

SETTLEMENT AGREEMENT

I. PARTIES

This settlement agreement is made and entered into by and between the Board of Chiropractic Examiners (Board) and Chad Isaak (Isaak) (License # 779).

II. RECITALS

A. The Board is authorized pursuant to North Dakota Century Code (N.D.C.C.) ch. 43-06 to license and regulate the profession of chiropractic.

B. Isaak is licensed to practice chiropractic in North Dakota by the Board.

C. Isaak acknowledges he has been informed and understands he has the right to seek the advice of legal counsel in this matter. Isaak acknowledges that he is represented in this matter by Robert Quick, Quick Law Firm, Bismarck, North Dakota.

D. The Board is authorized by N.D.C.C. § 43-06-15 to revoke, suspend, or take other relevant action regarding the license of any chiropractor in the state who has committed a violation of the statute, rules, or code of ethics adopted by the Board.

E. Isaak acknowledges the facts alleged and charges pending in Morton County Case No. 30-2019-CR-00326 as follows:

4 counts of Murder, a Class AA Felony;
1 count of Burglary, a Class B Felony;
1 count of Concealment within a Vehicle, a Class C Felony; and
1 count of Unauthorized Use of a Vehicle, a Class A Misdemeanor.

F. The Board therefore found grounds exist to initiate disciplinary action against Isaak's license pursuant to N.D.C.C. § 43-06-15(1)(e), with unprofessional conduct being defined by N.D.A.C. § 17-03-01-01(9), the commission of any act involving moral turpitude or dishonesty, whether the act is committed in the course of the individual's activities as a license holder or otherwise.

G. Isaak acknowledges that he has been provided a copy of the written board-initiated disciplinary complaint against him and that he has been provided an opportunity to respond to the disciplinary complaint, but has invoked his 5th Amendment rights.

H. Isaak acknowledges he has been informed and understands he has the right to a hearing and appeal pursuant to N.D.C.C. ch. 43-06 and N.D.C.C. ch. 28-32 prior to any adverse action being taken against his license.

III. AGREEMENT

The Board and Isaak agree to resolve this matter as follows:

1. Isaak waives his right to an administrative hearing pursuant to N.D.C.C. ch. 28-32.
2. Isaak's license to practice as a chiropractor in North Dakota is suspended effective immediately until such time as Case. No. 30-2019-CR-00326 is resolved.
3. In the event that Isaak is convicted of any of the criminal charges pending against him in Morton County Case No. 30-2019-CR-00326, is convicted of any offense stemming from or related to the underlying facts within that case, pleads guilty to this or any related charge, or pleads nolo contendere to this or any related charge, Isaak's license to practice chiropractic in North Dakota will be revoked without further action or hearing.
4. The Board retains the right to amend or add disciplinary violations based upon the outcome of the above-referenced Morton County criminal case.
5. If Isaak's chiropractic license is not renewed upon expiration, the Settlement Agreement shall remain active, pending the resolution of the criminal case to allow the Board to take retroactive action against the license pursuant to the terms of this Agreement, if necessary.
6. There are no covenants, promises, undertakings, or understandings outside this Agreement other than those herein specifically set forth.
7. This Agreement shall be governed by the substantive laws of the State of North Dakota without regard to conflict of law principles.
8. Each undersigned party represents and declares that in signing this document they have relied solely upon their own judgment, belief, and knowledge and the advice and recommendation of their own independently selected counsel concerning the nature, extent, and duration of their rights and claims, and that they have not been influenced to any extent whatsoever in signing this document by representation or statements except those referred to or contained in this document.
9. This Agreement is effective when signed by both parties.
10. In the event that Isaak is acquitted of all charges related to the underlying facts in case 30-2019-CR-00326 or all charges related to the underlying facts are dismissed, Isaak's license to practice chiropractic in North Dakota will no longer be suspended. For the purposes of this subsection, acquittal or a finding of not-guilty by reason of insanity or mental defect is not an acquittal of the charges.

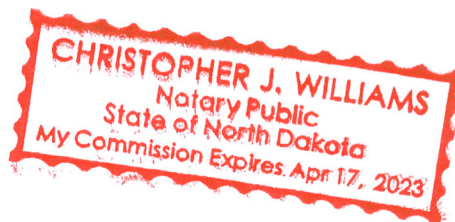
Dated this 31 day of July, 2019.

Chad Clark D.C.
Chad Isaak

State of ND
County of Buckley

Subscribed and affirmed to before me
this 31 day of July, 2019.

Christopher J. Williams
Notary Public



Dated this 14th day of August, 2019.

BOARD OF CHIROPRACTIC EXAMINERS

By: Dr. Dion Ficek
Dr. Dion Ficek
President

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