

**INDIANA BOARD OF CHIROPRACTIC EXAMINERS  
Indiana Government Center South  
302 West Washington St.  
Conference Center, Room C  
Indianapolis IN 46204**

**MINUTES OF AUGUST 1, 2024**

Diane Vuotto, D.C., Chair, called the meeting to order at 9:09 a.m. and declared a quorum in accordance with IC 25-10-1-1.5(f), pursuant to public notice posted at the principal office for the Board, online at the board's website and on the state calendar at least forty-eight (48) hours before the time of the meeting.

Member(s) Present:	Diane Vuotto, D.C., Chair Derek Dyer, D.C., Vice Chair Richard Mason, D.C., Member John Bernzott, D.C., Member
Member(s) Absent	Emily Shoemaker, Consumer Member
Staff Present:	Jody Edens, Board Director Professional Licensing Agency James Green, Assistant Board Director Professional Licensing Agency Clarence Leatherbury, J.D., Deputy Attorney General, Office of the Attorney General

The Board voted to APPROVE the Amended Agenda.

Dyer/Bernzott, 4/0/0  
Motion carries

The following board members voted aye:  
Derek Dyer, Diane Vuotto, Richard Mason, John Bernzott  
The following board members objected: none  
The following board members abstained: none

The Board voted to APPROVE MAY 9, 2024, minutes as written.

Dyer/Bernzott, 4/0/0  
Motion carries

The following board members voted aye:  
Derek Dyer, Diane Vuotto, Richard Mason, John Bernzott  
The following board members objected: none  
The following board members abstained: none

### **PERSONAL APPEARANCES**

The following personal appearance was continued:

#### **Lance Hilton, D.C., License No 08003329A, License Renewal – Positive Response**

#### **Derrick Hendricks, D.C., License# 08001451A, License Renewal – Positive Response:**

Dr. Hendricks appeared in person and was represented by counsel, Trenton Gill regarding a positive response on his renewal application.

Dr. Hendricks was involved with a malpractice suite. There was no injury to the patient, and he received a favorable panel.

After discussion, the Board moved to APPROVE Dr. Hendricks' renewal application.

Bernzott/Dyer, 4/0/0  
Motion carries

The following board members voted aye:  
Derek Dyer, Diane Vuotto, Richard Mason, John Bernzott  
The following board members objected: none  
The following board members abstained: none

#### **Joseph Kielur, D.C., License# 08001412A, License Renewal – Positive Response:**

Dr. Kielur appeared in person and was not represented by counsel regarding a positive response on his renewal application.

His attorney had submitted a letter indicating they responded to a complaint the Attorney General's Office sent asking for a response. The letter indicated they has submitted enough information for the complaint to be closed. They have not heard back from the Attorney General's office.

After discussion, the Board moved to APPROVE Dr. Kielur's renewal application.

Mason/Dyer, 4/0/0  
Motion carries

The following board members voted aye:

Derek Dyer, Diane Vuotto, Richard Mason, John Bernzott  
The following board members objected: none  
The following board members abstained: none

**James Burks, D.C., License# 08001245A, License Renewal – Positive Response**

Dr. Burks appeared in person and was not represented by counsel regarding the positive response on his license renewal.

On October 4, 2022, he pled guilty to a DUI, a class C misdemeanor. He received 365 days probation, which has been completed.

After discussion, the Board moved to APPROVE Dr. Burks' license renewal.

Dyer/Mason, 4/0/0  
Motion carries

The following board members voted aye:  
Derek Dyer, Diane Vuotto, Richard Mason, John Bernzott  
The following board members objected: none  
The following board members abstained: none

**ADMINISTRATIVE HEARINGS**

The following administrative hearing has been continued:

**James M. Pucka, D.C., License No. 08001350A, Cause No. 2021 IBCE 0004**

**Derek Jordan, D.C., License No. 08002750A, Cause No. 2023 IBCE 0004**

Respondent did not appear in person and was not represented by counsel regarding a Motion to Vacate Summary Suspension scheduled before the Board. The State of Indiana was represented by Amy Osborn, Deputy Attorney General and the court reporter sworn in for this matter was Margie Addington with Accurate Reporting Services.

