

BEFORE THE IOWA BOARD OF CHIROPRACTIC

In the Matter of:)	Case No. 13-001
)	
Ryan Rohlk, D.C.)	STATE’S MOTION TO DISMISS
License No. A05499)	
)	
Respondent.)	

COMES NOW the State of Iowa, by and through the undersigned, and moves to dismiss the above-captioned contested case proceeding. In support thereof, the State respectfully states the following:

1. The Iowa Board of Chiropractic filed a Statement of Charges against the Respondent on January 9, 2013.
2. The Statement of Charges listed one count for submission of a false report of continuing education and one count for violating 645 Iowa Administrative Code rule 44.2(1) related to continuing education.
3. Respondent has submitted proof that he completed 60 hours of continuing education within the due dates described in correspondence sent to Respondent. All hours were completed by December 16, 2012.
4. Respondent had communicated with Board staff that one certificate from a course attended December 15-16, 2012, would be delayed because the program sponsor would be unable to provide it until January, 2013. Respondent provided the certificate on January 15, 2013.
5. As a result, the State believes that the above-captioned contested case should be dismissed with prejudice in the interest of justice.
6. Respondent has indicated to the State that he joins this request to have the above-captioned contested case dismissed.
7. The State requests the hearing scheduled on April 9, 2014, be continued to allow the Board adequate time to consider this motion to dismiss.

WHEREFORE the State respectfully prays the Board dismiss the above-captioned contested case proceeding.

Respectfully submitted,

THOMAS J. MILLER
ATTORNEY GENERAL OF IOWA

/s/ Laura Cathelyn
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Original Filed.

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Proof of Service	
The undersigned certifies that the foregoing instrument was served upon each of the persons identified as receiving a copy by delivery in the following manner on the 8 th day of April, 2014.	
<input type="checkbox"/> U.S. Mail	<input type="checkbox"/> FAX
<input type="checkbox"/> Hand Delivery	<input type="checkbox"/> Overnight Courier
<input type="checkbox"/> Federal Express	<input type="checkbox"/> Other
<input checked="" type="checkbox"/> Electronically	
Signature: <u>/s/ Laura Cathelyn</u>	

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