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STATE OF WISCONSIN
BEFORE THE CHIROPRACTIC EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

JENNIFER R. DOWNING, D.C.,
RESPONDENT.

:
:
:
:
:

FINAL DECISION AND ORDER

ORDER 0000733

[Division of Enforcement Case #10 CHI 015]

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

Jennifer R. Downing, D.C.
N7126 Erb-Wensch Lane
Johnson Creek, WI 53038

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

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

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. Jennifer R. Downing, D.C. (DOB April 21, 1973) is a duly licensed chiropractor in the state of Wisconsin (license #3974-12). This license was granted on October 16, 2003.

Respondent's most recent address on file with the Chiropractic Examining Board is N7126 Erb-Wrensch Lane, Johnson Creek, WI 53038.

2. Respondent was selected for the Chiropractic Examining Board's random continuing education compliance audit. She was asked to provide proof that she had obtained the required forty hours of continuing education requirement for the 2005-2006 biennium.

3. In response to this audit, Respondent submitted continuing education completion certificates to the Department of Regulation and Licensing showing that she had completed forty-five (45) credits of chiropractic continuing education for the 2005-2006 biennium. This included twenty-six (26) hours of chiropractic continuing education in the course entitled "Bio-Geometric Integration" and nineteen (19) hours of chiropractic continuing education in the course entitled "Precision Neuromuscular Therapy for Head and Neck".

4. Respondent failed to comply with the required forty hours of continued education for the 2005-2006 biennium as the twenty-six (26) hours in Bio-Geometric Integration and nineteen (19) hours in Precision Neuromuscular Therapy for Head and Neck were not Board-approved courses under Wis. Admin. Code § Chir. 5.02. Respondent was not granted any credits for the course, resulting in zero (0) approved credits of chiropractic continuing education for the 2005-2006 biennium.

5. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Chiropractic Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 446.03, and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5).

2. The conduct described in paragraph 5, above, constitutes a violation of Wis. Admin. Code § and Chir 5.01(1) and subjects Respondent to discipline pursuant to Wis. Stat. § 446.03(5).

ORDER

NOW, THEREFORE, IT IS ORDERED that:

1. Jennifer R. Downing, D.C. (license #3974-12) is hereby REPRIMANDED.
2. Respondent shall, within ninety (90) days from the date of this Order, complete sixty (60) hours of chiropractic continuing education.
3. Respondent is responsible for finding appropriate courses and submitting the course information to the Department Monitor for approval prior to taking the course(s). Respondent is responsible for all costs associated with this continuing education.

4. The continuing education credits obtained in compliance with this Order may not be applied to satisfying any other continuing education credit requirements.

5. Respondent shall, within ninety (90) days from the date of this Order, pay costs of this proceeding in the amount of TWO HUNDRED FIFTY DOLLARS (\$250.00).

6. All payments 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
Tel. (608)267-3817

7. Violation of any of the terms of this Order 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 in this Order. In the event Respondent fails to timely submit payment of the costs or fails to comply with the ordered continuing education as set forth above, the Respondent's license (#3974-12) may, in the discretion of the board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of the costs or completion of the continuing education.

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

WISCONSIN CHIROPRACTIC EXAMINING BOARD

By: 
Member, Wisconsin Chiropractic Examining Board

Date: 3/17/11