



Public Protection Update

Final Board Actions

February 26, 2015 – May 6, 2015

At their Board meeting on March 12, 2015, the Board of Chiropractic Examiners (OBCE) approved a website posting pilot project that makes changes to which board actions are posted to the OBCE website and when, in the disciplinary process, they are posted.

Beginning April 1, 2015 through September 30, 2015, the OBCE will be posting only final actions taken by the Board that are considered disciplinary in nature. These final disciplinary actions may include Consent Agreements, Probation or Suspension Orders, Orders of Emergency Suspension, Stipulated Orders, Final Orders, Revocation Orders, and Voluntary Limitations.

Additionally, Notices of Proposed Disciplinary Action and Final Orders within the same case will be posted together at the time the Final Orders are executed.

Agreements of Voluntary Compliance (AVC) will not be posted as they are not considered disciplinary actions.

All of the above Orders and Agreements are public documents and are available upon written request and the payment of a minimum \$15 fee plus .15 per page.

The information contained in this report summarizes final disciplinary actions taken by the OBCE between February 26, 2015 and May 6, 2015. Scanned copies of final actions are available online by accessing the OBCE's Online Licensee Lookup (<http://obce.alcsoftware.com/liclookup.php>).

FINAL Disciplinary Actions

(The Final Orders can be viewed from the OBCE's [online Licensee Lookup](#).)

Mauro Civica, DC Applicant
John Platt, DC
Kimberly Privitera, DC

Mauro Civica, DC Applicant, Case #2015-5000: Final Default Order. Denial of Licensure. The Board finds that the acts and conduct of applicant in his two previous actions with the Board are cause to refuse to grant a license. The Board finds that his disciplinary history is not a satisfactory representation of good moral character pursuant to ORS 384.040(2)(a). Additionally, the Board finds that same conduct to warrant refusal for licensure as inappropriate sexual contact with multiple patients is unprofessional conduct under ORS 684.100(1)(f)(A) and OAR 811-035-0015(1). Applicant's failure to fulfill the January 2005 Final Stipulated Order warrants denial of application as it is a violation of ORS 684.100(1)(f)(A) and OAR 811-035-0015(23). The Board issued its Notice of Proposed Denial of

Licensure on January 21, 2015 and applicant failed to timely request a hearing. Applicant is now in default and the Final Default Order was issued on May 1, 2015. (5/1/15).

John Platt, DC, Cases # 2011-2003, 2011-3017, 2012-1013, 2013-2007, 2013-2016, 2013-2023, 2014-200. Stipulated Final Order. Licensee agrees to the following: 1) To immediately change his chiropractic license to Inactive. Licensee will no longer be able to practice chiropractic treatment, provide supervision and/or consult with other chiropractors, or author patient charts in Licensee's name in the State of Oregon. Licensee will be able to maintain any ownership interest he has in his three clinics as part of his inactive license status. However, if at any time, Licensee's Inactive license lapses, this no longer applies; 2) Licensee will not attempt to ever apply for active license status in the State of Oregon; 3) Through his interest as a clinic owner, Licensee agrees to cooperate with the compliance review by Affiliated Monitors; 4) To file a dismissal of Multnomah County Circuit Court Case number 1401-00824 with prejudice, including a waiver for any costs or fees awarded to either party. Licensee is the owner of Woodstock Chiropractic Clinics. Alleged violations of: ORS 684.100(1)(f)(A) and (B)(q) and (4); ORS 684.150; OAR 811-035-005(1) and (2)(a)-(b); OAR 811-015-0010(1) and (2); OAR 811-035-0015(2); OAR 811-030-0030(2)(a); OAR 811-035-0015(5), (7), and (12); OAR 811-035-0005(2)(a)-(b) and (A)-(C); OAR 811-015-0005(1)(a)-(b). (5/6/15).

Kimberly Privitera, DC, Cases # 2013-2014, 2013-2027, 2014-2001. Stipulated Final Order. Licensee agrees to the following: 1) 2 year probation period; 2) To arrange to have Affiliated Monitors conduct a compliance audit in regard to the issues raised in the First Amended Proposed Notice of Discipline; 3) Compliant audit to be arranged within 10 days of the final order being signed; 4) Compliance auditor shall conduct a compliance audit and assessment of Licensee's chiropractic practice in all three clinic locations; it shall identify any deficiencies in the administrative or clinical practices in the professional judgment of the compliance monitor; 5) Licensee has an obligation to keep the Board informed about the audit results and authorizes the Board to receive information directly from the auditors; 6) Compliance auditor shall develop a written Compliance Plan for Licensee, based on the audit results, which identifies the specific preventative and correction action which Licensee has taken or will take in the future to ensure continuing satisfactory compliance will all applicable federal and state laws, rules, and regulations; 7) The Compliance Plan shall be released to the Board and Licensee shall execute all necessary releases; 8) Further provisions of the Compliance Plan; 9) 1 year of file pulls with no less than 2 files pulls per year and no more than 4 per year from the date of the order, unless Affiliated Monitors deems it is recommended to accomplish the Compliance Plan; 10) Licensee shall allow the Board to request files from her and to provide those complete files to the Board when requested in a timely manner; 11) Licensee, in a timely manner, shall take any and all corrective actions which are reasonably necessary to correct any and all deficiencies identified in any of the administrative and clinical reviews conducted by the Compliance Monitor as identified by the OBCE; 12) Licensee shall be responsible for all costs and expenses associated with the Compliance Audit and Plan by Affiliated Monitors, and the Board shall bear no responsibility or liability for costs; 13) To take and pass the NBCE ethics examination within 120 days of this order and provide proof of that passage information to the Board; 14) To provide the clinic forms and intake, including informed consent, in the Spanish language; 15) To complete 4 hours of continuing education on documentation and patient chart taking and 8 hours of continuing education on clinical justification; 16) File a dismissal of Multnomah County Circuit Court Case number 1401-00824 with prejudice, including a waiver for any costs or fees awarded to either party. Licensee works at the Woodstock Chiropractic Clinics. Alleged violations of: ORS 684.100(1)(f)(A) and (B)(q) and (4); ORS 684.150; OAR 811-035-0005(1) and (2)(a)-(b); OAR

811-035-0015; OAR 811-015-0010(1) and (2); OAR 811-035-0015(2); OAR 811-030-0030(2)(a); OAR 811-035-0015(5), (7), and (12); OAR 811-035-0005(2)(a)-0(b) and (A)-(C); OAR 811-015-0005(1)(a)-(b). (5/6/15).