

TEXAS STATE BOARD OF ACUPUNCTURE EXAMINERS
MINUTES OF THE
DISCIPLINARY AND ETHICS COMMITTEE MEETING MINUTES
June 6, 2008

Chair Raymond J. Graham, called the meeting to order at 11:32 a.m. Other committee members present were Chung-Hwei Chernly, L.Ac., Pedro (Pete) V. Garcia, Jr., Terry Glenn Rascoe, M.D., and Karen Siegel, L.Ac. Also present was Mari Robinson, Director of Enforcement, and various other staff.

Agenda Item #3. Reports and discussion regarding the Investigation, Litigation and Compliance Departments. Ms. Robinson presented the Enforcement Report for March 2008, a copy of which is attached. This was an informational item only and no vote was necessary.

Mr. Garcia moved, and Dr. Rascoe seconded; the motion passed at 11:37 a.m. to go into Executive Session for private consultation and advice of counsel concerning pending or contemplated litigation, settlement offers, and/or legal matters subject to the attorney-client privilege under the authority of the Open Meetings Act, Section 551.071, GOVERNMENT CODE. The following agenda items were discussed in executive session:

Agenda Item #2. Review, discussion and possible action regarding appeals of dismissed complaints. A. Jurisdictional Complaint: 07-5822.

Agenda Item #4. Review, discussion, and possible action regarding selected files and cases.

Open session resumed at 12:28 p.m. and it was announced that no action was taken during executive session. A certified agenda of the executive session was made.

Discussion continued on Agenda Item #2. Review, discussion and possible action regarding appeal of dismissed complaint.

Mr. Garcia moved, and Ms. Siegel seconded that the appeal of Item 2.A., Log #07-5822 be denied and that a custom letter be sent to the Respondent. Motion carried.

Discussion continued on Agenda Item #4. Review, discussion, and possible action regarding selected files and cases.

Ms. Siegel moved, and Mr. Chernly seconded that Log #08-0894 be dismissed and that a custom letter be sent to the Respondent. Motion carried.

The Committee directed staff to draft a rule that defines the extent in which Tui Na may be used in the practice acupuncture. The committee would also like to be informed of the progress of the proposed rule during the process/life cycle of the drafting of this rule.

Agenda Item #5. Adjourn.

Mr. Garcia moved, and Dr. Rascoe seconded that the meeting adjourn. Motion carried at 12:31 p.m.