

3. On Exhibit 1 attached hereto, Respondent checked "No" in response to question #1, which asked: "Have you been arrested, charged or convicted of any crime or offense that you have not already reported to your Board?"

4. A criminal history check, required by N.J.S.A. 45:1-29, disclosed that Respondent had been arrested and found guilty of resisting arrest and disorderly conduct in Newark, New Jersey on April 10, 1980; that he was arrested and charged with assault in Atlanta, Georgia on March 21, 1981; that he was arrested and charged with assault, kidnapping/false imprisonment, sexual assault, and robbery in DeKalb County, Georgia on August 27, 1981; that he was arrested and charged with assault, battery, and obstructing police in Cobb County, Georgia on January 31, 1983; that he was arrested and charged with criminal trespass in Cobb County, Georgia on February 1, 1983; and that he was arrested and charged with possession of marijuana and narcotic equipment in Fair Lawn, New Jersey on September 7, 1990. (Copy of Criminal History Summary attached hereto as "Exhibit 2" and made part hereof.)

5. By letter from the Board, Respondent was asked to explain the results of his criminal history background check. (Copy of the Board's letter attached hereto as "Exhibit 3" and made part hereof.) Respondent wrote a letter in response to the Board dated August 11, 2010, in which he represented that his arrests "were so insignificant that [he] forgot about them completely." Respondent denied that the arrest and charges of August 27, 1981 from DeKalb County, Georgia were related to him. He suggested that they must have been reported in error. With regard to the most recent arrest in New Jersey, Respondent claimed in his letter that he had been advised by his lawyer that his participation in pretrial intervention, after pleading no contest, would result in the charges being dropped and his arrest record being expunged. Respondent stated in his letter that he responded "No" to the arrest question on his application because: "[He] thought that these little misdemeanors did not count as anything serious, the Fair Lawn charge was supposed to be removed from my

record... and all the charges have been taken care of decades ago, ... [he] didn't think that it was cause of any concern or was even still on [his] record." (Copy of Respondent's August letter attached hereto as "Exhibit 4" and made part hereof.)

6. Respondent also provided a notarized letter dated February 21, 2010, reciting his employment history. It appears to the Board from his letter that Respondent has not actually practiced chiropractic in any jurisdiction for more than eight years, notwithstanding that his New Jersey license to practice expired more recently. (Copy of Respondent's February letter attached hereto as "Exhibit 5" and made part hereof.)

CONCLUSIONS OF LAW

1. The above facts provide grounds for the denial of Respondent's application for reinstatement of his license to practice chiropractic in New Jersey pursuant to N.J.S.A 45:1-21(a) and (b), in that he engaged in misrepresentation regarding his criminal history, and submitted a false application and affidavit in support of his application.

Based on the foregoing findings and conclusions, a Provisional Order of Denial of Respondent's application for reinstatement of his license to practice chiropractic in the State of New Jersey was issued on October 18, 2010, and a copy was forwarded to Respondent by means of both regular and certified mail to his address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless Respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting Respondent's request for consideration and reasons therefor. To date, the Board has received no communication from Respondent.

Accordingly, having considered the matter in light of Respondent's failure to request that a hearing be scheduled, and his failure to provide the Board with any substantive response to the provisional order; and the Board having determined that further proceedings are therefore not necessary; the Board has determined that the Provisional Order should be made final.

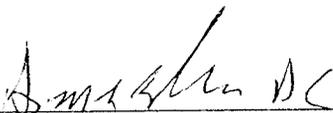
THEREFORE, IT IS on this 23rd day of December, 2010.

ORDERED that:

1. Respondent's application for reinstatement of his license to practice chiropractic in the State of New Jersey be, and hereby is denied. Respondent shall cease and desist from all practice of chiropractic in New Jersey. Any such practice will be deemed the unlicensed practice of chiropractic.

2. Prior to resuming active practice of chiropractic in New Jersey, Respondent shall be required to appear before the Board (or a committee thereof) to demonstrate his fitness to do so; and any practice in this State prior to said appearance shall constitute grounds for a charge of unlicensed practice. In addition, the Board reserves the right to place restrictions upon Respondent's practice should his license be reinstated.

