775-688-1921

Joe Lombardo
Governor

Nicole Canada, DC
President

Xavier Martinez, DC
Vice President

James T. Overland Sr., DC
Secretary-Treasurer

CHIROPRACTIC PHYSICIAN
BOARD OF NEVADA



MAR 15 2023

RECEIVED
RENO, NEVADA 89502

Morgan Rovetti, DC
Member

Benjamin S. Lurie, DC
Member

Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member

Julie Strandberg
Executive Director

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

March 9, 2023

CERTIFIED MAIL NO. 7022 3330 0002 1339 8611

Bradley Pasto, DC
3232 Carmine Street
Carson City, NV 89706

VOLUNTARY WAIVER OF STATUTORY NOTICE OF A MEETING OF THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

I, Bradley Pasto, DC, understand that the Nevada Open Meeting Law (NRS 241.033) grants to me a personal right to prior written notice of the time and place of a meeting whereas the Board will consider any one or more of the following matters: my character, alleged misconduct, professional competence, or physical or mental health. I understand that the Board must consider one or more of the above matters when it reviews the contested Citation.

I know that by law the Board must give me this written notice in one of the two following ways before it is allowed to consider my request at its next scheduled meeting unless I personally choose to give up my right to receive my notice in such a way:

1. The Board must send the notice to me by certified mail at least twenty-one (21) working days before its meeting, or
2. It must deliver the notice to me personally at least (5) working days before its meeting.

I am aware that the next scheduled meeting will be held at 9:15 AM on Thursday, April 6, 2023 via Zoom teleconference.

Topic: Chiropractic Physicians' Board of Nevada
Time: Apr 6, 2023 08:30 AM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGeWxLRVJnS04veWYwNmNVZz09>

Meeting ID: 819 0873 8835

Passcode: 452168

One tap mobile

+16694449171,,81908738835#,,,,*452168# US

+16699006833,,81908738835#,,,,*452168# US (San Jose)

Dial by your location

+1 669 444 9171 US

+1 669 900 6833 US (San Jose)

+1 719 359 4580 US

+1 253 205 0468 US

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 301 715 8592 US (Washington DC)

+1 305 224 1968 US

+1 309 205 3325 US

+1 312 626 6799 US (Chicago)

+1 360 209 5623 US

+1 386 347 5053 US

+1 507 473 4847 US

+1 564 217 2000 US

+1 646 931 3860 US

+1 689 278 1000 US

+1 929 205 6099 US (New York)


Meeting ID: 819 0873 8835

Passcode: 452168

Find your local number: <https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGeWxLRVJnS04veWYwNmNVZz09>

and I want the Board to address my Citation. This waiver of rights expedites the Board's decision regarding my request, which is my wish in this matter. Therefore, I waive my rights to the notice specified by the Nevada Open Meeting Law with respect to the Board's April 6, 2023 meeting.

Signed on this 15th Day of March, 2023

By:  _____
Bradley Pastro, DC

In order to appear before the Board this form must be signed and returned by email to chirobd@chirobd.nv.gov or faxed to (775) 688-1920 upon receipt. Thank you.

Joe Lombardo
Governor



Nicole Canada, DC
President
Xavier Martinez, DC
Vice President
James T. Overland Sr., DC
Secretary-Treasurer

Morgan Rovetti, DC
Member
Benjamin S. Lurie, DC
Member
Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member
Julie Strandberg
Executive Director

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000
Phone: (775) 688-1921 | Fax: (775) 688-1920
Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

CERTIFIED MAIL NO. 7022 0410 0000 7817 1873

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

CITATION

CITATION NO: 23-65

THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
HEREBY ISSUES THIS CITATION TO:

BRADLEY PASTRO, D.C.
LICENSE NO. B00539
3232 CARMINE STREET
CARSON CITY, NV 89706

THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA HEREBY DECLARES UNDER PENALTY OF PERJURY THAT ON, BEFORE, AND ABOUT THE DATE OF THIS CITATION AND ON A CONTINUOUS BASIS IN CARSON CITY, NEVADA AND ELSEWHERE DID UNLAWFULLY ENGAGE IN THE FOLLOWING ACTIVITY, TO WIT:

BRADLEY PASTRO, D.C. is a chiropractic physician licensed in Nevada since 5/22/1993 (B00539). Dr. PASTRO practices chiropractic at a practice called ADVANCED CHIROPRACTIC & WELLNESS, 3232 CARMINE STREET, in CARSON CITY, NEVADA. Pursuant to NAC 634.384 each licensee shall biennially submit a self-inspection form between October 1 and December 31. Based on the Board's records, the self-inspection form for Dr. PASTRO was not received by December 31, 2022.

**ALL OF THE ABOVE IS CONTRARY TO
NEVADA REVISED STATUTES 634.018(11) and 634.140(1) and
NEVADA ADMINISTRATIVE CODE 634.384.**

For the violation, you are hereby issued this citation and are assessed: (1) a fine in the amount of \$150.00 due and payable within 30 days of the date of the service of this Citation.

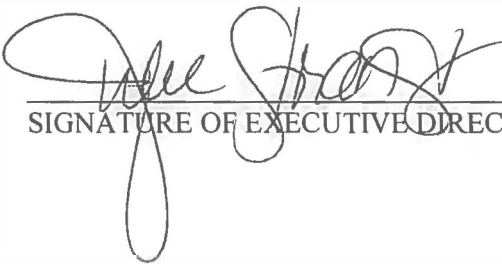
To avoid additional disciplinary action, you may resolve this matter by paying the fine and submitting the 2022 Self-Inspection within thirty days of the service of the citation. Please pay the fine by certified check or cashier's check for the full amount of the assessed fine made payable to "Chiropractic Physicians' Board of Nevada."

To complete your 2022 Self-Inspection please visit the Board's website at chirobd.nv.gov and log in to your Licensee Portal. From the menu, select Self- Inspection to complete this form.

If you wish not to resolve the matter as described in the preceding paragraph and to contest the charges made herein, you may appeal the findings of this violation by written request to the Chiropractic Physicians' Board of Nevada, which must be received at the Board's office within 30 days after the date of the issuance of the citation. If you seek an appeal, a hearing will be scheduled before the Board at its next regularly scheduled meeting. If you seek an appeal, you must appear at the hearing before the Board. If you appeal and are unsuccessful, the Board may assess its attorney's fees and costs of the hearing against you in addition to the fine assessed in this citation.

If you do not timely accept the terms of resolution and do not appeal the matter to the Board pursuant to the above paragraphs, the Board may proceed as it deems appropriate to collect the fine and may assess attorney's fees and costs incurred in the investigation, prosecution, and collection of sums due herein. The Board may also take such legal action as it deems necessary to prevent future and further violations of the type and nature described herein.

1/31/23
DATE OF ISSUANCE


SIGNATURE OF EXECUTIVE DIRECTOR

BRADLEY PASTRO - Self Inspection - 0877



Choose File No file chosen

Entity Name	Field Name	Original Value	New Value	Created On
cust_selfinspection	cust_customprocessid	N/A	Self Inspection-0877	Jan-05-2023 9:01
cust_selfinspection	cust_selfinspectionstatusid	Submitted	Reviewed	Jan-05-2023 9:01
cust_selfinspection	cust_submitted_date	Empty	2023-01-05	Jan-05-2023 9:01
cust_selfinspection	cust_selfinspectionstatusid	New	Submitted	Jan-05-2023 9:01
cust_selfinspection	cust_city	Empty	Carson City	Jan-05-2023 9:01
cust_selfinspection	cust_address_line1	Empty	3232 Carmine Street	Jan-05-2023 9:01
cust_selfinspection	cust_ownership	Empty	Yes	Jan-05-2023 9:01
cust_selfinspection	cust_incorporated	Empty	Yes	Jan-05-2023 9:01
cust_selfinspection	cust_malpractice_insurance	Empty	Yes	Jan-05-2023 9:01
cust_selfinspection	cust_drug_alcohol_dependent	Empty	No	Jan-05-2023 9:01
cust_selfinspection	cust_criminally_arrested	Empty	No	Jan-05-2023 9:01
cust_selfinspection	cust_postal_code	Empty	89706	Jan-05-2023 9:01
cust_selfinspection	cust_delinquent_of_payment	Empty	No	Jan-05-2023 9:01
cust_selfinspection	cust_licensed_in_other_health_care	Empty	No	Jan-05-2023 9:01
cust_selfinspection	cust_incorporated_details	Empty	Pastro Advanced Chiropractic 262930825	Jan-05-2023 9:01
cust_selfinspection	cust_email1	Empty	bradpastro@yahoo.com	Jan-05-2023 9:01
cust_selfinspection	cust_company_name	Empty	Pastro Advanced Chiropractic	Jan-05-2023 9:01
cust_selfinspection	cust_incorporated_name_addresses	Empty	Bradley R Pastro DC 2482 Avery Road Carson City NV	Jan-05-2023 9:01
cust_selfinspection	cust_business_license	Empty	Yes	Jan-05-2023 9:01
cust_selfinspection	cust_selfinspectionroleid	N/A	Owner	Jan-05-2023 9:01
cust_selfinspection	cust_selfinspectionperiodid	N/A	Self Inspection Period 2022	Jan-05-2023 9:01
cust_selfinspection	cust_business_license_details	Empty	BL-003585-2020	Jan-05-2023 9:01
cust_selfinspection	cust_countryid	N/A	United States of America	Jan-05-2023 9:01
cust_selfinspection	cust_received_discipline_in_other_state	Empty	No	Jan-05-2023 9:01
cust_selfinspection	cust_independent_radiologist	Empty	No	Jan-05-2023 9:01
cust_selfinspection	cust_discipline_not_reported	Empty	No	Jan-05-2023 9:01
cust_selfinspection	cust_licensed_to_practice_in_other_state	Empty	No	Jan-05-2023 9:01
cust_selfinspection	cust_stateorprovince	Empty	Nevada	Jan-05-2023 9:01
cust_selfinspection	cust_telephone2	Empty	(775) 232-9711	Jan-05-2023 9:01
cust_selfinspection	cust_telephone1	Empty	(775) 883-4114	Jan-05-2023 9:01

All E-mail Audit Records



Source Address	Destination Address	Subject	Opened	Clicked	Downloaded	Unsubscribed	Spam	Deleted	Archived	Forwarded	Replied	Forwarded as attachment
noreply@thentiacloud.com	bradpastro@yahoo.com	Thentia Cloud - Temporary Password	N/A	N/AN/A	N/A							Jan-05-2023 9:03 AM
cpbn@thentiacloud.com	bradpastro@yahoo.com	CPBN - Renewal - Submitted	N/A	N/AN/A	N/A							Nov-21-2022 3:30 PM
noreply@thentiacloud.com	bradpastro@yahoo.com	Thentia Cloud - Temporary Password	N/A	N/AN/A	N/A							Nov-21-2022 3:15 PM
cpbn@thentiacloud.com	bradpastro@yahoo.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A							Nov-20-2022 5:24 PM
cpbn@thentiacloud.com	bradpastro@yahoo.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A							Nov-19-2022 5:24 PM
cpbn@thentiacloud.com	bradpastro@yahoo.com	2023-24 License Renewal/Self-Inspection	N/A	N/AN/A	N/A							Nov-18-2022 5:24 PM
noreply@thentiacloud.com	bradpastro@yahoo.com	Thentia Cloud - Temporary Password	N/A	N/AN/A	N/A							Nov-14-2022 2:28 PM
noreply@thentiacloud.com	bradpastro@yahoo.com	Thentia Cloud - Temporary Password	N/A	N/AN/A	N/A							Nov-14-2022 2:20 PM
noreply@thentiacloud.com	bradpastro@yahoo.com	Thentia Cloud - Temporary Password	N/A	N/AN/A	N/A							Nov-14-2022 2:18 PM
noreply@thentiacloud.com	bradpastro@yahoo.com	Thentia Cloud - Temporary Password	N/A	N/AN/A	N/A							Nov-14-2022 2:14 PM



BRADLEY PASTRO

Email Subscribed

Edit Contact



Added by on Jul 26, 2013 • Edited Feb 9, 2023 at 3 52pm PST

Details Engagement Notes (0)

Nov 17, 2022

12:21pm • Was sent • Email • "Notice of Hearing"

Nov 14, 2022

1:29pm • Clicked • Email • a link in "Chiropractic Physician Renewal" on desktop device

1:29pm • Opened • Email • "Chiropractic Physician Renewal" on other device type

1:27pm • Opened • Email • "Chiropractic Physician Renewal" on other device type

1:22pm • Clicked • Email • a link in "Chiropractic Physician Renewal" on desktop device

1:22pm • Opened • Email • "Chiropractic Physician Renewal" on other device type

1:21pm • Opened • Email • "Chiropractic Physician Renewal" on other device type

1:19pm • Clicked • Email • a link in "Chiropractic Physician Renewal" on desktop device

1:19pm • Opened • Email • "Chiropractic Physician Renewal" on desktop device

1:18pm • Clicked • Email • a link in "Chiropractic Physician Renewal" on desktop device

1:18pm • Opened • Email • "Chiropractic Physician Renewal" on desktop device

1:17pm • Clicked • Email • a link in "Chiropractic Physician Renewal" on desktop device

1:17pm • Opened • Email • "Chiropractic Physician Renewal" on desktop device

1:15pm • Opened • Email • "Chiropractic Physician Renewal" on other device type

1:14pm • Clicked • Email • a link in "Chiropractic Physician Renewal" on desktop device

1:14pm • Opened • Email • "Chiropractic Physician Renewal" on desktop device

1:13pm • Opened • Email • "Chiropractic Physician Renewal" on other device type

Nov 10, 2022

4:30pm • Was sent • Email • "Chiropractic Physician Renewal"

Julie Strandberg

From: chitwn555@yahoo.com
Sent: Monday, March 6, 2023 8:07 AM
To: Julie Strandberg
Subject: Re: Self-Inspection Citation

Hello Julie,

This is my formal request to contest the fine levied against me for not filing my self-inspection form in a timely manner. I really appreciate you emailing me to make me aware of this oversight since the written correspondence was returned as undeliverable. I've completed the form in the best way possible considering many of the questions aren't applicable to my current situation. Below I'll list some bullet points as to my concerns, my confusion regarding the form, and why I respectfully ask that a non-financial citation be imposed for this infraction.

- The new process of filling the form out online isn't intuitive in my humble opinion. When we complete the process for our license renewal I request that in the future there is a prompt indicating that you're not finished yet or some other way of linking the two processes together. Instead you receive confirmation that the requirements of your license renewal have been fulfilled. I won't likely make this mistake again but I could see how someone doing their license renewal for the first time could conceivably make the same mistake that I did.
- There is no date that I can find anywhere on the CPBN website indicating when the self-inspection form is due. I also could not find anything stating that it's a requirement connected to our license or that it's a fineable offense to not complete or not complete by a certain date.
- The form seems as if it doesn't apply to me in my specific situation. My license is active, yet the day I completed my license renewal the office I was employed at closed permanently. As I filled the form out I had to answer questions in a non-sensical manner. "Does Not Apply" was used for all questions that didn't have a mandatory drop down option and those with that option had to be answered in ways that don't apply to me just to complete the form. In my mistaken thought process I didn't understand how the form applied to me or how it could garner any useful information so I wrongly assumed that it didn't apply.
- Again, I really appreciate you guys reaching out to me on February 24th to make me aware that I made a mistake but I wonder if there wasn't a way that was possible at some point in December prior to this being considered late. I understand that could've been a large undertaking if this occurred with multiple people, and tedious in general, but considering it's a new process that may have been helpful. Since I submitted my other licensure requirements on December 2nd that left nearly a month to recognize my mistake and potentially make me aware prior to a formal citation.
- Finally, I've always been in good standing with the board and as you can see I didn't wait until the last minute to submit my ceu's or license renewal application so this obviously wasn't willful disregard of an obligation. I'm also currently unemployed, as stated above that's why the form seemed like it wasn't applicable to my current situation, and \$150 which is 50% of the yearly license cost seems a bit strong considering we've implemented a new process.
- For these reasons I kindly ask for some grace and that myself and any others who regrettably made the same mistake aren't penalized financially for this oversight.

Respectfully,

Shaun Waldman

Joe Lombardo
Governor

Nicole Canada, DC
President
Xavier Martinez, DC
Vice President
James T. Overland Sr., DC
Secretary-Treasurer



CHIROPRACTIC PHYSICIANS'
BOARD OF NEVADA

MAR 29 2023

RECEIVED
RENO, NEVADA 89502

Morgan Rovetti, DC
Member
Benjamin S. Lurie, DC
Member
Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member
Julie Strandberg
Executive Director

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

March 9, 2023

CERTIFIED MAIL NO. 7022 3330 0002 1339 8604

Shaun Waldman, DC
10624 South Eastern Ave., Suite Q
Henderson, NV 89052

VOLUNTARY WAIVER OF STATUTORY NOTICE OF A MEETING OF THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

I, Shaun Waldman, DC, understand that the Nevada Open Meeting Law (NRS 241.033) grants to me a personal right to prior written notice of the time and place of a meeting whereas the Board will consider any one or more of the following matters: my character, alleged misconduct, professional competence, or physical or mental health. I understand that the Board must consider one or more of the above matters when it reviews the contested Citation.

I know that by law the Board must give me this written notice in one of the two following ways before it is allowed to consider my request at its next scheduled meeting unless I personally choose to give up my right to receive my notice in such a way:

1. The Board must send the notice to me by certified mail at least twenty-one (21) working days before its meeting, or
2. It must deliver the notice to me personally at least (5) working days before its meeting.

I am aware that the next scheduled meeting will be held at 9:15 AM on Thursday, April 6, 2023 via Zoom teleconference:

Topic: Chiropractic Physicians' Board of Nevada
Time: Apr 6, 2023 08:30 AM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us06web.zoom.us/j/81908738835?pwd=M2s0a1hGeWxLRVJnS04veWYwNmNVZz09>

Meeting ID: 819 0873 8835

Passcode: 452168

One tap mobile

+16694449171,,81908738835#,,, *452168# US

+16699006833,,81908738835#,,, *452168# US (San Jose)

Dial by your location

+1 669 444 9171 US

+1 669 900 6833 US (San Jose)

+1 719 359 4580 US

+1 253 205 0468 US

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 301 715 8592 US (Washington DC)

+1 305 224 1968 US

+1 309 205 3325 US

+1 312 626 6799 US (Chicago)

+1 360 209 5623 US

+1 386 347 5053 US

+1 507 473 4847 US

+1 564 217 2000 US

+1 646 931 3860 US

+1 689 278 1000 US

+1 929 205 6099 US (New York)

Meeting ID: 819 0873 8835

Passcode: 452168

Find your local number: <https://us06web.zoom.us/u/kbNjB2RTQw>

and I want the Board to address my Citation. This waiver of rights expedites the Board's decision regarding my request, which is my wish in this matter. Therefore, I waive my rights to the notice specified by the Nevada Open Meeting Law with respect to the Board's April 6, 2023 meeting.

Signed on this 27th Day of March, 2023

By: Shaun Waldman
Shaun Waldman, DC

In order to appear before the Board this form must be signed and returned by email to chirobd@chirobd.nv.gov or faxed to (775) 688-1920 upon receipt. Thank you.



Joe Lombardo
Governor

Nicole Canada, DC
President

Xavier Martinez, DC
Vice President

James T. Overland Sr., DC
Secretary-Treasurer

Morgan Rovetti, DC
Member

Benjamin S. Lurie, DC
Member

Christian L. Augustin, Esq.
Consumer Member

Reza R. Ayazi, Esq.
Consumer Member

Julie Strandberg
Executive Director

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

CERTIFIED MAIL NO. 7022 0410 0000 7817 1606

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

CITATION

CITATION NO: 23-88

THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
HEREBY ISSUES THIS CITATION TO:

SHAUN WALDMAN, D.C.
LICENSE NO. B01162
10624 SOUTH EASTERN AVE., SUITE Q
HENDERSON, NV 89052

THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA HEREBY DECLARES UNDER PENALTY OF PERJURY THAT ON, BEFORE, AND ABOUT THE DATE OF THIS CITATION AND ON A CONTINUOUS BASIS IN HENDERSON, NEVADA AND ELSEWHERE DID UNLAWFULLY ENGAGE IN THE FOLLOWING ACTIVITY, TO WIT:

SHAUN WALDMAN, D.C. is a chiropractic physician licensed in Nevada since 8/23/2005 (B01162). Dr. WALDMAN practices chiropractic at a practice in HENDERSON, NEVADA. Pursuant to NAC 634.384 each licensee shall biennially submit a self-inspection form between October 1 and December 31. Based on the Board's records, the self-inspection form for Dr. WALDMAN was not received by December 31, 2022.

**ALL OF THE ABOVE IS CONTRARY TO
NEVADA REVISED STATUTES 634.018(11) and 634.140(1) and
NEVADA ADMINISTRATIVE CODE 634.384.**

For the violation, you are hereby issued this citation and are assessed: (1) a fine in the amount of \$150.00 due and payable within 30 days of the date of the service of this Citation.

To avoid additional disciplinary action, you may resolve this matter by paying the fine and submitting the 2022 Self-Inspection within thirty days of the service of the citation. Please pay the fine by certified check or cashier's check for the full amount of the assessed fine made payable to "Chiropractic Physicians' Board of Nevada."

To complete your 2022 Self-Inspection please visit the Board's website at chirobd.nv.gov and log in to your Licensee Portal. From the menu, select Self- Inspection to complete this form.

If you wish not to resolve the matter as described in the preceding paragraph and to contest the charges made herein, you may appeal the findings of this violation by written request to the Chiropractic Physicians' Board of Nevada, which must be received at the Board's office within 30 days after the date of the issuance of the citation. If you seek an appeal, a hearing will be scheduled before the Board at its next regularly scheduled meeting. If you seek an appeal, you must appear at the hearing before the Board. If you appeal and are unsuccessful, the Board may assess its attorney's fees and costs of the hearing against you in addition to the fine assessed in this citation.

If you do not timely accept the terms of resolution and do not appeal the matter to the Board pursuant to the above paragraphs, the Board may proceed as it deems appropriate to collect the fine and may assess attorney's fees and costs incurred in the investigation, prosecution, and collection of sums due herein. The Board may also take such legal action as it deems necessary to prevent future and further violations of the type and nature described herein.

1 | 3 | 23

DATE OF ISSUANCE



SIGNATURE OF EXECUTIVE DIRECTOR

SHAUN WALDMAN - Self Inspection - 0982



Choose File No file chosen

Entity Name	Field Name	Original Value	New Value	Created On
cust_selfinspection	cust_customprocessid	N/A	Self Inspection-0982	Mar-07-2023 3:01
cust_selfinspection	cust_selfinspectionstatusid	Submitted	Reviewed	Mar-07-2023 3:01
cust_selfinspection	cust_submitted_date	Empty	2023-03-06T10:14:11-05:00	Mar-06-2023 8:01
cust_selfinspection	cust_selfinspectionstatusid	New	Submitted	Mar-06-2023 8:01
cust_selfinspection	cust_city	Empty	Does Not Apply	Mar-06-2023 8:01
cust_selfinspection	cust_address_line1	Empty	Does Not Apply	Mar-06-2023 8:01
cust_selfinspection	cust_ownership	Empty	No	Mar-06-2023 8:01
cust_selfinspection	cust_disclosurelocationid	N/A	Written Disclosure	Mar-06-2023 8:01
cust_selfinspection	cust_incorporated	Empty	No	Mar-06-2023 8:01
cust_selfinspection	cust_ownership_details	Empty	Does Not Apply	Mar-06-2023 8:01
cust_selfinspection	cust_malpractice_insurance	Empty	No	Mar-06-2023 8:01
cust_selfinspection	cust_drug_alcohol_dependent	Empty	No	Mar-06-2023 8:01
cust_selfinspection	cust_criminally_arrested	Empty	No	Mar-06-2023 8:01
cust_selfinspection	cust_postal_code	Empty	89044	Mar-06-2023 8:01
cust_selfinspection	cust_delinquent_of_payment	Empty	No	Mar-06-2023 8:01
cust_selfinspection	cust_licensed_in_other_health_care	Empty	No	Mar-06-2023 8:01
cust_selfinspection	cust_email1	Empty	chitwn@yahoo.com	Mar-06-2023 8:01
cust_selfinspection	cust_company_name	Empty	Does Not Apply	Mar-06-2023 8:01
cust_selfinspection	cust_incorporated_name_addresses	Empty	Does Not Apply	Mar-06-2023 8:01
cust_selfinspection	cust_business_license	Empty	No	Mar-06-2023 8:01
cust_selfinspection	cust_selfinspectionroleid	N/A	Other	Mar-06-2023 8:01
cust_selfinspection	cust_selfinspectionperiodid	N/A	Self Inspection Period 2022	Mar-06-2023 8:01
cust_selfinspection	cust_countryid	N/A	United States of America	Mar-06-2023 8:01
cust_selfinspection	cust_received_discipline_in_other_states	Empty	No	Mar-06-2023 8:01
cust_selfinspection	cust_independent_radiologist	Empty	No	Mar-06-2023 8:01
cust_selfinspection	cust_discipline_not_reported	Empty	No	Mar-06-2023 8:01
cust_selfinspection	cust_selfinspection_other_role	Empty	Does Not Apply	Mar-06-2023 8:01
cust_selfinspection	cust_licensed_to_practice_in_other_states	Empty	No	Mar-06-2023 8:01
cust_selfinspection	cust_stateorprovince	Empty	Nevada	Mar-06-2023 8:01
cust_selfinspection	cust_telephone1	Empty	(702) 606-6100	Mar-06-2023 8:01

All E-mail Audit Records



Source Address	Destination Address	Subject	Opened	Clicked	Forwarded	Deleted	Spam	Unread	Size	Age	Msg no
cpbn@thentiacloud.com	chitwn555@yahoo.com	CPBN - Self Inspection Report Submission	N/A	N/AN/A	N/A					Mar-06-2023 8:14 AM	
cpbn@thentiacloud.com	chitwn555@yahoo.com	CPBN - Renewal - Submitted	N/A	N/AN/A	N/A					Dec-02-2022 1:15 PM	

Constant Contact History

Constant Contact

app.constantcontact.com/pages/contacts/individual-contacts

Photo editor online... Web Enterprise Gro... Chiropractic Physici... State of Nevada google.com Nevada Legislati... Nevada State Bank... CL Portal Authorize.NET Lo... Fiscal Notes - Wal...

