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4 BEFORE THE
5 BOARD OF NATUROPATHIC EXAMINERS
6 STATE OF OREGON

7 In the Matter of:

Case No. N00-09-01

8 MARLANE D. BASSETT, N.D.,

FINAL ORDER INCORPORATING
SETTLEMENT AGREEMENT

9 Licensee.

10 Based on the attached Settlement Agreement, which is incorporated herein, the Board of
11 Naturopathic Examiners of the State of Oregon finds that Marlane D. Bassett, N.D. has violated
12 ORS 685.110(8) as alleged in the Notice of Proposed Disciplinary Action on file in this
13 proceeding and that no hearing is required.

14 It is, therefore, ORDERED that pursuant to ORS 685.110 two years of probation be
15 imposed with conditions set forth in the attached Settlement Agreement.

16 DATED this 7th of August, 2001.

17 Signature on file

18 Gregory Garcia, N.D. *Greg Garcia*
19 Chair, Board of Naturopathic Examiners

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7 MARLANE D. BASSETT, N.D.,

SETTLEMENT AGREEMENT

8 Licensee.
9

10 The Board of Naturopathic Examiners of the State of Oregon (Board) and Marlane D.
11 Bassett, N.D. do hereby agree and stipulate as follows:

12 1. A Notice of Proposed Disciplinary Action of License has been served on Dr.
13 Bassett.

14 2. The Notice of Proposed Discipline alleges violation of ORS 685.110(8).

15 3. The Board and Dr. Bassett are willing to settle this matter.

16 4. Dr. Bassett admits that she committed the violation alleged in the Notice and
17 agrees that the Board may enter an order finding that this violation was committed as alleged in
18 the Notice.

19 5. The Board and Dr. Bassett agree that the Board will impose two years probation
20 with conditions of probation as follows:

21 a) Dr. Bassett will participate in a preceptorship of 100 hours under the guidance
22 of a naturopathic physician who has been in practice for at least five years.

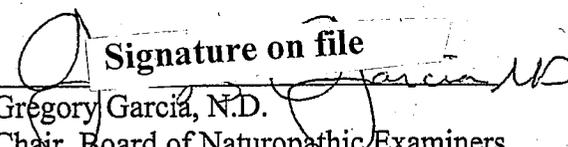
23 The preceptor is subject to approval by the Board;

24 b) The preceptor is to review at least one patient chart from Dr. Bassett's private
25 practice for every ten hours of preceptoring during the probationary period;

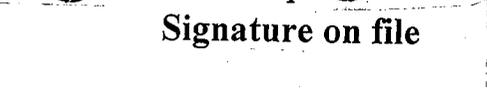
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- c) Before probation is terminated, but not more than two years from the date of the Final Order imposing discipline, the Board shall conduct a random review of patient charts;
 - d) The conditions of probation are to start three months after the date of the Final Order of the Board and is to be completed no later than two years from the date of the Final Order;
 - e) Dr. Bassett may request the Board to consider early termination after meeting all conditions of the probation; and
 - f) Any costs incurred in the preceptoring are the responsibility of Dr. Bassett.
6. Dr. Bassett waives all rights to a contested case hearing or any further appeal.

Signature on file

 Gregory Garcia, N.D.
 Chair, Board of Naturopathic Examiners

8/7/01
 Date

Signature on file

 Marlane D. Bassett, N.D.

9/6/01
 Date

BEFORE THE
BOARD OF NATUROPATHIC EXAMINERS
STATE OF OREGON

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In the Matter of the License of)
MARLANE D BASSETT, N.D.,)
Licensee.)
Case No. N00-09-01
NOTICE OF PROPOSED
DISCIPLINARY ACTION
(PROBATION)

1.

The Board of Naturopathic Examiners (Board) is the state agency responsible for licensing, regulating and disciplining naturopathic physicians in the State of Oregon. Marlane D. Bassett, ND. (Licensee) is a licensed naturopathic physician currently practicing in Portland, Oregon, and is subject to the jurisdiction of the Board.

2.

Pursuant to ORS 685.110, the Board proposes to impose discipline Licensee.

3.

On or about June 19, 1999 M.E. was treated by Licensee for diabetes.

4.

Licensee treated M.E. for diabetes until February 2, 2000, at which time M.E. discontinued care with Licensee.

5.

On or about June 19, 1999 and February 2, 2000 Licensee knew or should have known that the course of treatment of diabetes for M.E. required to be changed and Licensee failed to do so.

6.

On or about June 19, 1999 and February 2, 2000 Licensee knew or should have known that M.E. required to be referred to a medical specialist for treatment of diabetes and Licensee failed to do so.

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7.

Because Licensee knew or should have known that the course of treatment for M.E. should have been changed, or, required referral to a medical specialist, Licensee was negligent in diagnosis and treatment of M.E.

