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COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

STATE BOARD OF CHIROPRACTIC

TIME: 10:29 A.M.

Held at

PENNSYLVANIA DEPARTMENT OF STATE

2525 North 7th Street

CoPA HUB, Eaton Conference Room

Harrisburg, Pennsylvania 17110

as well as

VIA MICROSOFT TEAMS

February 12, 2026

State Board of Chiropractic
February 12, 2026

BOARD MEMBERS:

Jonathan McCullough, D.C., Chairperson
Arion R. Claggett, Acting Commissioner, Bureau of
Professional and Occupational Affairs
Brian Moreland, D.C., Secretary
Mia V. Paone, Senior Civil Investigator, Consumer
Protection Member
Dr. Shannon David Smith, D.C.
Dr. Shannon Thieroff, D.C.
Dr. George Petruska, D.C.

BUREAU PERSONNEL:

Shawn J. Jayman, Esquire, Board Counsel
J. Karl Geschwindt, Board Prosecution, Liaison
Ronald Jackson, Esquire, Board Prosecution Liaison
William A. Newport, Esquire, Board Prosecution
Liaison
Emyline Breckenridge, Esquire, Board Prosecutor
Shakeena Chappelle, Board Administrator
Stephanie Dunkerley, Legal Analyst, Office of General
Counsel
Deena Parmelee, Legal Office Administrator
Marc Farrell, Esquire, Regulatory Counsel, Office of
Chief Counsel
Shana M. Walter, Esquire, Deputy Chief Counsel,
Prosecution Division

ALSO PRESENT:

Mike Barba, Executive Director, Pennsylvania
Chiropractic Association
Andrew Heck, D.C., President, Pennsylvania
Chiropractic Association
George Khoury, D.C., UPMC
Doug Babin, CPCU, AIC, CIFI, FCLS, State Farm
Theresa Russo, Chiropractor
William Aukerman, Chiropractor
Keith Miller, Chiropractor, Advanced Chiropractic and
Spine Center
Justin Miller, Chiropractor, Miller Sports and Family
Chiropractic LLC
Mike Guinosso, Chiropractor
Joseph Paletta, Esquire, Paletta Law
Scott Pint, Respondent

State Board of Chiropractic
February 12, 2026

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ALSO PRESENT (CONT.):

Larisse Ali
Denise Williams
Paul
Call-In # 1-267-980-3339
Erin Badstuebner, Sargent's Court Reporting Service,
Inc.

1 ***

2 State Board of Chiropractic

3 February 12, 2026

4 ***

5 [Pursuant to Section 708(a)(5) of the Sunshine Act,
6 at 9:30 a.m. the Board entered into Executive Session
7 with Shawn J. Jayman, Esquire, Board Counsel, for the
8 purpose of conducting quasi-judicial deliberations on
9 a number of matters that are currently before the
10 board and to receive the advice of counsel. The
11 Board returned to open session at 10:29 a.m.]

12 ***

13 Official Call to Order

14 [Dr. Jonathan McCullough, Chair, called the meeting
15 of the State Board of Chiropractic to order at 10:29
16 a.m.]

17 ***

18 Introduction of Board Members and Attendees

19 [Dr. Jonathan McCullough, Chair, requested an
20 introduction of Board members and attendees. A
21 quorum of Board members was present.]

22 ***

23 [Shawn J. Jayman, Esquire, Board Counsel, informed
24 everyone that the meeting was being recorded, and
25 those who continued to participate were giving their

1 consent to be recorded.

2 Mr. Jayman also noted the Board entered into
3 Executive Session this morning and conducted quasi-
4 judicial deliberations with the advice of counsel.]

5 ***

6 [Shawn J. Jayman, Esquire, Board Counsel, noted the
7 Agenda would be amended to add a motion to allow two
8 Board Members to attend the Federation Chiropractic
9 Licensing Board (FCLB) conference in Atlanta April 29
10 - May 3, 2026.]

11 ***

12 Approval of Minutes of the December 18, 2025 meeting.

13 CHAIR MCCULLOUGH:

14 Our next item is the Approval of
15 Minutes from December 18, 2025.

16 The Chair would entertain a motion
17 to accept the Minutes as transcribed.

18 DR. SMITH:

19 Motion to accept.

20 ACTING COMMISSIONER CLAGGETT:

21 Second.

22 CHAIR MCCULLOUGH:

23 Any discussion? No, then we'll get a
24 roll call.

25

1 Dr. McCullough, aye; Acting
2 Commissioner Claggett, aye; Dr.
3 Moreland, aye; Ms. Paone, abstain; Dr.
4 Smith, aye; Dr. Thieroff, abstain; Dr.
5 Petruska, aye.

