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**BEFORE THE**  
**BOARD OF CHIROPRACTIC EXAMINERS**  
**DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. AC 2025-2064

**JOHN ARTHUR PEART**  
334 Shaw Ave., Ste. 121  
Clovis, CA 93612

**ACCUSATION**

**Chiropractic License No. DC 16803**

Respondent.

**PARTIES**

1. Kristin Walker (Complainant) brings this Accusation solely in her official capacity as  
2 the Executive Officer of the Board of Chiropractic Examiners (Board), Department of Consumer  
3 Affairs.

2. On or about January 1, 1985, the Board issued Chiropractic License Number DC  
3 16803 to John Arthur Peart (Respondent). The Chiropractic License was in full force and effect  
4 at all times relevant to the charges brought herein, is currently inactive, and will expire on August  
5 31, 2026, unless renewed.

## **JURISDICTION**

3. This Accusation is brought before the Board under the authority of the following sections of the Chiropractic Act (Act).<sup>1</sup>

4. Section 477 of the Business and Professions Code (Code) provides, in pertinent part:

• • •

(b) "License" includes certificate, registration or other means to engage in a business or profession regulated by this code.

5. Section 10, subdivision (a) of the Act states:

The board may by rule or regulation adopt, amend or repeal rules of professional conduct appropriate to the establishment and maintenance of a high standard of professional service and the protection of the public. Such rules or regulations shall be adopted, amended, or repealed in accordance with the provisions of Chapter 4.5 (commencing with Section 11371) of Part 1 of Division 3 of Title 2 of the Government Code as it now reads or as it may be hereafter amended by the Legislature.

6. California Code of Regulations, title 16 (CCR), section 372 states:

The suspension, expiration, or forfeiture by operation of law of a license issued by the board, or its suspension, or forfeiture by order of the board or by order of a court of law, or its surrender without the written consent of the board shall not, during any period in which it may be renewed, restored, reissued, or reinstated, deprive the board of its authority to institute or continue a disciplinary proceeding against the licensee upon any ground provided by law or to enter an order suspending or revoking the license or otherwise taking disciplinary action against the licensee on any such ground.

## **STATUTORY PROVISIONS**

7. Code section 726 provides, in pertinent part:

(a) The commission of any act of sexual abuse, misconduct or relations with a patient, client, or customer constitutes unprofessional conduct and grounds for disciplinary action for any person licensed under this division or under any initiative act referred to in this division.

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<sup>1</sup> The Chiropractic Act, an initiative measure approved by the electors on November 7, 1922, while not included in the Business and Professions Code by the legislature, is set out in West's Annotated California Codes as sections 1000-1 to 1000-19, and is included in Deering's California Codes as Appendix I, for convenient reference.

## **REGULATORY PROVISIONS**

8. CCR, section 316 provides, in pertinent part:

• • •

(b) Where a chiropractic license is used in connection with any premises, structure of facility, no sexual acts or erotic behavior involving patients, patrons, or customers, including but not necessarily limited to sexual stimulation, masturbation or prostitution, shall be permitted on said premises, structure or facility.

(c) The commission of any act of sexual abuse, sexual misconduct, or sexual relations by a licensee with a patient, client, customer or employee is unprofessional conduct and cause for disciplinary action. This conduct is substantially related to the qualifications, functions, or duties of a chiropractic license.

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9. CCR, section 317, provides, in pertinent part:

The board shall take action against any holder of a license who is guilty of unprofessional conduct which has been brought to its attention, or whose license has been procured by fraud or misrepresentation or issued by mistake.

Unprofessional conduct includes, but is not limited to, the following:

(a) Gross negligence;

• • •

(e) Any conduct which has endangered or is likely to endanger the health, welfare, or safety of the public;

• • •

(k) The commission of any act involving moral turpitude, dishonesty, or corruption, whether the act is committed in the course of the individual's activities as a license holder, or otherwise;

• • •

10. CCR, section 319.1, states:

(a) A licensed doctor of chiropractic shall verbally and in writing inform each patient of the material risks of proposed care. "Material" shall be defined as a procedure inherently involving known risk of serious bodily harm. The chiropractor shall obtain the patient's written informed consent prior to initiating clinical care. The signed written consent shall become part of the patient's record.

(b) A violation of this section constitutes unprofessional conduct and may subject the licensee to disciplinary action.

