

**MINUTES**

**INDIANA BOARD OF CHIROPRACTIC EXAMINERS**

**July 11, 2019**

**I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM**

Dr. Bernzott called the meeting to order at 9:12 a.m. in Conference Center Room 4 of the Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana, and declared a quorum in accordance with Indiana Code § 15-5-1.1-6(c).

**Board Members Present:**

John Bernzott, D.C., Board Liaison  
Marian Klaes, D.C.  
Diane Vuotto, D.C.  
Derek Dyer, D.C.

**Board Members Not Present:**

Vacant, Consumer Member

**State Officials Present:**

Cindy Vaught, Board Director, Professional Licensing Agency  
Heather Hollcraft, Assistant Board Director, Professional Licensing Agency  
Brian Park, Deputy Attorney General, Office of the Attorney General

**II. ADOPTION OF AGENDA AS AMENDED**

A motion was made and seconded to adopt the agenda, as amended.

DYER/KLAES  
Motion carried 4-0-0

**III. ADOPTION OF THE MINUTES FROM THE APRIL 11, 2019 MEETING OF THE BOARD**

A motion was made and seconded to adopt the minutes from the April 11, 2019 meeting of the Board.

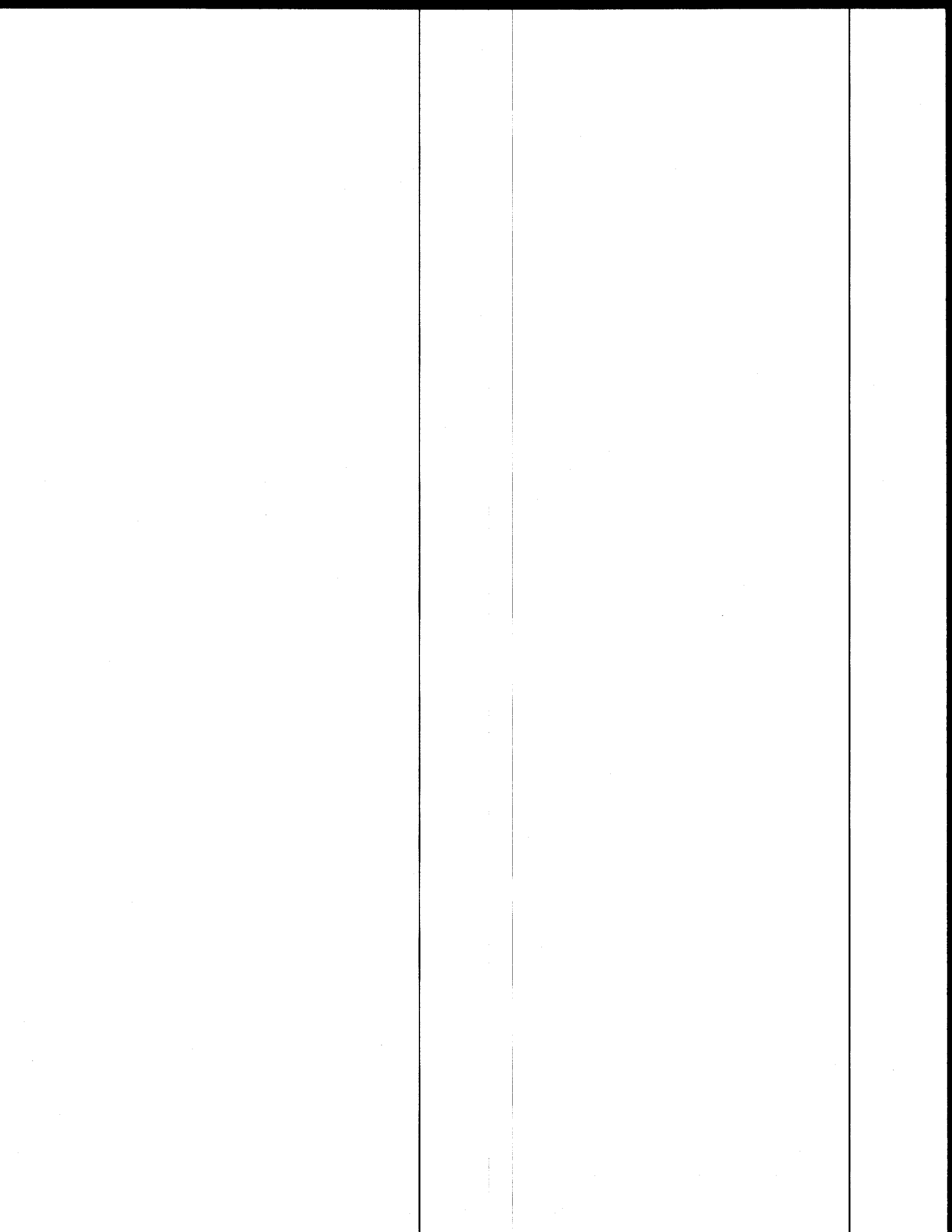
DYER/KLAES  
Motion carried 4-0-0

**IV. PERSONAL APPEARANCES**

**A. Application**

**1. Lloyd Dane Ericson, D.C.