BEFORE THE INDIANA BOARD OF
CHIROPRACTIC EXAMINERS
CAUSE NO. 96 IBCE 003

STATE OF INDIANA,)
)
Petitioner,)
)
v.)
)
PHILLIP SPRINKLE, D.C.,)
License number 08000633,)
)
Respondent.)

FILED
JUL 16 1998
HEALTH PROFESSIONS
BUREAU

SUMMARY SUSPENSION ORDER

The Indiana Board of Chiropractic Examiners ("Board") pursuant to the authority of Indiana Code 4-21.5-4-1 *et seq.* and Indiana Code 25-1-9-10, held a preliminary hearing regarding the summary suspension of the chiropractic license held by Phillip Sprinkle, D.C. ("Respondent") on July 9, 1998. The Board, by a vote of 6-0-0, **CONTINUES THE SUMMARY SUSPENSION** of Respondent's license for 90 days as the Board finds that Respondent continues to represent a clear and immediate danger to the public health and safety if allowed to continue to practice chiropractic in the State of Indiana.

The State of Indiana was represented by James R. Oliver, Deputy Attorney General. Respondent failed to appear in person or by counsel.

This **NON-FINAL** emergency order is based upon the following findings:

1. On October 18, 1996, the Board suspended Respondent's license to practice chiropractic.

2. On February 12, 1998, the Board reinstated Respondent's license to practice chiropractic, and placed him on probation with terms and conditions of practice.

3. On May 21, 1998, the Board issued an Order to Show Cause for Respondent's noncompliance with the Board's Order of February 12, 1998. The Order to Show Cause set a hearing for June 11, 1998 at 9:30 a.m.

4. Respondent sent, by facsimile, a letter to the Board on or about June 10, 1998, indicating that he knew of the hearing on June 11, 1998, but would not attend.

5. Respondent did not appear for the Show Cause hearing, and the Board summarily suspended his license to practice chiropractic.

6. On June 19, 1998, notice of a preliminary hearing set for July 9, 1998 was sent via certified mail to Respondent. Proof of delivery has not been returned to the Board.

7. Respondent failed to appear at the preliminary hearing, and the Board, after taking official notice of its file, voted 6-0-0 to continue the emergency suspension of Respondent's license for an additional 90 days.

8. Respondent has knowingly and intentionally violated a Board order.

9. Respondent represents a clear and immediate danger to the public health and safety if allowed to continue to practice.

WHEREFORE, RESPONDENT IS ORDERED to immediately cease all acts constituting the practice of chiropractic for a period of 90 days from the date of this Order.

Respondent shall immediately surrender all indicia of licensure, including pocket license and wall license, to the Board in care of the Health Professions Bureau, 402 West Washington Street, Room 041, Indianapolis, Indiana, 46204.

Pursuant to Indiana Code 4-21.5-4-4, and upon request by the Respondent, the Board shall, as quickly as practicable, set this matter for an evidentiary hearing and an administrative law judge shall determine whether this Order shall be voided, terminated, modified, stayed or continued.

SO ORDERED, this 16th day of July, 1998. This Order is effective nunc pro tunc to July 9, 1998.

INDIANA BOARD OF CHIROPRACTIC EXAMINERS

By: Laura Langford
Laura Langford
Executive Director
Health Professions Bureau

copies to:

Dr. Phillip Sprinkle, D.C.
Sprinkle Chiropractic
PO Box 161
Spencer, IN 46460
SENT CERTIFIED MAIL NO. 2218 665 840
RETURN RECEIPT REQUESTED.

Deputy Attorney General James R. Oliver
Office of the Indiana Attorney General
IGCS 5th Floor
402 W. Washington St.
Indianapolis, IN 46204

193057