

BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
STATE OF OREGON

In the Matter of)
) Case # 2013-1038, 2014-1001
KEVIN MISENHEIMER, D.C.,)
)
) 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. Kevin Misenheimer, D.C. (hereafter "Licensee"), is currently licensed by the Board to practice as a chiropractic physician in Oregon.

Findings of Fact

1.

The Board received complaints about the treatment provided by Licensee to patients. On June 26, 2014, the Board issued a Proposed Notice of Discipline alleging various allegations in regards to their care. That Proposed Notice of Discipline is hereby incorporated by reference. Licensee requested a hearing on the notice. The Board was concerned about the level of treatment provided to the patients, clinical competency, as well as issues surrounding record keeping, appropriate informed consent to patients and coordination of care with other medical professionals of the patients.

Conclusions of Law

2.

If this matter were to proceed to hearing and the Board prevailed, the Board felt that there would be violations of ORS 684.100(1)(f)(A), Failure to do standard differential diagnosis, along with failure to perform a minimally competent examination; OAR 811-015-0010: lack of clinical justification, OAR 811-015-0005 (1) (a): failure keep complete and accurate records, OAR 811-015-0005 (1) (b): failure to identify the patient by name, and the clinic of origin by name and address on every page, failure it identify each chart note entry will by provider of service and author of the record. In addition, violations of OAR 811-015-0006 (3) (a) & (c): disclosure of records (in response to a Board request), failure to provide all requested documents as indicated in the signed Certification of Patient Records and OAR 811-035-0015 (12): altered or fraudulent patient records.

8. This order is effective on the date signed by the Board and is a public record.

IT IS SO ORDERED this 17th day of September, 2014.

BOARD OF CHIROPRACTIC EXAMINERS
State of Oregon

By: [Signature]
Cassandra C. Skinner J.D., Executive Director

By: _____
Kevin Misenheimer, D.C.

Dated: 9-17-2014