

BOARD OF CHIROPRACTIC EXAMINERS

LICENSING DETAILS FOR: 32079

NAME: RUSCIO, MICHAEL JOSEPH

LICENSE TYPE: CHIROPRACTOR

LICENSE STATUS: FORFEITURE

ISSUANCE DATE

AUGUST 15, 2011

EXPIRATION DATE

SEPTEMBER 30, 2023

CURRENT DATE / TIME

AUGUST 21, 2025
9:36:6 PM

FORFEITURE - LICENSEE FAILED TO PAY RENEWAL FEE PRIOR TO THE EXPIRATION DATE OF LICENSE AND/OR CERTIFICATE. LICENSE AND/OR CERTIFICATE HAS EXPIRED AND PRACTICE IS NOT PERMITTED WHILE IN THIS STATUS (FORFEITURE).

SECONDARY STATUS: EXPIRED
ADDRESS

43 QUAIL CT
STE 107
WALNUT CREEK CA 94596
CONTRA COSTA COUNTY

PUBLIC RECORDS

~ CITATION (1)

CITATION DATE: DECEMBER 10, 2019

VIOLATIONS:

◆ CODE: CCR	SECTION: 317	DESCRIPTION: UNPROF CONDUCT - GENERAL
◆ CODE: CCR	SECTION: 311	DESCRIPTION: ADVERTISEMENTS
◆ CODE: B&P	SECTION: 1000.15	DESCRIPTION: USE OF INAPPROP TITLE

ACTIONS:

◆ **2019-12-10:** CITATION ISSUED
◆ **2020-01-29:** CITATION PAID IN FULL

PUBLIC DOCUMENTS

› DOCUMENTS (NO RECORDS)



CITATION ORDER

Via Certified and US First-Class Mail

December 10, 2019

Michael Ruscio, DC
43 Quail Court, Suite 107
Walnut Creek, CA 94596

Citation Number: CH 2018-13821

License Number: DC 32079

Violation(s): California Code of Regulations, title 16, sections 311 and 317

In accordance with Business and Professions Code section 125.9 and California Code of Regulations, title 16, section 390 et al, this citation is being issued by the Board of Chiropractic Examiners (Board) against your license for the violation(s) found following review of a complaint and/or investigation.

This citation details each violation charged and order of abatement where applicable. **IT IS YOUR RESPONSIBILITY TO READ THE ENTIRE CITATION.**

Unless contested, this Citation will become the final order of the Board on January 9, 2020. If you are contesting this Citation, an Acknowledgement Receipt Form is enclosed for your convenience. You must comply with the Order of Abatement (if applicable) and pay the \$1,000.00 fine by January 9, 2020.

Payment of the fine is to be made payable to: Board of Chiropractic Examiners by check or money order. Be sure to include the citation number on the payment. **DO NOT SEND CASH.** Mail to:

Board of Chiropractic Examiners
901 P Street, Suite 142A
Sacramento, California 95814
Attn: Marlene Valencia

Failure to comply with this Citation may result in disciplinary action against your license. If you have any questions regarding this matter, contact Marlene Valencia at 916-263-5363.

Kristin Walker
Enforcement Manager
Board of Chiropractic Examiners

12/10/2019
Date

Attachments: California Code of Regulations, title 16, section 390 – 390.6
Business and Professions Code section 125.9
California Code of Regulations, title 16, sections 311 and 317
Citation/Fine Remittance Form with Courtesy Envelope
Acknowledgement Receipt Form
Declaration of Service

Cause for Citation

The Board received a complaint regarding the treatment you provided to patient J.R. and alleging that you were misrepresenting yourself and advertising as a medical doctor. The Board investigated the complaint and all documents and records were forwarded to a chiropractic expert consultant for review.

Based on the investigation, the Board determined that you violated Section 15 of the Chiropractic Initiative Act (Use of "Dr." Without "Chiropractor" or "D.C." Immediately Following Name) and California Code of Regulations (CCR), title 16, sections 311 (Advertisements) and 317 (Unprofessional Conduct) by consistently failing to identify yourself as a chiropractor in your advertisements and practice materials.

The Board reviewed your website, drruscio.com, YouTube channel, email correspondence with J.R., new patient intake forms, policies and procedures, lab test insurance billing procedures and explanations, and order confirmations and billings for J.R., where you were repeatedly identified as "Dr. Michael Ruscio" or "Dr. Ruscio."

Fine Penalty

The fine assessed on this citation is \$1,000.00.

Order of Abatement

You shall immediately take such measures as are necessary to ensure your compliance with Section 15 of the Act and CCR, title 16, sections 311 and 317 in the future.

Notice of Appeal Rights

You may appeal this Citation by requesting a formal hearing, by requesting an informal conference or by requesting both. To request an informal conference, you or your legal representative must submit a written request to the Board within 14 calendar days of the service of the Citation. These time periods run concurrently. You may request a formal administrative hearing at the same time you request an informal conference. If you wish to request both, you must submit a request for both. You may use the enclosed Acknowledgement Receipt Form to make your request(s).

Request for Informal Conference

To request an informal conference, please return the enclosed courtesy Acknowledgement Receipt Form to the Board office **within 14 calendar days from receipt of the citation**. The informal conference can be conducted in person or by telephone. **You should state in your Acknowledgement Receipt Form whether you are requesting to appear in person or by telephone for an informal conference.** Your request for an informal conference will be scheduled within 30 calendar days of receipt of your request.

Request for Administrative Hearing

To request an administrative hearing directly, please submit a written request **within 30 days** from the date on this citation. If you request an administrative hearing, you should **specify what parts of the citation you are contesting**. The Office of Administrative Hearings will schedule a formal public hearing before an administrative law judge. A deputy attorney general will represent the Board at the public hearing. After the hearing, the Administrative Law Judge will issue a proposed decision, based upon the findings of fact, affirming, modifying or vacating the citation, or directing other appropriate action. The Board members will then vote to either adopt or reject the proposed decision and will notify you of its final decision.

If you appeal this citation by requesting an informal conference or an administrative hearing, the days given for compliance will be held in abeyance only for the violation(s) you contest. The time to correct all uncontested violations must be adhered to as given.

If you fail to notify the Board within the allotted time that you intend to appeal the citation, it shall be deemed a final order and shall not be subject to further administrative review. **Any questions or concerns should be directed to Marlene Valencia at 916-263-5363.**