



NORTH DAKOTA STATE BOARD OF CHIROPRACTIC EXAMINERS

Minutes of the Special Meeting of the North Dakota State Board of Chiropractic Examiners held January 8, 2020 at the Wells Fargo Bank, Grafton, ND.

Call to Order: Dr. Dion Ficek called the meeting to order at 12:30 PM CST.

Roll Call: Those present via teleconference included, Dr. Dion Ficek, Dr. Michael Remmick, Dr. Eric Froehling, Dr. Kent Yohe, Ms. Christa Mellum, Assistant Attorney General Ms. Allyson Hicks, and Assistant Attorney General Mr. Nathan Svihovec. Executive Director Lisa Blanchard was present in the designated meeting location. Dr. Pederson was absent at the roll call but joined at approximately 12:35 PM CST. Public: There was no public present.

Reading of the Mission Statement: Dr. Ficek.

As this was a special meeting, no additions to the agenda were permitted.

Agenda:

Freedom Chiropractic/Dr. Schmitz. A motion was made by Dr. Froehling, second by Dr. Yohe, to move to Executive session for N.D.C.C. 44-04-19.1(1) Attorney Work Product; N.D.C.C. 44-04-19.1(2) Attorney Consultation & N.D.C.C. 44-04-19.1(3) Active Investigatory Work Product. A roll call vote was taken with all present members (Dr. Pederson absent) voting in the affirmative (5-0-1). Motion passed. [*Dr. Pederson joins.*] The Executive Session began at 12:36 PM CST and the roll was taken with all board members, Ms. Hicks, Mr. Svihovec, and Ms. Blanchard in attendance. The Executive Session was recorded as required by law. Mr. Svihovec disconnected from the conference call/executive session at 1:27 PM CST. Dr. Yohe disconnected from the conference call/executive session at 1:31 PM CST. A motion was made by Dr. Froehling, second by Dr. Remmick, to return to open meeting. A roll call vote was taken with all present members (Dr. Yohe absent) voting in the affirmative (5-0-1). Motion passed. The meeting was re-opened at 1:36 PM CST and the public was invited to return.

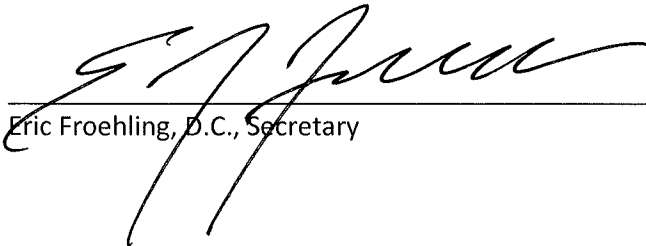
Board Member Mellum Conflict of Interest. Ms. Mellum reported on her potential conflict of interest in the Freedom Chiropractic/Dr. Schmitz case due to previous business arrangements between her husband and herself and Dr. Schmitz/Freedom Chiropractic. A motion was made by Dr. Remmick, second by Dr. Pederson, to accept Ms. Mellum's conflict and have her abstain from voting on all items related to the Freedom Chiropractic/Dr. Schmitz case. A roll call vote was taken with Ficek, Remmick, Froehling, and Pederson voting in the affirmative; Yohe absent; and Mellum abstaining (4-0-1-1). Motion Passed.

A motion was made by Dr. Remmick, second by Dr. Froehling, to proceed as discussed in the executive session. A roll call vote was taken with Ficek, Remmick, Froehling, and Pederson voting in the affirmative; Yohe absent; and Mellum abstaining (4-0-1-1). Motion Passed.

Per Diem. A motion was made by Dr. Froehling, second by Dr. Pederson, to pay a ¼ per diem payment (\$62.50) for this meeting. A roll call vote was taken with all present members (Yohe absent) voting in the affirmative (5-0-1). Motion passed.

Adjourn: A motion was made by Dr. Pederson, second by Dr. Remmick, to adjourn the meeting. Motion passed. The conference call ended at 1:45 PM CST.

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


Eric Froehling, D.C., Secretary

11/17/20
Date