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5 BEFORE THE BOARD OF CHIROPRACTIC EXAMINERS
6 FOR THE STATE OF OREGON

7 In The Matter of)
8 LOREN D. BASSETT, DC) **STIPULATED**
9 Licensee) **FINAL ORDER**
_____) 98-1018

11 1.

12 On May 25, 1999, the Oregon Board of Chiropractic Examiners (OBCE) served a
13 Notice of Proposed Disciplinary Action (probation, continuing education, plan of supervision
14 and periodic review of chart notes) against Loren D. Bassett, D.C. (Licensee), which is
15 incorporated by reference as Exhibit A.

16 2.

17 On June 9, 1999, Licensee served a Notice of Request for Contested Case Hearing
18 and an Answer to Proposed Disciplinary Action, which are incorporated by reference as Exhibits
19 B and C. Licensee denied OBCE's allegations and asserted various affirmative defenses.

20 3.

21 On September 29, 1999, Assistant Attorney General Lori Lindley of the
22 Department of Justice wrote to counsel for Licensee advising that the matter had been assigned
23 for hearing, and that the OBCE was willing to review a proposed stipulation of discipline from
24 the Licensee. Licensee provided Assistant Attorney General Lindley with a proposed Stipulated
25 Final Order. At its regularly scheduled meeting on November 18, 1999, the OBCE reviewed,
26 considered and discussed Licensee's settlement proposal.

1 4.

2 In order to informally dispose and settle this matter, Licensee and the OBCE, by
3 and through Dave McTeague, Executive Director of the OBCE, agreed to settle this matter
4 through stipulation and agreed that this stipulation sets forth the facts upon which the parties
5 have agreed, the sanctions to be imposed, and the basis for the OBCE Final Order in this matter
6 under ORS 183.415.

7 5.

8 Licensee and the OBCE agree to the following facts:

9 A. On October 5, 1998, the OBCE initiated an investigation involving
10 Licensee's care and treatment of patient F.M. The OBCE referred this matter to the Peer Review
11 Committee to consider, among other things, the medical necessity for treatment.

12 B. The Peer Review Committee reviewed the files for patients G.S., S.B.,
13 A.D., K.K., and W.A., in addition to F.M.'s patient file. *

14 C. The Licensee's records for the above-listed patients are incomplete.

15 D. The radiographs pertaining to the above-mentioned patient files need
16 improvement with regard to quality and views, and documentation of clinical reasoning, reports
17 of the x-ray findings, and evidence of shielding the patient's body parts while obtaining x-rays.

18 E. Since Licensee's appearance before the Peer Review Committee, Licensee
19 has met minimum standards regarding quality and views of radiographs by taking two views and
20 making certain chemicals in the process used for taking radiographs are changed on a regular
21 basis. Furthermore, if a radiograph is of poor quality, then Licensee retakes the radiograph.
22 Additionally, Licensee is using the SOAP format for charting, written x-ray reports for each
23 series of x-rays taken, is performing neurologic and orthopedic testing when indicated, and is
24 charting the tests performed and the results of the tests.

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1 **CONCLUSION OF LAW**

2 Licensee violated ORS 684.100(1)(q); OAR 811-010-0095(2)(b); OAR 811-015-
3 0005(1)(a); and ORS 684.100(1)(g)(A) by failing to comply with the minimum standard
4 requirements for patient records. Licensee also violated ORS 684.100(1)(q); OAR 811-030-
5 0020(1), (2) and (7), and OAR 811-030-0030(1), (2)(a), (c) for taking x-rays and charting the
6 results.

7 **FINAL ORDER**

8 THEREFORE, pursuant to ORS 183.415(5) and ORS 684.100(9)(b) and (g), the
9 OBCE ORDERS:

10 1. Licensee shall be on probation for one year from the date of this Order,
11 during which time Licensee is subject to the following conditions:

12 (a) Plan of supervision with Dr. Robert Hovendon.

13 (b) Random reviews of Licensee's patient files by the Peer Review
14 Committee of the OBCE to ensure that Licensee complies with the requirements
15 of ORS Chapter 684 and OAR Chapter 811 regarding chart notes, history and
16 examination records, in compliance with Oregon Chiropractic Practice and
17 Utilization Guidelines.

18 (c) Licensee shall take continuing education courses, six (6) hours
19 each, in radiology technique, portal of entry standards of care, and record keeping,
20 for a total of eighteen (18) hours, within one year of the date of this order. These
21 continuing education hours are in addition to those required for relicensure and
22 must be pre-approved by the OBCE.

23 2. Licensee agrees to pay costs in the amount of \$1,231.70.

24 3. Licensee agrees to waive all judicial review of this Stipulated Final Order
25 under ORS 183.415(5).

26 4. This Stipulated Final Order memorializes the entire stipulation and

1 agreement between the parties and supercedes any prior offers, settlements or settlement
2 discussions.

3 I have read and I understand all of the above Stipulated Final Order and fully
4 agree to all of its terms.

5 IT IS SO STIPULATED this 22 day of NOVEMBER, 1999.

6 Original signature on file
7 at the OBCE office.

8 LOREN D. BASSETT, DC

9 IT IS SO STIPULATED AND ORDERED this 3 day of December
10 1999.

11 THE OREGON BOARD OF CHIROPRACTIC
12 EXAMINERS, STATE OF OREGON

13 Original signature on file

14 By: at the OBCE office.

15 Dave Mc League
16 Executive Director