Campaigns Contacts Reporting Sign-up Forms Websites & Stores Events Social Integrations ... Contact Us Help

Contact Details

SHAUN WALDMAN

Email Subscribed

Edit Contact

Added by Site Owner on Jun 13, 2017 · Edited Dec 20, 2022 at 1:48pm PST

Details Engagement Notes (0)

Campaign channel

Email address
idealchiro@gmail.com
Subscribed by you on Jun 13, 2017 at 1:51pm PDT

Basic details

First name
SHAUN

Last name
WALDMAN

Lists

- Active DC 10.19.22
- Active DC 11.3.22
- Active DC 2.11.22
- Active DCs 11.10.22

Contact Details

SHAUN WALDMAN

Email Subscribed

Edit Contact

Added by Site Owner on Jun 13, 2017 · Edited Dec 20, 2022 at 1:48pm PST

Details Engagement Notes (0)

This shows data for the last 100 emails sent in the past five years.

Recent activity

Dec 21, 2022	1:01pm · Was sent · Email · "Happy Holidays 12.21.22"
Dec 20, 2022	2:50pm · Was sent · Email · "2022 DC License Renewal & SelfInspection Deadline"
Nov 22, 2022	4:01pm · Was sent · Email · "Happy Thanksgiving Renewal & application process"
Nov 17, 2022	12:21pm · Was sent · Email · "Notice of Hearing"
Nov 10, 2022	4:30pm · Was sent · Email · "Chiropractic Physician Renewal"

Email summary

Emails sent	63
Average open rate	29%
Average click rate	0%
Emails bounced	0



SHAUN WALDMAN

Email Subscribed

Edit Contact



Added by Site Owner on Jun 13, 2017 • Edited Dec 20, 2022 at 1:48pm PST

Details Engagement Notes (0)

Oct 19, 2022

7:35am • Was sent • Email • "Celebration of Life Dr. Stephanie Youngblood"

Sep 2, 2022

7:26am • Opened • Email • "Dr. Stephanie Youngblood" on other device type

Sep 1, 2022

5:20pm • Opened • Email • "Dr. Stephanie Youngblood" on other device type

5:03pm • Was sent • Email • "Dr. Stephanie Youngblood"

Jun 7, 2022

11:26am • Opened • Email • "Public Workshop Notice 2022/07/14" on other device type

11:23am • Was sent • Email • "Public Workshop Notice 2022/07/14"



3823

Chiropractic Physicians Board of Nevada
4600 Kietzke Lane, Suite M245
Reno, NV 89502

FIRST CLASS
AUTO
U.S. POSTAGE
PAID
CARSON CITY NV
PERMIT NO. 15

LICENSE RENEWAL NOTIFICATION

License No: License Expiration
Date: 12/31/2022

Name
Company
Address
City
State, Zip Code

LICENSE RENEWAL NOTICE

According to our records, your license will expire on the date shown on the front of this card. To avoid late fees, you must renew your license by the expiration date.

The license process has changed beginning 2022.

Please visit our website at chirobd.nv.gov and select the Licensee Portal button. To access your portal, select "Activate now," enter an active email address and follow the steps to create your login. Once your "home" page appears you may select "License Renewal" to answer the renewal questions and pay the fee, select "Continuing Education" to upload your certificates and select "Self-Inspection", which is required to be completed by all licensees renewing an active license.

Unless this is your first time renewing or you are renewing an inactive license, please be sure you have completed 36 hours of continuing education between January 1, 2021 and December 31, 2022.

For more information on license renewals, including renewal forms and fees, visit our website at chirobd.nv.gov/Renewals/Renewals.

All Active and Inactive DC licenses must be renewed by **December 31, 2022.**

If you are renewing your license for the first time or renewing an inactive license, continuing education hours are not required.

If you are renewing an active DC license you are required to complete 36 hours of CPBN or PACE approved continuing education during the period January 1, 2021 through December 31, 2022. All 36 hours may be attended online. Please know that it is the responsibility of the license holder to retain copies of their CE certificates.

The 2023/2024 renewal fee was reduced from \$700.00 to \$600.00

Initial Biennial Renewal fees are Pro-Rated:

If you were licensed from:

* January 1st to May 31st of the even year = \$300.00

* June 1st to December 31st of the even year is waived.

Please visit our website at chirobd.nv.gov and click the License Renewal button, which will take you to the portal to create your account. Once you are logged in, you will have access to enter your Continuing Education and upload your certificates, complete your License Renewal and pay the fee, and submit your Self-Inspection.

ALL licensees who renew an active license are required to submit the self-inspection. Please note: If your practice employs staff who move among several locations, you may upload your staff directory under the Healthcare provider section. Please ensure that each employee has an applicable license/certification number (if applicable) and their job duties listed. You may also upload a list of satellite locations. Please ensure each address and supervising DC is reflected.

Upon completion of your renewal payment, you may print your renewal card by selecting Certificate/Wallet Card under your Profile.

If you have any questions or concerns, please contact the Board at chirobd@chirobd.nv.gov or call us at 775-688-1921.

Sincerely,

Chiropractic Physicians' Board of Nevada



CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

Attention: Chiropractic Physicians
Your 2022 DC License Renewal &
Self-Inspection are due by December 31, 2022

[Click Here to Renew Your License & Submit Your Self-Inspection](#)

Licensee Portal

Home

Profile

- Personal Information
- Employment Information
- Certificate & Wallet Card
- Other License
- Certifications

License

- Document Upload
- Continuing Education
- License Renewal
- Dry Needling Authorizations

Requests

- Name Change Request
- Document Request
- Status Change Request
- Self Inspection Report
- Invoices & Receipts
- Account Settings

If you are receiving this notice the board has not received your Self-Inspection as of December 20, 2022.

Self-Inspection

Pursuant to NAC 634.384 the submittal of your annual self-inspection is mandatory for all active licensees. The Board directed that chiropractic physicians whose self-inspection forms are not received in this office by December 31, 2022 will receive a citation that will assess a fine and will be public.

Please assure that your self-inspection form is timely transmitted and received in this office.

Select the link above to log in to your portal and select Self-Inspection from your home page shown here.



Please contact the Board with any questions at 775-688-1921/775-688-1923 or email cpbn@chirobd.nv.gov or chirobd@chirobd.nv.gov.

Chiropractic Physicians' Board of Nevada | 4600 Kietzke Ln. M-245, Reno, NV 89502

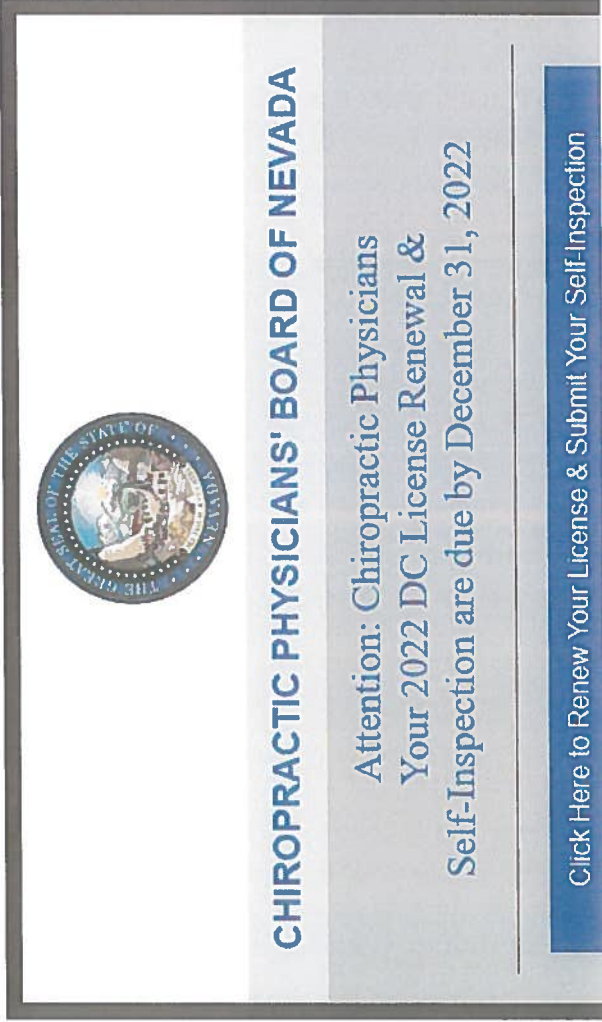
[Unsubscribe cpbn@chirobd.nv.gov](mailto:cpbn@chirobd.nv.gov)

[Update Profile](#) | [Constant Contact Data Notice](#)

Sent by chirobd@chirobd.nv.gov powered by



Try email marketing for free today!



2022 DC License Renewal ... n Deadline

Sent December 20th 2022 at 2:50 pm PST

Subject Don't Forget to Submit Your Self-Inspection
Preheader Due by December 31, 2022
From name Chiropractic Physicians' Board of Nevada
From chirobd@chirobd.nv.gov
Reply chirobd@chirobd.nv.gov
Lists Board Attorney, Board Members,
cpbn@chirobd.nv.gov... [Show more](#)
Email link <https://conta.cc/3v4Nu7h>

[Send a test email](#)



CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

ATTENTION: Active & Inactive Chiropractic Physicians' Your Biennial License Renewal is due by December 31, 2022

Please read the newsletter by selecting the link below to find important information relative to the new licensee portal and more.

NEWSLETTER

By selecting the licensee portal link below, creating your account and logging in, you will have access to the following and more:

[LICENSE RENEWAL](#)

[UPLOAD CONTINUING EDUCATION CERTIFICATES](#)

[SELF-INSPECTION](#)

(all active licensees must complete & submit)

LICENSEE PORTAL

Please contact the Board with any questions at 775-688-1921/775-688-1923 or email cpbn@chirobd.nv.gov or chirobd@chirobd.nv.gov.

Chiropractic Physicians' Board of Nevada | 4600 Kietzke Ln. M-245, Reno, NV 89502

[Unsubscribe cpbn@chirobd.nv.gov](mailto:unsubscribe_cpbn@chirobd.nv.gov)

[Update Profile](#) | [Constant Contact Data Notice](#)

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Steve Sisolak
Governor



Morgan Rovetti, DC
Member
Benjamin S. Lurie, DC
Member
Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member

Nicole Canada, DC
President
Xavier Martinez, DC
Vice President
James T. Overland Sr., DC
Secretary-Treasurer

Julie Strandberg
Executive Director

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

Brett Canady
Licensing Specialist

Next Board Meeting – Thursday, January 12, 2023 at 8:30

The Board would like to give a big thank you to Tracy DiFillippo, Esq. for her extended time and commitment to the Board.



The Board would also like to thank John Bertoldo, Esq. & Dr. Margaret Colucci for their time and commitment to the Board.

Christian L. Augustin, Esq. and Reza R. Ayazi, Esq. were appointed by Governor Steve Sisolak to the Consumer Board Member positions effective March 2022.

Dr. Ben Lurie was appointed by Governor Steve Sisolak effective November 1, 2022.

The Board welcomes Mr. Augustin, Mr. Ayazi & Dr. Ben Lurie

Congratulations to Dr. Nicole Canada on her reappointment to the Board.

Issue 71

In this Issue:



NEW Database

- Applications
- DC 2022 License Renewal
- Self-Inspection Report

Continuing Education

- * Approved Courses
- * Audit Notice

Database Process Instructions

- License Renewals & More

CA 2023 Certificate Renewal

Board Information

Board Approved Physiotherapeutic Equipment/Process

Attention: The Board has implemented a new database to allow for a more efficient work flow of licensee information as well as internal processes. DC & CA applications and fees are now submitted electronically.

PAPER APPLICATIONS WILL NO LONGER BE ACCEPTED.

LICENSE RENEWAL INFORMATION

2022 DC LICENSE RENEWAL – HOW TO RENEW

THE LICENSE RENEWAL PROCESS HAS CHANGED BEGINNING 2022

The 2022 license renewal period is now available. To keep your license in active or inactive status you must complete the renewal process by 11:59 p.m. PST, December 31, 2022. Once your license is renewed, your license is valid from January 1, 2023 through December 31, 2024.

Licensees will receive a renewal/self-inspection reminder notification by mail and email. To renew a chiropractic physician's license, please login by visiting the Board's website at chirobd.nv.gov and selecting the Licensee Portal. In order to utilize the Licensee Portal, **licensees must create their log in using the email on record with the board.** Please note that the Self-Inspection process is available through your licensee portal. If you are unable to log-in please contact the Board for assistance by emailing cpbn@chirobd.nv.gov or chirobd@chirobd.nv.gov or by calling 775-688-1921.

Please note: At its April 14, 2022 meeting the Board approved a one-time reduction to the active renewal fee.

2022 Renewal Fees:

Active Chiropractic Physicians: ~~\$700~~ \$600

Pro-Rated Renewal Fees

Initial license effective January 1, 2022 to May 31, 2022: ~~\$350~~ \$300

Initial license effective June 1, 2022 to December 31, 2022: Waived (\$0.00)

Inactive Chiropractic Physicians: \$250

Renewal fees may be paid online with Visa, Mastercard or Discover.

All licensees should be prepared to attest to completion of their required continuing education (CE) on their renewal applications. Further information regarding [CE Requirements](#) is available on the Board's website.

SELF-INSPECTION REPORT

Active Chiropractic Physicians: Effective December 21, 2021 the legislative commission approved that the self-inspection be submitted every two years in alignment with the DC license renewal. You will find the Self-Inspection under Requests once you are logged in to your licensee portal.

NEW DATABASE PROCESS INSTRUCTIONS

Chiropractic Physicians' & Chiropractic Assistants

Go to the Board's website at chirobd.nv.gov

New Applicants – From the Board's website select “New Applicant Portal”

To access step by step instructions to create your profile, select the following link:

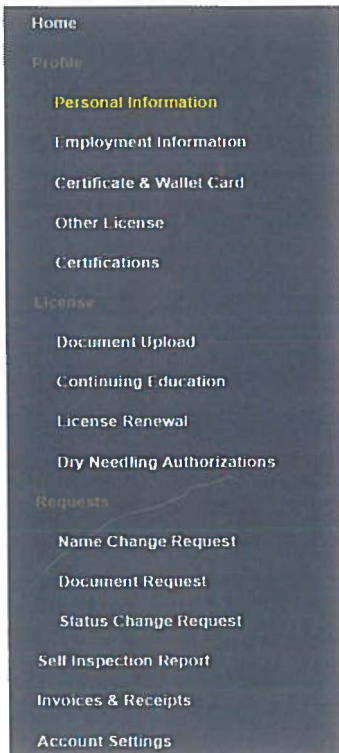
[New Applicant Log-In Instructions](#)

Licensees - From the Board's website select “Licensee Portal”

To access step by step instructions to create your profile, select the following link:

[Current Licensee Log-In Instructions](#)

Licensee Portal View:



Once you have created an account and are logged into your portal this menu will be available to you, to view information and access necessary actions as it relates to your DC license or CA certificate, including:

License Renewal

Updating your mailing and residence address

Requesting letters of good standing/verification of licensure

Requesting a duplicate certificate

Requesting a name change

Entering CE information and uploading the CE certificate

Printing your wallet card

Viewing Invoices and Receipts

Self-Inspection Report

CONTINUING EDUCATION

Prior to registering for a continuing education course please confirm that the seminar/course is approved by one of the following:

- Chiropractic Physicians' Board of Nevada
- Providers of Approved Continuing Education (PACE) through the Federation of Chiropractic Licensing Board (FCLB)

Please refer to the following link to verify: [Approved CE courses](#)

- A regulatory body as defined in [NRS 622.060](#).
NRS 622.060 “Regulatory body” defined. “Regulatory body” means:
 1. Any state agency, board or commission which has the authority to regulate an occupation or profession pursuant to this title; and
 2. Any officer of a state agency, board or commission which has the authority to regulate an occupation or profession pursuant to this title.

CONTINUING EDUCATION AUDIT

If you are selected in the random CE audit you will receive a postcard following the renewal period requiring that you submit your CE certificates within 30 days of receiving notification.

- **Chiropractic Physicians** are required to submit 36 hours of continuing education. If you are certified in Dry Needling you are required to submit an additional 4 hours.

Please note, the only acceptable way to submit your CE certificates is to upload them to the Continuing Education tab through your licensee portal.

*****Please retain your continuing education certificates*****

Please review the Continuing Education Random Audit Policy on page 7, approved by the Board at its July 14, 2022 meeting.

CHIROPRACTIC ASSISTANTS

Please note: At its April 14, 2022 meeting the Board approved a one-time reduction to the 2023 renewal fee.

2023 Renewal Fees:

Active Chiropractic Assistant: ~~\$120~~ \$70

Pro-Rated Renewal Fees

Initial license effective January 1, 2023 to May 31, 2023: ~~\$60~~ \$35

Initial license effective June 1, 2023 to December 31, 2023: Waived (\$0.00)

CONTINUING EDUCATION AUDIT

If you are selected in the random CE audit you will receive a postcard following the renewal period requiring that you submit your CE certificates within 30 days of receiving notification.

- **Chiropractic Assistants** are required to submit 12 hours of continuing education.

Please note, the only acceptable way to submit your CE certificates is to upload them to the Continuing Education tab through your licensee portal.

*****Please retain your continuing education certificates*****

Please review the Continuing Education Random Audit Policy on page 7, approved by the Board at its July 14, 2022 meeting.

BOARD INFORMATION

- The Board opined that a chiropractic physician may not order an APRN or RN to provide treatment: for example, a DC cannot order an APRN or RN to give an IV. A DC can, however, refer a patient to an APRN.
- The Board deemed that the following devices fall under physiotherapy, which may be performed by a chiropractic assistant at the direction of the DC.
 - Ballancer Pro
 - Thera-gun
 - Senaptec Unit

NOTIFY THE BOARD IN WRITING WITHIN 15 DAYS:

Please update through the licensee portal:

- **Registration and change of name or Internet address of practice** *NAC 634.373*
A licensee who operates or organizes a business, corporation, office, partnership for the purpose of providing chiropractic services shall:
 1. Ensure that the name of the business, corporation, office, partnership or practice is registered with the Board;
 2. If the name of the business, corporation, office, partnership or practice changes, provide the new name to the Board within 15 days after the change; and
 3. If the business, corporation, office, partnership of practice maintains one or more websites, provide the Internet address of the website to the Board within 15 days after the establishment or change of the Internet address of one or more of its websites.
- **Legal name change** *NAC 634.375*
A licensee or holder of a certificate who legally changes his or her name from that which is currently registered with the Board or which appears on his or her license or certificate:
 1. Shall, within 15 days after the change, provide the Board with the new name by submitting a written statement and legal documentation of the change to the office of the Board.
- **Inform the Board of address or changes in location of each practice or principal residence** *NRS 634.129*
 1. Each chiropractic physician or chiropractor's assistant licensed by the Board shall:
 - (a) File with the Board the address of each office where he or she practices; and
 - (b) Notify the Board, in writing, of a change in the location of any of those offices within 15 days after the change.
 2. If the licensee does not have an office for his or her practice, the licensee shall provide the Board with the address of his or her principal residence.
- **Legal Residence** *NAC 634.380*
Notify the Board, of any change in his or her legal residence within 15 days after the change.
- **Mobile Chiropractic Office** *NAC 634.383*
A chiropractic physician or chiropractic assistant shall notify the Board with 15 days after beginning to practice a mobile chiropractic office.
- **Reports of certain judgements, settlements & convictions** *NAC 634.425*
If a judgment is entered against him or her in any court, or a settlement is reached, on a claim involving malpractice, a licensee shall report that fact to the Board within 15 days. The licensee may satisfy the provisions of this subsection if he or she provides the Board with a copy of the judgment or settlement.

2. If a licensee or holder of a certificate is convicted of any crime, other than a traffic violation, he or she shall report that fact to the Board within 15 days after the conviction.

- **Health care records** *NAC 634.425*

2. A licensee who obtains the records of a patient of another licensee because of a change in the ownership of a practice shall:

(a) Report to the Board the transfer of the records; and

(b) Inform the Board, in writing, of the physical location of those records within 15 days after the change in ownership of the practice.

3. A licensee who retires, moves to another state, closes his or her practice or changes the status of his or her license from active to inactive shall, within 15 days after the retirement, move,

closure or change of status, inform the Board of the location at which the records of his or her patients may be obtained.

Chiropractic Assistants

- **Chiropractic Assistant Application**

NAC 634.366

An applicant for a certificate as a chiropractic assistant must file an application within **15 days** after the date on which they began performing duties as a CA. A licensee shall report to the Board any other license, certificate or registration as a provider of health care.

- A supervising licensee shall notify the Board in writing of any dismissal of a Chiropractic assistant for cause within **10 days** after the dismissal. *NAC 634.3475*

BOARD APPROVED

PHYSIOTHERAPEUTIC EQUIPMENT/PROCESSES

For your information, over the history of the Board's review of various physiotherapeutic equipment and processes, the Board has ruled that the following may be used by chiropractic physicians in Nevada:

Class IV Lasers

Cupping

Detox Body Wraps

Extracorporeal Shockwave Therapy

"Bax Aura" diagnostic feedback device

Ballancer Pro

Bio-Electro Magnetic Energy Regulation (BEMER)

Jennie Rub Massager

MC1/QuantaShape Ultrasound

Ultrasound fat cavitation, micro-current therapy and radio frequency therapy for weight loss

Senaptec Unit

Thera-gun

Nebulizer with Glutathion

Urine, drug and breath alcohol tests

CONTINUING EDUCATION RANDOM AUDIT

Following the renewal period (December 31), a query will run to randomly select 20% of the active licensed chiropractic physicians and active certified chiropractic assistants. A postcard/notice will be sent to the mailing address on record and to the email address on record for each of the selected licensees and certificate holders.

The continuing education certificates may be provided to the Board by uploading the document(s) through the licensee portal found by going to the Boards website (chirobd.nv.gov), by email, fax or mail.

If the licensee fails to provide his or her continuing education certificates within 30 days of the receipt of the random audit notification, an administrative citation will be issued to a chiropractic physician to include a fine in the amount of \$100.00/unit for the licensee's deficient credits, not to exceed \$1,500.00, and are required to complete the number of deficient continuing education credits within 30 days.

If the certificate holder fails to provide his or her CE certificates within 30 days of the receipt of the random audit notification, an administrative citation will be issued to a chiropractic assistant to include a fine in the amount of \$50.00/unit for the person's deficient credits not to exceed \$500.00 and are required to complete the number of deficient continuing education credits within 30 days.

If the licensee or certificate holder fails to comply with the citation, a Notice of Charges will be issued and disciplinary action will be taken.

A licensee is required to complete 36 hours of continuing education by December 31 of every even year. A chiropractic assistant is required to complete 12 hours of continuing education by December 31 of every odd year. The renewal process requires the licensee and the chiropractic assistant to attest to completing the requisite amount of continuing education hours.

Administrative discipline is reportable to CIN-BAD through FCLB. Disciplinary action is reportable the National Practitioners Databank.

July 14, 2022

Motion: Nicole Canada, DC

Second: Christian Augustin, Esq.

Passed: Unanimous

Steve Sisolak
Governor



Morgan Rovetti, DC
Member
Xavier Martinez, DC
Member
Tracy DiFillippo, Esq.
Consumer Member
John Bertoldo, Esq.
Consumer Member

Margaret Colucci, DC
President
Nicole Canada, DC
Vice President
James T. Overland Sr., DC
Secretary-Treasurer

Julie Strandberg
Executive Director

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

4600 Kietzke Lane, M-245 | Reno, Nevada 89502-5000

Phone: (775) 688-1921 | Fax: (775) 688-1920

Website: <http://chirobd.nv.gov> | Email: chirobd@chirobd.nv.gov

Brett Canady
Licensing Specialist

Next Board Meeting – Thursday, February 3, 2022 at 9:00 a.m.

Happy New Year!

Attention: Chiropractic Assistants

Re: January 2022 – Continuing Education Audit

If you are selected in the CE audit you will receive a postcard asking that you submit your certificates totaling 12 hours.

Please submit your certificates upon receipt of this notice by one of the following options:

- 1) Email to cpbn@chirobd.nv.gov or chirobd@chirobd.nv.gov
- 2) By Fax: (775) 688-1920

Issue 70

In this Issue:

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CA Continuing Education
Audit Notice

Chiropractic Physicians'
Important Dates

Board Regulation News

Board Disciplinary Action

Important Dates for Chiropractic Physicians'

~~Annual Self Inspection – January 1 through March 31 of each year.~~

Biennial Self-Inspection: The submittal of the self-inspection has been aligned with the DC license renewal, October 1 through December 31 of each even year. (Please see the revised language on page 2 under Board Regulation News – NAC 634.384)

Biennial Renewal: October 1, 2022 through December 31, 2022

Business Entities: Initial Registration by January 1, 2022
Renew by May 31 of each year

BOARD REGULATION NEWS

- Effective December 21, 2021 the Legislative Commission approved the Boards Regulation R179-20, which includes the following revisions:

In accordance with NRS 622.530 the Board will issue License by Endorsement.

