



# Texas Chiropractic Board Report

The mission of the Texas Board of Chiropractic Examiners is to execute the statutory authority of the Texas Chiropractic Act and to promote, preserve, and protect the health, safety, and welfare of the people of Texas by licensing skilled professionals and enforcing standards of practice.

October 2014  
Volume II, Issue 2

## Special Interest Articles:

- Rule Updates
- HB 300 Compliance
- Fees for Chiropractic Records
- Disabled Parking Permits
- Multi-Disciplinary Clinics

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## TBCE Proposes Rule Review and Updates



**By now, you have or should have heard** that the TBCE is promulgating new rules. Don't panic!

The proposed new rules are here to help and designed to accomplish three things. First, the rules have grown organically – imagine how a tree grows – without much central planning, and it was time to restructure the rules so that they were much easier to reference and understand for all stakeholders.

Second, the proposed new rule product is higher quality. There were simply too many grammatical and syntax errors, mistaken or misaligned cross-references and inconsistencies within the language of the Board's rules. This led to less than clear guidance and too much confusion among the public and licensees.

Finally, the proposed new rules contain some substantive changes which were provided by the stakeholders and the Board members to make it easier to practice and provide additional clarity on providing professional chiropractic services to the public.

We'll go over a few of the proposed new rules here. On first glance, you will note that the proposed new rules have fewer chapters. Some chapters were consolidated under a single title. The concept of distinguishing between professional conduct and advertising and public communications was confusing. Professional conduct includes proper advertising and public communications and the merger made logical sense.

Also, please note that the chiropractic specialty rule is proposed to be deleted. Part of our General Counsel's job is to ensure the Board is advised on a proper interpretation and reading of the Chiropractic Act.

After a thorough review of the specialty rule and the history of its adoption, our General Counsel concluded not only was it superfluous, but also it was improvident given the language of the Chiropractic Act. There was simply no statutory authority for the Board to identify only a very small subset of specialties.

In addition, it had no discernible effect on the Board's enforcement policies. By law, all DCs are prohibited from advertising claims of superiority, but the real issue here was truth in advertising. This did generate the question of how the Board would be able to stop the unscrupulous from making up a specialty. And the answer is simple. The Board has always identified those individuals and held them to account. The advertising rules (cont on page 7)



**Texas Board of  
Chiropractic  
Examiners**

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**Yvette Yarbrough, JD**  
Executive Director

## A Message from the Executive Director



Time flies when we're having fun, right?! I can't believe it is Fall already and that we are staring the holiday season in the face. I've recently reflected on the progress of the agency this year. We have had a fast and furious pace here in the office with multiple projects beginning, others being completed, and everything in between.

In a few short months, our staff has completed a myriad of projects. We completed a large digital file conversion project for our Enforcement division, finishing our transition to a paperless enforcement environment. Additionally, we partnered with Texas.gov, as detailed in this issue of the *Report*, to allow respondents in enforcement actions to pay administrative penalties online.

Also, we completed two iterations of a customer service survey to identify areas of the agency that are working well and other areas that need improvement.

Projects on which we are currently working include a digital file conversion in our Licensing division, website redesign, business continuity/emergency operations planning, internal policies/procedures update, and a substantive rule review. This rule review is discussed in this issue of the *Report*. I am extremely thankful for my extraordinary staff for their time and efforts in working these endless project tasks, in addition to their everyday work. What they do behind the scenes makes the agency able to operate seamlessly and continuously improve.

As we move towards the 84th Legislative Session, the agency continues to communicate with our licensees and associations to solidify and improve professional relationships. I recently attended TCA's Leadership Conference, in addition to their Annual Convention, and am very proud of the improvement in agency/association relations and communication, as much as our respective missions allow.

I look forward to the upcoming months and welcome any comments or concerns, as always! All my best to you and your family in the upcoming holiday season,

*Yvette Yarbrough - Executive Director*

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## Texas Board of Chiropractic Examiners Enforcement Fines

An Official Application of  
the State of Texas

### Online Payment of Administrative Fines

On **September 29, 2014**, the Texas Board of Chiropractic Examiners (TBCE) gained the ability to offer and accept payment of administrative penalties by credit and debit cards. The process is simple. Using an internet browser, type in the URL [www.texas.gov/TBCE-fines](http://www.texas.gov/TBCE-fines).

You will be taken to the secure web portal entitled "Texas Board of Chiropractic Examiners Enforcement Fines." To make a payment, type in your last name, license number (facility, if a non-DC facility owner), case number (which should be listed upon the correspondence and at the top of the Agreed Final Order), and finally the amount to be paid.

This online service is provided by [Texas.gov](http://Texas.gov), the official website of Texas. The price of this service includes funds that support the ongoing operations and enhancements of Texas.gov, which is provided by a third party in partnership with the State. If you have any questions or concerns, please contact the Board at [tbce@tbce.state.tx.us](mailto:tbce@tbce.state.tx.us) or call 512-305-6700. ♦

### HB 300 Compliance – What You Need To Know



*The stringent penalties and potential criminal charges that could arise are nothing to take lightly.*

**Are you HB300 compliant?** If you have to ask, then you're probably not. Let's review a few of the basics of this law and how it affects your practice.

First, HB300 is an expansion upon existing federal HIPAA law that came out of the 82<sup>nd</sup> Session of the Texas Legislature. The definition of who is a covered entity has been greatly expanded to cover just about anybody who comes into possession or contact with protected health information (PHI).

Further, it also requires training for all employees to occur every two years and within 60 days of the hire for a new employee.

Additionally, it greatly expands the state's ability to impose administrative penalties against violators by permitting multiple agencies to take action if there is a violation of the law. With penalties that can range from \$5,000.00 to \$1.5

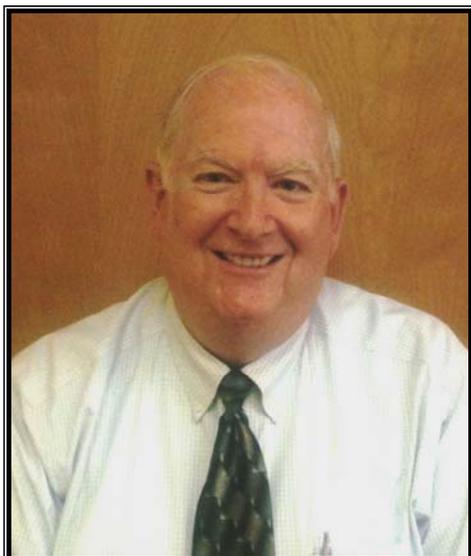
million, it is more important than ever to ensure there is no unlawful disclosure of PHI.

Since the law took effect on September 1, 2012, hopefully you have taken steps to make certain that you are in full compliance. The stringent penalties and potential criminal charges that could arise are nothing to take lightly.

Plus, your patients deserve no less than the assurance that their PHI is fully protected. It is not just good sense but good business. If you are in need of training or have questions, please contact your attorney. ♦



## Staff Spotlight – Meet Our Director of Enforcement



**Scott Parker is the Director of Enforcement** for the Texas Board of Chiropractic Examiners (TBCE) in Austin. He started with the TBCE on March 1, 2007.

Scott was born and raised in Beeville, Texas where he graduated from A.C. Jones High School. He attended Criminal Justice classes at San Jacinto College in Pasadena, as well as in-service classes at the University of Houston, Lamar University in Beaumont, College of the Mainland in Texas City and Southwest Texas in San Marcos.

Scott is a retired Texas Peace Officer and began his career in law enforcement on July 1, 1971 with the Harris County Sheriff’s Office in Houston. During his tenure in Harris County he served in several different divisions and obtained the rank of Sergeant.

