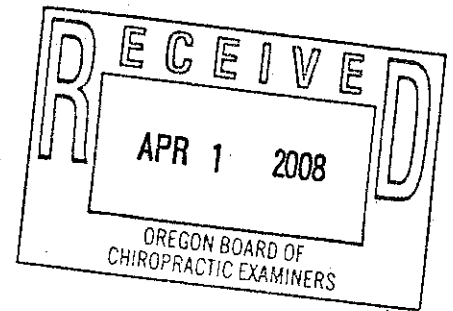


BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
STATE OF OREGON



In the Matter of

Eric Hansen, D.C.
License No; 2953

Licensee.

)
) STIPULATED FINAL ORDER
)
)
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) Case # 2006-1028; 2005-1043
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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. Eric Hansen, D.C. (hereafter "Licensee"), is a licensed chiropractic physician in Oregon.

Findings of Fact

1.

In February of 2005, Patient 1 saw Licensee for one visit to receive treatment on her neck. During the office visit Licensee provided massage as well. While providing an adjustment, Patient 1 stated that Licensee would put the weight of his entire body on hers in a diagonal angle on the table to make the adjustment. In her experience seeing other chiropractors, the doctors had used their arms to put pressure, but had never laid on her. Prior to receiving the massage, Licensee told Patient 1 "boy, you sure must have been a hot number in your day with flowing black hair." During the massage, Licensee and Patient 1 would converse and Licensee said to Patient 1 "whew, it's getting hot in here." Patient 1 understood that to be an inappropriate

sexual reference. When Patient 1 told him she meant nothing sexual by her remarks, Licensee then said "be sure you make some satisfied sounds so the folks next door can hear, the walls are thin." Patient 1 also understood these remarks to have a sexual connotation.

Licensee did not receive full or adequate informed consent from Patient 1 before proceeding with the adjustment procedure.

2.

During May 2006 Patient 2 sought treatment with Licensee at Turtle Island Health Care. When she arrived, Licensee told her to undress, but did not leave the room. He watched her get undressed and put on the gown. While examining her, Licensee would run his hands down Patient 2's side, touching the sides of each breast. This made Patient 2 uncomfortable. Licensee failed to adequately inform the patient of the procedure, and lacked informed consent.

3.

Patient 3 went to Licensee for massage and adjustments for pain in the low back area. During her first massage, Patient 3 was undressed completely and was draped. During her third massage, Licensee made contact with the upper portion of her breasts, but didn't go completely onto the entire breast. On the fourth massage, Licensee touched the breast area more intrusively, and touched the side of her breasts. When he started to touch more of the breast area, Patient 3 pulled the sheet up to her chin and Licensee immediately left the room.

By the third visit, Licensee made inappropriate comments to Patient 3. He told her he liked the shape of her buttocks and that she was in good shape. Licensee failed to adequately inform the patient of the procedure where he touched any part of her breasts, and lacked informed consent.

Conclusions of Law

4.

The Board finds that Licensee's conduct as described herein constitutes unprofessional conduct in that he failed to adequately and fully receive informed consent from his patients with these adjustments. In that they lacked full informed consent Licensee's practice, as described above, constitutes violations of ORS 684.100 (1)(g)(A); and OAR 811-035-0005. The patient has the right to informed consent regarding procedures, risk and alternatives and answers to questions with respect to treatment, in terms that they can be reasonably expected to understand. In addition, Licensee engaged in conduct and verbal behavior towards patients that may reasonably be interpreted as sexual, seductive or sexually demeaning or romantic in violation of OAR 811-035-0015(1)(a).

Stipulations

5.

NOW THEREFORE, the Board and the Licensee stipulate and agree that this disciplinary action may be concluded by entry of this Stipulated Final Order upon the following terms:

1. Pursuant to ORS 183.415(5) the Board and Licensee agree to informally dispose of and settle this matter.
2. Licensee stipulates that he has been advised of his right to request a hearing in this matter pursuant to ORS 183.415(2)(a), and to be represented at hearing pursuant to ORS 183.415(3).

3. Licensee waives his right to a hearing in this matter and waives any right to appeal.
4. Licensee will be placed on probation for two years, which commences from the date this order becomes final.
5. Licensee agrees to take and complete 12 hours of continuing education on boundary and sexual issues and 4 hours of continuing education on record keeping within 90 days of this final order. These hours are in addition to the required continuing education hours for licensure. Licensee shall provide verification of completion of these courses to the Board.
6. If Licensee violates any part of this agreement it may be cause for further discipline by the Board.
7. The Stipulated Final Order memorializes the entire agreement between Licensee and the Board and supersedes all prior offers or settlement discussions.

IT IS HEREBY ORDERED Licensee is on two years probation beginning on the date of this final order, is ordered to take the CE described in paragraph 5 above.

Effective last date signed below.

BOARD OF CHIROPRACTIC EXAMINERS
State of Oregon

Original signatures on file
at the OBCE office.

Dave McTeague, Executive Director

April 1, 2008

Date:

Original signatures on file
at the OBCE office.

Eric Hansen DC, Licensee

Date: 3/31/08

BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
STATE OF OREGON

In the Matter of)	AMENDED
)	NOTICE OF PROPOSED
Eric Hansen, D.C.)	
License No; 2953)	DISCIPLINARY ACTION
)	
Licensee.)	Case # 2006-1028; 2005-1043
_____)	

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. Eric Hansen, D.C. (hereafter "Licensee"), is a licensed chiropractic physician in Oregon. The Board proposes to discipline Licensee for the following reasons:

1.

