

AGENDA

CONNECTICUT STATE BOARD OF CHIROPRACTIC EXAMINERS

Thursday, February 2, 2023 at 8:30 A.M.

Department of Public Health
410 Capitol Avenue, Hartford CT

CALL TO ORDER

MINUTES

- Review of the minutes from November 17, 2022.

OPEN FORUM

HEARINGS

- *David Steinberg, DC* *Petition No. 2021-1210* *Aden Baume, Staff Attorney*

ADJOURN

Board of Chiropractic Examiners - Meeting/Hearing via Microsoft Teams

Join on your computer, mobile app or room device

[Click here to join the meeting](#)

Meeting ID: 273 203 831 600

Passcode: mnE3iC

[Download Teams](#) | [Join on the web](#)

Or call in (audio only)

[+1 860-840-2075](#) - Phone Conference ID: 426 859 701#

The following minutes are draft minutes which are subject to revision and which have not yet been adopted by the Board.

The **Connecticut State Board of Chiropractic Examiners** held a meeting on November 17, 2022.

BOARD MEMBERS PRESENT:	Karlos Boghosian, DC Sean Robotham, DC Pamela Sawyer (Public Member)
BOARD MEMBERS ABSENT:	None
ALSO PRESENT:	Stacy Schulman, Hearing Officer Dianne Bertucio, Interim Board Liaison

Dr. Boghosian called the meeting to order at 8:30 a.m. All participants were present via Microsoft TEAMS.

I. MINUTES

Dr. Robotham made a motion, seconded by Ms. Sawyer, to approve the minutes from the August 18, 2022 meeting. The motion passed unanimously.

II. OPEN FORUM

None

III. DECLARATORY RULING AND LETTER ON BEHALF OF THE BOARD REGARDING POSTURAL SCREENINGS BY CHIROPRACTORS

After discussion, the Board sent back the Declaratory Ruling to the AAG for review and Board Chairperson signature.

IV. ADJOURN

The meeting was adjourned at 9:52 a.m. on a motion by Ms. Sawyer, seconded by Dr. Robotham.

Respectfully submitted
Karlos Boghosian, DC
Connecticut State Board of Chiropractic Examiners

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In re: David Steinberg, D.C.

Petition No. 2020-1021

STATEMENT OF CHARGES

Pursuant to the General Statutes of Connecticut, §§19a-10 and 19a-14, the Department of Public Health (hereinafter "the Department") brings the following charges against David Steinberg:

1. David Steinberg of Hebron, Connecticut (hereinafter "respondent") is, and has been at all times referenced in this Statement of Charges, the holder of Connecticut chiropractic license number 001338.
2. Respondent provided care to Patient #1 at various times between August 31, 2020 and September 8, 2020. During the course of treatment, he made chiropractic examinations, took radiographic images, and performed spinal adjustments.
3. Respondent's care for Patient #1 failed to meet the standard of care in one or more of the following ways:
 - a. His clinical notes were inadequate and/or incomplete;
 - b. On or about August 31, 2020, he made inappropriate sexual comments to Patient #1 and/or Patient #1's romantic partner; and/or
 - c. On or about September 8, 2020, he inappropriately touched Patient #1 buttocks.
4. The above described facts constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut, §20-29.

THEREFORE, the Department prays that:

The Board of Chiropractic Examiners, as authorized in Connecticut General Statutes §§19a-17 and 20-29, revoke or order other disciplinary action against the chiropractic license of David Steinberg as it deems appropriate and consistent with law.

Dated at Hartford, Connecticut this 27th day of September 2022.



Christian D. Andresen, MPH, CPH, Section Chief
Practitioner Licensing & Investigations Section
Healthcare Quality and Safety Branch

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
REGULATORY SERVICES BRANCH

In re: DAVID STEINBERG, D.C.

Petition No. 2020-1021

RESPONSE TO STATEMENT OF CHARGES

1. Admitted.

2. Admitted.

3. Denied.

a. Denied

b. Denied.

c. Denied.

4. Denied.

RESPONDENT,
DAVID STEINBERG, D.C.

