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Vice President
Jason O. Jaeger DC
Secretary-Treasurer



Geoffrey D. Lowden, DC
Member
Christian L. Augustin, Esq.
Consumer Member
Reza R. Ayazi, Esq.
Consumer Member
Julie Strandberg
Executive Director

CHIROPRACTIC PHYSICIAN'S BOARD OF NEVADA

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A meeting of the Chiropractic Physicians' Board was held on Thursday, July 10, 2025 by zoom conference.

The following Board members were present at roll call:

Benjamin S. Lurie, DC, President
Adam L. Ingles, DC, Vice President
Jason O. Jaeger, DC, Secretary-Treasurer
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.

President, Dr. Benjamin Lurie determined a quorum was present and called the meeting to order. Dr. Lurie provided the basic zoom rules and asked that if anyone is attending to receive continuing education credits to please send an email to the Executive Director and remain present in front of their camera at all times.

Dr. Jason Jaeger led those present in the Pledge of Allegiance. Dr. Adam Ingles stated the Purpose of the Board.

AGENDA

Agenda Item 1 Public Interest Comments - No action.

Dr. David Rovetti stated that he will not be in attendance for the entire meeting, but wanted to comment on agenda item 27, which is the performance reviews for the office staff. Dr. Rovetti stated that Julie and Brett are extremely good at their job, are very attentive to his requests and extremely knowledgeable and pleasant. Dr. Rovetti also referenced agenda item 21, which is the additions, deletions and revisions to NAC. Dr. Rovetti stated that when he talks to his fellow chiropractors about the CA program he receives feedback that nobody in the profession wants the CA program. Dr. Rovetti stated that if CAs are dangerous the regulations and statutes are inadequate to protect the public and does not believe that the general public likes regulations. Dr.

Rovetti asked that the Board discuss the CA program on a future agenda. Dr. Rovetti said that he will send out an email to his colleagues for them to give their input on why they do not think it's a great idea to have a CA program. Dr. Rovetti inquired whether the Governor is checking up on his request to eliminate regulations that most states do not have. Dr. Rovetti stated that only 30% of the states have CA programs and believes that the Board is well covered with the statute that says that DCs are responsible for everything that their employees do.

Dr. Overland shared that the Physical Therapy Board has a policy to waive the licensing fee for active military and veterans, and asked that the Board consider something similar. Dr. Overland also asked the board to consider implementing a retired, but active renewal fee for those DC's who are only performing PPD ratings. Dr. Overland asked that the agenda item that references the NCC and NCA Report, only reflect NCA Report going forward.

Dr. Jaeger commented on Dr. Rovetti's comments regarding the CA program, and wanted to share his experience and observations in the national chiropractic arena. The idea that the public would have an interest for or a desire to have a profession like chiropractic, specifically the certificate for chiropractic assistants is really not consistent with what I hear from the 50 states. There is a good portion of the states that do have some level of testing or certification, and frankly, the United States public looks for there to be some sort of regulation and oversight and there is an expectancy that there is a higher level of professionalism, so his experience is opposite from what Dr. Rovetti mentioned.

Agenda Item 2 Approval of agenda – For possible action.

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

Agenda Item 3 Approval of the April 10, 2025 Board Meeting Minutes - For possible action.

Dr. Jaeger moved to approve the Board meeting minutes for April 10, 2025 to include the following revisions: add Vice President to Dr. Ingles, add Secretary-Treasurer to Dr. Jaeger and revise agenda item 5 NCA/NCC Report. Dr. Lurie seconded, and the motion passed with all in favor

Agenda Item 9 Discussion and potential action regarding the Settlement Agreement and Order or potentially set a hearing in the Matter of Bennett Patterson, DC, License No. B01929, Case No. 22-19S– For possible action. (Note: The Board may go into closed session pursuant to NRS 241 to consider the character, alleged misconduct, or professional competence of Dr. Patterson).

Dr. Lurie turned the chair over to Vice President, Adam Ingles, DC. Dr. Ingles turned the matter over to Mr. Ling. Mr. Ling asked that Dr. Patterson and his counsel introduce themselves. Mr. Ling emphasized that this is a remedial Settlement Agreement and Order to address record keeping issues and summarized the findings of the investigation. Mr. Ling explained what Dr. Patterson agreed to, by way of discipline, and asked that the Board approve the Settlement Agreement and Order. Dr. Ingles asked Ms. Ellerton if she would like to make a statement and she declined. Dr. Ingles opened for Board discussion. Dr. Jaeger made a motion to accept the Settlement Agreement and Order. Mr. Augustin seconded. Dr. Ingles opened for Board discussion. Mr. Augustin asked how the records were kept and Dr. Lurie stated that they were kept in an EMR system. The motion passed with all in favor. Dr. Lurie recused himself as the investigating board member.

Agenda Item 10 Discussion and potential action regarding the Settlement Agreement and Order or potentially set a hearing in the Matter of Shannon Darrow, D.C., License No. B01852, Case No. 23-13S– For possible action. (Note: The Board may go into closed session pursuant to NRS 241 to consider the character, alleged misconduct, or professional competence of Dr. Darrow).

