

L. MITCHELL JONES (U.S.B. 5979)
Assistant Attorney General
SEAN D. REYES (U.S.B. 7969)
Utah Attorney General
Commercial Enforcement Division
Heber M. Wells Building
Box 140872
Salt Lake City, UT 84114-6741
TEL: (801) 366-0310

**BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH**

IN THE MATTER OF THE LICENSES OF)
JAMES ALLEN MILLER) **STIPULATION AND ORDER**
UTAH LICENSE #183492-1205 & 8905)
TO PRACTICE AS AN)
PHYSICIAN/SURGEON AND TO) **CASE NO. DOPL 2016- 670**
ADMINISTER AND PRESCRIBE)
CONTROLLED SUBSTANCES)
IN THE STATE OF UTAH)

JAMES ALLEN MILLER (“Respondent”) and the **DIVISION OF
OCCUPATIONAL AND PROFESSIONAL LICENSING** of the Department of Commerce of
the State of Utah (“Division”) stipulate and agree as follows:

1. Respondent admits the jurisdiction of the Division over Respondent and over the subject matter of this action.
2. Respondent acknowledges that Respondent enters into this Stipulation knowingly and voluntarily.

3. Respondent understands that Respondent has the right to be represented by counsel in this matter and Respondent's signature below signifies that Respondent has either consulted with an attorney or Respondent waives Respondent's right to counsel in this matter.

4. Respondent understands that the issuance of a license pursuant to this Stipulation and Order is a partial denial of licensure, and Respondent hereby waives the right to any administrative review of that partial denial of licensure. Respondent understands that by signing this document Respondent waives all rights to any administrative and judicial review as set forth in Utah Code Ann. §§ 63G-4-301 through 63G-4-405 and Utah Administrative Code R151-4-901 through R151-4-907.

5. Respondent and the Division hereby express their intent that this matter be resolved expeditiously through stipulation as contemplated in Utah Code Ann. § 63G-4-102(4).

6. Respondent understands that this Stipulation and Order, if adopted by the Director of the Division, will be classified as a public document. The Division may release this Stipulation and Order, and will release other information about this disciplinary action against Respondent's license, to other persons and entities.

7. Respondent admits the following facts are true:

- a. Respondent was first licensed to practice as a physician and to administer and prescribe controlled substances in the State of Utah on or about August 28, 1990.
- b. On or about December 11, 2012, Respondent voluntarily signed a Stipulation and Order with the Division in DOPL Case No. 2012-501, surrendering his physician/surgeon and controlled substance licenses, wherein Respondent admitted to unprofessional and unlawful conduct, including being sexually involved with two patients and writing prescriptions for Adderall, Xanax, an Ambien to patients, including those with whom he was sexually involved, and splitting the prescriptions with

those patients. Respondent admitted to unlawfully possessing and consuming these controlled substances.

8. Respondent admits that Respondent's conduct described above is unprofessional conduct as defined in Utah Code Ann. § 58-1-501(2)(a), (e), and (h); and unlawful conduct as defined in Utah Code Ann. § 58-37-8(2)(a)(i). Respondent agrees by engaging in such conduct the Division is justified in taking disciplinary action against Respondent's license pursuant to Utah Code Ann. § 58-1-401(2)(a) and (b). Respondent agrees that an Order, which constitutes disciplinary action against Respondent's license by the Division pursuant to Utah Administrative Code R156-1-102(7) and Utah Code Ann. § 58-1-401(2), may be issued in this matter providing for the following action against Respondent's license:

- (1) Respondent shall be issued licenses to practice as a physician and to administer and prescribe controlled substances in the State of Utah. Respondent's licenses shall be revoked. The revocations shall be immediately stayed. Respondent's licenses shall be subject to a term of probation for a period of five years. The period of probation shall commence when the Division Director signs the attached Order. During the period of probation Respondent's licenses shall be subject to all of the following terms and conditions. If the Board or Division later deems any of the conditions unnecessary such deletions may be made by an amended order issued unilaterally by the Division.
 - a. **Meeting with Board and Compliance Specialist.** Respondent shall meet with the Board at the Board's next scheduled meeting following the signing of the accompanying Order. Respondent shall meet with a Division Compliance Specialist prior to Respondent's first meeting with the Board to review this agreement. For the remainder of the duration of probation, Respondent shall meet with the Board or with the Division, as directed by the Division, quarterly or at such other greater or lesser frequency as the Division may direct.
 - b. **Evaluations and Treatment.** Respondent shall submit to the following course of treatment as part of Respondent's rehabilitation and at Respondent's own expense:

