



WV BOARD OF CHIROPRACTIC

ANNUAL REPORT

FISCAL YEAR 2024

Respectfully submitted by:
Amy Farley, Executive Director
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I. BOARD MEMBERS

Chairman

Holly L. Harvey, D.C.
26 Greenville School Road
Greenville, WV 24945
Term Expires: 6/30/2025

Vice Chairman

Karl C. Boone, D.C.
121 S. Kanawha Street
Buckhannon, WV 26201
(304) 472-7161
Term Expires: 6/30/2025

Investigative Officer

Jeffrey L. Summers
401 Fairview Dr.
Charleston, WV 25302
Term Expires: 6/30/2026

Secretary

Steven L. Eddy, D.C.
15 Painters Crossing
Williamstown, WV 26187
(304) 375-6000
Term Expires 6/30/2027

Public Member

Ruth R. Lemmon
225 Brooke Lane
Nitro, WV 25143
(304) 545-4158
Term Expires: 6/30/2024

II. BOARD ACTIVITIES

Board Meetings	
8/3/23	Board Meeting & Jurisprudence Exam, Charleston
11/16/23	Board Meeting, Conference Call
12/5/23	Board Meeting, Conference Call
2/1/24	Board Meeting & Jurisprudence Exam, Charleston
5/21/24	Board Meeting, Conference Call/Virtual

Conferences & Training	
Aug-23	State Auditor's Office - Purchasing Card Training
Sept-23	Federation of Chiropractic Licensing Boards – District Conference
Oct-23	WV Purchasing Division – Annual Purchasing Conference
Nov-23	State Auditor's Office – Annual Licensing Boards Seminar
Apr-24	Federation of Chiropractic Licensing Boards – Annual Conference

Complaints Investigated		
Complaint ID	Complaint Description	Findings of Fact
<i>No new complaints filed.</i>		

New Licenses Issued					
8/1/2024			2/1/2024		
Tyler	R.	Kaye	Emilie	J.	Jedamski
Zachary	J.	Knowlton	Erek	R.	Gillespie
Milanys	S.	Rivera	Karim	A.	Eissa
			Kelsey	C.	Martin
			Lee	R.	Willis

III. CHIROPRACTIC LICENSES

Total Active Licenses:	322
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Out-of-State Licenses	
61	
CA	2
CT	1
FL	3
KY	6
LA	1
MD	5
MI	1
NC	1
NV	1
NY	1
OH	11
PA	16
TN	1
TX	5
VA	6

WV Licenses by County	
261	
Barbour	5
Berkeley	13
Brooke	2
Cabell	25
Fayette	6
Gilmer	1
Greenbrier	5
Hancock	5
Hardy	1
Harrison	16
Jackson	2
Jefferson	11
Kanawha	33
Lewis	5
Logan	5
Marion	9
Marshall	2
Mason	1
Mercer	1
Mineral	3
Monongalia	20
Monroe	3
Morgan	1
Nicholas	3
Ohio	5
Preston	6
Putnam	7
Raleigh	17
Randolph	5
Ritchie	2
Roane	3
Summers	1
Taylor	2
Tucker	2
Upsher	1
Upshur	2
Wayne	2
Wetzel	2
Wirt	1

IV. REVENUE

YEAR-TO-DATE REVENUE	
License Renewals	\$ 60,450.00
Continuing Education Application Review	\$ 22,478.00
PLLC Annual Renewal	\$ 12,870.00
Preceptorship Approval	\$ 90.00
Application Fee	\$ 1,440.00
Examination Fee	\$ 260.00
Initial Licensing Fee	\$ 630.00
Reexamination Fee	\$ 130.00
Temp. Licensing Fee	\$ 1,030.00
Late Fee	\$ 525.00
Reinstatement Fee	\$ 350.00
Initial Review of Articles of Inc. Fee	\$ 1,450.00
Address Listing Fee	\$ 4,372.00
TOTAL REVENUE	\$ 106,075.00