In January 1984, he moved to Austin and began working for the Travis County Sheriff’s Office. He served as a patrolman; Field

Training Officer; criminal investigator working child abuse, crimes against persons, and burglary; classroom instructor; patrol sergeant; traffic enforcement and accident investigation; breathalyzer/intoxilyzer operator; SWAT; and the honor guard.

He retired in December 2004, after serving 33 1/2 years as a full-time Peace Officer.

Scott holds a Master Peace Officer Certificate from Texas Commission on Law Enforcement as well as an Instructor’s license and Firearms Instructor’s License.

In his free time, Scott is an avid bowler and competes in two leagues. He has traveled to several different states to participate in state and national tournaments. In addition, he is the bowling coordinator for the Texas Police Athletic Federation.

Scott lives in Austin, but has a small ranch in Guadalupe County where he breeds and raises Angus cattle. ♦

## Agency Licensing & Registration Information



Number of Chiropractic Doctors	
Active License	5001
Expired License	259
Inactive License	415
Non-Renewable License	2286
Probated License	16
Probated-CE License	400
Suspended License	5

Number of Chiropractic Facilities	
Active Registration	4091
Expired Registration	217

Number of Radiologic Technologists	
Active Registration	129
Expired Registration	38



## INTRO TO THE TBCE FIELD INVESTIGATORS

**Some Texas Board of Chiropractic Examiners (TBCE)** investigations, previously handled out of the Austin office, are now being delegated to new field investigators. These investigators' duties include inspection of some chiropractic facilities. We hope to introduce our new investigators in this article and let doctors and facility owners know about facility inspections. The Chiropractic Act specifically authorizes inspections of facilities without the need to give notice to the facility owner. We have had instances in the past few weeks of investigators being denied entry into facilities and even one case where an investigator was physically shoved to deny him access. Investigators should never be denied access to a facility and must be allowed to examine and copy records of the chiropractic facility pertinent to the inspection or an ongoing investigation.

The new Region I Investigator is Robert Lawson who is based out of Dallas. Robert recently retired from the Travis County Sheriff's Department in Austin and moved back to Dallas. Region I is comprised of 42 counties in Northeast Texas including the Dallas-Fort Worth metroplex, Longview and McKinney.

The new Region II Investigator is Michael Campos who is based out of Houston. Michael worked with the Texas Department of Public Safety (DPS) for many years. Region II is comprised of 35 counties in Southeast Texas including Houston, Galveston, Beaumont and Nacogdoches.

Region III, IV, V and VI investigations will be handled out of the Austin office. Region III is comprised of 28 counties in South Texas including Brownsville, Corpus Christi, Laredo and Del Rio. Region IV is comprised of 36 counties in West Texas including El Paso, Ozona, Van Horn, Midland and San Angelo. Region V is comprised of 71 counties in the Panhandle including Amarillo, Lubbock, Abilene and Wichita Falls. Region VI is comprised of 42 counties in Central Texas including Austin, San Antonio, Waco and Victoria.

Note that these field investigators are NOT armed peace officers for the Board. ♦



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## Fee\$ for Chiropractic Records

*“A reasonable fee for a paper copy shall not exceed \$30 for retrieval of records and processing the request, including copies of the first 10 pages; \$1 per page for pages 11-60; \$0.50 per page for pages 61-400; and \$0.25 per page for pages over 400.”*



### The Board regularly receives inquiries

from licensees and facility owners asking what they may charge for records. The Board also receives complaints alleging a licensee or facility owner will not release records without a letter of protection, unless the bill is paid in full, or just plain will not release records. Other times, the Board receives complaints alleging a licensee or facility is overcharging for copies of records.

Board Rule 80.3 states a licensee or facility owner shall furnish copies of chiropractic records or a summary or narrative of the records pursuant to a written request and the written consent for the release of the records. The written consent shall be signed by the patient, the patient's personal representative if the patient is deceased, a parent or

legal guardian if the patient is a minor, a legal guardian if the patient has been adjudicated incompetent to manage his or her personal affairs, or an attorney ad litem for the patient as authorized by law. When a person is involved in a suit cannot adequately represent his or her own interests, the court may appoint a guardian ad litem to protect the person's interests.

Upon receipt of a written request and signed consent the requested records must be furnished within a reasonable time, not to exceed 15 business days from the date of the request. Records may not be withheld based on a past due account for care or treatment previously rendered to the patient or based on the lack of a letter of protection or other similar document.

A licensee or facility owner may charge a reasonable fee for furnishing the requested records and may require the payment in advance. The fee may not be required in advance if the request is from another licensee or other health care provider, including a chiropractor licensed by any other state, territory, or insular possession of the United States or any state of province of Canada, if requested for purposes of emergency or acute medical care.

A reasonable fee for a paper copy shall not exceed \$30 for retrieval of records and processing the request, including copies of the first 10 pages; \$1 per page for pages 11-60; \$0.50 per page for pages 61-400; and \$0.25 per page for pages over 400.

A reasonable fee for copies of films or other diagnostic imaging studies shall not exceed \$45.00 for retrieval and processing, including copies for the first 10 pages, and \$1.00 for each additional page over 10.

The reasonable fees may also include actual costs for mailing, shipping or delivery.

A reasonable fee for completing and signing an affidavit or questionnaire certifying that the information provided is a true and correct copy of the records may not exceed \$15. The fee may also include the actual costs paid by a licensee to a notary for notarizing an affidavit, questionnaire, or other document.

(con't on page 9)

## Disabled Parking Placards



**Licensees routinely contact the Board** asking if they can sign off for the issuance of disabled parking placards for their patients. The short answer is no. Under current law, the “Disability Statement” on [Form VTR-214](#) must be signed by a physician licensed to practice medicine in Texas, Arkansas, Louisiana, New Mexico or Oklahoma; a physician’s assistant in those states if the applicant/patient lives in a county with a population of 125,000 or less; a physician practicing medicine in the U.S. military on a military installation in Texas; a physician practicing medicine in a hospital or other health facility of the Department of Veterans Affairs; or a person licensed to practice podiatry or optometry in Texas, Arkansas, Louisiana, New Mexico or Oklahoma. ♦



## Rules Updates (con’t from front page)

require a DC to specifically identify information to the public that is readily verifiable. Colloquially around the office, we refer to this as the “Google” or “Yahoo” test. Can Mr. Smith type in DACBN and reasonably find information that would lead to them to generally know what is being advertised?

Another interesting change is the proposed split of the scope of practice section into three parts but without any actual change in the language regarding the scope of practice. The Chiropractic Act requires the Board to identify those activities that are within the scope of practice and outside of the scope of practice. In that vein, the old conglomeration which consisted of permitted actions and prohibited actions was split into separate rules.

At the same time, the acupuncture rule is proposed to be placed by number directly behind the scope of practice rule without modification. Many times the office has fielded questions over why the rules for scope of practice were set up in such a confusing fashion.

This was a modest attempt to rectify that situation and provide easy to reference rules for DCs and the public to know what was in scope and what was out of scope.

Finally, we will highlight proposed new rule 73.3(j) which states:

(j) When a chiropractic facility ceases providing chiropractic services, the owner shall notify the Board in writing not later than 30 days following the date the facility ceased providing chiropractic services advising of the facility’s closure and provide the custodian of records’ contact information.

To explain the reasoning behind this proposed rule, here’s something to think about. Have you given any thought to succession plans? For many folks, the local DC in rural South or East Texas might be their only health care provider or they are depending upon the diagnosis and prognosis from a vehicle accident or work injury to ensure their health and the welfare of their families. Who helps those individuals when the DC is no longer able or decides that it is time to retire? The vast majority of DCs work thankless hours attempting to bring their patients a higher quality of living, but the care of the patient shouldn’t stop just because you stop.