Dr. Lurie turned the chair over to Vice President, Adam Ingles, DC. Dr. Ingles turned the matter over to Mr. Ling. Mr. Ling asked that Dr. Darrow and her counsel introduce themselves. Mr. Ling stated that this is a companion case to the matter heard in the matter of Bennett Patterson, DC and emphasized again, that this is a remedial Settlement Agreement and Order. Mr. Ling explained that Dr. Darrow was a co-owner of the practice, where Dr. Patterson was practicing. Mr. Ling stated that this matter was based on a consumer complaint investigated by Dr. Lurie and there were records obtained based on the consumer complaint, that showed problems with Dr. Patterson's records, which he is now responsible for. Additionally, there were questions regarding billing procedures. The complainant prepaid for services by credit card and the services were subsequently billed to the patients third party insurer, which was per the policy of the facility and was built in to the patient intake form. Mr. Ling reviewed the Order and explained what Dr. Darrow agreed to in the Settlement Agreement and Order. Mr. Ling confirmed that Dr. Darrow no longer holds an active Nevada license and has no intention of practicing chiropractic. Dr. Darrow and the co-owner have a sale pending for the practice, so in the near future will no longer be registered under this Board's jurisdiction. Mr. Ling asked that the Settlement Agreement and Order be approved by the Board. Dr. Ingles asked Ms. Ellerton if she would like to make a statement and she declined. Mr. Ling stated that this was a long, cooperative investigation and negotiation to get to this point, and thanked Ms. Ellerton, her clients and Dr. Lurie for the work put into this to get to where we are today.

Dr. Ingles opened for Board discussion from the Board. Dr. Jaeger made a motion to approve the Settlement Agreement and Order. Dr. Ingles called for a second and asked if there were further questions. Dr. Ingles noted that the patient was charged upfront for care and insurance was subsequently billed, and asked if the patient was reimbursed or did the insurance pay for any of the care. Dr. Lurie stated yes to both questions, there were distribution checks made from the insurance company and during the course of the investigation those amounts were not credited back to the patient's account. Dr. Darrow confirmed that upon finding the problems, a letter was written to UMR and all transactions were reversed. Ms. Ellerton confirmed that supporting documents were produced during the investigation. Mr. Augustin asked if UMR or any other insurance company was paid back? Ms. Ellerton confirmed that the insurance companies were paid back. Dr. Ingles asked for further discussion. Mr. Ayazi seconded. Mr. Augustin stated that he will be voting no, unless it becomes more punitive. Mr. Augustin stated that there is fraud here, and is concerned that there are hundreds of people that were potentially frauded and felt that the fine should be more than \$2,500. Mr. Ling responded that he appreciated Mr. Augustin's concern, but this case was only focused on one patient and the records related to her. Mr. Ling stated that there is no evidence before us that this was a broad ranging issue and the Board has heard that when this was brought to Dr. Darrow's attention that the charges were reversed. Mr. Ling said that this is not a case where we need to be punitive, this is a remedial order intended to address a single case. Mr. Ling stated that Dr. Darrow is not licensed at this time and there is a structure in the order that has been set up if she decides to return to active practice. Mr. Ling iterated that there is a sale of the practice pending and is

expected to close within the next 30 days, so whatever risk to the public that is being perceived will not be possible. Mr. Ling stressed that the Board is only looking at the facts in this singular case and there is no evidence before the Board, nor did the investigation go into the review of hundreds of patient's records and would hope that is considered when looking at this Settlement Agreement and Order on its own terms. Mr. Ling reminded the Board to please not assume facts that are not on the record. Mr. Augustin stated that its common sense, not assuming facts. Mr. Augustin stated that it is a smart idea that Dr. Darrow is selling her practice, however the concern is that if she ever wants to come back to practice this is just one account, but a very questionable act. Dr. Darrow stated that she has zero desire to ever practice in this state ever again. Ms. Ellerton stated that based on Dr. Darrow's quick response and immediate reaction when this incident was brought to her attention, the assertions that she frauded and continued to do this kind of billing, is really pushing it. Mr. Augustin recommended that the fine be increased. Mr. Ling stated that the Settlement Agreement and Order cannot be modified, but either approved or denied. The motion passed with all in favor, with the exception of Mr. Augustin, who opposed. Dr. Lurie recused himself as the investigating board member.

Dr. Ingles turned the chair back over to Dr. Lurie.

Agenda Item 6 NCA/NCC Report – No action.

Dr. Marcia Tinberg, past president of the NCA was present and reported that the NCA and NCC have worked diligently for the previous two years to work together to create one organization, the Nevada Chiropractic Association. Initially, they agreed that there was going to be one organization, which was a real challenge. Secondly, the NCA has developed bylaws by taking the best bylaws from the NCA and the NCC, however, still have a few changes to make before filing the document with the Secretary of States office. The NCA is continuing to promote the health, strength, protection and promotion of good chiropractic in the State of Nevada as promised to the Chiropractic Physicians Board. Dr. Tinberg turned the agenda item over to the current President, Dr. Teddy Sim. Dr. Sim stated that the NCA nominated new officers, who expressed making some small changes to the bylaws, that will be agreed upon at the next meeting. Dr. Sim stated that the NCA is coming up with strategies to increase membership and are working on a new look and logo for the website. Dr. Eric Prall, Treasurer and Dr. Sim will be consolidating the accounts into one. The NCA annual conference will be held October 25-26 in Las Vegas. Last year there were 30 attendees and this year they are hoping for 60 attendees.

Dr. Sim referenced agenda items 13 and 15 and asked for an explanation of the variance for alternative pathway of a Chiropractic Assistant. Dr. Lurie explained that the revisions to the CA program will be discussed in detail during those agenda items. Dr. Tinberg stated that she participated in the Board's public workshop where the Board accepted the NCA's recommendation to use an attestation in lieu of the jurisprudence examination. Dr. Tinberg expressed that, as always, the NCA puts continuing education and training high on the list and stated that if there is an opportunity for the NCA to assist with X-Ray/Radiology training for the CA's, the NCA would be accommodating, but would need to have the number of attendees.