V. EXPENDITURES

YEAR -TO-DATE EXPENDITURES	
FTE	1.00
Pers Serv Perm Pos(W/ Pr Deduc)	\$62,993.00
Pers Serv Temp Pos(W/O Pr Deduct)	\$25,025.00
Annual Increment	\$1,140.00
Peia Fees	\$100.00
Social Security Matching	\$6,489.00
Public Employees Ins	\$11,850.00
Workers Compensation	\$600.00
Pension And Retirement	\$7,281.00
Wv Opeb Contribution	\$1,516.00
Office Expenses	\$2,484.00
Printing And Binding	\$500.00
Rent Exp (Real Prop) Bldg	\$8,366.00
Telecommunications	\$2,500.00
Internet Service	\$-
Contractual Services	\$3,000.00
Professional Services	\$-
Travel Employee	\$11,391.00
Computer Services Internal	\$1,000.00
Computer Services External	\$1,080.00
Rental (Machine & Misc)	\$-
Assoc Dues & Prof Members	\$1,300.00
Fire/Auto/Bond/ & Othr In	\$3,000.00
Food Products	\$-
Hospitality	\$-
Miscellaneous	\$-
Training & Dev - In State	\$750.00
Training & Dev - Out Of State	\$-
Postal	\$2,000.00
Supplies-Computer	\$689.00
TOTAL EXPENDITURES:	\$155,615

**WV BOARD OF CHIROPRACTIC
MEETING AGENDA
August 3, 2023 - - 8:00 a.m.
Fairfield Inn & Suites by Marriott Charleston
402 Second Avenue
South Charleston, WV 25303**

Agenda Topics:

Call to Order

Mission Statement

Approval of Minutes from Board Meeting held on May 11, 2023

Jurisprudence Exam

Investigative Officer's Report

Old Business

- Justin McCarter, D.C. (update)
- Living Well Chiropractic (Infusion Center) - - (update)

New Business

- Clarify mandated hours (online and/or in-person)
- Draft policy specific to a licensee's illness
- Approval of P-Card (purchasing card) expenditures for May, June, and July 2023; and review of Board's Cash Balance
- Chiropractic Schools Letter & Survey
- "Passing of the Torch"
- Schedule Fall Board Meeting
- FCLB Districts III & V 2023
Arrival Day: September 21, 2023
Departure Day: September 24, 2023
Meeting Days: September 22-23, 2023
Boston Massachusetts

Adjourn

**WV BOARD OF CHIROPRACTIC
MEETING MINUTES**

August 3, 2023 - - 8:00 a.m.

**Fairfield Inn & Suites by Marriott Charleston
402 Second Avenue
South Charleston, WV 25303**

MEMBERS:

Barry A. Stowers, D.C., Chairman
Holly L. Harvey, D.C., Vice Chairman
Terry W. Chambers, D.C., Investigative Officer
Karl C. Boone, D.C., Secretary
Ruth R. Lemmon, Public Member

PRESENT:

Barry A. Stowers
Holly L. Harvey
Terry W. Chambers
Karl C. Boone
Ruth R. Lemmon

ALSO, IN ATTENDANCE:

Barbara L. Johnson, Executive Director
Amy B. Farley, Assistant Executive Secretary
Adriana L. Marshall, Assistant Attorney General
Jeffrey L. Summers, D.C.

CALL TO ORDER:

Holly Harvey called the meeting to order at 8:00 a.m.

The Board's mission statement was read by Holly Harvey as follows:

It is declared to be a policy of this state that the practice of chiropractic is a privilege granted to qualified persons and that, in order to safeguard the public health, safety and welfare, protect the public from the unprofessional, improper, incompetent and unlawful practice of chiropractic, it is necessary to provide regulatory authority over persons practicing chiropractic. The primary responsibility and obligation of the West Virginia Board of Chiropractic is to protect the public.