**

Dr. Ericson appeared before the Board, as requested, regarding his application for chiropractic licensure. Dr. Ericson answered affirmatively to the question on the application that asks "Except for minor violations of traffic laws resulting in fines, and arrests or convictions that have been expunged by a court, have you ever been arrested; have you ever entered into a prosecutorial diversion or deferment



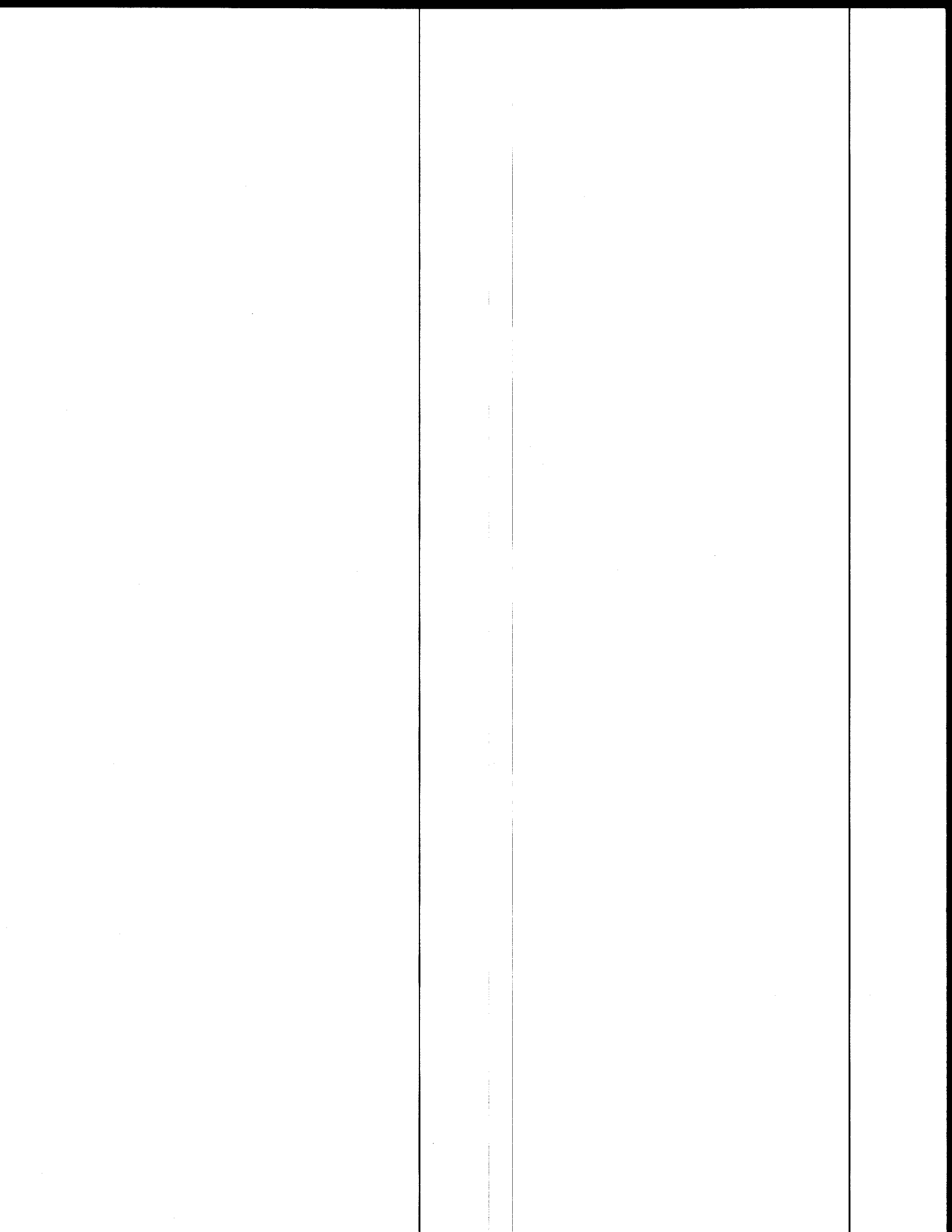
agreement regarding any offense, misdemeanor, or felony in any state; have you ever been convicted of any offense, misdemeanor, or felony in any state; have you ever pled guilty to any offense, misdemeanor, or felony in any state; or have you ever pled nolo contendere to any offense, misdemeanor, or felony in any state?" Dr. Ericson explained that on or around August 31, 2004, he was arrested and charged with Underage Consumption, a Class C Misdemeanor, in Monroe County, Indiana; on or around July 14, 2006, he was arrested and charged with Driving While Intoxicated, a Class A Misdemeanor, in Shelbyville, Indiana; and on or around December 22, 2014, he was arrested and charged with Driving While Intoxicated, a Class C Misdemeanor, in Shelbyville, Indiana. Dr. Ericson stated he was required to complete an addictionology evaluation by the court, complete drug and alcohol classes, and pay court costs and fines. Dr. Ericson stated that he is not the person now that he was then. Dr. Ericson is a 2019 graduate of Palmer College of Chiropractic. Dr. Ericson will be practicing in Bloomington, Indiana with Dr. Osmond.

