

STATE OF ILLINOIS
DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
DIVISION OF PROFESSIONAL REGULATION

DEPARTMENT OF FINANCIAL AND)	
PROFESSIONAL REGULATION)	
of the State of Illinois,)	
)	Complainant,
v.)	
)	No. 2013-10177
MICHEL YVON ROY, D.C.,)	
License No. 038.011609,)	
)	Respondent.

ORDER

This matter having come before the Medical Disciplinary Board of the Department of Financial and Professional Regulation, Division of Professional Regulation (“Department”), and the Medical Disciplinary Board having made certain Findings of Fact, Conclusions of Law and Recommendation to the Director of the of the Department; and the Department having complied with all required notices; and the time allowed for filing of a Motion for Rehearing before the Director of the Department having now passed;

NOW, THEREFORE, I, JAY STEWART, DIRECTOR OF THE DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION of the State of Illinois, DIVISION OF PROFESSIONAL REGULATION, do hereby adopt the Findings of Fact, Conclusions of Law and Recommendation of the Medical Disciplinary Board in this matter of November 4, 2015.

IT IS THEREFORE ORDERED that the Certificate of Registration as a Chiropractor in the State of Illinois issued to MICHEL YVON ROY, D.C., License No. 038.011609 be INDEFINITELY SUSPENDED.

Dated this 8th day of December, 2015.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL
REGULATION
of the State of Illinois;
Bryan A. Schneider, Secretary
DIVISION OF PROFESSIONAL REGULATION



Jay Stewart
DIRECTOR

**STATE OF ILLINOIS
DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
DIVISION OF PROFESSIONAL REGULATION**

DEPARTMENT OF FINANCIAL AND)	
PROFESSIONAL REGULATION)	
of the State of Illinois,)	Complainant,
v.)	No. 2013-10177
MICHEL YVON ROY, D.C.,)	
License No. 038.011609,)	Respondent.

**FINDINGS OF FACT, CONCLUSIONS OF LAW
AND RECOMMENDATION TO THE DIRECTOR**

Now comes the Medical Disciplinary Board (the "Board") of the Department of Financial and Professional Regulation, Division of Professional Regulation of the State of Illinois (the "Department") and, after reviewing the pleadings in this matter, a majority of its members hereby make the following Findings of Fact, Conclusions of Law and Recommendation to the Director of the Department:

FINDINGS OF FACT

1. THAT Respondent, MICHEL YVON ROY, D.C., is presently the holder of a Department issued Certificate of Registration as a Chiropractor in the State of Illinois, License No. 038.011609. Said license is presently in ACTIVE status.
2. THAT on June 12, 2015, the Department filed a Complaint against Respondent and sent notice of said Complaint by certified and regular mail to Respondent's attorney's address of record.
3. THAT on August 3, 2015, Respondent's attorney appeared for a Preliminary Hearing.
4. THAT on August 3, 2015, Administrative Law Judge Mary Catherine Marubio ordered Respondent to answer or otherwise plead to the Department's Complaint on or before August 25, 2015.
5. THAT Respondent failed to answer or otherwise plead to the Department's Complaint on or before August 25, 2015.
6. THAT on October 19, 2015, Chief Administrative Law Judge Donald W. Seasock transferred this matter to the Board for its deliberation based on the pleadings.
7. THAT in 2012, Respondent provided chiropractic and wellness services at his practice, Health Solutions, located at 5550 W. Touhy Avenue, suite 202 in Skokie, Illinois.
8. THAT in or about January and February of 2012, Respondent placed or caused to be placed on the Craigslist website an advertisement seeking a receptionist for Health Solutions.


CONCLUSIONS OF LAW


1. THAT the Board has jurisdiction over the subject matter and of the parties in this matter.
2. THAT Respondent violated 225 ILCE 60/22(A)(5).


RECOMMENDATION


The Board, after making the above Findings of Fact and Conclusions of Law, recommends to the Director of the Department that the Certificate of Registration as a Chiropractor in the State of Illinois issued to Respondent MICHEL YVON ROY, D.C., License No. 038.011609, be INDEFINITELY SUSPENDED.

DATED THIS 4 DAY OF November, 2015.


CHAIRPERSON Maria Laporta, M.D.


MEMBER


MEMBER


MEMBER

MEMBER

MEMBER


MEMBER

MEMBER


MEMBER

**STATE OF ILLINOIS
DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
DIVISION OF PROFESSIONAL REGULATION**

DEPARTMENT OF FINANCIAL AND)	
PROFESSIONAL REGULATION)	
of the State of Illinois,)	
v.)	No. 2013-10177
MICHEL YVON ROY, D.C.,)	
License No. 038.011609,)	
Complainant,)	
Respondent.)	