- i. Respondent shall successfully complete mental health, substance use disorder, and physical evaluations, and any other evaluations deemed necessary by the evaluators, provided by Division-approved licensed providers within ninety (90) days of the effective date of this Stipulation and Order. Respondent shall contact the Division-approved evaluators for initial appointments within 10 days of the effective date of this Stipulation and Order. Respondent shall schedule the initial appointment for each evaluation to be held within 45 days of the effective date of this Stipulation and Order. Respondent shall attend all appointments and follow-up appointments in a timely manner. Respondent shall provide a copy of this Stipulation and Order to each evaluator and cause the evaluator to acknowledge to the Board in writing that a copy of this Stipulation and Order has been provided to the evaluator. Respondent shall provide copies of all relevant police reports, proof of relevant criminal convictions, and a copy of a Bureau of Criminal Investigations (BCI) report obtained within the previous 30 days, to the evaluators before the evaluators conduct their evaluation. Respondent shall cooperate fully with the evaluators to ensure fair and complete evaluations. Respondent shall notify the Division immediately after successfully completing each evaluation and inform the Division that Respondent has successfully completed each evaluation. Respondent agrees to cause the evaluation reports to be sent to the Division within 90 days of the effective date of this Order. Respondent shall submit a letter from each evaluator which states that Respondent is mentally and physically fit to practice as a physician, to the Division and Board. If the evaluation states that Respondent is not fit to practice as a physician, Respondent's license shall be immediately suspended, without notice or opportunity to be heard for Respondent, and remain suspended until the evaluator clearly states that Respondent can safely practice as a physician. If any evaluator states that Respondent should successfully complete any treatment before Respondent can safely practice, then Respondent's license shall be immediately suspended, without notice or opportunity to be heard for Respondent, until Respondent has successfully completed the recommended treatment. If the evaluator states that Respondent should work under any

restriction or condition, then Respondent shall work under the restriction or conditions recommended by the evaluator. The Division may accept evaluations that Respondent has recently completed.

- ii. Respondent shall successfully complete all treatment recommended in the evaluations. Respondent shall authorize all approved treatment programs or therapists from whom Respondent has received or will receive treatment to discuss Respondent's diagnosis, treatment, and prognosis with the Division and the Board. The program or therapist must also be directed to submit evaluations to the Board that address Respondent's progress in treatment and Respondent's prognosis at the frequency described in subparagraph (i) below. Prior evaluations completed by Respondent may be considered to satisfy the requirements of this subparagraph.
 - iii. If Respondent fails to submit the evaluation(s) to the Division within the time stated above, the Division may take any action necessary pursuant to the Utah Administrative Procedures Act, Utah Code Annotated § 63G-4.
 - iv. In the interest of public safety, the Division may impose additional requirements above and beyond those recommended by the evaluator in the substance use disorder, neuropsychological, and other evaluations set forth above. Respondent agrees to comply with these additional requirements.
 - v. **If Respondent does not submit the evaluations described above to the Division within 90 days, Respondent's physician license shall be automatically suspended without further notice or opportunity to be heard for Respondent, and Respondent shall be prohibited from practicing as a physician until the evaluations are submitted to the Division.**
- c. **Abstinence from Drugs and Alcohol.** Although the use and possession of alcohol is generally legal for persons age 21 and older, Respondent agrees to abstain from the personal use or possession of alcohol in any form. Respondent agrees to abstain from the personal use or possession of controlled substances and

prescription drugs, unless such controlled substance or prescription drug is lawfully prescribed to Respondent for a current bona fide illness or condition by a licensed practitioner and taken by Respondent in accordance with that practitioner's instructions. Respondent shall abstain from the use of any and all other mood altering substances or use of mood altering substances for any other purpose than the purpose for which the substance is intended.

