

BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
STATE OF OREGON

In the Matter of)	
)	Case # 2008-5016
Dirk Leon Friedt)	
)	
CA Applicant.)	FINAL ORDER BY DEFAULT
_____)	

The Oregon Board of Chiropractic Examiners (hereafter "Board" or "OBCE") is the state agency responsible for licensing, regulating and disciplining chiropractic physicians and certified chiropractic assistants in the State of Oregon. Dirk Leon Friedt (hereafter "Applicant"), has requested to be certified by the Board to practice as a chiropractic assistant in Oregon.

Findings of Fact

1.

On July 10, 2008, the OBCE received Applicant's application for a license to practice as a certified chiropractic assistant in Oregon. All requirements of the application process were met and the application was forwarded to Executive Director Dave McTeague for the Board to review and approve.

2.

Applicant stated in his application dated July 10, 2008, that he was not arrested for, or charged with, a violation, misdemeanor or felony.

3.

After receipt of the application, an investigation began by the Board. A check of Applicant's history showed the following:

Applicant was convicted of driving while suspended in November 2006 and June 2007. Applicant had been arrested for assault 4 and harassment in March 1987 and pled guilty on April 24, 1987 to harassment in Washington County case No.: M 70681, and in March 1998, Applicant was arrested for resisting arrest and harassment and was convicted on August 18, 2003 for harassment in Washington County Court Case No.: D9801164M.

4.

In the application question number 4 regarding whether Applicant had received disciplinary sanction under any professional license was answered yes by Applicant. Applicant had previously been a licensed acupuncturist by the Oregon Medical Board and in 1998 a Final Order was issued by the Board in regards to license number A C 00052. In that matter Applicant had provided care to various patients and had instructed numerous patients to discontinue their

prescribed medication for various medical conditions, failed to advise or suggest they should consult with their regular physicians regarding those recommendations, and advised a patient she had over 16,000 entities from past lives which were causing her medical problems and had failed to practice within the standard of care of acupuncture. The Oregon Medical Board found that to advise patients to discontinue their regular medications without consulting with a medical doctor was detrimental to the best interests of the public and constituted unprofessional and dishonorable conduct in violation of their statutes. A hearing was held and a final order was issued finding applicant in violation and issuing an indefinite suspension of his acupuncture license on January 28, 1999 until certain conditions were met. Currently Applicant does not have an active acupuncture license with the Oregon Medical Board.

5.

On July 29, 2008, the Notice of Proposed Denial was sent to applicant at 11105 SW Hazelbrook Road, Tualatin, Oregon. Certified mail came back marked return to sender, refused, unable to forward. The notice was resent by regular mail to the same address on August 5, 2008 and came back on September 2, 2008 marked, moved, left no address, unable to forward. It was sent to PO Box 205056 Tualatin Oregon on August 11, 2008, and that came back on August 22, 2008 with attempted not known, marked on it. The notice was then e mailed to Applicant at drdirkfriedt@yahoo.com on August 27, 2008. The email was not bounced back to the Board. Soon after, the Board received a call from Applicant inquiring about the license and he was notified about the Notice of Proposed Denial. He was verbally told that a hearing could be requested in writing. Since then, no contact from applicant has occurred.

Conclusions of Law

6.

The Board finds that the acts and conduct of Applicant described above violates the standards as set forth in the statutes and rules for authorized ancillary personnel pursuant to ORS 684.155. Specifically, OAR 811-010-0100 (14) allows the Board to refuse to grant a license to any applicant upon a finding of unprofessional or dishonorable conduct. In addition, OAR 811-010-0100 (14) also allows for refusal of a license for fraud or misrepresentation in applying for or procuring a certification.

The Board finds that there were intentional misrepresentations in the application for the certification in terms of applicant's arrest and conviction history. In addition, the Board finds that there is a discipline history with this applicant, since 1999 of unprofessional and/or dishonorable conduct. The Board has reviewed the 1999 Oregon Board of Medicine order and finds that the facts surrounding that order substantiate a continual pattern of behavior of the applicant constitutes unprofessional and/or dishonorable conduct that warrants denial of the certification. The Board has grave concerns about applicant's ability to practice chiropractic assistance with his patient's best interests in mind.

Order

7.

The Board hereby denies Applicant's request to be certified as a chiropractic assistant.

DATED October 21, 2008,

BOARD OF CHIROPRACTIC EXAMINERS
State of Oregon

Original signature on file at OBCE.

By:

Dave McTeague, Executive Director

Appeal Rights:

You are entitled to judicial review of this order in accordance with ORS Chapter 183.480.

You may request judicial review by filing a petition in the Court of Appeals in Salem, Oregon within 60 days from the date of this order.

State of Oregon

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Case # 2008-5016

County of Marion


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Dirk Leon Friedt,

Chiropractic Assistant Applicant

I, Dave McTeague, being first duly sworn, state that I am the Executive Director of the Oregon Board of Chiropractic Examiners, and as such, am authorized to verify pleadings in this case: and that the foregoing Notice of Proposed Disciplinary Action is true to the best of my knowledge as I verily believe.

Original signature on file at OBCE.


Dave McTeague, Executive Director
Oregon Board of Chiropractic Examiners

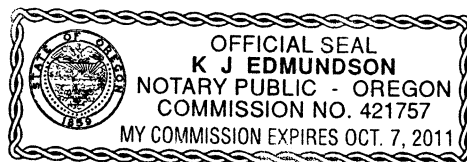
SUBSCRIBED AND SWORN to before me

this 21st day of October, 2008

Original signature on file at OBCE.

NOTARY PUBLIC FOR OREGON

My Commission Expires: 10/7/11



Certificate of Service

I, Dave McTeague, certify that on October 21, 2008, I served the foregoing Final Order by Default upon the party hereto by mailing, regular mail, postage prepaid, a true, exact and full copy thereof to:

Dirk Leon Friedt
11105 SW Hazelbrook Rd
Tualatin, Oregon 97062

Original signature on file at OBCE.

Dave McTeague
Executive Director
Oregon Board of Chiropractic Examiners