**Board action:** A motion was made and seconded to grant Dr. Ericson a chiropractic license upon successful completion of the Indiana jurisprudence examination.

KLAES/VUOTTO  
Motion carried 4-0-0

**2. Taylor Ann Helms, D.C.**

Dr. Helms appeared before the Board, as requested, regarding her application for chiropractic licensure. Dr. Helms answered affirmatively to the question on the application for licensure that asks "Except for minor violations of traffic laws resulting in fines, and arrests or convictions that have been expunged by a court, have you ever been arrested; have you ever entered into a prosecutorial diversion or deferment agreement regarding any offense, misdemeanor, or felony in any state; have you ever been convicted of any offense, misdemeanor, or felony in any state; have you ever pled guilty to any offense, misdemeanor, or felony in any state; or have you ever pled nolo contendere to any offense, misdemeanor, or felony in any state?" Dr. Helms explained that on or around March 2, 2014, she was arrested and charged with Causing Serious Bodily Injury When Operating a Motor Vehicle While Intoxicated, a Class D Felony; Operating a Vehicle With an ACE of .15 or More, a Class A Misdemeanor; Operating a Vehicle While Intoxicated Endangering a Person, a Class A Misdemeanor; Failure to Stop After Accident Resulting in Serious Bodily Injury, a Class B Felony; Failure to Stop After Accident Resulting in Serious Bodily Injury, a Class B Felony; and Causing Serious Bodily Injury When Operating a Motor Vehicle While Intoxicated, a Class D Felony, in Daviess County, Indiana. Dr. Helms entered into a plea agreement that charged her with a Class A Misdemeanor Operating a Vehicle While Intoxicated Endangering a Person requiring her to complete two (2) years of probation, ninety (90) days of electronically monitored home detention, participate in a Drug and Alcohol Evaluation, have her driver's license suspended for a period of one hundred eighty days (180) with credit for having an interlock device on her vehicle, and pay fines and fees. Dr. Helms is a 2019 graduate of Logan University. Dr. Helms will be working with Dr. Storm, DC, in Greenwood, Indiana.



**Board action:** A motion was made and seconded to grant Dr. Helms a chiropractic license upon successful completion of the Indiana jurisprudence examination.

