

COPY

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

**IN RE:      **CHIROPRACTIC LICENSE # 5307**  
              **HELD BY Donald Robert Miller, D.C.**  
              **Administrative Case #15-003****

Donald Robert Miller, D.C.  
51 Cavalier Blvd Suite 210 B  
Florence, KY 41042

Pl. # 520

**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**, on January 23, 2015, a complaint was filed against the Respondent by patient R.J.; and

**WHEREAS**, on February 19, 2015, a response was received on behalf of both licensees named in the complaint, including the Respondent; and

**WHEREAS**, upon review by the Board, it was found that there was no radiology report on the x-rays performed, no left and right markers on the x-

rays, and no doctor name on the x-ray labels in violation of 201 KAR 21:100 Section 1(1); and

**WHEREAS**, upon review by the Board, it was found that daily notes did not include the treating doctor's name in violation of 201 KAR 21:100 Section 1(2)(e); 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:

- 7) 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;
- 8) 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 insure that all advertising issued by the respondent, or on the respondent's behalf, complies with KRS Chapter 312 and the accompanying administrative regulations;
- 9) The Respondent, Donald Robert Miller, D.C., shall pay a fine to the board in the amount of five hundred dollars (\$500.00). Said fine shall be made payable to the "Kentucky Board of Chiropractic Examiners."
- 10) The original, executed Agreed Order and fine must be received in

the office of the board, *postmarked no later than October 28, 2015.*

11) 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

12) 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***

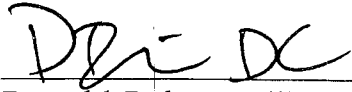
The Respondent acknowledges that, once adopted by the Board, this Agreed Order may be considered a public document, available for inspection at any time by any member of the public under the Kentucky Open Records Act, and may be reportable under federal law. This Agreed Order may at any time be published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

### ***Complete Agreement***

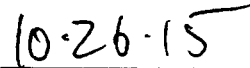
This Settlement Agreement consists of four (4) pages and embodies the entire agreement between the Kentucky Board of Chiropractic Examiners and Donald Robert Miller, D.C.. It may not be altered, amended or modified

without the express written consent of both parties.

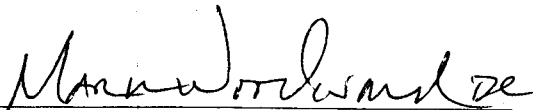
***Have Seen, Understood and Approved:***



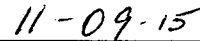
Donald Robert Miller, D.C.  
License No. 5307  
*Respondent*



Date



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



Date

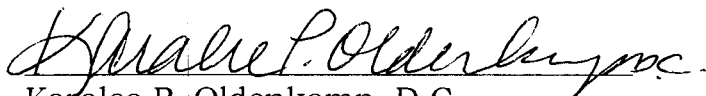
### Certificate of Service

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 13<sup>th</sup> day of November, 2015:

Donald Robert Miller, D.C.  
51 Cavalier Blvd Suite 210 B  
Florence, KY 41042  
*Respondent*

Hon. 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