

COMMONWEALTH OF KENTUCKY  
KENTUCKY BOARD OF CHIROPRACTIC EXAMINERS

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JAN 25 2012

KENTUCKY BOARD OF  
CHIROPRACTIC EXAMINERS

**IN RE:**        **CHIROPRACTIC LICENSE # 5229**  
                  **HELD BY William Michael Ferro, D.C.**  
                  **Administrative Case #11-019**

William Michael Ferro, D.C.  
9409 Collingdale Way  
Raleigh, NC 27617

***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 William Michael Ferro 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 Respondent failed to renew his Kentucky chiropractic license as required by KRS 312.175(1) and 201 KAR 21:041, Section 3; and

**WHEREAS**, the Respondent's active license was revoked for non-renewal from April 22, 2011 until May 23, 2011; and

**WHEREAS**, the Respondent continued in the practice of chiropractic through operation of his chiropractic facility located at 3001 Blake James Drive, Lexington, KY, during the period of time referenced in which he was not licensed in violation of KRS 312.145(3); and

**WHEREAS**, the parties mutually desire to settle the issues in an expeditious manner, without the need for a formal hearing.

***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, William Michael Ferro, D.C., acknowledges that the Board has grounds to file allegations of violations of KRS 312.145 (3). In the interest of settling this case in an expeditious manner, the Respondent admits violation and agrees to the following disciplinary terms set forth in the subsequent paragraphs:

3) The Respondent, William Michael Ferro, D.C., hereby agrees that, effective November 15, 2011, his license shall be revoked pursuant to this Agreed Order.

4) The Respondent shall, prior to making an application for licensure with this Board pursuant to KRS 312.085 or KRS 312.175, successfully complete (pass) the Ethics and Boundaries examination of the National Board of Chiropractic Examiners, with proof submitted to the Board; and

5) The original, executed Agreed Order must be received in the office of the board, *postmarked no later than January 24, 2012.*

***Voluntary Waiver of Rights***

The Respondent, William Michael Ferro, 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.

***Release of Liability***

In consideration of execution of this Agreed Order, the Respondent and the Respondent=s executors, administrators, successors and assigns, hereby release and forever discharge the Commonwealth of Kentucky, the Kentucky Board of Chiropractic Examiners, and the Kentucky Attorney General and each of their members, agents, and employees in their individual and representative capacities, from any and all manner of actions, causes of action, suits, debts, judgments, executions, claims and demands whatsoever, known and unknown, in law or equity, that the Respondent ever had, now has, may have or claim to have against any or all of the persons or entities named in this paragraph arising out of or by reason of this investigation, this disciplinary action, this Agreed Order, or its administration.

***Acceptance by the Board***

The Respondent understands that the Board is free to accept or reject this Agreed Order, and if rejected by the Board, a formal disciplinary hearing on the accusation against the Respondent may be rescheduled thereafter.

If the Agreed Order is not accepted by the Board, it shall be regarded as null and void. Admissions by the Respondent in the Agreed Order will not be regarded as evidence against the Respondent at the subsequent disciplinary hearing. The Respondent will be free to defend, and no inferences against the Respondent will be made from the Respondent's willingness to have entered into this agreement.

The Agreed Order will not be submitted for Board consideration until after it has been agreed to and executed by the Respondent. The Agreed Order shall not become effective until it has been approved by a majority of the Board and endorsed by a representative member of the Board.

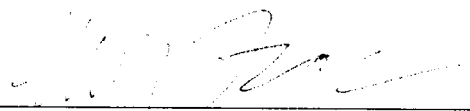
***Publication of Settlement Agreement***


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.

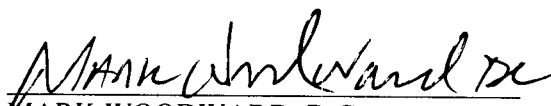
***Complete Agreement***

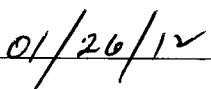
This Settlement Agreement consists of four (4) pages and embodies the entire agreement between the Kentucky Board of Chiropractic Examiners and William Michael Ferro, D.C.. It may not be altered, amended or modified without the express written consent of both parties.

***Have Seen, Understood and Approved:***

  
\_\_\_\_\_  
William Michael Ferro, D.C.  
License No. 5229  
*Respondent*

  
\_\_\_\_\_  
Date

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

  
\_\_\_\_\_  
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 30<sup>th</sup> day of January, 2012:

William Michael Ferro, D.C.  
9409 Collingdale Way  
Raleigh, NC 27617  
*Respondent*

HON. MICHAEL WEST  
Office of the Attorney General  
700 Capitol Ave., Ste. 118  
Frankfort KY 40601  
*Board Counsel*

And the original shall be maintained by the Board

  
Karlee P. Oldenkamp, D.C.  
Board Administrator  
Kentucky Board of Chiropractic Examiners