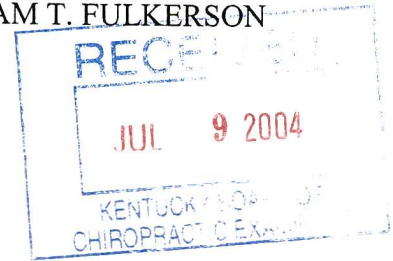


COMMONWEALTH OF KENTUCY  
KENTUCKY BOARD OF CHIROPRACTIC EXAMINERS

IN RE: CHIROPRACTIC LICENSE #4563 HELD BY ADAM T. FULKERSON  
ADAM T. FULKERSON, D.C.



**AGREED ORDER**

Comes the Kentucky Board of Chiropractic Examiners, hereafter the "Board," and Adam T. Fulkerson, D.C., hereafter the "Respondent," and the parties hereby agree as follows:

1. (a) On or about October 18, 2000, the Board received a Complaint from involving the Respondent. alleged that believed the Respondent had engaged in false and misleading advertising, and complained that had not received an itemized statement or copies of medical records after requesting them;
- (b) The Board investigated the complaint and found the potential for violations of law; including: billing the insurance company for services that were not rendered and for "free" services, in violation of KRS 312.150(2)(c), and (e); failure to provide a patient with a copy of an itemized statement and records upon request, in violation of KRS 312.150(1)9i); lack of diagnostic quality x-rays, in violation of KRS 312.15092); and improper record keeping, in violation of 201 KAR 21:100, Section 1;
2. (a) On or about January 28, 2003, the Board received a complaint from involving the Respondent. alleged that had been charged for free services and complained that had seen the Respondent for neck pain, but the Respondent

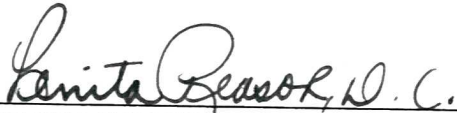
treated lower back and "made it worse."

- (b) The Board investigated the complaint and found the potential for violations of law; including: lack of diagnostic quality x-rays, in violation of KRS 312.150(2); and improper record keeping, in violation of 201 KAR 21:100, Section 1;
3. That Respondent denies the allegations and the alleged basis for said claims, but acknowledges that the Board may take disciplinary action against him if those allegations are proven at a hearing. Rather than pursue a hearing, the parties have decided to resolve this matter by means of this Agreed Order.

**WHEREFORE, IT IS HEREBY ORDERED**, that without admitting culpability, Respondent has agreed to demonstrate his continued fitness to practice by agreeing to accomplish the following:

- A. Respondent shall be on probation with terms for two (2) years from the date this Agreed Order is finally executed, as evidenced by the signature of the President. Probation shall terminate sooner upon satisfaction of the following terms:
- Proof of completing 12 hours of Malpractice and Risk Management, 6 hours of Chiropractic Coding, 6 hours of Record Keeping, 12 hours of Treatment Parameters and Protocols, 24 hours of X-Ray Diagnosis and Procedure, and 12 hours of Examination Procedures, Diagnosis and Treatment; and,
  - Payment of \$7,500.00 penalty.
- B. Respondent enters into this Agreed Order knowingly, willingly and voluntarily and after having reviewed the due process rights afforded to him under KRS Chapter 13B, KRS Chapter 312 and the accompanying regulations;

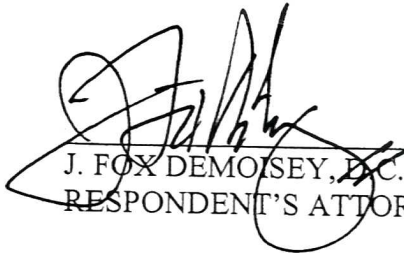
- C. The Respondent understands that by signing this Agreed Order, he has waived his right to a hearing on the allegations, including the right to be present with counsel, to subpoena witnesses and to confront those against him, and the right to appeal the Board's decision as entered in the Agreed Order and the full panoply of rights of hearing and appeal as authorized by statute, regulation and court decision;
- D. This Agreed Order is subject to disclosure under the Kentucky Open Records Act;
- E. The Respondent acknowledges he is ineligible for participation in any chiropractic preceptorship program pursuant to 201 KAR 21:085, Section 2(7);
- F. The Respondent agrees that his failure to comply with any of the terms of this Agreed Order may result in the Board setting this matter for hearing.

  
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LENITA REASOR, PRESIDENT  
KENTUCKY BOARD OF  
CHIROPRACTIC EXAMINERS

7-6-04  
\_\_\_\_\_  
DATE

  
\_\_\_\_\_  
ADAM T. FULKERSON, D.C.  
RESPONDENT

04/19/04  
\_\_\_\_\_  
DATE

  
\_\_\_\_\_  
J. FOX DEMOISEY, D.C.  
RESPONDENT'S ATTORNEY

4/20/04  
\_\_\_\_\_  
DATE