

COMMONWEALTH OF KENTUCKY
KENTUCKY BOARD OF CHIROPRACTIC EXAMINERS

RECEIVED

**IN RE: CHIROPRACTIC LICENSE # 4999
HELD BY Larry Anthony Sears, D.C.
Administrative Case #13-009**

MAY 08 2018

Kentucky Board of
Chiropractic Examiners

Larry Anthony Sears, D.C.
~~9003 Willow Springs~~
Louisville, KY ~~40242~~

1941 Bishop Ln.

40218

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 Larry Anthony Sears 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 Board alleges that Respondent entered into an Agreed Order with the Board in December of 2016 for various alleged violations of KRS 312 and associated regulations; and

WHEREAS, the Respondent had previously entered into other Agreed Orders with the Board for the same, or similar violations; and

WHEREAS, the terms of the December 2016 Agreed Order between the Respondent and the Board required the Respondent to successfully complete a

number of obligations to retain his license; and

WHEREAS, the Board found that the Respondent failed to meet those obligations in the prescribed timeframe; and

WHEREAS, the Board enforced the 12 month suspension of the Respondent's license in July of 2017; and

WHEREAS, the Respondent will have served 8 months of the suspension on May 1, 2018; and

WHEREAS, the Board has agreed to accept time served through May 1, 2018, as completion of the suspension, and allow reinstatement of the license upon the following terms without the need for any additional hearings or appeals.

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 shall meet all terms for license reinstatement to include;
- 3) Successful completion of twelve (12) hours of continuing education, with at least 6 hours occurring in Kentucky;
- 4) Pay a \$250 Restoration fee;

- 5) Pay a \$250 Renewal fee;
- 6) Print and complete a five (5) page renewal form available on the Board's website;
- 7) Complete a one (1) page Reinstatement/Reactivation form;
- 8) Provide license verification from any other state in which the Respondent has ever been licensed to practice Chiropractic;
- 9) All documentation must be received in office prior to license reinstatement;
- 10) The Respondent's license to practice chiropractic shall be suspended for one (1) year, however the Respondent shall have this probated for a period of two (2) years;
- 11) The Respondent acknowledges that any new violation of KRS 312, or the associated administrative regulations would be grounds for enforcement of the one (1) year suspension.
- 12) The Respondent acknowledges that in the event of a new allegation, and prior to the enforcement of this suspension, he is entitled to a hearing pursuant to KRS Chapter 13B.
- 13) The Respondent acknowledges that he is ineligible for participation in any chiropractic preceptorship program for two (2) years pursuant to 201 KAR 21:085(2)(7);
- 14) The Respondent understands that this Agreement may serve as the basis of enhancement for any future disciplinary action; and
- 15) The Respondent, Larry Anthony Sears, D.C., agrees that the failure

to comply with any of the terms and conditions of this Agreed Order will prohibit him from qualifying for license reinstatement.

Voluntary Waiver of Rights

The Respondent, Larry Anthony Sears, 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 Agreed Order consists of six (6) pages and embodies the entire agreement between the Kentucky Board of Chiropractic Examiners and Larry Anthony Sears, D.C. It may not be altered, amended or modified without the express written consent of both parties.

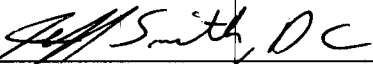
Have Seen, Understood and Approved:



Larry Anthony Sears, D.C.
License No. 4999
Respondent

4/27/18

Date



Jeffrey Smith, D.C.
President
Kentucky Board of Chiropractic
Examiners

5/3/18

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 8th

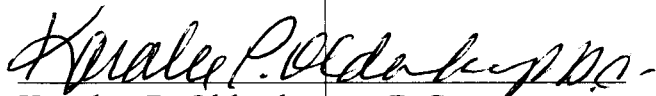
day of May, 2018:

Larry Anthony Sears, D.C.
1941 Bishop Lane
Louisville, KY 40218
Respondent

Hon. Benjamin J. Weigel
O'Bryan, Brown & Toner, PLLC
401 South Fourth Street, Suite 2200
Louisville, KY 40202
Counsel for Respondent

Hon. M. Keith Poynter
450 S. Third Street
Louisville, KY 40202
Board Counsel

And the original shall be maintained by the Board.



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