8.

Negligence is a violation of ORS 685.110(8) and grounds for discipline.

9.

The Board proposes to impose two years of probation for violation of ORS 685.110(8) pursuant to ORS 695.110.

10.

The conditions of this probation require Licensee to participate in a preceptorship of 100 hours under the guidance of a naturopathic physician who has been in practice for at least five years. The preceptor is subject to approval by the Board.

11.

The preceptor is to review at least one patient chart from Licensees private practice for every ten hours of preceptoring during the probationary period.

12.

Before probation is terminated, but not more than two years from the date of the Final Order imposing discipline, the Board shall conduct a random review of patient charts.

13.

The conditions of probation are to start three months after the date of the Final Order of the Board and is to be completed no later than two years from the date of the Final Order.

14.

Licensee may request the Board to consider early termination after meeting all conditions of this probation.

15.

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2 Any cost incurred in preceptoring is the responsibility of Licensee.

3 **NOTICE OF RIGHT TO HEARING**

4 16.

5 Licensee has the right, if Licensee requests, to a hearing as provided by the
6 Administrative procedures Act (ORS Chapter 183) before the Board or its hearing officer to
7 contest the matters set out above. At the hearing, Licensee may be represented by an attorney,
8 and may subpoena and cross-examine witnesses. A request for hearing must be made in writing
9 to the Board, and must be received by the Board within 21 days from the date of mailing of this
10 notice (or if not mailed, the date of personal service), and must be accompanied by a written
11 answer to the charges contained in this Notice. Upon receipt of a request for hearing, the Board
12 will notify licensee of the time and place of the hearing. If Licensee requests a hearing, Licensee
13 will be given, prior to the commencement of the hearing, information on the procedures, right of
14 representation, and other rights of parties relating to the conduct of the hearing as required by
15 ORS 183.413(2).

16 17.

17 The answer shall be made in writing to the Board and shall include an admission or
18 denial of each factual matter alleged in this Notice, and a short plain statement of each relevant
19 affirmative defense Licensee may have. Except for good cause, factual matters alleged in this
20 notice and not denied in the answer shall be presumed admitted; failure to raise a particular
21 defense in the answer will be considered a waiver of such defense; and new matters alleged in
22 the answer (affirmative defenses) shall be presumed to be denied by the agency and evidence
23 shall not be taken on any issue not raised in the Notice and answer.

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18.

If Licensee fails to request a hearing within 21 days, or fails to appear as scheduled at the hearing, the Board may issue a final order by default and impose the above sanctions against Licensee. Upon default order of the Board or failure to appear, the contents of the Board's file regarding the subject of this case automatically becomes part of the evidentiary record of this disciplinary action for the purpose of proving a prima facie case. ORS 183.415(6).

DATED this 12th day of June, 2001.

BOARD OF NATUROPATHIC EXAMINERS
State of Oregon

By: Signature on file
Anne Walsh, Executive Director



Oregon

Theodore R. Kulongoski, Governor

Board of Naturopathic Examiners

800 NE Oregon St., Suite 407

Portland, OR 97232

(503) 731-4045

www.obne.state.or.us

June 4, 2003

Marlane Bassett, ND
4528 NE Rodney Ave
Portland OR 97211

Re: Case No. N00-09-01 – Closed

Dear Dr. Bassett:

Thank you for rearranging your schedule to meet with the Board at the April 7, 2003 and arranging time for random review of additional records on May 22, 2003.

After review of the final condition of your probation, the review of random charts from your office, it has been determined that you have satisfied the terms of the Settlement agreement signed August 7, 2001.

The Board agrees that since the terms of the Settlement Agreement have been met, you are released from the balance of the two-year probation, effective June 2, 2003. This case is considered closed.

Thank you for your cooperation throughout this process. Please feel free to contact me if I can be of further assistance. Wishing you the best in the future.

Signature on file

Anne Walsh
Executive Director





Oregon

Theodore R. Kulongoski, Governor

Board of Naturopathic Examiners

800 NE Oregon St., Suite 407

Portland, OR 97232

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July 30, 2003

Re: Marlane D. Bassett, ND

Dr. Marlane Bassett, ND, license number 847, satisfactorily completed the conditions of the two-year probation imposed on her license in a Settlement Agreement signed with the Board August 7, 2001. After satisfying all the conditions of this agreement, Dr. Bassett was released from the balance of the two-year probation on June 2, 2003.

As of June 2, 2003, Dr. Marlane Bassett holds an unrestricted license to practice naturopathic medicine in Oregon, through the Oregon Board of Naturopathic Examiners.

Please feel free to contact this office if further clarification is necessary.

Respectfully,

Signature on file

ANNE WALSH
Executive Director

