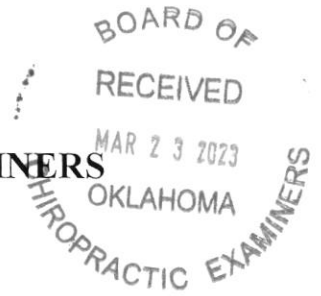


**BEFORE THE BOARD OF CHIROPRACTIC EXAMINERS
STATE OF OKLAHOMA**



STATE OF OKLAHOMA, ex rel.,)
OKLAHOMA BOARD OF)
CHIROPRACTIC EXAMINERS)
)
IN THE MATTER OF THE)
COMPLAINT AGAINST:)
)
LANCE QUINTANA, D.C.)
LICENSE NO. 4341)
)
)
Respondent.)

Complaint Nos. 024-2022
031-2022

CONSENT ORDER

COMES NOW, the Oklahoma State Board of Chiropractic Examiners (hereinafter the “Board”) by and through its legal counsel, Assistant Attorney General Liz Stevens, and Lance Quintana, DC (“Respondent”), do hereby submit the following Consent Agreement, Stipulation of Facts, Conclusions of Law, and Order (collectively “Consent Order”) to the Board and request the acceptance of the same pursuant to 75 O.S. Section 309(E) *et seq.*, 59 O.S. Section 161 *et seq.* and OAC 140: 1-1-1 *et seq.*

CONSENT AGREEMENT

Respondent understands and agrees that:

1. The Board has jurisdiction over the parties and subject matter of this action pursuant to 59 O.S. § 161.1 *et seq.* Respondent agrees to submit to the Board’s jurisdiction and present this action to the members currently appointed.

2. This Consent Order is subject to the Board’s approval and will be effective only when the

Board accepts it. Should the Board, in its discretion, not approve this Consent Order, the Consent Order is withdrawn and shall be of no evidentiary value, nor shall it be relied upon or introduced in any disciplinary action by any party hereto, except that Respondent agrees that should the Board reject the Consent Order and this case proceeds to hearing, Respondent shall assert no claim that the Board was prejudiced by its review and discussion of this document or any records relating thereto.

3. Respondent has the right to a formal administrative hearing at which he may present and cross examine the Board's witnesses. In the event this Consent Order is approved, Respondent hereby irrevocably waives his right to such formal hearing concerning these allegations and irrevocably waives his right to any rehearing or judicial review relating to the allegations contained in this Consent Order.

4. Respondent has the right to consult an attorney prior to entering into this Consent Order.

5. Any record prepared in this matter, all investigative materials prepared or received by the Board concerning allegations, and all related materials and exhibits may be retained in the Board's file.

6. Respondent understands that once the Board approves and adopts this Consent Order, it shall constitute a public record that may be disseminated as a formal action by the Board.

STUIPULATION OF FACTS

1. Respondent is a Licensed Chiropractor in the State of Oklahoma, holding License Number 4341.

2. Respondent failed to renew his chiropractic license by July 1, 2022. Respondent's license lapsed on July 2, 2022. On September 2, 2022, Respondent's license was administratively suspended for failure to renew.

3. On or about August 23, 2022, a complaint was filed against Respondent alleging he was practicing and advertising with a lapsed license. Attached to the complaint were screenshots of Facebook posts in which Respondent was advertising for his business, Panhandle Chiropractic. Executive Director, Beth Kidd, confirmed the Facebook posts.

4. Executive Director, Beth Kidd, contacted Respondent and he agreed to sign an Agreement Not to Practice pending Board approval of a Consent Order to resolve the allegations. On or about December 21, 2022, Respondent signed an Agreement Not to Practice.

5. On or about January 17, 2023, the Board received notice that Respondent was continuing to practice. Attorney General Agent Roland Garrett called Respondent's business. During the call, Respondent informed Agent Garrett that he was a licensed chiropractor and could schedule an appointment with Agent Garrett in two weeks after he moved offices.

6. On Respondent's Application for Renewal in 2021, he failed to check the box indicating that he had plead to a criminal charge. On or about August 24, 2019, Respondent was charged with Operating a Motor Vehicle While Under the Influence of Alcohol (Texas County case number CM-2019-267). On or about December 12, 2021, Respondent was charged with Driving while intoxicated in violation of Oklahoma State Title 47, Section 11-902(A) (Texas County case number CM-19-396). On or about March 27, 2020, Respondent plead No Contest to case number CM-19-267. As part of the plea agreement, case number CM-19-396 was dismissed with costs.