(a) Holds a corresponding valid and unrestricted license to engage in the practice of chiropractic in the District of Columbia or any state or territory of the United States;

(b) Possesses qualifications that are substantially similar to the qualifications required for issuance of a license to engage in the practice of chiropractic in this State;

(c) Has successfully completed parts I, II, III and IV of the examination administered by the National Board of Chiropractic Examiners, or its successor organization, or those parts of the examination in effect at the time that the applicant obtained his or her initial licensure to engage in the practice of chiropractic in the District of Columbia or any state or territory of the United States;

(d) Has actively engaged in the practice of chiropractic in another state for not less than 7 of the 10 years immediately preceding the date of submission of the application;

(e) Provides an affidavit stating that the information contained in the application and any accompanying material is true and complete

(f) Completes the application for endorsement provided by the Board; and (g) Pays the fees prescribed by NAC 634.200 for an application for a license to practice chiropractic and the issuance of such a license.

2. The Board will not issue a license by endorsement to engage in the practice of chiropractic in this State if:

(a) The Board is prohibited from issuing the license by subsection 2 of NRS 622.530; or

(b) The report from the Federal Bureau of

Investigation pursuant to paragraph (g) of subsection 2 of NRS 622.530 indicates that the applicant has been convicted of a crime described in subsection 3 of NRS 634.140 and the Board has not previously taken disciplinary action against the licensee based on that conviction.

3. A license by endorsement to engage in the practice of chiropractic issued pursuant to this section may be issued at a meeting of the Board or between meetings of the Board by the President and Executive Director of the Board. Such an issuance is deemed to be an action of the Board.

- NAC 634.355 (2) (a) Satisfies one of the following: (1) ~~[Is certified as a chiropractor's assistant by a]~~ *Has successfully completed an educational program* ~~[for chiropractor's assistants]~~ *offered by a high school, community college, state university or private post-secondary school that is approved by the Board; or (2) Has had 6 months of full-time, or 12 months of part-time, training and employment as a chiropractor's assistant trainee from a licensee.*

Self-Inspection

- Sec. 4. NAC 634.384 is hereby amended to read as follows: 634.384 Each licensee shall ~~[annually]~~ *biennially* submit a self-inspection form prescribed by the Board. The self-inspection form must be received by the Board ~~[between January 1 and March 31.]~~ *on or before December 31 of each even-numbered year.* The Board will reject a self-inspection form submitted pursuant to this section if the form is incomplete. This revision aligns the self-inspection with the DC renewal.

DISCIPLINARY ACTION

Pursuant to NAC 634.384, each licensed chiropractic physician must submit annually a self-inspection form to the Board's office between January 1 and March 31.

The Board served by certified mail a Citation to the chiropractic physicians, which offered the chiropractic physician two options (1) to pay a fine of \$150.00 and provide the self-inspection form within 30 days of the Citation, or (2) to appeal the Citation to the Board. The chiropractic physicians listed below did not communicate either way.

At its October 28, 2021 meeting, the Board approved a Settlement Agreement & Order with the following chiropractic physicians who were found in violation of NAC 634.384 and for failure to timely respond to the Citation. The chiropractic physicians agreed to submit their 2021 self-inspection, pay a fine of \$150.00 and pay fees and costs associated with the investigation and prosecution in the amount of \$100.00.

Milo Allen, DC
Shawn Larkin, DC
Daniel Lai, DC
Glenn Lunceford, DC

Clinton Low, DC
Robert B. Owens, Jr., DC
Kathleen Nash, DC
Shannon Peacock, DC

Michael Taylor, DC
Joshua Redd, DC
Jordan Webber, DC

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 11** NCA Report – No action.

RECOMMENDED MOTION: **Non-Action Item.**

PRESENTED BY: **TBA**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **10 minutes**

BACKGROUND INFORMATION:

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 11

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 12** NCC Report – No action

RECOMMENDED MOTION: **Non-Action Item.**

PRESENTED BY: **TBA**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **10 minutes**

BACKGROUND INFORMATION:

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

Agenda Item 12

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 13 Board Counsel Report – No action.**

RECOMMENDED MOTION: **Non-Action Item.**

PRESENTED BY: **Louis Ling, Esq.**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **10 minutes**

BACKGROUND INFORMATION:

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 13

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 14 Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action.

- A. Complaint 19-12S (Rovetti)**
- B. Complaint 20-01N (Rovetti)**
- C. Complaint 21-03S (Canada)**
- D. Complaint 21-29N (Canada)**
- E. Complaint 21-31S (Lurie)**
- F. Complaint 22-11S (Overland)**
- G. Complaint 22-12S (Overland)**
- H. Complaint 22-13S (Overland)**
- I. Complaint 22-14S (Overland)**
- J. Complaint 22-15N (Martinez)**
- K. Complaint 22-16N (Martinez)**
- L. Complaint 22-17N (Canada)**
- M. Complaint 22-18S (Overland)**
- N. Complaint 22-19S (Lurie)**
- O. Complaint 22-20S (Canada)**
- P. Complaint 22-21N (Martinez)**
- Q. Complaint 22-22S (Canada)**
- R. Complaint 22-23N (Martinez)**
- S. Complaint 23-01N (Rovetti)**
- T. Complaint 23-02N (Rovetti)**
- U. Complaint 23-03S (Canada)**
- V. Complaint 23-04N (Canada)**
- W. Complaint 23-05S (Canada)**

RECOMMENDED MOTION: No recommended motion.

PRESENTED BY: Nicole Canada, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 30 minutes

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 14A** Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

A. Complaint 19-12S (Dr. Rovetti)

RECOMMENDED MOTION: **No recommended motion.**

PREPARED BY: **Morgan Rovetti, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

Agenda Item 14A

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 14B** Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

B. Complaint 20-01N (Dr. Rovetti)

RECOMMENDED MOTION: **No recommended motion.**

PREPARED BY: **Morgan Rovetti, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

Agenda Item 14B

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 14C** Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

C. Complaint 21-03S (Dr. Canada)

RECOMMENDED MOTION: **No recommended motion.**

PREPARED BY: **Nicole Canada, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **This complaint is pending the results of the criminal lawsuit.**

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 14C

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 14D** Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

D. Complaint 21-29N (Dr. Canada)

RECOMMENDED MOTION: **No recommended motion.**

PREPARED BY: **Nicole Canada, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 14D

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 14E** Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

E. Complaint 21-31S (Dr. Lurie)

RECOMMENDED MOTION: **No recommended motion.**

PREPARED BY: **Benjamin S. Lurie, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 14E

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 14F Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

F. Complaint 22-11S (Dr. Overland)

RECOMMENDED MOTION: Recommend that this case be closed.

PREPARED BY: James T. Overland Sr., DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The Nevada State Board of Massage Therapists found the licensed massage therapist in violation of performing chiropractic and disciplined the licensee. Following this decision by the Board of Massage Therapists a citation was issued to the massage therapist by this Board, to include a \$500 fine. The fine has been paid to satisfy the citation.

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

Agenda Item 14F

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 14G Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action

G. Complaint 22-12S (Dr. Overland)

RECOMMENDED MOTION: No recommended motion.

PREPARED BY: James T. Overland Sr., DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The complainant alleged that the licensed massage therapist was performing chiropractic.

The case against the License Massage Therapist was finalized on March 30, 2023. The Board motioned to suspend the license for 90-days, assess fines of \$500 per count for a total of \$1,500, require twelve (12) hours of continuing education offered by an approved provider in the topics of ethics and communication, and pay fees not to exceed \$8,000.

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 14G

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 14H Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

H. Complaint 22-13S (Dr. Overland)

RECOMMENDED MOTION: Recommend dismissal.

PREPARED BY: James T. Overland Sr., DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The complainant alleged unprofessional conduct.

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

Agenda Item 14H

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 14I** Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

I. Complaint 22-14S (Dr. Overland)

RECOMMENDED MOTION: **No recommended motion.**

PREPARED BY: **James T. Overland Sr., DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 14J** Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

J. Complaint 22-15N (Dr. Martinez)

RECOMMENDED MOTION: **Recommend dismissal.**

PREPARED BY: **Xavier Martinez, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

Agenda Item 14J

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 14K** Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

K. Complaint 22-16N (Dr. Martinez)

RECOMMENDED MOTION: **Recommend dismissal.**

PREPARED BY: **Xavier Martinez, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

Agenda Item 14K

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 14L** Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

L. Complaint 22-17N (Dr. Canada)

RECOMMENDED MOTION: **No recommended motion.**

PREPARED BY: **Nicole Canada, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

Agenda Item 14L

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 14M Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

M. Complaint 22-18S (Dr. Overland)

RECOMMENDED MOTION: No recommended motion.

PREPARED BY: James T. Overland Sr., DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The complainant alleged a violation of NAC 634.348 Performance of ancillary services.

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 14M

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 14N Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

N. Complaint 22-19S (Dr. Lurie)

RECOMMENDED MOTION: No recommended motion.

PREPARED BY: Benjamin S. Lurie, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The complainant alleged unprofessional conduct.

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

Agenda Item 14N

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 14O Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

O. Complaint 22-20S (Dr. Canada)

RECOMMENDED MOTION:

PREPARED BY: **Nicole Canada, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 14O

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 14P Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

P. Complaint 22-21N (Dr. Martinez)

RECOMMENDED MOTION: No recommended motion.

PREPARED BY: Xavier Martinez, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The complainant alleged that the chiropractor is working outside the scope of chiropractic.

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 14P

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 14Q Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

Q. Complaint 22-22S (Dr. Canada)

RECOMMENDED MOTION: Recommend dismissal.

PREPARED BY: Nicole Canada, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The complainant alleged unprofessional conduct.

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 14Q

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 14R Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

R. Complaint 22-23N (Dr. Martinez)

RECOMMENDED MOTION: No recommended motion.

PREPARED BY: Xavier Martinez, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The complainant alleged that the chiropractor is working outside the scope of chiropractic.

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 14R

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 14S Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

S. Complaint 23-01S (Dr. Rovetti)

RECOMMENDED MOTION: No recommended motion.

PREPARED BY: Morgan Rovetti, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The complainant alleged that the chiropractic physician is in violation of the advertising regulations.

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 14S

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 14T** Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

T. Complaint 23-02S (Dr. Rovetti)

RECOMMENDED MOTION: **No recommended motion.**

PREPARED BY: **Morgan Rovetti, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The complainant alleged unprofessional conduct.**

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

Agenda Item 14T

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 14U Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

U. Complaint 23-03N (Dr. Canada)

RECOMMENDED MOTION: Recommend dismissal.

PREPARED BY: Nicole Canada, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The Board received a note in the mail degrading a chiropractic practice without providing a name or any contact information.

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 14U

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 14V Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

V. Complaint 23-04S (Dr. Canada)

RECOMMENDED MOTION:

PREPARED BY: **Nicole Canada, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: The complainant shared a marketing website that advertises a chiropractic physician in Reno, however the name cannot be confirmed as a Nevada licensee. The Board investigated a similar website in the past and there is no linkage found. This marketing website is being investigated.

ACTION: Approved Approved w/Modifications Denied Continued

Agenda Item 14V

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 14W Status report regarding anonymous profiles of possible disciplinary actions. Board action will be limited to either dismissing the matter if the Board determines there is no violation, it has no jurisdiction over the subject, or providing direction to pursue the matter further – For possible action:

W. Complaint 23-04S (Dr. Canada)

RECOMMENDED MOTION:

PREPARED BY: **Nicole Canada, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **3 minutes**

BACKGROUND INFORMATION: **The chiropractic physician misrepresented his responses on the reinstatement application,**

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 15 Discussion and potential action to release Casey Robinson, DC from probation in accordance with his California order being satisfied. – For possible action.

RECOMMENDED MOTION: Recommend release from probation.

PRESENTED BY: James Overland, Sr., DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 5 minutes

BACKGROUND INFORMATION: Dr. Robinson was granted a Nevada license on September 14, 2007 under the condition that he comply with all the terms and conditions of his Agreement on Conditions for Licensure with California and monitoring of his practice by Board-appointed Compliance Monitor. Dr. Robinson's 5-year probation with California commenced on February 14, 2006. He was required to reimburse the California Board's costs of \$3,103.75 and serve 4 hours per month of community service for 2-1/2 years of his probation. It was subsequently determined that Dr. Robinson did not comply with the terms and conditions of his agreement with California, which was addressed at the June 4, 2011 meeting and a new Agreed Settlement was approved by this Board to extend his probation for another five years concurrent with and under the same terms and conditions as his settlement agreement with California.

Pursuant to the attached California Board order Dr. Robinson voluntarily surrendered his license effective June 26, 2021. Confirmation was received from the California Board that Dr. Robinson satisfied the terms his California Order with the exception of receiving a passing score on the California law exam.

Dr. Robinson has not been investigated for any reason by the Nevada Board. Does the Board agree that Dr. Robinson be released from probation in Nevada?

ACTION: _____Approved _____Approved w/Modifications _____Denied _____Continued

1 XAVIER BECERRA
Attorney General of California
2 GREGORY J. SALUTE
Supervising Deputy Attorney General
3 CRAIG S. MENCHIN
Deputy Attorney General
4 State Bar No. 286124
600 West Broadway, Suite 1800
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6 San Diego, CA 92186-5266
Telephone: (619) 738-9437
7 Facsimile: (619) 645-2061
Attorneys for Complainant
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9
10 **BEFORE THE**
BOARD OF CHIROPRACTIC EXAMINERS
DEPARTMENT OF CONSUMER AFFAIRS
11 **STATE OF CALIFORNIA**

12 In the Matter of the Stipulated Surrender
13 Against:

Case No. AC 2004-407

14 **CASEY DEAN ROBINSON**
4988 Mt. Almagosa Drive
15 San Diego, CA 92111

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

16 **Chiropractor License No. DC 26803**

17 Respondent,
18

19 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
20 entitled proceedings that the following matters are true:

21 **PARTIES**

22 1. Robert Puleo (Complainant) is the Executive Officer of the Board of Chiropractic
23 Examiners (Board). He brought this action solely in his official capacity and is represented in this
24 matter by Xavier Becerra, Attorney General of the State of California, by Craig S. Menchin,
25 Deputy Attorney General.

26 2. Casey Dean Robinson (Respondent) is representing himself in this proceeding and
27 has chosen not to exercise his right to be represented by counsel.
28

BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Stipulated Surrender
Against:

Case No. AC 2004-407

CASEY DEAN ROBINSON
4988 Mt. Almagosa Drive
San Diego, CA 92111

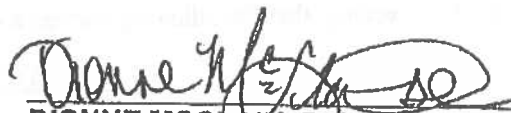
Chiropractor License No. DC 26803,
Respondent.

DECISION AND ORDER

The attached Stipulated Surrender of License and Order is adopted by the Board of Chiropractic Examiners, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on June 26, 2021

IT IS SO ORDERED this May 27, 2021.



DIONNE MCCLAIN, D.C.
BOARD CHAIR
Board of Chiropractic Examiners
Department of Consumer Affairs

1 Stipulated Surrender and Disciplinary Order shall be of no force or effect, except for this
2 paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not
3 be disqualified from further action by having considered this matter.

4 9. The parties understand and agree that Portable Document Format (PDF) and facsimile
5 copies of this Stipulated Surrender of License and Order, including PDF and facsimile signatures
6 thereto, shall have the same force and effect as the originals.

7 10. This Stipulated Surrender of License and Order is intended by the parties to be an
8 integrated writing representing the complete, final, and exclusive embodiment of their agreement.
9 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,
10 negotiations, and commitments (written or oral). This Stipulated Surrender of License and Order
11 may not be altered, amended, modified, supplemented, or otherwise changed except by a writing
12 executed by an authorized representative of each of the parties.

13 11. In consideration of the foregoing admissions and stipulations, the parties agree that
14 the Board may, without further notice or formal proceeding, issue and enter the following Order:

15 ORDER

16 IT IS HEREBY ORDERED that Chiropractor License No. DC 26803, issued to Respondent
17 Casey Dean Robinson, is surrendered and accepted by the Board.

18 1. The surrender of Respondent's Chiropractor License and the acceptance of the
19 surrendered license by the Board shall constitute the imposition of discipline against Respondent.
20 This stipulation constitutes a record of the discipline and shall become a part of Respondent's
21 license history with the Board.

22 2. Respondent shall lose all rights and privileges as a licensed chiropractor in California
23 as of the effective date of the Board's Decision and Order.

24 3. Respondent shall cause to be delivered to the Board his pocket license and, if one was
25 issued, his wall certificate on or before the effective date of the Decision and Order.

26 4. If he ever applies for licensure or petitions for reinstatement in the State of California,
27 the Board shall treat it as a petition for licensure. Respondent must comply with all the laws,
28 regulations and procedures for licensure in effect at the time the petition is filed.

LOUIS LING - Board Counsel • 1370 Royal Drive • Reno, Nevada 89503 • (775) 233-9099 • Fax: (775) 624-5086 • louisling@me.com

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BEFORE THE CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

IN THE MATTER OF:)	
)	Case No. 07-00
CASEY ROBINSON, D.C.)	
License No. B1263,)	SETTLEMENT AGREEMENT AND
)	ORDER
Respondent.)	

The Chiropractic Physicians' Board of Nevada (the Board), by and through its counsel Louis Ling hereby enters into this Settlement Agreement with Casey Robinson, D.C. (License No. B1263). Pursuant to chapter 233B and chapter 634 of the Nevada Revised Statutes (NRS) and Nevada Administrative Code (NAC), it is hereby stipulated and agreed, by and between the parties in the above-entitled matter, that this matter shall be settled and resolved upon the following terms:

1. Dr. Robinson admits that the facts contained in the Notice of Charges in this matter are true and correct, and Dr. Robinson understands and acknowledges the allegations and charges made in the Notice of Charges. Dr. Robinson further acknowledges that the conduct set out in the Notice of Charges constitutes violations of the Nevada Chiropractic Practice Act (NRS & NAC 634) and that agrees that he is subject to disciplinary action by the Board as a result of that conduct.

2. Dr. Robinson is aware of, understands, and has been advised of the effect of this Settlement Agreement, which he has carefully read and fully acknowledged. Dr. Robinson acknowledges that he could have reviewed this Settlement Agreement with legal counsel of his choice and that he chose not to do so.

3. Dr. Robinson has freely and voluntarily entered into the Settlement Agreement, and he is aware of his rights to contest the charges pending against him. These rights include representation by an attorney at his own expense, the right to a public hearing on any charges or allegations formally filed, the right to confront and cross-examine witnesses called to testify against him, the right to present evidence on his own behalf, the right to testify on his own behalf, the right to obtain any other type of formal judicial review of this matter, and any other rights which may be accorded to him pursuant the provisions

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of Chapters 233B, 622, 622A, and 634 of the NRS and the NAC. Dr. Robinson is voluntarily waiving all these rights in exchange for the Board's acceptance of this Settlement Agreement.

4. Should the Settlement Agreement be rejected by the Board, it is agreed that presentation to and consideration by the Board of such proposed Settlement Agreement or other documents or matters pertaining to the consideration of this Settlement Agreement shall not unfairly or illegally prejudice the Board or any of its members from further participation, consideration, adjudication, or resolution of these proceedings and that no Board member shall be disqualified or challenged for bias.

5. Dr. Robinson acknowledges that the Settlement Agreement shall only become effective after both the Board and he have duly executed it.

THE PARTIES DO HEREBY AGREE as a result of the admissions and acknowledgements contained in paragraphs 1 through 5 above that the following discipline is fair and appropriate and should be imposed by the Board by way of resolution of this matter:

1. Dr. Robinson's chiropractic physician's license (License No. B1263) shall be on probation for a term concurrent with the probation entered by the California Board of Chiropractic Examiners on May 4, 2011 (Case No. 2004-407, hereinafter "the California Order"). A copy of the California Order is attached hereto as Attachment A and is incorporated by this reference. Dr. Robinson shall comply with the terms and conditions of the California Order, and any violation of the California Order shall be deemed a violation of this Settlement Agreement and Order. Throughout the term of probation, Dr. Robinson shall provide to the Board copies of all correspondence, documents, and other materials he provides to or exchanges with the California Board of Chiropractic Examiners related to the California Order. All such copies will be mailed to: Chiropractic Physicians Board of Nevada, 4600 Kietzke Lane, Building M, Suite 245, Reno, Nevada, 89502.

2. Dr. Robinson shall meet with the Board or its representatives upon request and shall cooperate with such representatives in their supervision, monitoring, investigation, or auditing to assure compliance with the terms and conditions of this order.

3. In the event Dr. Robinson fails to materially comply with any term of this Settlement Agreement, Dr. Robinson agrees his chiropractic license in the State of Nevada shall be automatically


1 suspended without any action of the Board other than the issuance of an Order of Suspension by the
2 Executive Director. Upon complying with the term, Dr. Robinson's chiropractic license in the State of
3 Nevada will be automatically reinstated, assuming all other provisions of the Settlement Agreement are in
4 compliance. Additionally, Dr. Robinson's failure to comply with any term or condition of this
5 Settlement Agreement may result in further discipline by the Board, up to and potentially including
6 revocation of his license. Board Staff may take any and all actions it deems necessary to collect any sums
7 ordered that remain unpaid. If Board Staff is required to pursue judicial action to effect such collections,
8 it shall be entitled to recover its attorney's fees and costs incurred in pursuing such judicial action.

9 Signed this 1st day of June, 2011.

11 Respondent Casey Robinson

Chiropractic Physicians' Board of Nevada

12
13 By 
14 Casey Robinson, D.C., Respondent


15
16 By 
17 Louis Ling, Board Counsel

18 ORDER

19 WHEREAS, on June 4, 2011, the Chiropractic Physicians' Board of Nevada approved and
20 adopted the terms and conditions set forth in the Agreed Settlement and Order with Casey Robinson,
21 D.C. IT IS SO ORDERED.

22 SIGNED AND EFFECTIVE this 9 day of June, 2011.

23 CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

24 
25 David Rovetti, D.C.
26 President

**BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
STATE OF CALIFORNIA**

In the Matter of the Petition to Revoke Probation
Against:

CASEY ROBINSON, D.C.

License No. DC 26803,

Respondent.

Case No.: 2004-407

OAH No.: 2010050795

DECISION

The attached Proposed Decision of the Administrative Law Judge is hereby adopted by the Board of Chiropractic Examiners, as its Decision in the above-entitled matter.

This Decision shall become effective MAY 04 2011 .

IT IS SO ORDERED APR 04 2011 .

By 
Frederick N. Lerner, D.C., Chair
BOARD OF CHIROPRACTIC EXAMINERS

BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

CASEY ROBINSON, D.C.

Respondent.

Case No. AC 2004-407

OAH No. 2010050795

PROPOSED DECISION

James Ahler, Administrative Law Judge, Office of Administrative Hearings, State of California, heard this matter on March 10, 2011, in San Diego, California.

Karen L. Gordon, Deputy Attorney General, Department of Justice, State of California, represented Complainant, Robert Puleo, Executive Officer, Board of Chiropractic Examiners, State of California.

Respondent, Casey Robinson, D.C., appeared on his own behalf and was present throughout the administrative hearing.

The matter was submitted on March 10, 2011.

PRELIMINARY STATEMENT

Dr. Robinson violated terms and conditions of probation imposed against his license in April 2006 in that he failed to submit quarterly reports in a timely fashion, failed to pay costs of investigation and prosecution, failed to hire a CPA to monitor his billing practices, and provided only 12 of the 120 hours of community service he was ordered to complete. In this proceeding, Dr. Robinson asserted that his dire financial circumstances and the Board's lack of consideration for his circumstances was the cause of those violations.

Complainant recommended that Dr. Robinson's probation be extended for an additional five years on the same terms and conditions that were previously imposed. Complainant's recommendation forms the basis of the disciplinary order set forth herein.

FACTUAL FINDINGS

Background and License History

1. Respondent, Casey Robinson, D.C., was born in December 1968. He grew up in Half Moon Bay, California. He graduated from high school in 1986. Respondent attended Canada Community College and the College of San Mateo. He received an associate's degree in Liberal Arts in 1989. Respondent then attended San Francisco State University, where he received a bachelor's degree in Kinesthesiology in 1992. Respondent then attended the Palmer College of Chiropractic, West Campus, where he received a Doctor of Chiropractic degree in 1999.

2. In March 2000, the Board issued Chiropractic License No. DC 26803 to Respondent.

After obtaining licensure, Respondent worked at a friend's chiropractic office in the San Jose area for several months and then moved to San Diego County. After working for approximately one year with Sean Miller, D.C., in the Pacific Beach area, Respondent began working with William Wu, D.C., a chiropractor whose practice was limited to workers' compensation evaluations and treatment. Respondent continued his association with Dr. Wu, and Respondent opened Dr. Wu's satellite office in Fallbrook, where he remained until approximately 2004.

Dr. Wu and Respondent opened a chiropractic office in Illinois in approximately 2005. The practice was not profitable and Respondent returned to California.

