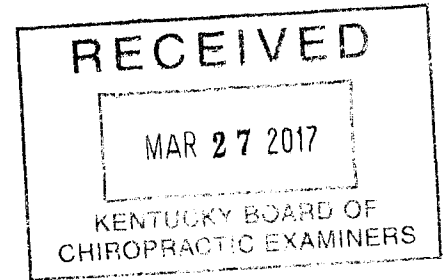


**COMMONWEALTH OF KENTUCKY
KENTUCKY BOARD OF CHIROPRACTIC EXAMINERS**

**IN RE: CHIROPRACTIC LICENSE # 4743
 HELD BY Brian Axel Dell, D.C.
 Administrative Case #15-021**

Brian Axel Dell, D.C.
7921 Barbour Manor Drive
Louisville, KY 40241



AGREED ORDER

Parties

WHEREAS, the parties to the Agreed Order herein are the Kentucky Board of Chiropractic Examiners, hereinafter referred to as the “Board,” and Brian Axel Dell D.C., hereinafter referred to as the “Respondent.”

Jurisdiction

WHEREAS, the Board has jurisdiction over this matter pursuant to KRS Chapter 312 and the related administrative regulations.

History

Whereas, the Kentucky Board of Chiropractic Examiners (“Board”) alleges that the Respondent Brian A. Dell (“Respondent”) violated sections of KRS 312.150 and sections of 201 KAR 21:015, for which disciplinary action may be taken by the Board pursuant to KRS 312:019;

Whereas, the Respondent is now a licensed Chiropractor in the Commonwealth of Kentucky;

Whereas, the Respondent acknowledges that there is evidence that he violated sections of KRS 312.150 and 201 KAR 21:015 and that the Board would be able to prove those violations if the matter proceeded to a hearing;

Whereas, the parties mutually desire to settle the issues in an expeditious manner, without the need for a formal hearing which has been authorized by the Board;

It is hereby stipulated and agreed between the undersigned parties that this matter shall be settled and resolved upon the following terms:

Terms of Agreement

THEREFORE, it is hereby agreed between the undersigned parties that this matter shall be settled and resolved upon the following terms:

- 1) The Respondent shall carefully review the Agreed Order herein and enters into this Agreed Order knowingly, willingly and voluntarily and after having reviewed the due process rights afforded to the Respondent under KRS Chapter 312 and the accompanying regulations; and
- 2) The Respondent, Brian Axel Dell, D.C., has offered to surrender his Kentucky chiropractic license in settlement of this case for violation of KRS 312; and
- 3) The Respondent, Brian Axel Dell, D.C., agrees that he may not apply to be relicensed in Kentucky for a period of five (5) years; and
- 4) This license surrender, under the violation of unprofessional conduct, will be reported to all national provider databanks as required by law;

and

5) The Board accepts the surrender of the Respondent's license effective the date of receipt by the Board office of the original Agreed Order executed by the Respondent.

Voluntary Waiver of Rights

The Respondent, Brian Axel Dell, D.C., has had the opportunity at all times to seek advice from competent counsel of choice. No coercion has been exerted upon the Respondent, nor have any promises been made other than those reflected in this Agreed Order.

Publication of Settlement Agreement

The Respondent acknowledges that, once adopted by the Board, this Agreed Order may be considered a public document, available for inspection at any time by any member of the public under the Kentucky Open Records Act, and may be reportable under federal law. This Agreed Order may at any time be published on the Board's website, www.kbce.ky.gov.

Complete Agreement

This Settlement Agreement consists of four (4) pages and embodies the entire agreement between the Kentucky Board of Chiropractic Examiners and Brian Axel Dell, D.C.. It may not be altered, amended or modified without the express written consent of both parties.

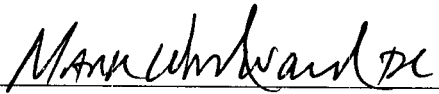
Have Seen, Understood and Approved:



Brian Axel Dell, D.C.
License No. 4743
Respondent

8 MAR 2017

Date



MARK WOODWARD, D.C.
President
Kentucky Board of Chiropractic
Examiners

03-29-17

Date

Certificate of Service

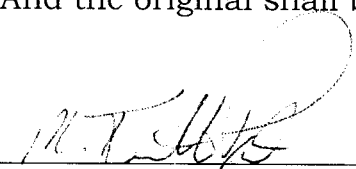
I hereby certify that a true and correct copy of the foregoing **Agreed Order** was mailed via U.S. mail, postage pre-paid to the following this 17th day of February, 2017:

Brian Axel Dell, D.C.
7921 Barbour Manor Drive
Louisville, KY 40241
Respondent

Jonathan Ricketts
Ricketts Law Office
4055 Shelbyville Road
Louisville, KY 40207
Counsel for Respondent

M. Keith Poynter
209 S. Green Street
Glasgow, KY 42141
Board Counsel

And the original shall be maintained by the Board



M. Keith Poynter
General Counsel
Kentucky Board of Chiropractic Examiners