7. In order to resolve all contested issues raised in this matter, the parties agree to the below Agreed Conclusions of Law and Agreed Order.

CONCLUSIONS OF LAW

1. The Board has jurisdiction over the parties and subject matter of this action pursuant to The

Oklahoma Chiropractic Examiners Act 59 O.S. § 161.6 *et seq.*

2. The Board has the authority to revoke, suspend, restrict, or place on probation any license, or assess an administrative penalty against a license holder if that license holder has violated the Oklahoma Chiropractic Practice Act or the rules of the Board pursuant to 59 O.S. § 161.12.

3. If proven by clear and convincing evidence the conduct and circumstances described in the Stipulation of Facts constitute violations by Respondent of the following:

Violation of Title 59 O.S. § 161.12(B)

The following acts or occurrences by a chiropractic physician shall constitute grounds for which the penalties specified in subsection A of this section may be imposed by order of the Board:

3. Using advertising in which statements are made that are fraudulent, deceitful, or misleading to the public;
12. Violating any provision of the Oklahoma Chiropractic Practice Act; or
13. Violating any of the rules of the Board.

Violation of the Code of Ethics OAC 140:15-7-5.

There is hereby created the "Oklahoma Chiropractic Code of Ethics." This Code of Ethics is based upon the fundamental principle that the ultimate end and objective of the chiropractic physician's professional services and effort should be: "The greatest good for the patient."

(5) Chiropractic physicians shall maintain the highest standards of professional and personal conduct. Chiropractic physicians shall refrain from all illegal and morally reprehensible conduct;

(7) Chiropractic physicians shall observe the appropriate laws, decisions and rules of state governmental agencies of the United States and the State of Oklahoma and cooperate with the pertinent activities.

4. Any stipulation of fact which is properly a conclusion of law is incorporated herein as a conclusion of law.

ORDER

Based upon the above Consent Agreement, Stipulation of Facts and Conclusions of Law, the following Order is issued:

1. Respondent shall pay a two thousand (\$2,000.00) dollar administrative penalty within thirty (30) days of the issuance of this Order.

2. Respondent shall complete the Ethics and Boundaries Assessment Services (EBAS) Ethics and Boundaries Essay Examination. Respondent shall complete one (1) essay focusing on the area of Professional Standards and one (1) essay focusing on the area of Substance Abuse. Respondent must receive a passing score on the essays by September 30, 2023.

3. Respondent will be on probation for a period of two (2) years with regular monitoring by a licensed chiropractor approved by the Executive Director.

4. Respondent shall at Respondent's expense submit himself to a psychological evaluation by a licensed psychologist or psychiatrist approved in advance by the Board's Executive Director within thirty (30) days of the issuance of this Order. The evaluation shall determine a treatment plan for Respondent. Respondent shall follow all recommendations made during the evaluation. Respondent shall execute all waivers necessary for the psychologist or psychiatrist to provide a confidential report and treatment plan to the Executive Director.

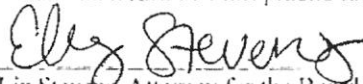
a. Respondent shall meet with the psychologist or psychiatrist regularly during his probation period. Respondent shall have the psychologist or psychiatrist submit confidential progress reports to the Executive Director every three (3) months during his probation period.

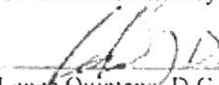
5. Respondent shall pay attorney's fees in the amount of _____ within thirty

- Respondent shall meet with the psychologist or psychiatrist regularly during his probation period. Respondent shall have the psychologist or psychiatrist submit confidential progress reports to the Executive Director every three (3) months during his probation period.
- Respondent shall pay attorney's fees in the amount of \$297,50 within thirty (30) days of the issuance of this Order.
- Respondent understands and agrees that the Board reserves the right to prosecute any future violations of the Oklahoma Chiropractic Examiners Act or the Oklahoma Administrative Code, and to consider this Consent Order as a factor in the determination of any sanctions and penalties, if any, should the Board determine any violation has occurred.
- Failure to comply with any of the terms of this Order may result in further disciplinary action against Respondent.
- This Consent Order shall be effective on the date of entry and signature set forth below.

IT IS SO ORDERED ON THIS 23rd DAY OF March 2023.


Board President
Oklahoma Board of Chiropractic Examiners


Liz Stevens, Attorney for the Board


Lance Quintana, D.C.