

BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
STATE OF OREGON

In the Matter of)
Dennis Stanturf, D.C.) FINAL ORDER ON DEFAULT
License No: 3374)
Licensee.) (SUSPENSION)
Case # 2005-3002

The Oregon Board of Chiropractic Examiners (hereafter "Board" or "OBCE") is the state agency responsible for licensing, regulating and disciplining chiropractic physicians and certified chiropractic assistants in the State of Oregon. Dennis Stanturf, D.C. (hereafter "Licensee"), is a licensed chiropractic physician in Oregon.

Summary of Facts

1.

While working as a chiropractor in the clinic of Rick White, D.C., from June through September 2004, Licensee would treat patients of the clinic and not indicate a chart visit in their charts. Each patient would pay in cash to Licensee. Licensee had made no record of the payment to the clinic in cash by the patient. Upon investigation of his clinic Dr. White discovered that several long time patients were seen by Licensee where there had been no chart record or any record of the cash payment made by the patient. Licensee admitted to Dr. White that he had kept the money the patients had paid him rather than giving it to the clinic. He also admitted that he had failed to chart the patients he saw that had made cash payments.

2.

On February 28, 2005, Licensee signed a statement stating he took cash from patients and did not report it to the business and failed to make chart notes for those patients. Licensee provided a list of six patients. The sum to be involved was estimated by Licensee as \$700 - \$800 total. He further agreed to make restitution to Dr. White of the amount of collections and not to practice in the Eugene area. Licensee agreed in the statement, to forgo any right to receivable on accounts that Licensee had for work completed during his employment in the sum of \$2500.

3.

On March 25, 2004, the Board filed a Notice of Proposed Disciplinary Action in this case proposing a three month suspension. Licensee was served with the Notice of Discipline on March 28, 2005 and signed for it certified mail receipt. In the Notice it stated that if Licensee failed to request a hearing within 30 days, in writing, the Board would proceed by default with the file as the evidentiary record. Licensee did not request a hearing in writing within the 30 day time limit.

Conclusions of Law

4.

The Board finds that Licensee's conduct as described herein constitutes unprofessional conduct. Licensee's practice, as described above, constitutes violations of ORS 684.100 (1)(g)(A); and OAR 811-035-0015 (7) and (12). Licensee has failed to keep charts on patients that were treated in violation of OAR 811-015-0005(1).

5.

Due to the aforementioned violations, the OBCE is disciplining Licensee by suspending the license of Licensee to practice for a period of three months to take effect Monday, May 9, 2005. Suspension for the three month period prohibits Licensee from engaging in the practice of chiropractic in the State of Oregon for that time period. Licensee may resume practice on Tuesday, August 9, 2005.

6.

IT IS HEREBY ORDERED that Licensee, Dennis Stanturf, is found to be in default and his license is automatically suspended from the practice of chiropractic due to the aforementioned violations pursuant to ORS 684.100(a) and for his default in this matter for the period of three consecutive months to be served beginning Monday, May 9, 2005.

Signed this 4th day of May, 2005.

BOARD OF CHIROPRACTIC EXAMINERS
State of Oregon

By:

Original signature on file
at the OBCE office.

Dave McTeague
Executive Director

State of Oregon

)

Case # 2005-3002

County of Marion

)

Dennis Stanturf DC

I, Dave McTeague, being first duly sworn, state that I am the Executive Director of the Oregon Board of Chiropractic Examiners, and as such, am authorized to verify pleadings in this case: and that the foregoing Final Order by Default is true to the best of my knowledge as I verily believe.

Original signature on file
at the OBCE office.

Dave McTeague, Executive Director
Oregon Board of Chiropractic Examiners

SUBSCRIBED AND SWORN to before me

this 4th day of May, 2005

Original signature on file
at the OBCE office.

NOTARY PUBLIC FOR OREGON

My Commission Expires: 10/7/2007




CERTIFICATE OF SERVICE

I, Dave McTeague, certify that on May 4, 2005 I served the foregoing Final Order by Default upon Dennis Stanturf DC, the party hereto, by regular mail to:

Dennis Stanturf DC
Lombard Chiropractic
2126 N Lombard
Portland, Oregon 97217

Original signature on file
at the OBCE office.



Dave McTeague
Executive Director
Oregon Board of Chiropractic Examiners