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OREGON BOARD OF
CHIROPRACTIC EXAMINERS

BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
STATE OF OREGON

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In the Matter of)
Rick A. Long DC) Case # 2013-5005
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)
) **Stipulated Final Order**
 Licensee)
)
)

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. Rick A. Long DC (hereafter "Licensee"), is a licensed Chiropractic physician in Oregon.

Findings of Fact

1.

The Board of Chiropractic Examiners (Board) is the state agency responsible for licensing, regulating and disciplining chiropractic physicians in the State of Oregon. Rick Long DC (Licensee) is licensed by the Board to practice as a chiropractic physician in the State of Oregon. The Board proposes to discipline Licensee for the following reasons.

1.

Licensee signed his Renewal Notice and Affidavit on May 28, 2012 and Licensee affirmed that he had completed the required 20 continuing education hours required for license renewal. The renewal application stated "I swear, and affirm that during the previous license year, I completed the required number of CE credits for my license status and my signature below verifies that all information hereon is true and correct." Licensee was required to complete the continuing education hours by May 31, 2012.

2.

Upon audit and review by the Board of the credits that were actually taken by Licensee during the required period, of the 20 that were required Licensee was missing 20 hours of CE credits. Once Licensee was aware of the Board Audit, Licensee took CE, however, those were not accomplished during the time period required.

3.

The Board finds that Licensee's failure to complete the CE within the time period required is a violation of OAR 811-15-0025 and ORS 684.092. In signing the renewal affidavit

1 stating the CE was completed within that time period, when it was not, Licensee violated OAR
2 811-035-0015(16).

3
4 3.

5 A Notice of Proposed Civil Penalty was issued on March 28, 2013. Licensee responded
6 with a further explanation of his extenuating circumstances and a request for hearing on April 18,
7 2013. Licensee stated, "My intent was not to perform any fraud or misdirection. It was simply a
8 mistake in filling out the form. I have not practiced in Oregon since returning (from Arizona).."
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11 Conclusions of Law

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13 4.

14 The Board finds that Licensee's failure to complete the CE within the time period
15 required is a violation of OAR 811-15-0025 and ORS 684.092. In signing the renewal affidavit
16 stating the CE was completed within that time period, when it was not, Licensee violated OAR
17 811-035-0015(16).
18

19 Stipulations

20 3.

21
22 Therefore, pursuant to ORS 183.415(5) and ORS 684.100(9)(e) the OBCE orders:
23

- 24 1) The parties have agreed to enter this stipulated final order. Licensee agrees that he is
25 aware of his right to a hearing with his attorney present to contest the charges and hereby
26 waives that right and agrees to entry of this order. Licensee agrees to waive any right to
27 appeal. In lieu of proceeding to the contested case hearing, the parties wish to settle and
28 resolve the above matter without further proceedings.
29
- 30 2) Licensee is assessed a \$250 civil penalty due within 30 days. The remaining proposed
31 \$1,000 civil penalty is waived.
32
- 33 3) If Licensee violates any of the terms of this order, it may result in further
34 discipline pursuant to ORS 684.100.
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- 36 4) The Board agrees to waive any cost recovery against Licensee in this case.
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- 38 5) This order is effective on the last date signed below and is a public record.
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BOARD OF CHIROPRACTIC EXAMINERS
State of Oregon

Original Signatures are available in OBCE Admin Office

By: _____
Dave McTeague, Executive Director

Dated: 9-9-2013

Original Signatures are available in OBCE Admin Office

By: _____
Rick Long DC

Dated: 9-12-13

A party is entitled to judicial review of the Final Order. Judicial review is by the Oregon Court of Appeals pursuant to the provisions of ORS 183.482. Judicial review may be obtained by filing a petition for review with the Office of State Court Administrator, Supreme Court Building, Salem, Oregon 97310. ORS 183.482 requires that an appeal is requested by filing a petition in the Court of Appeals within 60 days following the date the order upon which the petition is based is served.

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