Ms. Rochester informed the Board that the respondent was still in jail in Florida and his license has not been renewed, therefore they are requesting the summary suspension be vacated and that a hold be placed on his license so it will not renew automatically.

After having considered the evidence presented, and taking official, judicial notice of the pleadings, evidence, and orders in this matter the Board moved to VACATE the Summary Suspension.

Bernzott/Dyer, 4/0/0  
Motion carries

The following board members voted aye:  
Derek Dyer, Diane Vuotto, Richard Mason, John Bernzott  
The following board members objected: none  
The following board members abstained: none

**Chase Montana Porterfield, D.C., License# 08003012A, Cause No. 202407-CHI-0002**

Respondent appeared in person and was represented by counsel, Laura Iosue regarding an Administrative Complaint/License Renewal scheduled before the Board. The State of Indiana was represented by Amy Osborn, Deputy Attorney General and the court reporter sworn in for this matter was Margie Addington with Accurate Reporting Services.

A settlement agreement between the Respondent, his counsel, and the Attorney General's Office was presented to the Board for review. The settlement agreement included a LETTER OF REPRIMAND.

After reviewing the settlement agreement and having considered the evidence presented, and taking official, judicial notice of the pleadings, evidence, and orders in this matter, the Board moved to APPROVE the Settlement Agreement.

Bernzott/Mason, 4/0/0  
Motion carries

The following board members voted aye:  
Derek Dyer, Diane Vuotto, Richard Mason, John Bernzott  
The following board members objected: none

The Board further heard Dr. Porterfield's information regarding his license renewal. He has a pending case with the same ex-girlfriend and because the case is still pending he prefers not to discuss the matter.

He did indicate that it is not an active relationship, and the charges have been made up by her. He has had one (1) driving while intoxicated in the past four (4) years, which has been completed with the courts. They both have a no contact order with the courts.

After discussion, the Board moved to APPROVE Dr. Porterfield's license renewal.

Bernzott/Dyer, 4/0/0  
Motion carries

The following board members voted aye:  
Derek Dyer, Diane Vuotto, Richard Mason, John Bernzott  
The following board members objected: none

**Joshua Moll, D.C., License No. 08003245A, Cause No. 2018 IBCE 0003**

Respondent did not appear in person and was not represented by counsel regarding a Administrative Complaint/Proposed Settlement Agreement scheduled before the Board. The State of Indiana was represented by Whitney Cooper, Deputy Attorney General and the court reporter sworn in for this matter was Margie Addington with Accurate Reporting Services.

A settlement agreement between the Respondent, his counsel, and the Attorney General's Office was presented to the Board for review. The settlement agreement included REVOCATION of his license.

After reviewing the settlement agreement and having considered the evidence presented, and taking official, judicial notice of the pleadings, evidence, and orders in this matter, the Board moved to APPROVE the Settlement Agreement.

Bernzott/Mason, 4/0/0  
Motion carries

The following board members voted aye:  
Derek Dyer, Diane Vuotto, Richard Mason, John Bernzott  
The following board members objected: none

**DISCUSSION**

**Det James, D.C., License No. 08001191A, Cause No. 2020 IBCE 0002 – Probation**

**Appearance:**

Dr. James did not appear in person and was not presented by counsel regarding his probationary appearance scheduled before the Board.

Dr. James has been informed that he no longer needs to appear but must email in reports for the Board to review.

The Board reviewed his report. The report indicated that he has not had any changes, he is still working with his brother. Things are going well.

There being no further business, the Board ADJOURNED at 10:29 a.m.

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Diane Vuotto, D.C., Chair