

NORTH DAKOTA STATE BOARD OF CHIROPRACTIC EXAMINERS

Minutes of the Special Meeting of the North Dakota State Board of Chiropractic Examiners held April 10, 2019 at the North Dakota Heritage Center, Bismarck, ND and Wells Fargo Bank, Grafton, ND.

Call to Order: Dr. Dion Ficek called the meeting to order at 1:00 PM CST.

Roll Call: Those present via teleconference included, Dr. Dion Ficek, Dr. Michael Remmick, Dr. Eric Froehling, and Dr. Kent Yohe. Assistant Attorney General Ms. Allyson Hicks was present at the designated location in Bismarck, ND and Executive Director Lisa Blanchard was present at the designated location in Grafton, ND. Absent: Dr. Steven Pederson

Public: There was no public present at either designated meeting location.

Reading of the Mission Statement: Dr. Ficek.

Agenda:

Dr. Chad Isaak. All members of the Board are aware of the criminal charges brought against Dr. Isaak stemming from the incident that occurred on April 1, 2019. Dr. Ficek asked Ms. Hicks to explain the options available to the Board.

A motion was made by Dr. Froehling, seconded by Dr. Yohe, to initiate a Board complaint against Dr. Isaak (license #779) for violation of N.D.C.C. § 43-06-15(1)(e) and N.D.A.C. 17-03-01-01(9) based upon the criminal charges, underlying facts, and documents in #30-2019-CR-00326. A roll call vote was taken with all members voting in the affirmative (4-0-1; Pederson absent). Motion passed.

A motion was made by Dr. Yohe, seconded by Dr. Remmick to issue a Settlement Agreement to Dr. Isaak based on the information and violations in the disciplinary complaint. Terms of the Settlement Agreement will include: temporary suspension of Dr. Isaak's license pending the resolution of the criminal case; automatic revocation of the license without administrative hearing if found guilty, pleads guilty, or pleads nolo contendere of any charge relating to the underlying facts of Case No. 30-2019-CR-00326; the Board reserves the right to add or amend the disciplinary violations based upon the outcome of the criminal case; if the chiropractic license is not renewed upon expiration, the Settlement Agreement remains active, pending the resolution of the criminal case, to allow the Board to take retroactive action against the license.

A motion was made by Dr. Remmick, seconded by Dr. Froehling, to amend the motion to strikeout temporary suspension and replace with suspension. A roll call vote was taken with all members voting in the affirmative (4-0-1; Pederson absent). Motion passed.

A roll call vote was taken on the amended motion with all members voting in the affirmative (4-0-1; Pederson absent). Motion passed.

Adjourn: A motion was made by Dr. Remmick, second by Dr. Froehling, to adjourn the meeting. Motion passed. The meeting ended at 1:36 PM CST.

The next board meeting is scheduled for July 10, 2019 in Bismarck, ND.

These minutes were prepared by Lisa Blanchard, Executive Director, for signature by Dr. Eric Froehling, Secretary.

Eric Froehling, D.C., Secretary

Date