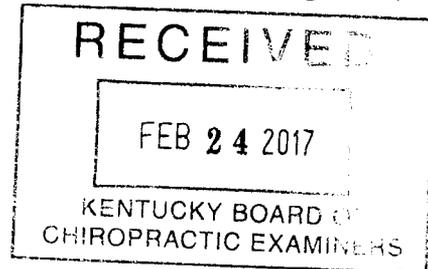


COMMONWEALTH OF KENTUCKY
KENTUCKY BOARD OF CHIROPRACTIC EXAMINERS

**IN RE: CHIROPRACTIC LICENSE # 5425
HELD BY Mark Alan Miller, D.C.
Administrative Case #16-016**

Mark Alan Miller, D.C.
157 Brome Drive
Nicholasville, KY 40356



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 Mark Alan 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 advertised a free or reduced service in an advertisement in the July 2016 issue of the *Health & Wellness Magazine*, in violation of KRS 312.150(1)(g) and 201 KAR 21:065, Section 1(3); and

WHEREAS, the Respondent had previously entered into an Agreed Order for similar violations in January 2016, which also puts the Respondent in violation of 201 KAR 21:015 Section 3(2); 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;

2) The Respondent, Mark Alan 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 he complies with KRS Chapter 312 and the accompanying administrative regulations;

3) The Respondent, Mark Alan Miller, D.C., shall pay a fine to the Board in the amount of one thousand dollars (\$1000.00). Said fine shall be made payable to the "Kentucky Board of Chiropractic Examiners."

4) The original, executed Agreed Order and fine must be received in the office of the Board, *no later than February 24, 2017.*

5) Within thirty (30) days of signature of Agreed Order herein, Mark Alan Miller, D.C. shall provide to the Board copies of all release statements from patients whose information and/or images were used in the advertisements; and

6) 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 1(7); and

7) The Respondent agrees to a suspension of his license to practice chiropractic for twenty (20) days, however the suspension shall be probated for a period of one (1) year. 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 or KRS Chapter 13B;

8) The Respondent, Mark Alan 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, Mark Alan 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.

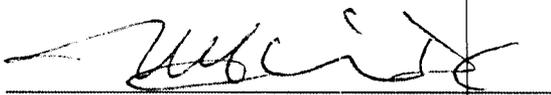
Publication of Settlement Agreement

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.

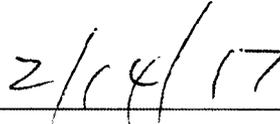
Complete Agreement

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

Have Seen, Understood and Approved:



Mark Alan Miller, D.C.
License No. 5425
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 2nd day of March, 2017:

Mark Alan Miller, D.C.
157 Brome Drive
Nicholasville, KY 40356
Respondent

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

And the original shall be maintained by the Board.



Lisa Logsdon
Executive Secretary
Kentucky Board of Chiropractic Examiners