- d. **Completion of Criminal Sanctions.** Respondent shall complete all terms and conditions of any criminal sanctions, incurred before or during the period of this agreement, including probation or parole. If Respondent has not successfully completed all the terms and conditions of Respondent's criminal probation at the time Respondent's administrative probationary period ends, the period of Respondent's administrative probation shall be extended until all the conditions of Respondent's criminal probation have been successfully completed.
- e. **Limitation on Number of Prescribers and Pharmacies Used.** Unless otherwise approved by the Division, Respondent shall, except as provided otherwise herein, receive prescriptions from only one prescribing practitioner, and Respondent shall fill prescriptions at only one pharmacy. Respondent may submit the name of a prescribing practitioner specialist to the Division who provides care that the regular prescribing practitioner cannot provide. The Division will review the request by Respondent and determine if Respondent may receive prescriptions from the prescribing specialist. Respondent shall not obtain the same or equivalent prescription drug or controlled substance from more than one practitioner. All prescribing practitioners must be informed of any and all of Respondent's addiction/abuse problems. Respondent shall not undertake, under any circumstance, to obtain prescription drugs in quantities or types that are not legitimately required. Respondent shall submit the names of the prescribing practitioner and pharmacy to the Division and Board for approval. Respondent shall provide the Division with a copy of all Respondent's prescriptions for prescription drugs and controlled substances within forty-eight (48) hours after the prescription has been written.
- f. **48 Hours to Submit Prescriptions to Division.** Prescriptions from an emergency practitioner or referral practitioner must be submitted to the Division within forty-eight (48) hours of being

issued. Respondent shall report to the Division within forty-eight (48) hours any and all prescription medication and controlled substances administered or dispensed to Respondent by any other individual. Respondent shall provide any emergency room or hospital discharge summary to the Division and Board. If Respondent is seen in an emergency room, Respondent shall provide the Division and Board with a copy of Respondent's emergency room discharge papers.

- g. Reporting Use of Prescription Medication to Division.** Respondent shall report to the Division within forty-eight (48) hours any and all prescription medication and controlled substances ingested by Respondent from any source.
- h. Prescribing Practitioners Provided with Stipulation.** Respondent shall provide to the primary prescribing practitioner a copy of this Stipulation and Order and cause the practitioner to acknowledge to the Board in writing that a copy of this Stipulation and Order has been provided to the primary prescribing practitioner or referral prescribing practitioner.
- i. Drug and Alcohol Testing Requirement.** Respondent shall provide samples (urine, blood, saliva, hair, or any other type of sample requested) for alcohol and drug analysis ("drug testing") upon the request of the Division, to be conducted by any company with which the Division has contracted to conduct drug testing. The designated company may also request such samples and Respondent shall comply with such requests. Respondent shall call in to a designated phone number or check-in via the internet every day to determine if Respondent is required to provide a sample for drug and alcohol analysis. The Division shall determine when and where Respondent is to submit for testing. Respondent shall pay for the cost of drug testing and shall accurately complete and sign any and all release forms requested by the Division or the drug testing company with respect to drug testing, including but not limited to, forms authorizing the company to send the drug test results to the Division. Any report from a drug testing company that indicates that Respondent failed to provide a sample for drug analysis as directed will be considered a positive drug test result for Respondent and may subject Respondent to additional sanctions, including fines. Any drug test result or pattern of results that indicates that the sample provided by Respondent for drug analysis is diluted to an extent that it

cannot be analyzed, will be considered a positive drug test result for Respondent and will subject Respondent to additional sanctions.

- j. **Payment of Costs.** Failure of Respondent to pay the costs associated with this Stipulation and Order constitutes a violation of the Stipulation and Order.
- k. **Failure to Comply Will Lead to Additional Sanctions.** The Division may take appropriate action to impose sanctions if: (i) Respondent tests positive for alcohol, a prescription drug, a controlled substance, or any mood altering substance which cannot be accounted for by administration or prescription by a lawful practitioner for a current medical condition; or (ii) Respondent violates any federal, state or local law relating to Respondent's practice, the Controlled Substance Act; or a term or condition of this Stipulation and Order. Sanctions may include revocation or suspension of Respondent's license, or other appropriate sanction, in the manner provided by law.
- l. **Frequency of Submitting of Reports.** All reports and documentation required in this Stipulation and Order shall be submitted to the Board on a monthly basis, for the first six months of probation. If Respondent is in compliance with all terms and conditions of the Order at the end of that time, all reports and documentation shall be submitted to the Division on a quarterly basis for the remainder of probation. If Respondent is not in compliance with all terms and conditions of the Order by the end of the first six (6) months of probation, all reports and documentation shall be submitted to the Division on a monthly basis until Respondent is in compliance with the Order, after which all reports shall be submitted on a quarterly basis.
- m. **Therapy and Aftercare Requirement.** Respondent shall participate in individual and outpatient group therapy during the period of probation. Respondent shall participate in all therapy and aftercare that the Division, Board, and the evaluators may require. Respondent shall authorize all approved treatment programs or therapists from whom Respondent has received or will receive treatment to discuss Respondent's diagnosis, treatment, and prognosis with the Division and the Board. The program or therapist must also be directed to submit evaluations to the Board that address Respondent's progress in treatment and Respondent's

prognosis at the frequency described in subparagraph (l) above. Respondent may be subject to re-evaluation upon notice and opportunity to be heard.

