

Oregon Board of Chiropractic Examiners

Public Protection Update

Current Proposed and Final Actions since May 21, 2008

Last updated October 5, 2008

Below are the current proposed board disciplinary actions. These are public documents. Following those are the most current Final Actions. Previous Public Protection Reports may be found in our Public Protection section. All final public board orders (disciplinary or otherwise) may be found in our Licensee Lookup and accessed either by search for a specific chiropractic physician, or search by year. Orders for chiropractic assistants are found in the search by year only. Board actions that do not result in discipline or other board orders are not public documents (ORS 676.175).

Current Proposed Actions

Christian Schuster DC. Case 2006-1032 (and ten other complaints) Proposed three-year License Suspension and \$42,000 civil penalty for ignoring and delaying release of record requests, in some cases failure to provide any requested patients records to patients, insurance companies and attorneys; failure to keep current records on numerous patients; failure to adequately chart the patient's examination or subjective complaints, diagnoses or treatment plan, and all of the above causing harm to patients as described in the Notice of Proposed Discipline. Alleged violations of (4/2/2008)
([link to order here](#))

Thomas Miller DC. Case 2008-1003. Proposed Letter of Reprimand, \$2500 civil penalty and 12 hours additional continuing education hours in x-ray technique. Alleged violations of ORS 684.100(1)(g)(A), OAR 811-030-0020(2) and (7) for failure to use appropriate x-ray shields and lack of collimation or appropriately placed filters to the areas on the body that were of interest. Alleged failures to inform the patient of the treatment fee violates ORS 684.100(1)(g)(A), and OAR 811-015-0000(2) which requires that each Licensee shall maintain a schedule of fees charged for common services and should be available for patients upon request; and alleged failure to make sure the patient was informed about the billing procedures prior to any charges being incurred. (8/13/2008)
([link to order here](#))

March Schroering DC. Case 2008-1005. Proposed \$500 civil penalty, file reviews for two years, and 12 hours additional continuing education hours on billing, coding and record keeping. Alleged violations of ORS 684.100(1)(A) and OAR 811-015-0005(1) for not keeping accurate records on all patients, including but not limited to legible notes, and updated treatment plans; ORS 684.100(1)(g)(A) and OAR 811-035-0015(5), (7) and (12) for billing and coding violations; ORS 684.100(1)(A), (1)(n) and OAR 811-015-0015(10) for therapies performed by an unlicensed person. (9/29/2008)
([link to order here](#))

Final Actions

Richard Crokin DC. Stipulated Final Order. 9 month suspension (3 of which are stayed), \$7,500 Civil Penalty, five year probation, 10 hours of continuing education on billing and coding, prohibition on telemarketing to traffic crash victims. Violations: for taking an x-ray of a pregnant patient (ORS 684.100(1)(g)(A) and (B) and OAR 811-015-010); misleading telemarketing advertising (OAR 811-015-0045(1), (2) and (3)), hiring telemarketers and paying them a fee per patient (ORS 684.100(1)(g)(A) and OAR 811-035-0015(24)); billing

an insurance company for cervical x-rays that were not taken (ORS 684.100(1)(g)(A) and OAR 811-015-0005(1) and 811-035-0015(5) and (7)); failure to document sufficient clinical justification for treatment (OAR 811-015-0010(1)); inaccurate or insufficient documentation of examination procedures (OAR 811-015-0005(1)); Evaluation and Management code levels billed to the insurer that are not substantiated by the records (ORS 684.100(1)(g)(A) and OAR 811-035-0015 (12)). (8/1/2008)

Thomas Bolera DC. 6 month suspension, two year probation, \$1,000 civil penalty. Violations of ORS 684.100 (1)(d), OAR 811-035-0015 and pursuant to ORS 684.100 (1)(s) for federal felony conviction for securities fraud and subsequent disciplinary action against this Ohio chiropractic license. (7/25/2008)

Leslie Rutherford CA. Conditions on Chiropractic Assistant license to inform current and prospective chiropractic employers of his felony conviction for transporting quantities of marijuana over state lines and random UAs for two years. (6/25/2008)

Jorge Torres CA. Letter of Reprimand for inappropriate comments to and kissing a patient. Violations of ORS 684.100 (1)(g)(A); and OAR 811-035-0015(1)(b)-(e) and OAR 811-010-0110(14)(a). His certificate has since lapsed. (6/30/2008)

Nelda Perez CA. Indefinite Suspension of CA certificate. Violations of ORS 684.100(1)(g)(A) and (1)(d) for theft from her chiropractic employer and failure to cooperate with the board's investigation.. OAR 811-010-0110(14)(a), 811-035-0015(20), and ORS 684.100(1)(g)(A), (1)(d). Her certificate has since lapsed. (7/7/2008)

Dirk Friedt. CA applicant. Denial of CA application. Violations of OAR 811-010-0100 (14) allows the Board to refuse to grant a license to any applicant upon a finding of unprofessional or dishonorable conduct. In addition, OAR 811-010-0100 (14) also allows for refusal of a license for fraud or misrepresentation in applying for or procuring a certification. The Board found intentional misrepresentations in the application for the certification in terms of applicant's arrest and conviction history. Applicant was convicted of driving while suspended in November 2006 and June 2007. Applicant had been arrested for assault 4 and harassment in March 1987 and pled guilty on April 24, 1987 to harassment in Washington County case No.: M 70681, and in March 1998, Applicant was arrested for resisting arrest and harassment and was convicted on August 18, 2003 for harassment in Washington County Court Case No.: D9801164M. Applicant is a former licensed acupuncturist who was placed on indefinite suspension by the Oregon Medical Board. (10/4/2008)

Other Board Actions (Not Disciplinary)

Richard Finley DC. Consent Agreement. The doctor will accept a Board appointed observer to visit his chiropractic clinic for the purpose of observing his chiropractic practice and he will attend a follow up evaluation to monitor his recovery from a series of minor strokes. (9/23/2008)