

IN THE MATTER OF
RICHARD HOFFMAN, D.C.
Applicant

* BEFORE THE
* STATE BOARD OF
* CHIROPRACTIC AND MASSAGE
* THERAPY EXAMINERS
* Case No. 11-39C

* * * * *

CONSENT ORDER

THIS CONSENT AGREEMENT ("Agreement") is made on the ^{30th} day of MARCH 2012, BETWEEN the MARYLAND STATE BOARD OF CHIROPRACTIC AND MASSAGE THERAPY EXAMINERS (the "Board") and Richard Hoffman, D.C. (Dr. Hoffman or the "Applicant").

FINDINGS OF FACT

1. That Richard Hoffman, D.C. (Dr. Hoffman or the "Applicant") is an actively licensed chiropractor.
2. By application dated July 22, 2011, the Applicant electronically submitted an application for renewal of his chiropractic license to The State Board of Chiropractic Examiners and Massage Therapy Examiners ("the Board").
3. The Applicant answered "yes" to the following Question: Question 5, which asks, "Have you ever plead guilty, nolo contendere, no contest, or been convicted or received probation before judgment of any criminal act, including DWI or DUI of alcohol or controlled substances?" The application directions state that "Within the past 2 years: Check YES or NO next to each question. If yes, an explanation page will appear for you to provide pertinent information." Dr.

Hoffman stated, "I was arrested on 4/19/11 for misdemeanor. On 7/13/11 the matter was placed on the stet docket in the district court of Maryland. The matter was not prosecuted and placed on the inactive docket with the condition that I complete community service."

4. A record check with the District Court of Maryland revealed that Dr. Hoffman had been charged on 4/19/11 with several counts of prescription forgery involving Vicodin. Specifically, the charges were CDS: Obtain by Fraud, CDS: Possess-Not Marijuana, and CDS: Obtain by Alter Prescription and Possess Forged Prescription. Additionally, all of the charges had been placed on the stet docket in the District Court of Maryland for Baltimore County on July 13, 2011.

CONCLUSIONS OF LAW

Based upon the foregoing Evidence and Findings of Fact, the Board agrees that Richard Hoffman could have been found to lack sufficiently good moral character and could have been denied reinstatement as a Licensed Chiropractor in Maryland. See Md. Code Ann., Health Occ. §3-302(b). The Board now agrees to issue Richard Hoffman license with the following conditions outlined in this order.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, it is this 30th day of March, 2012 that the majority of the Board hereby:

Consent of Richard Hoffman, D.C.

I, **Richard Hoffman, D.C.**, by affixing my signature hereto, acknowledge that:

1. I have had the opportunity to consult with counsel before signing this document.

2. I am aware that had the Board denied my application for licensure, I would have been entitled to a formal evidentiary hearing before the Board, pursuant to Md. Health Occ. Code Ann. ("H.O.") § 3-315 and Md. State Gov't. Code Ann. ("S.G.") §§10-201 *et seq.* (2004 & Supp. 2007).

3. I voluntarily enter into this Consent Agreement and I waive my right to a full evidentiary hearing as set forth above.

4. I acknowledge that by failing to abide by the conditions set forth in this Consent Agreement, and, following proper procedures, I may suffer disciplinary action, which may include revocation of my license to practice chiropractic in the State of Maryland.

5. I sign this Consent Agreement without reservation as my voluntary act and deed. I acknowledge that I fully understand and comprehend the language, meaning, and terms of this Consent Agreement.

3-20-12

Date

Richard Hoffman, D.C.

Richard Hoffman, D.C.

Read and Approved by: _____

Attorney (if represented by counsel)

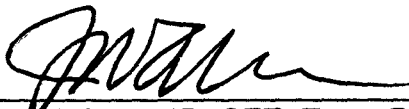
ORDERED that **Richard Hoffman, D.C.** be placed on probation for twelve months, then he may petition the Board to have to have his probation lifted; and it is further

ORDERED that during the period of probation **Dr. Hoffman** shall submit to quarterly random drug screenings at a time, place and manner selected by the Board but at a location no further than 30 miles from his place of residence; and it is further

ORDERED that for purposes of public disclosure and as permitted by Md. State Govt. Code Ann. §10-617(h), this document consists of the contents of the foregoing Findings of Fact, Conclusions of Law and Order, and is reportable to any entity to whom the Board is obligated to report; and it is further

ORDERED that this Order is final and a public document pursuant to Md. State Govt. Code Ann. §§ 10-601 *et seq.*

3-30-2012
Date



J. J. Vallone, JD, CFE, Exec. Director for
Stephanie Chaney, DC
President
Maryland State Board of Chiropractic and
Massage Therapy Examiners

NOTARY

[STATE OF MARYLAND - CITY/COUNTY OF Baltimore]

[DISTRICT OF COLUMBIA]

I HEREBY CERTIFY THAT on this 20 day of March,
2012 before me, a Notary Public for the State of Maryland,
personally appeared Richard Hoffman, D.C., and made oath in due form of law
that the foregoing Consent Agreement was his voluntary act and deed.

AS WITNESS my hand and Notarial Seal.


Notary Public

My Commission Expires: Dec-15-2014

GINA N. SIMPSON
NOTARY PUBLIC
Harford County, Maryland
My Commission Expires December 15, 2014