6 [The motion carried. Ms. Paone and Dr. Thieroff
7 abstained from voting on the motion.]

8 ***

9 Report of Prosecution - No Report

10 ***

11 Report of Acting Commissioner - No Report

12 ***

13 Report of Board Counsel - Proposed Adjudication and
14 Order

15 MR. JAYMAN:

16 Number 3 on the Agenda, based upon
17 Executive Session Deliberations, I
18 believe the Board Chair would entertain
19 a motion to direct Board Counsel to
20 draft an Adjudication and Order
21 consistent with the discussions in
22 Executive Session in the matter of
23 Warren T. Eichhorn, Case No 25-43-
24 007088.

25 CHAIR MCCULLOUGH:

1 Do we have a motion before the Board?

2 ACTING COMMISSIONER CLAGGETT:

3 So moved.

4 DR. SMITH:

5 Second.

6 CHAIR MCCULLOUGH:

7 Any discussion? Seeing none, roll call
8 vote.

9

10 Dr. McCullough, aye; Acting
11 Commissioner Claggett, aye; Dr.
12 Moreland, aye; Ms. Paone, aye; Dr.
13 Smith, aye; Dr. Thieroff, aye; Dr.
14 Petruska, aye.

15 [The motion carried unanimously.]

16

17 Report of Board Counsel - Petition to Reinstate to
18 Non-restricted Status

19 [Shawn J. Jayman, Esquire, Board Counsel noted for
20 Agenda Item 4, Emyline Breckenridge, Esquire, Board
21 Prosecutor; Joseph Paletta, Esquire, Paletta Law; and
22 Scott Pint, Respondent, were present. He indicated
23 Mr. Paletta and Mr. Pint could have a few minutes to
24 address the Board.

25 Mr. Paletta provided a brief statement to the

1 Board, noting his client had acknowledged his
2 wrongdoing, shown contrition, been compliant with all
3 conditions qualifying him for the petition and was
4 committed to continuing to comply with all conditions.

5 Dr. Pint explained he did not excuse his action
6 but noted he suffered from tragic emotional trauma
7 when the event occurred two-and-a-half years ago. He
8 had followed protocols, sought counseling, tested and
9 complied. He wanted to get back to work and restart
10 his life.

11 Ms. Breckenridge supplied a statement, noting the
12 need to balance between acknowledging Dr. Pint's
13 progress but also not permitting lighter discipline
14 due to a violation of the original Consent Agreement.]

15

16 [Pursuant to Section 708(a)(5) of the Sunshine Act,
17 at 10:43 a.m., the Board entered into Executive
18 Session with Shawn J. Jayman, Esquire, Board Counsel,
19 for the purpose of conducting quasi-judicial
20 deliberations and to receive the advice of Board
21 Counsel. The Board returned to open session at 10:50
22 a.m.]

23

24 MR. JAYMAN:

25 Getting back to Number 4 on the Agenda,

1 Based on Executive Session
2 deliberations, I believe the Chair
3 would entertain a motion to deny
4 Petitioner's request for Reinstatement
5 to unrestricted license. However,
6 reinstatement is granted subject to
7 Respondent participating in PHMP
8 monitoring for a period of time
9 determined by PHMP.

10 CHAIR MCCULLOUGH:

11 Correct. Do we have a motion?

12 ACTING COMMISSIONER CLAGGETT:

13 So moved.

14 CHAIR MCCULLOUGH:

15 Do you have a second?

16 DR. SMITH:

17 Second.

18 CHAIR MCCULLOUGH:

19 Roll call vote.

20

21 Dr. McCullough, aye; Acting
22 Commissioner Claggett, aye; Dr.
23 Moreland, aye; Ms. Paone, aye; Dr.
24 Smith, aye; Dr. Thieroff, aye; Dr.
25 Petruska, aye.

1 [The motion carried unanimously.]

2 ***

3 MR. JAYMAN:

4 Number 5 on the Agenda, Randolph
5 Magone, based on Executive Session
6 deliberations, I believe the Chair
7 would entertain the motion to grant a
8 Petition for Reinstatement to
9 unrestricted status in the matter of
10 Randolph Magone.