**FINDINGS OF FACT, CONCLUSIONS OF LAW
AND RECOMMENDATION TO THE DIRECTOR**

Now comes the Medical Disciplinary Board (the "Board") of the Department of Financial and Professional Regulation, Division of Professional Regulation of the State of Illinois (the "Department") and, after reviewing the pleadings in this matter, a majority of its members hereby make the following Findings of Fact, Conclusions of Law and Recommendation to the Director of the Department:

FINDINGS OF FACT

1. THAT Respondent, MICHEL YVON ROY, D.C., is presently the holder of a Department issued Certificate of Registration as a Chiropractor in the State of Illinois, License No. 038.011609. Said license is presently in ACTIVE status.
2. THAT on June 12, 2015, the Department filed a Complaint against Respondent and sent notice of said Complaint by certified and regular mail to Respondent's attorney's address of record.
3. THAT on August 3, 2015, Respondent's attorney appeared for a Preliminary Hearing.
4. THAT on August 3, 2015, Administrative Law Judge Mary Catherine Marubio ordered Respondent to answer or otherwise plead to the Department's Complaint on or before August 25, 2015.
5. THAT Respondent failed to answer or otherwise plead to the Department's Complaint on or before August 25, 2015.
6. THAT on October 19, 2015, Chief Administrative Law Judge Donald W. Seasock transferred this matter to the Board for its deliberation based on the pleadings.
7. THAT in 2012, Respondent provided chiropractic and wellness services at his practice, Health Solutions, located at 5550 W. Touhy Avenue, suite 202 in Skokie, Illinois.
8. THAT in or about January and February of 2012, Respondent placed or caused to be placed on the Craigslist website an advertisement seeking a receptionist for Health Solutions.

9. THAT in or about January and February of 2012, approximately 300 people responded to Respondent's advertisement and applied for the receptionist job.
10. THAT in or about January and February of 2012, Respondent invited approximately 90 of the job applicants to the office of Health Solutions for job interviews.
11. That between on or about January 13, 2012 and February 7, 2012, Respondent conducted interviews of the job applicants in groups of approximately 3 to 13 persons.
12. THAT at the group interviews, Respondent gave the interviewees gift certificates for a "comprehensive wellness screening (\$200 value)" that expired in 30 days.
13. THAT at the group interviews, Respondent asked each interviewee to complete a form, on which interviewees were asked to indicate whether they were interested in receiving a complimentary wellness screening or other chiropractic services from Health Solutions and whether they wished to be contacted by Health Solutions at a later date to schedule a complimentary wellness screening or other chiropractic services.
14. THAT after the group interviews, Respondent contacted some interviewees by telephone to encourage them to obtain the wellness screening at Health Solutions, regardless of whether the interviewees had requested such contact.
15. THAT some of the interviewees believed that obtaining the wellness screening would increase their likelihood of being hired for the purported position.
16. THAT some of the interviewees redeemed their gift certificates for wellness screenings from Respondent at the office of Health Solutions.
17. THAT at the wellness screenings, Respondent recommended to the interviewees further chiropractic and wellness services from Health Solutions for a fee.
18. THAT some of the interviewees believed that obtaining further care from Respondent for a fee would increase their likelihood of being hired for the purported position.
19. THAT after their wellness screenings, some interviewees obtained further chiropractic and wellness services for a fee from Respondent at Health Solutions.
20. THAT Respondent never conducted a subsequent interview for any applicant, never informed job applicants of their status and never hired a receptionist.
21. THAT on or about late February of 2012, Respondent withdrew the advertisement to hire a receptionist for Health Solutions.
22. THAT the foregoing acts and/or omissions are grounds for revocation or suspension of a Certificate of Registration pursuant to 225 ILCS 60/22(A)(5), relying on the Rules for the Administration of the Medical Practice Act, 68 Ill. Admin. Code 1285.240.

CONCLUSIONS OF LAW

1. THAT the Board has jurisdiction over the subject matter and of the parties in this matter.
2. THAT Respondent violated 225 ILCE 60/22(A)(5).

RECOMMENDATION

The Board, after making the above Findings of Fact and Conclusions of Law, recommends to the Director of the Department that the Certificate of Registration as a Chiropractor in the State of Illinois issued to Respondent MICHEL YVON ROY, D.C., License No. 038.011609, be INDEFINITELY SUSPENDED.

DATED THIS 4 DAY OF November, 2015.

[Redacted Signature]

CHAIRPERSON Maria Laporta, M.D.

[Redacted Signature]

MEMBER

[Redacted Signature]

MEMBER

[Redacted Signature]

MEMBER

MEMBER

MEMBER

[Redacted Signature]

MEMBER

MEMBER

[Redacted Signature]

MEMBER

STATE OF ILLINOIS
DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
DIVISION OF PROFESSIONAL REGULATION

DEPARTMENT OF FINANCIAL AND)
PROFESSIONAL REGULATION)
of the State of Illinois, Complainant,)
v.)
Michel Yvon Roy, D.C.)
License No. 038.011609)
Respondent)

No. 2013-10177

ORDER OF DEFAULT FOR FAILURE TO APPEAR OR ANSWER AND
TO TRANSFER THE MATTER TO THE BOARD ON THE PLEADINGS

This cause coming to be heard on the status call, due notice having been given in accordance with Sections 1110.70 and 1110.120 of the "Rules of Practice in Administrative Hearings" (68 Ill. Adm. Code, Chapter VII, Section 1110, Subchapter a), the Department having been present by its attorney Waldron, the Respondent having previously been ordered to appear and file an Answer and having failed to do so,

IT IS HEREBY ORDERED that Respondent Roy is/are held in default for failure to file an appearance, an answer, or appear at the preliminary or status hearings.

IT IS FURTHER ORDERED that the matter be transferred to the Medical Disciplinary Board (name of Board) for its deliberations on the pleadings.

IT IS FURTHER ORDERED that this matter be continued for status to February 8, 2016, at 10:30 a.m./p.m., at the Department's office, located at 100 West Randolph Street, Room 9-172, Chicago, Illinois 60601.

Mail: Certified Regular Dated: October 19, 2015

Fax to: Michael Steigmann Esq.

Law Office of Michael Steigmann

3 First National Plaza

70 W. Madison St. Ste 1515

Dept. Atty: Chicago IL 60602-4281


Administrative Law Judge