

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

In the Matter of  Christian K. Schuster DC  License            1789	) ) ) ) ) )	STIPULATED FINAL ORDER (Extending Probation)  Case #2012-5022
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The Board of Chiropractic Examiners (Board) is the state agency responsible for licensing, regulating and disciplining chiropractic physicians in the State of Oregon. Christian K Schuster DC (Licensee) is licensed by the Board to practice as a chiropractic physician in the State of Oregon.

**Findings of Fact**

1.

The findings and conclusions of the Final Order issued on Case 2006-1032 et al. issued July 16, 2009 are incorporated herein. Following an interview with Licensee, on September 27, 2012, the Board determined that Licensee is in violation of his Final Order in Case # 2006-1032 et. al. for not having met the conditions of his probation and not successfully completing his mentoring.

2.

The Board determined that Licensee was on probation for 33 months during which time he intermittently participated in a mentoring program. The Mentor's last report said although it was slow and cumbersome Licensee had been improving his daily charting; but the mentoring had not been able to address examination and clinical rationale. After review of selected patient files, the Mentor said that Licensee "has gone back to his old ways" and expressed concerns that Licensee is not conducting an adequate examination or performing the most basic ortho/neuro tests, calling it a "glaring lack of evaluation."

The Mentor reported failures on Licensee's part to respond to his many emails and phone calls. The Mentor contacted Licensee's office in January and again in April and Licensee did not return his calls or email in response. This was part of long standing pattern as reported to the Board over an extended period of time. Licensee's cooperation was especially needed as Mentor had to travel across the mountains to meet with Licensee.

At his On September 27, 2012 appearance before the Board, Licensee provided recent examples of patient record keeping that showed improvements; and said he had only recently started using a new electronic record keeping program.

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## Conclusions of Law

2.

The Board finds that Licensee in violation of ORS 684.100 (1)(f) and (p); OAR 811-035-0015 (23) (Disobeying a final order of the Board), 811-015-0005 (Records) and OAR 811-015-0010 (Clinical Justification).

## Stipulations

3.

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 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. Licensee agrees to waive any right to appeal.
2. Licensee agrees this probation will be extended one year from the effective date of this final order.
3. Licensee must maintain patient records that meet the standards of OAR 811-015-0110 (Records) and clinical practice that meets the standards of OAR 811-015-0010 (Clinical Justification).
4. As a condition of probation, Licensee must complete the mentoring program with the Board's approved mentor.
  - a. Licensee must take the initiative to contact the Mentor to set up no less than four appointments that will last up to four hours each, as determined by the Mentor. Licensee will make first contact with the Mentor within 7 days of the effective date of this order.
  - b. Licensee must make himself available to meet in person with the Mentor, at the time and place of the Mentor's choosing.
  - c. Licensee must address the list of topics as determined by the Mentor.
  - d. Licensee must provide patient files for review as requested by the Mentor.
  - e. Licensee will timely respond to any communication from the Mentor within 48 hours.
5. The Board or the Board's Executive Director is allowed to enter Licensee's business premises to examine, review and photocopy Licensee's patient or other records to determine compliance with the terms of this agreement.
6. If Licensee fails to abide by the terms of the probation set by the Board, that the remaining balance of the suspension (33 months) be imposed immediately.
7. If Licensee violates any of the terms of this order, it may result in further discipline pursuant to ORS 684.100.

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

**BOARD OF CHIROPRACTIC EXAMINERS**  
State of Oregon

Original Signatures are on file at OBCE office

By: [Signature]  
Dave McTeague, Executive Director

Dated: 10-26-2012  
Original Signatures are on file at OBCE office

By: [Signature]  
Christian K. Schuster DC

Dated: 10-24-12