

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

CHRISTOPHER S. DRUML, D.C.,
RESPONDENT.

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:
:

FINAL DECISION AND ORDER

0003097

Division of Legal Services and Compliance Case No. 12 CHI 037

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

Christopher S. Druml, D.C.
8270 Wilding Drive
Oak Creek, WI 53154

Wisconsin Chiropractic Examining Board
P.O. Box 8366
Madison, WI 53708-8366

Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190
Madison, WI 53707-7190

This proceeding was commenced by the Division of Legal Services and Compliance on November 13, 2013, with the filing of a Notice of Hearing and Complaint. Respondent filed an Answer on November 29, 2013. The Division of Hearings and Appeals appointed Administrative Law Judge Jennifer Nashold to preside over the proceedings. Judge Nashold held a prehearing conference on December 20, 2013. 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). 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 Christopher S. Druml, D.C., (dob March 26, 1967) is licensed in the state of Wisconsin to practice chiropractic, having license number 2915-12, first granted on February 19, 1993, and current through December 14, 2014. Christopher Druml's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 8270 Wilding Drive, Oak Creek, Wisconsin 53154.

2. Respondent was not permitted to renew his license to practice chiropractic in the state of Wisconsin on December 15, 2010, because he was delinquent in payment of taxes to the State of Wisconsin.

3. Respondent became eligible to renew his license to practice chiropractic in the state of Wisconsin on June 5, 2013.

4. Respondent did not renew his license to practice chiropractic in the state of Wisconsin until December 16, 2013.

5. Respondent routinely practiced chiropractic in the state of Wisconsin for compensation between December 15, 2010, and December 16, 2013.

6. Respondent was repeatedly contacted by investigators for the Department of Safety and Professional Services and reminded of his lack of license and his obligation to cease practice until he was licensed to practice.

7. On October 30, 2013, an investigator for the Division of Legal Services and Compliance visited his clinic at 7001 S. Howell Avenue, Oak Creek, Wisconsin, and inquired about making an appointment for chiropractic treatment with Respondent. The investigator was informed that Respondent would see her later that afternoon. The investigator was not told that Respondent lacked a valid license to engage in chiropractic.

8. As a result of the above violations, Respondent is subject to discipline pursuant to Wis. Stat. § 446.03(5).

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(5), and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

2. By the conduct described in the Findings of Fact, Christopher S. Druml, D.C., violated Wis. Stat. § 446.04(1) by representing that he was authorized to practice chiropractic when he was not.

3. By the conduct described in the Findings of Fact, Christopher S. Druml, D.C., violated Wis. Admin. Code § Chir 6.02(25) by practicing chiropractic for compensation without a license, in violation of Wis. Stat. § 446.02(1)(a).

4. As a result of the above violations, Christopher S. Druml, D.C., is subject to discipline pursuant to Wis. Stat. § 446.03(5).

ORDER

1. The attached Stipulation is accepted.
2. Christopher S. Druml, D.C.'s, license to practice chiropractic in the state of Wisconsin is **SUSPENDED** for a period of ninety (90) days, or until he satisfies the following conditions, whichever is later:
 - a. Christopher S. Druml, D.C., shall provide written notice, via Certified Mail Return Receipt Requested, to Medicare, Medicaid, all third party payors, and by first class mail to each patient who personally paid fees for chiropractic services performed by Christopher S. Druml, D.C., during the period from December 15, 2010, through December 15, 2013. The written notice shall explain that Christopher S. Druml, D.C., was not licensed to practice chiropractic in Wisconsin during that period, and was, therefore, not authorized to practice chiropractic or charge any fee for doing so. The written notice will also explain that any fees paid for services rendered during the unlicensed period will be returned upon request, and include the Department's address and the Department Monitor's e-mail address.
 - b. Christopher S. Druml, D.C. shall send to the Department Monitor, at the address listed below, a sworn affidavit. The affidavit must identify each person or entity that received notification, and the date of notification. The following documents must be attached to the affidavit: (a) a copy of the letter sent to Medicare and Medicaid, (b) a copy of a representative letter sent to the third party payors, (c) a list of the third party payors to whom the letter was sent, (d) a copy of a representative letter sent to patients, and (e) a list of the patients to whom the letter was sent. The list shall include the address for each patient to whom the letter was sent.
 - c. Christopher S. Druml, D.C., shall successfully complete, at his own expense, twelve (12) hours of continuing education in chiropractic ethics pre-approved by the Board's monitoring liaison, including taking and passing any exam offered for the courses.
 - d. Christopher S. Druml, D.C., must successfully complete and pass the State Chiropractic Jurisprudence exam.
 - e. Christopher S. Druml, D.C., shall submit proof of successful completion of the education and exam in the form of verification from the institution providing the education to the Department Monitor at the address stated below. None of the education completed pursuant to this requirement 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.

