

Texas Board of Chiropractic Examiners

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02981-01

TBCE 104-67

IN THE MATTER OF THE

A PENALTY OF \$1,250

Winston Walton Greene D.C.

LICENSE NO. 2981

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BEFORE THE

TEXAS BOARD OF

CHIROPRACTIC EXAMINERS

AGREED FINAL ORDER

On this 17th Day of March, 2005, the Texas Board of Chiropractic Examiners Board considered the matter of the license of Winston Walton Greene D.C., respondent.

This agreed order is executed pursuant to the authority of the Administrative Procedures Act. (APA), Texas Government Code §2001.056, which authorizes the informal disposition of contested cases. In a desire to conclude this matter without further delay and expense, the Board and Respondent agree to resolve this matter by this Agreed Final Order. The Respondent agrees to this order for the purpose of resolving this proceeding only and without admitting or denying the findings of fact and conclusions of law set out in this order.

Upon recommendation of the Enforcement Committee, the Board makes the following findings of fact and conclusions of law and enters this order:

FINDINGS OF FACT

1. Winston Walton Greene D.C. Respondent, is a chiropractor licensed by the Board to practice chiropractic in the State of Texas and is , therefore, subject to the jurisdiction of the Board, the Chiropractic Act, Texas Occupations Code, Chapter 201, and the Board's rules, Texas Administrative Code (TAC), Title 22, §§71.1-80.7.



Winston Greene
TBCE 104-67

- 2 Respondent was practicing out of scope, by administering B-12 shots and was practicing with an expired license.
- 3 On March 17, 2005 the Board's Enforcement Committee met and voted to impose a penalty of \$1,250 as authorized by 22 TAC §73.2(a) and Texas Occupational Code §201.1525.

CONCLUSIONS OF LAW

1. Winston Walton Greene D.C., is subject to the jurisdiction of the Board and is required to comply with the Chiropractic Act and the Board's rules.
2. Respondent was found to be in violation of 22 TAC §73.2(a) and Texas Occupational Code §201.1525:

§73.2(a) Annual renewal. Each year, on or before the first day of a licensee's birth month, a licensee shall renew his or her license. A licensee may also apply for inactive status in accordance with §73.4 of this title (relating to Inactive Status). In order to renew a license, a licensee must submit to the board the license renewal form provided by the board, the renewal fee for an active license as provided in §75.7 of this title (relating to Fees and Charges for Public Information), any late fees, if applicable as provided in subsection (h) of this section, and verification of continuing education attendance as required by §73.3 of this title (relating to Continuing Education). An annual renewal certificate shall not be issued until all information and fees required by this section and §75.7 are provided to the board.

§201.1525 The board shall adopt rules clarifying what activities are included within the scope of the practice of chiropractic and what activities are outside of that scope.

NOW THEREFORE, it is ORDER of the Texas Board of Chiropractic Examiners that:

1. Winston Walton Greene D.C.
 - a. shall pay the penalty of \$1,250 within 30 days from the date the Board approves this Agreed Final Order; and
 - b. shall comply with all provisions of the Chiropractic Act and the Board's rules in the future, or subject himself to further disciplinary action by the Board, including the possible revocation of is license to practice chiropractic.
2. Upon approval by the Board, the Chair of the Enforcement Committee and the Executive Director are authorized to sign this order on behalf of the Board.

Winston Greene
TBCE 104-67

By signing this Agreed Final Order, RESPONDENT:

1. Agrees to its terms, acknowledges his understanding of it, and agrees that he shall satisfactorily comply with the mandates of this Agreed Order in a Timely manner or be subject to appropriate disciplinary action by the Board; and
2. Waives his rights to a formal hearing and any right to judicial review of this Order.

I, Winston Walton Greene D.C., HAVE READ AND UNDERSTAND THE FOREGOING AGREED FINAL ORDER. I UNDERSTAND THAT BY SIGNING THIS AGREED FINAL ORDER, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY, SHALLINGLY, AND KNOWINGLY. I UNDERSTAND THIS AGREED FINAL ORDER CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN, OR OTHERWISE.

DATE: 10.6.06

Winston Walton Greene D.C.

Winston Walton Greene D.C.

License: 2981

STATE OF TEXAS

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COUNTY OF Harris

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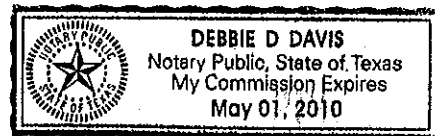
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Before me, the undersigned notary public, on this day personally appeared Winston Walton Greene D.C., known to me (or proved to me on the oath of _____, or through TDL (description of identity card or document)) to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the she executed the same for the purposed and consideration therein expressed.

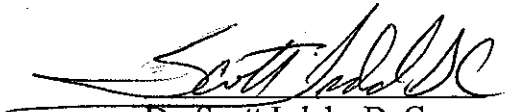
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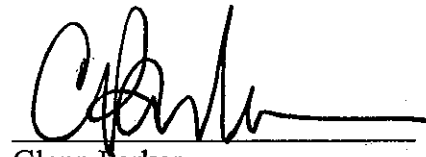
Notary Public

Winston Walton Greene
TBCE 104-67



Approved by a majority of the Texas Board of Chiropractic Examiners on this the
14 day of November, 2006.


Dr. Scott Isdale, D. C.
Chair Enforcement Committee


Glenn Parker
Executive Director

Texas Board of Chiropractic Examiners
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WinstonGreene
TBCE 104-67