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BEFORE THE  
BOARD OF CHIROPRACTIC EXAMINERS  
STATE OF OREGON

In the Matter of:

Case Nos. 2012-3035, 2013-2004

FELIPE RODRIGUEZ, DC,

**STIPULATED ORDER**

Licensee.

The Board of Chiropractic Examiners (Board) is the state agency responsible for licensing, regulating and disciplining chiropractic physicians in the State of Oregon. Felipe Rodriguez, DC (Licensee), is licensed by the Board to practice as a chiropractic physician in the State of Oregon. The Board proposes to discipline Licensee for the following reasons.

1.

The Oregon Board of Chiropractic Examiners received two complaints with respect to Licensee's chart notes in relation to treatment provided to Patients 1 and 2. The treatment records, correspondence and billing records were obtained by the Board and the Peer Review Committee (PRC) reviewed them. The PRC also interviewed the Licensee with respect to his patient records.

2.

The Peer Review Committee found the following:

a. Due to utilization of electronic medical record software, Licensee's chart notes often automatically repeated the same information on subsequent visits. The PRC expressed concern about reviewing daily chart notes to assure their accuracy.

1 Licensee explained the automatic software functions to the PRC and has since identified  
2 how to terminate some of these features.

3           b.       The PRC recommended more detail in the documentation of  
4 patient encounters to allow other chiropractors to understand or resume care provided by  
5 Licensee. The PRC recommended more detail in the following areas:

6           i. Orthopedic testing results. Although Licensee recorded positive  
7 orthopedic tests for Patients 1 and 2, the PRC felt additional detail regarding these  
8 findings should be recorded in his chart notes.

9           ii. Clinical justification. Although information regarding the justification  
10 for treatment could be deduced by various aspects of the record, the PRC  
11 indicated the clinical justification should be better documented within the  
12 treatment plan.

13           iii. Chart labeling. Licensee's records identified patients by name and the  
14 clinic of origin only on the first page of each date of treatment, but not on  
15 subsequent pages.

16           iv. Differential diagnoses. The PRC recommended diagnoses and  
17 differential diagnoses be clearly marked with clinical justification for same.

18           v. Massage therapy records. Massage records required more detail  
19 regarding the service provided and the name of the provider.

20 Licensee submitted exemplar patient records to demonstrate improved charting in  
21 the above areas and correction of software features.

#### 22 CONCLUSIONS OF LAW

23 3.

24 As described in paragraph 2 above, the records provided by Licensee are in  
25 violation of the following: ORS 684.100(1)(f)(A), OAR 811-015-0005(1)(a)-(b), OAR  
26 811-015-0010(1).

#### STIPULATIONS

4.

Due to the aforementioned violations, Licensee is issued: (1) a letter of reprimand,  
(2) a civil penalty in the sum of \$1,000 to be paid within 30 days of this order becoming  
final, (3) 12 hours of continuing education (6 on charting, coding, billing and  
documentation; and 6 on clinical justification) in addition to continuing education  
required annually for licensure, to be completed within six months of this order with

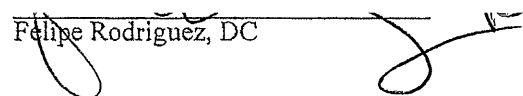
1 proof of completion submitted to the Board. Licensee may submit 2013 courses already  
2 taken toward this requirement; (4) probation for 18 months; and (5) two random file  
3 reviews at six months and one year from when this order becomes final. The file reviews  
4 will involve Board staff, or their representative requesting patient files for the Board  
5 and/or their representative to review. Licensee will cooperate with the file reviews and  
6 submit any form samples at the Board's request during file reviews. File reviews will be  
7 focused on care provided following the entry of this order.

8 The Board agrees to waive any costs on these matters.

9 IT IS SO STIPULATED AND AGREED TO:

10 DATED this 31 day of July, 2013.

11 Original Signatures are available in OBCE Admin Office

12 By: Felipe Rodriguez, DC  
13 

14 DATED this 25 day of July, 2013.

15 BOARD OF CHIROPRACTIC EXAMINERS

16 Original Signatures are available in OBCE Admin Office

17 By: Dave McTeague, Executive Director  
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