ELECTIONS:

Elections were held for Board Officers and were unanimously accepted as follows:

Chairman – Holly Harvey
Vice Chairman – Jeffrey Summers
Secretary – Karl Boone
Investigative Officer – Terry Chambers

APPROVAL OF MINUTES:

Terry Chambers moved that the Minutes for the Board Meeting held May 11, 2023, be approved.

Karl Boone – 2nd Motion.

Motion carried.

JURISPRUDENCE EXAM:

Applicants awaiting the exam were asked to join the meeting.

Chad Robinson presented information to the group regarding the Chiropractic Society.

Holly Harvey introduced Barbara Johnson and Amy Farley, explaining Barbara's retirement and Amy's onboarding as Executive Director.

Holly Harvey then introduced Barry Stowers, who spoke to the applicant group about the Board, providing information regarding the history, importance, and purpose.

All Board members introduced themselves to the group.

Applicants dismissed to the waiting area to be called individually for the jurisprudence exam:

- | | |
|-------------|--------------|
| 1. Adair | 6. Huck |
| 2. Bowden | 7. McAninch |
| 3. Boyland | 8. McWhirt |
| 4. Gallaher | 9. Pappas |
| 5. Gibson | 10. Williams |

All applicants passed the jurisprudence exam.

INVESTIGATIVE OFFICER'S REPORT:

No updates!

OLD BUSINESS:

➤ **Justin McCarter, D.C. (update)**

The Board received an email and letter from Mike Brown; Mr. McCarter is not following through with consent. Mr. Brown recommends in-patient care.

➤ **Living Well Chiropractic (Infusion Center) - - (update)**

All advertising issues have been addressed and corrected.

NEW BUSINESS:

➤ **Clarify mandated hours (online and/or in-person)**

Holly discussed doctors have issues with closing their offices on Fridays to attend mandated hours.

Discussion amongst Board Members:

- Reduce in-person additional mandated hours for specific topics to 3 hours instead of 6, offered by other entities in addition to the Society.
- Offer options of in-person or online
- Terry Chambers offered to draft policy recommendations and share with Board Members for review.

Terry Chambers moved to a draft of policy to clarify mandated hours.
Barry Stowers – 2nd Motion.
Motion carried.

- **Draft of Continuing Education policy specific to a licensee's illness**
Barbara Johnson suggested adding a policy to address in-person Continuing Education requirements during illnesses.

Terry Chambers suggested adding a time limit to the policy.

Terry Chambers moved to draft the CE policy in time of illness.
Jeff Summers – 2nd Motion.
Motion Carried.

Jeff Summers will draft the policy and bring it to the next meeting.

- **Approval of P-Card (purchasing card) expenditures for May, June, and July 2023; and review of Board's Cash Balance**

Jeff Summers moved to approve purchases.
Terry Chambers – 2nd Motion.
Purchases approved.

- **Chiropractic Schools Letter & Survey**
Terry Chambers would like to notify schools about WV's licensing requirements; is unsure if schools are meeting WV's standards.

Barry Stowers suggested letter to schools ("It's come to our attention that CCE has "changed requirements" for colleges post COVID with clinicals").

Terry Chambers recommended we ask at the upcoming FCLB District Meeting for information regarding CCE guidelines, consistency among Chiropractic colleges, if other states inquired?

- **"Passing of the Torch"**
Legislative session upcoming

- **Schedule Fall Board Meeting**
Nov. 2nd, 2023

- **FCLB Districts III & V 2023**
Arrival Day: September 21, 2023
Departure Day: September 24, 2023
Meeting Days: September 22-23, 2023
Boston Massachusetts

