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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 2024-2028

**ARCHER Y. NISHIOKA  
19360 Rinaldi St., #689  
Porter Ranch, CA 91326**

## ACCUSATION

Chiropractor License No. DC 24537

## Respondent.

## PARTIES

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

2. On or about September 6, 1996, Board of Chiropractic Examiners issued Chiropractor License Number DC 24537 to Archer Y. Nishioka (Respondent). The Chiropractor License was in full force and effect at all times relevant to the charges brought herein and will expire on December 31, 2025, unless renewed.

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## **JURISDICTION**

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

4. Section 10 of the Act states, in pertinent part, that the Board may suspend or revoke a license to practice chiropractic or may place the license on probation for violations of the rules and regulations adopted by the Board or for any cause specified in the Chiropractic Initiative Act.

5. California Code of Regulations, title 16, 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**

6. Section 141 of the Code states:

(a) For any licensee holding a license issued by a board under the jurisdiction of the department, a disciplinary action taken by another state, by any agency of the federal government, or by another country for any act substantially related to the practice regulated by the California license, may be a ground for disciplinary action by the respective state licensing board. A certified copy of the record of the disciplinary action taken against the licensee by another state, an agency of the federal government, or another country shall be conclusive evidence of the events related therein.

(b) Nothing in this section shall preclude a board from applying a specific statutory provision in the licensing act administered by that board that provides for discipline based upon a disciplinary action taken against the licensee by another state, an agency of the federal government, or another country.

## **REGULATORY PROVISIONS**

7. California Code of Regulations, title 16, section 317, states:

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:

<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.

1                   ...

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

3                   ...

4                   (h) Conviction of any offense, whether felony or misdemeanor, involving moral  
5                   turpitude, dishonesty, physical violence or corruption. The board may inquire into  
6                   the circumstances surrounding the commission of the crime in order to fix the degree  
7                   of discipline or to determine if such conviction was of an offense involving moral  
8                   turpitude, dishonesty, physical violence or corruption. A plea or verdict of guilty, or  
9                   a plea of nolo contendere is deemed to be a conviction within the meaning of the  
board's disciplinary provisions, irrespective of a subsequent order under the  
provisions of Section 1203.4 of the Penal Code. The board may order a license to be  
suspended or revoked, or may decline to issue a license upon the entering of a  
conviction or judgement in a criminal matter.

10                   ...

11                   (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;

12                   ...

13                   (m) Violating or attempting to violate, directly or indirectly, or assisting in or  
14                   abetting in the violation of, or conspiring to violate any provision or term of the Act  
or the regulations adopted by the board thereunder;

15                   ...

17                   **COST RECOVERY**

18       8. Section 125.3 of the Code provides, in pertinent part, that the Board may request the  
19                   administrative law judge to direct a licensee found to have committed a violation or violations of  
20                   the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
21                   enforcement of the case, with failure of the licensee to comply subjecting the license to not being  
22                   renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be  
23                   included in a stipulated settlement.

24       9. California Code of Regulations, title 16, section 317.5, subdivision (a), states, in  
25                   pertinent part:

26                   In any order in resolution of a disciplinary proceeding before the Board of Chiropractic  
27                   Examiners, the board may request the administrative law judge to direct a licentiate found to have

1 committed a violation or violations of the Chiropractic Initiative Act to pay a sum not to exceed  
2 the reasonable costs of the investigation and enforcement of the case.

3 **FACTUAL ALLEGATIONS**

4 10. On or about December 18, 2023, Respondent self-reported license discipline on a  
5 renewal application with the Board. The license discipline was related to a teaching credential.

6 11. In addition to being a licensed chiropractor, Respondent was a teacher credentialed by  
7 the California Commission on Teacher Credentialing (Commission).

8 12. On November 23, 2021, the California Commission on Teacher Credentialing filed an  
9 accusation (Case Number 2-106732082) against Respondent alleging multiple incidents of  
10 misconduct while Respondent was employed as a teacher at Granada Hills Charter High School.  
11 Respondent was accused of unprofessional conduct, immoral conduct, acts of moral turpitude,  
12 and demonstrated evident unfitness for service in incidents involving minor female students and  
13 one female colleague.

14 13. After a contested hearing before an Administrative Law Judge from the Office of  
15 Administrative Hearings, and written argument, the Commission entered an order finding the  
16 allegations against Respondent were established by clear and convincing evidence. Respondent's  
17 teaching credentials were revoked, effective January 15, 2023.

18 **FIRST CAUSE FOR DISCIPLINE**

19 (Unprofessional Conduct)

20 14. Respondent is subject to disciplinary action under California Code of Regulations,  
21 title 16, section 317, on the grounds of unprofessional conduct by his actions while working as a  
22 teacher at Granada Hills Charter High School. Complainant refers to and by this reference  
23 incorporates the allegations set forth above in paragraphs 10-13, inclusive, as though fully set  
24 forth herein.

25 **SECOND CAUSE FOR DISCIPLINE**

26 (Acts of Moral Turpitude)

27 15. Respondent is subject to disciplinary action under California Code of Regulations,  
28 title 16, section 317, subdivision (k), on the grounds of unprofessional conduct by committing

1 acts of moral turpitude. Complainant refers to and by this reference incorporates the allegations  
2 set forth above in paragraphs 10-13, inclusive, as though fully set forth herein.

3 **PRAYER**

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

6 1. Revoking or suspending Chiropractor License Number DC 24537, issued to Archer  
7 Y. Nishioka;

8 2. Ordering Archer Y. Nishioka to pay the Board of Chiropractic Examiners the  
9 reasonable costs of the investigation and enforcement of this case, pursuant to Title 16, California  
10 Code of Regulations, section 317.5 and if placed on probation, the costs of probation monitoring;

11 and,

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

14 DATED: 08/13/2025

15 Signature on File

16 KRISTIN WALKER  
Executive Officer  
Board of Chiropractic Examiners  
Department of Consumer Affairs  
State of California  
17 *Complainant*

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