

OHIO STATE CHIROPRACTIC BOARD



ANNUAL REPORT FISCAL YEAR 2003

JULY 1, 2002 TO JUNE 30, 2003

**77 South High Street, 16th Floor
Columbus, Ohio 43215**

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www.state.oh.us/chr

Mission Statement

As servants of the public, our purpose is to protect the public health, safety and welfare...

Our mission is to proactively protect the health and welfare of Ohio's citizens and to regulate the chiropractic profession with vision by setting high standards for licensure and by fairly and consistently enforcing those standards through examination of new doctors, annual license renewal, clinic inspections, and timely investigation and disciplinary action when indicated.

Vision Statement

It is the intent of the Board that the following will be an accurate representation of the Ohio State Chiropractic Board by the year 2005:

The Ohio State Chiropractic Board is internationally renowned as a model for proactive, state-of-the-art professional regulatory boards. The Board is firm but fair, objective, open minded and proactive. The Board facilitates the education of licensees and members of the public on health and safety issues; this assures the highest quality of patient care for Ohio's citizens. The Board operates efficiently and effectively, documenting excellent outcomes in regulatory and disciplinary activities, budgeting, licensee education and public information. The board is viewed by the public as a consumer advocate directed to protect the public's interest in quality care and good health through regulation, education and public information. The Board is well respected by other regulatory boards and works in harmony with them. The Board is actively involved with the Federation of Chiropractic Licensing Boards, the National Board of Chiropractic Examiners and other key state, national and international organizations. The chiropractic profession is enhanced and elevated as a result of the Board's Vision in Action, thereby insuring open access to and wide utilization of the highest quality chiropractic health services by an informed public.



Introduction

The Ohio State Chiropractic Board is a state government agency that was established by the legislature in 1975 to regulate the practice of chiropractic and to protect the health, safety and welfare of the public. The Board is responsible for examining and licensing chiropractic physicians and enforcing the provisions of Chapter 4734 of the Ohio Revised Code (ORC) and the Administrative Code (OAC) adopted by the Board.

The Board is entirely self-sustaining through revenue generated from fees collected for license applications, license renewals, fines, and miscellaneous services. Board members are compensated hourly for time devoted to the Board's affairs, and are reimbursed for expenses incurred in the execution of their official duties. The Board reimburses certain state agencies for services rendered.

The Ohio Attorney General is the statutory legal counsel to the Board. An Assistant Attorney General from the Health and Human Services Section represents the Board in administrative hearings and court proceedings.

Board Staff

The Board employs seven full time employees to carry out its responsibilities. The regular working hours of the Board are Monday through Friday, 8:00 a.m. to 4:30 p.m.

Kelly A. Caudill, Executive Director

Ms. Caudill serves as the chief enforcement officer for the Board, enforcing the laws and rules governing the practice of chiropractic in Ohio. Ms. Caudill also oversees all activities and programs of the board office, carries out the Board Members' directives, and oversees all legal and legislative activities.

Shelly Giannini, Administrative Assistant

Shelly functions as the Board's office manager and is responsible for the administration of clerical support, personnel, training, telecommunications, fiscal, travel, payroll and employee benefits issues. Shelly also serves as liaison to the Board members for their administrative support needs, i.e., travel, clerical and meeting minutes.

Elizabeth N. Moore, Licensing Coordinator

Liz handles initial licensing applications, Board examinations and annual license renewal. Liz also coordinates continuing education seminar requests, maintains the continuing education roster and the Board's Website.

Marisa Hateley, Investigative Analyst

Marisa gathers preliminary case information and researches data to support the legal and enforcement staff. Marisa provides administrative support to the enforcement division and processes public records requests.

Thomas J. Hollis, Investigator
Lawrence E. Phillips, Investigator
Rex J. Waldenmyer, Investigator

Rex, T.J. and Larry conduct investigations relative to complaints involving the practice of chiropractic. These investigations may be highly specialized, complex and long-term. Investigations of persons rendering chiropractic services are conducted to determine the facts in each case, ascertain the exact basis of the complaint, and confirm allegations for administrative, civil, and criminal actions.

Chiropractic Board Members & Terms of Office

The Board is composed of five members, four chiropractic physicians and one public member. The Governor, with the advice and consent of the Senate, appoints the members to four-year terms. Members are eligible to be re-appointed once. Board members are compensated hourly for actual time devoted to the Board’s affairs, and are reimbursed for expenses incurred in the performance of their official duties.