3. This SUSPENSION shall be lifted from Respondent's license and Respondent will be granted a full, unrestricted license after satisfying the Board or its designee that Respondent has successfully completed all of the requirements in paragraph 2 of the Order.

4. Within 90 days from the date of this Order, Christopher S. Druml, D.C., shall pay COSTS of this matter in the amount of \$1050.00.

5. The affidavit, and any documents evidencing satisfactory completion of notification requirements, and payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent by Respondent to the Department Monitor at the address below:

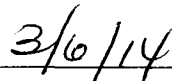
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

6. Violation of any of the terms of this Order, including Respondent's presence in an office offering chiropractic services or engaging in the practice of chiropractic while Respondent's license is suspended, 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 comply with the notification requirements, timely submit an affidavit evidencing satisfactory completion of notification requirements, timely submit proof of the required education and jurisprudence exam, or to timely submit payment of costs, Respondent's license (no. 2915-12) 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 and submitted evidence of satisfactory compliance of the written disclosure, education, and exam.

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

WISCONSIN CHIROPRACTIC EXAMINING BOARD

by: 
A Member of the Board


Date

STATE OF WISCONSIN
BEFORE THE CHIROPRACTIC EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY PROCEEDINGS AGAINST	:	:	:	:	STIPULATION
CHRISTOPHER S. DRUML, D.C., RESPONDENT.	:	:	:	:	

Division of Legal Services and Compliance Case No. 12 CHI 037

Respondent Christopher S. Druml, D.C., and the Division of Legal Services and Compliance,
Department of Safety and Professional Services stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the
Division of Legal Services and Compliance. Respondent consents to the resolution of this
investigation by Stipulation.
2. Respondent understands that by signing this Stipulation, Respondent voluntarily
and knowingly waives the following rights:
 - the right to a hearing on the allegations against Respondent, 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 Respondent;
 - the right to call witnesses on Respondent's behalf and to compel their attendance by
subpoena;
 - the right to testify on Respondent's own behalf;
 - 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 Respondent under the United States Constitution,
the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code,
and other provisions of state or federal law.
3. Respondent is aware of Respondent's right to seek legal representation and has
been provided an opportunity to obtain legal counsel before signing this Stipulation.
4. Respondent agrees to the adoption of the attached Final Decision and Order by
the Wisconsin Chiropractic Examining Board (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 then be returned to the Division


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of Legal Services and Compliance for further proceedings. In the event that the 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 or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.


Christopher S. Druml, D.C., Respondent
8270 Wilding Drive
Oak Creek, WI 53154
License no. 2915-12

2-5-2014
Date

James E. Polewski, Attorney
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

Date

STATE OF WISCONSIN
BEFORE THE CHIROPRACTIC EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

CHRISTOPHER S. DRUML, D.C.,
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STIPULATION

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Division of Legal Services and Compliance Case No. 12 CHI 037

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- the right to confront and cross-examine the witnesses against Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by subpoena;
- the right to testify on Respondent's own behalf;
- 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 Respondent under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation.

4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Chiropractic Examining Board (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.

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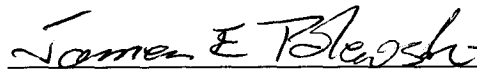
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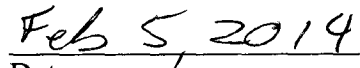
8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.

Christopher S. Druml, D.C., Respondent
8270 Wilding Drive
Oak Creek, WI 53154
License no. 2915-12

Date



James E. Polewski, Attorney
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190



Date