

IN THE MATTER OF
KYLE TROOP
CMT APPLICANT
CASE NO. 07-063M

BEFORE THE MARYLAND
BOARD OF CHIROPRACTIC
EXAMINERS

RECEIVED

MAY 27 2008

PRE-CHARGE CONSENT ORDER MARYLAND STATE BOARD OF
CHIROPRACTIC EXAMINERS

Background

On September 28, 2007, the Maryland Board of Chiropractic Examiners (the "Board") received an application from Kyle Troop (the "Respondent"). On Mr. Troop's application, he disclosed that he had been convicted of possession of marijuana with intent to distribute. Subsequently, the Board's conducting its own investigation of this matter. The Board had reason to believe that the Respondent should be issued a license and serve one year of probation.

In lieu of issuing Charges against the Respondent for violation of the Maryland Chiropractic Act, Md. Code Ann., Health Occ. §§ 3-101 *et seq.*, the Board has voted to enter into this Pre-Charge Consent Order with the Respondent as a resolution of this matter.

FINDINGS OF FACT

1. Mr. Troop applied for a license to become a Certified Massage Therapist on September 28, 2007.
2. On February 2, 2004, Mr. Troop called the police to report a breaking and entry at his residence in Germantown, Maryland. The officer that responded to the call searched Mr. Troop's residence and found marijuana. At the time of the stop, Ms. Ball's minor son was a passenger in the car.
3. On December 2, 2004, Mr. Troop was found guilty of possessing marijuana with an intent to distribute.

4. Mr. Troop was sentenced to three years probation, with eighteen months of the probation to be supervised.
5. As of the date of this order, Mr. Troop had successfully completed all the terms of his probation.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes that the Respondent has violated Md. Code Ann., Health Occ. §§3-5A--09(11) and 3-5A--11(a).

ORDER

Based on an affirmative vote of a quorum of the Board, it is this 29th day of May, 2008, hereby:

ORDERED that the Respondent's license to practice massage therapy be issued and that the licensee serve twelve months of probation; and be it further

ORDERED that during this probationary period, the Respondent shall be tested randomly for illegal drugs at a time and manor chosen by the Board;

ORDERED that the Respondent shat practice in accordance with the laws and regulations governing the practice of Massage Therapy in Maryland; and be it further

ORDERED that the Respondent shall at all times cooperate with the Board and all treatment providers in the monitoring, supervision, and investigation of the Respondent's compliance with the terms and conditions of this Consent Order; and be it further,

ORDERED that the Respondent shall be responsible for all costs associated with this Consent Order; and be it further,

ORDERED that this is a formal order of the Maryland Board of Chiropractic Examiners and as such is a public document pursuant to the Maryland Annotated Code, State Government Article, Section 10-617(h).

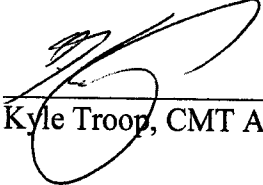
May 29, 2008
Date

Christopher J. Ketter, Deputy Director
for Duane R. Sadula, D.C.
Duane R. Sadula by Direction of the
Chair, Board of Chiropractic Examiners Board

CONSENT

1. By signing this Consent, I submit to the foregoing Consent Order as a resolution of this matter in lieu of formal charges, which process would have afforded me the right to a full evidentiary hearing. I consent and submit to the foregoing Findings of Fact, Conclusions of Law, and Order as if made after a full evidentiary hearing in which I would have the right to counsel, to confront witnesses, to give testimony, to call witnesses on my own behalf and to all other substantive and procedural protections provided by law.
2. By signing this Consent, I waive any rights I may have had to contest the findings and determinations contained in this Consent Order.
3. I acknowledge the legal authority and the jurisdiction of the Board to enter and enforce this Consent Order.
4. I sign this Consent Order freely and voluntarily, after having had the opportunity to consult with counsel. I fully understand the language, meaning, and effect of this Consent Order.


5/13/08
Date



Kyle Troop, CMT Applicant

STATE OF MARYLAND
COUNTY/CITY OF FREDERICK :

I hereby certify that on this 13 day of MAY, 2008, before me, a Notary Public of the State of Maryland and County/City aforesaid, Kyle Troop personally appeared and made an oath in due form that the foregoing Consent was her voluntary act and deed.



Notary Public
My commission expires:

MARYAM H. AHMED NOTARY PUBLIC FREDERICK COUNTY MARYLAND MY COMMISSION EXPIRES JANUARY 28, 2009
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