- n. **Professional Support Group Requirement.** If it is recommended by the evaluator, Respondent shall participate in a professional support group to address Respondent's use of alcohol and/or controlled substances and shall submit documentation that reflects Respondent's continuing and regular attendance at such support group meetings. Respondent shall submit such documentation to the Division at the frequency described in subparagraph (l) above. Regular attendance for the purpose of this paragraph shall be at least twice a month.
- o. **12-Step Program Requirement.** If it is recommended by the evaluator, Respondent shall attend a 12-step program, have a sponsor, work the 12-step program and submit reports at the frequency described in subparagraph (l) above to the Division documenting Respondent's participation. The frequency of participation shall be approved by the Board. Unless otherwise directed, Respondent shall attend at least two times per month.
- p. **Notification of Employer Requirement.** Respondent shall notify any employer of Respondent's restricted status and the terms of this agreement. Respondent shall further cause Respondent's employer to submit performance evaluations to the Board at the frequency described in subparagraph (l) above. The receipt of an untimely or an unfavorable report may be considered to be a violation of probation. If Respondent is not employed as a physician, Respondent shall submit the employer report form on the date it is due, sign and date it, and indicate on that form that Respondent's current employment is not as a physician or that Respondent is not currently working.
- q. **Copy of Stipulation to Employer.** Respondent shall provide to Respondent's employer(s) a copy of this Stipulation and Order and cause each employer to acknowledge to the Board in writing, that a copy of this Stipulation and Order has been provided to the employer within seven days of the effective date of this Stipulation and Order or any new employment date.
- r. **Probation Tolloed While Not Working.** In the event Respondent does not practice for a period of sixty (60) days or longer,

Respondent shall notify the Division and Board in writing of the date Respondent ceased practicing. The period of time in which Respondent does not practice shall not be counted toward the time period of this Stipulation and Order. It shall be within the discretion of the Division and Board to modify this requirement if Respondent satisfactorily explains to the Division and Board that compliance in Respondent's case was impractical or unduly burdensome. Respondent must work at least 16 hours per week and no more than 48 hours per week to be considered "practicing" in Respondent's profession

- s. **Supervisor Requirement.** Respondent shall practice only under the supervision of a Division and Board pre-approved physician supervisor, who is licensed and in good standing with the Division, during the term of Respondent's probation. Respondent's supervisor shall submit reports to the Division and Board on a form pre-approved by the Division and Board at the frequency described in subparagraph (l) above. Any changes in supervision may be made only with the consent of the Division and Board. Respondent shall deliver a copy of this Stipulation and Order to Respondent's supervisor (within ten days of the establishment of the supervisory relationship) and cause Respondent's supervisor to notify the Division and Board in writing that a copy has been received, that the supervisor is willing to accept the responsibilities and obligations of acting as Respondent's supervisor, and submit a copy of the supervisor's curriculum vitae to the Division and Board. The receipt of an unfavorable report may be considered to be a violation of probation.
- t. **Extent of Supervision.** Respondent shall meet weekly, or at a frequency determined by the Division and Board, with Respondent's supervisor. Supervision goals shall include concurrent management, oversight of clinical services, sobriety, boundaries, ethics, and professional relationships and practices. The supervisor shall review 20% of Respondent's current patient files. The supervisor shall review Respondent's prescriptions and administration log. The supervisor shall choose which files shall be reviewed. The supervisor shall oversee clinical interventions. The supervisor shall address issues pertaining to sobriety on the job and ethical documentation and any other issues the supervisor determines are pertinent to professional and ethical practice. Respondent shall cause Respondent's supervisor to meet with the Division and Board, in person, at Respondent's first meeting with

the Board, to discuss oversight issues the responsibilities of a supervising physician.