<p>Steven M. Bleser, D.C. , President* 5297 Montgomery Road Cincinnati, OH 45212 (513) 731-6786</p>	◆	<p>Appointed: 01/17/1995 Reappointed: 01/08/2003 Term Expires: 11/02/2006</p>
<p>Robert B. Sheely, D.C. , Vice-Pres. 608 West State Street Trenton, OH 45067 (513) 988-9735</p>	◆	<p>Appointed: 12/06/1995 Reappointed: 12/08/1999 Term Expires: 11/02/2003</p>
<p>Anna Villarreal Jenkins, D.C. 37 South Hickory Street Chillicothe, OH 45601 (740) 775-0552</p>	◆	<p>Appointed: 01/08/2003 Term Expires: 11/02/2006</p>
<p>Earl L. Wiley, D.C. 1413 Linn Street Cincinnati, OH 45214 (513) 621-2726</p>	◆	<p>Appointed: 11/16/2001 Term Expires: 11/02/2005</p>
<p>Dennis L. Wojtanowski, B.A. 172 East State Street, Suite 400 Columbus, OH 43215 (614) 221-0971</p>	◆	<p>Appointed: 11/16/2001 Term Expires: 11/02/2005</p>

* The Board elects a president in odd-numbered years to serve a two-year term. Dr. Bleser was elected Board President on November 16, 2001.

Board Meetings

Board meetings are typically held monthly and an annual meeting is held in September. During Fiscal year 2003, the Board conducted 12 meetings at the Board office on the following dates: July 18, 2002; August 22, 2002; September 26, 2002; October 31, 2002; November 21, 2002; December 12, 2002; January 20, 2003; February 26, 2003; March 20, 2003; April 18, 2003; May 22, 2003; and June 19, 2003. Additionally, the Board held its sixth annual planning retreat on April 17-18, 2003 in Columbus, Ohio. Also, public hearings were held on November 21, 2002 and March 20, 2003 for the purpose of reviewing administrative rules proposed for adoption and rescission.

All meetings of the Board are open to the public. Upon request, any person may obtain advance notification of the time, place and purpose of all meetings of the Board.

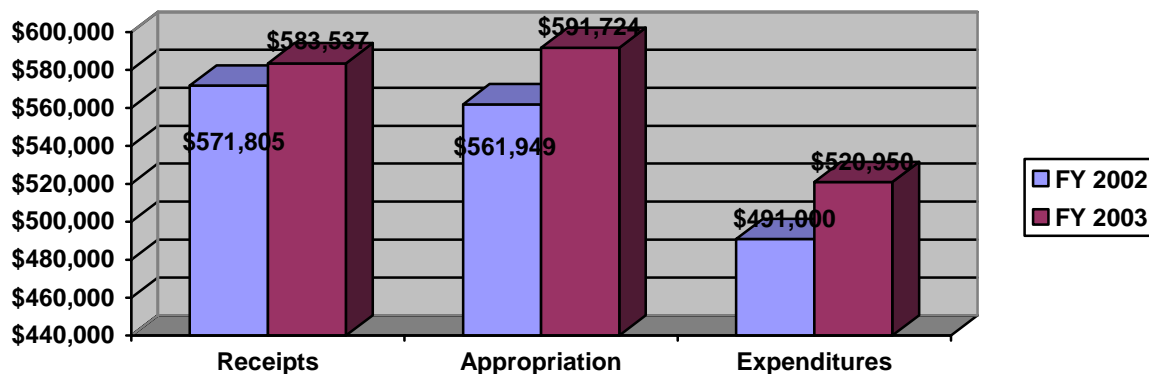
Public Records Requests

In accordance with the Open Records Act, ORC § 149.43, the Board and its staff promptly review and respond to all requests for public records. During FY 2003 the Board staff processed 71 licensure certifications requested by licensees and 58 requests for licensee rosters. There were 32 public record requests for licensing files relating to a specific chiropractic physician. These requests can be time consuming to prepare as each request must have a legal review and the corresponding documents purged of confidential information.