Dr. Jaeger recognized Dr. Tinberg and Dr. Sim for the work that they have done, and asked that the entire country be aware that what Nevada has done as a leader in the United States in taking an association, which looks out for the best interest of the public and the betterment of chiropractors and chiropractic, coming together under one roof and one voice to work together is

incredible, and hopes that the ACA and ICA have paid attention to what these two doctors and these two organizations have done. Dr. Jaeger also commented that instead of saying both organizations it will be known as the NCA. Dr. Jaeger shared that AB 511 passed unanimously through the assembly and the senate, which gave chiropractors parity with no capitation on the pay for number of treatments that a chiropractic physician can render to a Nevada resident.

Agenda Item 4 Legislative Matters – For possible action.

Mr. Musgrove with Strategies 360 was present and recapped the legislative session, indicating that 1,109 bills were introduced, 1,000 amendments were considered, 606 bills were passed by the legislature, however Governor Lombardo veto' d 87 bills, so 519 bills became law to include AB 519, which was this Board's bill. Mr. Musgrove thanked Chair Marzola for sponsoring AB 519 on the Boards behalf. Mr. Musgrove thanked the Board for their work on the preparation of the bill and presentations by Dr. Jaeger. Strategies 360 tracked approximately 17 bills that impacted mainly boards and commissions. At the direction of the Governor, the Department of Business and Industry introduced SB 78, which addressed the consolidation and elimination of a number of the Boards and Commissions. Mr. Musgrove indicated that there was a lot of opposition and many legislators felt that the bill was overreaching, so the bill did not pass. AB 601 was introduced by Assembly Minority Leader Greg Hafen to help save SB78, however did not get a hearing, so Boards and Commissions will continue status quo.

Agenda Item 5 Discussion and potential action regarding the contract for lobbyist services with Strategies 360 – For possible action.

Dr. Lurie stated that three bids were requested, however the only proposal received was from Strategies 360 and opened up discussion to continue the contract. Dr. Jaeger asked when the contract is due to start and Julie Strandberg stated that it will be effective upon approval from the Governor's Office of Finance. Dr. Jaeger made a motion to approve the contract with Strategies 360 and for the effective date to be July 1, 2025. Mr. Ayazi seconded. Julie Strandberg stated that the contract cannot be retro-active. Dr. Jaeger withdrew his initial motion and made a motion that there not be a gap in payment. Mr. Ayazi seconded. Mr. Augustin pointed out that the consideration amount be corrected from \$96.00 to \$96,000.00. The motion passed with all in favor.

Agenda Item 7 Board Counsel Report – No action.

Mr. Ling stated that he had nothing to report.

Agenda Item 11 Discussion and potential action regarding the reactivation of DC licensure for Mark Taylor, DC – For possible action.

Dr. Lurie asked that Julie Strandberg give the Board an overview of Dr. Taylor's matter. Dr. Lurie welcomed Dr. Taylor back before the Board and asked that Dr. Taylor provide a brief synopsis of his plan to get back into chiropractic in accordance with his letter, if the Board were to approve his license to active status.

Dr. Taylor stated that his plan to get back into active chiropractic practice is to pursue vacation relief and/or possibly work as an associate in a chiropractic practice. Dr. Taylor stated that he is very excited about chiropractic and has been since he became a chiropractic physician in 1991. Dr. Taylor shared that he has always kept up with his continuing education, because he loves learning and sharing his knowledge with patients and is looking forward to treating patients again and helping people get healthy.

Dr. Lurie asked if the Board had any questions. Dr. Ingles stated that at the last meeting

the Board asked that Dr. Taylor submit a plan and after reading the submitted plan it is not clear on how Dr. Taylor plans to move forward. Dr. Taylor stated that he has been in discussions with DC's, however since his license is inactive his discussions are limited. Mr. Ling reminded the Board that they have the discretion to grant, deny or place conditions upon the reactivation of Dr. Taylor's license, as appropriate and necessary under the facts or circumstances presented today. Mr. Augustin agreed with Dr. Ingles and stated that he got more out of what Dr. Taylor just shared than he did from his written plan. Mr. Augustin explained that a plan is not concrete, a plan is an objective, for example, I may do vacation relief and in time I may, also do something else. Mr. Augustin stated that he would consider approving the reactivation of Dr. Taylor's license with conditions based on his desire. Mr. Augustin stated that he would like something more concrete, so the Board understands what direction they need to go. Dr. Taylor stated that he will pursue vacation relief and if a position works out and fits well, he will let the Board know where he is practicing. Mr. Ayazi inquired about whether Dr. Taylor could work under a licensed DC who does not have any discipline or put a minimum number of hours of completion under a DC and Mr. Ling confirmed that if the Board feels that is in the interest of the public, yes. Mr. Ayazi recommended that Dr. Taylor work as an associate under a licensed DC who has been in practice for at least ten years, take SPEC and complete specific CE. Dr. Lurie stated that he understands everyone's angles, however in Dr. Taylor's case, without having a license it is very hard for him to market himself to specifically state that he is going to work for a specific doctor if he gets relicensed. Dr. Lurie wanted Dr. Taylor to realize that he had a chiropractic physician's license and he loved doing chiropractic, but he ventured off doing laser therapy, performing PRP, which is outside of the scope of chiropractic, so Dr. Lurie stated that one of the conditions will be that Dr. Taylor cannot work at a medical facility that does PRP injections. Dr. Lurie iterated that Dr. Taylor's plan is not a solid plan; however Dr. Lurie understands that it's hard to develop a plan unless you have a license to work.

