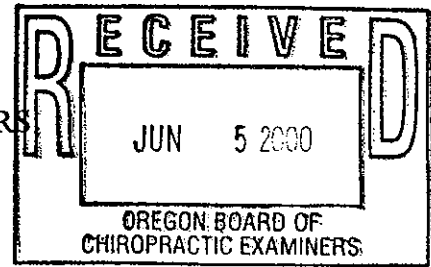


BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
STATE OF OREGON



In the Matter of
Christopher Hagen

Applicant

)
) Case # 2000-3001
)
)
) STIPULATION AND ORDER
) OF WITHDRAWAL
)

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. Christopher Hagen (hereafter "Applicant"), is an applicant to the Board to practice as a chiropractic physician in Oregon.

1.

On December 23, 1999, the OBCE received Applicant's application for a license to practice as a chiropractic physician in Oregon. All requirements of the application process were met and the application was forwarded to Executive Director Dave McTeague who presented the application to the Board for their review.

2.

On March 7, 2000, the Board issued a Notice of Proposed Denial of Licensure, referred and incorporated by reference herein as Proposed Order. The Proposed Order was served on Applicant on March 7, 2000.

3.

Applicant did not request a contested case hearing nor did applicant respond to the Proposed Order.

4.

On April 3, 2000, applicant contacted the Board and notified them that he wished to withdraw his application for licensure before the Board.

5.

On May 17, 2000, the Board reviewed the request for withdraw and granted that withdraw with the condition that if applicant reapplies for a license to practice Chiropractic in the State of Oregon, the Board will consider, as part of its decision to grant a license, this Stipulation and case materials in addition to the documents gathered in investigation of this matter, as well as any interim conduct of the applicant.

6.

The Board and applicant hereby agree that the Proposed Order of Denial of Licensure is hereby withdrawn, without prejudice.

ORDER

Now therefore, pursuant to the above it is hereby ordered that:

1. The application of Christopher Hagen is hereby withdrawn.
2. If applicant reapplies for a license to practice Chiropractic in the State of Oregon, the Board will consider, as part of its decision to grant a license, this Stipulation and case materials in addition to the documents gathered in investigation of this matter, as well as any interim conduct of the applicant.

3. The Proposed Order of Denial of Licensure is hereby withdrawn without prejudice.

IT IS SO STIPULATED this 1st day of June 2000.

Original signature on file
at the OBCE office.

Christopher Hagen, Applicant

BOARD OF CHIROPRACTIC EXAMINERS
State of Oregon

Original signature on file
at the OBCE office.

By:

Dave McTeague, Executive Director

Date: 5-29-2000

1 information which included the amended charging document with a File date of June 16, 1995
2 which charged that Applicant:

3
4 "between the 1st day of January, 1982 (crossed out and amended on copy
5 provided by Applicant (?)), through the 31st day of December, 1984, did
6 knowingly cause S.A.H. (female dob:11-08-78), a human being, not his spouse to
7 have sexual contact with him or another by forcible compulsion, in violation of
8 RCW 9A.44.100 (1) (a), contrary to the statutes in such cases made and provided,
9 and against the peace and dignity of the state of Washington.

10
11 This crime is a "most serious offense" pursuant to the Persistent Offender
12 Accountability Act (Chapter 1, Section 3, Laws of 1994).

13
14 Applicant also provided a copy of a "Memorandum of Disposition" for case no 95-00553-5,
15 Clark County, Washington, date filed September 1, 1995 and a State of Washington Department
16 of Corrections document filed Feb. 9, 1999 indicated Applicant had completed 36 months of
17 community supervision and other provisions, and provided an undated copy of a memorandum
18 from Levi B. Migneault, M.S.W., Psy.D., Washington State Certified as Sex Offender Treatment
19 Provider which stated:

20
21 "...he is well advised to never as part of a professional practice to be alone with
22 any minor child nor conduct a session which includes hands-on contact with any
23 female or male person under the age of 18, even with someone else present."

24

25

3.

26 Further investigation by the OBCE revealed that Applicant is a registered sex offender
27 in the State of Oregon. The Oregon State Police reviewed his Washington conviction of Indecent
28 Liberties and equated it to a Rape III, a felony conviction, which would be considered an offense
29 requiring sex offender registration. The original charging document provided to the OBCE by
30 Clark County, date filed March 24, 1995, indicated the original charge was that Applicant:

31

1 "between the 1st day of January, 1982, through the 31st day of December, 1984,
2 did engage in sexual intercourse with another to-wit: S.A.H. (female dob:11-08-
3 76), who was less than eleven years old, in violation of RCW 9A.44.100 (1) (a),
4 contrary to the statutes in such cases made and provided, and against the peace
5 ;and dignity of the state of Washington.

6 Further information provided to the OBCE by Clark County, date filed September 1, 1995,
7 included the "Judgement and Sentence (Special Sex Offender Sentencing Alternative)"
8 document (Attachment 1) indicating Applicant was found guilty by plea of Indecent Liberties, in
9 violation of 9A.44100(1)(2), for violations which occurred on or about July 1, 1994 to December
10 13, 1984. The maximum term for this conviction is 10 years and/or \$20,000. This document
11 rated the "seriousness level" as VII and included the statement, "Parties stipulate that the
12 defendant will be on community supervision for a period of 3 years and that the defendant abide
13 by the conditions (Attachment 1) imposed by the court while on such community supervision."
14

15 4.

16
17 The Board finds that the acts and conduct of Applicant described constitute a conviction
18 of a felony involving moral turpitude, and proposes to deny the application for a license to
19 practice as a chiropractic physician in Oregon under the provisions of:

20 **ORS 684.100 (1)(d)**

21 (1) The State Board of Chiropractic Examiners may refuse to grant a license to
22 any applicant, or may discipline a person upon any of the following grounds:

23
24 (d) A conviction of a felony or misdemeanor involving moral turpitude. A copy of
25 the record of conviction, certified to by the clerk of the court entering the
26 conviction, is conclusive evidence of the conviction.
27

28 (A copy of the record of conviction is Attachment 1.)
29
30