11 CHAIR MCCULLOUGH:

12 Do I have a motion?

13 DR. SMITH:

14 Motion.

15 CHAIR MCCULLOUGH:

16 Do we have a second?

17 ACTING COMMISSIONER CLAGGETT:

18 I second.

19
20 Dr. McCullough, aye; Acting
21 Commissioner Claggett, aye; Dr.
22 Moreland, aye; Ms. Paone, aye; Dr.
23 Smith, aye; Dr. Thieroff, aye; Dr.
24 Petruska, aye.

25 [The motion carried unanimously.]

1 ***

2 Report of Board Counsel - Reconsideration Request

3 MR. JAYMAN:

4 I do have one more Item on the Agenda,
5 Number 6.

6 Based on Executive Session
7 deliberations, I believe the Chair
8 would entertain a motion to deny a
9 Request for Reconsideration in the
10 matter of Jonathan Wiktorchik, Case No.
11 24-43-015460.

12 DR. SMITH:

13 Motion.

14 ACTING COMMISSIONER CLAGGETT:

15 Second.

16 CHAIR MCCULLOUGH:

17 Roll call vote please.

18
19 Dr. McCullough, aye; Acting
20 Commissioner Claggett, aye; Dr.
21 Moreland, aye; Ms. Paone, aye; Dr.
22 Smith, aye; Dr. Thieroff, aye; Dr.
23 Petruska, aye.

24 [The motion carried unanimously.]

25 ***

1 Regulatory Report - Status of Regulations
2 [Shawn J. Jayman, Esquire, Board Counsel, noted
3 Thomas Davis, Esquire, had accepted a position as a
4 Board Counsel. The Board's regulations were at a
5 standstill until his replacement was appointed. He
6 hoped a new person would be in place by the April 16,
7 2026 meeting.]

8

9 New Business - Vote for Board Member Attendance -
10 FCLB/NBCE Annual Conference, Atlanta, GA April
11 29 - May 3, 2026

12 CHAIR MCCULLOUGH:

13 I would like to recommend Dr. Shannon
14 Smith as the voting delegate and Dr.
15 Shannon Thieroff as the alternative
16 delegate and that the Commonwealth send
17 them to the FCLB meeting in Georgia in
18 late April, beginning of May.

19 ACTING COMMISSIONER CLAGGETT:

20 So moved.

21 DR. SMITH:

22 Second.

23

24 Dr. McCullough, aye; Acting
25 Commissioner Claggett, aye; Dr.

1 Moreland, aye; Ms. Paone, aye; Dr.
2 Smith, aye; Dr. Thieroff, aye; Dr.
3 Petruska, aye.

4 [The motion carried unanimously.]

5 ***

6 New Business - Vote for Delegate and Alternate
7 Designee at FCLB/NBCE Annual Conference,
8 Atlanta, GA April 29 - May 3, 2026

9 CHAIR MCCULLOUGH:

10 I would like to make a motion that the
11 Board appoint Dr. Shannon Thieroff the
12 voting delegate for the National Board
13 of Chiropractic Examiners and Dr.
14 Shannon Smith be the alternate delegate
15 for NBCE.

16 ACTING COMMISSIONER CLAGGETT:

17 So moved.

18 DR. SMITH:

19 Second.

20
21 Dr. McCullough, aye; Acting
22 Commissioner Claggett, aye; Dr.
23 Moreland, aye; Ms. Paone, aye; Dr.
24 Smith, aye; Dr. Thieroff, aye; Dr.
25 Petruska, aye.

1 [The motion carried unanimously.]

2 ***

3 Report of Board Administrator

4 [Shakeena Chappelle, Board Administrator, discussed
5 the Board Member upcoming training. She encouraged
6 all Board Members to attend.

7 Acting Commissioner Claggett noted an email had
8 been sent to all Board Members. He requested that
9 everyone review the email and respond.]

10 ***

11 Appointment - Annual Prosecution Report

12 [Shana M. Walter, Esquire, Deputy Chief Counsel,
13 Prosecution Division, explained the Bureau of
14 Professional and Occupational Affairs (BPOA) provides
15 administrative and legal support to the 29
16 professional and occupational licensing boards and
17 commissions within the department. The Office of
18 Chief Counsel Prosecution Division works with it's
19 the Bureau of Enforcement and Investigation (BEI) and
20 compliance arms, who receive complaints, investigate
21 allegations, and enforce compliance with the acts and
22 regulations that govern the boards and commissions.
23 She stated the Prosecution Division consists of five
24 senior prosecuting attorneys and 34 additional
25 attorneys.