Mr. Ling addressed that the current order states that any practice that Dr. Taylor goes forward with has to be within the scope of chiropractic.

Dr. Taylor clarified that even though he worked in a medical office, he stated that he was performing chiropractic as well.

Mr. Ayazi made a motion to approve the reactivation of Dr. Taylor's license with the following conditions; take and pass the SPEC, complete eight hours of ethics and boundaries within the scope of chiropractic, and that a practice monitor be installed and complete 4,000 working hours. Dr. Taylor may work in a clinic that offers PRP, stem cell, etc., but is not allowed to engage in this practice. Dr. Taylor may only practice under the scope of practice of a chiropractic physician, as an associate or vacation relief doctor. Dr. Taylor must give these conditions to his employer and the employer must sign an attestation and provide it to the Board.

Dr. Ingles seconded, and the motion passed with all in favor.

Agenda Item 17 Discussion and potential action regarding the scope of practice of Chiropractic requested by SpencerFane – For possible action

Dr. Lurie stated that this inquiry was received from SpencerFane regarding the scope of chiropractic medicine and is questioning whether a chiropractic physician can evaluate and give ratings regarding PTSD. Dr. Overland stated that he reached out to the Division of Industrial Relations, who confirmed the requirements to qualify for a rating physician as a chiropractic physician and reported that this is within the scope of the chiropractic physicians' rules and regulations, if the doctor of chiropractic has completed the course work and the required exam.

Dr. Overland stated that the NCA has been working on this issue, because prior to 2023 chiropractic physicians were only allowed to provide PPD ratings regarding musculoskeletal. The 2023 legislature passed new testing through AAEME that chiropractic physicians could use the entire book to perform ratings upon passing an exam. Effective July 2026 all chiropractic physicians must have taken the full book test and passed, otherwise they will be dropped from the rating panel.

Dr. Jaeger recommended that the response to the author of this letter be referred to the statutes. Dr. Rovetti recommended that the response mention NRS 634.013. Mr. Ling stated that SpencerFane expressed that if DCs were engaging in these ratings they were practicing medicine, which is not the case. Mr. Ling confirmed that when a patient is coming to a DC for a workers compensation rating the individual has already been diagnosed with PTSD by a neurologist. The DC is not practicing medicine, but providing a rating based on the process and statutes. Dr. Jaeger asked that it be clear that at a federal and state level that doctors of chiropractic have physician designation.

Agenda Item 12 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 22-19S (Lurie)**
Dr. Lurie stated that this complaint was heard and a Settlement Agreement was issued under Agenda Item 9.
- B. Complaint 23-12S (Lurie)**
Dr. Lurie stated that this complaint was heard and a Settlement Agreement was issued under Agenda Item 10.
- C. Complaint 23-13S (Lurie)**
Dr. Lurie stated that this complaint will remain open until further clarification and documentation is received.
- D. Complaint 23-15S (Nolle)**
Dr. Lurie stated that this case will be discussed under agenda item 14.
- E. Complaint 23-16S (Nolle)**
Dr. Lurie stated that this case will be discussed under agenda item 14.
- F. Complaint 24-01S (Jaeger)**
Dr. Jaeger stated that this complaint was reassigned from a prior board member with instruction to reach out to Mr. Ling. This is an allegation from a chiropractic physician against another chiropractic physician that they are making claims of guarantees of outcomes of care and claims that they can cure. The investigation is ongoing.
- G. Complaint 24-08S (Lurie)**
Dr. Lurie stated that this case will be heard under agenda item 8.
- H. Complaint 24-12S (Ingles)**
Dr. Ingles stated that this case is scheduled to be heard at the October 9, 2025 meeting.
- I. Complaint 24-16S (Jaeger)**
Dr. Jaeger stated that this complaint was reassigned from a prior board member. Dr. Jaeger stated that he had communicated with the complainant who is a chiropractic physician as well as the chiropractic physician who the complaint was filed against.

The chiropractic physician indicated that the practice has sold, so Dr. Jaeger is working with the DC to find out who the custodian of records is and will report at the next board meeting.

J. Complaint 24-18S (Jaeger)

Dr. Jaeger stated that the Advantage Group is involved and based on the complaint will take some time as there is a lot to unpack.

K. Complaint 24-21S (Augustin)

Mr. Augustin stated that there was an allegation that the DC was practicing without a license. Mr. Augustin stated that he will reach out to Mr. Ling to determine what needs to be done based on the completed investigation.

L. Complaint 24-33N (Lurie)

Dr. Lurie stated that he is in receipt of the patient records and the self-inspection report from the DCs with the exception of one. The interview process has begun and he will have additional information at the next Board meeting.

M. Complaint 24-34N (Lurie)

Dr. Lurie stated that he is in receipt of the patient records and the self-inspection report from the DCs with the exception of one. The interview process has begun and he will have additional information at the next Board meeting.

N. Complaint 24-35N (Lurie)

Dr. Lurie stated that he is in receipt of the patient records and the self-inspection report from the DCs with the exception of one. The interview process has begun and he will have additional information at the next Board meeting.

O. Complaint 24-36N (Lurie)

Dr. Lurie stated that he is in receipt of the patient records and the self-inspection report from the DCs with the exception of one. The interview process has begun and he will have additional information at the next Board meeting.