Budgetary Matters

As required by ORC 4734.54, all receipts of the board are deposited in the Occupational and Professional Licensing Fund (4K9). The Board is entirely self-supporting, in that the aggregate of all fees collected each year exceeds the Board's biannual legislative appropriation and operating expenditures.

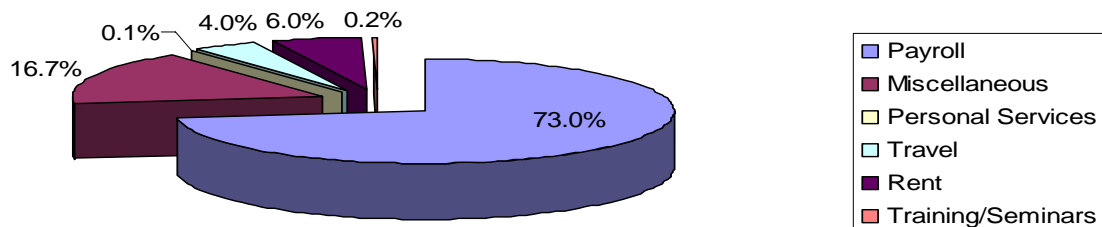
Fiscal Summary



Statement of Revenue

	FY 2001	FY 2002	FY 2003
Renewal Fees	510,600	521,000	533,000
Examination Fees	38,000	31,250	35,425
Penalty Fees	16,363.72	12,900	8,700
Licensee Rosters	7,480	4845	4,975.20
License Certifications	1,640	1400	1,380
Miscellaneous	765.17	410.11	57.30
TOTAL	\$574,848.89	\$571,805.11	\$583,537.50

Breakdown of Expenditures



* Personal Services include Hearing Officers and temporary contracted employees

* Miscellaneous items include repairs and maintenance, printing, state provided services, equipment, supplies, communications, and shipping.

Board Activities and Accomplishments

The Board is active in promoting chiropractic to improve the services delivered to our licensees, thereby ensuring the public receives the best chiropractic service. The following is a brief summary of the pertinent activities of the Board during FY 2003:

- November 3-4, 2002: The Board manned an informational booth at the Ohio State Chiropractic Association's annual convention, held in Columbus, Ohio.
- January 7, 2003: Dr. Steven Bleser of Cincinnati was re-appointed and Dr. Anna Villarreal Jenkins was inducted as a new member of the Board, replacing Dr. McMichael whose appointment ended November 2, 2002.
- April 17-18, 2003: Board members and senior staff held their sixth annual planning retreat at the Hyatt in Columbus, Ohio. Dr. Bleser served as the facilitator. Administrative Rules were reviewed and long range plans were developed for the coming year.

- August 8, 2002: Shelly Giannini was hired as the Executive Assistant.
- April 30 – May 4, 2003: Dr. Wiley represented the Board at the Federation of Chiropractic Licensing Boards 77th Annual Congress in Orlando, Florida.
- The Board devoted much of their meeting time during FY 2003 drafting administrative rules to amplify the statutes enacted on April 10, 2001, as a result of House Bill 506 (Schuring--123rd General Assembly).

The Board proposed the rescission and adoption of the following administrative rules at a public hearing held on November 21, 2002. The effective date for the following rule rescission and adoption was January 10, 2003.

Rules Rescinded

4734-1-02 Payment of Fees; 4734-1-03 Officers and their duties; 4734-1-04 Agents of the Ohio State Chiropractic Board; 4734-1-05 Meetings of the Board; 4734-1-14 Requirements for approval of annual license renewal educational seminars and requirements for payment of annual license renewal fees.

Rules Adopted

4734-1-02 Public Notice of Meetings; 4734-1-03 Payment of Fees; 4734-1-04 Agents of the Board; 4734-1-05 Parliamentary Authority; 4734-1-07 Committees and Advisory Groups; 4734-1-08 Investigative Procedures; 4734-1-09 Organizational Memberships; 4734-7-01 License Renewal Requirements; 4734-7-02 Application and Requirements for Approval of Continuing Education Programs; 4734-7-03 Continuing Education 4734-7-04 Inactive Licenses; Restoration of License; 4734-7-05 Forfeiture of License; Restoration; 4734-9-05 Confidentiality; 4734-9-06 Sexual Misconduct; 4734-9-09 Fee Splitting Prohibited.

