

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

STACY L. SHROPSHIRE, D.C.,
RESPONDENT.

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FINAL DECISION AND ORDER
DHA Case No. SPS 15-0067

0004451

Division of Legal Services and Compliance Case No. 14 CHI 007

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

Stacy L. Shropshire, D.C.
9 Matson Court
McFarland, WI 53558

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

PROCEDURAL HISTORY

The Division of Legal Services and Compliance commenced this proceeding on July 21, 2015. Respondent, by attorney Brad Markvart, filed an Answer on August 4, 2015. Administrative Law Judge Jennifer Nashold presided over prehearing and scheduling conferences.

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 Stacy L. Shropshire, D.C., is licensed in the state of Wisconsin to practice chiropractic, having license number 3399-12, first issued on December 12, 1996, and current through December 14, 2016.
2. The most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) for Respondent is 9 Matson Court, McFarland, Wisconsin 53558.
3. Respondent is certified by the Wisconsin Chiropractic Examining Board to include nutritional counseling within her practice of chiropractic.
4. Respondent formerly operated her chiropractic practice in the same office space as Evolution Body Transformation. Evolution Body Transformation is also owned and operated by Respondent, as a separate business from her chiropractic practice.
5. Evolution Body Transformation offers non-surgical fat reduction and body contouring services, and an assisted weight loss diet.
6. Respondent advertises Evolution Body Transformation as a "trusted weight loss clinic in Madison, WI" and offers "body contouring, laser liposuction, non-surgical fat reduction, laser weight loss, revolutionary weight loss program."
7. Respondent's advertising for Evolution Body Transformation formerly promised a private consultation with Dr. Stacy Shropshire, D.C., and referenced her education, training and experience as a doctor of chiropractic in connection with the services offered by Evolution Body Transformation.
8. Respondent is moving both her chiropractic practice and Evolution Body Transformation to a new location. The new location is intended to permit clear separation of Respondent's chiropractic practice from Evolution Body Spa. By physical arrangement of the interior of the new location and by prominent signage, Respondent is making clear that there are two businesses, and she is clearly identifying Evolution Body Transformation staff as not part of the chiropractic practice.
9. Respondent has discontinued all references to chiropractic and her chiropractic education, training and experience in the Evolution Body Transformation advertising. Respondent represents that she will endeavor to remove any previous, now outdated, advertising published by independent web sites as she becomes aware of it.

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 in the Findings of Fact, Stacy L. Shropshire, D.C., engaged in unprofessional conduct as defined by Wis. Admin. Code Chir 6.02(4), by practicing beyond the scope of her license

3. As a result of the above violations, Stacy L. Shropshire, D.C., is subject to discipline pursuant to Wis. Stat. § 446.03(5).

ORDER

1. The attached Stipulation is accepted.
2. Respondent Stacy L. Shropshire, D.C., is REPRIMANDED.
3. Within ninety (90) days from the date of this Order, Stacy L. Shropshire, D.C., shall pay COSTS of this matter in the amount of \$3,450.00.
4. 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:

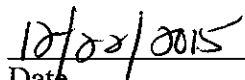
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

5. 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, Respondent's license (no. 3399-12) 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.

6. 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

STACY L. SHROPSHIRE, D.C.,
RESPONDENT.

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STIPULATION
DHA Case No. SPS 15-0067

0004451

Division of Legal Services and Compliance Case No. 14 CHI 007

Respondent Stacy L. Shropshire, 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 disciplinary proceeding by
the Division of Legal Services and Compliance. Respondent consents to the resolution of this
proceeding 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. Respondent
is represented by Brad Markvart.


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 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 or Respondent's attorney, 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.



Stacy L. Shropshire, Respondent
9 Matson Court
McFarland, WI 53558
License no. 3399-12

11/23/15

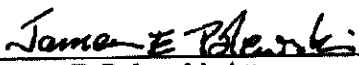
Date



Brad Markvart, Attorney for Respondent
Thomas & Associates
14355 West Meadowshire Court
New Berlin, WI 53151

11/23/15

Date



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

Nov. 20, 2015

Date