Additionally, give some thought to whether your patients can obtain their records if you close your clinic doors or if suddenly, as has happened tragically several times this year, a tragic accident occurs and you head off into the great beyond. For a few minutes, just consider what if those were your records or that was your parent’s doctor? How would you want the situation to unfold? Next, sit down and map out a plan so that even when you’re not there, your patients who place so much trust and faith in you are not left high and dry in their hour of need.

The Board has proposed the repeal of the old rules and adoption of the new rules in the [September 26, 2014 edition of the Texas Register](#). The Board will vote on these matters at its regularly scheduled meeting on November 13, 2014.

The Board has worked diligently to provide an improved rule product. But it does not stop here, as we expect and anticipate further improvements in the future. Your continued help and assistance are needed to make the rules a model of clarity and conciseness. Please continue sending any comments regarding any rule to [rules@tbce.state.tx.us](mailto:rules@tbce.state.tx.us). ♦

## Multi-disciplinary Clinics – When Can You Wear Multiple Hats?



There is probably no topic that generates more questions and phone calls lately than multidisciplinary clinics. In general a multidisciplinary clinic includes at least one DC and another individual authorized by another section of the Texas Occupation Code that is authorized to provide another healthcare service.

Classic examples include DCs and licensed massage therapists (LMT) or DCs working in a medical clinic that includes a nurse practitioner among other health professionals under the supervision of a physician.

First, is this permissible? Yes, there is nothing within the Chiropractic Act that prohibits individuals with various disciplines from cooperating in a combined facility to provide medical services.

Second, this is not a license to engage in creative billing or upcoding. This question frequently arises when a chiropractor works with a LMT how should it be billed. Initially, it is important to distinguish and identify the relationship between the various health care providers. In the case of a LMT, some have been employed as independent contractors with little or no supervision. In this case, the DC should not bill for the services of the LMT under their NPI.

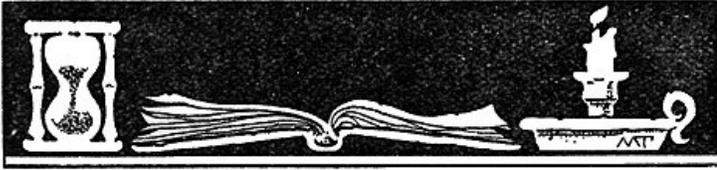
Distinct from that situation is one where the LMT is employed as an employee of the clinic and was engaged as an agent acting under the DCs direction, as all employees of a facility should be. Here, the LMT did not decide where to work on the body, what the patient needed, how many sessions were necessary, or the duration of each treatment. The DC told the LMT the patient's history and diagnosis and told them where to work. The only decisions that they made was how long to hold pressure or what type of stroke to make. In this case, it is absolutely appropriate for a DC to bill for the LMT's performance of services.

Additionally, under the Board's delegation of authority rule, a DC "may allow or direct a qualified and properly trained person, who is acting under the licensee's supervision, to perform a task or procedure that assists the doctor of chiropractic in making a diagnosis, prescribing a treatment plan or treating a patient if the performance of the task or procedure does not require the training of a doctor of chiropractic."

Finally, a DC should also be cognizant of scope of practice. The ability to designate tasks to other persons should not be confused with an enlargement of a scope of practice. For instance, a nurse practitioner under a physician's guidance is authorized to provide injections and perform other medical techniques not specifically authorized under the Chiropractic Act. Merely hiring an individual with the requisite training does not permit a DC to delegate authority to a party to take an action for which they do not already have the independent authority to do. In more simple terms, you can only instruct individuals to take actions that you yourself are authorized to do that are within scope.

The subject of multidisciplinary practice raises many questions. We are working diligently to put the Frequently Asked Questions page back up on the TBCE website. Hopefully, many of the answers to your frequent inquiries will be found there. In the meantime, if you have any concerns about multidisciplinary practice, please contact us at [tbce@tbce.state.tx.us](mailto:tbce@tbce.state.tx.us) or contact your attorney. ♦





## Keeping Up With the Rules

Did you know that you can keep up with rules that the Texas Board of Chiropractic Examiners (TBCE) has proposed or adopted online?

The TBCE uploads all proposed and adopted rules onto our homepage at [www.tbce.state.tx.us](http://www.tbce.state.tx.us) under the “[Rules-Recent & Proposed Changes](#)” link.

Additionally, you can view current rules from the Secretary of State website, which is linked to our homepage under the “[Statutes and Rules](#)” link.

All proposed and adopted rules are published in the Texas Register. Current and past issues are available at <http://www.sos.state.tx.us/texreg/portal.shtml>

If you'd like to be notified by email whenever the TBCE proposed, adopts or withdraws a rule or schedules an open meeting, you can contact the Texas Register at 512-463-5561 or [register@sos.state.tx.us](mailto:register@sos.state.tx.us).

We encourage all licensees to monitor proposed rules published in the Texas Register and to regularly comment on these proposed rules. Comments must be in writing and sent to the Executive Director via mail or email [rules@tbce.state.tx.us](mailto:rules@tbce.state.tx.us) within the specified time period. ♦



## TBCE Board Meeting Schedule

### TBCE Board Meetings

Hobby Building, Tower 2, Room 225

- February 19, 2015 (1:00 pm)
- May 21, 2015 (1:00 pm)
- August 20, 2015 (1:00 pm)
- November 19, 2015 (1:00 pm)



## Fees for Records (con't from page 6)

In addition to Board Rule 80.3 licensees and facility owners are required to comply with the [Health & Safety Code, Section 161.202](#) that states a health care provider or health care facility may not charge a fee for a medical or mental health record requested by a patient or former patient, or by an attorney or other authorized representative of the patient or former patient, for use in supporting an application for disability benefits or other benefits or assistance the patient or former patient may be eligible to received based on that patient's or former patient's disability, or an appeal relating to denial of those benefits or assistance under [Chapter 31, Human Resources Code](#); the state Medicaid program; Title II, the federal Social Security Act, as amended (42 USC Section 401 et seq.); Title XVI, the federal Social Security Act, as amended (42 USC Section 401 et seq.); Title XVIII the federal Social Security Act, as amended (42 USC Section 1395 et seq.); 38 USC Section 1101 et seq., as amended; or 38 USC Section 1501 et seq., as amended.

The Board encourages licensees and facility owners to review Board Rule 80.3 and the [Health & Safety Code, Section 161.202](#), with their attorneys to ensure they are in compliance when responding to a request for patient records. ♦

