

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE CHIROPRACTIC EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY :
PROCEEDINGS AGAINST : FINAL DECISION AND ORDER
:
ROBERT C. KURTZ, D.C., :
RESPONDENT. : ORDER0000343
:

Division of Enforcement Case No. 06CHI007

The parties to this action for the purposes of Wis. Stat. § 227.53 are:

Robert C. Kurtz, D.C.
7821 N. Riley Road
Edgerton, WI 53534

Division of Enforcement
Department of Regulation and Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

Wisconsin Chiropractic Examining Board
Department of Regulation and Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

PROCEDURAL HISTORY

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 Chiropractic Examining 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. Robert C. Kurtz D.C., (DOB 04/14/1958), is duly licensed to practice as a chiropractor in the state of Wisconsin pursuant to license #12-2017. This license was granted on 05/18/1985.

2. Respondent's most recent address on file with the Wisconsin Chiropractic Examining Board is 7821 N. Riley Road, Edgerton, WI 53534.

3. On August 3, 2005 and continuing on through November 18, 2005, Respondent practiced with expired credentials. Respondent's ineligibility to practice was due to a tax delinquency. During this time, Respondent continued to practice chiropractic.

CONCLUSIONS OF LAW

1. The Wisconsin Chiropractic Examining Board has jurisdiction over this matter pursuant to Wis. Stat. § 446.03 and has authority to enter into this stipulated resolution of this matter pursuant to Wis. Stat. § 227.44(5).

2. The conduct described in paragraph 3, above, constitutes a violation of Wis. Adm. Code § Chir 6.02(25) and Wis. Stat. § 446.02(1)(a).

ORDER

NOW, THEREFORE, IT IS ORDERED that the stipulation of the parties is approved.

IT IS FURTHER ORDERED that Robert C. Kurtz, D.C. is hereby REPRIMANDED.

IT IS FURTHER ORDERED that Respondent is LIMITED as follows:

1. No later than 30 days from the date of this Order, Respondent must notify third-party payers and patients treated during the period in which Respondent's license was expired (August 3, 2005 and November 18, 2005), that his license was expired between August 3, 2005 and November 18, 2005. Within 30 days of completion, Respondent must submit a notarized affidavit to the Department Monitor indicating that he has fulfilled this notice requirement. Respondent's affidavit must identify each person or entity who received notification, and the date of notification.

2. Respondent shall, within sixty (60) days from the date of this Order, pay costs of this proceeding in the amount of four hundred (\$400.00) dollars. Payment shall be made payable to the Wisconsin Department of Regulation and Licensing, and mailed to:

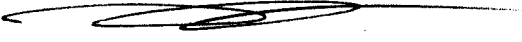
Department Monitor
Division of Enforcement
Department of Regulation and Licensing
P. O. Box 8935
Madison, WI 53708-8935
FAX (608) 266-2264

3. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The

Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event the Respondent fails to pay costs as ordered the Respondent's license SHALL BE SUSPENDED until the Respondent has complied with the terms of this Order.

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

CHIROPRACTIC EXAMINING BOARD

By: 

A Member of the Board

8/12/10

Date

BAC
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