

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE CHIROPRACTIC EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
MICHAEL A. TRABBOLD, D.C.,	:	
RESPONDENT.	:	0002655

Division of Legal Services and Compliance¹ Case No. 12 CHI 013

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

Michael A. Trabbold, D.C.,
3120 80th St.
Kenosha, WI 53142

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

Division of Legal Services and Compliance
Department of Safety and Professional Services
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 disposition of this matter, subject to the approval of the Chiropractic Examining Board (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, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Michael A. Trabbold, D.C., (dob August 28, 1974) is licensed in the State of Wisconsin to practice chiropractic, having license number 3665-12, first issued on March 9, 2000, and current through December 14, 2014. Michael A. Trabbold, D.C.,'s most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 3120 80th Street, Kenosha, WI 53142.

2. On April 20, 2011, Patient A presented to Respondent for an adjustment.

¹ The Division of Legal Services and Compliance was formerly known as the Division of Enforcement.

3. Prior to providing care, Respondent obtained and documented informed consent for services with a form entitled, "Patient Information." The document states in pertinent part:

I also understand that if I am accepted as a patient of CHIROPRACTIC ASSOCIATES OF KENOSHA, S.C., I am authorizing them to proceed with any further treatment that may be necessary. Furthermore, any risks involving chiropractic treatment will be explained to me upon request.

4. Respondent did not document that the patient gave informed consent for any particular examination or treatment.

5. During the April 20, 2011 adjustment, Patient A heard a popping sound. Patient A told Respondent that she felt pain and could not breathe. Patient A's statements were not documented.

6. Respondent does not admit paragraph five (5) or agree with conclusion of law three (3), but agrees to this stipulation for purposes of settlement. Respondent does not recall the April 20, 2011 visit, but says he would have documented it if Patient A had reported pain and difficulty breathing.

7. On April 21, 2011, Patient A went back to Respondent for further treatment.

8. On April 22, 2011, Patient A experienced significant pain on the left side of her middle back. Patient A went to an emergency department, where medical staff prescribed a pain medication.

9. 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 pursuant to Wis. Stat. § 227.44(5).

2. By the conduct described above, Michael A. Trabbold, D.C., failed to obtain and document adequate informed consent as required by Wis. Admin. Code § Chir 11.02(5).

3. By the conduct described above, Michael A. Trabbold, D.C., failed to adequately document his rationale for the examination and treatment provided, nor is the information readily inferred from the patient record, as required by Wis. Admin. Code § Chir 11.02(6).

4. By the conduct described above, Michael A. Trabbold, D.C., violated the rules of the Chiropractic Examining Board, and he has therefore committed unprofessional conduct as defined by Wis. Admin. Code § Chir 6.02(25).

5. As a result of the above violations, Michael A. Trabbold, D.C., is subject to discipline pursuant to Wis. Stat. § 446.03(5).

ORDER

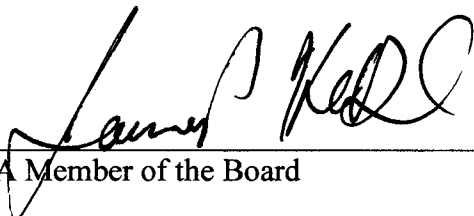
1. The attached Stipulation is accepted.
2. Respondent Michael A. Trabbold, D.C., is REPRIMANDED.
3. The license to practice chiropractic issued to Michael A. Trabbold, D.C., (license number 3665-12) is LIMITED as follows:
 - a. Within 90 days of the date of this Order, Respondent shall successfully complete nine (9) hours of education on the topic of record-keeping and informed consent, offered by a provider pre-approved by the Board's monitoring liaison. Successful completion shall include taking and passing any exam offered for the courses.
 - b. Within 30 days of satisfactorily completing the education required above, Respondent shall submit, to the Department Monitor, proof of successful completion. Acceptable proof shall be verification from the institution providing the education.
 - c. None of the education completed pursuant to this limitation may be used to satisfy any continuing education requirements that have been or may be instituted by the Board or Department, and also may not be used in future attempts to upgrade a credential in Wisconsin.
 - d. This limitation shall be removed from Respondent's license after satisfying the Board or its designee that Respondent has successfully completed the education as ordered.
4. Within 90 days from the date of this Order, Michael A. Trabbold, D.C., shall pay COSTS of this matter in the amount of \$300.
5. Respondent shall submit requests, proof, and payments (payable to the Department of Safety and Professional Services) required by or relevant to this Order to the Department Monitor at the address below:

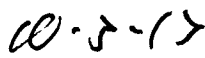
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 8935, Madison, WI 53708-8935
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov
6. Violation of any of the terms of this Order may be construed as conduct imperiling 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 Respondent fails to timely submit payment of costs as ordered or fails to

submit proof of successful completion of the ordered education as set forth above, Respondent's license (no. 3665-12) may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of costs and completion of the education.

7. This Order is effective on the date of its signing.

WISCONSIN Chiropractic Examining Board

by: 
A Member of the Board


Date