

BEFORE THE
BOARD OF NATUROPATHIC MEDICINE
STATE OF OREGON

In the Matter of the License of:

Case No. 22-02-06

Dr. Russell Marz, ND

Consent Order and Settlement Agreement

1.

The Board of Naturopathic Medicine (Board) is the state agency responsible for licensing, regulating and disciplining naturopathic physicians in the State of Oregon, pursuant to Oregon Revised Statutes (ORS) chapter 685 and Oregon Administrative Rules (OAR) chapter 850. Dr. Russell Marz N.D. (Licensee) has been a licensed naturopathic physician in the State of Oregon since April 3, 1985 and is subject to the jurisdiction of the Board. Dr. Russell Marz.

2.

The Board issued a Notice of Proposed Disciplinary Action to Licensee on or about October 31, 2022. Licensee was provided the opportunity to request a hearing on the Notice. In lieu thereof, the parties wish to resolve this matter informally, without any hearing, appeal, or judicial review, by entering this Settlement Agreement and Consent Order, pursuant to ORS 183.417(3) on the terms set forth below.

SETTLEMENT AGREEMENT

3.

The Board finds and the Licensee stipulates to the findings of violations described in the Notice of Proposed Disciplinary Action filed in this proceeding. The findings of facts and conclusions of law regarding those violations in the Notice of Proposed Disciplinary Action are incorporated

by reference into this settlement agreement and consent order. Licensee agrees that the Board may enter the Consent Order set forth below, including the following terms and conditions:

A. Probation: Twelve (12) months of probation, with the following condition:

- Continuing Education - Four (4) hours –focused on ethical behavior and principles, in addition to annual continuing education renewal requirements per 850-040-0210 completed within the first three months of probation.

B. Civil penalty:

- Civil Penalty - \$2500 (Two Thousand Five Hundred) imposed, with \$1,250 suspended upon successful completion of probation.
- Licensee will contact Board staff regarding initial \$1250 payment by December 1, 2022.

C. Licensee shall comply with the statutes, rules and orders of the Board.

D. Licensee's failure to comply with any term of this order, ORS chapter 685 or OAR chapter 850 shall be grounds for additional discipline by the Board.

E. Licensee enters into this Settlement Agreement and Consent Order voluntarily and without any force or duress. Licensee states Board and Board staff have not made promises or representations not stated herein to induce her to sign this document and agree to issuance of the Order.

F. Licensee acknowledges that she has had the opportunity to seek the advice of legal counsel. Licensee further acknowledges that he understands and agrees to the terms of this Order.

G. Licensee understands that she has the right to a contested case hearing under the Administrative Procedures Act (ORS Chapter 183), and fully and finally waives all right to a hearing and any rights to appeal or otherwise challenge this Settlement Agreement and Consent Order.

H. The parties acknowledge that this Settlement Agreement and Consent Order is a public document.

CONSENT ORDER

The Board issues the following order:

A. Licensee is subject to twelve (12) months of probation, which includes the following condition:

- Continuing Education - Four (4) hours –focused on ethical behavior and principles, in addition to annual continuing education renewal requirements per 850-040-0210 completed within the first three months of probation.

B. Civil penalty:

- Civil Penalty - \$2500 (Two Thousand Five Hundred) imposed, with \$1,250 suspended upon successful completion of probation.
- Licensee will contact Board staff to set a payment schedule to pay imposed fine by or before the end date of probation.

DATED this 22 day of November 2022.

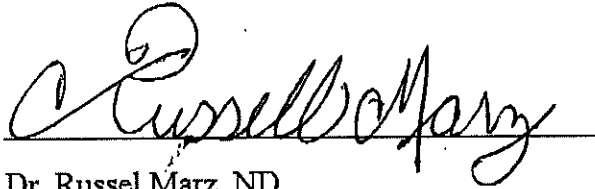
BOARD OF NATUROPATHIC MEDICINE, State of Oregon



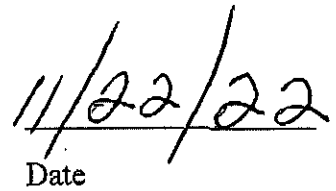
Mary-Beth Baptista, JD
Executive Director, Board of Naturopathic Medicine

I. This Settlement Agreement and Consent Order shall take effect on the date it is signed by the Board.

IT IS SO STIPULATED.

A handwritten signature in cursive script, appearing to read "Russell Marz", written over a horizontal line.

Dr. Russel Marz, ND

A handwritten date "11/22/22" written over a horizontal line.

Date