## TBCE Welcomes New DC Licensees Issued between April and September 2014

Jason Alder, D.C.	Sharn de Wet, D.C.	Hanieh Hosseini, D.C.
James Allgood, D.C.	Tyler Dreher, D.C.	Cheryl Humphrey, D.C.
Peter Alongi, D.C.	Glenn Drobot, D.C.	Morgan Ihrig, D.C.
Kristin Ancar, D.C.	Cory Ellerbroek, D.C.	Maria Jasminoy, D.C.
Evelia Aragon, D.C.	John Emerson, D.C.	Kyle Jensen, D.C.
Maninder Atwall, D.C.	Edwin Fisher, D.C.	Julio Jimenez, D.C.
Angela Bagnulo, D.C.	Tyler Flores, D.C.	James Jona, D.C.s
Stephanie Bahlman, D.C.	Rebekah Gagnard, D.C.	Christopher Jones, D.C.
Bryan Ban, D.C.h	James Gardner, D.C.	Melissa Jones, D.C.
Benjamin Barrett, D.C.	Jennifer Gardner McMorris, D.C.	Steven Kellenberger, D.C.
Natalie Bodziony, D.C.	Melissa Guerra, D.C.	Stephanie Kerkaert, D.C.
Nathanael Bogedain, D.C.	Debra Guevara, D.C.	Richard King, D.C.
Kelsey Braudrick, D.C.	Gregory Guzman, D.C.	Darren Konesheck, D.C.
Dennis Brittain, D.C.	Clayton Hall, D.C.	Brandon Krupala, D.C.
Derek Bruner, D.C.	Susan Hartmann, D.C.	Mitzi Lacey, D.C.
Benton Cain, D.C.	Ryan Hayman, D.C.	Joel LaCombe, D.C.
Lawrence Callaway, D.C.	Shauna Heil, D.C.	Thanh Le, D.C.
Christopher-Andrew Cantu, D.C.	Vincent Henderson, D.C.	Benjamin Leyva, D.C.
Alice Chalikian, D.C.	Christopher Henthorne, D.C.	Mark Liebich, D.C.
Jared Chambless, D.C.	Noelia Hernandez, D.C.	Michael Lively, D.C.
Daniel Chavez, D.C.	Ronald Hernandez, D.C.	Jillian Longoria, D.C.
Byungwon Choi, D.C.	Miranda Hessel, D.C.	Colby Lovelace, D.C.
Bethel Chukwuma, D.C.	Bret Hoffman, D.C.	James Macie, D.C.
Joshua Creel, D.C.	Melissa Hoffmann, D.C.	Keith Maraffa, D.C.
Timothy Cunningham, D.C.	Summer Holbrook, D.C.	Dhan Mathew, D.C.
Joseph Danna, D.C.	Bahareh Hosseini, D.C.	(con't on page 11)

## Reminder: Continuing Education for New Licensees

**Your first renewal cycle is pro-rated** and is usually not a full twelve months long, so completion of your Continuing Education (CE) requirements is not required until after your first license renewal. When you renew your license for the second time, you should have completed sixteen (16) hours of approved CE, including the four (4) hours in Board-required topics (ethics, risk management, and documentation/coding).

You must also complete at least eight hours of CE in Medicare coding/documentation within twelve (12) months of when you received your license. These hours can count towards your regular CE requirement.

Therefore, if you are born in February and licensed on November 1, 2014, you are required to complete eight (8) hours of Medicare coding/documentation CE by November 1, 2015. You would then need to complete another eight (8) hours of CE, including the four (4) Board-required hours by February 1, 2016.

If you have questions regarding these requirements, please read through Board Rule 73.3. You may also contact Jennifer Hertsenberg, Director of Licensure, at [jennifer@tbce.state.tx.us](mailto:jennifer@tbce.state.tx.us) or Sarah Matthews, Licensing Assistant, at [sarah@tbce.state.tx.us](mailto:sarah@tbce.state.tx.us). A list of all approved CE courses can be found on the [TBCE website](#) under the "Continuing Education" link. ♦

## TBCE Welcomes New DC Licensees (con't from page 10)

Ashley Mayes, D.C.	Christopher Ratliff, D.C.	Robert Turner, D.C.
Karla Mehlenbacher, D.C.	Thomas Ray, D.C.	Shawna Turner, D.C.
Alexandra Meleski, D.C.	Jason Richer, D.C.	Joseph Urrea, D.C.
James Miller, D.C.	Brice Rogers, D.C.	Ana Vallejo, D.C.
Erica Miller, D.C.	Korey Rose, D.C.	Katherine Van Wagenen, D.C.
Paul Miller, D.C.	Jana Rosenberg, D.C.	Tony Vanzant, D.C.
Logan Mills, D.C.	Sarah Rothgeb, D.C.	Brenda Villalobos, D.C.
Jessica Mohrbeck, D.C.	Joshua Sandell, D.C.	Jamil Vohra, D.C.
James Muhl, D.C.	John Shireman, D.C.	Minh Nhat Vu, D.C.
Daniel Mullaney, D.C.	Michael Simon, D.C.	Artelia Wadley, D.C.
Angela Natoli, D.C.	Matthew Smith, D.C.	Julie Watkins, D.C.
James Neil, D.C.	Ross Solis, D.C.	Kim Weinzetl, D.C.
Long Nguyen, D.C.	Kathryn Spletter, D.C.	Donald White, D.C.
Brian O'Neill, D.C.	Cami Stastny, D.C.	Michael Wilson, D.C.
Falguni Patel, D.C.	Pierce Sweeney, D.C.	William Wood, D.C.
Minal Patel, D.C.	Alexandra Sweeney, D.C.	Robert Woodard, II, D.C.
Angela Perini, D.C.	Kirby Tanner, D.C.	Aaron Young, D.C.
Daniel Perry, D.C.	John Thomas, D.C.	Tonya Youngblood, D.C.
Duyen Pham, D.C.	Jenna Titcombe, D.C.	SoYoung Yun, D.C.
Jill Plentl, D.C.	Jonathan Todd, D.C.	Adam Zachman, D.C.
Evan Pulve, D.C. r	Erica Tovar, D.C.	James Zuniga, D.C.
Michael Ramcharan, D.C.	Bao Tran, D.C.	

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## Have You Moved?

*"If you fail to notify the Board of a change in your address, you face a disciplinary action and up to a \$250 fine!"*



### **Board Rule 73.1 requires licensees to maintain a current physical home and business address with the Board.**

The same rule also requires licensees to notify the Board in writing of any change in address within 30 days of that change. Additionally, Board Rule 74.5 requires a facility to notify the Board in writing of any change in street or mailing address or ownership within 30 days of that change.

Please note that merely submitting a change through Texas Online when completing a license or registration renewal will NOT change your address with the Board. Unfortunately, we do not receive notice of those changes from Texas Online.

If you fail to notify the Board of a change in your address, you face a disciplinary action and up to a \$250 fine! Don't let this happen to you! ♦

## Board Disciplinary Actions Taken May through September

To view the actual Board Order, visit: <https://www.tbce.state.tx.us/verify.html>

**STEVEN AHEE**, D.C., Lic. No. 6626, Dallas

On May 22, 2014, the Board and Steven Ahee, D.C., entered into an Agreed Order requiring Dr. Ahee to pay an administrative penalty of \$3,000, to retake the Jurisprudence exam, and to have his license suspended for two years, probated in whole. The Board found Dr. Ahee practiced outside the chiropractic scope of practice by giving a patient an injection in her lower back with an unknown substance.

**ADAM ALEXANDER**, D.C., Lic. No. 9977, Seabrook

On May 22, 2014, the Board and Adam Alexander, D.C., entered into an Agreed Order requiring Dr. Alexander to pay an administrative penalty of \$250. The Board found Dr. Alexander failed to timely notify the Board of a change of address.

**SAL ALTAKALI**, D.C., Lic. No. 8119, San Antonio

On August 21, 2014, the Board and Sal Altakali, D.C., entered into an Agreed Order requiring Dr. Altakali to pay an administrative penalty of \$3,000. The Board found Dr. Altakali practiced outside the scope of chiropractic practice by giving trigger point injections to four (4) patients.

**BOBBY BAKER**, D.C., Lic. No. 5839, Pasadena

On August 21, 2014, the Board and Bobby Baker, D.C., entered into an Agreed Order requiring Dr. Baker to receive a Letter of Reprimand. The Board found Dr. Baker failed to report a criminal conviction to the Board in a timely manner.

