

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

<b>STATE OF OKLAHOMA, ex rel.,</b>	)	
<b>OKLAHOMA BOARD OF</b>	)	
<b>CHIROPRACTIC EXAMINERS</b>	)	
	)	
<b>IN THE MATTER OF THE</b>	)	
<b>COMPLAINT AGAINST:</b>	)	<b>Complaint No. 030-2021</b>
	)	
<b>ROBERT WADE, D.C.</b>	)	
<b>LICENSE NO. 3711</b>	)	
	)	
<b>Respondent.</b>	)	

**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 Robert Wade, DC ("Respondent"), being represented by legal counsel, 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 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 Should the Board, in its discretion, not approve this Consent Order, the Consent Order is withdrawn and shall be of no evidentiary value, nor shall it be relied upon or introduced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. 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 and Respondent has done so.

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.

#### **STIPULATION OF FACTS**

1. Respondent is a Licensed Chiropractor in the State of Oklahoma, holding License Number 3711.

2. On or about November 9, 2021, a complaint was filed with the Board alleging Respondent engaged in certain inappropriate conduct involving a patient (hereinafter referred to as "B.J.").

3. The complaint was assigned to Oklahoma Attorney General Agent Roland Garrett for investigation. Pursuant to Agent Garrett's investigation, Respondent admitted to engaging in a consensual dating relationship with B.J. while she was his patient.

4. B.J. became Respondent's patient in 2014. In 2017 Respondent began a consensual dating relationship with B.J. which lasted until 2020. Respondent admitted he continued treating B.J. while they were engaged in a dating relationship.

5. While admitting Respondent was consensually intimate with B.J. while she was his patient, Respondent makes no other admissions of liability or fault.

6. 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 paragraph 2 of the Stipulation of Facts constitutes violations by Respondent of the following:

**Violation of Title 59 O.S. § 161.12(B)(13)**

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:

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;

(13) Chiropractic physicians shall not abuse the physician's position of trust by coercion, manipulation or fraudulent representation in the doctor-patient relationship which includes, but is not limited to:

(A) Engaging in sexual misconduct which consists of sexual behavior that occurs during the doctor-patient relationship. Chiropractic physicians shall terminate the doctor-patient relationship before dating or having a sexual relationship with a patient. Such termination shall be done in writing and signed by both the patient and the chiropractic physician and placed in the patient's record. This paragraph shall not apply to chiropractic physicians treating their spouses.

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 is ordered to pay an administrative penalty of five-hundred dollars (\$500.00) 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 Boundaries. Respondent must receive a passing score on each essay by October 27, 2023.