

COMMONWEALTH OF KENTUCKY
BOARD OF CHIROPRACTIC EXAMINERS

IN RE: THE LICENSE TO PRACTICE CHIROPRACTIC
HELD BY KEVIN T. PAVELONIS

AGREED ORDER

Come the parties to this action, the Kentucky Board of Chiropractic Examiners, hereafter Board, and Kevin T. Pavelonis, hereafter, Pavelonis, and hereby state as follows:

1. That Pavelonis appeared before the Board at its regularly scheduled meeting held on November 19, 1992, for the purpose of discussing with the Board allegations that had come to the attention of the Board from one Jodi Cox with regard to his having violated KRS 312.150 (1)(f) and (g), KRS 312.150(2)(b), (c), (d) and (e), 201 KAR 21:015, Section 1 (14) and 201 KAR 21:065, Section 1; and

2. That, in lieu of a formal complaint being issued by the Board and a formal hearing being held, the parties hereto have agreed to resolve the alleged violations by Pavelonis admitting having violated KRS 312.150(1) (f) and KRS 312.150(2) (e) and by the resulting imposition of the penalties agreed upon hereinbelow.

WHEREFORE, it is hereby agreed as follows:

1. For his admitted violations of KRS 312.150(1) (f) and KRS 312.150(2) (e), Pavelonis' license to practice chiropractic is hereby suspended for a period of one year pursuant to KRS 312.163(1) (b); said suspension is to begin on the effective date of this Agreed Order, and all of said suspension is hereby probated for a period of two years beginning on the same date; and

2. For his admitted violations of KRS 312.150(1) (f) and KRS 312.150(2) (e), Pavelonis is hereby fined \$2,000 for each violation, for a total of \$4,000, pursuant to KRS 312.163(2); Pavelonis shall pay \$1,000 of said fine to the Board within 180 days of the effective date of this Agreed Order; and the remaining \$3,000 of said fine is hereby probated for a period of two years beginning on the effective date of this Agreed Order; and

3. Pavelonis shall return to Prudential Insurance Company all monies which he wrongfully charged said company with regard to his treatment of Jodi Cox, with the sum total being \$409.60; and he shall return said monies by delivering to the Board, within 14 days of the effective date of this Agreed Order, a certified check, cashier's check or money order payable to Prudential Insurance Company and in the amount of said sum of \$409.60; and, upon receipt of same from Pavelonis, the Board shall immediately cause same to be delivered to Prudential Insurance Company with appropriate explanation; and

4. Pavelonis hereby agrees that he shall take and complete three modules of chiropractic orthopedics course (minimum of 12 hours per course), within six months of the effective date of this Agreed Order; said courses must be ones that are approved by either the Counsel on Chiropractic Education or the Board's field coordinator; and Pavelonis shall provide satisfactory proof to the Board of his having taken and completed such modules within said six month period; and

5. Pavelonis hereby agrees that, as of the date of his signing of this Agreed Order, there are absolutely no monies owed

to him by any party for services or treatment rendered by him to Jodi Cox of 202 South Evergreen Road, Middletown, Kentucky; and

6. The terms and conditions of Pavelonis' probation shall be that he shall not violate any of the terms and conditions of this Agreed Order and he shall not violate any portion of KRS Chapter 312 or 201 KAR Chapter 21; and if Pavelonis should violate any of these said terms and conditions of probation during his two year period of probation, his probation shall be revoked and the probated penalties shall be immediately imposed; and

7. Pavelonis agrees that by entering into this Agreed Order he has voluntarily waived his right to counsel and his right to a due process hearing afforded him by KRS 312.150.

This Agreed Order must be signed by Pavelonis and delivered to the Board no later than December 11, 1992.

WHEREFORE, it is so agreed between the parties hereto effective the date this Agreed Order is signed hereinbelow by the President of the Board.

President, Kentucky Board of
Chiropractic Examiners

Date: 12-14-92

Kevin T. Pavelonis, D.C.

Date: 12-14-92