3. On a date that was not established, Accusation No. 2004-407 was filed with the Board. Respondent was served with the Accusation and other required jurisdictional documents. Respondent timely filed a notice of defense. On February 14, 2006, Respondent signed a Stipulated Settlement and Disciplinary Order. In that stipulation, Respondent admitted that the allegations set forth in the Accusation were true.¹ Respondent stipulated that his license was subject to discipline, and he agreed to be bound by the Board's imposition of discipline as set forth in the disciplinary order that was contained in the stipulation.

The Board adopted the Stipulated Settlement and Disciplinary Order as its Decision in the matter. On April 22, 2006, the Board's Decision in Case No. 2004-407 became effective. The Board's decision revoked Respondent's license, stayed the revocation, and placed

¹ A letter from Respondent's criminal attorney, Marc X. Carlos, to the Board that was dated November 4, 2009, referenced this matter and acknowledged that Respondent admitted that "On or about October 21, 2003, in the case of People v. Casey Robinson, Superior Court, San Diego County, Case No. 175002, Respondent was convicted by the Court on his plea of no contest to violating Penal Code section 550(b)(1) (conspiring to present a false or fraudulent insurance claim)."

Respondent's license on probation for five years. Terms and conditions of probation required Respondent to file quarterly reports in a timely fashion (condition 3), reimburse the Board \$3,103.75 for its costs of investigation and enforcement (condition 7), retain a Board-approved CPA to monitor Respondent's billing practices at Respondent's expense (condition 18), and complete 120 hours of Board-approved community service (condition 19).

4. At around the time Respondent was placed on probation, his girlfriend (and mother of his son, who was born in 2004) embezzled approximately \$18,000 from Respondent's account. According to Respondent, the girlfriend lost the money gambling at the Barona Casino. He separated from her after finding out about the theft.

Respondent testified that he was broke and homeless by December 2005. He traveled to Sacramento, where he briefly lived with his parents. He returned to San Diego County in May 2006. He lived on friends' couches for many months. He obtained employment as a basketball official, assisted in corporate relocations, and worked as a tour guide. He earned enough money to rent a home in Rancho Penasquitos for a year. He moved to Clairemont in 2007 and lived there for about three years. In 2010, Respondent lived with a new girlfriend in the Talmadge area, but he moved to Pacific Beach when that relationship did not work out.

5. Respondent testified that he earned very little from 2006 to the present. He presented income tax records showing an income of \$13,001 in 2007, \$8,071 in 2008, and \$9,238 in 2009. He estimated he made slightly more in 2010. Respondent said his sources of income included officiating basketball games, corporate relocations, serving as a travel guide, and working off and on as a chiropractor. Respondent testified that he currently works as a chiropractor in Kearny Mesa, where he rents an office from another chiropractor and that he intermittently works as a chiropractor in Las Vegas, where he became licensed a couple of years ago and where he provides services as a qualified medical examiner.

Violations of Probation

6. Quarterly Reports:

A. Respondent failed to submit a timely probation report covering the period April 1, 2006, through June 30, 2006, which was due on July 10, 2006. Respondent submitted the report on August 28, 2006.

B. Respondent failed to submit a timely probation report covering the period July 1, 2006, through September 30, 2006, which was due on October 10, 2006. Respondent submitted the report on October 19, 2006.

C. Respondent failed to submit a timely probation report covering the period October 1, 2006, through December 31, 2006, which was due on January 10, 2007. Respondent submitted the report on January 24, 2007.

D. Respondent failed to submit a timely probation report covering the period January 1, 2008, through March 31, 2008, which was due on April 10, 2008. Respondent submitted the report on April 21, 2008.

E. Respondent failed to submit a timely probation report covering the period April 1, 2008, through June 30, 2008, which was due on July 10, 2008. Respondent submitted the report on August 11, 2008.

F. Respondent failed to submit a timely probation report covering the period October 1, 2008, through December 31, 2008, which was due on January 10, 2009. Respondent submitted the report on September 8, 2009.

G. Respondent failed to submit a timely probation report covering the period January 1, 2009, through March 31, 2009, which was due on April 10, 2009. Respondent submitted the report on September 8, 2009.

H. Respondent failed to submit a timely probation report covering the period April 1, 2009, through June 30, 2009, which was due on July 10, 2009. Respondent submitted the report on September 8, 2009.

I. Respondent failed to submit a timely probation report covering the period October 1, 2009, through December 31, 2009, which was due on January 10, 2010. Respondent submitted the report on January 14, 2010.

Respondent violated condition 3 of probation in that, on nine occasions, he failed to timely file quarterly reports with the Board.

7. Reimbursement of Costs: Respondent was directed to pay the Board \$3,103.75 for its costs of investigation and prosecution. Respondent currently owes \$1,792.75 in costs.

Respondent violated condition 7 of probation in that he failed to make full payment of costs to the Board.

8. Billing Practice Monitoring: Respondent's discipline arose out of his conviction of billing fraud. The purpose of the monitoring of his billing practices was evident in the conditions of probation which directed the CPA-monitor to report specifically if the CPA found substantial errors or omissions in or questionable billing practices. The condition was designed to protect the public.

Respondent was directed to provide the name of a certified public accountant to the Board for its prior approval and to have a Board-approved certified public accountant submit quarterly written reports to the Board verifying that monitoring of Respondent's billing had taken place. At least four hours per quarter of review were required for the first two monitoring periods. Respondent was responsible for ensuring that the required reports were filed with the Board in a timely fashion.

Respondent submitted the names of two CPAs to the Board for approval. The Board approved them and authorized each CPA to provide billing monitoring services. No CPA's report was filed with the Board because Respondent did not pay the Board-approved CPAs to provide the required services.

Respondent violated condition 18 of probation in that he failed to ensure that required CPA reports were filed quarterly with the Board.

9. Community Service: Respondent was required to submit to the Board for its prior approval a community service program in which he would provide volunteer services for at least four hours per month for the first two and one-half years of probation.

Respondent received Board approval to provide services at the City of San Diego - Pacific Beach Recreation Center. Respondent did not provide proof of any volunteer services there. Respondent submitted documentation establishing that he provided 12 hours of volunteer service at the Ronald McDonald House. Respondent did not provide evidence to the Board of the completion of any other volunteer service.

Respondent violated condition 19 of his probation in that he failed to provide 108 hours of volunteer services.

Evidence in Explanation, Mitigation, and Rehabilitation

10. Respondent asserted that he was not, in fact, convicted of any crime and he implied that he should never have been put on probation. In this regard, Respondent offered court minutes dated October 21, 2006, which stated "defendant is to remain at liberty" and "bail is exonerated" and "proof of compliance is submitted and filed. Case is dismissed." He admitted that as a result of his plea of no contest, he was required to make restitution of at least \$2,500 and possibly as much as \$5,000 to an insurance company, and that his payment of restitution to the insurance company was the reason his case was dismissed. Respondent submitted a letter from his criminal defense attorney that acknowledged that Respondent entered a no contest plea. The letter also stated, in part, "the settlement [of the criminal action] was for a deferred entry of judgment with the contemplation that the case would be dismissed absent a conviction on the completion of community service . . . [The court] did not sentence them on a plea."

With regard to this evidence, it is significant that Respondent specifically acknowledged that the Board had jurisdiction and that there was cause to impose discipline against his license. Respondent stipulated to the terms of the disciplinary order. Respondent's criminal attorney evidently did not consider the fact that the Board is authorized to impose discipline for unprofessional conduct, which includes the conviction of any offense, whether felony or misdemeanor, involving dishonesty. In that regard, the Board was entitled to inquire into the circumstances surrounding the commission and to determine

if the conviction involving dishonesty. By statute, a “plea of nolo contendere is deemed to be a conviction within the meaning of the board’s disciplinary provisions. . . .”²

11. Quarterly Reports: Respondent admitted that he could have submitted quarterly reports in a timely fashion. He testified that he felt overwhelmed by his personal circumstances and was discouraged by the Board’s inflexibility and lack of support.

12. Reimbursement of Costs: On August 29, 2006, a Board enforcement analyst advised Respondent that he owed the Board \$3,103.75 in costs, and that he was to make monthly payments in the amount of \$57.00, with those payments due on the first day of each month.

Respondent testified about his financial circumstances as set forth in Factual Findings 4 and 5. Respondent testified that he currently had sufficient funds to pay the Board’s costs of investigation and prosecution in full. He did not explain why he had not done so.

According to Complainant, Respondent still owes the Board \$1,792.75 for unpaid costs of investigation and prosecution.

13. Billing Practice Monitoring: Respondent asserted that he was unaware of the reason the Board wanted his billing practice to be monitored. He testified that when he entered into the stipulation, he was unaware that CPAs would charge up to \$300 per hour to provide monitoring services that were required under the disciplinary agreement. He stated that he was unable to afford the CPA-monitoring once he was placed on probation.

On August 23, 2006, a Board enforcement analyst sent a letter to Respondent that advised Respondent that he was in violation of probation for not providing the Board with the name of a CPA for approval. Respondent was directed to submit a name by September 1, 2006. On October 4 and October 26, 2006, a Board enforcement analyst sent another letter to Respondent advising him that he was in violation of his probation for not submitting the name of a CPA to the Board for its approval. On November 14, 2006, CPA Glenn Miller contacted the Board regarding Respondent’s reporting requirements. On November 14, 2006, the Board sent a letter to CPA Miller outlining what the Board expected. The Board did not have any further communication with CPA Miller. On January 25, 2007, a Board enforcement analyst sent a letter to Respondent advising him that he was in violation of probation for not submitting the name of a CPA to the Board for its approval.

On March 18, 2008, a Board enforcement analyst advised Respondent that his probation was tolled from December 28, 2006, through September 12, 2007, so that the new ending date for probation was January 6, 2012. The letter advised, among other matters, that Respondent was to retain a CPA to monitor his billing practices and that he was to provide the name of a CPA to the Board for its approval by March 23, 2008.

² Title 16, California Code of Regulations, section 317, subdivision (h).

By letter dated July 30, 2008, Respondent advised that CPA Don Wiseman would monitor his billing practice. On August 18, 2008, a Board enforcement analyst sent CPA Wiseman a letter outlining what the Board expected. CPA Wiseman never contacted the Board and did not file a report concerning Respondent's billing practices.

On August 28, 2009, a board compliance analyst sent a letter to Respondent advising him that the Board had approved two CPAs to monitor Respondent's billing practices and to provide quarterly reports about those practices, but no reports were provided. The letter directed Respondent to have CPA Wiseman forward reports for the period from April 22, 2006, to the present. The letter stated that if CPA Wiseman was not available, Respondent was to provide the name of another CPA for Board approval by September 11, 2009.

In his quarterly report dated October 10, 2010, Respondent wrote: "Will you allow me to use a regular accountant instead of a C.P.A. to do quarterly monitoring of my almost non-existent chiropractic business so that I can actually comply with the probation??" Respondent testified that, before October 10, 2010, he asked his probation monitor for permission to use a non-CPA monitor in order to reduce his expenses, but this probation monitor did not respond to his request. There was no evidence to corroborate this testimony.

14. Community Service: Respondent was directed to "submit to the board, for its prior approval, a community service program in which Respondent shall provide volunteer services on a regular basis to a community or charitable facility or agency for at least four (4) hours per month for the first two and one-half (2 ½) years of probation. Such community service does not necessarily include chiropractic service."

Respondent testified that he could have provided all of the volunteer work that was ordered, but he failed to do so. Again, he testified he was overwhelmed by the conditions of probation and was depressed by the lack of support provided by the Board. He testified that he provided 12 hours of volunteer service at the Ronald McDonald House, where his volunteer services had been approved, and that he provided an additional 12 hours of service at the La Jolla Veterans Administration Hospital. Respondent did not discuss the nature of the services he provided at the VA Hospital and he did not give any reason why he did not seek prior approval. He testified that he did not seek credit at the time he provided the volunteer services because he "saw no point to it." Respondent mentioned incidentally that he wants to provide mentoring services to foster youth.

15. Other Matters: Respondent provides child support to the mother of his son by giving her checks in unspecified amounts on an intermittent basis and by deducting \$400 per month from the \$18,000 that the child's mother embezzled years ago. Respondent testified that he found a CPA who will provide billing monitoring services at the rate of \$100 per hour, but he did not submit the name of that CPA to the Board for its approval. Respondent is financially able to pay the Board's full costs of investigation and prosecution at this time.

After the Accusation was served on Respondent and before Respondent signed the stipulated settlement, Respondent hired Charles Benninghoff, a disbarred attorney, to represent him in this matter in Mr. Benninghoff's capacity as a "lay representative"³. According to Respondent, Mr. Benninghoff took a \$1,500 retainer and promptly disappeared. Respondent thereafter represented himself and signed the stipulation without the benefit of counsel.

Respondent testified that no malpractice action has ever been filed against him, that the cost of his malpractice insurance rose from \$400 per year to \$7,500 per year after he was placed on probation, that being on probation has prevented him from working as a relief chiropractor, that being on probation has prevented him from entering into a chiropractic group practice, that being on probation has prevented him from receiving compensation for professional services from certain insurance carriers, and that the condition of probation that requires him to advise patients of his probationary status has limited his practice.

Respondent testified that he has been able to keep his head above water financially because of his licensure in Nevada approximately two and one-half years ago. Respondent's license in Nevada is on probation as a result of Respondent having been placed on probation in California. Respondent is in full compliance with Nevada's probation.

Respondent testified that when he was unable to pay a CPA to monitor his billing practice, he felt it was pointless to comply with the other terms and conditions of probation and that he let everything fall behind. Respondent testified that he is in a better financial situation now than he was in several years and that he is now ready, willing, and able to comply fully with all terms and conditions of probation that might be imposed following this hearing. Respondent said he looks forward to having the opportunity to demonstrate his ability to comply with terms and conditions of probation.

Disciplinary Arguments

16. Complainant noted that the Board's probation unit contacted Respondent many times in an effort to obtain Respondent's compliance with the terms and conditions of probation and made efforts to accommodate Respondent because of his financial circumstances. Complainant recommended that probation be extended for five years.

17. Respondent argued that he should not have been placed on probation, that his financial circumstances prevented him from complying with the requirement that his billing practice be monitored, that he permitted other probationary requirements to slide when he could not provide a billing monitor, but that as a result of his recent change in financial circumstance he was ready to complete probation.

³ Mr. Benninghoff's unsuccessful journey as a "lay representative" is described in *Benninghoff v. Superior Court* (2006) 136 Cal.App.4th 61, which concluded that Mr. Benninghoff's activities as a lay representative in California administrative proceedings involved the unlicensed practice of law.

Evaluation

18. Ordinarily, on this record, the appropriate decision would be to revoke Respondent's probation and impose the discipline that was stayed when probation was granted, i.e., to impose an outright revocation. But Complainant recommended that the probation be extended for five years, and that recommendation is entitled to great weight.

It is determined that it would not be against the public interest to extend Respondent's probation for five years.

Jurisdictional Matters

19. The Petition to Revoke Probation was signed on April 22, 2010, and was served on Respondent. Respondent timely filed a Notice of Defense. On September 28, 2010, Respondent was served with a Notice of Hearing, setting the disciplinary hearing in this matter for March 11, 2011. The Amended Petition to Revoke Probation was filed on March 9, 2011, and it was served on Respondent on March 10, 2011, together with other jurisdictional documents. All new allegations were deemed controverted under Government Code section 11507.

On March 10, 2011, the administrative record was opened and jurisdictional documents were presented. A declaration was admitted under Evidence Code section 11514. Documentary evidence was produced. Sworn testimony was taken. Closing arguments were given; the record was closed; and the matter was submitted.

Costs

20. Complainant did not request reimbursement of costs of investigation and enforcement in this proceeding.

LEGAL CONCLUSIONS

The Standard of Proof

1. While an administrative agency is required to prove the allegations in an accusation by clear and convincing evidence, the agency is required to prove the allegations in a petition to revoke probation only by a preponderance of the evidence. (*Sandarg v. Dental Bd. of California* (2010) 184 Cal.App.4th 1434, 1441.)

Statutory Authority

2. Business and Professions Code section 1000 provides:

The law governing practitioners of chiropractic is found in an initiative act entitled “An act prescribing the terms upon which licenses may be issued to practitioners of chiropractic, creating the State Board of Chiropractic Examiners, and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith,” adopted by the electors November 7, 1922.

3. Business and Professions Code section 1000-4 provides in pertinent part:

The board shall have power:

...

(b) To adopt from time to time such rules and regulations as the board may deem proper and necessary for . . . the protection of the public. . . ”

(c) To . . . revoke licenses to practice chiropractic, as herein provided. . . .

4. Business and Professions Code section 1000-10⁴ provides in pertinent part:

(a) The board may by rule or regulation adopt, amend or repeal rules of professional conduct appropriate to the establishment and maintenance of a high standard of professional service and the protection of the public

Regulatory Authority

5. Title 16, California Code of Regulations, section 317 provides in part:

The board shall take action against any holder of a license who is guilty of unprofessional conduct . . .

Unprofessional conduct includes, but is not limited to, the following:

...

⁴ While the Chiropractic Act is not formally included in the Business and Professions Code, it is set out in *West's Annotated Codes* in the Business and Professions Code section.

(g) Conviction of a crime which is substantially related to the qualifications, functions or duties of a chiropractor;

(h) Conviction of any offense, whether felony or misdemeanor, involving moral turpitude, dishonesty, physical violence or corruption. The board may inquire into the circumstances surrounding the commission of the crime in order to fix the degree of discipline or to determine if such conviction was of an offense involving moral turpitude, dishonesty, physical violence or corruption. A . . . plea of nolo contendere is deemed to be a conviction within the meaning of the board's disciplinary provisions . . .

(k) The commission of any act involving moral turpitude, dishonesty, or corruption, whether the act is committed in the course of the individual's activities as a license holder, or otherwise;

(q) The participation in any act of fraud or misrepresentation

Other Relevant Authority

6. Respondent cannot require the Board to independently reexamine the facts that underlie his no contest plea. The Board was and is entitled to rely on Respondent's plea to establish the fact of his conviction and whether the offense necessarily involved dishonesty. (*Arneson v. Fox* (1980) 28 Cal. 3d 440, 452.).

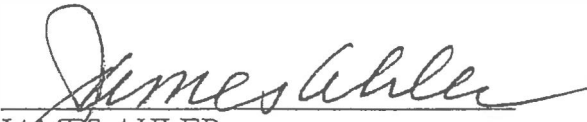
Cause Exists to Extend the Period of Probation

7. A preponderance of the evidence established that Respondent violated the terms and conditions of his probation in that Respondent failed to submit quarterly reports in a timely fashion, failed to ensure that quarterly reports from a CPA regarding Respondent's billing practices were submitted to the Board, failed to provide mandated community service, and failed to pay costs of investigation and prosecution. Under the circumstances, it would not be unreasonable to extend Respondent's period of probation for an additional period of five years beyond the effective date of the Board's Decision herein.

ORDER

The Petition to Revoke Probation is granted. Probation is revoked and is reinstated on the same terms and conditions as previously imposed, except that the period of probation shall extend five years beyond the effective date of the Decision in this matter. Respondent shall be given credit for the amount of his payment of costs of investigation and prosecution and for the amount of community service for which he provided proof to the Board. All other terms and conditions of the probation previously imposed shall remain in full force and effect.

Dated: 3/21/2011.



JAMES AHLER
Administrative Law Judge
Office of Administrative Hearings

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 16 Discussion and potential action regarding the psychometric analysis of the Board's chiropractor's assistant materials completed by the NBCE. – For possible action

RECOMMENDED MOTION: No recommended motion.

PREPARED BY: Nicole Canada, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 3 minutes

BACKGROUND INFORMATION: The Board heard from Dr. Shott's at its January 12, 2023 board meeting. Following the meeting Dr. Shotts provided the attached letter in response to questions during the meeting. How does the Board wish to proceed? 1. Turn the exam over to the NBCE? 2. Remain status quo?

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

From: [Dr. Bruce Shotts](#)
To: [Julie Strandberg](#)
Subject: RE: Exam analysis
Date: Thursday, January 19, 2023 1:55:54 PM
Attachments: [image001.png](#)

Julie,

Thank you for allowing the time for me to talk with your board during their most recent meeting. As I mentioned, most state boards don't generate a lot of income from exams and they refer their testing to us because they don't want to spend the time and effort to maintain these exams. Although these exams are necessary to practice, they aren't considered high-stakes exams simply because they can be taken at any time and as often as needed, so it doesn't create much of a barrier to practice. Since the NBCE has established processes for developing these exams, we can accomplish this in a relatively efficient way, but it still requires some of our resources for every exam that we develop, administer and score. Our board has directed me to offer these exams to the state boards without consideration of many of the peripheral expenses that it takes to run this business simply because it is considered a service to the primary stakeholders that we serve. This is the rationale for why we charge such a small fee to cover development, updating, scoring and the additional steps in the process.

During the meeting, Dr. Lurie requested an estimate on the cost to write items, monitor the progress of the exam and to update the exam as necessary, which I have discussed with NBCE CEO, Dr. Norman Ouzts. Our concern is that if we provide partial services instead of what we are designed to do, then we will no longer be able to be in control of maintaining the quality of the product and we will also consume our resources without fulfilling the directives of our board. Since we utilize all of our subject matter experts in reviews of our exams, as well as the IT department with managing the testing engine and score reporting, and the Psychometric department with the scoring and reporting process, to charge for those services would be close to the same amount as what we charge for the administration of the exams. Additionally, it would be more difficult to organize and we would not be able to carry the responsibility of a legally defensible exam.

We are still offering to develop, administer, and score the exams as we have discussed, but unfortunately, we won't be able to perform only selected portions of the examination process. I understand that your board would like to maintain revenue from these exams, and hopefully they also see the benefits of letting the NBCE manage the exam process.

I notice on your website that the fee to take the DC jurisprudence exam is \$125 and the CA exam is \$75, which is above what we would require to manage the exam process. I would suggest that your board consider allowing us to manage the exams, collect the full fee as listed on your website when the examinee applies to take the test, and then the NBCE could cut a check quarterly to the Nevada board for their portion of the fees. We don't typically offer this option, and we would probably change our exam fee to \$60 in order to compensate for this service, but it would provide revenue to the Nevada board and allow them to get away from the test development process.

Let me know your thoughts after you present this to your board. Hopefully this can be a win-win

solution for everyone involved.

Thank you!

Bruce L Shotts, DC, Dipl Ac, MS
Vice President of Testing
National Board of Chiropractic Examiners
901 54th Avenue, Greeley, CO 80634
Tel: 970.356.9100 x: 137

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 17 Discussion and potential action regarding a chiropractic physician's obligation regarding the obtaining of consent before treating a minor patient – For possible action.

RECOMMENDED MOTION: No recommended motion.

PREPARED BY: Benjamin S. Lurie, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 15 minutes

BACKGROUND INFORMATION: At the October 13, 2022 the Board requested that Mr. Ling prepare the attached analysis.

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

LING LTD.
LOUIS LING
BOARD COUNSEL

TELEPHONE: (775) 233-9099

FAX: (775) 624-5086

E-MAIL: LOUISLING@ME.COM

MEMORANDUM

TO: Members of the Chiropractic Physicians' Board of Nevada
FROM: Louis Ling, Board Counsel
DATE: December 21, 2022
RE: NAC 634.430(1)(b) and Issues of Consent in Treating a Minor Patient

At the Board's October 13, 2022 meeting, the Board directed that I research the issue related to NAC 634.430(1)(b) and the duty of a chiropractic physician to obtain consent before providing chiropractic services to a minor. My analysis follows:

ANALYSIS

NAC 634.430(1)(b) defines "conduct unbecoming a person licensed to practice chiropractic or detrimental to the best interests of the public" to include: "(b) Performing any chiropractic service on a patient who is under the age of 18 years without first obtaining the consent of the *parent or legal guardian* of that patient *if the consent is required pursuant to NRS 129.030.*" (Emphasis supplied.) Conduct unbecoming a person licensed to practice chiropractic is subject to discipline under NRS 634.018(10) and NRS 634.140(1) as "unprofessional conduct." Analytically, NAC 634.430(1)(b) raises two practical questions important to chiropractic physicians and their practices.

1. When Can a Minor Consent on His or Her Own?

The first question raised in NAC 634.430(1)(b) is explicit in the regulation, namely when is consent "required pursuant to NRS 129.030"? As might be expected, the answer to such a statutory question is found in the statute itself, but actually in the inverse. The general rule is that a minor cannot consent to receive medical services with the exceptions set out in NRS 129.030(1), which provides a list of four situations in which a minor could consent to treatment himself or herself, as follows:

1. Except as otherwise provided in NRS 450B.525, a minor may give consent for an examination or the services provided in subsection 3 for himself or herself or for this or her child, if the minor:

(a) Demonstrates in accordance with subsection 2 that he or she is living apart from his or her parents or legal guardian, with or without the consent of the parent, parents or legal guardian;

(b) Is married or has been married;

(c) Is a parent or has borne a child; or

(d) Is, in the judgment of a provider of health care, in danger of suffering a serious health hazard if health care services are not provided.

Pursuant to NRS 129.030(2), a minor can demonstrate that he or she is living apart from his or her parent or legal guardian with a written statement to that effect signed by: (1) a director or a governmental agency or nonprofit organization that provides services to the homeless, (2) a school social worker, a school counselor, or a person designated as a local educational agency liaison for homeless children, or (3) an attorney representing the minor. Pursuant to NRS 129.030(3), the services a qualified minor might consent to are, broadly, any medical services, which would include chiropractic services.

Importantly from a practical standpoint is that in NRS 129.030(4), a medical provider such as a chiropractic physician who wishes to provide services to a minor is obliged to “make prudent and reasonable efforts to obtain the consent of the minor to communicate with his or her parent, parents or legal guardian” and must note such efforts in the medical record. Even where the minor denies consent for the provider to contact the parent or legal guardian, the services may still be provided.