Meeting Adjourned at 12:30pm

WVBOC Board Meeting

Agenda

November 16, 2023

Conference Call @ 2pm
(605) 475-4844, Access Code 181771#

- Call to Order
- Mission Statement
- Approval of Minutes from Board Meeting held on August 3, 2023
- Investigative Officer's Report
- Old Business
 - Clarification of mandated hours (online and/or in-person) - illnesses
 - Draft policy specific to licensee's illness
- New Business
 - Approval of P-Card (purchasing card) expenditures for August, September, & October 2023; and review of Board's Cash Balance
 - Request from Brittany Canady to distribute survey to D.C.'s on behalf of Marshall University
 - Hypnosis & Biofeedback Email from Dr. Honacker
 - Executive Director's Report
 - Next Board Meeting is February 1, 2024, including the Jurisprudence Examination
- Adjourn

WVBOC Board Meeting

Minutes

November 16, 2023

Conference Call @ 2pm
(605) 475-4844, Access Code 181771#

<u>Board Members:</u>	<u>Board Members Present:</u>	<u>Others Present:</u>
Holly Harvey, Chairman	Holly Harvey	Adriana Marshall, Assistant
Jeff Summers, Vice Chairman	Jeff Summers	Attorney General
Terry Chambers, Investigative Officer	Terry Chambers	Amy Farley, Executive Director
Karl Boone, Secretary	Karl Boone	Barry Stowers, D.C., Past Board
Ruth Lemmon, Public Member	Ruth Lemmon	Chairman

- Call to Order
Holly Harvey called the meeting to order at 2:00pm
- Mission Statement
- Approval of Minutes from Board Meeting held on August 3, 2023
 - **Motion made by Ruth Lemmon to approve the minutes,**
 - **Jeff Summers – 2nd motion**
- Investigative Officer's Report
 - **Motion made by Jeff Summers to enter Executive Session to discuss active informal complaints regarding advertising and billing, and potential employment of suspended D.C.**
 - **Karl Boone – 2nd motion**
 - **Motion made by Terry Chambers to close Executive Session**
 - **Karl Boone – 2nd motion**
- Old Business
 - I. Clarification of mandated hours (online and/or in-person) – illnesses
 - Holly Harvey elaborated that we need a policy regarding requirements of continuing education hours during times of illness or inability to complete in-person hours.
 - **Jeff Summers will draft a policy for the next meeting.**
- New Business
 - I. Approval of P-Card (purchasing card) expenditures for August, September, & October 2023; and review of Board's Cash Balance
 - **Motion made by Karl Boone to approve P-Card expenditures and Cash Balance**
 - **Holly Harvey – 2nd motion**
 - II. Request from Brittany Canady to distribute survey to D.C.'s on behalf of Marshall University

- Board members agreed to distribute the survey.
 - **Motion made by Jeff Summers to distribute.**
 - **Karl Boone – 2nd motion**
- III. Hypnosis & Biofeedback Email from Dr. Honacker
 - Holly Harvey asked if we should keep 100 Hours for Hypnosis; Jeff Summers has researched hypnosis training and has found that 75 Hours are required for certification and suggested that we reflect the decrease of the required hours to 75.
 - Jeff Summers researched classes for Biofeedback and found that there is only 1 certifying agency (BCIA), which requires 42 hours.
 - **Motions made by Jeff Summers:**
 - **Holly Harvey – 2nd motions:**
 1. **Decrease required hours for Hypnosis to 75.**
 2. **Accept the BCIA 42 required hours for Biofeedback for certification and add to Specialties section in Handbook.**
- IV. Executive Director's Report
- V. Next Board Meeting is February 1, 2024, including the Jurisprudence Examination, 8:00am, South Charleston, Fairfield Inn
- Adjournment
 - Jeff Summers made a motion to adjourn the meeting; Holly Harvey – 2nd motion. Adjourned at 3:30pm.

