



# Oregon

Theodore R. Kulongoski, Governor

## Oregon Board of Chiropractic Examiners

3218 Pringle Road SE, Suite 150

Salem, OR 97302-6311

(503) 378-5816

FAX: (503) 362-1260

E-mail: [oregon.obce@state.or.us](mailto:oregon.obce@state.or.us)

[www.oregon.gov/OBCE](http://www.oregon.gov/OBCE)

September 7, 2010

Allen Hutcheson, DC  
HealthSource Chiropractic of Milwaukie, LLC  
2403 SE Monroe St., Ste. B  
Milwaukie, OR 97222


COPY

Re: Case # 2010-5006, Stipulated Final Order

Dear Dr. Hutcheson,

Enclosed is the Stipulated Final Order as per our discussions last month.

Sincerely,

  
Original signature on file at OBCE

Dave McTeague  
Executive Director



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13

**BEFORE THE  
BOARD OF CHIROPRACTIC EXAMINERS  
STATE OF OREGON**

6 In the Matter of )  
7 ) STIPULATED  
8 Allen Hutcheson, D.C. ) FINAL ORDER  
9 License No.: 3516 )  
10 )  
11 Licensee. ) Case # 2010-5006

14 The Board of Chiropractic Examiners (Board) is the state agency responsible for  
15 licensing, regulating and disciplining chiropractic physicians in the State of Oregon. Allen  
16 Hutcheson, D.C. (Licensee), is licensed by the Board to practice as a chiropractic physician in the  
17 State of Oregon.

18  
19  
20  
21

Findings of Fact

22  
23

1.

24 From February 2009 through May 2010, Licensee employed worker 1 as a chiropractic  
25 assistant. Worker 1 was not certified as a Certified Chiropractic Assistant, but Licensee was  
26 providing her with on the job training in hopes that she would become certified. Initially when  
27 hired Licensee was almost always in the room with her while she performed the therapies.  
28 However, as time went by, it happened more and more often that Licensee left the room and  
29 would leave worker 1 to finish the task. Worker 1 thought she was suppose to have a certificate  
30 before being left alone in the room to perform therapies.

31  
32

2.

33 Licensee told the Board during the investigation that he did not always directly supervise  
34 worker 1. He gave no excuse and said he realized the violation when he read it on the  
35 "Guidelines for Chiropractic Assistant Applicant's initial training by the supervising DC."  
36 Licensee apologized and said okay when he was told by Board staff that he could not allow her to  
37 perform therapies while unsupervised. In a letter provided to the Board at a later date, Licensee  
38 then stated that worker 1 was allowed to do some therapies after he had left the room, but was  
39 fully trained and that he was still on the premises.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42

Conclusions of Law

3.

The Board finds that Licensee's conduct and admissions during investigation are a violation of ORS 684.100 (1)(f) and (m); OAR 811-035-0015(3) and (10).

Stipulations

4.

Due to the aforementioned violations, Licensee is required to pay a \$500 civil penalty to the OBCE. Licensee has satisfied this obligation.

Therefore, pursuant to ORS 183.415(5) and ORS 684.100(9)(e) the OBCE orders:

1. The parties have agreed to enter this stipulated final order. Licensee agrees to the entering of this final order. Licensee agrees that he is aware of his right to a hearing with his attorney present to contest the charges and hereby waives that right and agrees to entry of this order. The signature of this order also waives any right to appeal. The parties wish to settle and resolve the above matter without further proceedings.
2. Licensee has the civil penalty in the sum of \$500.
3. Failure to complete this final stipulated order with the terms so stated, may result in further discipline.
4. This is a public document.

Effective last date signed below.

BOARD OF CHIROPRACTIC EXAMINERS  
State of Oregon

Original signature on file at OBCE

By:

Dave McTeague, Executive Director

Date: Sept. 7, 2010

Original signature on file at OBCE

By:

Allen Hutcheson, D.C., Licensee

Date: 8/10/10