Therefore, as a best practice, if a minor seeks chiropractic services in the absence of a parent or legal guardian, the chiropractic physician must follow two steps. First determine if the minor is eligible to consent to the services by satisfying one of the four situations listed in NRS 129.030(1). Second, if so, and if the chiropractic physician obtains the proper substantiating paperwork (such as a written statement as set out in NRS 129.030(2) or evidence of marriage or parentage), the chiropractic physician then must seek consent from the minor to speak with a parent or legal guardian and should document either the granting of the consent (in which case the chiropractic physician must attempt to contact the parent or legal guardian) or the denial of consent (in which case the chiropractic physician may still provide services after documenting the denial of consent).

2. If NRS 129.030 Does Not Apply, Who May Consent to Treatment of a Minor

In most circumstances, NRS 129.030 will not apply and a chiropractic physician will need to obtain the consent of an adult before treating a minor. The two classes of adults who may give consent are parents and legal guardians.

Regarding the definition of “parent,” NRS 126.021(3) defines “Parent and child relationship” as being “the legal relationship existing between a child and his or her natural or adoptive parents incident to which the law confers or imposes rights, privileges, duties and obligations.” In other words, a parent is either one of the two natural parents of a child or is one of the two adoptive parents of the child. Practically, if a person represents to a chiropractic physician that he or she is the parent of a minor, absent some reason to doubt the claim (which would be highly unlikely), a chiropractic physician can accept the representation and can act accordingly.

Regarding the definition of “legal guardian,” guardianship of a minor encompasses an entire chapter of the NRS, namely NRS ch. 159A. Though there is considerable procedure, process, qualifications, and conditions involved, all guardianship matters

ultimately result in a court ruling that a person not a parent to a minor is the minor's guardian. The end result of guardianship will be a court order – no court order, no guardianship.

Therefore, as a best practice, if a minor is in the presence of a person who represents himself or herself to be the parent of the minor, and there is no reason to doubt the representation, then a chiropractic physician can rely upon the representation and can seek consent to treat the minor from that person. If a minor is in the presence of a person who represents himself or herself to be a legal guardian of the minor, the chiropractic physician should seek from the guardian a copy of the court order imposing the guardianship. If the person is, in fact, a legal guardian, he or she should have a copy of such an order readily available and should not have issues with providing a copy. If the person is not, in fact, a legal guardian or if the person refuses to provide a court order, the chiropractic physician should decline to provide services to the minor.

CONCLUSION

When a chiropractic physician is presented with a minor for treatment, the chiropractic physician may treat the minor under one of two circumstances: (1) the minor can consent to treatment himself or herself if he or she establishes that he or she is entitled to do so under NRS 129.030; or (2) the parent or legal guardian consents to treatment of the minor where the circumstances establish that the adult is either the parent naturally or by adoption or that the adult is a legal guardian of the minor as evidenced by a court order appointing the adult to such guardianship.

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 18 Discussion and potential action regarding requiring PACE-approved providers to apply with the Board. For possible action.

RECOMMENDED MOTION: No recommended motion.

PREPARED BY: Benjamin S. Lurie, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 15 minutes

BACKGROUND INFORMATION: What are the Boards thoughts on requiring that PACE approved providers also submit CE applications/\$50.00 fee to the CPBN for approval of course content and material.

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 19 Discussion regarding an individual taking a live (in-person) seminar and taking an online seminar at the same time. - No action.

RECOMMENDED MOTION: No recommended motion.

PREPARED BY: Benjamin S. Lurie, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 15 minutes

BACKGROUND INFORMATION: Does the Board consider CE valid if all hours are completed in a 24-hour time frame? For example, an individual takes a live (in-person) seminar and while in attendance, is taking an online seminar/course.

ACTION: _____Approved _____Approved w/Modifications _____Denied _____Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 20 Discussion and potential action regarding whether chiropractic assistants are allowed under NRS 634/NAC 634 to perform muscle work on focal regions of the body without being licensed as a massage therapist. For Possible Action.

RECOMMENDED MOTION: **No recommended motion.**

PREPARED BY: **Benjamin S. Lurie, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **15 minutes**

BACKGROUND INFORMATION: **Please refer to the meeting minutes from the Boards September 26, 2015 meeting below and NRS 640C.060 "Massage Therapy" defined.**

Mr. Ling opened that a CA may do massage on an area of a patient's body utilizing a mechanical vibration, impulse devices, or manual pressure and massage work as long as the area of the body being worked on is a focal area of concern for the supervising DC and not a full, general, non-focal, relaxation-type massage.

Mr. Ling reported that he contacted the Executive Director for the Massage Board and for disclosure purposes Mr. Ling stated that he also represents the Massage Board. Mr. Ling spoke to Lisa Cooper, who referenced NRS 640C.100 (1) (a), which states who must be licensed as a massage therapist and who does not. When this statute was created they were very particular about using the word, "licensed," so without a "license" you cannot perform massage therapy. Chiropractic Assistant's performing massage therapy are required to be licensed by the Massage Board.

NRS 640C.060 "Massage therapy" defined.

1. "Massage therapy" means the application of a system of pressure to the muscular structure and soft tissues of the human body for therapeutic purposes, including, without limitation:

- (a) Effleurage;
- (b) Petrissage;
- (c) Tapotement;
- (d) Compressions;
- (e) Vibration;
- (f) Friction; and

(g) Movements applied manually with or without superficial heat, cold, water or lubricants for the purpose of maintaining good health and establishing and maintaining good physical condition.

2. The term does not include:

- (a) Diagnosis, adjustment, mobilization or manipulation of any articulations of the body or spine; or
- (b) The demonstration of a product on a person that applies a system of pressure to the muscular structure and soft tissues of the human body, provided that the demonstration is not longer than 2 minutes.

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 21 Discussion and potential action regarding whether a massage therapist is required to be certified by the chiropractic physicians board to provide "ancillary services" pursuant to NAC 634.348 to chiropractic patients. For Possible Action.

RECOMMENDED MOTION: No recommended motion.

PREPARED BY: Benjamin S. Lurie, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 15 minutes

BACKGROUND INFORMATION:

NAC 634.348 Performance of ancillary services. ([NRS 634.030](#), [634.125](#))

1. A person who desires to perform ancillary services must obtain a certificate as a chiropractic assistant.

2. A person who holds a certificate as a chiropractic assistant may perform ancillary services, including, without limitation:

- (a) Administering to patients by means of physiotherapeutic equipment;
- (b) Taking and developing radiographs;
- (c) Assisting with the education of a patient concerning his or her health;
- (d) Assisting a patient with exercise or rehabilitation activities;
- (e) Taking the history of the health of a patient; and
- (f) Assisting the supervising licensee with an examination of a patient.

3. A person who holds a certificate as a chiropractic assistant may take and develop radiographs only after the supervising licensee has:

- (a) Determined that radiographs are appropriate for the patient; and
- (b) Ordered the person to take and develop radiographs for the patient.

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 22 Discussion and potential action regarding whether a licensed athletic trainer is defined as a person who can perform ancillary services on chiropractic patients and whether a chiropractic physician must supervise a licensed athletic trainer, including whether the chiropractic physician must be at the practice while an athletic trainer performs services on a patient of the chiropractic physician. For Possible Action.

RECOMMENDED MOTION: No recommended motion.

PREPARED BY: Benjamin S. Lurie, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 15 minutes

BACKGROUND INFORMATION: Please refer to Chapter 640B-Athletic Trainers, NRS 640B.085; 640B.090 and 640B.370 attached and NAC 634.348.

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

Chapter 634 – Chiropractic Physicians and Chiropractic Assistants

NAC 634.348 Performance of ancillary services. ([NRS 634.030](#), [634.125](#))

1. A person who desires to perform ancillary services must obtain a certificate as a chiropractic assistant.

2. A person who holds a certificate as a chiropractic assistant may perform ancillary services, including, without limitation:

- (a) Administering to patients by means of physiotherapeutic equipment;
- (b) Taking and developing radiographs;
- (c) Assisting with the education of a patient concerning his or her health;
- (d) Assisting a patient with exercise or rehabilitation activities;
- (e) Taking the history of the health of a patient; and
- (f) Assisting the supervising licensee with an examination of a patient.

3. A person who holds a certificate as a chiropractic assistant may take and develop radiographs only after the supervising licensee has:

- (a) Determined that radiographs are appropriate for the patient; and
- (b) Ordered the person to take and develop radiographs for the patient.

(Added to NAC by Chiropractic Physicians' Bd. by R030-98, eff. 9-10-98; A by R095-03, 10-22-2003; R101-08, 12-17-2008; R150-13, 3-28-2014)

Chapter 640B – Athletic Trainers (pertinent sections)

NRS 640B.003 Legislative declaration. The practice of athletic training is hereby declared to be a learned profession, affecting public health, safety and welfare, and subject to regulation to protect the public from the practice of athletic training by unqualified persons and from unprofessional conduct by persons who are licensed to engage in the practice of athletic training.

(Added to NRS by [2003, 896](#))

NRS 640B.005 Definitions. As used in this chapter, unless the context otherwise requires, the words and terms defined in [NRS 640B.011](#) to [640B.120](#), inclusive, have the meanings ascribed to them in those sections.

(Added to NRS by [2003, 893](#); A [2019, 1587](#))

NRS 640B.011 “Assessment” defined. “Assessment” includes taking the medical history of a patient, visually inspecting the injured portion of the body and the associated structures, palpating the bony landmarks and soft tissue and applying special tests to systematically assess the pathology and extent of the injury or condition.

(Added to NRS by [2003, 894](#))

NRS 640B.015 “Athlete” defined. “Athlete” means a natural person who:

1. Participates in an athletic activity conducted by:
 - (a) An intercollegiate athletic association or interscholastic athletic association;
 - (b) A professional athletic organization; or
 - (c) An amateur athletic organization; or
2. Participates in a recreational sport activity that:
 - (a) Has officially designated coaches;

- (b) Conducts regularly scheduled practices or workouts that are supervised by coaches; and
- (c) Has established schedules for competitive events or exhibitions.

(Added to NRS by [2003, 894](#))

NRS 640B.021 “Athletic injury” defined. “Athletic injury” means an injury or athletic-related illness, or both, that a person sustains as a result of:

- 1. Participation in an athletic activity conducted by:
 - (a) An intercollegiate athletic association or interscholastic athletic association;
 - (b) A professional athletic organization; or
 - (c) An amateur athletic organization; or
- 2. Participation in a recreational sport activity that:
 - (a) Has officially designated coaches;
 - (b) Conducts regularly scheduled practices or workouts that are supervised by coaches; and
 - (c) Has established schedules for competitive events or exhibitions.

(Added to NRS by [2003, 894](#))

NRS 640B.025 “Board” defined. “Board” means the Board of Athletic Trainers.

(Added to NRS by [2003, 894](#))

NRS 640B.031 “Direction” defined. “Direction” means an order issued by a physician to follow as a protocol, recommendation or oral order that is documented by the licensed athletic trainer or physician, or both.

(Added to NRS by [2003, 894](#))

NRS 640B.035 “Disposition” defined. “Disposition” means the application of accepted management techniques to provide the appropriate care and resources concerning an athletic injury.

(Added to NRS by [2003, 894](#))

NRS 640B.037 “Dry needling” defined. “Dry needling”:

- 1. Means a skilled technique performed by an athletic trainer using a single-use, single-insertion, sterile filiform needle, which is used to penetrate the skin or underlying tissue to effect change in body conditions, pain, movement, impairment and disability.
- 2. Does not include:
 - (a) The stimulation of an auricular point;
 - (b) The stimulation of sinus points or other nonlocal points to treat underlying organs;
 - (c) Needle retention; or
 - (d) The teaching or application of acupuncture.

(Added to NRS by [2019, 1587](#))

NRS 640B.041 “Evaluation” defined. “Evaluation” includes, without limitation, the use of joint range of motion, manual muscle tests, ligamentous stress tests, neurological tests and functional capacity assessments.

(Added to NRS by [2003, 894](#))

NRS 640B.045 “Grade 5 joint mobilization” defined. “Grade 5 joint mobilization” means the movement of a joint beyond its physiological and capsular end point.

(Added to NRS by [2003, 894](#))

NRS 640B.051 “Graduate student athletic trainer” defined. “Graduate student athletic trainer” means a graduate student who:

- 1. Is enrolled in a graduate program of study approved by the Board; and
- 2. Engages in the practice of athletic training under the supervision of a licensed athletic trainer.

(Added to NRS by [2003, 894](#))

NRS 640B.055 “Joint mobilization” defined. “Joint mobilization” means a learned, skilled, passive movement of articulating surfaces of a person to relieve pain and restore functional movement of the articulating surfaces without pain to the person. The term does not include:

1. The diagnosis of a physical disability;
2. The massaging of the superficial soft tissues of the body;
3. The use of X-rays or radium;
4. The use of electricity for cauterization or surgery;
5. Chiropractic adjustment as defined in [NRS 634.014](#); or
6. Grade 5 joint mobilization.

(Added to NRS by [2003, 894](#))

NRS 640B.060 “License” defined. “License” means a license issued pursuant to the provisions of this chapter.

(Added to NRS by [2003, 895](#))

NRS 640B.065 “Licensee” defined. “Licensee” means a person who has been issued a license as an athletic trainer pursuant to the provisions of this chapter.

(Added to NRS by [2003, 895](#))

NRS 640B.070 “Management” defined. “Management” means the act of controlling or influencing an injury, illness or condition.

(Added to NRS by [2003, 895](#))

NRS 640B.075 “Passive joint range of motion” defined. “Passive joint range of motion” means any movement of an articulating surface of a person without the active assistance of that person, which is performed with equipment or by another person.

(Added to NRS by [2003, 895](#))

NRS 640B.081 “Passive range of motion” defined. “Passive range of motion” means any movement of a part of a person without the active assistance of that person, which is performed with equipment or by another person.

(Added to NRS by [2003, 895](#))

NRS 640B.085 “Physician” defined. “Physician” means:

1. A physician licensed pursuant to [chapter 630](#) of NRS;
2. An osteopathic physician licensed pursuant to [chapter 633](#) of NRS;
3. A homeopathic physician licensed pursuant to [chapter 630A](#) of NRS;
4. A chiropractic physician licensed pursuant to [chapter 634](#) of NRS; or
5. A podiatric physician licensed pursuant to [chapter 635](#) of NRS.

(Added to NRS by [2003, 895](#))

NRS 640B.090 “Practice of athletic training” defined.

1. “Practice of athletic training” means:

(a) The prevention, recognition, assessment, management, treatment, disposition or reconditioning of the athletic injury of an athlete:

(1) Whose condition is within the professional preparation and education of the licensed athletic trainer; and

(2) That is performed under the direction of a physician;

(b) The organization and administration of programs of athletic training;

(c) The administration of an athletic training room;

- (d) The provision of information relating to athletic training to members of the public;
- (e) The performance of dry needling under the direction of a physician, if an athletic trainer is qualified to do so pursuant to the regulations adopted in accordance with subsection 5 of [NRS 640B.260](#); or
- (f) Any combination of the activities described in paragraphs (a) to (e), inclusive.

2. The term does not include the diagnosis of a physical disability, massaging of the superficial soft tissues of the body or the use of X-rays, radium or electricity for cauterization or surgery.

(Added to NRS by [2003, 895](#); A [2019, 1588](#))

NRS 640B.095 “Prevention” defined. “Prevention” means the application and implementation of physical conditioning programs, preparticipation screening and the monitoring of risk factors that may cause an athletic injury.

(Added to NRS by [2003, 895](#))

NRS 640B.101 “Recognition” defined. “Recognition” means the application of visual, verbal or tactile skills to acknowledge the presence of an injury, illness or other condition with an understanding of the predisposing factors of injury and pathomechanics, which assists in the assessment of the injury, illness or other condition.

(Added to NRS by [2003, 895](#))

NRS 640B.105 “Reconditioning” defined. “Reconditioning” means the application of practical and didactic knowledge and functional criteria to evaluate readiness for return to partial or full activities.

(Added to NRS by [2003, 895](#))

NRS 640B.111 “Student athletic trainer” defined. “Student athletic trainer” means an undergraduate student who:

- 1. Is enrolled in an undergraduate program of study approved by the Board; and
- 2. Engages in the practice of athletic training under the supervision of a licensed athletic trainer.

(Added to NRS by [2003, 896](#))

NRS 640B.115 “Supervision” defined. “Supervision” means clinical on-site direction given by a licensed athletic trainer to a student athletic trainer or graduate student athletic trainer who is in the direct line of sight and within hearing distance of the licensed athletic trainer.

(Added to NRS by [2003, 896](#))

NRS 640B.120 “Treatment” defined. “Treatment” means the application of the necessary knowledge and skills to assess an injury, illness or other condition and provide appropriate care.

(Added to NRS by [2003, 896](#))

NRS 640B.145 Applicability of chapter. The provisions of this chapter do not apply to:

1. A person who is licensed pursuant to [chapters 630 to 637](#), inclusive, or chapter [640, 640A](#) or [641D](#) of NRS, when acting within the scope of that license.

2. A person who is employed by the Federal Government and engages in the practice of athletic training within the scope of that employment.

3. A person who is temporarily exempt from licensure pursuant to [NRS 640B.335](#) and is practicing athletic training within the scope of the exemption.

(Added to NRS by [2003, 896](#); A [2017, 3484](#); [2021, 1600](#))

NRS 640B.155 License is revocable privilege; holder acquires no vested right. A license issued pursuant to the provisions of this chapter is a revocable privilege, and the holder of the license does not acquire thereby any vested right.

(Added to NRS by [2003, 896](#))

LICENSES

General Provisions

NRS 640B.300 License required to practice athletic training; certain acts prohibited without license; exception for certain student athletic trainers; injunctive relief.

1. Except as otherwise provided in subsection 2, unless he or she has been issued a license as an athletic trainer by the Board pursuant to the provisions of this chapter, a person shall not:

- (a) Engage in the practice of athletic training;
- (b) Hold himself or herself out as licensed or qualified to engage in the practice of athletic training; or
- (c) Use in connection with his or her name any title, words, letters or other designation intended to imply or designate him or her as a licensed athletic trainer.

2. A student athletic trainer or graduate student athletic trainer may engage in the practice of athletic training while under the supervision of a licensed athletic trainer.

3. If the Board determines that a person has engaged, or is about to engage, in any act or practice that constitutes, or will constitute, a violation of the provisions of this section, the Board may make an application to an appropriate court for an order enjoining that act or practice, and upon a showing by the Board that the person has engaged, or is about to engage, in that act or practice, the court shall issue an injunction against that act or practice. Such an injunction does not prevent a criminal prosecution for that act or practice.

(Added to NRS by [2003, 898](#))

NRS 640B.310 Requirements for license: Qualifications; application; fingerprints; fees; examination; exception; reapplication after failure to pass examination.

1. An applicant for a license as an athletic trainer must:

- (a) Be of good moral character;
- (b) Have at least a bachelor's degree in a program of study approved by the Board;
- (c) Submit an application on a form provided by the Board;
- (d) Submit a complete set of fingerprints and written permission authorizing the Board to forward the fingerprints to the Central Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation for its report;
- (e) Pay the fees prescribed by the Board pursuant to [NRS 640B.410](#), which are not refundable; and
- (f) Except as otherwise provided in subsection 2 and [NRS 640B.320](#), pass the examination prepared by the National Athletic Trainers Association Board of Certification or its successor organization.

2. An applicant who submits proof of current certification as an athletic trainer by the National Athletic Trainers Association Board of Certification, or its successor organization, is not required to pass the examination required by paragraph (f) of subsection 1.

3. An applicant who fails the examination may not reapply for a license for at least 1 year after the date on which the applicant submitted the application to the Board.

(Added to NRS by [2003, 899](#); A [2005, 228](#); [2019, 4300](#))

Scope of Practice

NRS 640B.370 Educational requirements to conduct evaluation of athletic injury or perform joint mobilization or to perform passive range of motion or passive joint range of motion.

1. A person who is licensed as an athletic trainer shall not conduct an evaluation of an athletic injury or perform joint mobilization unless the person has earned at least a master's degree in athletic training or a comparable area of study, as determined by the Board.

2. A person who is licensed as an athletic trainer and has not earned a master's degree in athletic training or a comparable area of study, as determined by the Board, may perform passive range of motion or passive joint range of motion.

(Added to NRS by [2003, 901](#))

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 23 Discussion and potential action whether a licensed athletic trainer can perform "ancillary services" under their license (NRS ch. 640B / NAC ch. 640B) or would the licensed athletic trainer need to be licensed as a chiropractic assistant under NRS ch. 634 / NAC ch. 634. For Possible Action.

RECOMMENDED MOTION: No recommended motion.

PREPARED BY: Benjamin S. Lurie, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 15 minutes

BACKGROUND INFORMATION: Please refer to NRS 634.348 and NRS 640B attached to Agenda Item 22.

ACTION: _____Approved _____Approved w/Modifications _____Denied _____Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 24 Discussion and potential action regarding questions on the Self-Inspection Form – For possible action.

RECOMMENDED MOTION: No recommended motion.

PREPARED BY: Benjamin S. Lurie, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 15 minutes

BACKGROUND INFORMATION: Please review the attached self-inspection to determine whether the questions asked are necessary or if there are other questions that would be more appropriate for this board.

The Board may choose to consider the following:

Discuss whether Chiropractic marketing employees and/or independent contractors (1099) be included as well as listing in-house or outside marketing companies being used. How can the board better protect the public from “capping” using independent marketers (1099), marketing companies or others using gift cards or cash apps to “cap” personal injury cases?

ACTION: _____Approved _____Approved w/Modifications _____Denied _____Continued

_____, DC

First Name Last Name

Address

City, State, Zip

Phone Number

The chiropractic physician must be the person who actually completes this form. Pursuant to NAC 634.384, each actively practicing chiropractic physician is require to complete this form in its entirety.

1. YOUR WORK E-MAIL ADDRESS (required): _____

2. Is the above address the physical location of your practice? Yes ____ No If no, give the address of your practice:

3. Office Phone #: _____ Cell Phone # _____

4. Are you the 100% owner of the practice? [] Yes [] No

If no, give the name, address and telephone number of owner(s) and percentage of ownership:

5. Are you incorporated? [] Yes [] No

If yes, give the corporation name and T.I.N., and address and telephone number of corporate headquarters or resident agent (attorney): _____

List names and addresses of corporate officers:

If you are not the owner of the practice at the address on the label at the top of this page, indicate if you are an:

[] Employee [] Associate [] Other (Describe): _____

6. The following is required pursuant to NRS 634.1295 and NAC 634.445:

Do you carry malpractice insurance? [] Yes [] No

If no, is the Disclosure that you DO NOT MAINTAIN PROFESSIONAL LIABILITY INSURANCE posted or is a written disclosure provided to each patient [] Posted [] Written Disclosure

7. Have you been criminally arrested or convicted or had any malpractice judgments or settlements (Including out-of-court settlements or sealed records) that you have not previously reported to the CPBN? Yes No * [] []

8. Have you become drug or alcohol dependent and/or enrolled in a drug or alcohol rehabilitation program that you have not previously reported to the CPBN? If yes, give details and current status. * [] []

9. Have you been licensed to practice chiropractic in any other state that you have not previously reported to the CPBN? Yes No

 If yes, list state(s) and active/inactive status: _____

10. If licensed in another state, have you received discipline from that state that has not previously been reported to the CPBN? *

11. Have you been licensed in any other health care field that you have not previously reported to the CPBN?
 If yes, give health care field and date: _____

12. If licensed in another health care field, has that license received discipline that has not previously been reported to the CPBN? *

13. Are you delinquent in the payment of a judgment for the payment of a student loan? *

*Explanation for Question Nos. 6, 7, 9, 11 and 12: _____

14. Do you utilize the services of an independent Radiologist?
 If yes, provide their name and Nevada license number: _____

15. List **all persons who perform health care services**, including but not limited to any type of treatment, diagnostic work, or records management and including partners, associates, employees, or independent contractors, **within the walls of the office listed on the label or at the corrected address under Question 2 on Page 1:**

Name	Date Began Working	License or Certificate #	Date CA Training	A	B	C	D	E	F	G	H	I
_____	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____	_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Fill in all blanks that are appropriate for each individual:

- A-front office/clerical
- B-assist DC with patient records
- C-assist DC with physiotherapy
- D-assist DC with x-ray exposure or other diagnostic procedure
- E-assist DC with massage therapy
- F-licensee DC
- G-unlicensed DC
- H-independent contractor (**describe services**) _____
- I-other (**describe services**): _____

16. List all satellite offices in which you work or that you own or have a financial interest:

Address _____ Work _____ Own _____

Telephone No. _____ Supervising DC _____

Address _____ Work _____ Own _____

Telephone No. _____ Supervising DC _____

Address _____ Work _____ Own _____

Telephone No. _____ Supervising DC _____

The above information is correct to the best of my knowledge. I have personally completed this form.

SIGN: _____, **DC** **Date:** _____

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 25 Discussion and potential action regarding the chiropractic assistant program – For possible action.

POTENTIAL MOTION: No recommendation.

PRESENTED BY: Nicole Canada, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 20 minutes

BACKGROUND INFORMATION: Following previous Board discussion staff met with Dr. Martinez and prepared the attached revisions to NAC. The Board has since began discussing whether chiropractic assistant licensure continues to be necessary or whether a different model would suffice. For reference, please see the attached projected income received from the CA program.