NEW JERSEY STATE BOARD OF
CHIROPRACTIC EXAMINERS

By: 
Michael B. Krouse, D.C.
Board President

Dated: 12/20/10

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DEC 23 2010
CHIRO
10

EXHIBIT 1

Answer all questions from the time period that you were last licensed or certified in New Jersey.

- 1. Have you been arrested, charged or convicted of any crime or offense that you have not already reported to your Board? Yes No
- 2. Are there any criminal charges against you now pending? Yes No
(Parking or speeding violations do not require you to answer "Yes," but all other motor vehicle offenses must be disclosed)
- 3. Has your professional license been revoked or suspended (whether active or stayed) by any licensing board? Yes No
- 4. Is any action now pending against your professional license or have you been permitted to surrender or otherwise relinquish your license to avoid inquiry, investigation or action by any state licensing board? Yes No

AFFIDAVIT OF APPLICANT

I, William MARR, being duly sworn, depose and say under penalty of false statement, I am the person described and identified in this application; that the information given in this application and all submitted materials contain no willful misrepresentations and that the information is true and complete. I understand that should an investigation at any time disclose otherwise, my application may be rejected, and I may face legal sanctions if I am already licensed. I understand that in signing this application for reinstatement, I am consenting to any reasonable inquiry that may be necessary to verify the information I have provided on this form or may provide in conjunction with this application.

William MARR
Applicant's Full Signature

11/24/09
Date

Janice D. Levin
Notary's Full Signature

11/24/09
Date

Notary's Commission Expires On: 2/24/2012

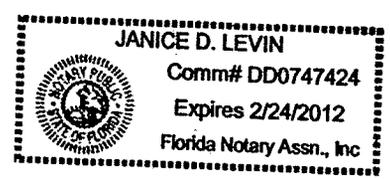


EXHIBIT 2



CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

New Jersey Office of the Attorney General

Division of Consumer Affairs
Criminal History Review Unit



PAULA T. DOW
Attorney General

THOMAS R. CALCAGNI
Acting Director

Mailing Address:
P. O. Box 186
Trenton, NJ 08625
(609) 826-7184

CRIMINAL HISTORY SUMMARY REINSTATEMENT

June 11, 2010

To: State Board of Chiropractic Examiners

REF: William Mara

DOB: 09/21/1956

SS#: 157-48-1258

Applicant #: 758111

As a result of a Criminal History Background Check the following information has been revealed:

1. The above individual was arrested on 04/10/1980 by the Newark Police Department for (1) Count 2C:29-2 Resisting Arrest and (1) Count 2C:33-2 Disorderly Conduct. Agency Case # 170061. On 04/10/1980 Newark Municipal Court, (1) Count 2C:29-2 Resisting Arrest and (1) Count 2C:33-2B Disorderly Conduct: Guilty. Sentenced to 10 Days Suspended Confinement and Assessed \$225.00.
2. Arrested on 03/21/1981 by the Atlanta Police Department Georgia for (1) Count Assault (Equivalent to NJ2C:12-1 Assault). Arrest Case # 384341. Disposition Unavailable.
3. Arrested on 08/27/1981 by the Dekalb County Police Department Georgia for (1) Count Assault (Equivalent to NJ2C:12-1 Assault), (1) Count Kidnapping/False Imprisonment (Equivalent to NJ2C:13-1 Kidnapping and NJ2C:13-3 False Imprisonment), (2) Counts Sexual Assault (Equivalent to NJ2C:14-2 Sexual Assault), and (1) Count Robbery (Equivalent to NJ2C:15-1 Robbery). Arrest Case # 85976. Disposition Unavailable.
4. Arrested on 01/31/1983 by the Cobb County Sheriff's Office Georgia for (1) Count Simple Battery (Equivalent to NJ2C:12-1A Simple Assault), (1) Count Simple Assault (Equivalent to NJ2C:12-1A Simple Assault), and (1) Count Obstruct Police/Public Administration (Equivalent to NJ2C:29-1 Obstruct Administration Of Law). Arrest Case # 56912. Disposition Unavailable.
5. Arrested on 02/01/1983 by the Cobb County Sheriff's Office Georgia for (1) Count Criminal Trespass (Equivalent to NJ2C:18-3 Criminal Trespass). Arrest Case # 56912. Disposition Unavailable.

