



NORTH DAKOTA BOARD OF CHIROPRACTIC EXAMINERS

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Minutes of the Special Meeting of the North Dakota State Board of Chiropractic Examiners held August 18, 2021 via Conference Call, Grafton, ND.

Call to Order: Dr. Dion Ficek called the meeting to order at 12:15 PM CST.

Roll Call: Those present via teleconference included Dr. Ficek, Dr. Remmick, Dr. Froehling, Dr. Yohe, Dr. Ten Broek, Ms. Mellum, Assistant Attorney General Ms. Allyson Hicks, and Executive Director Lisa Blanchard. Absent: Ms. Botz. Public: There were public attendees on the conference call.

Reading of the Mission Statement: Dr. Ficek

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

Cases:

Dr. Remmick, Vice President, takes over the meeting. Dr. Ficek recused.

Dr. Mason (Pokorny) Custer (#2020-04): A motion was made by Dr. Froehling, second by Dr. Yohe, to move to Executive Session to discuss this case. The legal authority for this executive session is N.D.C.C. Section 44-04-19.2(1) Closed or Confidential records; and N.D.C.C. Section 43-06-15(6) Medical or psychological information is not public record. A roll call vote was taken with Remmick, Froehling, Yohe, Ten Broek, and Mellum voting in the affirmative. Ficek abstaining; Botz absent. (5-0-1-1) Motion passed. The Executive Session began at 12:23 PM CST. The roll was taken with Dr. Remmick, Dr. Froehling, Dr. Yohe, Dr. Ten Broek, Ms. Mellum, Dr. Ficek, Ms. Hicks, and Ms. Blanchard in attendance. The Executive Session was recorded as required by law. A motion was made by Dr. Yohe, second by Ms. Mellum, to adjourn the executive session and to return to open meeting. A roll call vote was taken with Remmick, Froehling, Yohe, Ten Broek, and Mellum voting in the affirmative. Ficek abstaining; Botz absent. (5-0-1-1) Motion passed.

The meeting/teleconference was re-opened at 12:28 PM CST.

A discussion was held regarding the options Ms. Hicks presented for consideration based upon Dr. Custer's delay of cooperation to the Board's previous request. A motion was made by Dr. Froehling, second by Dr. Ten Broek, to have Ms. Hicks send a letter to Dr. Custer notifying him that based on N.D.C.C. 43-06-15(1)(I), without cooperation to the board's previous request, the Board will consider their options for the application for license renewal at a special meeting when the completed renewal is received. A roll call vote was taken with Remmick, Froehling, Yohe, Ten Broek, and Mellum voting in the affirmative. Ficek abstaining; Botz absent. (5-0-1-1) Motion passed.

Dr. Chantel Pokorny (#2021-02). A response to the Board's request was received. The board members felt Dr. Pokorny did not directly answer the questions asked in their original request. A motion was made by Dr. Yohe, second by Dr. Froehling, to have Ms. Hicks send a follow-up letter to Dr. Pokorny asking her to address the questions asked and to have the response to the Board by September 1, 2021. A roll call vote

was taken with Remmick, Froehling, Yohe, Ten Broek, and Mellum voting in the affirmative. Ficek abstaining; Botz absent. (5-0-1-1) Motion passed.

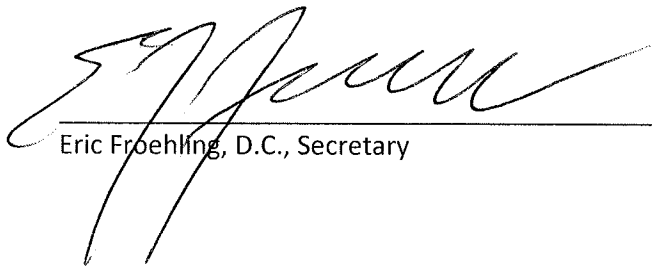
Dr. Ficek takes over the meeting.

Dr. Millage (#2019-01). Ms. Hicks drafted an order for Board approval. A motion was made by Dr. Yohe, second by Dr. Froehling, to approve the order as drafted. A roll call vote was taken with Ficek, Remmick, Froehling, Yohe, Ten Broek, and Mellum voting in the affirmative. Botz absent. (6-0-1) Motion passed.

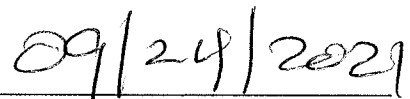
Per Diem. A motion was made by Dr. Froehling, second by Dr. Yohe, to pay a ¼ per diem payment (\$62.50) for this meeting. A roll call vote was taken with Ficek, Remmick, Froehling, Yohe, Ten Broek, and Mellum voting in the affirmative. Botz absent. (6-0-1) Motion passed.

Adjourn: A motion was made by Dr. Ten Broek, second by Dr. Yohe, to adjourn the meeting. Motion passed. The meeting ended at 12:43 PM CST.

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



Eric Froehling, D.C., Secretary



Date