

KENNY GUINN

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STATE OF NEVADA



VIVIENNE KERNS

*Consumer Member*

MARGARET COLUCCI, DC

*Member*

IAN YAMANE, DC

*Member*

CINDY WADE

*Executive Director*

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

4600 Kietzke Lane, Suite M-245

Reno, Nevada 89502

Telephone (775) 688-1921 Fax (775) 688-1920 Voice Mail (775) 688-1919

July 8, 2003

Lorne J. Malkiewich, Director  
Legislative Counsel Bureau  
401 South Carson St.  
Carson City, NV 89701-4747

Re: Quarterly Disciplinary Action Report

Dear Mr. Malkiewich:

Enclosed is a summary of the disciplinary actions taken by this board during the preceding quarter of 2003.

If you have need of additional information, please contact me.

Sincerely,

A handwritten signature in cursive script that reads "Cindy Wade".

Cindy Wade  
Executive Director

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**DISCIPLINARY ACTION UPDATE**

Disciplinary action has been taken by this Board since our last report to you, as follows:

**James T. Overland, Jr., DC, License No. B-526 - effective June 20, 2003**

Dr. Overland was found guilty of 7 counts of unprofessional conduct for the following violations: (1) NRS 634.018(15) and/or NRS 634.018(11), including NAC 634.415 and/or NAC 634.430(m), by permitting unlicensed personnel to perform patient services; (2) NRS 634.018(11), including NRS 634.125, and/or NAC 634.415 and/or NAC 634.119, by allowing the treatment of his patients while he was absent from his practice; (3) NRS 634.018(11), including NAC 634.430(1)(e)(1), by billing patients for adjustments that were not actually provided; (4) NRS 634.018(11), including NAC 634.435(1) by failing to keep clear, complete and accurate patient records; (5) NRS 634.018(11), including NAC 634.430(1)(g), by providing falsified SOAP notes to the board's investigator; (6) NRS 634.018(11), including NAC 634.430(1)(g), by failing to provide employment records as requested by the board's investigator; (7) NRS 634.018(11), including NAC 634.430(1)(h), by failing to provide patient records upon request. Dr. Overland's license was suspended for 3 years with the suspension stayed provided he reimburse the board for its costs within 90 days of the effective date of the board's order; he was assessed a fine in the amount of \$7,000 to be paid within 12 months of the effective date of the board's order; he is required to hire at his expense within 30 days from the effective date of the board's order a board approved compliance officer to monitor his practice for 3 years with quarterly reports to be submitted to the board; he is required to attend a board approved record keeping seminar with credit to be given for renewal of his license and to attend a board approved ethics course, both to be attended within 12 months; he must take and pass the CPBN law test within 90 days of the effective date of the board's order with two opportunities to pass; and he must take and pass the National Board SPEC test within 12 months of the effective date of the board's order with two opportunities to pass. Dr. Overland's license will be suspended if he fails to meet any of the above requirements.