

BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
STATE OF OREGON

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4 In the Matter of the License to)
Practice as a Chiropractic)
5 Physician of:)
6 MICHAEL G. LANG, D.C.)
7 Licensee.)
8)
9)

FINDINGS OF FACT, OPINION AND
CONCLUSIONS OF LAW, ORDER OF
REVOCATION and NOTICE OF
OPPORTUNITY FOR JUDICIAL REVIEW

9 The Board of Chiropractic Examiners (OBCE) is the state
10 agency responsible for licensing, regulating and disciplining
11 chiropractic physicians in the State of Oregon. Michael G. Lang,
12 D.C. (Dr. Lang), held a license to practice as a chiropractic
13 physician in the State of Oregon.

4 On March 31, 1997, the OBCE served Dr. Lang with an Emergency
15 Suspension Order and Notice of Intent to Revoke License for
16 violation of ORS 684.100(1)(g)(A) (unprofessional and dishonorable
17 conduct) by engaging in sexual contact with a patient and a female
18 ex-employee/patient.

19 Dr. Lang's license to practice as a chiropractic physician
20 has been in involuntary emergency suspension since April 1, 1997.

21 On April 10, 1997, Dr. Lang filed his Answer and requested a
22 hearing to contest the Emergency Suspension Order and the
23 allegations contained in the Notice.

24 On May 20, 1997, Dr. Lang informed the OBCE that he was
25 withdrawing his request for hearing.

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1 Dr. Lang having waived his formal hearing on the Emergency
2 Suspension Order and Notice of Intent to Revoke License, the OBCE
3 makes the following Findings of Fact, Opinion and Conclusions of
4 Law, and Final Order:

5 FINDINGS OF FACT

6 1. On June 29, 1995, the OBCE served Dr. Lang with a Notice
7 of Proposed Suspension of Chiropractic License and Imposition of
8 Terms of Probation. The notice alleged that the OBCE intended to
9 suspend Dr. Lang's license for violation of ORS 684.100(1)(g)(A)
10 (unprofessional and dishonorable conduct) by engaging in sexual
11 contact with a patient (. See Exhibit 1 attached.

12 2. On December 19, 1995, Dr. Lang and the OBCE entered into
13 a Stipulated Final Order (Stipulation), a copy of which is
14 attached and marked Exhibit 2. In the Stipulation, Dr. Lang and
15 the OBCE agreed in part to the following:

16 (a) Dr. Lang admitted that he engaged in unprofessional
17 conduct by engaging in sexual contact with patient

18 (b) Dr. Lang agreed that another adult must be physically
19 present in the room at all times when he treats female
20 patients.

21 (c) Dr. Lang agreed that the Order would remain in force for
22 three years from the date executed, and that during such
23 time, Dr. Lang agreed to engage in no inappropriate
24 sexual contact with female patients.

25 3. On March 10, 1997, the OBCE became aware of a civil
26 complaint filed in Deschutes County, Oregon, by a female ex
employee/patient of Dr. Lang. The complaint alleges that:

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1 (a) Dr. Lang made suggestive remarks during treatment,
2 touched the breast of [redacted] pressed his genital area
3 into her legs; required her to disrobe; and failed to
4 have a third adult present in the treatment room.

4 4. On March 17, 1997, Dr. Lang was interviewed by the OBCE
5 investigator and the OBCE Director at Dr. Lang's office. In that
6 interview, Dr. Lang admitted the following:

7 (a) That [redacted] was an employee/patient from around April 1996
8 to September 1996.

9 (b) That he treated [redacted] numerous times (possibly as many as
10 90 times).

11 (c) That he treated [redacted] as a patient without another adult
12 present in the treatment room and did not always chart
13 the patient's file.

14 (d) That during the course of treating [redacted] she would
15 sometimes remove her upper clothing and one time in
16 particular he remembers her removing her upper clothing
17 including her bra prior to treatment.

18 (e) That at his direction, Dr. Lang and [redacted] did trigger
19 point therapy to his back with his shirt removed.

20 (f) In the above interview, Dr. Lang stated that he did not
21 think the Stipulation applied to his staff, and that he
22 did not have to chart staff the same as his other
23 patients.

24 OPINION AND CONCLUSIONS OF LAW

25 Dr. Lang is charged with unprofessional and dishonorable
26 conduct pursuant to ORS 684.100(1)(g)(A). The circumstances
described above in the Findings of Fact demonstrate that Dr. Lang
violated ORS 684.100(1)(g)(A) in that Dr. Lang disregarded the
rights of his patients and the agreement between Dr. Lang and the

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1 OBCE. The conduct described above also constitutes a violation by
2 Dr. Lang of the terms of the June 29, 1996 Stipulation.

3 **FINAL ORDER**

4 The OBCE has determined that Dr. Lang's continuation in the
5 practice of chiropractic does or might constitute an immediate
6 danger to the public if Dr. Lang is allowed to practice as a
7 chiropractic physician, therefore,

8 IT IS HEREBY ORDERED that the license as a chiropractic
9 physician of Michael G. Lang, D.C. is REVOKED. Such revocation to
10 be effective 30 days from the date of this Order, and that in the
11 interim, the Emergency Suspension Order of April 1, 1997, is still
12 in effect. Furthermore, Dr. Lang is ordered to pay the costs of
13 this disciplinary proceeding in the amount of \$ 1,529.00.

14 IT IS SO ORDERED this 24 day of July, 1997.

15 BOARD OF CHIROPRACTIC EXAMINERS
16 Stat

Original signature on file
at the OBCE office.

17 By: _____
18 Dave McTeague, Executive Director

19 **NOTICE:** You are entitled to judicial review of this order pursuant
20 to the provisions of ORS 183.480. Judicial Review may be obtained
21 by filing a petition in the Oregon Court of Appeals. The petition
22 must be filed within 60 days from the date of service of this order.
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