

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

STATE OF OKLAHOMA, ex rel.)	
BOARD OF CHIROPRACTIC)	
EXAMINERS,)	
)	
Plaintiff,)	
)	
v.)	Case No. 012-2010
)	
Ronald Sather, D.C.)	
)	
Respondent.)	

FINDINGS OF FACT, CONCLUSIONS OF LAW AND FINAL ORDER

On June 19, 2012, the Oklahoma State Board of Chiropractic Examiners (Board) heard the above styled and numbered administrative action. Members Gardner, Mead, McClure, Resler, Tripp and Waddell, were present. President Tripp presided. Ms. P. Kay Floyd prosecuted for the Board. The Respondent received timely notice but failed to appear and was not represented by counsel. The Board heard witnesses, received evidence and was fully apprised of the facts and allegations.

The Complaint in the instant matter is hereby incorporated by reference.

FINDINGS OF FACT

1. On July 1, 2010, Respondent's license to practice chiropractic in the State of Oklahoma was placed in lapsed status for failure to renew pursuant to 59 O.S.Supp.2011, § 161.11(C)(1).

2. On August 30, 2010, Respondent's license was administratively suspended pursuant to 59 O.S.Supp.2011, § 161.11(C)(3), for failure to renew.

3. On June 3, 2011, Board staff issued a subpoena pursuant to 59 O.S.Supp.2011, § 161.6(B)(8) commanding Respondent to produce certain records. On June 17, 2011, the subpoena was served on Respondent by the Pittsburg County Sheriff's Office.

4. Respondent has failed to comply with the subpoena.

CONCLUSIONS OF LAW

1. The Board has jurisdiction over the Respondent and the subject matter of this action pursuant to 59 O.S. 2012, § 161.12.

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

3. Respondent has failed to comply with a lawfully issued subpoena of the Board in violation of OAC 140:15-7-5(14).

4. Based on the above Findings of Fact, the Board has authority to take action against Respondent pursuant to 59 O.S.Supp.2008, §161.12(A) and (B)(13).

FINAL ORDER

1. Respondent has violated OAC 140:15-7-5(14) by failing to comply with a subpoena lawfully issued by Board staff on June 3, 2011, and served on Respondent on June 17, 2011, by the Pittsburg County Sheriff's Office.

2. Respondent is hereby ordered to comply with the subpoena issued on June 3, 2011,

and served on Respondent June 17, 2011.

3. Respondent is hereby fined Two Hundred Fifty Dollars (\$250.00) for each business day beginning June 19, 2012 that Respondent fails to comply with the afore-mentioned subpoena.

Failure of Respondent to comply with the terms of this Order may result in further disciplinary action up to and including revocation of Respondent's license.

All members present vote "Aye".

Ronald Tripp, D.C., President
Oklahoma Board of Chiropractic Examiners