

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

STATE OF OKLAHOMA, ex rel.)	
BOARD OF CHIROPRACTIC)	
EXAMINERS,)	
)	
Plaintiff,)	
)	
v.)	Case No. 003-2015
)	
MICHAEL D. PAGE, III, D.C.)	
)	
Respondent.)	

FINDINGS OF FACT, CONCLUSIONS OF LAW AND FINAL ORDER

On October 15, 2015, the Oklahoma State Board of Chiropractic Examiners (Board) heard the above styled and numbered administrative action. Members Howard, Sturgill, Snodgrass, Travis, Van Wyhe, Waddell, and Walker were present. President Waddell presided. Mr. Steven Barker, Assistant Attorney General, prosecuted for the Board. Respondent was present and represented by attorney Alexander Bednar.

The Board heard testimony, received evidence and was fully apprised of the facts and allegations. The following exhibits offered on behalf of the Board were admitted without objection from Respondent: Exhibit A – Criminal Information and Affidavit of Probable Cause; Exhibit B – Sentencing After Jury Trial/Summary of Facts; Exhibit C – Board Official Complaint Form; Exhibit D – March 9, 2015 Board Notice of Complaint to Respondent. The following exhibits offered by Respondent were admitted without objection from the Board prosecutor: Exhibit 1 – Fifteen certificates of completion for various courses Respondent took while incarcerated; Exhibit 2 – Letter from Respondent’s Probation Officer; Exhibit 3 – Letter from Dr.

Schmid; Exhibit 4 -- Certificate of Completion of various courses provided to Respondent by Dr. O'Brien. Respondent, by and through his attorney, stipulated to the following findings of fact.

FINDINGS OF FACT

1. On February 9, 2009, Dr. Michael D. Page, III, D.C. ("Respondent") was criminally charged in Oklahoma County District Court with one felony count of indecent exposure. See Board Exhibit A. The Board, through its prosecutor Steven Barker, stipulated to Respondent's claim that Exhibit A was subsequently amended to change the date of the occurrence of indecent exposure from October 1, 2008 to "sometime in the month of October 2008."

2. On March 29, 2012, Respondent was convicted on the felony count of indecent exposure after a jury trial in Oklahoma County District Court. The trial jury recommended a sentence of five years imprisonment. See Board Exhibit B.

3. On June 26, 2012, Respondent appealed his felony conviction to the Oklahoma Court of Criminal Appeals.

4. On July 3, 2013, the Oklahoma Appeals Court affirmed Respondent's felony conviction.

5. On February 18, 2015, Complaint 003-2015 was filed with the Oklahoma Chiropractic Board of Examiners ("Board"). See Board Exhibit C.

6. Pursuant to OAC 140:3-3-2(d), a letter dated March 9, 2015 was sent to Respondent's last known mailing address on file with the Board, notifying Respondent of the complaint. See Board Exhibit D.

7. Respondent's license was administratively suspended in 2012 due to Respondent's incarceration.

CONCLUSIONS OF LAW

1. The Board has jurisdiction over the Respondent and the subject matter of this action pursuant to 59 O.S.2011, § 161.12.

2. Any Finding of Fact which is properly a Conclusion of Law is hereby incorporated by reference and vice versa.

3. Respondent's plea of guilty to one felony count of indecent exposure constitutes a violation of the following provisions of the Board's Code of Ethics:

a. OAC 140:15-7-5(5) - failure to maintain the highest standards of professional and personal conduct.

4. Based on the above Findings of Fact, the Board has authority to take disciplinary action against Respondent pursuant to the following provisions of law:

a. 59 O.S. 2011, §161.12(B)(1) – pleading guilty or nolo contendere to, or being convicted of a felony.

FINAL ORDER

1. Respondent may petition the Board for reinstatement of his suspended license upon satisfactory completion of the following terms and conditions:

a. Take and successfully pass all sections of the Ethics and Boundaries Assessment Services, LLC Essay Examination ("EBAS").

b. Take and successfully pass all sections of the National Board of Chiropractic Examiners Special Purposes Exam for Chiropractic ("SPEC").

c. Pay an administrative fine of one thousand dollars (\$1,000), due and payable in

full within thirty (30) days of the date this Final Order is issued.

d. Complete thirty-two (32) hours of continuing education by June 30, 2016.

e. Submit to the Board a letter of Fitness to Practice from Respondent's current treating psychotherapist.

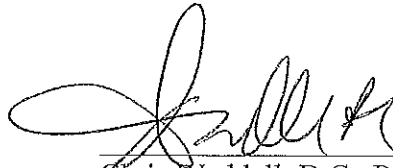
f. Sign up with a Board approved agency to monitor Respondent's compliance with treatment and follow all requirements of the monitoring agency and current treating psychotherapist.

g. Pay all applicable reinstatement fees.

2. Upon reinstatement from suspension, Respondent's license shall be on probation subject to terms and conditions to be determined by the Board at the hearing for reinstatement.

3. The Board maintains jurisdiction over this case and any further violation of the Board Practice Act and rules may result in further disciplinary action.

All members present vote "Aye".



Chris Waddell, D.C., President
Oklahoma Board of Chiropractic Examiners

Issued this the 17th day of November, 2015.