BY:


Mary Alice More Leonhardt
Moore Leonhardt & Associates LLC
198 Talcott Notch Road
Farmington, CT 06032
Juris # 303506
P: (860) 500-9308
M: (860) 614-0272
ma@mooreleonhardt.com

CERTIFICATION

I hereby certify that a copy of the foregoing was sent on this 16th day of January 2023 to the following:

Aden Baume, Esq.
State of Connecticut
Department of Public Health
Office of Legal Compliance
Aden.Baume@ct.gov

Department of Public Health, Public Health Hearing Office
[phho.dph@ct.gov.](mailto:phho.dph@ct.gov)



Mary Alice Moore Leonhardt

**STATE OF CONNECTICUT
CONNECTICUT BOARD OF CHIROPRACTIC EXAMINERS**

David Steinberg, D.C.
c/o Mary Alice Moore Leonhardt, Esq.
Moore Leonhardt & Associates LLC
198 Talcott Notch Road
Farmington, CT 06032

VIA EMAIL (ma@mooreleonhardt.com)
and Certified Mail 9489 0090 0027 6312 5785 47

RE: David Steinberg, D.C. Petition No. 2020-1021

NOTICE OF HEARING

By authority of the General Statutes of Connecticut, § 4-177, you are hereby notified to appear before the **Connecticut Board of Chiropractic Examiners** for a hearing on the attached Charges against you to be held on **Thursday, November 17, 2022, at 9:15 a.m.** The hearing will be held by video conference. .

These charges are being brought against you under the provisions of §§ 19a-9, 19a-10, 19a-14, and 20-29 of the Connecticut General Statutes. The hearing will be conducted in accordance with Chapter 54 of the General Statutes of Connecticut and § 19a-9-1, et seq., of the Regulations of Connecticut State Agencies (Public Health Code).

At the hearing you will have the opportunity to present your evidence, including witnesses and documents. It will be your responsibility to provide the hearing connection link to any witnesses you may call.

Filing an Answer; Failure to File Answer:

You are required to file an answer to the attached Charges with the Department of Public Health within 14 days from the date of this Notice of Hearing. Please note: failure to file an Answer could result in the allegations being found to be true as stated, and the possibility that you will not be permitted to submit any evidence concerning the allegations.

Representation by an Attorney:

At the aforementioned hearing you may be represented by an attorney and present evidence on your behalf. Although you may represent yourself (pro se), you are urged to obtain the services of an attorney.

Documents:

If you intend to introduce documents into evidence, **YOU MUST COMPLY WITH THE FOLLOWING REQUIREMENTS:**

Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted.

The following information shall be redacted.

- (1) Date of birth
- (2) Mother's maiden name
- (3) Motor vehicle operator's license number
- (4) Social Security Number
- (5) Other government-issued identification number
- (6) Health insurance identification number
- (7) Financial account number
- (8) Security code or personal identification number (PIN)

Order Re: Filings

In preparation for this hearing you must, no later than November 4, 2022, provide the information specified in the attached Notice for Submissions.

All communications to the Board shall be submitted in this fashion. The Department or Respondent shall provide a copy of each document filed to Respondent or Department as the case may be and certify such to the Board.

Failure to Appear:

If you fail to appear at the hearing, upon proof that due notice was served upon you to appear, the Board may proceed in the same manner as though you were present in person. **The Board may hold a fact-finding meeting immediately following the close of the record.**

Please call 860-509-7566 as soon as possible if you have any questions about the hearing schedule.

Dated at Hartford, Connecticut this 12th day of October, 2022.

For the Connecticut Board of Chiropractic Examiners

/s/ Jeffrey A. Kardys

Jeffrey A. Kardys, Administrative Hearings Specialist/Board Liaison
Department of Public Health
410 Capitol Avenue, MS #13PHO
PO Box 340308
Hartford, CT 06134-0308
Tel. (860) 509-7566 FAX (860) 509-7553

c: Board Members – Board of Chiropractic Examiners
Daniel Shapiro, Deputy Associate Attorney General
Stacy Schulman, Hearing Officer
Christian Andresen, Section Chief, Practitioner Licensing and Investigations
Aden Baume, Staff Attorney, Department of Public Health

Notice for Submissions

The hearing in the matter of **David Steinberg, D.C.** has been scheduled for **November 17, 2022** and will be conducted remotely through Microsoft Teams/teleconference.