ACTION: _____Approved _____Approved w/Modifications _____Denied _____Continued

CHIROPRACTIC ASSISTANTS
Propose Amendments to the Nevada Administrative Code

NAC 634.305 Examination for certification as Chiropractic assistant; passing score; failure to pass; failure to appear. (NRS 634.030)

1. At least once each year, the Board will administer an examination to applicants for a certificate as a Chiropractic assistant.

2. The examination will consist of the following subjects, including, without limitation:

(a) Radiographic technology, protection, quality control and positioning of the patient;

(b) Ancillary procedures and applications relating to chiropractic; and

(c) The provisions of NRS and NAC that are related to the practice of chiropractic.

3. An applicant who receives a score of at least 75 percent for a closed-book examination or a score of at least ~~[90]~~ 75 percent for an open-book examination is entitled to a certificate as a Chiropractic assistant.

4. If an applicant fails to receive a score of at least 75 percent for a closed-book examination or a score of at least ~~[90]~~ 75 percent for an open-book examination the first time he or she takes the examination, the applicant may retake the examination ~~[within 1-year]~~ *the next scheduled exam* without payment of an additional fee.

5. If an applicant who receives training and employment as a Chiropractic assistant trainee pursuant to subparagraph (2) of paragraph (a) of subsection 2 of NAC 634.355 fails to receive a score of at least 75 percent for a closed-book examination or a score of at least ~~[90]~~ 75 percent for an open-book examination after two attempts ~~[and wishes to continue working as a Chiropractic assistant trainee, the supervising licensee must, within 30 days after the date of the notice from the Board of the results of the examination, submit a plan for additional training to the Board. The chair of the test committee will:~~

~~—(a) Approve or deny the plan; and~~

~~—(b) Determine whether the Chiropractic assistant trainee may continue working as a Chiropractic assistant trainee.~~

~~—6. If, pursuant to paragraph (b) of subsection 5, the chair of the test committee determines that a Chiropractic assistant trainee may continue working as a Chiropractic assistant trainee, the Chiropractic assistant trainee may continue working as a Chiropractic assistant trainee if he or she:~~

~~—(a) Pursuant to NAC 634.350, submits a new application for a certificate as a Chiropractic assistant and pays the required fee; and~~

~~(b) Provides the chair of the test committee with proof that the Chiropractic assistant trainee is enrolled in an educational course in a subject described in subsection 2.~~

~~—7. If a Chiropractic assistant trainee who has submitted an application pursuant to paragraph (a) of subsection 6 fails to receive a score of at least 75 percent for a closed-book examination or a score of at least 90 percent for an open-book examination after two attempts,] the Chiropractic assistant trainee shall not work as a Chiropractic~~

assistant trainee until the Chiropractic assistant trainee has received a score of at least 75 percent for a closed-book examination or a score of at least [90] 75 percent for an open-book examination.

8. An applicant for a certificate as a Chiropractic assistant who fails [~~on two occasions~~] *twice* to appear for an examination that he or she has been scheduled to take:

(a) Shall be deemed to have withdrawn his or her application;

(b) Forfeits any application fees paid to the Board; and

(c) Must, if he or she has been receiving training and employment as a Chiropractic assistant trainee pursuant to subparagraph (2) of paragraph (a) of subsection 2 of NAC 634.355, cease working as a Chiropractic assistant trainee.

↪ If the applicant applies thereafter for a certificate, the applicant must establish eligibility for the certificate in accordance with the provisions of this chapter and chapter 634 of NRS.

~~[9.—As used in this section, “chair of the test committee” means the member of the Board who is assigned by the Board to serve as the chair of the committee that is created by the Board to administer an examination to applicants for a certificate as a Chiropractic assistant.]~~

(Added to NAC by Bd. of Chiropractic Exam’rs, eff. 5-13-82; A 1-31-94; A by Chiropractic Physicians’ Bd. by R030-98, 9-10-98; R095-03, 10-22-2003; R014-10, 5-5-2011; R064-17, 2-27-2018)

NAC 634.355 Certification: Additional requirements; waiver of requirements. (NRS 634.030, 634.123)

1. An applicant for a certificate as a Chiropractic assistant must, in addition to fulfilling the requirements of NAC 634.350, furnish evidence satisfactory to the Board that he or she:

(a) Is 18 years of age or older; and

(b) Has received a score of at least 75 percent for a closed-book examination or a score of at least [90] 75 percent for an open-book examination administered by the Board on the provisions of NRS and NAC that are related to the practice of chiropractic.

2. In addition to the requirements set forth in subsection 1 and NAC 634.350, an applicant for a certificate as a Chiropractic assistant must furnish evidence satisfactory to the Board that he or she:

(a) Satisfies one of the following:

(1) Is certified as a Chiropractic assistant by a program for Chiropractic assistants that is approved by the Board; or

(2) Has had 6 months of full-time, or 12 months of part-time, training and employment as a Chiropractic assistant trainee from a licensee.

(b) Has received a score of at least 75 percent for a closed-book examination or a score of at least [90] 75 percent for an open-book examination for certification required pursuant to NAC 634.305.

3. Evidence of an applicant's completion of approved training pursuant to subparagraph (2) of paragraph (a) of subsection 2 must consist of a certification by each licensee who supervised the work and training of the applicant.

4. The Board may, at its discretion:

(a) Waive one or more of the requirements of this section for good cause shown.

(b) Upon receipt from an applicant of documentation demonstrating that the applicant has received additional formal training, education or experience, grant the applicant credit toward fulfilling the requirements of subparagraph (2) of paragraph (a) of subsection 2.

(Added to NAC by Bd. of Chiropractic Exam'rs, eff. 5-13-82; A 7-29-88; 1-31-94; A by Chiropractic Physicians' Bd. by R030-98, 9-10-98; R095-03, 10-22-2003; R034-05, 10-31-2005; R101-08, 12-17-2008; R150-13, 3-28-2014; R064-17, 2-27-2018)

NAC 634.360 Employment and training as Chiropractic assistant trainee. (NRS 634.030, 634.123)

1. A person may not be employed and trained for more than 15 days as a Chiropractic assistant trainee for the purposes of satisfying subparagraph (2) of paragraph (a) of subsection 2 of NAC 634.355 unless the person, within the first 15 days during which he or she performs any duties as a Chiropractic assistant trainee, applies to the Board by submitting a form provided by the Board.

2. Except as otherwise provided in subsection 3, an applicant for a certificate as a Chiropractic assistant who completes training pursuant to subparagraph (2) of paragraph (a) of subsection 2 of NAC 634.355 shall, upon the completion of the training:

(a) Apply to the Board to sit for the next scheduled examination; and

(b) Submit the fees required by the Board pursuant to NAC 634.200.

~~[3. For good cause shown, the Board may, at its discretion, extend the training period of a Chiropractic assistant trainee and authorize the trainee to take a later scheduled examination.]~~

(Added to NAC by Bd. of Chiropractic Exam'rs, eff. 11-23-93; A by Chiropractic Physicians' Bd. by R030-98, 9-10-98; R095-03, 10-22-2003; R034-05, 10-31-2005; R101-08, 12-17-2008)

CA Program - Regulation Revisions

CA application received within 15 days of beginning CA duties.

- Online exams will be offered monthly
- In-person exams will be held in February & September.

	Fee	Current Program	Recommended Revisions
1st Letter		The Board’s records indicate that you are now eligible to sit for the CA exam and must take the next available exam online or in-person	The Board’s records indicate that you are now eligible to sit for the CA and Law examinations and must take the next exam, which will be offered <monthly>; unless the next exam is online only and you would like to take the exams in person please submit your request to the Board in writing.
Exam 1-(Upon eligibility)	\$75.00	Upon eligibility (6 or 12 months) Applicant takes next scheduled exam	Upon eligibility (6 or 12 months) Applicant takes next scheduled exam
Exam 1 - Fail		Applicant has 1 year to retake the exam.	Retake next scheduled exam; unless the next exam is online and the applicant requests in writing to take the exam in person.
No Show		Considered failed attempt	Considered failed attempt
2nd Letter		The next scheduled exam will be	Must take the next scheduled exam, which will be offered <monthly>; unless the applicant requests in writing to take the exam in person.
Exam 2-Fail		Submit new app, training plan, CE, \$100 fee	Can no longer perform CA duties.
No Show		Considered failed attempt	Considered failed attempt
3rd Letter			This notice is to inform you that you are no longer able to perform CA duties. As a reminder, please refer to the CA training guidelines found on the Boards website at chirobd.nv.gov/Applications . This document also identifies the resources recognized by the Board, the Chiropractic Radiologic Technology Study Guide, the Chiropractic Therapy Assistant-A Clinical Resource Guide as well as the links to the Nevada law found on the Boards website at chirobd.nv.gov/Board .
Exam 3	\$75.00		
Exam 4		Cannot work as a CA until passing score is	Cannot work as a CA until passing score is received.

PROJECTED INCOME FROM THE CHIROPRACTIC ASSISTANT PROGRAM

	FEE	AVERAGE COUNT	REVENUE	LESS FEES	ADJ.REVENUE
Application Fee	\$ 100.00	72	\$ 7,200.00		\$ 7,200.00
Exam Fee	\$ 75.00	75	\$ 5,625.00	\$ 562.50	\$ 5,062.50
Annual Income					\$ 12,262.50
Renewal Fee	\$ 70.00	290	\$ 20,300.00		\$ 20,300.00
Biennial Income					\$ 20,300.00

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 26 Discussion and potential action regarding the reporting of an administrative citation – For possible action.

RECOMMENDED MOTION: No recommended motion.

PRESENTED BY: Nicole Canada, DC

MEETING DATE: April 6, 2023

TIME REQUIRED: 15 minutes

BACKGROUND INFORMATION: The Board issues “Administrative” citations for purposes such as, failure to submit a self-inspection or failure to provide 36 hours of CE when selected in the random audit. The law does not provide for how the Board is to report a citation. How does the Board feel the citation should be reported if the citation is satisfied? How does the Board feel the citation should be reported if the citation is not satisfied?

- **Online License Verification**
- **CIN-BAD**

The Board policies are attached for review. You will note that the CE Random Audit states that administrative discipline is reportable to CIN-BAD. Please confirm that the intent of the Board is to report any administrative citation to CIN-BAD, whether the citation is satisfied or is not satisfied.

ACTION: _____Approved _____Approved w/Modifications _____Denied _____Continued

CONTINUING EDUCATION RANDOM AUDIT

Following the renewal period (December 31), a query will run to randomly select 20% of the active licensed chiropractic physicians and active certified chiropractic assistants. A postcard/notice will be sent to the mailing address on record and to the email address on record for each of the selected licensees and certificate holders.

The continuing education certificates may be provided to the Board by uploading the document(s) through the licensee portal found by going to the Boards website (chirobd.nv.gov), by email, fax or mail.

If the licensee fails to provide his or her continuing education certificates within 30 days of the receipt of the random audit notification, an administrative citation will be issued to a chiropractic physician to include a fine in the amount of \$100.00/unit for the licensee's deficient credits, not to exceed \$1,500.00, and are required to complete the number of deficient continuing education credits within 30 days.

If the certificate holder fails to provide his or her CE certificates within 30 days of the receipt of the random audit notification, an administrative citation will be issued to a chiropractic assistant to include a fine in the amount of \$50.00/unit for the person's deficient credits not to exceed \$500.00 and are required to complete the number of deficient continuing education credits within 30 days.

If the licensee or certificate holder fails to comply with the citation, a Notice of Charges will be issued and disciplinary action will be taken.

A licensee is required to complete 36 hours of continuing education by December 31 of every even year. A chiropractic assistant is required to complete 12 hours of continuing education by December 31 of every odd year. The renewal process requires the licensee and the chiropractic assistant to attest to completing the requisite amount of continuing education hours.

Administrative discipline is reportable to CIN-BAD through FCLB. Disciplinary action is reportable the National Practitioners Databank.

July 14, 2022

Motion: Nicole Canada, DC
Second: Christian Augustin, Esq.
Passed: Unanimous

DISCIPLINE FOR FAILURE TO SUBMIT THE SELF-INSPECTION BY THE DEADLINE

If the licensee fails to submit their self-inspection by December 31st of the even year a citation will be issued with a fine of \$150.00. If the licensee does not submit the fine and the self-inspection within the following 30 days the licensee will be subject to disciplinary action.

Email reminders will be sent monthly.

January 14, 2021

Motion: Rovetti
Second: Colucci
Passed: Unanimous

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 27** Consideration of potential additions, deletions, and/or amendments to NRS 634 and NAC 634– For possible action.

A. AB210 – Section 3 (5) The Board shall impose an administrative fine in an amount prescribed by regulation of the Board against a registrant that does not comply with the requirements in subsection 4.

RECOMMENDED MOTION: **No recommended motion.**

PRESENTED BY: **Nicole Canada, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **15 minutes**

BACKGROUND INFORMATION: **Please refer to Section 3(5) of AB210, which is attached and indicates that the Board shall impose an administrative fine in an amount prescribe by regulation of the Board against a registrant that does not comply with the requirements of subsection 4.**

Arizona's fine is \$200.00

ACTION: Approved Approved w/Modifications Denied Continued

CHAPTER.....

AN ACT relating to chiropractic; requiring a business entity that provides chiropractic services to register with the Chiropractic Physicians’ Board of Nevada; establishing certain duties of a registrant; revising terminology used to refer to a person who provides chiropractic services; revising certain qualifications of an applicant for a license to engage in the practice of chiropractic; authorizing a chiropractic physician to recommend, dispense or administer certain drugs and devices; creating a privilege for confidential communication between a patient and a chiropractic physician; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law regulates the licensing and certification of the practice of chiropractic. (Chapter 634 of NRS) **Section 2** of this bill defines “business entity” for the provisions relating to the practice of chiropractic. **Section 3** of this bill requires a business entity that provides chiropractic services to register with the Chiropractic Physicians’ Board of Nevada. **Section 3** requires a business entity to notify the Board of any change to certain information submitted as part of an application for registration. **Section 4** of this bill requires a registered business entity to: (1) ensure that all chiropractic physicians and chiropractic assistants who provide chiropractic services in any facility owned or operated by the business entity comply with the provisions of existing law and regulations that govern the practice of chiropractic; (2) establish a written policy and procedure relating to the medical records of a patient; and (3) notify the Board if the business entity dissolves or a facility owned or operated by the business entity closes. **Section 6** of this bill requires the Board to keep records relating to registration of a business entity in the same manner as it keeps records of licensing and disciplinary actions. **Section 5** of this bill makes a conforming change to indicate the placement of **section 2** in the Nevada Revised Statutes.

Existing law provides grounds for initiating disciplinary action against practitioners of chiropractic. (NRS 634.018, 634.140) **Sections 9-15** of this bill make various changes to authorize the imposition of disciplinary action against a registered business entity, as applicable. **Section 18** of this bill makes it a category D felony to own or operate a business entity: (1) that provides chiropractic services without being appropriately registered with the Board; or (2) for which an unlicensed person engages in the practice of chiropractic. **Sections 17 and 19** of this bill make conforming changes to reflect the registration requirement for a business entity that provides chiropractic services.

Existing law requires an applicant for a license to engage in the practice of chiropractic to meet certain requirements. (NRS 634.090) **Section 7** of this bill revises certain requirements relating to the education of an applicant and the successful completion of an examination. **Sections 6, 8, 15-19 and 22** of this bill change the title of a person practicing chiropractic from “chiropractor” to “chiropractic physician” and the title of a person assisting a chiropractic physician from a “chiropractor’s assistant” to a “chiropractic assistant.”



Existing law prohibits a chiropractic physician from administering or prescribing drugs. (NRS 634.220) **Section 16** of this bill authorizes a chiropractic physician to recommend, dispense or administer any drug or device for which a prescription or order is not required.

Existing law establishes a privilege for a patient to refuse to disclose and prevent any other person from disclosing confidential communication with an allopathic or osteopathic physician or dentist. (NRS 49.215, 49.225) **Section 20** of this bill extends this privilege to apply to confidential communications between a patient and a chiropractic physician.

EXPLANATION - Matter in *bolded italics* is new; matter between brackets ~~for mitted material~~ is material to be omitted.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 634 of NRS is hereby amended by adding thereto the provisions set forth as sections 2, 3 and 4 of this act.

Sec. 2. *“Business entity” means a sole proprietorship or any lawful fictional entity by which business may be conducted lawfully in this State. The term does not include:*

1. A facility wholly owned by one or more persons licensed pursuant to this chapter or chapter 630 or 633 of NRS;

2. A sole proprietorship or partnership that consists solely of persons who are licensed pursuant to this chapter or chapter 630 or 633 of NRS;

3. A professional corporation or professional limited liability company, the shares of which are wholly owned by a person or persons licensed pursuant to this chapter or chapter 630 or 633 of NRS;

4. An administrator or executor of the estate of a deceased chiropractic physician or a person who is legally authorized to act for a chiropractic physician who has been adjudicated to be incapacitated for not more than 1 year after the date of the death or incapacitation of the chiropractic physician; or

5. A medical facility licensed pursuant to chapter 449 of NRS.

Sec. 3. *1. To obtain a registration as a business entity that provides chiropractic services, a business entity must submit to the Board an application in the form prescribed by the Board. The application must include:*

(a) The name, address and telephone number of the business entity;

(b) The name of any officer or director of the business entity;
and



(c) The name of any chiropractic physician who is responsible for providing or supervising the provision of chiropractic services in any facility owned or operated by the business entity.

2. A registration as a business entity that provides chiropractic services expires on June 1 of each year and may be renewed by submitting to the Board before the expiration of the registration an application for renewal in the form prescribed by the Board.

3. The Board may approve a late application for renewal.

4. A business entity shall notify the Board in writing within 30 days after any change to the information described in subsection 1.

5. The Board shall impose an administrative fine in an amount prescribed by regulation of the Board against a registrant that does not comply with the requirements of subsection 4.

Sec. 4. *A business entity that is registered to provide chiropractic services pursuant to section 3 of this act shall:*

1. Ensure that all chiropractic physicians and chiropractic assistants who provide chiropractic services in any facility owned or operated by the business entity comply with the provisions of this chapter or the regulations adopted by the Board, and any other statute or regulation pertaining to the practice of chiropractic;

2. Establish a written policy and procedure for the secure storage and transfer of the medical records of a patient and the access to those records by the patient. The policy and procedure must include procedures for:

(a) Notifying each patient of the location to which his or her medical records will be moved if the business entity ceases operations, is sold or ceases maintaining medical records at the facility where the medical records are currently maintained;

(b) Disposing of unclaimed medical records; and

(c) Responding to a request by a patient or a representative of the patient for any copy of his or her medical records within the time period prescribed by NRS 629.061.

3. Not later than 30 days after the dissolution of the business entity or the closing of any facility owned or operated by the business entity, notify the Board of the dissolution or closure and the procedure by which a patient of the business entity may obtain his or her medical records.

Sec. 5. NRS 634.010 is hereby amended to read as follows:

634.010 As used in this chapter, unless the context otherwise requires, the words and terms defined in NRS 634.012 to 634.018,



inclusive, *and section 2 of this act* have the meanings ascribed to them in those sections.

Sec. 6. NRS 634.055 is hereby amended to read as follows:

634.055 1. The Board shall keep a record of its proceedings relating to licensing , *registration* and disciplinary actions. Except as otherwise provided in NRS 634.214, the records must be open to public inspection at all reasonable times and must contain the name, known place of business and residence, and the date and number of the license of every ~~chiropractor~~ *chiropractic physician* licensed under this chapter. The Board may keep such other records as it deems desirable.

2. Except as otherwise provided in this subsection and NRS 239.0115, all information pertaining to the personal background, medical history or financial affairs of an applicant *for licensure* or licensee , *an officer or director of an applicant for registration or registrant or a chiropractic physician who provides or supervises the provision of chiropractic services at the facility of an applicant for registration or registrant* which the Board requires to be furnished to it under this chapter, or which it otherwise obtains, is confidential and may be disclosed in whole or in part only as necessary in the course of administering this chapter or upon the order of a court of competent jurisdiction. The Board may, under procedures established by regulation, permit the disclosure of this information to any agent of the Federal Government, of another state or of any political subdivision of this State who is authorized to receive it.

3. Notice of the disclosure and the contents of the information disclosed pursuant to subsection 2 must be given to the ~~applicant or licensee~~ *person* who is the subject of that information.

Sec. 7. NRS 634.090 is hereby amended to read as follows:

634.090 1. An applicant must, in addition to the requirements of NRS 634.070 and 634.080, furnish satisfactory evidence to the Board:

(a) That the applicant is of good moral character;

(b) Except as otherwise provided in subsections ~~2~~ *3* and ~~5~~ *6*, that the applicant has a high school education and is a graduate from a college of chiropractic which is accredited by the Council on Chiropractic Education , or ~~which has a reciprocal agreement with the Council on Chiropractic Education or any governmental accrediting agency, whose minimum course of study leading to the degree of doctor of chiropractic consists of not less than 4,000 hours of credit which includes instruction in each of the following subjects:~~



- ~~(1) Anatomy;~~
- ~~(2) Bacteriology;~~
- ~~(3) Chiropractic theory and practice;~~
- ~~(4) Diagnosis and chiropractic analysis;~~
- ~~(5) Elementary chemistry and toxicology;~~
- ~~(6) Histology;~~
- ~~(7) Hygiene and sanitation;~~
- ~~(8) Obstetrics and gynecology;~~
- ~~(9) Pathology;~~
- ~~(10) Physiology; and~~
- ~~(11) Physiotherapy;] its successor organization, or an accrediting agency recognized by that organization; and~~

(c) ~~[That]~~ Except as otherwise provided in subsection 2, that the applicant has successfully ~~[~~

~~(1) Completed parts] completed:~~

(1) *Parts* I, II, III and IV, and the portion relating to physiotherapy, of the examination administered by the National Board of Chiropractic Examiners, or its successor organization; or

(2) ~~[Completed an]~~ An examination that is required to graduate from a college of chiropractic which is accredited by the Council on Chiropractic Education, or ~~[which has a reciprocal agreement with the Council on Chiropractic Education or any governmental accrediting agency.]~~ *its successor organization, or an accrediting agency recognized by that organization.* Such an examination must be:

- (I) Administered by such a college; and
- (II) Approved by the Board.

2. *If an applicant has actively engaged in the practice of chiropractic in another state, the District of Columbia, the Commonwealth of Puerto Rico or any other territory or possession of the United States for not less than 7 of the immediately preceding 10 years without any adverse disciplinary action taken against him or her, the applicant is only required to have successfully completed those parts of the examination administered by the National Board of Chiropractic Examiners, or its successor organization, at the time that the applicant graduated from a college of chiropractic.*

3. The Board may, for good cause shown, waive the requirement for a particular applicant that the college of chiropractic from which the applicant graduated must be accredited by the Council on Chiropractic Education ~~for have a reciprocal agreement with the Council on Chiropractic Education or a governmental~~



~~accrediting agency~~ , or its successor organization, or an accrediting agency recognized by that organization.

~~3.4.~~ 4. Except as otherwise provided in subsections ~~4.5~~ and ~~5.6~~, every applicant is required to submit evidence of the successful completion of not less than 60 credit hours at an accredited college or university.

~~4.5.~~ 5. Any applicant who has been licensed to practice in another state, and has been in practice for not less than 5 years, is not required to comply with the provisions of subsection ~~3.4.~~

~~5.6.~~ 6. If an applicant has received his or her training and education at a school or college located in a foreign country ~~and the course of study leading to his or her degree of doctor of chiropractic consisted of not less than 4,000 hours of instruction,~~ the Board may, if the Board determines that such training and education is substantially equivalent to graduation from a college of chiropractic that is accredited by the Council on Chiropractic Education ~~and otherwise meets the requirements specified in paragraph (b) of subsection 1,~~ or its successor organization, waive the requirement that an applicant attend or graduate from a college that ~~is~~

~~(a) is~~ is accredited by the Council on Chiropractic Education , ~~or~~

~~(b) Has a reciprocal agreement with the Council on Chiropractic Education or a governmental accrediting agency.~~ its successor organization, or an accrediting agency recognized by that organization.

Sec. 8. NRS 634.135 is hereby amended to read as follows:

634.135 1. The Board may charge and collect fees not to exceed:

For an application for a license to practice chiropractic.....	\$200.00
For an examination for a license to practice chiropractic.....	200.00
For an application for, and the issuance of, a certificate as a chiropractor's chiropractic assistant	100.00
For an examination for a certificate as a chiropractor's chiropractic assistant	100.00
For the issuance of a license to practice chiropractic.....	300.00
For the biennial renewal of a license to practice chiropractic.....	1,000.00



For the biennial renewal of an inactive license to practice chiropractic	\$300.00
For the biennial renewal of a certificate as a [chiropractor's] <i>chiropractic</i> assistant	200.00
For the restoration to active status of an inactive license to practice chiropractic	300.00
For reinstating a license to practice chiropractic which has expired pursuant to NRS 634.130 or has been suspended	500.00
For reinstating a certificate as a [chiropractor's] <i>chiropractic</i> assistant which has expired pursuant to NRS 634.130 or has been suspended	100.00
For a review of any subject on the examination	25.00
For the issuance of a duplicate license or for changing the name on a license	35.00
For written verification of licensure or issuance of a certificate of good standing	25.00
For providing a list of persons who are licensed to practice chiropractic to a person who is not licensed to practice chiropractic	25.00
For providing a list of persons who were licensed to practice chiropractic following the most recent examination of the Board to a person who is not licensed to practice chiropractic	10.00
For a set of mailing labels containing the names and addresses of the persons who are licensed to practice chiropractic in this State	35.00
For providing a copy of the statutes, regulations and other rules governing the practice of chiropractic in this State to a person who is not licensed to practice chiropractic	25.00
For each page of a list of continuing education courses that have been approved by the Board50
For an application to a preceptor program offered by the Board to graduates of chiropractic schools or colleges	35.00
For an application for a student or [chiropractor] <i>chiropractic physician</i> to participate in the preceptor program established by the Board pursuant to NRS 634.137	35.00



For a review by the Board of a course offered by
a chiropractic school or college or a course of
continuing education in chiropractic \$50.00

2. In addition to the fees set forth in subsection 1, the Board may charge and collect reasonable and necessary fees for the expedited processing of a request or for any other incidental service it provides.

