

BEFORE THE NEW MEXICO BOARD OF CHIROPRACTIC EXAMINERS

IN THE MATTER OF:

ROBIN SILVERMAN, D.C.
(License No.: 1211),

Respondent



Case No.: C-COM-114-04-02

SETTLEMENT AGREEMENT

WHEREAS, the parties wish to resolve the matter regarding complainant Hammonds by settlement and without further hearing on the matter:

NOW, THEREFORE, THE PARTIES STIPULATE AND AGREE AS FOLLOWS:

1. Respondent is licensed under the *Chiropractic Physician Practice Act*, NMSA 1978, §§ 61-4-1 *et seq.* and is therefore subject to the jurisdiction of the New Mexico Board of Chiropractic Examiners. The Board has jurisdiction over Respondent and the subject matter of this action.
2. Respondent enters into this Settlement Agreement and knowingly, intentionally, and voluntarily waives her right to a hearing and appeal provided by the *New Mexico Uniform Licensing Act*, NMSA 1978, §§ 61-1-1 *et seq.* This waiver includes, without limitation, Respondent's right to a full evidentiary hearing on the charges in the NCA, her right to confront and cross-examine witnesses, and her right to appeal any decision of the Board following such a hearing.
3. Respondent knowingly, intentionally, and voluntarily waives all rights to have this matter heard within the timeframe set by the *Uniform Licensing Act* so that the New Mexico Board of Chiropractic Examiners may review and take action regarding this Settlement Agreement.
4. It is further agreed as follows:

- a. Respondent shall pay a one-thousand dollar (\$1000) fine to the Board within ninety (90) calendar days of the Board's acceptance of this Agreement in an open public meeting; and
 - b. Respondent shall successfully complete a course in Ethics within one hundred eighty (180) calendar days of the Board's acceptance of this Agreement in an open public meeting. The course must be approved by the Chairperson of the Board. Respondent shall submit proof of completion of the course to the Chairperson of the Board within thirty (30) days after she completes the course. Any course that is completed pursuant to this Agreement will not count toward Respondent's continuing education requirements for licensure.
5. The Complaint, Notice of Contemplated Action, and this Agreement in this action are public records within the meaning of the *Inspection of Public Records Act*, NMSA 1978, § 14-2-6(E) (2011).
6. The parties understand that this Agreement may be reported to governmental agencies requiring notice of adverse action, including the National Practitioners' Data Bank (NPDB) and the Federation of State Medical Boards Disciplinary Data Bank.
7. This Agreement is subject to approval by the Board. If this agreement is rejected by the Board, this matter will be set for hearing on the merits at a time, date, and place to be determined by the Board. If the Board rejects this Agreement, the terms of this Agreement shall not be used against Respondent in any future hearing before the Board.
8. The Board agrees that the resolution of this case is a settlement in full and final satisfaction of case number C-COM-114-04-02, and it resolves all matters raised by the complaint and the corresponding NCA in this action.

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ORDER

This matter having come before the New Mexico Board of Chiropractic Examiners upon request of the parties for consideration of the foregoing Settlement Agreement and with a quorum present and voting in the affirmative, the foregoing Settlement Agreement is:

Accepted

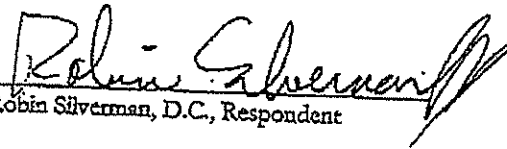
Rejected

Date: 7/23/13


Chairperson, New Mexico Board of
Chiropractic Examiners

9. By agreement of the parties, no admission of wrongdoing on the part of Respondent is implied nor should be inferred by this agreement.

7/17/2013
Date


Robin Silverman, D.C., Respondent

7/23/2013
Date


Chairperson, New Mexico Board of Chiropractic
Examiners