



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 September 11, 2024 via Zoom.

Call to Order: Dr. Sheri Ten Broek called the meeting to order at 12:01 PM CST.

Roll Call: Those present included Dr. Ten Broek, Dr. Yohe, Ms. Mellum, Dr. Froehling, and Dr. Rokke. Absent: Dr. Askew and Ms. Botz. Also present were Executive Director Lisa Blanchard, AAG Austin Lafferty, and Dr. Erickson. Public: There were attendees from the Office of Attorney General present.

Reading of the Mission Statement: Dr. Ten Broek

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

Dr. Ten Broek introduced Dr. Erickson and welcomed him to the meeting. He has been appointed to the Board to replace Dr. Froehling. As his paperwork is still pending, Dr. Froehling remains serving until Dr. Erickson's oath is official. The Board also thanked Dr. Froehling for his 10 years of serving on the Board.

Cases:

Dr. Daniel Pozarnsky (#2022-07 & #2022-08). The Board received a counteroffer from Dr. Pozarnsky through his attorney. Austin shared that the Board has no legal authority that would allow the Board to pay for the disciplinary items as indicated in the counteroffer. A discussion was held on the case and the potential of litigation. A motion was made by Dr. Yohe, second by Dr. Rokke, to reject the counteroffer and reissue a settlement offer with the previous terms with modifications to the civil penalty. The Board will reduce the penalty to \$125.00/category of violation for a total of a \$1,000.00 penalty. The terms regarding the two examinations and the professional monitoring remain as originally presented. A roll call vote was taken with Ten Broek, Mellum, Yohe, Froehling, and Rokke voting in the affirmative. Askew and Botz absent. Motion passes (5-0-2).

Dr. Timothy Corrigan (#2023-06). At the time of the agenda, no terms of the Settlement Agreement had been met, which was in violation of the agreement. Prior to the meeting, Dr. Corrigan did complete the Jurisprudence Exam requirement and indicated that he would mail a check soon. Discussion was held on the Board's options and what has occurred in the past. A motion was made by Ms. Mellum, second by Dr. Yohe, to send a certified letter to Dr. Corrigan indicating the violation of the agreement and giving him 7 days to respond. A roll call vote was taken with Ten Broek, Mellum, Yohe, Froehling, and Rokke voting in the affirmative. Askew and Botz absent. Motion passes (5-0-2). As discussed, the Board may call a Special Meeting to discuss this if a response is not received.

Dr. Crystal Long (#2024-01 & #2024-05). The Board received a counteroffer from Dr. Long to the proposed settlement agreement. The Board discussed their offer and are not willing to reduce the two-week suspension, however, they are willing to modify the starting point and consecutive days. A motion

was made by Dr. Rokke, second by Dr. Yohe, to reoffer the original settlement agreement modifying the terms of the suspension. The suspension must be completed within 60 days of the execution of the agreement, and it may be split into two 5 business day sessions. A roll call vote was taken with Ten Broek, Yohe, Froehling, and Rokke voting in the affirmative. Mellum voting in the negative. Askew and Botz absent. Motion passes (4-1-2).

Dr. Brad Roshau (#2024-08). The Board received the response to the complaint as requested. A lengthy discussion was held on the information received. Many of the Board members felt they needed further information before a decision could be reached. Due to time, the Board members will further review and formulate their thoughts on the additional information they would like to ask or receive. This topic will be discussed at the next meeting or special meeting. No action taken at this meeting.

Per Diem. A motion was made by Dr. Froehling, second by Dr. Yohe, to pay a full per diem payment (\$250) for this meeting. A roll call vote was taken with Ten Broek, Mellum, Yohe, Froehling, and Rokke voting in the affirmative. Askew and Botz absent. Motion passes (5-0-2).

Adjourn: A motion was made by Dr. Rokke, second by Dr. Froehling, to adjourn the meeting. Motion passed. The meeting ended at approximately 1:00 PM CST.

These minutes were prepared by Lisa Blanchard, Executive Director, for signature by Ms. Christa Mellum, Secretary.

Signature: Christa Mellum
Christa Mellum (Oct 13, 2024 15:17 CDT)

Email: ndsbce.mellum@gmail.com

10/13/2024

Christa Mellum, Secretary

Date