**ANTHONY BIGGERS**, D.C., Lic. No. 6410, Amarillo

On August 21, 2014, the Board and Anthony Biggers, D.C., entered into an Agreed Order requiring Dr. Biggers to pay an administrative penalty of \$500. The Board found Dr. Biggers operated a facility with an expired registration for nearly twelve (12) months.

**JOSHUA BONINE**, D.C., Lic. No. 11173, San Antonio

On May 22, 2014, the Board and Joshua Bonine, D.C., entered into an Agreed Order requiring Dr. Bonine to pay an administrative penalty of \$1,500. The Board found Dr. Bonine practiced chiropractic with an expired license for over three (3) months and operated a facility with an expired registration for over three (3) months.

**TAMMY BOULYAPHONH**, Facility No. F0010121/F0010122, Garland

On August 21, 2014, the Board and Tammy Boulyaphonh entered into an Agreed Order requiring Ms. Boulyaphonh to pay an administrative penalty of \$1,000. The Board found Ms. Boulyaphonh operated two (2) facilities without a certificate of registration for over eight (8) months.

**DAVID BRADLEY**, D.C., Lic. No. 4202, N. Richland Hills

(1) On May 22, 2014, the Board and David Bradley, D.C., entered into an Agreed Order requiring Dr. Bradley to pay an administrative penalty of \$1,000. The Board found Dr. Bradley operated a facility without a certificate of registration for approximately three (3) years and eight (8) months.

**DAVID BRADLEY**, D.C., Lic. No. 4202, N. Richland Hills

(2) On May 22, 2014, the Board and David Bradley, D.C., entered into an Agreed Order requiring Dr. Bradley to pay an administrative penalty of \$1,000. The Board found Dr. Bradley failed to respond to a Board request for information for over eleven (11) months.

**TIMOTHY CHRISMAN**, D.C., Lic. No. 10258, Dallas

On August 21, 2014, the Board and Timothy Chrisman, D.C., entered into an Agreed Order requiring Dr. Chrisman to pay an administrative penalty of \$1,000. The Board found Dr. Chrisman operated a facility without a certificate of registration for over 23 months.

**JEFFREY CLARK**, D.C., Lic. No. 11706, Kyle

On May 22, 2014, the Board and Jeffrey Clark, D.C., entered into an Agreed Order requiring Dr. Clark to pay an administrative penalty of \$1,000, to attend and successfully complete the National Board of Chiropractic Examiners (NBCE) Ethics and Boundaries examination at his own expense within six (6) months, and to have his license suspended for three (3) years, probated for two (2) years and eleven (11) months. The Board found Dr. Clark's behavior using a mirrored CD to conceal the fact that he was observing and watching Patient X change clothes in the bathroom of his chiropractic facility demonstrated acts of sexual impropriety, sexual intimacy, and grossly unprofessional conduct.

**BENJAMIN CORBALEY**, D.C., Lic. No. 11221, Weatherford

On August 21, 2014, the Board and Benjamin Corbaley, D.C., entered into an Agreed Order requiring Dr. Corbaley to pay an administrative penalty of \$250. The Board found Dr. Corbaley failed to timely notify the Board of a change of address.

**REZA DONESH**, D.C., Lic. No. 6538, Houston

On May 22, 2014, the Board and Reza Donesh, D.C., entered into an Agreed Order requiring Dr. Donesh to pay an administrative penalty of \$500. The Board found Dr. Donesh operated a facility with an expired registration for three (3) months.

**JOE DUARTE**, D.C., Lic. No. 10778, San Antonio

On May 22, 2014, the Board and Joe Duarte, D.C., entered into an Agreed Order requiring Dr. Duarte to take and pass the NCBE Ethics and Boundaries exam at his own expense and to have his license suspended for two (2) years, probated in its entirety. The Board found Dr. Duarte pled guilty to the criminal charge of theft and accepted deferred adjudication in lieu of a criminal conviction. The offense was based on Dr. Duarte pursuing a fraudulent scheme to divert patients' payments in order to appropriate, acquire or control funds belonging to his employer in a chiropractic facility.

**ANTHONY GARBS**, D.C., Lic. No. 9795, Mont Belvieu

On August 21, 2014, the Board and Anthony Garbs, D.C., entered into an Agreed Order requiring Dr. Garbs to pay an administrative penalty of \$1,500. The Board found Dr. Garbs operated a facility without a certificate of registration for approximately thirty two (32) months.

**Board Disciplinary Actions Taken May through September 2014** (con't from page 12)

**DEMITRIOS GILMORE**, D.C., Lic. No. 11705, The Colony  
 On August 21, 2014, the Board and Demitrios Gilmore, D.C. entered into an Agreed Order requiring Dr. Gilmore to pay an administrative penalty of \$250. The Board found Dr. Gilmore failed to timely notify the Board of his change of address.

**LELAND GLOBKE**, D.C., Lic. No. 9742, Dickinson  
 On May 22, 2014, the Board and Leland Globke, D.C., entered into an Agreed Order requiring Dr. Globke to pay an administrative penalty of \$250. The Board found Dr. Globke practiced chiropractic with an expired license for three (3) months.

**CARLOS GONZALEZ**, D.C., Lic. No. 5258, El Paso  
 On May 22, 2014, the Board and Carlos Gonzalez, D.C., entered into an Agreed Order providing a Letter of Reprimand for soliciting patients by posting an advertisement with Facebook, Inc. which read, "#Easy Money It's EASY to make money with my VIP referral Program. Refer a family, friend or co-worker whose (who has) been in a car crash and make money \$\$ It's that easy! Make \$100, \$200 even \$300. Call 383-CARE(2273)."

**UZZIAH GRIGSBY III**, D.C., Lic. No. 10608, Houston  
 On August 21, 2014, the Board and Uzziah Grigsby III, D.C., entered into an Agreed Order requiring Dr. Grigsby to pay an administrative penalty of \$500. The Board found Dr. Grigsby operated a facility without a certificate of registration.

**TOY HALSEY**, D.C., Lic. No. 2982, Houston  
 On May 22, 2014, the Board and Toy Halsey, D.C., entered into an Agreed Order requiring Dr. Halsey to pay an administrative penalty of \$1,000. The Board found Dr. Halsey operated a facility with an expired registration for nearly three (3) months.

**CHRISTOPHER HENN**, D.C., Lic. No. 7100, Harlingen  
 On August 21, 2014, the Board and Christopher Henn, D.C., entered into an Agreed Order requiring Dr. Henn to pay an administrative penalty of \$250. The Board found Dr. Henn failed to timely notify the Board of his change of address.

**JAMES HUAMAN**, Facility Nos. F008127/F008128/F008129/F008645, Dallas  
 On May 22, 2014, the Board and James Huaman entered into an Agreed Order requiring Mr. Huaman to pay a combined penalty of \$3,000 plus a late fee of \$50 per facility. The Board found that Mr. Huaman operated four (4) facilities with expired registrations.

**BRANDON HUDDLESTON**, D.C., Lic. No. 10472, Dallas  
 On August 21, 2014, the Board and Brandon Huddleston, D.C., entered into an Agreed Order requiring Dr. Huddleston to pay an administrative penalty of \$250. The Board found Dr. Huddleston failed to timely notify the Board of his change in address.

**KENNETH HUETE**, D. C., Lic. No. 2509, Houston  
 On August 21, 2014, the Board and Kenneth Huete, D.C., entered into an Agreed Order requiring Dr. Huete to pay an administrative penalty of \$500. The Board found Dr. Huete operated a facility with an expired registration for over four (4) months.