DYER/KLAES  
Motion carried 4-0-0

**3. Isaac Kebabjian, D.C.**

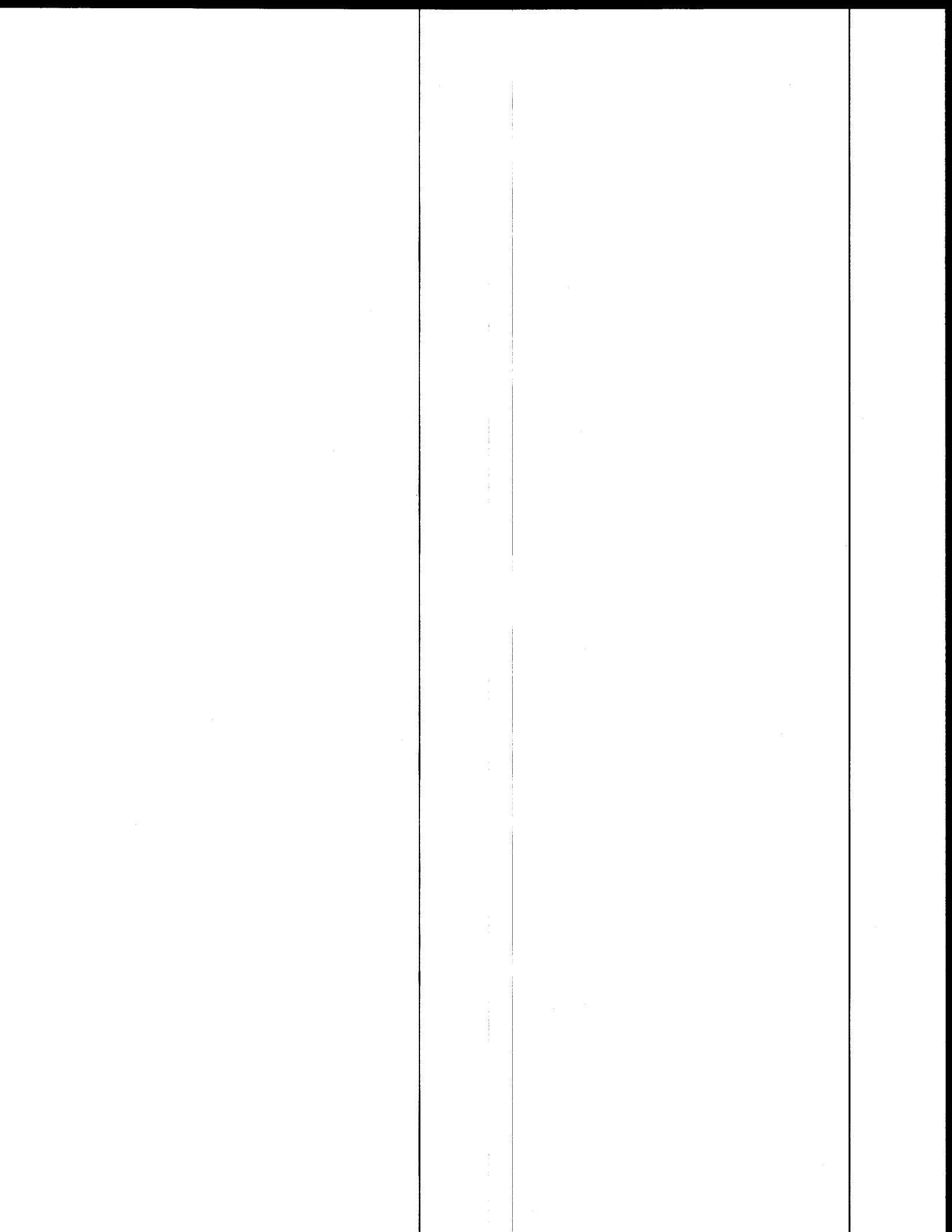
Dr. Kebabjian appeared before the Board, as requested, regarding his application for chiropractic licensure. Dr. Kebabjian answered affirmatively to the question on the application that asks “Except for minor violations of traffic laws resulting in fines, and arrests or convictions that have been expunged by a court, have you ever been arrested; have you ever entered into a prosecutorial diversion or deferment agreement regarding any offense, misdemeanor, or felony in any state; have you ever been convicted of any offense, misdemeanor, or felony in any state; have you ever pled guilty to any offense, misdemeanor, or felony in any state; or have you ever pled nolo contendere to any offense, misdemeanor, or felony in any state?” Dr. Kebabjian explained that on or around December 29, 2012, he was arrested and charged with Simple Assault, in Whippany, New Jersey. Dr. Kebabjian stated that this occurred after a physical altercation with his sister and after appearing before the Judge, all charges were dropped. When asked why Dr. Kebabjian would not provide a detailed statement regarding the arrest, he stated he felt it was fishy that we were requesting that information when New Jersey had approved his licensure application with the minimal documentation provided. Dr. Kebabjian stated he moved to Indiana four (4) weeks ago, and has not made any definitive plans to practice immediately. Dr. Kebabjian is a 2017 graduate of Palmer College of Chiropractic.

**Board action:** A motion was made and seconded to grant Dr. Kebabjian a chiropractic license upon successful completion of the Indiana jurisprudence examination.