The Board proposed the rescission and adoption of the following administrative rules at a public hearing that was held on March 20, 2003. The effective date for the following rule rescission and adoption was May 2, 2003.

Rules Rescinded

4734-1-16 Conduct of Practice

Rules Adopted

4734-8-03 Quality Intervention Program; 4734-8-03 Record Keeping; 4734-8-04 Examination and Prescription Protocols; 4734-8-05 Board Consideration of Sanctions; 4734-9-01 Fine Schedules; 4734-9-02 Advertising and Solicitation; 4734-9-03 Signage; 4734-9-04 Ownership of Chiropractic Practices; 4734-9-07 Billing Practices and 4734-9-08 Professional Conduct.

Licensing and Examination Statistics

All applicants for the Ohio State Chiropractic Board must meet the following criteria, as established by ORC § 4734.20:

- ◆ The applicant must be at least twenty-one years of age, of good moral character, and possess a high school education or its equivalent.

- ◆ The applicant must have successfully completed, prior to matriculation at a school or college of chiropractic, at least two years of college credit in the arts and sciences at a college or university accredited by a state or regional accrediting organization recognized by the Board.
- ◆ The applicant must be a graduate of and hold the degree of doctor of chiropractic from a school or college of chiropractic approved by the Board under ORC § [4734.21](#)
- ◆ The applicant must have received one of the following from the National Board of Chiropractic Examiners:
 - If the applicant graduated on or after January 1, 1970, but before January 1, 1989, evidence of passage of parts I and II and the physiotherapy section of the NBCE examinations;
 - If the applicant graduated on or after January 1, 1989, but before January 1, 2002, evidence of passage of parts I, II, and III and the physiotherapy section of the NBCE examinations;
 - If the applicant graduated on or after January 1, 2002, evidence of passage of parts I, II, III, and IV and the physiotherapy section of the NBCE examinations.
- ◆ The applicant must successfully pass any background checks conducted by the Ohio State Chiropractic Board under ORC § [4734.20](#)

Examination Activity

Examination Date	Applications Denied	Licenses Issued	Exam Failures
August 23, 2002	0	33	0
November 21, 2002	0	24	0
February 20, 2003	0	34	0
May 22, 2003	0	27	0
Totals:	0	118	0

License Activity

Active Licenses as of June 30, 2003	
In-state:	2009
Out-of-state:	185
Total:	2194

License Status Changes during FY 2003			
Inactive	Retired	Forfeited	Deceased
32	5	25	2

Continuing Education

The Board reviewed **121** proposed continuing education programs for license renewal credit during FY 2002. Of these requests for approval, **120** continuing education programs were approved and **1** was denied.

On January 10, 2003, rule 4734-7-03 was adopted which increased the annual continuing education requirement from 12 hours to 24 hours.

Every licensee must earn a minimum of 12 hours in category 1 and/or 2. A maximum of 12 hours of continuing education credit may be earned in category 3. All of the 24 hours of required continuing education credit may be earned in category 1 and/or 2.

Category 1 continuing education is defined as a rigorous clinical or core curriculum program that includes an assessment of each participant's knowledge gained from the program.

Category 2 continuing education is defined as a rigorous clinical or core curriculum program.

All category 1 and 2 continuing education programs must be approved by the board and must be held within the state of Ohio and sponsored by a board-approved chiropractic college, a chiropractic organization, an accredited academic health institution or hospital, or other bona fide health care organization.

Category 3 continuing education is defined as a program that is healthcare related and enhances the professional competency of a chiropractic physician. Category 3 programs do not require the Board's prior approval and may or may not be held within the state of Ohio. Category 3 programs must be sponsored by a board-approved chiropractic college, a chiropractic organization, an accredited academic health institution or hospital, or other bona fide health care organization. Category 3 programs may be completed via electronic educational programs; journals or publications; or seminar/conferences.

Enforcement Statistics

The Executive Director serves as the Chief Enforcement Office and enforces the laws and rules governing the practice of chiropractic. All complaints are reviewed to determine preliminary disposition: closure, referral to another agency, full field investigation, or hold open pending further information. Random compliance inspections are conducted by Board Investigators to ensure compliance with the Board's laws and rules. The Board regularly works with law enforcement agencies statewide to investigate and prosecute misconduct by chiropractic physicians and the unlicensed practice of chiropractic.