In February of 2005, Patient 1 saw Licensee for one visit to receive treatment on her neck. During the office visit Licensee provided massage as well. While providing an adjustment, Patient 1 stated that Licensee would put the weight of his entire body on hers in a diagonal angle on the table to make the adjustment. In her experience seeing other chiropractors, the doctors had used their arms to put pressure, but had never laid on her. Prior to receiving the massage, Licensee told Patient 1 "boy, you sure must have been a hot number in your day with flowing black hair." During the massage, Licensee and Patient 1 would converse and Licensee said to Patient 1 "whew, it's getting hot in here." Patient 1 understood that to be an inappropriate sexual reference. When Patient 1 told him she meant nothing sexual by her remarks, Licensee

then said "be sure you make some satisfied sounds so the folks next door can hear, the walls are thin." Patient 1 also understood these remarks to have a sexual connotation.

Licensee did not receive full or adequate informed consent from Patient 1 before proceeding with the adjustment procedure.

2.

During May 2006 Patient 2 sought treatment with Licensee at Turtle Island Health Care. When she arrived, Licensee told her to undress, but did not leave the room. He watched her get undressed and put on the gown. While examining her, Licensee would run his hands down Patient 2's side, touching the sides of each breast. This made Patient 2 uncomfortable. Licensee failed to adequately inform the patient of the procedure, and lacked informed consent.

3.

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By the third visit, Licensee made inappropriate comments to Patient 3. He told her he liked the shape of her buttocks and that she was in good shape. Licensee failed to adequately inform the patient of the procedure where he touched any part of her breasts, and lacked informed consent.

4.

The Board finds that Licensee's conduct as described herein constitutes unprofessional conduct in that he failed to adequately and fully receive informed consent from his patients with these adjustments. In that they lacked full informed consent Licensee's practice, as described above, constitutes violations of ORS 684.100 (1)(g)(A); and OAR 811-035-0005. The patient has the right to informed consent regarding procedures, risk and alternatives and answers to questions with respect to treatment, in terms that they can be reasonably expected to understand. In addition, Licensee engaged in conduct and verbal behavior towards patients that may reasonably be interpreted as sexual, seductive or sexually demeaning or romantic in violation of OAR 811-035-0015(1)(a).

5.

Due to the aforementioned violations, the OBCE proposes to put licensee on probation for 3 years from the issuance of this final order, require 12 hours of continuing education on boundary and sexual issues and 8 on record keeping in addition to required continuing education; and complete a book report on his reading of the Angela Redleaf book entitled "Behind Closed Doors" within 60 days of the final order.

6.

Licensee shall pay costs of this disciplinary proceeding, including investigative costs and attorney fees pursuant to ORS 684.100(9)(g).

7.

Licensee has the right, if Licensee requests, to have a formal contested case hearing before the OBCE or its Administrative Law Judge to contest the matter set out above. At the hearing, Licensee may be represented by an attorney and subpoena and cross-examine witnesses. That request for hearing must be made in writing to the OBCE, must be received by the OBCE within 30 days from the mailing of this notice (or if not mailed, the date of personal service), and must be accompanied by a written answer to the charges contained in this notice.

8.

The answer shall be made in writing to the OBCE and shall include an admission or denial of each factual matter alleged in this notice, and a short plain statement of each relevant affirmative defense Licensee may have. Except for good cause, factual matters alleged in this notice and not denied in the answer will be considered a waiver of such defense; new matters alleged in this answer (affirmative defenses) shall be presumed to be denied by the agency and evidence shall not be taken on any issue not raised in the notice and answer.

9.

If Licensee requests a hearing, before commencement of that hearing, Licensee will be given information on the procedures, rights of representation and other rights of the parties relating to the conduct of the hearing as required under ORS 183.413-415.

10.

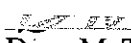
If Licensee fails to request a hearing within 30 days, or fails to appear as scheduled at the hearing, the OBCE may issue a final order by default and impose the above sanctions against Licensee. Upon default order of the Board or failure to appear, the contents of the Board's file

regarding the subject of this automatically become part of the evidentiary record of this disciplinary action upon default for the purpose of proving a prima facie case.

Dated this 29th day of February 2008.

BOARD OF CHIROPRACTIC EXAMINERS
State of Oregon

Original signatures on file
at the OBCE office.



Dave McTeague
Executive Director

State of Oregon) Case # 2006-1028; 2005-1043
County of Marion) Eric Hansen D.C.

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 Amended Notice of Proposed Disciplinary Action is true to the best of my knowledge as I verily believe.

Original signatures on file
at the OBCE office.

Dave McTeague, Executive Director
Oregon Board of Chiropractic Examiners

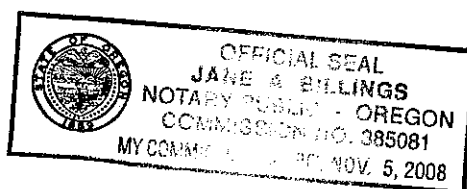
SUBSCRIBED AND SWORN to before me

this 29 day of Feb, 2008

Original signatures on file
at the OBCE office.

NOTARY PUBLIC FOR OREGON

My Commission Expires: 11-5-08



Certificate of Service

I, Dave McTeague, certify that on February 29, 2008, I served the foregoing Amended Notice of Proposed Disciplinary Action upon the party hereto by mailing, certified mail, postage prepaid, a true, exact and full copy thereof to:

Eric Hansen DC
Vitality Health Spa
2000 Cal Young Rd., Suite D
Eugene, OR 97426

By regular mail to:
Scott O'Donnell AAL
Keating, Jones et. al.
One SW Columbia, Suite 800
Portland, Oregon 97258-2095

Dove Gutman, ALJ
Office of Administrative Hearings
2510 Oakmont Way
Eugene, Oregon 97401

Original signatures on file
at the OBCE office.

Dave McTeague
Executive Director
Oregon Board of Chiropractic Examiners