- u. **Triplicate Scripts.** Respondent shall issue prescriptions only on sequentially numbered triplicate scripts. One copy of each prescription shall remain in the patient chart and one copy of each prescription shall be sent by Respondent to the Division and Board within one month of issuance. The Division will provide Respondent with future instructions, if applicable, regarding how and when electronic medical records will be submitted to the Division and Board.
- v. **Drug Administration Log.** Respondent shall record all prescriptions medication that Respondent administers directly to patients or that are administered to patients during a procedure involving Respondent in a log. The log shall be submitted to the Division and Board on a monthly basis or at frequency determined by the Division and Board. Respondent shall submit a list of all controlled substances that Respondent administers and prescribes to patients, within 30 days of the effective date of this Stipulation and Order.
- w. **Practice Plan.** Respondent shall submit a practice plan to the Division and Board within 90 days of the effective date of this Stipulation and Order. The practice plan shall be submitted in a format prescribed by the Division and Board.
- x. **No Private Practice.** Respondent shall not work in private practice unless otherwise approved by the Division and Board.
- y. **No Supervision of Others.** Respondent shall not supervise any physician assistant or any other health professional in any manner unless such supervision is approved by the Division and Board.
- z. **Limitation on Prescribing.** Respondent shall not prescribe or administer any medication to self, family, or friends.
- aa. **Continuing Education Courses.** Respondent shall successfully complete continuing education courses focusing on prescribing and boundaries, pre-approved by the Division and Board, within one year of the effective date of this Stipulation and Order. Respondent shall meet with the Division and Board after

completing the courses and explain what Respondent learned from the course.

- bb. **Essay.** Respondent shall submit an essay of at least 500 words to the Division and Board focusing on what Respondent learned at the courses described above, and the effects of Respondent's behavior on herself, her peers, and the profession. The essay shall be submitted within 30 days of Respondent completing the courses described above.
- cc. **Change of Employer or Employment Status.** Respondent shall notify the Board in writing within one (1) week of any change of employer, employment status, or practice status. This notification is required regardless of whether Respondent is employed in Respondent's profession.
- dd. **Notify Division if Leaving State of Utah.** If Respondent leaves the State of Utah for a period longer than sixty (60) days, Respondent shall notify the Division and Board in writing of the dates of Respondent's departure and return. The licensing authorities of the jurisdiction to which Respondent moves shall be notified by Respondent in writing of the provisions of this Stipulation and Order. Periods of residency or practice outside the State of Utah may apply to the reduction of the period this Stipulation and Order is in effect, if the new state of residency places equal or greater conditions upon the Respondent as those contained in this Stipulation and Order.
- ee. **Notify Division if Further Criminal Arrest, Charge, Conviction or Mental or Substance Abuse Treatment.** If Respondent is arrested or charged with a criminal offense by any law enforcement agency, in any jurisdiction, inside or outside the State of Utah, for any reason, or should Respondent be admitted as a patient to any institution in this state or elsewhere for treatment regarding the abuse of or dependence on any chemical substance, or for treatment for any emotional or psychological disorder, Respondent agrees to cause the Division and Board to be notified immediately. If Respondent at any time during the period of this agreement is convicted of a criminal offense of any kind, or enters a plea in abeyance to a criminal offense of any kind, including a pending criminal charge, the Division may take appropriate action against Respondent, including imposing appropriate sanctions, after notice and opportunity for hearing. Such sanctions may include

revocation or suspension of Respondent's license, or other appropriate sanctions.

- ff. **Maintain Active License.** Respondent shall maintain active licenses at all times during the period of this agreement.
- gg. **Change of Address.** Respondent shall immediately notify the Division in writing of any change in Respondent's residential or business address.
- hh. **Timely Submission of Reports.** Respondent shall submit reports on the date they are due and shall appear at scheduled meetings with the Division and Board promptly. Failure to do so shall be considered a violation of this Stipulation and Order.
- ii. **Suspension If Not Working for One Year.** If Respondent does not work in Respondent's licensed profession for a period of one year or longer, then Respondent's license shall be suspended. When Respondent begins working in Respondent's licensed profession and provides the Division with written notice of this fact, and Respondent is otherwise qualified to practice, the suspension shall be immediately lifted.
- jj. **Quarterly Polygraph.** Respondent shall successfully complete a quarterly polygraph examination. The examination shall test Respondent's compliance with the terms and conditions of this Stipulation and Order, including use of drugs and/or alcohol in violation of this Stipulation and Order, and engaging in sexual relations with patients. Respondent shall bear the entire cost of obtaining the polygraph examination. Respondent shall cause the polygraph examiner to provide the Division with the polygraph examination report immediately following the examination. The polygraph examiner shall be pre-approved by the Division.