**DERRILL JAMES**, D.C., Lic. 9616, Bellaire  
 On August 21, 2014, the Board and Derrill James, D.C., entered into an Agreed Order requiring Dr. James to pay an administrative penalty of \$250. The Board found Dr. James failed to timely notify the Board of his change of address.

**KEITH JENSEN**, D.C., Lic. 7012, Mansfield  
 On August 21, 2014, the Board and Keith Jensen, D.C., entered into an Agreed Order requiring Dr. Jensen to pay an administrative penalty of \$250. The Board found Dr. Jensen failed to timely notify the Board of his change of address.

**CHERYL JOHNSON**, M.D., Facility No. F0010747, Houston  
 On August 21, 2014, the Board and Cheryl Johnson, M.D., entered into an Agreed Order requiring Dr. Johnson to pay an administrative penalty of \$500. The Board found Ms. Johnson operated a facility without a certificate of registration for over twelve (12) months.

**LADWIG JONES**, Facility No. F005853, Houston  
 On August 21, 2014, the Board and Ladwig Jones entered into an Agreed Order requiring Mr. Jones to pay an administrative penalty of \$750. The Board found Mr. Jones operated a facility with an expired registration for nearly seven (7) months.

**EDWIN KIEKE**, D.C., Lic. 4681, Houston  
 On August 21, 2014, the Board and Edwin Kieke, D.C., entered into an Agreed Order requiring Dr. Kieke to pay an administrative penalty of \$500. The Board found Dr. Kieke operated a facility with an expired registration for over eight (8) months.

**ANNA KROL**, D.C., Lic. No. 11128, Pflugerville  
 On May 22, 2014, the Board and Anna Krol, D.C., entered into an Agreed Order requiring Dr. Krol to pay an administrative penalty of \$500. The Board found that Dr. Krol was advertising cosmetic services, which are outside the chiropractic scope of practice, to be provided at her registered chiropractic facility.

**SCOTT-TAN LAI**, ~~D.C., Lic. No. 0363~~, Grand Prairie  
 On May 22, 2014, the Board ordered the revocation of Dr. Scott-Tan Lai's license. The Board found that Dr. Lai's license was previously suspended under an Agreed Order. During this active suspension, the Board found that he practiced chiropractic without an active license. He also submitted an affidavit to the Board, swearing falsely that he had not practiced chiropractic during his active suspension.

**Board Disciplinary Actions Taken May through September 2014** (con't from page 13)

**VANESSA LOZA**, D.C., Lic. No. 7869, Lubbock

On May 22, 2014, the Board and Vanessa Loza, D.C. entered into an Agreed Order requiring Dr. Loza to pay an administrative penalty of \$3,500. The Board found Dr. Loza operated a facility without a current certificate of registration for over six (6) years and seven (7) months.

**JOHN MADDEN**, D.C., Lic. No. 10046, Cedar Park

On May 22, 2014, the Board and John Madden, D.C. entered into an Agreed Order requiring Dr. Madden to pay an administrative penalty of \$500 and to have his license suspended for two (2) years, probated in its entirety. The Board found Dr. Madden advertised services outside the chiropractic scope of practice.

**MIKE MADDOX**, D.C., Lic. No. 4162, Austin

On August 21, 2014, the Board and Mike Maddox, D.C., entered into an Agreed Order requiring Dr. Maddox to pay an administrative penalty of \$1,500 and receive a Letter of Reprimand. The Board found Dr. Maddox practiced with an expired license for over five (5) months, operated a facility with an expired registration for over five (5) months, and failed to obey a Board order.

**OBJORA MADUAGWUNA**, Facility No. F009234, Houston

On May 22, 2014, the Board and Objora Maduagwuna entered into an Agreed Order requiring Mr. Maduagwuna to pay an administrative penalty of \$500. The Board found Mr. Maduagwuna operated a facility with an expired registration for two (2) months.

**JOHN MARSH**, D.C., Lic. No. 9280, San Antonio

On August 21, 2014, the Board and John Marsh, D.C., entered into an Agreed Order requiring Dr. Marsh to pay an administrative penalty of \$1,500. The Board found Dr. Marsh operated a facility with an expired registration for over two (2) months and failed to respond to the Board's notice of a complaint against him.

**JOHN McCLELLAND III**, D.C., Lic. No. 8412, Austin

On August 21, 2014, the Board and John McClelland III, D.C., entered into an Agreed Order requiring Dr. McClelland to pay an administrative penalty of \$1,000. The Board found Dr. McClelland failed to timely report criminal convictions to the Board.

**JOHN MORROW**, D.C., Lic. No. 5715, Galveston

On May 22, 2014, the Board and John Morrow, D.C., entered into an Agreed Order requiring Dr. Morrow to receive a Letter of Reprimand for operating a facility with an expired registration.

**MICAH MULLICAN**, D.C., Lic. No. 10598, Dallas

On May 22, 2014, the Board and Micah Mullican, D.C., entered into an Agreed Order requiring Dr. Mullican to pay an administrative penalty of \$1,000. The Board found Dr. Mullican practiced chiropractic with an expired license.

**DAVID NELSON**, D.C., Lic. No. 9403, Deer Park

On August 21, 2014, the Board and David Nelson, D.C., entered into an Agreed Order requiring Dr. Nelson to pay an administrative penalty of \$1,500 and receive a Letter of Reprimand. The Board found Dr. Nelson operated a facility without a certificate of registration for over nine (9) years.

**RAYMOND NEWSOME**, D.C., Lic. No. 5472, DeSoto

On August 21, 2014, the Board and Raymond Newsome, D.C., entered into an Agreed Interim Order requiring Dr. Newsome to (a) not practice chiropractic on or provide chiropractic services to female patients under 18 (eighteen) years of age; and (b) have an adult female over 21 (twenty one) years of age, not related to the Respondent by blood or marriage, attend or be in the physical presence of Respondent and all adult female patients while Respondent is providing chiropractic services to adult female patients. The Board found that Dr. Newsome was indicted for the felony criminal offense of Indecency with a Child.

**LAN NGUYEN**, D.C., Lic. No. 9635, Spring

On August 21, 2014, the Board and Lan Nguyen, D.C. entered into an Agreed Order requiring Dr. Nguyen to pay an administrative penalty of \$2,500. The Board found Dr. Nguyen practiced chiropractic with an expired license and failed to timely respond to the Board's notice of a complaint against him.

*\*NOTE: This is not related to Lan Nguyen, D.C., Lic. No. 11753, of Houston.*

**JAHID NIAZ**, D.C., Lic. No. 8849, Frisco

On August 21, 2014, the Board and Jahid Niaz, D.C., entered into an Agreed Order requiring Dr. Niaz to pay an administrative penalty of \$250. The Board found Dr. Niaz failed to date, sign or initial a patient's records.

**NATHAN NIX**, D.C., Lic. No. 5280, Tyler

On August 21, 2014, the Board and Nathan Nix, D.C., entered into an Agreed Order requiring Dr. Nix to pay an administrative penalty of \$1,000. The Board found Dr. Nix operated a facility without a certificate of registration for over twenty four (24) months.

**GERALD PARKER**, D.C., Lic. No. 10766, Amarillo

On May 22, 2014, the Board and Gerald Parker, D.C., entered into an Agreed Order requiring Dr. Parker to pay an administrative penalty of \$1,500. The Board found Dr. Parker to be advertised and practiced outside the chiropractic scope of practice with "Laser like lipo therapy" and "results were guaranteed" ads.

**JOSEPH PARRISH**, D.C., Lic. No. 2711, Forney

On August 21, 2014, the Board and Joseph Parrish, D.C., entered into an Agreed Order requiring Dr. Parrish to pay an administrative penalty of \$1,500. The Board found that Dr. Parrish was performing services outside the chiropractic scope of practice (adjusting animals) and advertising services not within the scope of practice.

