

Effective May 14, 2007



*Protecting, maintaining and improving the health of all Minnesotans*

May 10, 2007

Mr. Roland D. Hillesland

[REDACTED]

SUBJECT: Determination affecting your right to practice unlicensed complementary and alternative health care in Minnesota.

Dear Mr. Hillesland:

Based on the facts and law in this matter as described in the enclosed Staff Determination, the Minnesota Department of Health (Department) has determined that you violated Minnesota Statutes, secs. 146A.08, subs. 1(e), (f), and (r). Therefore, the Department is revoking your right to practice unlicensed complementary and alternative health practice in Minnesota and assessing a civil penalty of \$1,000. The revocation and assessment of a civil penalty are authorized by Minnesota Statutes, secs. 146A.09, subd. 1(1) and (4).

This decision will be made final and effective 30 days from the date it is received by you. During that 30-day period, you have the right to challenge this decision in a contested-case hearing, as provided under Minnesota Statutes, Chapter 14. Requests for a hearing should be made in writing and include specific grounds for challenging the Department's decision. If you wish to request a hearing, please send a written hearing request, within 30 days of your receipt of this letter to:

Susan Winkelmann, Investigations and Enforcement Manager  
Minnesota Department of Health  
P.O. Box 64882  
Saint Paul, MN 55164-0882

You may also deliver your request to 85 East Seventh Place, Suite 220, St. Paul, MN; or fax it to Ms. Winkelmann at (651) 201-3839. If you have any questions about this matter, please contact Ms. Winkelmann at (651) 201-3722.

Sincerely,

A handwritten signature in cursive script, appearing to read "Darcy Miner".

Darcy Miner, Director  
Compliance Monitoring Division

Enclosure

cc: Tom Hiendlmayr, Director of the Health Occupations Program  
Susan Winkelmann, Manager, Investigations and Enforcement Unit

**HEALTH OCCUPATIONS PROGRAM  
MINNESOTA DEPARTMENT OF HEALTH**

**A Determination In the Matter of  
Roland D. Hillesland  
Unlicensed Complementary or Alternative Health Care Practitioner**

**AUTHORITY**

1. Minnesota Statutes, sec. 146A.09, subd. 1, provides that the Office of Unlicensed Complementary and Alternative Health Care Practice (hereinafter "OCAP") within the Minnesota Department of Health (hereinafter "Department") has the authority to revoke, suspend, censure, reprimand, impose limitations or conditions, and impose a penalty to be fixed as to deprive the practitioner of any economic advantage gained by reason of the violation or to reimburse the office for all costs of the investigation and proceeding when there is a violation of law as defined in Minnesota Statutes, sec. 146A.08, subd. 1.
2. Pursuant to Minnesota Statutes, sec. 146A.01, subd. 4, complementary and alternative health care practices include the broad domain of complementary and alternative healing methods and treatments, including but not limited to: (8) energetic healing and (19) mind-body healing practices. Minnesota Statutes, sec. 146A.01, subd. 6 defines practitioners as those who hold themselves out to the public as being complementary and alternative health care practitioners and does not restrict practitioners to those who provide services for remuneration.
3. Minnesota Statutes, sec. 146A.08, subd. 1(e) prohibits advertising that is false, fraudulent, deceptive, or misleading.
4. Minnesota Statutes, sec. 146A.08, subd. 1(f) prohibits conduct likely to deceive, defraud, or harm the public.
5. Minnesota Statutes, sec. 146A.08, subd. 1(r) prohibits failing to provide each client with a Client Bill of Rights.

**FINDINGS OF FACT**

1. On January 16, 2006, Client One, a resident in Indiana, and a retired Doctor of Chiropractic, learned of an article in Fate Magazine about Practitioner and his ability to heal people. The article stated that Practitioner had an 80% healing success rate. Client One was calling on behalf of his friend, Client Two, who had Olivopontocerebral Atrophy, which is a neurological disease. Practitioner is a resident of Minnesota.
2. In the January 16, 2006, telephone conversation, Practitioner told Client One that Practitioner had been in a motorcycle accident years ago and was given up for dead and after that he had the ability to heal people.

3. After the January 16, 2006, telephone conversation, Client Two paid Practitioner \$500 to heal her. On February 3, 2006, Client One told Practitioner that Client One had Myasthenia Gravis and also wanted healing. After Practitioner told Client One that Practitioner could help him, Client One sent Practitioner a money order in the amount of \$500. Practitioner told Client One that many people wanted Practitioner's services and he would not agree to heal someone if he did not believe he could help them no matter how much they pleaded for his healing. Practitioner said he could help both Clients One and Two.
4. Neither Client One or Client Two's health improved by the actions of Practitioner. When Client Two asked Practitioner about it, Practitioner told Client Two she had no faith and to be patient because it takes time for positive results. When Client One asked Practitioner about his health not improving, Practitioner told Client One to give it another week and that Practitioner was going to California to be interviewed by a Japanese TV station about the story of Practitioner's life.
5. Client One stated that he was feeling desperate when he requested Practitioner's healing and was under a lot of stress at that time.
6. In a telephonic interview with Department staff on January 30, 2007, Practitioner told Department staff that 22 years ago he died after being hit by an auto while riding his motorcycle. Practitioner said he was dead for 12 minutes and then jumped up and felt weird. Practitioner stated he had no bruises or cuts and was able to walk home from the hospital. Practitioner stated that 10 years after the accident, he discovered he could feel the pain of others and he started healing people about two years later. Practitioner stated that he healed a woman with pancreatic cancer who had a life expectancy of six months, though Practitioner did not have the woman's name. Practitioner stated that Department staff's questions were "annoying".
7. Practitioner stated that he has not practiced healing since April 4, 2006, due to his own medical problems. Practitioner stated that he had healed between 800 and 1200 people and his fees were between zero dollars and \$500.00. Practitioner stated that he did not claim these fees as income since he considered the money to be a gift. Practitioner does not retain any records. Practitioner states that his success rate is over 50% based on conversations with people. Practitioner's work history includes being a laborer and a truck driver.
8. Minnesota Scott County Sheriff's office investigated this matter and the county attorney did not bring criminal charges.

### CONCLUSION

Practitioner violated Minnesota Statutes, secs. 146A.08, subds. 1(e), (f) and (r).

## DETERMINATION

1. Practitioner's right to practice unlicensed complementary and alternative health care practice in Minnesota is revoked.
2. Practitioner must pay a civil penalty in the amount of \$1,000 representing the economic advantage gained by the violation within 30 days of the effective date of this order. The payment must be made payable to "State of Minnesota, Treasurer" and mailed to the Health Occupations Program, Minnesota Department of Health, P.O. Box 64882, St. Paul, MN, 55164-0882, or other address as designated by Department staff. If Practitioner fails to submit the payment, the Department will refer the matter for collection to the Minnesota Collection Enterprise (MCE) in the Minnesota Department of Revenue, or another source for collection. MCE is authorized by Minnesota Statutes, sec. 16D.17 to obtain a judgment against Practitioner without further notice or proceedings.