

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF PROFESSIONAL LICENSING
BOARD OF CHIROPRACTIC
DISCIPLINARY SUBCOMMITTEE

In the Matter of

DAVID ROBERT LOWRY, D.C.
License Number: 23-01-007537

File Number: 23-16-139972

ADMINISTRATIVE COMPLAINT

The Michigan Department of Licensing and Regulatory Affairs (Complainant) by Kim Gaedeke, Director, Bureau of Professional Licensing, files this Complaint against David Robert Lowry, D.C. (Respondent) as follows:

1. The Michigan Board of Chiropractic (Board) is an administrative agency established by the Public Health Code, 1978 PA 368, as amended; MCL 333.1101 et seq. Pursuant to section 16226 of the Public Health Code, supra, the Board's Disciplinary Subcommittee is empowered to discipline licensees for violations of the Public Health Code.

2. Respondent is licensed to practice as a chiropractor in the state of Michigan.

3. Respondent failed, upon demand, to submit satisfactory evidence demonstrating that Respondent obtained 30 hours of continuing education during the period of December 1, 2012 through November 30, 2014, with one hour each in the areas of sexual boundaries, ethics, and pain management; and a minimum of two live

hours each in the areas of physical measures and performance and ordering of tests, as required for license renewal. Respondent failed to submit evidence of earning any of the required continuing education.

COUNT I

Respondent's conduct, as set forth above, evidences a failure to complete not less than 30 hours of Board-approved continuing education, as required for license renewal, contrary to Mich Admin Code, R 338.12008(1), in violation of section 16221(h) of the Public Health Code, supra.

COUNT II

Respondent's conduct, as set forth above, evidences a failure to complete one hour of continuing education in sexual boundaries, one hour of continuing education in ethics, one hour of continuing education in pain and symptom management, two live hours of continuing education in the area of physical measures, and two live hours of continuing education in the area of performance and ordering of tests, contrary to Mich Admin Code, R 338.12008(1)(a), in violation of section 16221(h) of the Public Health Code, supra.

COUNT III

Respondent's conduct, as set forth above, evidences a failure to submit evidence upon demand demonstrating compliance with continuing education requirements for license renewal, contrary to Mich Admin Code, R 338.12008(2) of the

Public Health Code, supra, in violation of section 16221(h) of the Public Health Code, supra.

Complainant requests that this Complaint be served upon Respondent and that Respondent be offered an opportunity to show compliance with all lawful requirements for retention of the license. If compliance is not shown, Complainant further requests that formal proceedings be commenced pursuant to the Public Health Code, rules promulgated thereunder, and the Administrative Procedures Act of 1969, 1969 PA 306, as amended; MCL 24.201 et seq.

Pursuant to section 16231(8) of the Public Health Code, supra, Respondent has 30 days from the date of receipt of this Complaint to submit a written response to the allegations contained herein. The written response shall be submitted to Complainant, Kim Gaedeke, Director, Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs, P.O. Box 30670, Lansing, MI 48909.

CONTINUED ON THE NEXT PAGE.

Pursuant to section 16231(9) of the Public Health Code, supra, Respondent's failure to submit a written response within 30 days, as noted above, shall be treated as an admission of the allegations contained herein and shall result in transmittal of the Complaint directly to the Board's Disciplinary Subcommittee for imposition of an appropriate sanction.

DATED:

04/01/2016


Kim Gaedeke, Director
Bureau of Professional Licensing

This is the final page of an Administrative Complaint in the matter of David Robert Lowry, D.C., File Number 23-16-139972, before the Disciplinary Subcommittee of the Michigan Board of Chiropractic, consisting of four pages, this page included.

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