WVBOC Board Meeting

December 5, 2023

Agenda

Conference Call @ 2pm

(605) 475-4844, Access Code 181771#

- Call to Order
- Mission Statement
- New Business:
 - The Board has received information regarding the hiring of a suspended chiropractor, who is an immediate danger to the public.
- Adjourn

WVBOC Board Meeting

December 5, 2023

Minutes

Conference Call @ 2pm
(605) 475-4844, Access Code 181771#

Board Members:

Holly Harvey, Chairman
Jeff Summers, Vice Chairman
Terry Chambers, Investigative Officer
Karl Boone, Secretary
Ruth Lemmon, Public Member

Board Members

Present:

Holly Harvey
Jeff Summers
Terry Chambers
Karl Boone
Ruth Lemmon

Others Present:

Adriana Marshall, Assistant
Attorney General
Amy Farley, Executive Director

- Call to Order
Holly Harvey called to order at 2:39pm
- Mission Statement
- New Business:
 - I. The Board has received information regarding the hiring of a suspended chiropractor, who is an immediate danger to the public.
 - **Motion made by Terry Chambers to begin Board-initiated complaint against Dr. Wright:**
 - Karl Boone – 2nd motion
 - **Motion made by Terry Chambers to hire AG's investigator and begin investigation regarding Dr. Wright and Dr. McCarter**
 - Jeff Summers – 2nd motion
- Adjournment
Terry Chambers made the motion to adjourn; Jeff Summers – 2nd motion. Adjourned at 2:56pm.

**WV BOARD OF CHIROPRACTIC
MEETING AGENDA
February 1, 2024 - - 8:00 a.m.
Fairfield Inn & Suites by Marriott Charleston
402 Second Avenue
South Charleston, WV 25303**

- Call to Order
- Mission Statement
- Approval of Minutes
 - Board Meeting held on November 16, 2023.
 - Emergency Board Meeting held on December 5, 2023.
- Jurisprudence Exam (Executive Session)
- Investigative Officer's Report (Executive Session)
 - Updates to informal complaints regarding advertising and billing, and potential employment of D.C.
 - Letter from Dr. Dorey (Spineworks) – intends to comply with request to remove “top rated” advertising.
 - Updates to formal complaints:
 - Board-initiated complaint 2024-193, Dr. Dustin Wright, license #857
- Old Business
 - Chiropractic School Survey Responses
 - Draft policy regarding CE requirements during times of illness or inability to complete in-person hours (Jeff)
 - Mandated Hours Policy (Holly)
 - Amy distributed the survey from Dr. Brittany Canady (Marshall University) to all D.C.'s.
 - Updated Board Member Handbook (page 8): Addition of Biofeedback certification requirements; Hypnosis reduction of hours from 100 to 75
- New Business
 - Draft Preceptorship Policy (Jeff)
 - Upcoming sunset date of 2 rules on 7/1/25:
 - 4-07
 - 4-08
 - Question regarding “brandishing” charge’s impact against license.
 - Approval of P-Card purchases and expenditures for November 2023, December 2023, and January 2024 and review of Board’s Cash Balance.
- Executive Director's Report
- Adjournment



WEST VIRGINIA BOARD OF CHIROPRACTIC EXAMINERS

**WVBOC Board Meeting
Minutes
February 1, 2024 - - 8:00 a.m.**

Fairfield Inn & Suites by Marriott Charleston
402 Second Avenue
South Charleston, WV 25303

Board Members:

Holly Harvey, Chairman
Jeff Summers, Vice Chairman
Terry Chambers, Investigative Officer
Karl Boone, Secretary
Ruth Lemmon, Public Member

Board Members

Present:

Holly Harvey
Jeff Summers
Terry Chambers
Karl Boone
Ruth Lemmon

Others Present:

Adriana Marshall, Assistant
Attorney General
Amy Farley, Executive Director
Barry Stowers, D.C., Past Board
Chairman

➤ **Call to Order**

Holly Harvey called the meeting to order at 8:24 a.m.

➤ **Mission Statement**

Holly Harvey read the mission statement as follows:

“It is declared to be a policy of this state that the practice of chiropractic is a privilege granted to qualified persons and that, in order to safeguard the public health, safety and welfare, protect the public from the unprofessional, improper, incompetent and unlawful practice of chiropractic, it is necessary to provide regulatory authority over persons practicing chiropractic. The primary responsibility and obligation of the West Virginia Board of Chiropractic is to protect the public.”