P. Complaint 24-37N (Lurie)

Dr. Lurie stated that he is in receipt of the patient records and the self-inspection report from the DCs with the exception of one. The interview process has begun and he will have additional information at the next Board meeting.

Q. Complaint 24-38N (Lurie)

Dr. Lurie stated that he is in receipt of the patient records and the self-inspection report from the DCs with the exception of one. The interview process has begun and he will have additional information at the next Board meeting.

R. Complaint 24-40S (Lowden)

This agenda item was tabled since Dr. Lowden was not in attendance.

S. Complaint 24-41S (Augustin)

Mr. Augustin stated that there was an allegation that the DC was practicing without a license. Mr. Augustin stated that he will reach out to Mr. Ling to determine what needs to be done based on the completed investigation.

T. Complaint 25-04S (Jaeger)

Dr. Jaeger stated that the complainant was treated for automobile accident-related injuries and filed the complaint after care was complete, asking that their bill be waived, however since the Board does not get involved with fee disputes, Dr. Jaeger recommended that this complaint be dismissed. Dr. Ingles made a motion to dismiss complaint 25-04S. Mr. Ayazi seconded, and the motion passed with all in

- favor. Dr. Jaeger recused himself as the investigating board member.
- U. Complaint 25-07S (Lowden)**
This agenda item was tabled since Dr. Lowden was not in attendance.
- V. Complaint 25-13N (Ingles)**
Dr. Ingles stated that the advantage group is currently investigating this complaint. Dr. Ingles will provide more information at the next meeting.
- W. Complaint 25-14N (Ingles)**
Dr. Ingles stated that this complaint was against two DC's working in the same practice. The complainant sought care with a DC for 20 years, who since retired. He then visited a different clinic and was very adamant about how he wanted to be adjusted. Dr. Ingles stated that he spoke with the DC's and didn't find any wrongdoing. They tried to give the complainant the care he was seeking and ultimately he paid for a package of eight visits and it wasn't until he completed the treatments that he indicated that the care didn't help him and wanted his money back. Dr. Ingles explained that the Board does not get into financial issues, and recommended that they reach out to the practice. Dr. Ingles recommended that this complaint be dismissed. Dr. Jaeger made a motion to dismiss complaint 25-14N. Mr. Ayazi seconded, and the motion passed with all in favor. Dr. Ingles recused himself as the investigating board member.
- X. Complaint 25-15S (Jaeger)**
Dr. Jaeger stated that Complaint 25-15S and 25-16S were filed by the same Nevada DC against two separate Nevada DC's and companies. Despite the parties, the complaints were made against, the allegations were the same and do not appear to violate NRS 634 or NAC 634. Dr. Jaeger noted that the complainant was an employee and recommended that both complaints be dismissed with instruction to the complainant, referring them to the appropriate agency best suited for employee-employer relation complaints. Dr. Lurie made a motion to dismiss complaint 25-15S. Mr. Ayazi seconded and the motion passed with all in favor. Dr. Jaeger recused himself as the investigating board member.
- Y. Complaint 25-16S (Jaeger)**
Please refer to the minutes under Complaint 25-15S
- Z. Complaint 25-17S (Lurie)**
Dr. Lurie stated that this was an anonymous complaint, which makes it difficult to gather records or billing to conduct an effective investigation. The DC has been practicing for over 40 years, performing kinesiology and based on the complainant's description they were disappointed with this technique. Dr. Lurie recommended that this complaint be dismissed. Dr. Jaeger made a motion to dismiss complaint 25-17S. Mr. Augustin seconded, and the motion passed with all in favor. Dr. Ingles recused himself as the investigating board member.
- AA. Complaint 25-18S (Lurie)**
Dr. Lurie stated that this complaint came in as a fee dispute on a personal injury case. Dr. Lurie advised that the DC talk to the attorney and ask the attorney to go back to their client. The complainant then sent a letter to the Board asking to withdraw their complaint based on a misunderstanding. Dr. Lurie recommended that this complaint be dismissed. Mr. Ayazi made a motion to dismiss complaint 25-18S. Dr. Jaeger seconded, and the motion passed with all in favor. Dr. Lurie recused himself as the

investigating board member.

BB. Complaint 25-20S (Lowden)

This agenda item was tabled since Dr. Lowden was not in attendance.

CC. Complaint 25-21S (Augustin)

Mr. Augustin stated that the complainant shared a social media post but was unrelated to practice. Mr. Augustin will discuss with Mr. Ling and report to the next board meeting.

DD. Complaint 25-22S (Augustin)

Mr. Augustin stated that the complainant shared a social media post but was unrelated to practice. Mr. Augustin will discuss with Mr. Ling and report to the next board meeting.

EE. Complaint 25-23S (Jaeger)

Dr. Jaeger stated that this complainant alleged an issue with pre-payment fees and the investigation is ongoing.

FF. Complaint 25-24S (Augustin)

Mr. Augustin stated that the complainant shared a social media post but was unrelated to practice. Mr. Augustin will discuss with Mr. Ling and report to the next board meeting.

GG. Complaint 25-25S (Lurie)

Dr. Lurie stated that the receipt of the patient records is pending and will provide an update at the next board meeting.

HH. Complaint 25-26S (Lurie)

Dr. Lurie stated that this is an anonymous complaint specifically targeting two DC's who perform PPD ratings in different locations throughout Nevada. Dr. Lurie stated that complaints were also filed directly to the Division of Industrial Relations. Dr. Lurie expressed caution, because there are professionals attacking other professionals for what seems to be due to lack of education of the law. Dr. Lurie recommended that this complaint be dismissed. Dr. Jaeger made a motion to dismiss complaint 25-26S. Mr. Ayazi seconded, and the motion passed with all in favor. Dr. Lurie recused himself as the investigating board member.