Investigations

Investigations opened in FY 2003:	93
FY 2003 investigations completed during FY 2003:	51
FY 2002 investigations completed during FY 2003:	26
FY 2001 investigations completed during FY 2003:	17
FY 2000 investigations completed during FY 2003:	13
FY 1999 investigations completed during FY 2003:	7
FY 1998 investigations completed during FY 2003:	3
FY 1997 investigations completed during FY 2003:	2

Number of Investigations by Category in Fiscal Year 2003

Advertising:	21	Sexual Misconduct:	5
Billing Irregularities/Fraud:	20	Solicitation:	15
Treatment Issues:	12	Unlicensed Practice:	11
Child Support Default	1	Aiding Unlicensed Practice:	1
Criminal Charges:	2	Unsanitary Conditions	1
Miscellaneous:	4		

Miscellaneous Actions

Compliance Inspections / Site Visits:	174
Investigative Subpoenas Issued:	21

Formal Actions

Formal Charges (Citations):	9	Settlement agreements:	5
Disciplinary Hearings Held:	1	Settlement Agreements Pending:	2
Hearings Pending:	5	Pending Voluntary Permanent Surrender:	1
Voluntary Surrender:	3	Letter of Admonition:	2
Probationary Appearances:	1	Adjudication Orders:	1
Child Support Default:	1	Voluntary Surrender Pending:	1

Formal Disciplinary Actions

Thomas M. Campana, D.C.

Case No. 2003 CHR 014

License No. 1216

Date of Action: August 29, 2002

Violated Codes and/or Rules: ORC § 4734.31 (C)(7) and ORC § 4734.311

On or about August 26, 2002, the Cuyahoga County Child Support Enforcement Agency (CSEA), pursuant to Revised Code 3123.43 and 4123.44, notified the Board that Dr. Campana was in default of a child support order.

Dr. Campana's license was suspended until notice to the Board from the Cuyahoga County Child Support Enforcement Agency advised that Dr. Campana was no longer in default of his child support, pursuant to the provisions set forth in R. C. Section 3123.45. Following this notification, Dr. Campana's license was reinstated on October 7, 2002.

Whitney B. Freeman, D.C.

Case No.2001 CHR 049

License No. 2817

Date of Action: September 26, 2002

Violated Codes and/or Rules: ORC § 4734.31 (C)(1)

On or about April 24, 2001, in the United States District Court for the Northern District of Ohio, Eastern Division, Case No. 5:00CR454, Dr. Freeman was convicted of one count of Health Care Fraud, a felony in violation of Title 18, U.S.C. Section 1347. This conviction arose from his conduct in the course of his chiropractic practice. As the result of a Goldman Hearing on September 26, 2002, the Board voted to permanently revoke the license of Dr. Freeman effective October 31, 2002.

Aleksey Polyakov, D.C.

Case No. 2002 CHR 032

License No. 3230

Date of Action: October 31, 2002

Violated Codes and/or Rules: ORC § 4734.31 (C)(1)

On or about November 7, 2001 in the United States District Court for the Northern District of Ohio, Case No. 1:01CR348, Dr. Polyakov was convicted of one felony count of Fraud and Aiding and Abetting, in violation of 18 U.S.C. 1341 and 2.

Dr. Polyakov was suspended from December 1, 2002 to June 1, 2003. Following his suspension, Dr. Polyakov was placed on probation from June 2, 2003 to June 2, 2005, with stipulations.

Charles J. Kozelka, D.C.

Case No. 2002 CHR 031

License No. 743

Date of Action: February 20, 2003

Violated Codes and/or Rules: ORC § 4734.31 (C)(1)

On or about October 30, 2001 Dr. Kozelka was convicted of one felony count of Conspiracy to Commit Fraud, a violation of Title 18, United States Code, Section 371 and three felony counts of Soliciting and Receiving Kickbacks, a violation of Title 42, United States Code, Section 1320a-7(b)(1). These convictions arose from Dr. Kozelka's conduct in the course of his chiropractic practice.

Dr. Kozelka was suspended for three years, with two years of said suspension stayed by the Board. Upon serving a one year suspension Dr. Kozelka was placed on probation for a term of four years upon reinstatement of his license, with stipulations.

For the first year of his probation, Dr. Kozelka must implement a compliance program approved by the board and have his chiropractic practice monitored by a compliance officer pre-approved by the board.