**Board Disciplinary Actions Taken May through September 2014** (con't from page 14)

**R. BRETT PAYNE, D.C., Lic. No. 9817, Euless**  
 On August 21, 2014, the Board and R. Brett Payne, D.C., entered into an Agreed Order requiring Dr. Payne to pay an administrative penalty of \$1,500 and retake the jurisprudence examination. The Board found Dr. Payne administered IVs and injections which were determined to be outside the scope of practice and used deceptive/prohibited advertising for IV Therapy and Chelation Therapy.

**LUCY PEACOCK, Facility No. F0010758, Port Arthur**  
 On August 21, 2014, the Board and Lucy Peacock entered into an Agreed Order requiring Ms. Peacock to pay a penalty of \$500. The Board found Ms. Peacock operated a chiropractic facility without a certificate of registration.

**TRACY PHAM, D.C., Lic. No.8008, Houston**  
 On August 21, 2014, the Board and Tracy Pham, D.C., entered into an Agreed Order requiring Dr. Pham to pay an administrative penalty of \$500. The Board found Dr. Pham did not release records in a timely manner.

**RICK HA PHAN, D.C., Lic. No.8912, Houston**  
 On August 21, 2014, the Board and Rick Ha Phan, D.C., entered into an Agreed Order requiring Dr. Phan to pay an administrative penalty of \$1,250. The Board found Dr. Phan failed to sign or initial patient records, as well as failed to use diligence in record keeping resulting in duplicate billings.

**LISA PRAY, (Lic. No. 9883 – expired 09/01/07), The Colony**  
 On May 22, 2014, the Board and Ms. Lisa Pray entered into an Agreed Order requiring Ms. Pray to pay an administrative penalty of \$5,000 with a Cease and Desist order. The Board found Ms. Pray practiced chiropractic without a license for over four (4) years and eight (8) months.

**DENNIS ROBERTS, D.C., Lic. No. 6907, Houston**  
 On August 21, 2014, the Board and Dennis Roberts, D.C., entered into an Agreed Order requiring Dr. Roberts to pay an administrative penalty of \$500. The Board found Dr. Roberts practiced in a facility with an expired registration.

**GREGORY SHEPPARD, D.C., Lic. No.5363, Austin**  
 (1) On August 21, 2014, the Board and Gregory Sheppard, D.C., entered into an Agreed Order requiring Dr. Sheppard to pay an administrative penalty of \$500. The Board found Dr. Sheppard operated a chiropractic facility without a certificate of registration for over nine (9) months.

**GREGORY SHEPPARD, D.C., Lic. No.5363, Austin**  
 (2) On August 21, 2014, the Board and Gregory Sheppard, D.C., entered into an Agreed Order requiring Dr. Sheppard to pay an administrative penalty of \$250. The Board found Dr. Sheppard failed to timely notify the Board of a change of address.

**AMBER SMITH, D.C., Lic. No.10847, Magnolia**  
 On August 21, 2014, the Board and Amber Smith, D.C., entered into an Agreed Order requiring Dr. Smith to pay an administrative penalty of \$500. The Board found Dr. Smith

operated a facility without a certificate of registration for over six (6) months.

**KELLY SMITH, D.C., Lic. No. 6216, The Colony**  
 On May 22, 2014, the Board and Kelly Smith, D.C., entered into an Agreed Order requiring Dr. Smith to pay an administrative penalty of \$5,000. The Board found Dr. Smith employed or associated with a person practicing chiropractic without a license and failed to maintain records.

**ERIC SNOWDEN, D.C., Lic. No.10962, Frisco**  
 On August 21, 2014, the Board and Eric Snowden, D.C., entered into an Agreed Order requiring Dr. Snowden to pay an administrative penalty of \$1,000. The Board found Dr. Snowden practiced chiropractic with an expired license.

**RANDALL THOMAS, D.C., Lic. No.3007, Houston**  
 On August 21, 2014, the Board and Randall Thomas, D.C., entered into an Agreed Order requiring Dr. Thomas to pay an administrative penalty of \$300. The Board found Dr. Thomas operated a facility without a certificate of registration for nearly seven (7) months.

**KHOA TRAN, D.C., Lic. No.9215, San Antonio**  
 On August 21, 2014, the Board and Khoa Tran, D.C., entered into an Agreed Order requiring Dr. Tran to pay an administrative penalty of \$1,750. The Board found Dr. Tran operated a facility with an expired certificate of registration for over five (5) months, failed to display his Public Information Placard in public view at his facility, and failed to respond to Board inquiries.

**MICHELLE VELEZ, D.C., Lic. No. 11436, Irving**  
 On August 21, 2014, the Board and Michelle Velez, D.C., entered into an Agreed Order requiring Dr. Velez to pay an administrative penalty of \$1,250. The Board found Dr. Velez failed to timely notify the Board of a change of address and practiced with an expired license for nearly ten (10) months.

**JENNA WEBSTER, D.C., Lic. No. 11542, Rockwall**  
 On May 22, 2014, the Board and Jenna Webster, D.C., entered into an Agreed Order requiring Dr. Webster to pay an administrative penalty of \$1,000. The Board found Dr. Webster operated a facility without a certificate of registration for approximately twenty two (22) months.

**LISA WHEELER, D.C., Lic. No.7355, Baytown**  
 On August 21, 2014, the Board and Lisa Wheeler, D.C., entered into an Agreed Order requiring Dr. Wheeler to pay an administrative penalty of \$500. The Board found Dr. Wheeler operated a facility without a certificate of registration for over three (3) months.

**Disciplinary Actions** (con't from page 15)

**TRACI WIMBERLEY**, Facility No. F009488 Houston  
On August 21, 2014, the Board and Traci Wimberley entered into an Agreed Order requiring Ms. Wimberley to pay an administrative penalty of \$1,500 and cease and desist from operating any unregistered facility in the state of Texas. The Board found Ms. Wimberley operated a facility with an expired registration for over seven (7) months and failed to respond to a Board inquiry.

**ON WONG**, D.C., Lic. No.11257, Plano  
On August 21, 2014, the Board and On Wong, D.C., entered into an Agreed Order requiring Dr. Wong to pay an administrative penalty of \$500. The Board found Dr. Wong advertised "Cosmetic Acupuncture" services which are outside the chiropractic scope of practice.

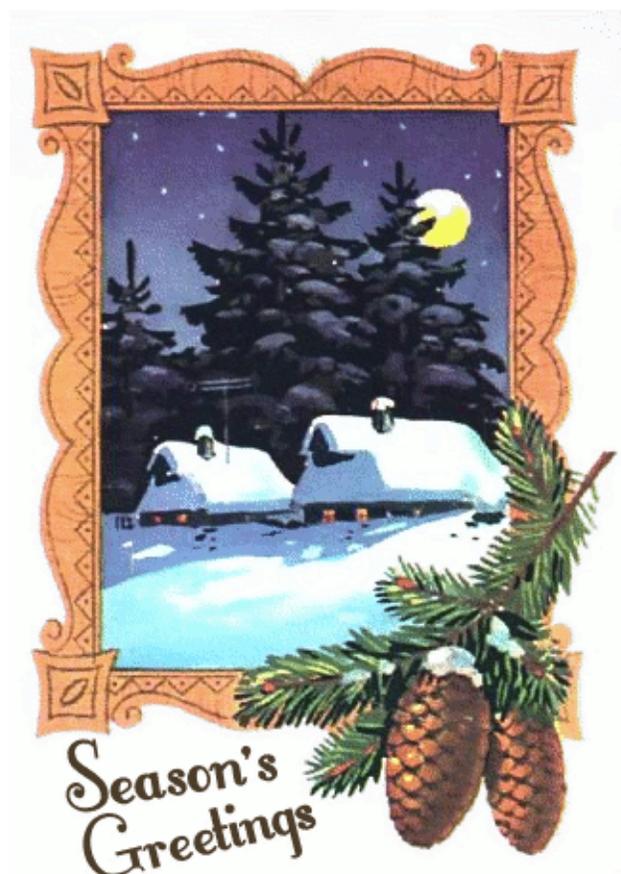
**BRUCE WOODS**, D.C., Lic. No.11364, Dallas  
(1) On August 21, 2014, the Board and Bruce Woods, D.C., entered into an Agreed Order requiring Dr. Woods to receive a Letter of Reprimand. The Board found Dr. Woods failed to comply with a Board Order.