1 Ms. Walter stated the prosecution process always
2 begins with a complaint either from the public or by
3 Board referral. She reported in 2025 the department
4 received close to 23,000 complaints for all boards.
5 Ms. Walter provided an overview of the investigative
6 process in which the complaint moves through several
7 levels of review. She noted the primary role of
8 prosecution at Board meetings is to present Consent
9 Agreements to the Board.

10 Ms. Walter explained after the investigative
11 process, the evidence is reviewed by the prosecuting
12 attorney to determine if they believe there have been
13 any violations of the act or regulations, how
14 sufficient the evidence is and determine if
15 additional files need to be opened. She stated, if a
16 violation is suspected, the available options include
17 immediate temporary suspension, filing an order to
18 show cause, automatic suspension, an order for a
19 mental or physical examination, and a petition for
20 appropriate relief if the case violates a previous
21 Board order. Avenues for discipline types are
22 revocation, suspension, probation, public reprimand,
23 civil penalty, remedial education, and cost of
24 investigation. She added all investigations are
25 confidential and are not subject to right-to-know

1 requests.

2 Ms. Walters shared in 2025 there were 17,354
3 cases opened and 19,131 cases closed, up
4 significantly from 2024. Specifically for the
5 Chiropractic Board, she reported 92 cases were opened
6 in 2025 with 94 cases closed in an average of a year
7 and half. The disposition of the closed cases
8 included six monetary penalties, 13 types of
9 discipline affecting the ability to practice, and 20
10 warning letters.]

11

12 Miscellaneous - Chiropractic Freedom Coalition

13 Correspondence

14 MR. JAYMAN:

15 We did receive a letter from the
16 Chiropractic Freedom Coalition. We're
17 going to table that matter for the next
18 meeting for us to further gather
19 information.

20 The motion will be, based on
21 Executive Session deliberations, I
22 believe the Chair would entertain a
23 motion to table the matter as written
24 from the letter authored by the
25 Chiropractic Freedom Coalition.

1 DR. SMITH:

2 So moved.

3 ACTING COMMISSIONER CLAGGETT:

4 Second.

5 CHAIR MCCULLOUGH:

6 Roll call vote.

7

8 Dr. McCullough, aye; Acting
9 Commissioner Claggett, aye; Dr.
10 Moreland, aye; Ms. Paone, aye; Dr.
11 Smith, aye; Dr. Thieroff, aye; Dr.
12 Petruska, aye.

13 [The motion carried unanimously.]

14 ***

15 Public Comment - None

16 ***

17 Report of Board Counsel - Sunshine Act and Recusal
18 Guidelines Presentation

19 [Shawn J. Jayman, Esquire, Board Counsel, presented
20 the biannual Sunshine Act and Recusal Guidelines
21 Presentation. He summarized that the Sunshine Act
22 ensures transparency in government by requiring open
23 meetings for all official actions and deliberations
24 involving agency matters. Any time a quorum of Board
25 members meets to discuss Board business, the meeting

1 must be publicly advertised. Deliberations are
2 defined as discussions intended to lead to decisions,
3 and official actions include votes or policy
4 decisions.

5 Public notice of meetings must be issued at the
6 beginning of the calendar year and at least three
7 days in advance, with any changes requiring 24-hour
8 notice. Emergency meetings are exempt but must be
9 justified. All meetings and Agendas are posted
10 publicly, including in the *Pennsylvania Bulletin* and
11 on the Board's website.

12 Mr. Jayman noted that amendments to the Sunshine
13 Act in 2021 require that if the agenda changes within
14 24 hours of the meeting, an amended agenda must be
15 published afterward. Meeting locations and agendas
16 must be made available in advance, and discussions
17 outside the posted agenda are only allowed if there
18 is a natural connection. All votes must be publicly
19 cast, so virtual participant members must have
20 cameras on. Meeting minutes must include the time,
21 place, attendance, and substance of discussions,
22 though not verbatim. Executive sessions may be held
23 for limited purposes, such as discussing litigation
24 strategy, deliberation matters, or personnel issues,
25 though personnel issues typically fall outside Board

1 purview. Executive sessions must be announced with
2 reasons and remain confidential even after the
3 meeting.

