



STATE OF WASHINGTON
DEPARTMENT OF HEALTH
Olympia, Washington 98504

RE: Barbara Loran, DC
Docket No.: 05-04-A-1066CH
Document: Summary Action Order

Regarding your request for information about the above-named practitioner, certain information may have been withheld pursuant to Washington state laws. While those laws require that most records be disclosed on request, they also state that certain information should not be disclosed.

The following information has been withheld: **NONE**

If you have any questions or need additional information regarding the information that was withheld, please contact:

Adjudicative Clerk Office
P.O. Box 47879
Olympia, WA 98504-7879
Phone: (360) 236-4677
Fax: (360) 586-2171

You may appeal the decision to withhold any information by writing to the Deputy Secretary, Department of Health, P.O. Box 47890, Olympia, WA 98504-7890.

**STATE OF WASHINGTON
DEPARTMENT OF HEALTH
CHIROPRACTIC QUALITY ASSURANCE COMMISSION**

In the Matter of the License to Practice as a Chiropractor of:)	
)	Docket No. 05-04-A-1066CH
BARBARA LORAN, D.C.,)	
License No. CH00002715,)	EX PARTE ORDER OF
)	SUMMARY ACTION
Respondent.)	
_____)	

This matter came before the Chiropractic Quality Assurance Commission (the Commission) on May 24, 2005, on the Ex Parte Motion for Order of Summary Action brought by the Department of Health (the Department)) by and through the undersigned Assistant Attorney General. The Presiding Officer for the Commission was Senior Health Law Judge Laura Farris. The Commission members deciding the Ex Parte Motion for Order of Summary Action were: Judy Colenso, Public Member, Panel Chair; Eli Oh, D.C.; Nancy McCown, D.C.; Leo Romero, D.C.; and James Snyder, D.C. The Commission, having reviewed the motion and the documents submitted in support of the motion, hereby enters the following:

Section 1: ALLEGATIONS

1.1 The Commission is authorized under RCW 34.05.422(4) and RCW 34.05.479 of the Administrative Procedure Act and RCW 18.130.050(7) of the Uniform Disciplinary Act to issue an Order of Summary Action.

1.2 The violations alleged in this section constitute grounds for disciplinary action pursuant to RCW 18.130.180, and imposition of sanctions under RCW 18.130.160.

1.3 The facts alleged in Section 1 of the Statement of Charges constitute reasonable grounds to believe that the Respondent may pose a serious danger to the health, safety, and welfare of the public pursuant to RCW 18.130.180(1), (4), (7), (10), (14), and (24), which provide:

RCW 18.130.180 Unprofessional conduct. The following conduct, acts, or conditions constitute unprofessional conduct for any license holder or applicant under the jurisdiction of this chapter:

(1) The commission of any act involving moral turpitude, dishonesty, or corruption relating to the practice of the person's profession, whether the act constitutes a crime or not. If the act constitutes a crime, conviction in a criminal proceeding is not a condition precedent to disciplinary action. Upon such a conviction, however, the judgment and sentence is conclusive evidence at the ensuing disciplinary hearing of the guilt of the license holder or applicant of the crime described in the indictment or information, and of the person's violation of the statute on which it is based. For the purposes of this section, conviction includes all instances in which a plea of guilty or nolo contendere is the basis for the conviction and all proceedings in which the sentence has been deferred or suspended. Nothing in this section abrogates rights guaranteed under chapter 9.96A RCW;

...

(4) Incompetence, negligence, or malpractice which results in injury to a patient or which creates an unreasonable risk that a patient may be harmed. The use of a nontraditional treatment by itself shall not constitute unprofessional conduct, provided that it does not result in injury to a patient or create an unreasonable risk that a patient may be harmed;

...

(7) Violation of any state or federal statute or administrative rule regulating the profession in question, including any statute or rule defining or

establishing standards of patient care or professional conduct or practice;

...

(10) Aiding or abetting an unlicensed person to practice when a license is required;

...

(14) Failure to adequately supervise auxiliary staff to the extent that the consumer's health or safety is at risk;

...

(24) Abuse of a client or patient or sexual contact with a client or patient;

...

Section 2: FINDINGS OF FACT

2.1 Barbara Loran, D.C. (the Respondent) is a chiropractor licensed in the state of Washington at times applicable to this matter and practicing in the state of Washington.

2.2 The Commission issued a Statement of Charges alleging the Respondent violated RCW 18.130.180(1), (4), (7), (10), (14), and (24). The Statement of Charges was accompanied by all other documents required by WAC 246-11-250.

2.3 The Commission finds that the public health, safety, and welfare imperatively require emergency action pending further proceedings due to the nature of the allegations.

2.4 The alleged conduct, as set forth in the allegations above and as supported by the documents attached to the Ex Parte Motion for Order of Summary Action, is directly related to the Respondent's ability to safely practice as a chiropractor in the State of Washington. The Commission finds, based on the documents and evidence submitted with the Ex Parte Motion for Order of Summary Action, that a

summary suspension of the Respondent's license to practice as a chiropractor is the least restrictive action necessary to prevent or avoid immediate danger to the public health, safety, or welfare.

Section 3: CONCLUSIONS OF LAW

3.1 The Commission has jurisdiction over the Respondent's license to practice as chiropractor in the state of Washington.

3.2 The Commission has authority to take emergency adjudicative action to address an immediate danger to the public health, safety, or welfare pursuant to RCW 34.05.422(4), RCW 34.05.479, RCW 18.130.050(7) and WAC 246-11-300.

3.3 The above Findings of Fact and Allegations establish:

(a) The existence of an immediate danger to the public health, safety, or welfare;

(b) That the requested summary action adequately addresses the danger to the public health, safety, or welfare; and

(c) The requested summary action is necessary to address the danger to the public health, safety, or welfare.

3.4 The requested summary action is the least restrictive agency action justified by the danger posed by Respondent's continued practice as a chiropractor in the state of Washington.

3.5 The above Findings of Fact and Allegations establish conduct which warrants summary action to protect the public health, safety, or welfare.


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Section 4: ORDER

Based on the above Findings of Fact, Allegations and Conclusions of Law, the Commission enters the following Order:

4.1 IT IS HEREBY ORDERED that Respondent's license to practice as a chiropractor in the state of Washington is SUMMARILY SUSPENDED pending further disciplinary proceedings.

Dated this 24th day of May, 2005.



JUDY COLENSO
Panel Chair

INTERNAL TRACKING NUMBERS:

PROGRAM NOS. 2004-02-0003