DYER/KLAES  
Motion carried 4-0-0

**4. Joel Robert Spencer, D.C.**

Dr. Spencer appeared before the Board, as requested, regarding his application for chiropractic licensure. Dr. Spence answered affirmatively to the question on the application that asks “Except for minor violations of traffic laws resulting in fines, and arrests or convictions that have been expunged by a court, have you ever been arrested; have you ever entered into a prosecutorial diversion or deferment agreement regarding any offense, misdemeanor, or felony in any state; have you ever been convicted of any offense, misdemeanor, or felony in any state; have you ever pled guilty to any offense, misdemeanor, or felony in any state; or have you ever pled nolo contendere to any offense, misdemeanor, or felony in any state?” Dr. Spencer explained that on or around January 10, 2004, he was arrested and charged with Possession of Marijuana, a Class A Misdemeanor, in Fort Wayne, Indiana where he entered into a pre-trial diversion and was required to complete community service, six (6) months of probation, and pay fines and costs; on or around March 13, 2004, he was arrested and charged with Possession of Marijuana, Illegal Possession of Alcohol, and Possession of Paraphernalia, all Class A Misdemeanors, in North Manchester, Indiana where he entered into a pre-trial



diversion and was required to complete community service, six (6) months of probation, and pay fines and costs; on or around July 19, 2013, he was arrested and charged with Driving Under the Influence, Possession of Marijuana, Possession of Paraphernalia, Possession of Clonazepam, Reckless Driving, and Possession with Intent to Purchase a Controlled Substance in Pinellas County, Florida where he entered into a pre-trial diversion and was required to complete fifty (50) hours of community service, attend NA meetings, complete six (6) months of probation, and pay fines and costs; on or around August 17, 2013, he was arrested and charged with Disorderly Conduct, a Class B Misdemeanor, in Volusia County, Florida where he plead Not Guilty and the charges were Nolle Prossed/Dismissed after coming before the judge; and on or around September 22, 2013, he was arrested and charged with Possession of a Schedule II Substance, a Felony, and Possession of Paraphernalia, a Misdemeanor, in Volusia County, Florida where he was required to show proof of a prescription for the Adderall he was in possession of, with the charge being Nolle Prossed/Dismissed. Dr. Spencer stated it was after the last event occurred that he was diagnosed with Bi-Polar Disorder and Palmer College of Chiropractic placed him on a six (6) month academic suspension. Dr. Spencer stated on July 14<sup>th</sup>, he will celebrate being clean for five (5) years. Dr. Spencer still attends NA/AA meetings at least four (4) days per week, and sometimes up to six (6) days per week. Dr. Spencer feels the addiction issue behind him, but knows he has to keep up the meetings, medication, and visits with his psychiatrist to maintain his sobriety. Dr. Spencer will be practicing with Dr. Gregory Hough, D.C. in Fort Wayne, Indiana. Dr. Spencer is a 2015 graduate of Palmer College of Chiropractic.

**Board action:** A motion was made and seconded to grant Dr. Spencer a chiropractic license upon successful completion of the Indiana jurisprudence examination.

KLAES/VUOTTO  
Motion carried 4-0-0

## V. ADMINISTRATIVE HEARINGS

- A. **State of Indiana v. Kyle Douglas Peacock, D.C., License No. 08002740A**  
Administrative Cause No. 2019 IBCE 0002  
Re: Administrative Complaint