Kenneth R. Parker, D.C.

Case No. 2002 CHR 106

License No. 574

Date of Action: May 22, 2003

Violated Codes and/or Rules: ORC § 4734.31 (C)(1)

On or about October 3, 2002, Dr. Parker was convicted of one felony count of Soliciting and Receiving Medicare and Medicaid Kickbacks, a violation of Title 42, United States Code, Section 1320a-7b. These convictions arose from Dr. Parker's conduct in the course of his chiropractic practice.

Dr. Parker was suspended for 3 years, with thirty-three months of said suspension stayed by the Board. Upon serving three months of suspension, Dr. Parker will be placed on probation for a term of four years, with stipulations.

For the first year of his probation, Dr. Parker must implement a compliance program approved by the board and have his chiropractic practice monitored by a compliance officer pre-approved by the board.

Ronald L. Bell, D.C.

Case No. 2003 CHR 066

License No. 553

Date of Action: June 19, 2003

Violated Codes and/or Rules: ORC § 4734.19 and OAC § 4734.31 (C)(7) and (36)(A)

An inspection of Dr. Bell's chiropractic office was performed by a Board Investigator and revealed that he had failed to maintain clean and sanitary conditions of his office. In addition, Dr. Bell failed to retain a current copy of the statutes and rules governing the practice of chiropractic at his office.

Dr. Bell was issued written reprimand and was placed on two years of probation, with stipulations.

Gregory K. Knoderer, D.C.

Case No. 1997 OBCE 060

License No. 376

Date of Action: June 19, 2003

Violated Codes and/or Rules: ORC § 4734.31 (C)(1)

On or about October 7, 2002 in the United States District Court for the Southern District of Ohio, Dr. Knoderer pled guilty to one felony count of Aiding and Abetting in Mail Faud, a violation of Title 18, U. S. C. Section 1341 and 2.

Dr. Knoderer was suspended for five years, with two years of said suspension stayed by the Board. Following his three year suspension and meeting the terms for reinstatement, Dr. Knoderer will be placed on probation for two years, with stipulations.

Dr. Knoderer must successfully pass the Special Purposes Examination for Chiropractic (SPEC) and the Board-constructed Jurisprudence Examination prior to reinstatement of his license.

While on probation, Dr. Knoderer will practice under a compliance program approved by the board and have his chiropractic practice monitored by a compliance officer pre-approved by the Board.

Richard O. Dickson, D.C.

License No. 1046

Date of Action: May 22, 2003

Violated Codes and/or Rules: ORC § 4734.31 (C)(1)

On or about April 30, 2003, in Cuyahoga County Court of Common Pleas, Case No. CR 436654, Dr. Dickson pled guilty to Worker's Compensation Fraud, Aggravated Theft and two counts of Grand Theft in violation of ORC § 2913.48 and 2913.02.

Dr. Dickson signed a court ordered Voluntary Surrender of his license to practice chiropractic in Ohio on April 30, 2003. His license was revoked effective May 22, 2003.

Daniel Bank, D.C.

Case No. 2003 CHR 030

License No. 3259

Date of Action: February 20, 2003

Violated Codes and/or Rules: ORC § 4734.14 (A)(1) and (2)

Dr. Bank admitted that between March of 2001 and July of 2001, he practiced chiropractic in the state of Ohio on at least five patients while he did not possess a license to practice chiropractic in the state of Ohio, in violation of ORC § 4734.14 (A)(1). Furthermore, Dr. Bank admitted that he advertised as a licensed chiropractor during the same time period in violation ORC § 4734.14 (A)(2).

Dr. Bank signed a Voluntary Surrender of his license to practice chiropractic in Ohio on January 31, 2003. His license was revoked effective February 20, 2003.

William W. Easley, D.C.

Case No. 2001 CHR 008

License No. 1179

Date of Action: January 23, 2003

Violated Codes and/or Rules: ORC § 4734.31 (C)(1)

On or about April 25, 2002, Dr. Easley pled guilty to one count of Practice of Medicine and Surgery without Certificate, a violation of ORC § 4731.41, in the Highland County, Ohio, Court of Common Pleas, Case No.01 CR 065. It was court ordered in the Judgement Entry that Dr. Easley permanently forfeit his chiropractic license.

