

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE CHIROPRACTIC EXAMINING BOARD

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IN THE MATTER OF THE DISCIPLINARY :  
PROCEEDINGS AGAINST :

ROY M. OSTENSON, DC, :  
RESPONDENT :

FINAL DECISION AND ORDER  
97 CHI 069

LS9803193CHI

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The parties to this action for the purposes of section 227.53 of the Wisconsin statutes are:

Roy M. Ostenson, DC  
1824 Eagle Drive  
Neenah, WI 54956

Chiropractic Examining Board  
P.O. Box 8935  
Madison, WI 53708-8935

Department of Regulation and Licensing  
Division of Enforcement  
P.O. Box 8935  
Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Roy M. Ostenson, DC (D.O.B. 08/06/49) is duly licensed as a chiropractor in the state of Wisconsin (license #1369). This license was first granted on November 17, 1976.
2. Dr. Ostenson's most recent address on file with the Wisconsin Chiropractic Examining Board is 1824 Eagle Drive, Neenah, WI 54956.
3. On January 1, 1997, Dr. Ostenson's Wisconsin chiropractic registration expired, and Dr. Ostenson did not renew his registration until December 10, 1997. During that period of time, Dr. Ostenson continued to work in Wisconsin as a chiropractor.

4. In resolution of this matter, Dr. Ostenson consents to entry of the following Conclusions of Law and Order.

### CONCLUSIONS OF LAW

By the conduct described above, Roy M. Ostenson is subject to disciplinary action against his license to practice as a chiropractor in the state of Wisconsin, pursuant to secs. 446.02(1) and 446.03(5), Stats. and Wisconsin Administrative Code § Chir 6.02(25).

### ORDER

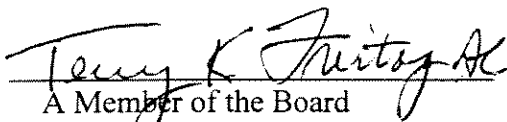
**NOW, THEREFORE, IT IS HEREBY ORDERED** that Roy M. Ostenson, DC is REPRIMANDED.

**IT IS FURTHER ORDERED** that within thirty (30) days from the date of this Order, Respondent shall pay partial costs of this proceeding in the amount of one hundred (\$100.00) dollars. **Payment shall be made via certified check or money order and shall be made payable to the Wisconsin Department of Regulation and Licensing**, and mailed to Department Monitor, Division of Enforcement, PO Box 8935, Madison, WI 53708-8935.

This Order shall become effective upon the date of its signing.

CHIROPRACTIC EXAMINING BOARD

By:

  
A Member of the Board

Date

3-19-98

STATE OF WISCONSIN  
BEFORE THE CHIROPRACTIC EXAMINING BOARD

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IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST :	:	STIPULATION
ROY M. OSTENSON, DC,	:	97 CHI 069
RESPONDENT	:	

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It is hereby stipulated between Roy M. Ostenson, personally on his own behalf and Steven M. Gloe, Attorney for the Department of Regulation and Licensing, Division of Enforcement, as follows that:

1. This Stipulation is entered into as a result of a pending investigation of Dr. Ostenson's licensure by the Division of Enforcement. Dr. Ostenson consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.

2. Dr. Ostenson understands that by the signing of this Stipulation he voluntarily and knowingly waives his rights, including: the right to a hearing on the allegations against him, at which time the state has the burden of proving those allegations by a preponderance of the evidence; the right to confront and cross-examine the witnesses against him; the right to call witnesses on his behalf and to compel their attendance by subpoena; the right to testify himself; the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision; the right to petition for rehearing; and all other applicable rights afforded to him under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, and the Wisconsin Administrative Code.

3. Dr. Ostenson is aware of his right to seek legal representation and has been provided the opportunity to seek legal advice prior to signing this stipulation.

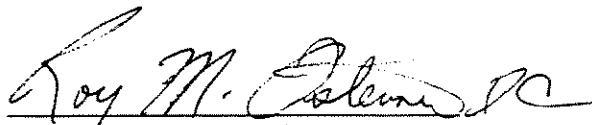
4. Dr. Ostenson agrees to the adoption of the attached Final Decision and Order by the Chiropractic Examining Board. The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Board's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall be returned to the Division of Enforcement for further proceedings. In the event that this Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

6. The parties to this stipulation agree that the attorney for the Division of Enforcement and the member of the Chiropractic Examining Board assigned as an advisor in this investigation may appear before the Board for the purposes of speaking in support of this agreement and

answering questions that the members of the Board may have in connection with their deliberations on the stipulation.

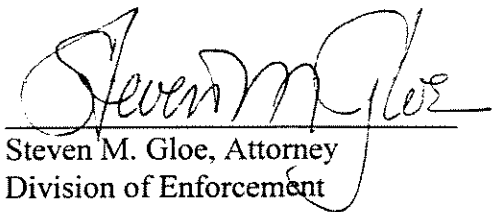
7. The Division of Enforcement joins Dr. Ostenson in recommending that the Board adopt this Stipulation and issue the attached Final Decision and Order.



Roy M. Ostenson, DC

1-30-98

Date



Steven M. Gloe, Attorney  
Division of Enforcement

2-9-98

Date