

BEFORE THE
BOARD OF NATUROPATHIC MEDICINE
STATE OF OREGON

In the Matter of the License of:

Dr. Christina Winkelman, N.D. ,

Licensee.

Case No. 23-08-32

**CONSENT ORDER AND SETTLEMENT
AGREEMENT**

1.

The Board of Naturopathic Medicine (Board) is the state agency responsible for licensing, regulating, and disciplining naturopathic physicians in the State of Oregon, pursuant to Oregon Revised Statutes (ORS) chapter 685 and Oregon Administrative Rules (OAR) chapter 850. Dr. Christina Winkelman, N.D. (Licensee) is a licensed naturopathic physician in Oregon and is subject to the jurisdiction of the Board.

2.

The parties wish to resolve this matter informally, without any hearing, appeal or judicial review, by entering this Settlement Agreement and Consent Order, pursuant to ORS 183.417(3) on the terms set forth below. The Board finds, Licensee denies, but stipulates to the following:

3.

Licensee's practice includes a treatment known as Low Energy Neurofeedback System (LENS). LENS was created as an alternative to medication for brain-based problems and is often used along with psychotherapy. LENS is a computer-based software program that is connected to an EEG box, which measures brainwaves. LENS directly stimulates biochemical changes that are thought to help the brain regulate itself and works by using electrical signals to help stimulate areas of the brain that may not be performing at their optimal level.

4.

Licensee treated two-year old Patient A with LENS therapy for gut inflammation, diarrhea, constipation, and gas. Patient A had twenty-three (23) LENS treatment sessions from November 19, 2019-May 4, 2020. Licensee did not sufficiently chart subjective findings, assessment or reassessment of Patient A's response to LENS treatment after each session. Licensee chart notes show the same assessment copied repeatedly over the six months of treatment. This conduct is a violation of OAR 850-050-0010(1)(a)(B) Inadequate Charting.

5.

Licensee treated forty-one (41) year old Patient B with LENS therapy for anxiety, PTSD, and the chief complaint of insomnia. Patient B had close to one-hundred and eighty (180) LENS treatment sessions from October 8, 2020-October 4, 2021. Licensee did not sufficiently chart assessment or reassessment of Patient B's response to LENS treatment after each session. Licensee did not chart markers to show or determine whether Patient B's conditions were improving over the 12 months of LENS treatments. This conduct is a violation of OAR 850-050-0010(1)(a)(B) Inadequate Charting.

SETTLEMENT AGREEMENT

6.

The Board finds, and the Licensee denies the findings of facts and conclusions of law regarding the violations referenced in this settlement agreement and consent order. Licensee agrees the Board may enter the Consent Order set forth below, including the following terms and conditions:

A. Reprimand

B. Continuing Education - Four (4) hours of continuing education, approved by the Board related to medical record documentation and responsible documentation amidst evolving technology and reliance on electronic medical records. Licensee shall provide Certificate of Completion within 60 days of signature on this order.

C. Civil Penalty - \$1000, due within 90 calendar days of signature on this Order.

D. Licensee shall comply with the statutes, rules and orders of the Board.

E. Licensee's failure to comply with any term of this order, ORS chapter 685 or OAR chapter 850 shall be grounds for additional discipline by the Board.

F. Licensee enters into this Settlement Agreement and Consent Order voluntarily and without any force or duress. Licensee states that the Board and Board staff have not made promises or representations not stated herein to induce her to sign this document and agree to issuance of the Order.

G. Licensee acknowledges that she had the opportunity to seek the advice of legal counsel. Licensee further acknowledges that she understands and agrees to the terms of this Order.

H. Licensee understands that she has the right to a contested case hearing under the Administrative Procedures Act (ORS Chapter 183), and fully and finally waives any and all right to a hearing and any rights to appeal or otherwise challenge this Settlement Agreement and Consent Order.

I. The parties acknowledge that this Settlement Agreement and Consent Order is a public document.

J. This Settlement Agreement and Consent Order shall take effect on the date it is signed by the Board.

IT IS SO STIPULATED.

Cynthia Winkelman (Aug 9, 2024 14:37 PDT)

Licensee

Aug 9, 2024

Date

CONSENT ORDER

The Board issues the following order:

A. Reprimand

B. Continuing Education - Four (4) hours of continuing education, approved by the Board, related to medical record documentation and responsible documentation amidst evolving technology and reliance on electronic medical records. Licensee shall provide Certificate of Completion within 60 days of signature on this order.

C. Civil Penalty - \$1000, due within 90 calendar days of signature on this Order.

DATED this 9 day of August 2024.

BOARD OF NATUROPATHIC MEDICINE - State of Oregon

A handwritten signature in black ink, appearing to read 'M/B Baptista', with a long horizontal flourish extending to the right.

Mary-Beth Baptista, Executive Director