3. For a check or other method of payment made payable to the Board or tendered to the Board that is returned to the Board or otherwise dishonored upon presentation for payment, the Board shall assess and collect a fee in the amount established by the State Controller pursuant to NRS 353C.115.

Sec. 9. NRS 634.140 is hereby amended to read as follows:

634.140 The *following acts, as applied to a licensee, an officer or director of a registrant or a person who provides or supervises the provision of chiropractic services at the facility of a registrant, are* grounds for initiating disciplinary action *against a licensee or registrant* pursuant to this chapter : ~~[are:]~~

1. Unprofessional conduct.
2. Incompetence or negligence in the practice of chiropractic.
3. Conviction of:

(a) A violation of any federal or state law regulating the possession, distribution or use of any controlled substance or any dangerous drug as defined in chapter 454 of NRS;

(b) A crime relating to the practice of chiropractic;

(c) A violation of any of the provisions of NRS 616D.200, 616D.220, 616D.240 or 616D.300 to 616D.440, inclusive; or

(d) Any offense involving moral turpitude.

4. Suspension or revocation of the license to practice chiropractic by any other jurisdiction.

5. Referring, in violation of NRS 439B.425, a patient to a health facility, medical laboratory or commercial establishment in which the licensee , *officer, director or person providing or supervising the provision of chiropractic services* has a financial interest.

6. Operation of a medical facility, as defined in NRS 449.0151, at any time during which:

(a) The license of the facility is suspended or revoked; or

(b) An act or omission occurs which results in the suspension or revocation of the license pursuant to NRS 449.160.

↳ This subsection applies to an owner or other principal responsible for the operation of the facility.



Sec. 10. NRS 634.160 is hereby amended to read as follows:

634.160 1. The Board or any of its members who become aware that any one or a combination of the grounds for initiating disciplinary action may exist as to a person practicing chiropractic *or a business entity providing chiropractic services* in this State shall, and any other person who is so aware may, file a written complaint specifying the relevant facts with the Executive Director of the Board. A complaint may be filed anonymously. If a complaint is filed anonymously, the Board may accept the complaint but may refuse to consider the complaint if anonymity of the complainant makes processing the complaint impossible or unfair to the person *or entity* who is the subject of the complaint.

2. The Board shall retain all complaints filed with the Executive Director pursuant to this section for at least 10 years, including, without limitation, any complaints not acted upon.

Sec. 11. NRS 634.170 is hereby amended to read as follows:

634.170 1. When a complaint is filed with the Executive Director of the Board, it must be considered by the President or a member of the Board designated by the President. If, from the complaint or from other official records, it appears that the complaint may be well founded in fact, the Executive Director shall cause written notice of the charges in the complaint to be served upon the person *or business entity* charged at least 20 days before the date fixed for the hearing. If the Board receives a report pursuant to subsection 5 of NRS 228.420, a hearing must be held within 30 days after receiving the report.

2. If the complaint is not deemed by the President or designated member of the Board to be of sufficient import or sufficiently well founded to merit bringing proceedings against the person *or business entity* charged, the complaint must be held in abeyance and discussed at the next meeting of the Board.

Sec. 12. NRS 634.190 is hereby amended to read as follows:

634.190 1. The person *or business entity* charged is entitled to a hearing before the Board, but the failure of the person charged *or a representative of the business entity charged* to attend a hearing or to defend himself or herself *or the business entity, as applicable*, does not delay or void the proceedings. The Board may, for good cause shown, continue any hearing from time to time.

2. If the Board finds that the person *or business entity* committed one or more of the charges made in the complaint, the Board may by order:

(a) Place the person *or business entity* on probation for a specified period or until further order of the Board.



(b) Administer to the person *or business entity* a public reprimand.

(c) Limit the practice of the person *or business entity* to, or by the exclusion of, one or more specified branches of chiropractic.

(d) Suspend the license of the person to practice chiropractic *or the registration as a business entity that provides chiropractic services* for a specified period or until further order of the Board.

(e) Revoke the license of the person to practice chiropractic *or registration as a business entity that provides chiropractic services*.

(f) Impose a fine of not more than \$5,000 for each act which constitutes a ground for disciplinary action, which must be deposited with the State Treasurer for credit to the State General Fund.

↪ The order of the Board may contain such other terms, provisions or conditions as the Board deems proper to remedy or address the facts and circumstances of the particular case.

3. If the Board finds that a licensee has violated the provisions of NRS 439B.425, the Board shall suspend the license for a specified period or until further order of the Board.

4. The Board shall not administer a private reprimand.

5. An order that imposes discipline and the findings of fact and conclusions of law supporting that order are public records.

Sec. 13. NRS 634.200 is hereby amended to read as follows:

634.200 1. Any person who has been placed on probation or whose license *or registration* has been limited, suspended or revoked by the Board is entitled to judicial review of the Board's order.

2. The district court shall give a petition for judicial review of the Board's order priority over other civil matters which are not expressly given that priority by law.

Sec. 14. NRS 634.204 is hereby amended to read as follows:

634.204 1. Any person:

(a) Whose practice of chiropractic has been limited; or

(b) Whose license to practice chiropractic *or registration to operate a business entity offering chiropractic services* has been suspended until further order,

↪ by an order of the Board may apply to the Board after a reasonable period for removal of the limitation or restoration of his or her license *or registration*.

2. In hearing the application, the Board:

(a) May require the person *or an officer or director of the business entity, as applicable*, to submit to a mental or physical



examination by physicians or other appropriate persons whom it designates and submit such other evidence of changed conditions and of fitness as it deems proper;

(b) Shall determine whether under all the circumstances the time of the application is reasonable; and

(c) May deny the application or modify or rescind its order as it deems the evidence and the public safety warrant.

Sec. 15. NRS 634.216 is hereby amended to read as follows:

634.216 The Board or any person who or other organization which initiates or assists in any lawful investigation or proceeding concerning the discipline of a ~~chiropractor~~ *chiropractic physician or a business entity that provides chiropractic services* is immune from any civil action for that initiation or assistance or any consequential damages, if the person or organization acted without malicious intent.

Sec. 16. NRS 634.220 is hereby amended to read as follows:

634.220 **1.** Nothing in this chapter shall be construed to permit a ~~chiropractor~~ *chiropractic physician* to practice medicine, osteopathic medicine, dentistry, optometry or podiatry, or to administer or prescribe drugs ~~;~~ *except where authorized by subsection 2.*

2. *A chiropractic physician may recommend, dispense or administer any drug or device for which the prescription or order of a practitioner is not required by federal or state law.*

3. *As used in this section, "practitioner" has the meaning ascribed to it in NRS 639.0125.*

Sec. 17. NRS 634.226 is hereby amended to read as follows:

634.226 Unless the Board determines that extenuating circumstances exist, the Board shall forward to the appropriate law enforcement agency any substantiated information submitted to the Board concerning ~~it~~ :

1. A person who practices or offers to practice chiropractic or as a ~~chiropractor's~~ *chiropractic* assistant without the appropriate license or certificate issued pursuant to the provisions of this chapter.

2. *A business entity that provides chiropractic services without being registered pursuant to the provisions of this chapter.*

Sec. 18. NRS 634.227 is hereby amended to read as follows:

634.227 **1.** A person who:

(a) Presents to the Board as his or her own the diploma, license or credentials of another;

(b) Gives false or forged evidence of any kind to the Board; or



(c) Practices chiropractic under a false or assumed name or falsely personates another licensee,
↳ is guilty of a misdemeanor.

2. Except as otherwise provided in NRS 634.105, 634.117 and 634.1375, a person who does not hold a license issued pursuant to this chapter and:

(a) Practices chiropractic in this State;

(b) Holds himself or herself out as a ~~[chiropractor;]~~ *chiropractic physician;*

(c) Uses any combination, variation or abbreviation of the terms “chiropractor,” “chiropractic” or “chiropractic physician” as a professional or commercial representation; or

(d) Uses any means which directly or indirectly conveys to another person the impression that he or she is qualified or licensed to practice chiropractic,

↳ is guilty of a category D felony and shall be punished as provided in NRS 193.130, unless a greater penalty is provided pursuant to NRS 200.830 or 200.840.

3. In addition to any other penalty prescribed by law, if the Board determines that a person has committed any act described in subsection 2, the Board may:

(a) Issue and serve on the person an order to cease and desist until the person obtains from the Board the proper license or certificate or otherwise demonstrates that he or she is no longer in violation of subsection 2. An order to cease and desist must include a telephone number with which the person may contact the Board.

(b) Issue a citation to the person. A citation issued pursuant to this paragraph must be in writing, describe with particularity the nature of the violation and inform the person of the provisions of this paragraph. Each activity in which the person is engaged constitutes a separate offense for which a separate citation may be issued. To appeal a citation, the person must submit a written request for a hearing to the Board not later than 30 days after the date of issuance of the citation.

(c) Assess against the person an administrative fine of not more than \$5,000.

(d) Impose any combination of the penalties set forth in paragraphs (a), (b) and (c).

4. *A person who owns or operates a business entity that offers chiropractic services:*

(a) *Which is not registered with the Board pursuant to section 3 of this act; or*



(b) For which a chiropractic physician who is not licensed pursuant to this chapter engages in the practice of chiropractic, ↪ is guilty of a category D felony and shall be punished as provided in NRS 193.130.

Sec. 19. NRS 634.240 is hereby amended to read as follows:

634.240 1. In addition to any other remedy provided by law, the Board, through its President, Secretary or its attorney, or the Attorney General, may bring an action in any court of competent jurisdiction to enjoin any person who does not hold a license issued by the Board from practicing chiropractic or representing himself or herself to be a ~~chiropractor~~ *chiropractic physician or any business entity that is providing chiropractic services and is not registered pursuant to section 3 of this act.* As used in this subsection, “practicing chiropractic” includes the conducting of independent examinations and the offering of opinions regarding the treatment or care, or both, with respect to patients who are residents of this State.

2. The court in a proper case may issue an injunction for such purposes without proof of actual damage sustained by any person, this provision being a preventive as well as a punitive measure. The issuance of such an injunction does not relieve the person from criminal prosecution for a violation of NRS 634.227.

Sec. 20. NRS 49.215 is hereby amended to read as follows:

49.215 As used in NRS 49.215 to 49.245, inclusive:

1. A communication is “confidential” if it is not intended to be disclosed to third persons other than:

(a) Those present to further the interest of the patient in the consultation, examination or interview;

(b) Persons reasonably necessary for the transmission of the communication; or

(c) Persons who are participating in the diagnosis and treatment under the direction of the doctor, including members of the patient’s family.

2. “Doctor” means a person licensed to practice medicine, dentistry or osteopathic medicine *or chiropractic* in any state or nation, or a person who is reasonably believed by the patient to be so licensed, and in addition includes a person employed by a public or private agency as a psychiatric social worker, or someone under his or her guidance, direction or control, while engaged in the examination, diagnosis or treatment of a patient for a mental condition.

3. “Patient” means a person who consults or is examined or interviewed by a doctor for purposes of diagnosis or treatment.



Sec. 21. 1. Notwithstanding any provision of this act to the contrary, any business entity that is providing chiropractic services on or before January 1, 2022:

(a) May continue to provide such services without being registered with the Chiropractic Physicians' Board of Nevada pursuant to section 3 of this act until July 1, 2022; and

(b) Must be registered pursuant to section 3 of this act if the entity continues to provide such services after that date.

2. As used in this section, "business entity" has the meaning ascribed to it in section 2 of this act.

Sec. 22. The Legislative Counsel shall:

1. In preparing the Nevada Revised Statutes, use the authority set forth in subsection 10 of NRS 220.120 to substitute appropriately:

(a) The term "chiropractic physician" for the term "chiropractor" as previously used in reference to the practice of chiropractic; and

(b) The term "chiropractic assistant" for the term "chiropractor's assistant" as previously used in reference to the practice of chiropractic.

2. In preparing supplements to the Nevada Administrative Code, substitute appropriately:

(a) The term "chiropractic physician" for the term "chiropractor" as previously used in reference to the practice of chiropractic; and

(b) The term "chiropractic assistant" for the term "chiropractor's assistant" as previously used in reference to the practice of chiropractic.

Sec. 23. 1. This section becomes effective upon passage and approval.

2. Sections 1 to 22, inclusive, of this act become effective:

(a) Upon passage and approval for the purpose of adopting any regulations and performing any other preparatory administrative tasks that are necessary to carry out the provisions of this act; and

(b) On January 1, 2022, for all other purposes.



CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 28 Committee Reports**

- A. Continuing Education Committee (Dr. Martinez) – For possible action.**
- B. Legislative Committee (Dr. Overland) – For possible action.**
- C. Preceptorship Committee (Dr. Rovetti) – For possible action.**
- D. Test Committee (Dr. Canada) - For possible action.**

RECOMMENDED MOTION: **No recommended motion.**

PREPARED BY: **Nicole Canada, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **15 minutes**

BACKGROUND INFORMATION:

ACTION: Approved Approved w/Modifications Denied Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 29** FCLB/NBCE Matters – For possible action.

A. Other FCLB/NBCE matters.

RECOMMENDED MOTION: **No recommended motion.**

PRESENTED BY: **Nicole Canada, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **15 minutes**

BACKGROUND INFORMATION:

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

Agenda Item 29

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: Agenda Item 30 Executive Director Reports:

- A. Status of Pending Complaints – No action.**
- B. Status of Current Disciplinary Actions – No action.**
- C. Legal/Investigatory Costs – No action.**
- D. DC licenses to applicants who passed the examination from January 2023 through February 2023– No action.**
- E. CA certificates to applicants who passed the examination on February 16, 2023**

RECOMMENDED MOTION: Non-Action Item.

PREPARED BY: Julie Strandberg, Executive Director

MEETING DATE: April 6, 2023

TIME REQUIRED: 5 minutes

BACKGROUND INFORMATION: Please see the attached list of chiropractic physicians licensed from January through March 2023 and the chiropractic assistants certified on February 16, 2023.

ACTION: _____Approved _____Approved w/Modifications _____Denied _____Continued

STATUS OF PENDING COMPLAINTS – April 6, 2023

Complaint No.	Date Receive	Investigator	Nature of Complaint	Current Status	Costs To Date
19-12S	9/18/2019	Rovetti	Alleged unprofessional conduct	Pending Court Case	\$480.00
20-01N	Staff: Updates	Rovetti	Alleged unprofessional conduct-practicing below the standards of care/malpractice	Under investigation	
21-03S	3/26/2021	Canada	DC misrepresented license reinstatement questions.	Pending Criminal Case	\$150.00
21-29N	10/14/2021	Canada	Alleged unprofessional conduct	Under Investigation	
21-31S	11/8/2021	Colucci	Alleged unprofessional conduct	Under Investigation	\$2,076.13
22-11S	10/4/2022	Overland	Licensed Massage Therapist allegedly performing chiropractic	Citation satisfied; Close	
22-12S	10/4/2022	Overland	Licensed Massage Therapist allegedly performing chiropractic	Under Investigation	
22-13S	11/1/2022	Overland	Alleged unprofessional conduct	Under Investigation	
22-14S	11/4/2022	Overland	Alleged unprofessional conduct	Under Investigation	
22-16N	11/4/2022	Martinez	Alleged unprofessional conduct	Dismiss	
22-17N	11/4/2022	Martinez	Alleged unprofessional conduct	Dismiss	
22-18N	12/1/2022	Martinez	Alleged unprofessional conduct	Under Investigation	
22-19S	12/1/2022	Lurie	Alleged Unprofessional Conduct	Under Investigation	
22-20S	12/6/2022	Canada	Alleged Unprofessional Conduct	Under Investigation	

Complaint No.	Date Received	Investigator	Nature of Complaint	Current Status	Costs To Date
22-21N	12/14/2022	Martinez	Allegedly practicing outside the scope of chiropractic	Under Investigation	
22-22S	12/15/2022	Canada	Alleged Unprofessional Conduct	Under Investigation	
22-23N	12/15/2022	Martinez	Allegedly practicing outside the scope of chiropractic	Under Investigation	
23-01N	1/10/2023	Rovetti	Alleged advertising violation	Under Investigation	
23-02N	1/18/2023	Rovetti	Alleged Unprofessional Conduct	Under Investigation	
23-03S	1/18/2023	Canada	Alleged Unprofessional Conduct	Dismiss	
23-04N	2/28/2002	Canada	Allegedly practicing without a license.	Under Investigation	
23-05S	3/10/2023	Canada	Misrepresented responses on the reinstatement application.	Citation Issued	
DORMANT COMPLAINTS:					
11-23S	11/7/2011		Unredeemable "nsf" check written on Doctor's business account	To be held in abeyance; to be addressed if the licensee requests reinstatement in the future	
13-23N	9/30/2013		Possible malpractice	To be held in abeyance; to be addressed if the licensee requests reinstatement in the future	
18-03S	2/20/2018		Alleged unlicensed practice	Will be addressed if this individual reappears in Nevada.	

STATUS OF CURRENT DISCIPLINARY ACTIONS at April 6, 2023

Disciplinary Action with Probation

1. Casey D. Robinson, DC, License No. B1263

Dr. Robinson was granted a Nevada license on September 14, 2007 under the condition that he comply with all the terms and conditions of his Agreement on Conditions for Licensure with California and monitoring of his practice by Board-appointed Compliance Monitor. Dr. Robinson's 5-year probation with California commenced on February 14, 2006. He was required to reimburse the California Board's costs of \$3,103.75 and serve 4 hours per month of community service for 2-1/2 years of his probation. It was subsequently determined that Dr. Robinson did not comply with the terms and conditions of his agreement with California, which was addressed at the June 4, 2011 meeting and a new Agreed Settlement was approved by this Board to extend his probation for another five years concurrent with and under the same terms and conditions as his settlement agreement with California.

Pursuant to the attached California Board order Dr. Robinson voluntarily surrendered his license effective June 26, 2021. Confirmation was received from the California Board that Dr. Robinson satisfied the terms his California Order with the exception of receiving a passing score on the California law exam.

Dr. Robinson has not been investigated for any reason by the Nevada Board. Does the Board agree that Dr. Robinson be released from probation in Nevada?

2. Michael Milman, DC, License No. B01618

On October 15, 2020 Dr. Michael Milman entered into Findings of Fact, Conclusions of Law, and Order with the Board. Dr. Milman will be on probation for five years with a practice monitor who will assure compliance with the terms and conditions of the Order. Dr. Milman was ordered to pay the Board's attorney fees and costs incurred in the investigation and prosecution of this matter totaling \$1,380.00. Dr. Milman must take and pass the Ethics & Boundaries Assessment. Dr. Milman shall maintain malpractice insurance, obtain and maintain all applicable business licensure, whether state, county, or city. Dr, Milman shall not bill any insurances, but work on a cash basis only and cannot accept personal injury cases. **Dr. Milman has satisfied all requirements of his Board order, however will remain on probation until November 9, 2025.**

Disciplinary Actions with No Probation

3. Mark Taylor, DC, License No. B000460

On February 22, 2023 Dr. Mark Taylor entered into Findings of Fact, Conclusions of Law, and Order with the Board. Dr. Taylor was ordered to pay a total fine of \$5,000 (\$1,250 per violation) and pay the Board's fees and costs in the amount of \$3,220.23, both within 60 days of the effective date of this order. Dr. Taylor's license was put in inactive status unless and until Dr. Taylor chooses to reactivate his license, at which time he is required to appear before the Board.

4. **Francis Raines, DC, License No. B0187**

Under the March 12, 2013 Board Order, Dr. Raines shall be monitored by the Investigating Board Member, a chiropractic physician, and a mental health monitor for 24 months from the date he begins practicing, which occurred on December 8, 2015. Dr. Raines' wife is serving as the business and financial manager and is currently the only employee. Dr. Raines was ordered to pay a fine in the amount of \$20,000.00 and has been making monthly payments of \$75.00 per month since May 30, 2013 and continues to do so. **The current balance is \$13,171.00. Dr. Raines is in compliance with the terms of the Order.**

Probation Only

5. **Todd Gardner, DC, License No. B00495**

On October 28, 2021 Dr. Gardner appeared before the Board and was granted his license on probation with conditions. Dr. Gardner shall take and pass the Substance Abuse section of the Ethics & Boundaries Examination, any violations of the court's probationary terms shall constitute a violation of the probation under which Dr. Gardner's license was granted, contract with the Professional Recovery Network who will provide quarterly reports to the Board, Dr. Gardner must provide a quarterly email to the Executive Director reporting his status and Dr. Gardner must report any and all violations of this probation to the Board no later than three days after the violation occurs. Dr. Gardner has taken and passed the Substance Abuse section of the Ethics & Boundaries Examination. **Dr. Gardner will be monitored and meet monthly with Mark Chase with the Professional Recovery Program. Reports are attached. Dr. Gardner will remain on probation until February 24, 2025.**

PRN AFTERCARE REPORT/NARRATIVE

January 31, 2023

This letter is to verify that **Todd Gardener** has complied with all the requirements outlined in the agreement he entered with PRN and subsequently approved by the Chiropractic Physicians Board of Nevada.

- This report covers **January 1, 2023, to January 31, 2023.**
- Todd's initial diagnosis was problematic alcohol usage.
- Per his treatment plan, Todd meets with me monthly for personal counseling and attends weekly peer support. Todd has maintained a positive and grateful attitude during our work together. Dr. Gardener attends AA meetings regularly and meets weekly with his sponsor.
- No psychosocial or significant stressors are concerning regarding his recovery. Todd's attitude is one of gratefulness, and it is filled with positivity about life. Todd's sister passed away last week, however, he is dealing with it in healthy manners. His sobriety is intact and he continues to keep it in the forefront of his daily life.
- The State of Nevada is handling random UAs. Todd has tested negative for all psychotropics.
- Dr. Todd Gardener is psychologically fit to practice as a medical professional.

Don't hesitate to contact me with any additional questions or concerns. I can be reached at (702) 335-9943 or prnmark@pm.me.

Best Regards,

Mark Chase

Mark Chase, MA, MBA
Doctoral Candidate-Neuropsychology
LCADC (NV 02479-I), CPC (NV CI697), CSAT-I
Clinical Program Director

PRN
7473 W Lake Mead Blvd., Suite 213
Las Vegas, NV 89128
(702) 562-1230

PRN AFTERCARE REPORT/NARRATIVE

February 28, 2023

This letter is to verify that **Todd Gardener** has complied with all the requirements outlined in the agreement he entered with PRN and subsequently approved by the Chiropractic Physicians Board of Nevada.

- This report covers **February 1, 2023**, to **February 28, 2023**.
- Todd's initial diagnosis was problematic alcohol usage.
- Per his treatment plan, Todd meets with me monthly for personal counseling and has attended all weekly peer support. Todd has maintained a positive and grateful attitude during our work together. Dr. Gardener attends AA meetings regularly and meets weekly with his sponsor.
- No psychosocial or significant stressors are concerning regarding his recovery. Todd's attitude is one of gratefulness, and it is filled with positivity about life. Todd's sister passed away last month, however, he is dealing with it in healthy manners. His sobriety is intact and he continues to keep it in the forefront of his daily life.
- The State of Nevada is handling random UAs. Todd has tested negative for all psychotropics.
- Dr. Todd Gardener is psychologically fit to practice as a medical professional.

Don't hesitate to contact me with any additional questions or concerns. I can be reached at (702) 335-9943 or prnmark@pm.me.

Best Regards,

Mark Chase

Mark Chase, MA, MBA
Doctoral Candidate-Neuropsychology
LCADC (NV 02479-I), CPC (NV CI697), CSAT-I
Clinical Program Director

PRN
7473 W Lake Mead Blvd., Suite 213
Las Vegas, NV 89128
(702) 562-1230

Deann Conroy, J.D.
dconroy@affiliatedmonitors.com

Julie Strandberg
Executive Director
Chiropractic Physicians' Board
of Nevada

Sent to: chirobd@chirobd.nv.gov

RE: **Michael Milman, D.C.**
License No.: B1618
Case No.: 20-07S

FIRST MONITORING REPORT
July – September 2023
October – December 2023

Dear Ms. Strandberg:

Michael Milman, D.C. (Dr. Milman), retained Affiliated Monitors, Inc. (AMI) to monitor his compliance with the terms of a Findings of Fact, Conclusions of Law, and Order (Order), issued by the Chiropractic Physicians' Board of Nevada (Board) with an effective date of November 9, 2020. Dr. Milman was licensed to practice chiropractic by the Board on September 12, 2016. He was also similarly licensed in the State of California.

On December 8, 2017, Dr. Milman pled guilty to and was convicted of violating California Penal Code section 550(b)(1) for submitting false or fraudulent insurance claims or statements, which is a criminal felony conviction. The underlying facts involved several medical providers and an attorney by which billing fraud was perpetrated in personal injury actions. A full administrative hearing took place and the California Administrative Law Judge (ALJ) found that the criminal felony conviction and underlying facts merited a revoked chiropractic license for Dr. Milman. The California Board adopted the ALJ decision. On February 18, 2019, Dr. Milman's California chiropractic license was revoked.

