

STATE OF NORTH DAKOTA  
STATE BOARD OF CHIROPRACTIC EXAMINERS

IN THE MATTER OF:

Dr. Andrew Millage

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North Dakota State Board of  
Chiropractic Examiners,

Petitioner,

vs.

Dr. Andrew Millage,

Respondent.

**ORDER BY DEFAULT**

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The North Dakota State Board of Chiropractic Examiners (the “Board”) incorporates and re-alleges the factual background and allegations laid out in the Administrative Complaint (“Complaint”). See Attach. 1.

On March 30, 2021, the Board mailed the Complaint to Dr. Andrew Millage (“Dr. Millage”). Id. The Complaint stated:

YOU ARE HEREBY REQUIRED to appear and defend against the Administrative Complaint (“Complaint”) in this action, which is herewith served, by serving upon the undersigned an Answer or other proper written response within twenty (20) days after service of this Complaint upon you, exclusive of the date of service. If you fail to do so, the allegations in the Complaint may be deemed admitted and the North Dakota State Board of Chiropractic Examiners may enter an order in default as the facts and law warrant.

See N.D.C.C. § 28-32-21(1)(e).

The Domestic Return Receipt was signed by Dr. Millage on April 2, 2021, evidencing service pursuant to N.D.R.Civ.P. 4(d)&(g). See Attach. 2.

Dr. Millage failed to serve the Board with an Answer or other written response. Dr. Millage is in default. In light of Dr. Millage’s default by failure to respond to the Complaint, it is deemed admitted.

## CONCLUSIONS OF LAW

The North Dakota State Board of Chiropractic Examiners has authority to bring this action pursuant to N.D.C.C. § 43-06-15.

The Board regulates the practice of chiropractic in North Dakota. See N.D.C.C. ch. 43-06.

The Board is authorized under N.D.C.C. § 43-06-15(1)(e)&(l) to revoke, suspend, or take other action regarding the license of a chiropractor who engages in unprofessional or dishonorable conduct or commits a violation of chapter 43-06 or the code of ethics or rules adopted by the Board.

On April 2, 2021, the Board properly served Dr. Millage with a Complaint alleging violations of N.D.C.C. § 43-06-15, pursuant to N.D.R.Civ.P. 4(d)&(g).

Dr. Millage's failure to serve an Answer, or other written response, to the Complaint, is a failure to participate in a stage of the adjudicative proceeding under N.D.C.C. §§ 28-32-21(e) and 28-32-30.

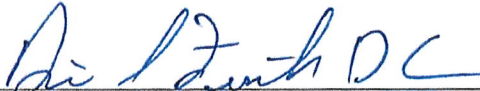
## ORDER

NOW, THEREFORE, IT IS ORDERED that:

1. Respondent Dr. Millage is in default for failing to Answer or otherwise respond to the Complaint.
2. The license to practice chiropractic of Andrew Millage, DC is hereby revoked.
4. A civil penalty of \$2,000 is imposed upon Dr. Andrew Millage to reimburse the North Dakota State Board of Chiropractic Examiners for the cost of the investigation and this proceeding.

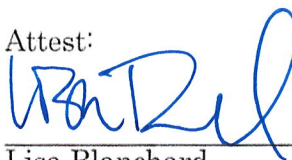
Dated this 23 day of August, 2021.

North Dakota State Board of Chiropractic  
Examiners



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Dion Ficek  
President

Attest:



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Lisa Blanchard  
Executive Director