II. Complaint 25-27N (Ingles)

Dr. Ingles stated that the complainant alleged inappropriate touching and just received the patient's records. Dr. Ingles asked if he could have a discussion with the Board regarding informed consent. Dr. Ingles asked, "when are you completely covered under informed consent?" Dr. Lurie stated that the Board has received a number of complaints regarding inappropriate touching, which is tough based on the nature of chiropractic, although it may be that the DC is not explaining how they will be adjusting. Dr. Lurie commented that the DC be referred to their malpractice carrier to confirm what they expect to see on an informed consent. Mr. Ling stated that he will work with Dr. Ingles and mentioned that the issue will turn on the language in the informed consent. The general-purpose informed consent allows the DC to treat the patient, but if the DC is at all leery about touching the patient where it may draw attention, the DC may want a second informed consent disclosing specifics, for example, I will be performing this particular manipulation and it will be on this area of the body.

JJ. Complaint 25-28S (Jaeger)

Dr. Jaeger stated that there has been a lot of involvement and there is an action plan in place. The investigation is ongoing.

KK. Complaint 25-29S (Ingles)

Dr. Ingles stated that this is a new complaint and the patient's records are pending.

LL. Complaint 25-30N (Lowden)

This agenda item was tabled since Dr. Lowden was not in attendance.

Mr. Ling commended the Boards actions today for clearing up 2022 and 2023 cases, which leaves the pending cases no more than 1 ½ years old.

Agenda Item 8 Discussion and potential action regarding the Settlement Agreement and Order in the Matter of David Lewis, DC, License No. B00743, Case No. 24-08S– For possible action. (Note: The Board may go into closed session pursuant to NRS 241 to consider the character, alleged misconduct, or professional competence of Dr. Lewis).

Dr. Lurie welcomed Dr. Lewis and thanked him for being cooperative throughout the investigative process. Dr. Lurie turned the chair over to Dr. Ingles. Dr. Ingles turned the matter over to Mr. Ling. Mr. Ling explained that the Board received a consumer complaint that Dr. Lewis was employing persons performing chiropractic assistant duties, who were not registered with the Board. Following the investigation, the allegations were found to be true. Mr. Ling iterated that Dr. Lewis was very cooperative and conceived that he had done this and got the CAs registered immediately. Mr. Ling explained what Dr. Lewis agreed to, by way of discipline, and asked that the Board approve the remedial Settlement Agreement and Order. Dr. Ingles asked if Dr. Lewis would like to make a statement and he shared that one CA has since surrendered their position, however the remaining CA will be taking the exam. Dr. Jaeger made a motion to approve the Settlement Agreement and Order. Mr. Ayazi seconded, and the motion passed with all in favor. Dr. Lurie recused himself as the investigating board member.

Agenda Item 13 Discussion and potential action regarding the request for variance or alternative pathway for Chiropractic Assistants – For possible action

Dr. Lurie stated that the chiropractic assistant who originally submitted this request withdrew, however Dr. Lurie felt it was important to address the request. Dr. Lurie stated that the CA is requesting to perform DEXA scan from a mobile unit. Dr. Lurie iterated that a CA can only perform duties under the direct supervision from a DC. Dr. Lurie asked if there was any discussion and there was none.

Agenda Item 14 Discussion and potential action regarding setting the hearing in the matter of Dr. Nicole Harmel (Canada) – For possible action.

Mr. Ling stated that there are two cases and the Notice of Charges have been served, so a hearing needs to be set. Mr. Ling stated that under statute there are three options, either hear the case before the Board, before a panel or before a hearing officer. Mr. Ling felt that since everyone currently sitting on this Board served with Dr. Harmel (Canada) with the exception of Dr. Lowden, the case be heard before a hearing officer. Dr. Lurie made a motion that a hearing officer and Dr. Lowden as a representative of the chiropractic profession hear the case, however if Dr. Lowden has a conflict, the case be heard by the hearing officer to make the ruling and discipline. Mr. Ayazi seconded. Dr. Lurie commented that if the hearing officer is not familiar with the disciplinary

procedures followed by the Board, how will they know what to impose? Mr. Ling noted that consistency will still exist, because Julie Strandberg will be involved to disclose past matters similar to this case. The motion passed with all in favor.

Agenda Item 15 Discussion and potential action regarding the chiropractic assistant program and the X-ray examination – For possible action.

Dr. Lurie stated that AB 513 passed, which eliminated the examinations for chiropractic assistants. Dr. Lurie asked how many CA applications are currently pending and Julie Strandberg stated that there are 117. Dr. Lurie stated that all applications submitted prior to October 1, 2025 will be processed under the existing rules and regulations. Dr. Lurie explained that there will be two pathways for a chiropractic assistant. A CA who will not perform X-Ray/Radiology will not be required to take an exam, but will sign an attestation that they have read and understand the laws. A CA who will perform X-Ray/Radiology will be required to take an X-Ray/Radiology exam. The Board will need to decide if Board staff will continue administering the exam or if it will be passed to the NBCE. Dr. Lurie stated that the Board needs to decide on the abbreviations, for example CA-P for Chiropractic Assistant with Physiotherapy and CA-P-R for Chiropractic Assistant with Physiotherapy and Radiology. Dr. Lurie stated that those Chiropractic Assistants that are currently registered will be grandfathered in, so a new certificate will need to be issued to reflect CA-P-R. Mr. Ling confirmed that the effective date is disclosed in the bill, which is October 1, 2025, so existing applications must follow the old regime and applications received after October 1, 2025 will follow the new regime. Dr. Lurie and Dr. Jaeger expressed concern that CAs could withdraw their application and reapply to avoid the exam.

