

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

State of Oklahoma, ex rel. Oklahoma)
Board of Chiropractic Examiners,)
Plaintiff,)
)
v.)
)
Gaylon Miller,)
Respondent.)

Case No. 013-2003

FINAL ORDER

Hearing on this matter was held March 6th, 2003, before the Oklahoma Board of Chiropractic Examiners at the offices of the Veterinary and Dental Board, 201 N.E. 38th, Suite 1 and 2, Oklahoma City, Oklahoma. Present at this hearing was Respondent, who appeared *pro se*. Present on behalf of the Oklahoma Board of Chiropractic Examiners (hereinafter "Plaintiff" or "the Board") was attorney P. Kay Floyd.

Prior to the hearing, Respondent was told he had the right to a full hearing before the entire Board. Respondent waived his right to a full hearing and Respondent and the Attorney for the Board announced an agreement had been reached and asked that an agreed order be entered into the record. The Board voted to accept the agreement.

Accordingly, the Board hereby issues the following findings of fact, conclusions of law, and order.

FINDINGS OF FACT

Respondent was licensed to practice chiropractic in the State of Oklahoma in the year 2002. Respondent however failed to renew his license to practice chiropractic in the

State of Oklahoma for the calender year 2003 on or before January 1st, 2003 as required by state stature and Board rule. Respondent also failed to post a current license in a prominent place at the primary location where he engaged in the practice of chiropractic as required by state statute and Board rule. Respondent admitted that he failed to renew and post his calender year 2003 license as required by state statute and Board rule but maintain there were mitigating circumstances which prevented his compliance with the statute and rule.

CONCLUSIONS OF LAW

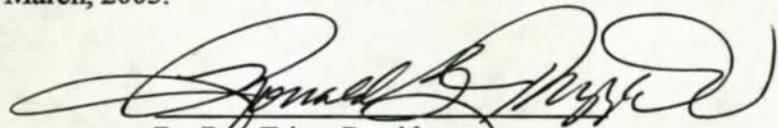
1. The Oklahoma Board of Chiropractic Examiners has jurisdiction over the parties and subject matter in the above entitled cause.
2. Any finding of fact which is properly a conclusion of law is so incorporated herein as a conclusion of law.
3. O.S. Title 59 § 161.11, **Renewal license fee**, and OAC 140:10-5-1, **Renewal license; requirements**, state in part that each licensee holding an original license to practice chiropractic in the state shall pay to the Board, on or before the 1st day of January of each year, an annual renewal fee. Failure to comply with the statute and rule shall result in suspension or revocation of the original license.
4. OAC 140:15-7-1 **Display of license**. states in part that each chiropractic physician shall, at all times display his original and current license in a prominent place at the primary location in the state where he is engaged in the practice of chiropractic.

5. Oklahoma Statute Title 59, section 161.12, **Grounds for Imposing Penalties**, states in part that certain acts or occurrences by a chiropractic physician shall constitute grounds for penalties including violating a provision of the Oklahoma Chiropractic Practice Act or violation of any rule of the Board.

ORDER

It is therefore **ORDERED, ADJUDGED** and **DECREED** by the Oklahoma Board of Chiropractic Examiners that Respondent, Gaylon Miller, violated state statute and Board rule and is hereby **ORDERED** to pay a fine and fees totally Five Hundred Seventy-Five Dollars (\$575.00). Upon payment of said fine and fees, Gaylon Miller will be granted a renewal license for calendar year 2003.

Dated this _____ day of March, 2003.



Dr. Ron Tripp, President
Oklahoma Board of Chiropractic Examiners
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