On or before **November 4, 2022**, you must provide the following by electronic mail response to the hearing office at phho.dph@ct.gov

1. **Electronically Pre-filed exhibits** – Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted. *Parties and/or counsel should stipulate to any exhibits and facts not in dispute, and provide any objections to proposed exhibits.* All exhibits also must be sent to the opposing party or counsel.
2. **Witness List** – identify any persons expected to be called to testify. Be sure to notify your witnesses that they will be required to remain available and in attendance for the full duration of the hearing. (This will eliminate the difficulty of trying to reach witnesses again for rebuttal or additional examination later in the hearing). Witness lists also must be sent to the opposing party or counsel.
3. **Photo Identification**: a copy of a government-issued photo identification of the parties and witnesses.
4. **Electronic Mail ("e-mail") addresses** for parties, counsel and witnesses. All e-mail addresses must be current and able to receive all notices relating to this matter.
5. **Cellphone numbers** for all parties, counsel, and witnesses at which they can be reached and respond to text message during the hearing (in the event a connection is lost).
6. **A statement whether executive session may be required** to receive testimony containing personal protected information, and if so, what that information may be (treatment records, patient records, therapy reports). Parties or counsel should identify any witnesses listed in response to #2 above who may provide testimony relating to personal protected information requiring executive session.
7. **A statement whether an interpreter will be needed for the proceeding.**

This is a formal public hearing. It will be video recorded and posted on the DPH website for public viewing. All hearing participants should appear in proper attire, in proper surroundings, and remove any potential distractions.

In preparation, please make sure all of your devices are fully functioning and properly charged. All participants are required to have video and audio functions on when testifying or speaking. Our office will contact you again 3 to 5 calendar days prior to the hearing to provide you with any further instructions and a Microsoft Teams link / phone number and code to enter the hearing.

Should you have any question please contact the hearing office at phho.dph@ct.gov.

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

Manisha Juthani, MD
Commissioner



Ned Lamont
Governor
Susan Bysiewicz
Lt. Governor

CONNECTICUT BOARD OF CHIROPRACTIC EXAMINERS

October 21, 2022

David Steinberg, D.C.
c/o Mary Alice Moore Leonhardt, Esq.
Moore Leonhardt & Associates LLC
198 Talcott Notch Road
Farmington, CT 06032

VIA EMAIL ONLY (ma@mooreleonhardt.com)

Aden Baume, Staff Attorney
Department of Public Health
410 Capitol Avenue, MS #12LEG
PO Box 340380
Hartford, CT 06134-0308

VIA EMAIL ONLY

RE: David Steinberg, D.C. Petition No. 2020-1021

NOTICE OF RESCHEDULED HEARING

On October 12, 2022, counsel for respondent submitted an email request for a continuance of the hearing in the above-referenced matter scheduled for November 17, 2023.

The request is GRANTED.

The hearing is rescheduled to Thursday, February 2, 2023. The hearing will be held via Microsoft TEAMS immediately following the 9:00 a.m. meeting of the Board of Chiropractic Examiners .

In preparation for this hearing you must, no later than January 16, 2023, provide the information specified in the attached Notice for Submissions.

For the Connecticut Board of Chiropractic Examiners

Is/ Jeffrey A. Kardys

Jeffrey A. Kardys, Administrative Hearings Specialist/Board Liaison
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410 Capitol Avenue, P.O. Box 340308
Hartford, Connecticut 06134-0308
www.ct.gov/dph
Affirmative Action/Equal Opportunity Employer



Notice for Submissions

The hearing in the matter of **David Steinberg, D.C.** has been scheduled for **February 2, 2023** and will be conducted remotely through Microsoft Teams/teleconference.