That California criminal conviction triggers violations of the Nevada Revised Statutes and the Nevada Administrative Code. Dr. Milman failed to inform the Board of the revocation of his California chiropractic license, which is an additional violation. This Board issued the Order based upon the criminal conviction and the failure to report it to the Nevada Board.

The following report sets forth an overview of the Order, which requires a review of patient care and treatment sufficient to allow the monitor to form an opinion as to whether Dr. Milman is practicing chiropractic with reasonable skill and safety to patients. I also described the methodology used in the review, the findings for the record review, and a summary with AMI's conclusions and recommendations.

[Overview of Requirements of the Order](#)

Pursuant to the Board Order, Dr. Milman's license was placed on probation for at least five years. During probation, Dr. Milman is subject to the following monitoring requirements:

- A chiropractic physician practice monitor will be appointed and will serve as the monitor throughout the probationary period.
- The practice monitor shall be provided with a copy of the Board's Order and is expected to visit Dr. Milman's practice facilities.
- The viewing of the practice sites as well as the review of fifteen, randomly-selected patient records to assure that the practice complies with all laws applicable to the practice of chiropractic in the State of Nevada.
- The practice monitor will submit quarterly reports to the Board on his or her findings.

The Orders contain other conditions, waivers, and statements of law for failure to comply.

Methodology

AMI's monitor, Ian Yamone, D.C. (Dr. Yamone) serves as the monitor in this matter. His credentials were submitted to the Board and approved. AMI proceeded with the training process for monitoring by Dr. Yamone.

Dr. Milman now resides in Nevada and is practicing at nine different sites for the franchise entitled "The Joint." It is a 100% cash-only basis for treatment. There are 11 locations in the Las Vegas valley. The company utilizes several chiropractors in the treatment of patients and has the chiropractors change locations several times during each week.

At the site visit for this review, the front office provided Dr. Yamone a list of all patients treated by Dr. Milman for the last 90 days. From that list, while on site, Dr. Yamone made random selections for each location worked. The review of the 30 EMR records occurred while Dr. Yamone was at The Joint site. This report covers two quarters' worth of reviewing records to assist in getting Dr. Milman's monitorship going.

The following report details Dr. Yamone's findings and then provides a summary and recommendations.

Monitor's Findings

Description of Patient Records

The patient records were kept in an Electronic Medical Record (EMR). The records were organized and easily searched. Record entries contained essential information about the patient, provider, and the date of service. Emergency contact information for the patient was present in the record. The EMR also contained signed HIPAA acknowledgements.

Problem and Medication Lists

The reviewed patient records included a list of any concurrent health problems. However, no information about the current status of each problem and how it was being addressed was present in the records. Only some of the records included a list of medications, including homeopathic medicines or nutritional supplements.

Nature and History of Presenting Problem

The nature and history of each patient's presenting problem or chief complaint was documented in all of the reviewed files. The records included the nature and location of the patient's presenting symptoms. The severity of symptoms, when the symptoms began, and the event which first produced the symptoms was included in the record. It also included factors which affect the symptom occurrence or the level of severity. Additionally, how each patient's symptoms affected their daily functioning was found in the patient's records. Potentially relevant patient responses to questions about the patient's symptoms were recorded.

The record contained sufficient information about any prior treatment (including home remedies) for the presenting problem. The record included an appropriate and sufficient Review of Systems (ROS) given the nature of the patient's presenting problem.

Medical History and Updates

Patient records included appropriate and sufficient information about the patient's past medical history. Relevant details, such as dates of occurrence, nature of any treatment received, and outcome or current status were captured for each past medical history event recorded. Potentially relevant negative responses to questions about the patient's past medical history were recorded. There was evidence that patient medical information was reviewed, and updates were provided.

The social history taken included information about the patient's exercise and activity level, occupational activities, and illness/injury related concerns. The availability of a support system was also documented.

There was sufficient information about the patient's family medical history, including pertinent negatives, documented in the chart. Patient history was signed by the patient who provided the information. The records demonstrated that Dr. Milman reviewed the patient history information with the patient.

Diagnostic Examination

Records documenting a description of findings derived from appropriate physical examination procedures (palpation, percussion, auscultation) were present in only approximately one-half of the reviewed files. There were no findings derived from the visual observation of the patient (problems with posture and gait) recorded in patient files. The record included performances and results of appropriate evaluation of ranges of motion. The recorded examination findings included narrative descriptions of significant details.

Evaluations that were missed included taking of vital signs, testing of reflex, and gait analysis. There was no documentation concerning the performance and results of appropriate orthopedic and neurological testing.

Assessments and Problem Formulation

Out of the 30 files reviewed, there were only two which contained appropriately documented formulation of assessments. There must be additional neurological and physical examination findings for Dr. Milman to accurately formulate assessments. The rationale in formulating assessments is not apparent in the record. Test results were not present and therefore could not be appropriately factored into an assessment. This led to instances in which significant data were overlooked in every one of the 30 reviewed files.

Treatment Plan

The reviewed treatment plans identified reasonably specific treatment goals, both long-term and short-term. While treatment plans adequately described the anatomical areas to be treated, no treatment modalities were used. There was a proposed timetable for re-evaluation of the patient's progress. There was documented evidence that patients gave informed consent to the treatment. Risks and benefits of the proposed treatment were explained to the patient.

Daily/Progress Notes and Follow-up Care

Daily notes are integrated with progress notes. They contain a description of the condition. This included recording the complaint, frequency, and pain levels. Subjective assessment tools were used. Visual observations and examination findings made by Dr. Milman were recorded. Palpatory findings and subluxations were identified.

The notes provided a sufficiently specific description of the nature of the treatment delivered. It included the duration and intensity of particular treatments. However, changes in the patient's diagnosis or prognosis were not recorded. Dr. Milman did not evaluate any of the patients at the set re-evaluation time.

Site Visit

Dr. Yamane inspected the office at the Montecito Marketplace location of "The Joint" on December 16, 2022. The address is 7120 N. Durango Street, Suite H-170, Las Vegas, Nevada. This location is within a retail space near a Smith's grocery store. The office was well maintained, modern, and clean. There were three adjustment tables situated in an open room. Dr. Milman was the only D.C. present while Dr. Yamane was there.

As part of this site visit, Dr. Yamane reviewed the following forms used at "The Joint": (1) Intake Forms – These included patient information, patient history, patient activity assessment, Terms of Acceptance, Informed Consent to Chiropractic Care, and Notice of Privacy Practices (HIPAA). The actual Intake Form itself was not viewable in the EMR; (2) Rack Card Advertisement – This included plans and pricing, information for military discount, and use of medical savings accounts; and (3) Pueblo Medical Imaging – patient information for x-rays. There is no on-site x-ray.

Summary

This is the first monitoring report by monitor Dr. Yamane concerning practitioner Dr. Michael Milman. It covers two quarters' worth of review of reports so that Dr. Milman can get going on the monitoring portion of his probation. There were delays in getting the monitor chosen and up to speed, as well as educating Dr. Milman on how this probation and monitoring process works. This report covers six months' worth of patient record reviews – from July 2022 through December 2022.

Since Dr. Milman's license to practice chiropractic was placed on probation in Nevada, he has been working at a series of sites for a franchise entitled "The Joint." His schedule is random, and he can be called to work at any of the 11 sites in the Las Vegas area. "The Joint" is on a 100% cash-only basis for chiropractic care. Therefore, Dr. Yamane could not do any review of billing since no insurance companies were billed.

The site visit to the Montecito location by Dr. Yamane showed that the office was well maintained, and he saw no irregularities. Dr. Milman was the only doctor of chiropractic working at that location on the date of the inspection.

The patient records are placed in an electronic medical record (EMR) system. It was easy to follow and to search. It included emergency contact information and a signed HIPAA acknowledgement in each file.

Problem lists included any concurrent health problems. However, no information about the current status of each problem and how it was being addressed was placed in the record.

The nature and history of each patient's presenting problem or chief complaint was documented in all of the reviewed files. The record included an appropriate and sufficient Review of Systems (ROS) given the nature of the patient's presenting problem.

There was sufficient information about the patient's family medical history, including pertinent negatives, documented in the chart. There was evidence that patient medical information was reviewed, and updates were provided.

Records documenting a description of findings derived from appropriate physical examination procedures (palpation, percussion, auscultation) were present in only approximately one-half of the reviewed files. Evaluations that were missed included taking of vital signs, testing of reflex, and gait analysis. There was no documentation concerning the performance and results of appropriate orthopedic and neurological testing.

The rationale in formulating assessments is not apparent in the record. Out of the 30 files reviewed, there were only two which contained appropriately documented formulation of assessments.

The reviewed treatment plans identified reasonably specific treatment goals, both long-term and short-term. The notes provided a sufficiently specific description of the nature of the treatment delivered. However, changes in the patient's diagnosis or prognosis were not recorded.

Dr. Yamane inspected the office at the Montecito Marketplace location of "The Joint." The office was well maintained, modern, and clean.

Recommendations

The following are recommendations in order to bring Dr. Milman's documentation closer to the standard of care for chiropractic.

1. Problem and Medication Lists – Need to add information about the current status of each problem and how it is being addressed. Be sure to include a list of medications in every patient's file.
2. Diagnostic Examination – Need to include taking of vital signs, testing of reflex, and gait analysis. Need to include documentation concerning the performance and results of appropriate orthopedic and neurological testing.
3. Assessments and Problem Formulation - There must be additional neurological and physical examination findings for Dr. Milman to accurately formulate assessments. The rationale in formulating assessments needs to be apparent in the record. Test results must be present so that it can be appropriately factored into an assessment.

4. Treatment Plan – Include information about the treatment modalities.
5. Daily/Progress Notes – Record changes in the patient’s diagnosis or prognosis.

Dr. Milman has been proactive and positive in his interactions with AMI and Dr. Yamane. He has been professional and involved in the process.

Please let me know if you have any questions or specific requests. The next report will cover the first quarter of 2023 and will be filed in April 2023.



Deann Conroy, J.D.
Compliance Solutions Manager

e-c: Michael Milman, D.O.
Ian Yamane, D.O.

CHIROPRACTIC PHYSICIANS' BOARD
Legal/Investigatory Costs

Costs Incurred		Year-To-Date Fiscal Year 2023
Advantage Group		1,349.59
Attorney General		835.37
Total		2,184.96
Costs Reimbursed	Amount Paid	Amount Owed
James Overland Jr., DC	\$ 20,320.98	\$ 26,556.38
Totals	\$ 20,320.98	\$ 26,556.38
Other Outstanding Items:	Received	Pending Transfer to Treasurer/Other
Francis Raines, DC	\$ 6,829.00	\$ 13,171.00
James Overland Jr., DC	\$ -	\$ 7,000.00
	\$ 6,829.00	\$ 20,171.00

Licensed Chiropractic Physicians'

January 2023

Hannah Hejung Gravrand, DC
Fawod Majidi, DC
Blake Michael Young, DC

February 2023

Christopher M. Colgin, DC
Kristina Harbison, DC
Michael S. Harbison, DC
Kellie Ann-Sanker Kwan, DC
Maria-Magdalena Tchernogorova, DC

March 2023

Tatianna Aspillaga, DC
Sydney Foster, DC
David Andrew Fowler, DC
Danielle Nicole Johnson, DC
Jerrold Lewis Solomon, DC
Noah Chance Banks, DC

Certified Chiropractic Assistants

February 16, 2023

70% Overall Pass Rate
CA Exam 68% Pass Rate
Law Exam 51% Pass Rate

Abrigo, Susan	Galeana, Edy	Ledesma, Emily	Salem, Christina
Biggs, Michaela	Garcia-Acuna, Mariana	Lighthouse, Hannah	Santos, Francis Jacob
Calzadilla-Eman, Briana	Gudino, Leslie	Lopez-Oliva, Melbil	Seidel, Hazel Anne
Camacho, Ethan	Harmon, JoAnna	Manuia, Joseph	Sprague, Valerie
Chavez, Erica	Hernandez Hernandez, Cindy	Martinez, Leslie	Stevens, Kyle
Cruz Lopez, Jacqueline	Hinton, Jocelyn	Martinez, Lisette	Tolentino, Emy
Dennis, Janice	Houser, Camryn	Martinez, Angelique	Valencia, Alexandrea
Erolin, Cidnie	Hurn, Neechelle	Miguel, Evelyn	Watson, Galla, Julianne
Flores, Hector	Jackson, Callie	Outhone, Cheyanne	Xander, Nicole
Gaither, Keilani	Klinger, Cynthia	Peralta, Bryan	

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 31 Financial Status Reports:**

- A. Current cash position & projections – No action.**
- B. Accounts Receivable Summary – No action.**
- C. Accounts Payable Summary – No action.**
- D. Employee Accrued Compensation – No action.**
- E. Income/Expense Actual to Budget Comparison as of February 28, 2023 – No action.**
- F. FY2024/2025 Proposed Budget – For possible action.**

RECOMMENDED MOTION: **Non-Action Item.**

PREPARED BY: **Julie Strandberg, Executive Director**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **5 minutes**

BACKGROUND INFORMATION: **Please see attached documents.**

ACTION: Approved Approved w/Modifications Denied Continued

**CHIROPRACTIC PHYSICIANS' BOARD
BANK BALANCE REPORT
As of February 28, 2023**

AGENDA ITEM 31A

CHECKING ACCOUNT	77,031.82
SAVINGS ACCOUNT	888,919.85
Paypal	3,803.60
Total Cash Balance on 2/28/2023	\$969,755.27

ACCOUNTS RECEIVABLE SUMMARY AS OF February 28, 2023

AGENDA ITEM 31B

A/R	
Fines	20,321.00
Cost Reimbursements	27,556.38
Total A/R	\$47,877.38

**ACCOUNTS PAYABLE SUMMARY
As of February 28, 2023**

AGENDA ITEM 31C

State Treasurer - Fines collected/payable	8,079.00
Total Accounts Payable	\$ 8,079.00

Extraordinary Items

AGENDA ITEM 31D

***Employee Accrued Compensation as of February 28, 2023**

	Vacation Hours	Sick-Leave Hours
Julie Standberg	33.18	1,296.47
Brett Canady	8.50	1.00

Chiropractic Physicians' Board of Nevada
Income/Expense Report To Budget - ACCRUAL BASIS
For the Period Ending February 28, 2023

AGENDA ITEM 31E

	2010 Annual Budget	Actual July 1, 2022 through Feb 28, 2023	Budget FY 06/30/23	Variance
Revenue				
License & Fees		182,748	263,941	81,194
Application & Fees		31,875	47,810	15,935
Interest/Gain Loss on Invest		474	-	(474)
Exam Fees		9,695	16,667	6,972
Reinstatement Fees		5,210	7,500	2,290
Miscellaneous		9,209	10,130	921
Reimbursement Income		(651)	7,500	8,151
TOTAL REVENUE	\$ -	238,560	353,548	114,988
Expenses				
Background Checks		6,271	9,744	3,473
Banking / Paypal Expenses		11,541	10,513	(1,028)
Dues & Registration		3,130	6,553	3,423
Equipment Repair		-	-	-
COMPUTER: Equipment/Software/Websites		13,751	16,676	2,925
Insurance		1,915	876	(1,039)
Legal & Professional		45,400	79,205	33,805
Operating Supplies		1,321	1,953	632
Printing & Copying		1,733	2,880	1,147
Postage		3,069	3,934	865
Casual Labor - Clerical		-	2,000	2,000
Personnel		-		
Office Salaries		83,260	132,885	49,625
Board Salaries		2,550	4,200	1,650
Board Meeting Expense		854	1,480	626
Workman's Compensation		(435)	1,600	2,035
Retirement - PERS		16,349	37,920	21,571
Employee Insurance - PEBP		13,670	20,075	6,405
Unemployment		184	1,000	816
Medicare		1,207	1,740	533
PTO Adjustment		(853)	-	853
Payroll Processing		86	548	462
Rent		10,083	15,216	5,133
Telephone		2,052	1,843	(209)
Travel				
In State		2,919	6,400	3,481
Out State		-	8,000	8,000
TOTAL EXPENSES	\$ -	220,054	367,241	147,187
NET INCOME	\$ -	18,505	(13,693)	(32,198)

Chiropractic Physicians' Board of Nevada
Income/Expense Report To Budget - ACCRUAL BASIS
For the Period Ending February 28, 2023

AGENDA ITEM 31E

	(Over) / Under Budget	Actual July 1, 2022 through Feb 28, 2023	Actual July 1 thru Nov 30, 2022	Variance FY23 to FY22
Revenue				
License & Fees	81,194	182,748	12,855	(169,893)
Application & Fees	15,935	31,875	18,370	(13,505)
Interest/Gain Loss on Invest	(474)	474	50	(424)
Exam Fees	6,972	9,695	4,964	(4,730)
Reinstatement Fees	2,290	5,210	875	(4,335)
Miscellaneous	921	9,209	5,609	(3,600)
Reimbursement Income	8,151	(651)	950	1,601
TOTAL REVENUE	114,988	238,560	43,673	(194,887)
Expenses				
Background Checks	3,473	6,271	5,220	(1,051)
Banking Expenses	(1,028)	11,541	2,082	(9,458)
Dues & Registration	3,423	3,130	4,000	870
Equipment Repair		-	-	-
COMPUTER: Equipment/Software/Websites	2,925	13,751	8,537	(5,214)
Insurance	(1,039)	1,915	769	(1,147)
Legal & Professional	33,805	45,400	29,139	(16,261)
Operating Supplies	632	1,321	867	(454)
Printing & Copying	1,147	1,733	1,273	(460)
Postage	865	3,069	1,591	(1,478)
Casual Labor - Clerical	2,000	-	-	-
Personnel		-	-	-
Office Salaries	49,625	83,260	51,158	(32,102)
Board Salaries	1,650	2,550	2,006	(544)
Board Meeting Expense	626	854	75	(779)
Workman's Compensation	2,035	(435)	1,115	1,550
Retirement - PERS	21,571	16,349	10,053	(6,296)
Employee Insurance - PEBP	6,405	13,670	8,323	(5,347)
Unemployment	816	184	89	(94)
Medicare	533	1,207	742	(465)
PTO Adjustment	853	(853)	-	853
Payroll Processing	462	86	16	(70)
Rent	5,133	10,083	6,061	(4,022)
Telephone	(209)	2,052	767	(1,284)
Travel		-	-	-
In State	3,481	2,919	-	(2,919)
Out State	8,000	-	3,103	3,103
TOTAL EXPENSES	147,187	220,054	136,987	(83,067)
NET INCOME	(32,198)	18,505	(93,314)	(111,819)

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA
Budget 2023/2024 and 2024/2025

31F

	7/1/23-6/30/24 FY2024 <u>2023/2024</u>	7/1/24-6/30/25 FY2025 <u>2024/2025</u>	Total 2-Yr <u>Budget</u>
Balance Forward from Previous Year	<u>719,289</u>	<u>728,145</u>	<u>1,447,434</u>
Ordinary Income/Expense			
Income			
4000 - Licensing & Renewal Fees			
4010 - Active DC License	225,000	225,000	450,000
4020 - Inactive DC License	11,250	11,250	22,500
4030 - CA Certificate	14,910	14,910	29,820
4050 - Temp DC License	1,100	1,100	2,200
4055 - New DC License	10,350	10,350	20,700
Total 4000 - Licensing & RenewalFees	<u>262,610</u>	<u>262,610</u>	<u>525,220</u>
4100 - Application Fees			
4110 - DC Application	11,000	11,000	22,000
4130 - CA Application	18,000	18,000	36,000
4150 - Preceptor Application	280	280	560
5610 - CE Fees	10,000	10,000	20,000
Total 4100 - Application Fees	<u>39,280</u>	<u>39,280</u>	<u>58,560</u>
4200 - Exam Fees			
4210 - DC Exam Fees	5,000	5,000	10,000
4230 - CA Exam Fees	9,375	9,375	18,750
Total 4200 - Exam Fees	<u>14,375</u>	<u>14,375</u>	<u>28,750</u>
4300 - Reimbursement Income	<u>15,220</u>	<u>12,000</u>	<u>27,220</u>
4400 - Reinstatement Fees	<u>1,650</u>	<u>1,875</u>	<u>3,525</u>
4600 - Miscellaneous Income			
4620 - Letter of Good Standing	250	250	500
4640 - Labels/Lists	175	175	350
4650 - Misc. (fingerprint fees)	9,600	9,600	19,200
4660 - Expedite Fee	105	105	210
Total 4600 - Miscellaneous Income	<u>10,130</u>	<u>10,130</u>	<u>20,260</u>
TOTAL INCOME	<u>343,265</u>	<u>340,270</u>	<u>663,535</u>
TOTAL INCOME PLUS RESERVE	<u>1,062,554</u>	<u>1,068,415</u>	<u>2,110,970</u>

Expense	FY2024 <u>2023/2024</u>	FY2025 <u>2024/2025</u>	Total 2-Yr <u>Budget</u>
5000 - Payroll Salaries	<u>125,505</u>	<u>126,583</u>	<u>252,088</u>
5100 - Payroll Tax Expense			
5110 - Medicare Employer Expense	1,812	1,812	3,624
5130 - NV Unemployment	276	276	552
Total 5100 - Payroll Taxes	<u>2,088</u>	<u>2,088</u>	<u>4,176</u>
5200 - Payroll Benefits			
5210 - Retirement - PERS	25,925	25,925	51,850
5220 - Health Ins - PEBP	20,856	20,856	41,712
5230 - Workman Comp Ins	815	815	1,630
Total 5200 - Payroll Benefits	<u>47,596</u>	<u>47,596</u>	<u>95,192</u>
5399 - Board Expenses			
5310 - Board Salaries	4,200	4,200	8,400
5320 - Board Meeting Expense	1,841	1,841	3,682
5399 - Board Expenses	<u>6,041</u>	<u>6,041</u>	<u>12,082</u>
5400 - Travel			
5410 - In State	6,000	6,000	12,000
5420 - Out of State	8,000	8,000	16,000
Total 5400 - Travel	<u>14,000</u>	<u>14,000</u>	<u>28,000</u>
5500 - General Administrative			
5505 - Background Checks	9,744	9,744	19,488
5510 - Rent - Board Office	14,952	15,059	30,011
5515 - Telephone	1,836	1,836	3,672
5520 - Operating Supplies	1,890	1,890	3,780
5525 - Postage	3,734	3,734	7,468
5530 - Printing/Copying	2,767	2,767	5,534
5535 - Dues/Registrations	7,029	7,029	14,059
5540 - Insurance - Genl Lia.	326	326	652
5545 - Computer - Thentia	8,799	8,799	17,598
5550 - Computer - Miscellaneous	1,426	1,426	2,852
5555 - Computer - State Server EITS	1,253	1,253	2,506
5560 - Banking Expenses	2,783	10,573	13,356
5565 - PayPal Credit Card Svc.	720	720	1,440
5570 - Casual Labor	2,000	2,000	4,000
Total 5500 - General Administrative	<u>59,259</u>	<u>67,156</u>	<u>126,415</u>

	<u>FY2024</u> <u>2023/2024</u>	<u>FY2025</u> <u>2024/2025</u>	<u>Total 2-Yr</u> <u>Budget</u>
Expense (Cont'd)			
5600 - Professional Fees			
5610 - Accounting/Audit	13,300	13,300	26,600
5650 - Prof - General Investigations	15,040	15,040	30,080
5660 - Prof-Legal	23,580	23,580	47,160
5670 - Lobbyist	24,000	36,500	60,500
Total 5600 - Professional Fees	<u>75,920</u>	<u>88,420</u>	<u>164,340</u>

EQUIPMENT PURCHASES	2,000	2,000	4,000
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TOTAL EXPENSES	332,409	353,884	686,293
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<u>RESERVE</u>	<u>728,145</u>	<u>712,531</u>	<u>1,420,677</u>
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CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 32 Correspondence – For possible action**

1. Directive to the Executive Director

- a. All agenda items should be reviewed by ED and a historical accounting of the topic / subject matter be provided in the packets sent to current board members for review. This would include any and all minutes, transcripts/recordings, handouts, electronic communication, photographs, attorney opinions or memorandums issued in the past. For Possible Action.
- b. Review all minutes from previous chiropractic board meeting listing all items the board is approving or recognizing as “physiotherapy” that is allowed under NRS and NAC 634. For Possible Action.
- c. Place all Board counsel and Attorney General opinions, memorandums, etc. on the official board website for review.

RECOMMENDED MOTION: **Non-Action Item.**

PREPARED BY: **Benjamin Lurie, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **5 minutes**

BACKGROUND INFORMATION:

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

Agenda Item 32

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 33 Public Interest Comments – No action**

This portion of the meeting is open to the public to speak on any topic and may be limited to 3 minutes

RECOMMENDED MOTION: **Non-Action item.**

PREPARED BY: **Nicole Canada, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **3 minutes per person per topic**

BACKGROUND INFORMATION:

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

AGENDA ACTION SHEET

TITLE: **Agenda Item 34** Adjournment – For possible action

RECOMMENDED MOTION: **Adjourn the meeting.**

PRESENTED BY: **Nicole Canada, DC**

MEETING DATE: **April 6, 2023**

TIME REQUIRED: **2 minutes**

BACKGROUND INFORMATION: **The meeting should be formally adjourned when all matters on the agenda have been addressed.**

ACTION: _____ Approved _____ Approved w/Modifications _____ Denied _____ Continued

Agenda Item 34