➤ **Approval of Minutes from Board Meeting held on November 16, 2023, and Emergency Board Meeting held December 5, 2023.**

- I. **Motion made by Jeff Summers to approve the minutes,**
- II. **Terry Chambers – 2nd motion**

Motion made by Terry Chambers to enter Executive Session for Jurisprudence Exam and Investigative Officer’s Report, Karl Boone – 2nd motion.

➤ **Jurisprudence Exam**

Applicants awaiting exam were asked to join the meeting. Holly Harvey introduced herself as the Board Chairman, and asked Board members introduced themselves to the applicants. Holly Harvey asked the applicants to introduce themselves. Applicants dismissed to the waiting area to be called individually for the jurisprudence exam.

1. Karim A. Eissa
2. Ere R. Gillespie

3. Emilie J. Jedamski
4. Kelsey C. Martin
5. Lee R. Willis

All applicants passed the exam!

➤ Investigative Officer's Report

- I. Spineworks Advertising Update
 - Dr. Dorey has removed all "top-rated" advertising.
- II. Board-Initiated Complaint 2024-193, Dr. Dustin Wright, License # 857
 - Complaint sent to the Attorney General's Investigative Officer and Dr. Wright was served January 31, 2024; he slammed the door in the Investigator's face. Once information is received, Board meeting will be called to discuss next steps.

Motion made by Jeff Summers to end Executive Session, Karl Boone – 2nd motion.

➤ Old Business

- I. Chiropractic School Survey Responses:
 - Amy Farley received 3 responses stating no changes to curriculum.
- II. Jeff Summers presented "Waiver of Continuing Education Requirements" policy to the Board.
 - **Ruth Lemmon - Motion to approve policy,**
 - **Terry Chambers – 2nd motion,**
 - **Policy approved.**
- III. Holly Harvey presented "Board-Mandated Continuing Education" policy to the Board.
 - **Jeff Summers – Motion to approve policy,**
 - **Ruth Lemmon – 2nd motion,**
 - **Policy approved.**

➤ New Business

- I. Jeff Summers presented "Intern Preceptorship Program" policy to the Board.
 - **Karl Boone – Motion to approve policy,**
 - **Ruth Lemmon – 2nd motion,**
 - **Policy approved.**
- II. Sunsetting of 2 rules as of 7/1/2025: 4-07 and 4-08, Legislative notice received, asking for extension, amendment or allowing rules to sunset.
 - **Terry Chambers – Motion to extend both rules without amendments,**
 - **Karl Boone – 2nd motion,**
 - **Motion approved to extend rules 4-07 and 4-08 without amendments.**
- III. Review of Cash Balance and P-card expenditures for November 2023, December 2023, and January 2024.
 - **Ruth Lemmon – Motion to approve,**
 - **Karl Boone – 2nd motion,**

- **Cash Balance and P-card expenditures approved.**
- IV. “Brandishing” charge effecting licensure.
- Board discussion regarding recent self-report and concern from DC; Board has requested additional information including police report and other associated documentation before deciding effect on licensure.
- V. Executive Director’s Report:
- Annual Report submitted.
 - Legislative session updates.
 - New website creation underway.
 - Templates of revised licenses, renewals and pockets cards provided to the Board.
 - Newsletter to be sent with renewal forms to include the Board’s mission statement and reiterating the importance of the Board.
- VI. Next Board Meeting has been rescheduled (originally May 9, 2024) to May 21, 2024, and will be held virtually. Rescheduling due to FCLB Annual Conference May 1-5, 2024.
- VII. Holly Harvey called for a motion to adjourn the meeting.
- **Jeff Summers – Motion to adjourn,**
 - **Karl Boone – 2nd motion,**
 - **Meeting adjourned at 12:30pm**

WV Board of Chiropractic

Board Meeting

April 4, 2024, 2:30pm

Meeting Access

Join Zoom Meeting:

<https://us06web.zoom.us/j/8395445754?omn=83947264436>

Meeting ID: 839 544 5754

OR PHONE:

1-301-715-8592

Meeting ID: 8395445754#

Agenda

- Call to Order
- Mission Statement
- New Business:
 - None
- Old Business:
 - Executive Session to discuss the following matters:
 - Complaint #2024-193
 - Dr. Lilly self-reported misdemeanor resolution
- Adjournment

WVBOC Board Meeting

April 4, 2024 - - 2:30pm

Virtual Meeting via Zoom

MINUTES

Board Members:

Holly Harvey, Chairman
Jeff Summers, Vice Chairman
Terry Chambers, Investigative Officer
Karl Boone, Secretary
Ruth Lemmon, Public Member

Board Members Present:

Holly Harvey
Terry Chambers
Karl Boone
Ruth Lemmon

Others Present:

Adriana Marshall, Assistant
Attorney General
Amy Farley, Executive Director
Charles McVicker, Investigator, WV
Office of Attorney General

➤ Call to Order

Holly Harvey called the meeting to order at 2:30pm.

➤ Mission Statement

Holly Harvey read the mission statement as follows:

“It is declared to be a policy of this state that the practice of chiropractic is a privilege granted to qualified persons and that, in order to safeguard the public health, safety and welfare, protect the public from the unprofessional, improper, incompetent and unlawful practice of chiropractic, it is necessary to provide regulatory authority over persons practicing chiropractic. The primary responsibility and obligation of the West Virginia Board of Chiropractic is to protect the public.”

➤ New Business

No new business to report.

➤ Old Business

Motion made by Terry Chambers to enter Executive Session to discuss complaint 2024-193 (Dr. Wright) and to discuss Dr. Lilly's misdemeanor, Holly Harvey – 2nd motion.

I. Update regarding Complaint 2024-193, Dr. Dustin Wright, License # 857

- Adriana Marshall introduced Investigator Charles McVicker, who has been assisting with complaint 2024-193 against Dr. Dustin Wright.
- Investigator McVicker reviewed the investigation report (attachment) with the Board and felt that Dr. Wright and Dr. McCarter are friends, and that Dr. Wright knew Dr. McCarter's license was suspended. He also felt that Dr. McCarter is not seeking chiropractic work or to complete the current consent order to bring his license to good standing. Investigator McVicker also stated that he would no longer be assisting with the investigation, as this is his last day with the Attorney General's office; the case will remain with Adriana Marshall.

- Adriana Marshall informed the Board that both Dr. Wright and Dr. McCarter have open cases with the Medicaid Fraud unit. Medicaid may request information regarding the complaint.
- Adriana Marshall received the information requested in the subpoena and reported to the Board that over a period of 24 days, Dr. McCarter worked for Dr. Wright, seeing approximately 315 patients. Insurance was billed for approximately \$21,700.00, and Dr. McCarter was paid approximately \$9,450.00 for contracted services.
- Questions arose from the Board about how billing was processed. The Board would like to obtain as much information regarding the complaint as possible, and asked Adriana Marshall to continue with the investigation, providing updates at the next Board meeting.

II. Dr. Edward Lilly, License #265 – Update regarding brandishing misdemeanor

- Holly Harvey began discussion regarding Dr. Lilly's case regarding brandishing. Currently the Board has information regarding the arrest and sentencing. Adriana Marshall would like to request the initial pleadings to be reviewed with the Board; the Board agreed to wait for additional information before voting.