4 He warned that violations of the Sunshine Act can
5 invalidate meeting actions and lead to litigation or
6 attorney fees. Criminal penalties are rare and
7 require District Attorney action. He clarified that
8 actions of Board committees like the Application
9 Committee or Probable Cause Committee are not
10 considered to be a meeting if there is no quorum and
11 if actions are preliminary or administrative.

12 Regarding recusals, Mr. Jayman outlined the types
13 of recusals and the impact of those recusals.
14 Mandatory recusals include involvement in
15 prosecution, being a complainant, or having a direct
16 financial interest. Strongly recommended recusals
17 include personal connections or outside knowledge of
18 a case. Discretionary recusals apply when
19 impartiality is uncertain. He advised Board members
20 to consult Counsel in advance when unsure.
21 Abstentions from voting are allowed for lack of
22 preparation or uncertainty but prevent a member from
23 requesting reconsideration later. Members may still
24 attend for quorum purposes, but recusals count
25 against quorum.

1 Mr. Jayman also detailed conflict-of-interest
2 rules. Professional members may not serve as officers
3 or agents of statewide professional associations, and
4 public members may not be part of the regulated
5 profession or have immediate family members who are.
6 Public members must not hold any other appointed
7 office in the Commonwealth.]

8 ***

9 Adjournment

10 CHAIR MCCULLOUGH:

11 Is there any public comment? Seeing
12 none, the Chair would entertain a
13 motion for adjournment.

14 DR. SMITH:

15 So moved.

16 ACTING COMMISSIONER CLAGGETT:

17 Second.

18 CHAIR MCCULLOUGH:

19 No roll call vote. All right, we'll
20 see you April 16th.

21 ***

22 Public Comment

23 [George Khoury, D.C., UPMC, asked to provide comments
24 regarding the conflict of interest portion of the
25 Sunshine Act presentation. He asked if there would

1 be a conflict of interest if there is a Board Member
2 participating in an organization regarding licensing
3 or testing. He asked for clarification if the
4 restriction applied to existing State Board Members.

5 Dr. Smith stated Board Members could not be
6 public Board Members and be a chiropractor or be
7 related to a chiropractor.

8 Dr. Khoury noted his concern for discussion was
9 that Pennsylvania is one of the only states that are
10 members of FCLB and NBCE where the sitting Board
11 Members are unable to attend the test development
12 committees and the testing organizations through
13 National Board. He added other states can send their
14 Board Members to sit in on testing and test
15 development, but in Pennsylvania the Governor's
16 Office has deemed it a conflict of interest for
17 current Board Members to participate. Due to the
18 restriction, in Pennsylvania, former Board Members go
19 to represent the State.

20 Acting Commissioner Claggett inquired where Dr.
21 Khoury was seeing the information he presented. Ms.
22 Chappelle added Dr. Khoury was correct, and she
23 believed it was part of the Act but would verify.
24 Acting Commissioner Claggett stated the questions
25 posed would be added to the Agenda for the next

1 meeting.

2 Dr. Khoury clarified he was asking because at the
3 May meeting of FCLB and NBCE, there will be a
4 determining vote to combine the two organizations.
5 He wanted to ensure Pennsylvania would be able to
6 vote without any conflict and repercussions.

7 Dr. Smith stated he would like to ensure both he
8 and Dr. Thieroff would not have any conflicts of
9 interest with the topic of the vote and potential
10 future conflicts.

11 Acting Commissioner Claggett stated Regulatory
12 Counsel would be asked to look into all concerns for
13 the next meeting.

14 Dr. Khoury was thanked for his feedback.]

15 ***

16 [There being no further business, the State Board of
17 Chiropractic Meeting adjourned at 11:27 a.m.]

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CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Board of Chiropractic meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Chiropractic meeting.



Erin Badstuebner,

Minute Clerk

Sargent's Court Reporting
Service, Inc.

STATE BOARD OF CHIROPRACTIC
REFERENCE INDEX

February 12, 2026

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7		
8	9:30	Executive Session
9	10:29	Return to Open Session
10		
11	10:29	Official Call to Order
12		
13	10:29	Introduction of Board Members/Attendees
14		
15	10:33	Approval of Minutes
16		
17	10:34	Report of Board Counsel
18		
19	10:56	Report of Regulatory Counsel
20		
21	10:57	New Business
22		
23	11:00	Report of Board Administrator
24		
25	11:00	Appointment - Annual Prosecution
26		Presentation
27		
28	11:07	Report of Board Counsel - Sunshine Act
29		
30	11:22	Public Comment
31		
32	11:27	Adjournment
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