6. Arrested on 09/07/1990 by the Fair Lawn Police Department for (1) Count 2C:35-10A4 Marijuana Possession, (1) Count 2C:35-10B Marijuana, and (1) Count 2C:36-2 Narcotic Equipment Possession. Agency Case # 9011386. On 01/21/1991 Fair Lawn Municipal Court, Entered into the Diversionary Program for a 6 Month Term. On 07/31/1991 Fair Lawn Municipal Court, (1) Count 2C:35-10A4 Marijuana Possession, (1) Count 2C:35-10B Drug Offense, and (1) Count 2C:36-2 Narcotic Equipment Possession: Conditional Discharge Dismissed.

Please contact this office at 609-826-7126 if you have any questions.

Sincerely,

Louis J. Krofka, Chief

Criminal History Review Unit (JSL)

EXHIBIT 3



CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

New Jersey Office of the Attorney General

Division of Consumer Affairs
State Board of Chiropractic Examiners
124 Halsey Street, 6th Floor, Newark, NJ 07102



PAULA T. DOW
Attorney General

THOMAS R. CALCAGNI
Acting Director

June 11, 2010

~~WILLIAM MARA~~
305 Spider Lily Lane
Naples FL 34119

Mailing Address:
P.O. Box 45004
Newark, NJ 07101
(973) 604-6393

Dear Dr. Mara:

As you know, as part of the application for initial license, State law requires you to submit to fingerprinting and undergo a Criminal History Background Check (CHBC).

The State Board of Chiropractic Examiners has received the results of the New Jersey State Police and the Federal Bureau of Investigation background check, a copy of which is attached. As you can see, the results of the CHBC reveals the existence of an arrest and/or conviction which was not disclosed on your application for licensure.

The Board is now requesting that you provide a notarized statement to include the following information:

- A complete and detailed explanation of your failure to disclose the information regarding this arrest and/or conviction
- A complete explanation of facts and circumstances surrounding the arrest and/or conviction
- A copy of records from the court or jurisdiction in which the matter was heard providing evidence of its disposition

Please be advised that no action can be taken on your application until such time as the above noted information is received by this office and reviewed by the Board at its regular monthly meeting.

Thank you for your anticipated cooperation.

Very truly yours,
BOARD OF CHIROPRACTIC EXAMINERS

Dinis Pinto
Senior Clerk Transcriber

encl.

EXHIBIT 4

August 11, 2010

New Jersey Office of the Attorney General
State Board of Chiropractic Examiners
124 Halsey Street 6th floor
Newark, NJ 07102

RECEIVED
AUG 13 2010
NEW JERSEY BOARD OF
CHIROPRACTIC EXAMINERS

RE: Reinstatement Application/Criminal History Background Check
RE: William C. Mara

Dear Board of Chiropractic Examiners,

Please allow this letter to serve as my answers to the indiscretions committed in my youth. These misdemeanors were so insignificant that I forgot about them completely. It is very upsetting that the failure to renew my Chiropractic License on time, once in 25 years, because of not receiving it in the mail or for some other unforeseen situation and I am being held to increased fees and scrutiny. I have been a licensed Chiropractor for 21 years without incident. I will try to explain the charges that pertain to me, and which all have been resolved. Some, being the more serious charges that you have mailed to me on the Criminal History Summary Reinstatement page, are not mine and have been given to you in error.

These misdemeanors counts, number 1 through 5, with the exception of number 3, were youthful exuberance of outings with several rambunctious friends of my youth. Number 3, the charges in Dekalb County, is not related to me and have been reported to you in error. This charge, connect to my name somehow, is quite upsetting and I enclosed a copy of information that I tried to retrieve from the internet regarding this case. I could not find any information of this case except for the information that I have enclosed. My name is not mentioned on the information I was able to find.

To answer the charges of 1990 in Fair Lawn, these charges were directed to me for I was the owner of the house holding the party. I was hosting a party at my home and the police were called when it was getting late. Unknown to me, someone placed a burnt piece of marijuana in the ashtray. I opened the door and allowed the police in to talk. When they saw the ashtray, I was taken in for possession. At that time I was advised that my blood and urine test was negative for any drugs in my system. My lawyer also stated if I pled no contest and participated in Trail Intervention by being monitored by urinalysis, this would be dropped and expunged from my record.

