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

11 In the Matter of the Accusation Against:

Case No. AC 2024-2051

12 **JOHN LUTHER FISHER**
13 **11630 Remington St.**
Lake View Terrace, CA 91342

ACCUSATION

14 **Chiropractor License No. DC 30552**
15 **Satellite Certificate No. SAT 20655**

16 Respondent.

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18
19 **PARTIES**

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

23 2. On or about March 26, 2007, Board issued Chiropractor License Number DC 30552
24 to John Luther Fisher (Respondent). The Chiropractor License was in full force and effect at all
25 times relevant to the charges brought herein and will expire on December 31, 2025, unless
26 renewed.

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3. On or about December 5, 2016, Board issued Satellite Certificate Number SAT 20655 to Respondent. The Satellite Certificate was in full force and effect at all times relevant to the charges brought herein and will expire on December 31, 2025, unless renewed.

JURISDICTION

4. This Accusation is brought before the Board of Chiropractic Examiners (Board), under the authority of the following sections of the Chiropractic Act (Act).¹ Business and Professions Code (Code) section 1000-10(a) provides that 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. The regulations adopted by the board appear in Title 16, California Code of Regulations, section 300, et seq.

5. 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.

6. 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.

REGULATORY PROVISIONS

7. California Code of Regulations, title 16, section 316, states:

(a) Every licensee is responsible for the conduct of employees or other persons subject to his supervision in his place of practice, and shall insure that all such conduct in his place of practice conforms to the law and to the regulations herein.

(b) Where a chiropractic license is used in connection with any premises, structure or facility, no sexual acts or erotic behavior involving patients, patrons or

¹ 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.

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.

This section shall not apply to sexual contact between a licensed chiropractor and his or her spouse or person in an equivalent domestic relationship when that chiropractor provides professional treatment.

8. 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:

...

(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;

(l) Knowingly making or signing any certificate or other document relating to the practice of chiropractic which falsely represents the existence or nonexistence of a state of facts;

...

(q) The participation in any act of fraud or misrepresentation;

....

COST RECOVERY

9. California Code of Regulations, title 16, section 317.5, subdivision (a), states, 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 licensee 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

10. As a licensed chiropractor, Respondent evaluates and treats patients who may have suffered an injury and may be eligible for disability benefits.

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11. In 2022, a financial institution noticed irregularities and suspected fraud in Respondent's treatment of disability patients. Respondent allegedly made or caused to be made a knowingly false or fraudulent material statement or material representation in order for his patients to make a claim or obtain or amend insurance coverage. This included preparing medical notes from multiple patients that contained identical treatment information.

12. On or about May 17, 2022, a private investigator visited Respondent's office posing as a patient and asked a note for time off of work. Without first conducting a complete examination or providing treatment, Respondent's office issued the purported patient a medical note that gave him time off from work

13. On or about January 17, 2024, the Board's investigator and a detective from the California Department of Insurance met with the Respondent. During the interview, Respondent admitted he would suggest that patients tell him they felt pain running down their leg in order for the patient to be granted more time off from work.

14. Respondent admitted signing off on patient paperwork without actually seeing a patient.

15. Respondent admitted he was aware that some of his patients were not injured but he still signed paperwork for them.

16. Respondent told investigators that he was aware his staff members would instruct patients to change the description of their injuries.

FIRST CAUSE FOR DISCIPLINE

(Acts Involving Moral Turpitude)

12. Respondent is subject to disciplinary action under section 10 of the Act, in conjunction with California Code of Regulations, title 16, section 317, subdivision (k), in that he committed acts involving moral turpitude. Paragraphs 10 through 16 are incorporated by reference as if fully set forth herein.

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1 **SECOND CAUSE FOR DISCIPLINE**

2 **(Knowingly False Representations)**

3 13. Respondent is subject to disciplinary action under section 10 of the Act, in
4 conjunction with California Code of Regulations, title 16, section 317, subdivision (l), in that he
5 knowingly made false representations relating to the practice of chiropractic. Paragraphs 10
6 through 16 are incorporated by reference as if fully set forth herein.

7 **THIRD CAUSE FOR DISCIPLINE**

8 **(Fraud)**

9 14. Respondent is subject to disciplinary action under section 10 of the Act, in
10 conjunction with California Code of Regulations, title 16, section 317, subdivision (q), in that he
11 committed fraud. Paragraphs 10 through 16 are incorporated by reference as if fully set forth
12 herein.

13 **FOURTH CAUSE FOR DISCIPLINE**

14 **(Responsibility for Conduct on Premises)**

15 15. Respondent is subject to disciplinary action under section 10 of the Act, in
16 conjunction with California Code of Regulations, title 16, section 316, subdivision (a), in that he
17 failed to ensure that the conduct in his place of practice conforms to the law and to the
18 regulations. Paragraphs 10 through 16 are incorporated by reference as if fully set forth herein.

19 **FIFTH CAUSE FOR DISCIPLINE**

20 **(Unprofessional Conduct)**

21 16. Respondent is subject to disciplinary action under section 10 of the Act, in
22 conjunction with California Code of Regulations, title 16, section 317, for engaging in
23 unprofessional conduct. Paragraphs 10 through 16 are incorporated by reference as if fully set
24 forth herein.

25 **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 Chiropractor License Number DC 30552, issued to John
2 Luther Fisher;

3 2. Revoking or suspending Satellite Certificate Number SAT 20655, issued to John
4 Luther Fisher;

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

9 4. Taking such other and further action as deemed necessary and proper.

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11 DATED: 06/04/2025

Signature on File

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

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