Dr. Easley signed a court ordered Voluntary Surrender of his license to practice chiropractic in Ohio on December 20, 2002. His license was revoked effective January 23, 2003.

Harvey Bank

Case No. 2003 CHR 010

Date of Action: March 21, 2003

As a result of an investigation conducted by the Board, Harvey Bank was convicted of three counts of Practicing Chiropractic without a License, a violation of Revised Code Section 4734.14, felonies of the fifth degree subject to division (B) of Section 2929.13 of the Ohio Revised Code.

Harvey Bank was sentenced to two years of community control subject to the general supervision and control of the Adult Probation Department. Mr. Bank was also fined the sum of \$2,500.00 on each count, for a total fine of \$7,500.00. One half of the fine was distributed to the Clark County Prosecutor's Office and One half to the State Chiropractic Board.

NOTICES OF OPPORTUNITY FOR HEARING ISSUED DURING FY 2003:**Paul F. Fulk, Sr., D.C.**

Case No. 2000 CHR 135

License No. 724

On January 24, 2003 the Board issued a Notice of Opportunity for Hearing to Dr. Fulk for pleading guilty to one felony count of Conspiracy to Corruptly Influence, Obstruct, & Impede a pending agency proceeding, i.e. an inspection by the U.S. Food & Drug Administration, in violation of Title 18, United States Code Section 371 on about March 8, 2002, in the United States District Court, Southern District of Ohio. A hearing on this matter is pending.

Manouchehr Yaghmaee, D.C.
License No. 1940

Case No. 2001 CHR 089

On February 3, 2003 the Board issued a Notice of Opportunity for Hearing to Dr. Yaghmaee for pleading guilty to two counts of Insurance Fraud, misdemeanors of the first degree in violation of Ohio Revised Code § 2913.47 (B)(1) and two counts of Worker's Compensation Fraud, misdemeanors of the first degree in violation of Ohio Revised Code § 2913.48 on or about December 2, 2002, in the Court of Common Pleas, Hamilton County, Ohio, Criminal Division. A hearing on this matter is scheduled for August 21, 2003.

Vincent DeNittis, Jr., D.C.
License No. 2582

Case No. 2000 CHR 142

On January 24, 2003 the Board issued a Notice of Opportunity for Hearing to Dr. DeNittis for pleading guilty to Insurance Fraud, a felony of the fourth degree in violation of Ohio Revised Code § 2913.47 (B)(2), Worker's Compensation Fraud, a felony of the fifth degree in violation of Ohio Revised Code § 2913.48 (A)(2) and Insurance Fraud, a felony of the fifth degree in violation of Ohio Revised Code § 2913.47 (B)(1) on or about November 19, 2002, in the Court of Common Pleas, Hamilton County, Ohio, Criminal Division. Settlement negotiations on this matter are pending.

Michael A. Carano, D.C.
License No. 1439

Case No. 1997 OBCE 113

On January 24, 2003 the Board issued a Notice of Opportunity for Hearing to Dr. Carano for pleading guilty to one felony count of Conspiracy, in violation of Title 18, U.S.C. 371 on or about November 1, 2002, in the United States District Court, Southern District of Ohio. The Board is currently negotiating a Consent Agreement.

Joseph A. Sheppard, D.C.
License No. 1821

Case No. 2001 CHR 078

On March 21, 2003 the Board issued Dr. Sheppard a Notice of Opportunity for Hearing alleging billing for services not rendered and that the quality of examination and therapeutic procedures rendered to a patient were not within the norms and/or criteria established by the profession as a whole for the condition. A hearing on this matter is scheduled for November 4-5, 2003.

Zahir M. Sherazee, D.C.
License No. 1900

Case No. 2002 CHR 023, 060
Case No. 2001 CHR 073

On March 21, 2003 the Board issued a Notice of Opportunity for Hearing to Dr. Sherazee alleging several counts of sexual misconduct. A hearing on this matter is pending.

Richard K. Owen, D.C.
License No. 2554

Case No. 1999 OBCE 092

Dr. Owen made application for reinstatement of his forfeited license on January 6, 2003. On January 24, 2003 the Board issued a Notice of Proposed Refusal of Application for

Reinstatement and Opportunity for Hearing to Dr. Owen proposing to refuse reinstatement of his license due to his December 15, 2000 conviction of two counts of Gross Sexual Imposition, a violation of Revised Code § 2907.05(A)(5) and 2907.05 (A)(1), felonies of the fourth degree, subject to division (B) of Section 2929.13 of the Ohio Revised Code. On May 20, 2003 the Board received Dr. Owen's Notice of Withdrawal of Application for License Reinstatement.