The reason why I stated no to a previous record is due to the fact that I thought that these little misdemeanors did not count as anything serious, the Fair Lawn charge was supposed to be removed from my record. Because this did not cause any concern 25

years ago when I received my Chiropractic license, and all charges have been taken care of decades ago, and was supposed to be stricken from my record, I didn't think that it was cause of any concern or was even still on my record.

Please bear in mind when reviewing my case that I have been a licensed Chiropractor for 25 years without ever being sanctioned by this or the Medical Board. I do hope that you will take my profession record into account when the Board renews my license.

If any further information is needed in regards to this matter please let me know.

Sincerely,


William Mara D.C.



August 12, 2010 (Information last refreshed 12-AUG-2010 08:30:50 AM EST)

OJS SEARCH HOME
LOGOUT

Criminal Case Search

Case ID: 85978

Case Type: All Types

Last Name / First Name:

Case Status: Open All

OR Company Name:

Court Code: All Courts

Exact Last Name Search Phonetic Search

Filing Date From: MMDD/YYYY To: MMDD/YYYY

Party Type: DE - Defendant

Criminal Case Information

No Case Information found for the Case ID 85978

Criminal Case - Parties

Party	Type
No Parties found for the Case ID 85978	

Scheduled Events

Scheduled Date/Time	Event Description	Building	Room
No Events Scheduled.			

Charges/Disposition/Sentencing Information

Warrant No	Seq Maint No	Charge Level / Code and Description	Offense Date	Disposition Desc	Disposition Date	Sentence Description	Sentence Length	Sentence Start Date
No Charges / Sentencing Information Found for case id 85978								

Docket Results

Description	Filing Date	Text
No Docket Results found for the case ID 85978		

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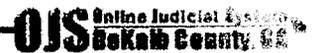


EXHIBIT 5

February 21, 2010

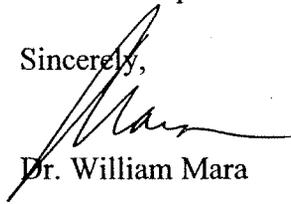
State of New Jersey
Division of consumer Affairs
P.O. Box 45046
Newark, NJ 07101

To Whom It May Concern,

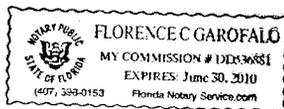
Enclosed are my fingerprints that you needed for your records. Also, in regards to my reasons for taking a sabbatical from the practice of Chiropractic were many. My whole family had relocated to Florida and for the best interest of my wife and children, I followed. At that time I had already been in Chiropractic for approximately sixteen years. While in Florida, I purchased several different businesses from a car wash to a Patio Furniture Store, which I presently own now. I also invested in real estate including rental properties. Through the years I have taken Chiropractic Seminars as well as National Board review in an attempt to gain my license in Florida. I have always kept my license in New Jersey active so that I can always come back to New Jersey and practice, which I miss so much. Unfortunately, I misplaced the renewal application form this past renewal period and this is the only reason why I am applying late for the renewal.

Thank you very much for renewing my license this very first time that I have been late with sending in the fee along with the renewal application. If you need any further information please let me know. Thank you.

Sincerely,


Dr. William Mara





SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

William Mara, D.O.
305 Spider Lily Lane
Naples, FL 34119

COMPLETE THIS SECTION ON DELIVERY

POD Reinst.

- A. Signature Agent Addressee
 X *William Mara*
- B. Received by (Printed Name) C. Date of Delivery
William Mara *10/28*
- D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes No

2. Article Number (Transfer from service label) 7004 1350 0005 5439 0927
 PS Form 3811, February 2001 Domestic Return Receipt 102595-02-M-1540

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CERTIFIED MAIL™ RECEIPT

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OFFICIAL USE

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Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Postmark
Here

10/20/10

Sent To William Medina
Street, Apt. No., 305 Spider Lily Lane
or PO Box No. 3411A
City, State, Zip+4 Neodesha, KS

See Reverse for Instructions

PS Form 3800, June 2002

7004 1350 0005 5439 0927