

BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
STATE OF OREGON

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In the Matter of the License to)
Practice Chiropractic of)
SUSAN GRAY, D.C.)
_____)

STIPULATED FINAL ORDER

7 Pursuant to ORS 684.100, the above-entitled matter came
8 before the Oregon Board of Chiropractic Examiners (OBCE).

9 Pursuant to ORS 183.415(5), in order to informally dispose of
10 and settle this matter, Susan Gray, D.C., (Gray), and the OBCE by
11 and through its chair, Dr. Richard Gorman, make the following
12 statements:

13 1.

14 Gray admits and stipulates that she has been advised of
15 her right to request a hearing in this matter pursuant to
16 ORS 183.415(2)(a) and to be represented at hearing pursuant to
17 ORS 183.415(3).

18 2.

19 Having timely requested a contested case hearing, Gray hereby
20 waives such hearing and enters into this Stipulated Final Order
21 based upon the terms set forth below.

22 3.

23 The OBCE and Gray stipulate to the following:

24 A. That Gray is a licensed chiropractic physician under
25 ORS 684.054 who has practiced at the Center for Healing Arts at
26 3815 S.E. Belmont, Suite 2, Portland, Oregon. Gray at all times

1 material to this action exercised dominion and control over the
2 business and professional affairs of the clinic, setting its
3 policies as well as implementing them through any employees.

④ B. Gray is not nor has she ever been licensed to practice
5 any ^{other} health care or healing art under the Oregon Revised Statutes.

6 C. Gray had an arrangement with Patricia Davis, to share
7 Gray's clinic. Gray held herself out as a chiropractic physician
8 available for treatment and diagnosis.

9 D. Gray was first licensed by the OBCE on November 3, 1987.
10 However, in August of 1993, Gray failed to re-license. Although
11 Gray submitted the correct fee and proof of 15 hours of continuing
12 education on September 2, 1993, she possessed an insufficient number
13 of ~~biennial~~ continuing chiropractic education hours required by
14 ORS 684.092. Without sufficient ^{CONTINUING Education} ~~biennial~~ hours, Gray could not
15 license. Therefore, Gray was unlicensed as of August 31, 1993.

16 E. Gray practiced without a license between August 31, 1993
17 and June 22, 1994.

18 F. On June 22, 1994, Gray met the requirements for
19 licensure and possessed an active license.

20 G. Gray's license expires August 31, 1994.

21 4.

22 The OBCE and Gray stipulate and agree that this disciplinary
23 action may be concluded by the entry of this Stipulated Final
24 Order on the following terms:

25 A. That Gray hereby admits that she practiced chiropractic
26 without a valid license;

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1 B. Gray will deliver a cashier's check for \$250 to the
2 Offices of the OBCE to satisfy her license fee on or before August
3 31, 1994;

4 C. That if Gray fails to pay the above \$250 on or before
5 August 31, 1994, that she must pay a penalty of an additional \$175;

6 D. That on or before August 31, 1994, Gray will deliver to
7 the offices of the OBCE proof of 15 annual hours of continuing
8 chiropractic education;

9 E. That Gray must pay a \$1,000 civil penalty.

10 F. That Gray shall pay the OBCE \$115 per month, beginning
11 September 1, 1994, until the \$1,000 plus interest at 15 percent
12 per annum is paid in full. Payment shall be made by check made
13 payable to the Oregon Board of Chiropractic Examiners, mailed or
14 delivered to the Morrow Crane Building, 3218 Pringle Road, SE,
15 First Floor, Suite F, Salem, Oregon 97302. Each monthly payment
16 shall be due on the fifth of each month and shall be timely if
17 postmarked by the first of the month or received by the fifth of
18 the month.

19 G. The OBCE, may at its sole option, declare Gray to be in
20 default of this agreement and accelerate all amounts due under
21 this agreement if Gray fails to make a timely payment and does not
22 cure such failure within ten days of written demand, or if Gray
23 fails a total of three times to make timely payments
24 notwithstanding any attempt at cure.

25 H. So long as Gray is not in default of this agreement, the
26 OBCE shall not institute collection proceedings, exercise its

1 claimed right of setoff or otherwise attempt to collect the
2 amounts due under the Order.

3 I. In the event Gray is rightly declared to be in default
4 of this agreement, interest shall occur at the statutory rate,
5 from the date of default, on any unpaid principal.

6 J. Upon satisfaction of Gray's obligations under this
7 agreement, the OBCE will provide on request of Gray, a
8 satisfaction of judgment or such document as is appropriate to
9 acknowledge that Gray has satisfied her obligation to pay the
10 civil penalty under the Stipulated Final Order.

11 5.

12 If the OBCE finds, after a contested case hearing, that Gray
13 has violated any of the terms of this stipulation, that violation
14 shall constitute grounds for revocation and Gray's license may be
15 immediately revoked.

16
17 Original signatures on file
at the OBCE office.

18
19 Date 8/29/94

20
21 Original signatures on file
at the OBCE office.

22
23 Date 9-8-94

24 Approved as to form:

25 Original signatures on file at
the OBCE office.

26
27 Date 9/7/94

28 Assistant Attorney General
29 Of

30 Original signatures on file
at the OBCE office.

31
32 Date 8/29/94

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34 Of Attorneys for Susan Gray, D.C.

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