**BRUCE WOODS**, D.C., Lic. No.11364, Dallas  
(2) On August 21, 2014, the Board and Bruce Woods, D.C., entered into an Agreed Order suspending his license to practice chiropractic suspended for twelve (12) months, probated in its entirety, and requiring him to retake the jurisprudence exam. The Board found Dr. Woods failed to respond to a Board inquiry for over twelve (12) months.

**JAMES WOOTEN**, D.C., Lic. No. 9830, Springtown  
On August 21, 2014, the Board and James Wooten, D.C., entered into an Agreed Order requiring Dr. Wooten to pay an administrative penalty of \$2,500 and cease and desist operating his unregistered facility. The Board found Dr. Wooten operated a facility with an expired registration for over two (2) years and seven (7) months and failed to respond to a Board inquiry.

**ABBAS ZAHEDI**, D.C., Lic. No. 10717, Carrollton  
On August 21, 2014, the Board issued an order revoking the license of Abbas Zahedi, D.C. The Board found Dr. Zahedi was convicted of a felony.

**CHRISTOPHER ZAINO**, D.C., Lic. No. 10169, The Woodlands  
On August 21, 2014, the Board and Christopher Zaino, D.C., entered into an Agreed Order requiring Dr. Zaino to pay an administrative penalty of \$250. The Board found Dr. Zaino failed to properly maintain patient records. ♦



**The offices of the Texas Board of  
Chiropractic Examiners  
will be closed:**

**Thanksgiving**  
November 26, 27, 28

**Christmas**  
December 24, 25, 26

**New Year's**  
December 31, 2014 & January 1, 2015



## Texas Chiropractic Board Report Memorials

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emorials are published at no cost as a tribute to deceased Texas Doctors of Chiropractic. Information included is primarily related to the individual's accomplishments in the chiropractic profession. To submit a memorial, please email [tbce@tbce.state.tx.us](mailto:tbce@tbce.state.tx.us) or call (512) 305-6906 for more information.

### ROBERT A. EKIN, D.C.



Ekin, 45 of Weslaco, TX, died September 15, 2014. He received his DC degree from Logan College of Chiropractic in 1995 and was licensed by the Texas Board of Chiropractic Examiners (TBCE) in 2010. Ekin is survived by his wife, Angelica Chapa Ekin; sons, Robert F. Ekin, Ronnie Torres, Martin Torres, and Alexander Ekin; daughters, Michelle Ekin, Sophia Ekin, Ronnica Phillips, and Samantha Ekin; father, Robert G. Ekin, and sisters, Renee Ekin and Cindy Ekin.

### THOMAS B. EYNON, D.C.



Eynon, 43, of White Oak, TX, died May 31, 2014, as the result of a tragic auto accident that claimed his life and the life of his five-year old son, Aiden. Eynon received his DC degree from Texas Chiropractic College in 1997 and was licensed by the Texas Board of Chiropractic Examiners in the same year. He owned Elder Chiropractic Clinic in Longview. Eynon is survived by his wife of 20 years, Caroline Eynon; daughters, Keira Eynon, Kennedy Eynon, and Ashlyn Eynon; his parents and in-laws; his two brothers and their families; and his wife's brother and sisters and their families. He was

preceded in death by sons Evan and Isaac.

### JOHN E. PETTY, D.C.



Petty, 63, of Longview, TX, went missing July 13, 2014, and is presumed to have been killed in a shark attack near Grand Bahama Island. He received his DC degree from Texas Chiropractic College in 1974 and was licensed by the TBCE the same year. He owned Petty Chiropractic in Longview. Petty is survived by his wife of 43 years, Linda Beene Petty; son, Robert John Petty; daughter and son-in-law Robin and Kyle Adams; daughter and son-in-law Laura and Brett Miller; and six grandchildren, Tanner and Camille Petty, Anna and Isaac Adams, and Evelyn and Margot Miller.

### RUSSELL C. REYNOLDS, D.C.



Reynolds, 51, of Comanche, TX, died July 13, 2014, in a fire-works explosion. He received his DC degree from Texas Chiropractic College in 1985 and was licensed by the TBCE in 1986. He owned Reynolds Chiropractic Center in Comanche. Reynolds is survived by his wife, Sherry Reynolds; son and daughter-in-law, Brandon and Megan Reynolds; daughter Katy Reynolds Pratt; parents, Gerald and Nancy Reynolds; parents-in-law,

Jerry and Shirley Mowrey; and his brother and his family.

### DONATO R. RIOS, JR, D.C.



Rios, 45, of Spring, Texas, died August 10, 2014, after a tragic drowning accident which occurred on July 19th while vacationing in Destin, Florida. He received his DC degree from Texas Chiropractic College in 2004 and was licensed by the TBCE the same year. He owned Fields Chiropractic in Spring, TX. Rios is survived by his wife, Cynthia Rios; son, Phillip Rios; daughters, Krystin Rios, Savannah Rios, and Gabriela Rios; brother and his family, sisters and their families; and parents-in-law, Arthur and Josephine Martinez.

### LINTON D. WILGUS, D.C.

Wilgus, 43, of Murchison, Texas, died July 7, 2014. He received his DC degree from Parker College of Chiropractic in 2006 and was licensed by the TBCE in 2010.

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**"Unable are the loved to die, for love is immortality."**

**-Emily Dickinson**

# Texas Board of Chiropractic Examiners Contact Information

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OUR OFFICE HOURS are 8:00 am until 5:00 pm, Monday through Friday except for holidays.

## LICENSING

Jennifer Hertsenberg, Director of Licensing ..... 512-305-6702

- New DC Applications, DC Renewals and Inactive Status
- Facility Registration Applications and Renewals
- Radiologic Technologist Registration Applications and Renewals
- Approval of CE Course Applications

Sarah Matthews, Licensing Assistant ..... 512-305-6707

- License and Continuing Education Verifications
- Changes of Address
- Open Records Requests

Mary Ann Garcia, Administrative Assistant ..... 512-305-6703

- Sales of Demographic Lists

## ENFORCEMENT

Scott Parker, Director of Enforcement ..... 512-305-6708

Steve Franz, Investigator ..... 512-305-6704

Bob Lawson, Dallas Field Investigator ..... 214-534-1928

Michael Campos, Houston Field Investigator ..... 713-376-2279

## LEGAL

Bryan Snoddy, General Counsel ..... 512-305-6715

Scott Stalnaker, Legal Assistant ..... 512-305-6706

## ADMINISTRATION

Yvette Yarbrough, Executive Director ..... 512-305-6716

Jo Manning, Executive Assistant ..... 512-305-6906

Arlethia Middleton, Chief Financial Officer ..... 512-305-6709

Nikell Williams, Programmer Analyst ..... 512-305-7874