LETTERS OF ADMONITION:

Steven G. Rabe, D.C.

Date Issued: July 19, 2002

Violated Codes and/or Rules: ORC § 4734.31 (C)(31) and (32) and Ohio Administrative Code § 4734-1-16 (E)(1) and (F)(3)

Dr. Rabe placed an advertisement in the Lima Areawide October 2001 Yellow Pages advertising three individuals were chiropractic physicians associated with his clinic. When the advertisement was ordered in May 2001, the individuals were not licensed in the state of Ohio as chiropractic physicians or as any other licensed health care physician.

Robert A Warley, D.C.

Date Issued: April 18, 2003

Violated Codes and/or Rules: ORC § 4734.31 (C)(13)

Dr. Warley disclosed on his 2003 license renewal application that he was convicted of Alcohol Intoxication in 1997 in the Kenton Circuit Court, Commonwealth of Kentucky Case No. 97-M-04184. Dr. Warley failed to disclose this conviction on his 1998, 1999, 2000, 2001 and 2002 license renewal applications.

Board-Approved Colleges of Chiropractic as of June 30, 2003

Canadian Memorial Chiropractic College

@www.cmcc.ca

1900 Bayview Avenue

Toronto, ONT M4G 3E6 Canada

(416) 482-2340 or 800-463-2923

Cleveland Chiropractic College-West

@www.clevelandchiropractic.edu

590 North Vermont Avenue

Los Angeles, CA 90004

(323) 660-6166 or 800-466-2252

Life Chiropractic College West

@www.lifewest.edu

25001 Industrial Boulevard

Hayward, CA 94545

(510) 780-4500 or 800-788-4476

Southern California University of Health Sciences

@www.scuhs.edu

16200 East Amber Dr., POB 1166

Whittier, CA 90609-116

(562) 902-3309 or 800-221-5222

New York Chiropractic College

@www.nycc.edu

2360 St. Rt. 89, POB 800

Seneca Falls, NY 13148-0800

(315) 568-3000

Palmer College of Chiropractic

@www.palmer.edu

1000 Brady Street

Davenport, IA 52803

(319) 884-5000 or 800-722-2586

Parker College of Chiropractic

@www.parkercc.edu
2500 Walnut Hill Lane
Dallas, TX 75229-5668
(214) 902-3470 or 800-438-6932

Cleveland Chiropractic College

@www.clevelandchiropractic.edu
6401 Rockhill Road
Kansas City, MO 64131
(816) 501-0100 or 800-467-2252

Life University

@www.life.edu
1269 Barclay Circle
Marietta, GA 30060
(770) 426-2884 or 800-543-3202

Logan College of Chiropractic

@www.logan.edu
1851 Schoettler Rd., POB 1065
Chesterfield, MO 63006-1065
(636) 227-2100 or 800-826-6285

National University of Health Sciences

@www.nuhs.edu
200 East Roosevelt Road
Lombard, IL 60148-4583
(630) 629-2000 or 800-826-6285

Northwestern Health Sciences University

@www.nwhealth.edu
2501 West 84th Street
Bloomington, MN 55431-1599
(612) 888-4777 or 800-888-4777

Palmer College of Chiropractic-West

@www.palmer.edu
90 East Tasman Drive
St. Jose, CA 95134
(408) 944-6000 or 800-442-4476

Sherman College of Straight Chiropractic

@www.sherman.edu
2020 Springfield Rd., POB 1452
Spartanburg, SC 29316
(864) 578-8770 or 800-849-8771

Texas Chiropractic College

@www.txchiro.edu
5912 Spencer Highway
Pasadena, TX 77505-1699
(281) 487-1170 or 800-468-6839

Western States Chiropractic College

@www.wschiro.edu
2900 NE 132nd Avenue
Portland, OR 97320
(503) 256-3180 or 800-641-5641

University of Bridgeport

College of Chiropractic
@www.bridgeport.edu
126 Park Avenue
Bridgeport, CT 06601
(203) 576-4348 or 800-392-3582