On or before **January 16, 2023**, you must provide the following by electronic mail response to the hearing office at phho.dph@ct.gov

1. **Electronically Pre-filed exhibits** – Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, **and properly redacted for any personally identifiable information.** *Parties and/or counsel should stipulate to any exhibits and facts not in dispute, and provide any objections to proposed exhibits.* All exhibits also must be sent to the opposing party or counsel.
2. **Witness List** – identify any persons expected to be called to testify. Be sure to notify your witnesses that they will be required to remain available and in attendance for the full duration of the hearing. (This will eliminate the difficulty of trying to reach witnesses again for rebuttal or additional examination later in the hearing). Witness lists also must be sent to the opposing party or counsel.
3. **Photo Identification:** If you are representing yourself, please provide a copy of a government-issued photo identification for yourself and any witnesses you expect to call. Photo identification is *not* required for parties represented by counsel, or witnesses called to testify for parties represented by counsel.
4. **Electronic Mail (“e-mail”)** addresses for parties, counsel and witnesses. All e-mail addresses must be current and able to receive all notices relating to this matter.
5. **Cellphone numbers** for all parties, counsel, and witnesses at which they can be reached and respond to text message during the hearing (in the event a connection is lost).
6. **A statement whether executive session may be required** to receive testimony containing personal protected information, and if so, what that information may be (treatment records, patient records, therapy reports). Parties or counsel should identify any witnesses listed in response to #2 above who may provide testimony relating to personal protected information requiring executive session.
7. **A statement whether an interpreter will be needed** for the proceeding.

This is a formal public hearing. It will be video recorded and posted on the DPH website for public viewing*. All hearing participants should appear in proper attire, in proper surroundings, and remove any potential distractions.

In preparation, please make sure all of your devices are fully functioning and properly charged. All participants are required to have video and audio functions on when testifying or speaking.

Documents are not required to be put on-screen during hearings, as all parties, attorneys, board members and/or hearing officers have been provided such documents. Parties and/or attorneys who elect to share documents for viewing on the screen during the hearing must do so from their own equipment. Hearing Office staff / TEAMS administrators are not responsible for the sharing of submitted documents in the presentation of a party's case.

Our office will contact you again 3 to 5 calendar days prior to the hearing to provide you with any further instructions and a Microsoft Teams link / phone number and code to enter the hearing. Should you have any question please contact the hearing office at phho.dph@ct.gov.

**STATE OF CONNECTICUT
CONNECTICUT BOARD OF CHIROPRACTIC EXAMINERS**

David Steinberg, D.C.
c/o Mary Alice Moore Leonhardt, Esq.
Moore Leonhardt & Associates LLC
198 Talcott Notch Road
Farmington, CT 06032

VIA EMAIL ONLY (ma@mooreleonhardt.com)

RE: David Steinberg, D.C. Petition No. 2020-1021

CHANGE IN HEARING LOCATION

The above-referenced hearing scheduled to appear before the **Connecticut Board of Chiropractic Examiners on Thursday, February 2, 8:30 a.m.**, will now be held at the Department of Public Health, 410 Capitol Avenue, Hartford, Connecticut, in the third floor hearing room. The Board may hold a fact-finding meeting immediately following the close of the record.

Please call 860-509-7566 as soon as possible if you have any questions about the hearing schedule.

Dated at Hartford, Connecticut this 25th day of February, 2023.

For the **Connecticut Board of Chiropractic Examiners**

/s/ *Dianne Bertucio*

Dianne Bertucio, Interim Administrative Hearings Specialist/Board Liaison
Department of Public Health
410 Capitol Avenue, MS #13PHO
PO Box 340308
Hartford, CT 06134-0308
Tel. (860) 509-7566 FAX (860) 509-7553

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**STATE OF CONNECTICUT
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VIA EMAIL ONLY (ma@mooreleonhardt.com)

RE: David Steinberg, D.C. Petition No. 2020-1021

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The above-referenced hearing scheduled to appear before the **Connecticut Board of Chiropractic Examiners on Thursday, February 2, 8:30 a.m.**, will now be held at the Department of Public Health, 410 Capitol Avenue, Hartford, Connecticut, in the third floor hearing room. The Board may hold a fact-finding meeting immediately following the close of the record.

Please call 860-509-7566 as soon as possible if you have any questions about the hearing schedule.

Dated at Hartford, Connecticut this 26th day of January, 2023.

For the **Connecticut Board of Chiropractic Examiners**

/s/ *Dianne Bertucio*

Dianne Bertucio, Interim Administrative Hearings Specialist/Board Liaison
Department of Public Health
410 Capitol Avenue, MS #13PHO
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