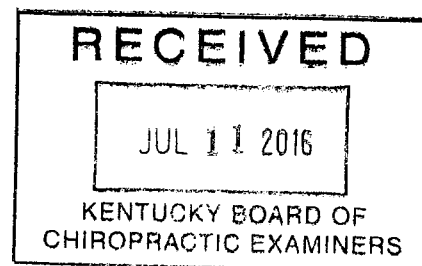


**COMMONWEALTH OF KENTUCKY
KENTUCKY BOARD OF CHIROPRACTIC EXAMINERS**

**IN RE: CHIROPRACTIC LICENSE # 5307
 HELD BY Donald Robert Miller, D.C.
 Administrative Case #16-001**

Donald Robert Miller, D.C.
412 Joseph Bryan Way
Lexington, KY 40514



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 Donald Robert Miller 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 entered into an Agreed Order on September 17, 2014 for resolution of Administrative Cases 12A-008, 13-001, 13-005 and 13-017; and

WHEREAS, the Agreed Order included the term of a suspension of 30 days, probated for eighteen (18) months. It continued to read, "The probated suspension shall be served if and only if the Respondent violates KRS 312 or 201 KAR Chapter 21 within the probationary period and is convicted by the

Board of that violation pursuant to the processes outlined in 201 KAR 21:051 and KRS Chapter 13B.”; and

WHEREAS, the Respondent entered into an Agreed Order on October 26, 2015, thirteen (13) months into the probation, for resolution of Administrative Case 15-003, admitting to violations of 201 KAR 21:100 Section 1(1) and 201 KAR 21:100 Section 1 (2)(e); and

WHEREAS, the Respondent violated the terms of his probation requiring a thirty (30) day suspension; however, upon the presentation of additional information by the Respondent at the July 1, 2016 meeting of the Board, the Board has taken into consideration the extenuating circumstances and proposed the following terms for resolution of this matter.

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;

2) The Respondent, Donald Robert Miller, D.C., accepts the reprimand of the Board for the above-stated violations. The Respondent agrees to act more diligently in the future to comply with KRS Chapter 312 and the accompanying administrative regulations;

3) The Respondent, Donald Robert Miller, D.C., agrees that in lieu of the current thirty (30) day suspension, he shall accept suspension of his license for sixty (60) days, which shall be probated for two (2) years. The suspension shall be served if and only if the Respondent violates KRS 312 or 201 KAR Chapter 21 within the probationary period and is convicted by the Board of that violation pursuant to the processes outlined in 201 KAR 21:051 and KRS Chapter 13B. The Respondent waives any and all appeal rights related to this sixty (60) day suspension.

4) The original, executed Agreed Order must be received in the office of the board, *postmarked no later than July 25, 2016*.

5) The Respondent acknowledges that he is ineligible for participation in any chiropractic preceptorship program for two (2) years pursuant to 201 KAR 21:085, Section 2(7); and

6) The Respondent, Donald Robert Miller, D.C., agrees that the failure to comply with any of the terms and conditions of this Agreed Order may result in the board setting the matter for an administrative hearing in accord with KRS Chapter 13B.

Voluntary Waiver of Rights

The Respondent, Donald Robert Miller, 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.

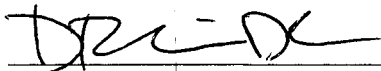
Publication of Settlement Agreement

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.

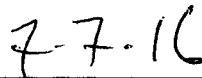
Complete Agreement

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

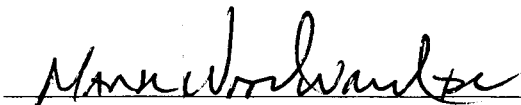
Have Seen, Understood and Approved:



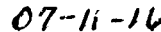
Donald Robert Miller, D.C.
License No. 5307
Respondent



Date



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



Date

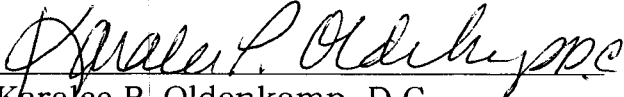
Certificate of Service

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 14th day of July, 2016:

Donald Robert Miller, D.C.
412 Joseph Bryan Way
Lexington, KY 40514
Respondent

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

And the original shall be maintained by the Board


Karalee P. Oldenkamp, D.C.
Executive Director
Kentucky Board of Chiropractic Examiners