

STATE OF NEVADA

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Executive Director

CHIROPRACTIC PHYSICIANS' BOARD OF NEVADA

4600 Kietzke Lane, Suite M-245

Reno, Nevada 89502

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October 3, 2005

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 action taken by this board during the preceding quarter of 2005.

If you have need of additional information, please contact me

Sincerely,

A handwritten signature in black ink that reads "Cindy Wade". The signature is written in a cursive, flowing style.

Cindy Wade
Executive Director



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Daniel P. Nightingale, DC, License No. B248

In a hearing on July 23, 2005 Dr. Nightingale was found guilty of unprofessional conduct under NRS 634.018, subsection 6, for his federal conviction for conspiracy to defraud the government. Dr. Nightingale's license was revoked and a fine of \$10,000 was imposed.

Mark Rubin, DC, License No. B648

On September 10, 2005 the CPBN and Dr. Rubin entered into an Agreed Settlement of disciplinary Action and Order pursuant to numerous counts of unprofessional conduct as defined in NRS 634.018, subsection 1 and NRS 634.018, subsection 11, for filing of false information regarding the status of child support obligations as required under NRS 634.095 and for failure to make timely reports to the Board pursuant to NAC 634.430, subsection 1(h), and for failure to notify the board in writing of address changes pursuant to NRS 634.129, subsection 1(b) and subsection 2, and NAC 634.380, subsection 1(b).

Dr. Rubin was placed on probation for two years, wherein he is to provide quarterly verification of compliance with his child support obligations, he will take and pass the Nevada Law Test and he will pay the board the amount of \$13,000.

Tad N. Tennev, DC, License No. B780

On July 23, 2005 the CPBN and Dr. Tenney entered into an Agreed Settlement of Disciplinary Action and Order pursuant to charges of unprofessional conduct under NRS 634.018, subsection 11, for failing to timely renew his license as required under NRS 634.130, failing to maintain patient records for five years in accordance with NRS 629.051, and violation of NAC 634.435, subsection 1, for recreating patient's records that were insufficient and were not individualized. Dr. Tenney was placed on probation for three years and he must hire at his own expense a compliance officer approved by the Board, to monitor his practice and make quarterly reports to the Board for the three-year period. Dr. Tenney was also required to pay a \$5,000 fine and to reimburse the Board for its costs in the amount of \$23,881.53.