9. Upon approval by the Director of the Division, this Stipulation and Order shall be the final compromise and settlement of this non-criminal administrative matter, and any hearings or prehearing conferences currently scheduled are hereby vacated. Respondent acknowledges that the Director is not required to accept the terms of this Stipulation and Order and that if the Director does not do so, this Stipulation and the representations contained therein shall be null

and void, except that the Division and the Respondent waive any claim of bias or prejudice they might otherwise have with regard to the Director by virtue of his having reviewed this Stipulation, and this waiver shall survive such nullification.

10. Respondent shall abide by and comply with all applicable federal and state laws, regulations, rules and orders related to the Respondent's licensed practice. If the Division files a Petition alleging that Respondent has engaged in new misconduct or files an Order to Show Cause Petition alleging that Respondent has violated any of the terms and conditions contained in this Stipulation and Order, the period of Respondent's probation shall be tolled during the period that the Petition or Order to Show Cause Petition has been filed and is unresolved.

11. This document constitutes the entire agreement between the parties and supersedes and cancels any and all prior negotiations, representations, understandings or agreements between the parties regarding the subject of this Stipulation and Order. There are no verbal agreements that modify, interpret, construe or affect this Stipulation. Respondent agrees not to take any action or make any public statement, that creates, or tends to create, the impression that any of the matters set forth in this Stipulation and Order are without factual basis. A public statement includes statements to one or more Board members during a meeting of the Board. Any such action or statement shall be considered a violation of this Stipulation and Order.

12. The accompanying Order becomes effective immediately upon the approval of this Stipulation and signing of the Order by the Division Director. Respondent shall comply with all the terms and conditions of this Stipulation immediately following the Division Director's signing of the Order page of this Stipulation and Order. Respondent shall comply with and timely complete all the terms and conditions of probation. If a time period for completion of a

term or condition is not specifically set forth in the Stipulation and Order, Respondent agrees that the time period for completion of that term or condition shall be set by the Division or Board. Failure to comply with and timely complete a term or condition shall constitute a violation of the Stipulation and Order and may subject Respondent to revocation or other sanctions.

13. If Respondent violates any term or condition of this Stipulation and Order, the Division may take action against Respondent, including imposing appropriate sanction, in the manner provided by law. Such sanction may include revocation or suspension of Respondent's license, or other appropriate sanction.

14. Respondent understands that the disciplinary action taken by the Division in this Stipulation and Order may adversely affect any license that Respondent may possess in another state or any application for licensure Respondent may submit in another state.

15. Respondent shall practice only under Respondent's name as set forth in the caption of this Stipulation and Order. If Respondent intends to practice under any other name, then, prior to practicing under any other name, Respondent shall inform the Division in writing, and Respondent and the Division shall enter into an Amended Stipulation and Order, which consists of the new name Respondent intends to practice under, along with all the same terms and conditions in the original Stipulation and Order.

16. Respondent has read each and every paragraph contained in this Stipulation and Order. Respondent understands each and every paragraph contained in this Stipulation and Order. Respondent has no questions about any paragraph or provision contained in this Stipulation and Order.

DIVISION OF OCCUPATIONAL &
PROFESSIONAL LICENSING

RESPONDENT

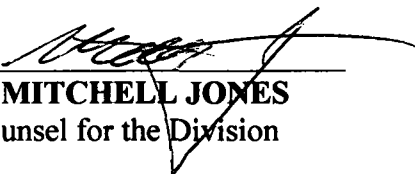
BY: 
LARRY MARX
Bureau Manager

BY: 
JAMES ALLEN MILLER

DATE: 10/27/16

DATE: 10/18/16

SEAN D. REYES
UTAH ATTORNEY GENERAL

BY: 
L. MITCHELL JONES
Counsel for the Division

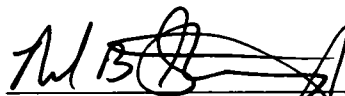
DATE: 24 Oct 16

ORDER

THE ABOVE STIPULATION, in the matter of **JAMES ALLEN MILLER**, is hereby approved by the Division of Occupational and Professional Licensing, and constitutes my Findings of Fact and Conclusions of Law in this matter. The issuance of this Order is disciplinary action pursuant to Utah Administrative Code R156-1-102(7) and Utah Code Ann. § 58-1-401(2). The terms and conditions of the Stipulation are incorporated herein and constitute my final Order in this case.

DATED this 31 day of October, 2016.

DIVISION OF OCCUPATIONAL AND
PROFESSIONAL LICENSING



MARK B. STEINAGEL
Director

Investigator: Larry Marx