



CHESTER J. CULVER
GOVERNOR
PATTY JUDGE
LT. GOVERNOR

IOWA BOARD OF MEDICINE
MARK BOWDEN
EXECUTIVE DIRECTOR

October 7, 2009

CERTIFIED MAIL

Kirk Stephan
a.k.a. Kirk Anthony
630 South Dubuque Street
Iowa City, IA 52240

NOTICE TO CEASE AND DESIST

Dear Mr. Stephan:

Recently, the Iowa Board of Medicine (Board) received information which indicates that you have engaged in the unauthorized practice of acupuncture in Iowa in violation of Iowa law. The Board received information which indicates that you advertised acupuncture services and offered acupuncture seminars and personal instruction on a website for the East West Center. The Board has serious concerns that you have engaged in the unlicensed practice of acupuncture in violation of Iowa law. This letter is to formally advise you that you must **CEASE AND DESIST** from engaging in the unauthorized practice of acupuncture in Iowa.

Iowa Code Section 148.E.1 (1) and (4) (2009) defines "Acupuncture" and "Practice of acupuncture" as follows:

1. "*Acupuncture*" means a form of health care developed from traditional and modern oriental medical concepts that employs oriental medical diagnosis and treatment, and adjunctive therapies and diagnostic techniques, for the promotion, maintenance, and restoration of health and the prevention of disease.
4. "*Practice of acupuncture*" means the insertion of acupuncture needles and the application of moxibustion to specific areas of the human body based upon oriental medical diagnosis as a primary mode of therapy. Adjunctive therapies within the scope of acupuncture may include manual, mechanical, thermal, electrical, and electromagnetic treatment, and the recommendation of dietary guidelines and therapeutic exercise based on traditional oriental medicine concepts.

A person who is engaged in the practice of acupuncture is required to obtain an Iowa license. See Iowa Code Section 147.2(1). In the event a person engages in the practice of acupuncture without a license issued by the Board, the office of the Iowa Attorney General is authorized to file a civil action against that person in a state district court to obtain a permanent injunction prohibiting that person from engaging in the unauthorized practice of acupuncture. See Iowa Code Sections 147.83 and 147.92. Furthermore, such unlicensed practice could subject you to criminal charges, as Section 148.6(3) provides that a violation of Section 147.2 is a Class "D" felony.

You are hereby warned that you must **CEASE AND DESIST** from practicing acupuncture without an Iowa acupuncture license. If the Board receives information that you have engaged in the unauthorized practice of acupuncture after the date you receive this letter, a civil injunction action may be filed against you by the office of the Iowa Attorney General, and/or the case may be referred to the county attorney for criminal prosecution.

I strongly advise you to contact your attorney to seek advice regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Siroos S. Shirazi". The signature is written in a cursive style with a horizontal line underneath the name.

Siroos S. Shirazi, M.D., Chairman
Iowa Board of Medicine
400 SW 8th Street, Suite C
Des Moines, Iowa 50309-4686