### BEFORE THE BOARD OF CHIROPRACTIC EXAMINERS STATE OF OREGON

| In the Matter of                         | )           | G   |
|--|-------------|---|
| Ada Carolina Umanzor Sosa, CCA Applicant | )           | Case # 2017-5003                          |
|  | )<br>)<br>) | FINAL DEFAULT ORDER DENIAL OF CERTIFICATE |

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. Ada Carolina Umanzor Sosa (hereafter "Applicant"), applied for a license as a certified chiropractic assistant in Oregon.

Findings of Fact 1.

On February 2, 2017, the Board received Applicant's application for a certificate to practice as a certified chiropractic assistant in Oregon. On question five of the application, where Applicant was asked if she had ever been arrested or charged with a violation, misdemeanor or felony, Applicant responded yes. However, when she answered the question more fully, Applicant only divulged a March 2016 arrest for Theft 2 misdemeanor and failed to disclose she also had a November 30, 2016 arrest for Theft 1 Felony. Investigation showed that Applicant was charged with Theft in the 2<sup>nd</sup> degree on February 24, 2016, in Washington County in case D 1607231M. Applicant pled guilty to that offense. On December 7, 2016, Applicant was charged with Theft in the First Degree for suspicious transactions that occurred while she was a cashier at Macy's in Washington County, in case 16CR77881. The allegations were that Applicant was switching tags and selling items for lower prices. The Grand Jury returned an indictment for a misdemeanor, theft in the second degree. There was a May 2017 trial date set in this matter. Applicant did not divulge this charge in her application. On January 7, 2017, the Board inquired of Applicant to provide a written explanation as to the circumstances of her conviction and arrest history and she did not respond to the December 2016 charge.

2.

The Board was concerned at Applicant's untruthfulness in her application and Applicant's arrest/conviction history and the types of arrests that were made by law enforcement.

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On April 18, 2017, the Board served Applicant with a Proposed Denial of Certificate. In that proposed denial, the Board indicated to Applicant that if she did not request a hearing the Board would use their file herein as evidence for a default order. Applicant did not request a hearing.

## Conclusions of Law

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The Board finds that the acts and conduct of applicant in his application and responses to such, are cause to refuse to grant a certificate to Applicant. The arrest and conviction history as noted above, is a violation of **OAR 811-010-0110(15)(a)(b)and (m)** unprofessional or dishonorable conduct and conviction of a misdemeanor involving moral turpitude or a felony. The Board also feels that Applicant's dishonesty in the application regarding her conviction and arrest history is also unprofessional conduct. The Board also feels pursuant to ORS 670.280(3) the arrest history and convictions are substantially related to the fitness and ability of the applicant to engage in the activity for which the license is required. In addition, Applicant's failure to respond to the Board inquiry for further information was in violation of OAR OAR 811-010-0110((16)(t).

### Order

5.

Due to the aforementioned violations, the OBCE hereby denies a certificate to applicant.

DATED this 18 day of July, 2017.

# **BOARD OF CHIROPRACTIC EXAMINERS**State of Oregon

By: Original signatures are on file in the OBCE administrative office.

Cassandra C. McLeod-Skinner, J.D.

Executive Director, Oregon Board of Chiropractic

#### 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 with the Court of Appeals in Salem, Oregon Within 60 days from the date of this order.

Examiners

### **CERTIFICATE OF SERVICE**

I, Cassandra C. McLeod-Skinner, certify that on July \_\_\_\_\_\_\_, 2017, I served the foregoing Final Default Order upon Applicant the party hereto, by mailing, certified mail, postage prepaid, a true, exact and full copy thereof to:

Ada Carolina Umanzor Sosa 14440 SW Teal Blvd Suite 2D Beaverton OR 97008

Original signatures are on file in the OBCE administrative office.

Cassandra C. McLeod-Skinner, J.D. Executive Director Oregon Board of Chiropractic Examiners