

BEFORE THE
BOARD OF NATUROPATHIC MEDICINE
STATE OF OREGON

In the Matter of the License of:

Aaron Hubbs, N.D.,

Licensee.

Case Nos. N16-10-31

**SETTLEMENT AGREEMENT AND CONSENT
ORDER**

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. Aaron Hubbs, N.D. (Licensee) is a licensed naturopathic physician in Oregon, and is subject to the jurisdiction of the Board.

The Board issued a Notice of Proposed Disciplinary Action to Licensee on or about October 3, 2017. 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

1. 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. Civil penalties in the total amount of twenty-five thousand dollars (\$25,000); with twenty thousand (\$20,000) suspended, and to be forgiven upon successful completion of the probation term referenced below. Should Licensee fail to successfully complete the

conditions of the probation term described below, all \$25,000 in civil penalties shall become due and payable immediately.

B. Five years of probation, with the following conditions:

- i. Licensee shall complete 30 hours of continuing education during the first year of probation, in addition to those required for Licensure. Licensee shall submit directly to the Board proof of completion of the following :
 - (a) 20 hours of continuing education, pre-approved by the Board, on professional ethics, and
 - (b) 10 hours of continuing education focused on responsible prescribing practices of opioids.
- ii. Licensee, at his own expense, shall bi-annually submit 10 patient charts to the Board (or Board designee), for review within 30 days of the last day of the six month.

2. Licensee shall comply with the statutes, rules and orders of the Board.
3. 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.
4. Licensee enters into this Settlement Agreement and Consent Order voluntarily and without any force or duress. Licensee states that the Board and Board staff have not made promises or representations not stated herein to induce him to sign this document and agree to issuance of the Order.
5. Licensee acknowledges that he 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.
6. Licensee understands that he has the right to a contested case hearing under the Administrative Procedures Act (ORS Chapter 183), and fully and finally waives any and all right to a hearing and any rights to appeal or otherwise challenge this Settlement Agreement and Consent Order.

7. The parties acknowledge that this Settlement Agreement and Consent Order is a public document.
8. This Settlement Agreement and Consent Order shall take effect on the date it is signed by the Board.

IT IS SO STIPULATED.

SIGNATURE ON FILE

Aaron Hubbs, N.D.

3.6.18

Date

CONSENT ORDER

The Board issues the following order:

- A. Civil penalties in the total amount of twenty-five thousand dollars (\$25,000); with twenty thousand (\$20,000) suspended, and to be forgiven upon successful completion of the probation term referenced below. Should Licensee fail to successfully complete the conditions of the probation term described below, all \$25,000 in civil penalties shall become due and payable immediately.
- B. Five years of probation, with the following conditions:
 - i. Licensee shall complete 30 hours of continuing education during the first year of probation, in addition to those required for Licensure. Licensee shall submit directly to the Board proof of completion of the following :
 - (a) 20 hours of continuing education, pre-approved by the Board, on professional ethics, and
 - (b) 10 hours of continuing education focused on responsible prescribing practices of opioids.
 - ii. Licensee, at his own expense, shall bi-annually submit 10 patient charts to the Board (or Board designee), for review within 30 days of the last day of the six month.

DATED this 28 day of Feb 2018.

BOARD OF NATUROPATHIC MEDICINE
State of Oregon

SIGNATURE ON FILE

Mary-Beth Baptista, Executive Director