

BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
STATE OF OREGON

In the Matter of)
) Case # 2017-1020
Martin Argall, D.C.)
)
)
 Licensee.) **FINAL DEFAULT ORDER**
) **SUSPENSION OF LICENSE**
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)
_____)

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. Martin Argall, D.C. (hereafter “Licensee”), is currently licensed by the Board to practice as a chiropractic physician in Oregon.

Findings of Fact

1.

In August 2017, the Board received a complaint that a business was unable to get patient records from Licensee. Prior to the Board acting on that matter, Licensee provided the records to the requester. The Board received another complaint in October 2017 concerning the same patient records by the same party. This complaint alleged the records contained the wrong dates of service and were inaccurate and unsatisfactory as chart notes. This severely impacted the settlement of a patient’s case.

On December 13, 2017 and February 16, 2018, a letter was sent to Licensee asking for the patient file to be submitted on the second complaint and asking for a response from Licensee. The Board also had staff contact Licensee via telephone contact on March 21, 2018, and April 30, 2018, inquiring whether he planned on sending the response and patient records to the Board. Licensee never responded to any of the letters and inquiries to Licensee.

Licensee has failed to respond to the Board during an ongoing investigatory matter.

2.

On May 30, 2018 the Board issued the Proposed Notice of Suspension. In that notice, the Board notified Licensee that if he did not timely request a hearing, the Board would proceed on default using the Board record as prima facie evidence in a default order. Licensee failed to timely request a hearing and is now in default.

Conclusions of Law

3.

The Board finds that Licensee has failed to cooperate with an ongoing investigation and has failed to provide the Board with complete patient records or a written response, as requested. The acts and conduct of Licensee described above are in violation of ORS 684.100(1)(f), (p) and OAR 811-035-0015 (20) failing to cooperate with an ongoing investigation of the Board. For Licensee's failure, the statute allows the Board to suspend or revoke the license of Licensee. (ORS 684.100(4)).

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Order

4.

The Board hereby suspends Licensee's license to practice chiropractic for 60 days. Licensee must provide a complete patient file and a response to the complaint to the Board prior to relief of the suspension.

DATED this ^{19th} day of July, 2018.

BOARD OF CHIROPRACTIC EXAMINERS
State of Oregon

By:

Cassandra C. McLeod-Skinner, J.D.
Executive Director

Appeal Rights:

You are entitled to judicial review of this order in accordance with ORS Chapter 183.480. You may request judicial review by filing a petition with the Court of Appeals in Salem, Oregon Within 60 days from the date of this order.

VERIFICATION

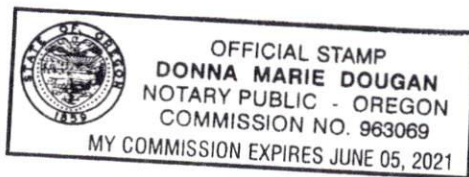
State of Oregon)
County of Marion) Case # 2017-1020

I, Cassandra C. McLeod-Skinner, being first duly sworn, state that I am the Executive Director of the Board of Chiropractic Examiners of the State of Oregon, and as such, am authorized to verify pleadings in this case: and that the foregoing Notice is true to the best of my knowledge as I verily believe.

Cassandra C. McLeod-Skinner, J.D.
EXECUTIVE DIRECTOR
OREGON BOARD OF CHIROPRACTIC EXAMINERS

SUBSCRIBED AND SWORN to before me
this 19th day of July, 2018.

NOTARY PUBLIC FOR OREGON
My Commission Expires: 6-5-2021



CERTIFICATE OF SERVICE

I, Cassandra C. McLeod Skinner, certify that on July 19, 2018, I served the foregoing Final Default Order upon Licensee, the party hereto, by emailing and mailing, certified mail, postage prepaid, a true, exact and full copy thereof to:

Martin Argall DC
4245 Shasta Way
Klamath Falls OR 97603

Cassandra C. McLeod-Skinner, J.D.
Executive Director
Oregon Board of Chiropractic Examiners