

Texas Board of Chiropractic Examiners

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Austin, Texas 78701-3942
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06945-01

TBCE 108-005

IN THE MATTER OF THE

PENALTY OF \$600 AGAINST

Genene A. Gonser-Prado, D.C.

LICENSE NO. 6945

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BEFORE THE

TEXAS BOARD OF

CHIROPRACTIC EXAMINERS

AGREED FINAL ORDER

On this 29th Day of November, 2007, the Texas Board of Chiropractic Examiners Board considered the matter of the license of Genene A. Gonser-Prado, 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. Genene A. Gonser-Prado, 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.



Genene A. Gonser-Prado
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2. Respondent was found have failed to use due diligence by failing to properly register her facility.
3. On November 29, 2007 the Board's Enforcement Committee met and voted to impose a penalty of \$600 as authorized by Texas Occupations Code §201.551, and 22 TAC §75.10(c).

CONCLUSIONS OF LAW

1. Genene A. Gonser-Prado, 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 §75.2(a)(1).

§75.2(a) A lack of proper diligence in the practice of chiropractic or the gross inefficient practice of chiropractic when applied to a licensee or chiropractic facility includes but is not limited to the following: (1) failing to conform to the minimal acceptable standards of practice of chiropractic, regardless of whether or not actual injury to any person was sustained, including, but not limited to.

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

1. Genene A. Gonser-Prado, D.C.
 - a. shall pay a penalty of \$600 within thirty days, running 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.

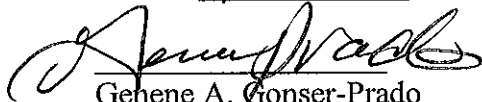
Genene A. Gonser-Prado, D.C.
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By signing this Agreed Final Order, RESPONDENT:

1. Agrees to its terms, acknowledges his understanding of it, and agrees that he will 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, Genene A. Gonser-Prado, 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, WILLINGLY, 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: 12-17-07



Genene A. Gonser-Prado

License: 6945

STATE OF TEXAS

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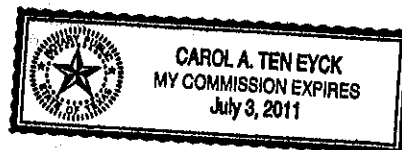
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COUNTY OF Williamson

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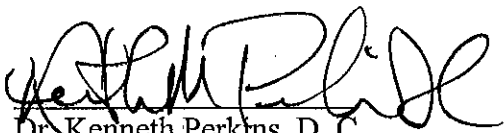
Before me, the undersigned notary public, on this day personally appeared Genene A. Gonser-Prado D.C., known to me (or proved to me on the oath of _____, or through _____ (description of identity card or document)) to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he/she executed the same for the purposes and consideration therein expressed.


Notary Public



Genene A. Gonser-Prado
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Approved by a majority of the Texas Board of Chiropractic Examiners on this the _____ day of _____, 2008.


Dr. Kenneth Perkins, D. C.
President


Glenn Parker
Executive Director

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