Dr. Lurie made a motion that all applications currently in the queue and applications that are submitted up to September 30, 2025 will fall under the existing testing requirements. Dr. Jaeger seconded, and the motion passed with all in favor.

Dr. Lurie confirmed with Dr. Jaeger that the NBCE has the ability to offer an open book exam and asked, if the radiology exam should be turned over the NBCE or keep the exam in-house?

Dr. Lurie made a motion that the X-Ray/Radiology examination be turned over to the NBCE to administer. Dr. Jaeger seconded, and the motion passed with all in favor.

Agenda Item 16 Discussion and potential action regarding the DC Examination – For possible action.

Dr. Lurie stated that the DC jurisprudence examination was also eliminated with the passing of AB 513, however, the jurisprudence examination will be required for applicants who applied prior to October 1, 2025. Applications received after September 30, 2025 will not be required to take the jurisprudence examination, but will sign an attestation that they have read, understand and will abide by the provisions of NRS 634, NAC 634 and NRS 629.

Dr. Lurie stated that the jurisprudence exam would still exist for disciplinary cases and asked whether the Board should keep the exam in-house or turn it over to the NBCE. Dr. Jaeger recommended that the exam be turned over to the NBCE for a more polished test. Mr. Augustin expressed the importance of using people who are educated in writing test questions that are tested and evaluated year after year.

Dr. Lurie made a motion that effective October 1, 2025 the DC jurisprudence exam will be turned over to the NBCE. Mr. Ayazi seconded, and the motion passed with all in favor.

Agenda Item 18 Discussion and potential action regarding adjusting techniques – For possible action.

Dr. Lurie stated that there are a number of videos on social media that show DC's using techniques that may not have been learned through the chiropractic curriculum. Dr. Lurie stated that the Board received an inquiry from a DC, specifically asking if DCs can perform the, "ring dinger." Dr. Lurie asked, "what does the profession look at as far as adjusting techniques?" Dr. Lurie referenced core techniques that are taught through chiropractic colleges and tested on by the National Board, or diversified, which encompasses a myriad of techniques that may or may not be taught in the chiropractic curriculum or education on the clinical side or refer the DC to their malpractice carrier for guidance with respect to techniques not taught in a chiropractic college. Dr. Jaeger stated that as the Board takes a position on this, the Board should have further dialogue about if the technique is part of the core curriculum, if the technique is elective curriculum or if the technique needs to be taught at a majority or 2/3. Dr. Lurie stated that he would include electives as part of the core curriculum.

Dr. Lurie mentioned that the National Board tests on technique, so are the techniques based on 2/3 majority of what is taught in chiropractic colleges or are techniques taken from each college and incorporated into the exam? Mr. Ling stated that as a matter of law, the Board does not get into that. Mr. Ling agreed with the advice, to speak with the malpractice insurance carrier and/or what the DC would be allowed to do pursuant to the Board. Mr. Ling stated that if a DC performs the ring dinger, for example, and the patient files a complaint, the Board would investigate to determine whether the technique is within the standard of care.

Dr. Jaeger confirmed with the NBCE that their examinations do not refer to diversified in any case whatsoever. The techniques must be taught in the majority of chiropractic programs and the NBCE does not test on instrument adjusting or any prone or drop techniques.

Mr. Augustin stated that this is concerning, the optics are awful, and there is poor judgement being used. Dr. Jaeger agreed with Mr. Augustin that the optics are terrible, as we talk about being designated as physicians and then turn around and do carnival show stuff.

Agenda Item 19 Discussion and potential action regarding the use of social media – For possible action.

Dr. Lurie referred to the marketing on social media by chiropractic physicians who may be putting patients on their social media without the patients consent. Dr. Lurie stated that if a DC is going to put a patient on their social media they must have the patient's permission to film them and include on social media. Mr. Ling stated as a matter of law our present regulation is a prohibition on testimonials or endorsements, but does not address this issue specifically. Mr. Ling stated that he doesn't think that the Board needs to add to regulations, because without consent there is a HIPPA violation. Mr. Ling stated that the newsletter needs to communicate that DCs cannot put their patients on social media unless a consent has been signed by the patient. Mr. Augustin agreed with Mr. Ling and stated that DCs be made aware that they are putting themselves at risk without obtaining consent.

Agenda Item 20 Discussion and potential action regarding chiropractic physician's treating in attorney's offices – For possible action.

Dr. Lurie stated that DC's have reached out inquiring about social media as DC's who do workers' compensation-PPD's, IME's, personal injury and DC's do interact with attorneys in the State of Nevada and some DCs are holding lunch lectures. Dr. Lurie shared that it has been

brought to his attention that DCs are posting themselves adjusting employees of a law firm or other businesses on line being adjusted and it is not known if a proper examination was done or history was completed. Dr. Lurie, stated that the question is, how do we look at these situations? Does the Board look at it like the DC is treating the patient and they are the DC of record or does the Board look at it like an educational setting or wellness clinic? Mr. Augustin stated that it seems that there is poor judgement being used. Dr. Jaeger agreed with Mr. Augustin that the optics are terrible, as we talk about being designated as physicians and then turn around and do carnival show stuff. Dr. Lurie stated that the Board needs to work with the NCA to get the message out.