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## **COST RECOVERY**

11. CCR, section 317.5, subdivision (a), provides, in pertinent part:

In any order in resolution of a disciplinary proceeding before the Board of Chiropractic Examiners, the board may request the administrative law judge to direct a licentiate found to have committed a violation or violations of the Chiropractic Initiative Act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

## **FACTUAL ALLEGATIONS**

12. D. H. was a chiropractic patient of Respondent for approximately 16 years. D. H. received services from Respondent for her neck and back pain consisting of chiropractic manipulative treatment and adjunct therapies. More recently, Respondent's treatment of D. H. included nutritional supplementation to treat adrenal fatigue after Respondent integrated Nutritional Response Testing (NRT) into his practice located in Clovis, California. D. H.'s husband was also a patient of Respondent's since approximately 2016, including NRT treatment and protocols. Sometime in 2021 or early 2022, as part of treatment, D.H.'s husband confided to Respondent that he thought he might have erectile dysfunction.

13. Later in 2022, during Respondent's approximately weekly chiropractic sessions with patient D. H., Respondent began to interact with D. H. in a sexual manner, including but not limited to kissing, fondling, fondling of the genitals during massage, and sexual intercourse. This sexual activity between Respondent and patient D. H. continued during the majority of D. H.'s office visits through approximately May 2023, when Respondent stated to D. H. that he would no longer see or treat her. Respondent made no effort to transfer D. H.'s care to another chiropractic or other healthcare provider.

## **FIRST CAUSE FOR DISCIPLINE**

**(Sexual Acts Involving Patient – Conduct on Premises)**

14. Respondent is subject to disciplinary action under CCR, section 316, subdivision (b), for sexual acts and/or erotic behavior involving a patient, patron or customer permitted at his premises/office facility connected with his chiropractor license, as set forth more specifically in paragraphs 12 and 13, incorporated herein.

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## **SECOND CAUSE FOR DISCIPLINE**

## **(Unprofessional Conduct - Sexual Abuse, Misconduct and/or Relations with Patient)**

3        15. Respondent is subject to disciplinary action under Code section 726, subdivision (a)  
4 and CCR, section 316, subdivision (c), in that he committed acts of sexual abuse, sexual  
5 misconduct, and/or sexual relations with a patient/client/customer, as set forth more specifically  
6 in paragraphs 12 through 14, incorporated herein.

### **THIRD CAUSE FOR DISCIPLINE**

### (Unprofessional Conduct - Gross Negligence)

9       16. Respondent is subject to disciplinary action under CCR, section 317, subdivision (a),  
10      in that he committed acts of gross negligence through his sexual misconduct with, and  
11      abandonment of, a patient/client/consumer, as set forth more specifically in paragraphs 12  
12      through 15, incorporated herein.

## **FOURTH CAUSE FOR DISCIPLINE**

(Unprofessional Conduct - Conduct Endangering Health, Safety or Welfare)

15        17. Respondent is subject to disciplinary action under CCR, section 317, subdivision (e),  
16 in that his sexual misconduct with, and abandonment of, a patient/client/consumer, is conduct that  
17 endangers health, safety and/or welfare, as set forth more specifically in paragraphs 12 through  
18 16, incorporated herein.

## **FIFTH CAUSE FOR DISCIPLINE**

(Unprofessional Conduct - Immoral, Dishonest, and/or Corrupt Acts)

18. Respondent is subject to disciplinary action under CCR, section 317, subdivision (k),  
in that his sexual misconduct with, and abandonment of, a patient/client/consumer, constitutes  
immoral, dishonest, and/or corrupt acts, as set forth more specifically in paragraphs 12 through  
17, incorporated herein.

## PRAYER

26 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
27 and that following the hearing, the Board of Chiropractic Examiners issue a decision:

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1       1. Revoking or suspending Chiropractic License Number DC 16803, issued to John  
2       Arthur Peart;

3       2. Ordering John Arthur Peart to pay the Board of Chiropractic Examiners the  
4       reasonable costs of the investigation and enforcement of this case, pursuant to Title 16, California  
5       Code of Regulations, section 317.5 and if placed on probation, the costs of probation monitoring;  
6       and,

7       3. Taking such other and further action as deemed necessary and proper.

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9       DATED: 9/17/2025

10      Signature on File

11      KRISTIN WALKER  
12      Executive Officer  
13      Board of Chiropractic Examiners  
14      Department of Consumer Affairs  
15      State of California  
16      *Complainant*

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