- Next Board Meeting scheduled for May 21, 2024, at 2:30pm via Zoom.
- **Holly Harvey made a motion to end the Executive Session and adjourn the meeting, Ruth Lemmon – 2nd motion. Meeting adjourned at 3:15pm.**



WEST VIRGINIA BOARD OF CHIROPRACTIC EXAMINERS

WVBOC Board Meeting

May 21, 2024 - - 2:00pm

VIRTUAL MEETING

Meeting Access

Join Zoom Meeting:

<https://us06web.zoom.us/j/8395445754?omn=84321130585>

Meeting ID: 839 544 5754

OR PHONE:

1-301-715-8592

Meeting ID: 8395445754#

AGENDA

- Call to Order
- Mission Statement
- New Business:
 - Transition of Assistant Attorney General
 - Katherine Campbell has been reassigned to our Board, Adriana will assist through transition and current issues
 - Updates from FCLB Annual Conference
 - CE Waiver Requests
 - Dr. Josie Ball
 - Dr. Scott Light
- Old Business:
 - Executive Session to discuss the following matters:
 - Dr. Dustin Wright, Complaint #2024-193
 - Dr. Edward Lilly, self-reported misdemeanor resolution
 - Harassment accusation
- Executive Director's Report:
 - Approval of Minutes from April 4, 2024, Board Meeting
 - Approval of P-Card and Cash Balance Report
- Next Board Meeting & Jurisprudence Exam scheduled for August 1, 2024, 8:30am.
- Adjournment



WEST VIRGINIA BOARD OF CHIROPRACTIC EXAMINERS

WVBOC Board Meeting

May 21, 2024- - 2:00pm

Virtual Meeting via Zoom

MINUTES

Board Members:

Holly Harvey, Chairman
Jeff Summers, Vice Chairman
Terry Chambers, Investigative Officer
Karl Boone, Secretary
Ruth Lemmon, Public Member

Board Members

Present:

Holly Harvey
Jeff Summers
Terry Chambers
Karl Boone
Ruth Lemmon

Others Present:

Adriana Marshall, Assistant
Attorney General
Katherine Campbell, Assistant
Attorney General
Amy Farley, Executive Director

➤ Call to Order

Holly Harvey called the meeting to order at 2:00pm.

➤ Mission Statement

Amy Farley read the mission statement as follows:

“It is declared to be a policy of this state that the practice of chiropractic is a privilege granted to qualified persons and that, in order to safeguard the public health, safety and welfare, protect the public from the unprofessional, improper, incompetent and unlawful practice of chiropractic, it is necessary to provide regulatory authority over persons practicing chiropractic. The primary responsibility and obligation of the West Virginia Board of Chiropractic is to protect the public.”

➤ New Business

- The Board welcomed Katherine Campbell, Assistant Attorney General, back to the Board. Katherine Campbell has been appointed by the Attorney General’s Office to replace Adriana Marshall; she has previously served as the Board’s AAG.
- CE Waiver Requests
After reviewing the recent requests for Waivers of Continuing Education from Dr. Josie Ball and Dr. Scott Light, it was determined by the Board that neither request met the requirements under the Board’s policy, “Waiver of Continuing Education Requirements”.
Motion made by Holly Harvey to deny the waiver requests,
Ruth Lemmon – 2nd motion.

➤ Old Business

Motion made by Terry Chambers to enter Executive Session to discuss the following matters,
Karl Boone – 2nd motion.:

- Complaint #2024-193



WEST VIRGINIA BOARD OF CHIROPRACTIC EXAMINERS

- Complaint #2024-194
- K.O. accusation

Motion made by Holly Harvey to end Executive Session, Karl Boone – 2nd motion.

➤ Executive Director's Report

- Review of Cash Balance and P-card expenditures for February 2024, March 2024, and April 2024.
 - **Holly Harvey – Motion to approve,**
 - **Karl Boone – 2nd motion,**
 - **Cash Balance and P-card expenditures approved.**
- Review of Minutes from April 4, 2024, Board Meeting.
 - **Holly Harvey – Motion to approve,**
 - **Karl Boone – 2nd motion.**
- Next Board Meeting & Jurisprudence Exam scheduled for August 1, 2024, 8:00am.

➤ Adjournment

- **Jeff Summers called for a motion to adjourn the meeting, Terry Chambers – 2nd motion.**
- Meeting adjourned at 2:45pm