Agenda Item 21 Consideration of potential additions, deletions, and/or amendments to NRS 634 and NAC 634 – For possible action.

- A. NAC 634.119
- B. NAC 634.240
- C. NAC 634.305
- D. NAC 634.320
- E. NAC 634.330
- F. NAC 634.339
- G. NAC 634.385(3) (8) (11)
- H. NAC 634.460(6)
- I. Addition of language to require CAs to take CPR and allow DC's and CAs to obtain CE for take a CPR course.
- J. Addition of language to accept the Recognized Chiropractic Specialty Program (RCSP)
- K. Pre-paid plans and issuing refunds for services not rendered
- L. Potential amendments to NAC 634.3475(1)(f), NAC 634.430(1)(a) and (n), and NAC 634.430(c) and (d), to clarify or set parameters for when such conduct might be allowed or disallowed

Dr. Lurie stated that this is an ongoing list and asked if anyone had anything to add or delete.

Agenda Item 22 FCLB/NBCE Matters – For possible action.

- A. **Review of FCLB's 97th Annual Educational Congress, St. Louis, MO April 30-May 5, 2025**
Julie Strandberg stated that the FCLB conference was informative and the speakers were very beneficial. Dr. Jaeger shared that when he ran for District IV, he ran on trans parity and term limits and after two years of work the NBCE has been able to instill no nonsense term limits. Mr. Ayazi agreed that it was a good meeting and was surprised by other states laws and enjoyed the CBLAC organization.
- B. **FCLB District Meeting – Omaha, NE September 25-28, 2025**
Dr. Lurie stated that he plans to be in attendance and asked if there were any other Board members that would like to attend and there was no interest. Dr. Jaeger stated that he would be in attendance on behalf of the NBCE. Julie Strandberg stated that she would be attending as well.
- C. **Other FCLB/NBCE matters.**
There were no other matters discussed.

Agenda Item 23 Committee Reports

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

Dr. Ingles stated that the Board continues to get a number of continuing education applications. Dr. Lurie shared that the Parker Seminar reports that certain courses are approved, however some of the courses that he took are still under review with the Arizona Board. Dr. Lurie stated that Parker puts it out there that the CE is solidified, but the certificate reports that there are certain hours that are pending discussion with the Board.

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

Dr. Jaeger stated that the legislative session was successful, however the request to change the licensee's renewal date to their birth month was removed, and suggested we may want to look at that at a future session.

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

Dr. Ingles stated that the Board continues to receive preceptor applications and it's good to see new doctors coming to Nevada.

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

Dr. Lowden was not present to report.

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.

Julie Strandberg provided a summary of the executive director 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. Budget to Actual at May 30, 2025 – No action.

F. Income/Expense Actual to Budget Comparison as of May 30, 2025 – No action.

Julie Strandberg provided a summary of the financial reports

G. Final FY26/27 Budget – For possible action.

Julie Strandberg stated that the budget is attached, however there are some discrepancies, so the budget will be revised and presented at the next meeting.

Agenda Item 26 Discussion and potential action regarding the Board office lease – For possible action.

Julie Strandberg stated that the Board lease expires on October 31, 2025 and explained that a representative from the Governor's Office visited the Board office and recommended that we move to a building located in South Reno, because the current location is in a dangerous area. I explained that I have worked in this location for 10 years without issue, so he indicated that they would renew our lease for two more years. I am trying to find a smaller space, however there does not seem to be anything available at this time.

Dr. Lurie made a motion that the Board remain in its current location. Dr. Jaeger seconded, and the motion passed with all in favor.

Agenda Item 27 Discussion and potential action regarding the annual review for Ms. Brett Canady and Julie Strandberg – For possible action.

Dr. Jaeger summarized the positive evaluations provided by the Board members for Julie Strandberg. Dr. Jaeger made a motion that Julie Strandberg receive a 10% increase. Dr. Ingles seconded, and the motion passed with all in favor.

Julie Strandberg summarized the evaluation for Ms. Brett Canady and recommended a 10% increase. Dr. Lurie made a motion to approve the 10% increase. Mr. Ayazi seconded, and the motion passed with all in favor.

Agenda Item 28 Board Member Comments – No action.

Dr. Lurie wished Dr. Lowden well. Dr. Lurie mentioned that if Board members receive inquiries to forward them to Julie Strandberg to ensure the same message is being communicated across the profession and to the public.

Agenda Item 29 Public Interest Comments – No action.

Dr. Rovetti confirmed that after October 1, 2025 chiropractic assistants will not have to take a test. Dr. Rovetti asked, “how watered down can you go with the CA program?” Dr. Jaeger iterated that the Board has eased the pathway, which follows the Governor’s directive and the trends in the United States, but certifying lets the Board regulate the CAs. It’s important that if a CA violates the rules and regulations that the Board have the authority to discipline the CA. Dr. Rovetti indicated that if anything goes wrong it is the responsibility of the DC. Dr. Rovetti referred to the Governor’s Executive Order, which stated that if the program is in more than half the states, the program should be eliminated. Dr. Ingles referenced the requirement that CA’s must be tested on X-Ray. Dr. Lurie stated that this agenda item is for public comments, so no discussion should be taken. If further discussion is needed please add the topic to the agenda for discussion.

Agenda Item 30 Adjournment – For possible action.

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

October 9, 2025



Jason O. Jaeger, DC
Secretary-Treasurer