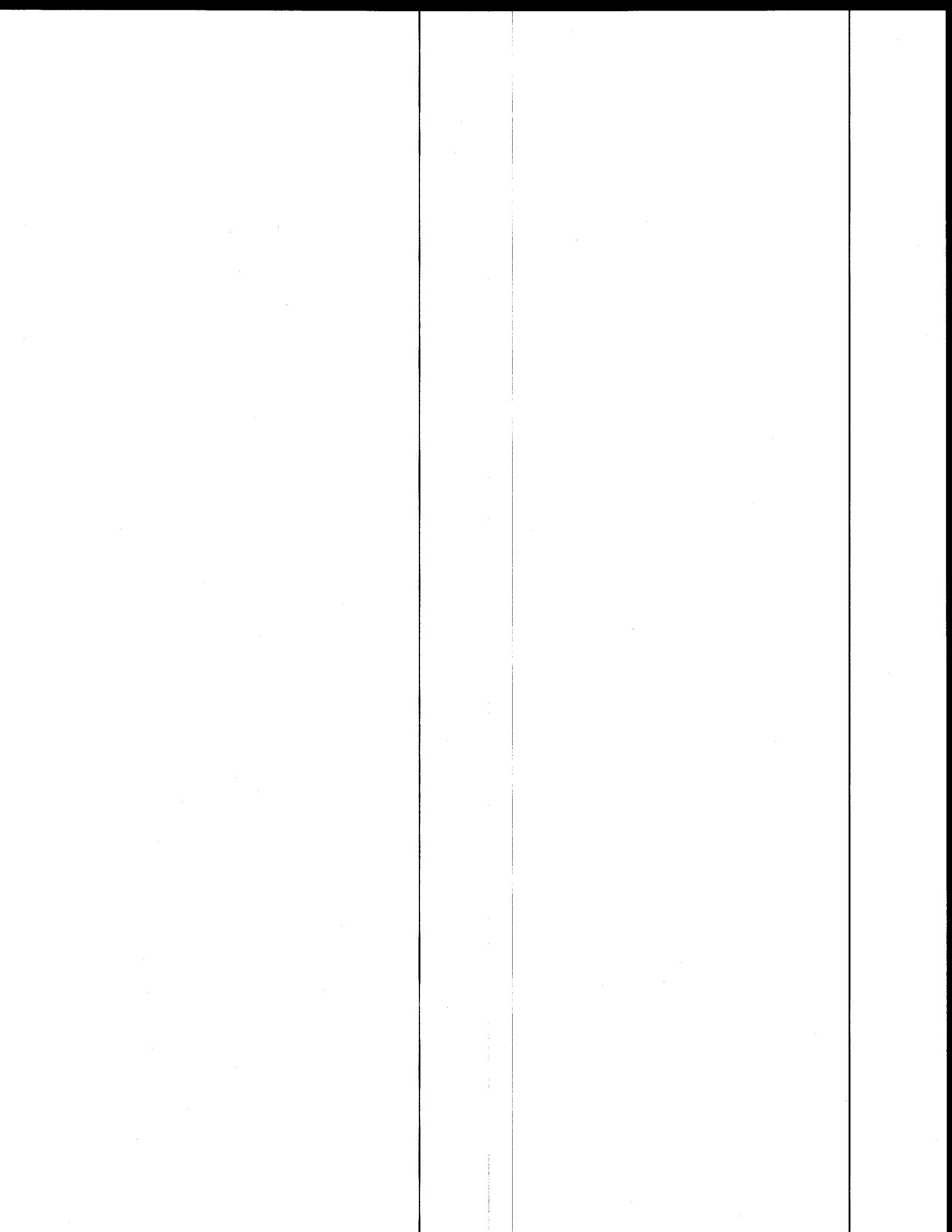
**Hearing Continued**

## VI. DISCUSSION

- A. **The Council on Chiropractic Education**  
Re: Public Disclosure Notice – Life University College of Chiropractic

The Council on Chiropractic Education has disclosed that Life University College of Chiropractic is currently on accreditation probation. This was included for informational purposes only. There was no discussion by the Board.

- B. **Election of Officers**





A motion was made and seconded to nominate Dr. Bernzott to remain as Board Liaison.

KLAES/DYER  
Motion carried 4-0-0

A motion was made and seconded to nominate Dr. Klaes as Chairperson.

BERNZOTT/VUOTTO  
Motion carried 4-0-0

**C. Report from the Office of the Attorney General**

Ryan Eldridge, Deputy Attorney General for the State of Indiana, reported there are currently thirty-six (36) open complaints being investigated with eleven (11) of those opened since January 1, 2019 and eleven (11) closed. Mr. Eldridge also reported the average age of open complaints is one (1) year.

**VII. PROBATIONARY REPORT**

There were no probationary reports before the board.

**VIII. CONTINUING EDUCATION**

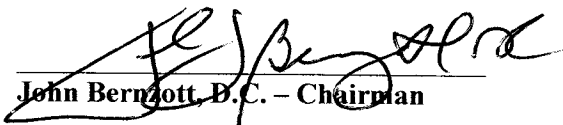
There were no continuing education applications before the Board.

**IX. OLD/NEW BUSINESS**

The Board inquired as to where the dry needling rule was in the process. Ms. Vaught stated she had submitted it to Mike Minglin for review in February and that it should be in the Governor's Office for the next step.

**X. ADJOURNMENT**

There being no further business, and having completed its duties, the meeting of the Indiana Board of Chiropractic Examiners adjourned at 10:45 a.m. by general consensus.

  
John Bernzott, D.C. – Chairman

10-10-19  
Date

