

BEFORE THE  
BOARD OF CHIROPRACTIC EXAMINERS  
STATE OF OREGON

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OREGON BOARD OF  
CHIROPRACTIC EXAMINERS

In the Matter of )  
 ) Case # 2016-5014  
Thomas Vanidestine )  
 )  
DC Applicant )  
 ) FINAL STIPULATED ORDER  
 )  
\_\_\_\_\_ )

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. Thomas Vanidestine (hereafter "Applicant"), applied for a license as a chiropractor in Oregon. The Board issues the following order.

Findings of Fact

1.

On July 14, 2016, the Board received Applicant's application for a chiropractic license in Oregon. On question seven of the application where Applicant was asked if he had ever been arrested or charged with a violation, misdemeanor or felony, Applicant responded yes. Applicant also answered yes to question 8 which inquired if he had ever been convicted of, pled guilty to, or pled no lo contendre to any offense, misdemeanor, or felony which could have led to imprisonment. During the investigation of his application and background, the Board felt that Applicant minimized his past criminal conduct of which he was charged and convicted and lacked full disclosure with his application .

The investigation revealed that Applicant had been arrested in the state of Maine on two occurrences. Once for drinking in public, and another for domestic violence assault, criminal threatening, domestic violence terrorizing, and had subsequently been charged with violating conditions of release in relation to those charges. Applicant was convicted of drinking in public, and of disorderly conduct.

In addition, during the application process, Applicant became rude and aggressive in his demeanor with Board staff and the Board felt that Applicant showed a level of entitlement and disregard for staff during the application process and attempted to manipulate the Board afterward by inappropriate ex parte contact with individual board members.

The Board voted, at their September 2016 meeting, to allow Applicant to sit for the chiropractic exam. Applicant has passed the required examinations for licensure.

### Conclusions of Law

2.

The Board finds that the acts and conduct of Applicant in his application and responses to such, may be cause to refuse to grant a license to Applicant, however the Board is willing to allow a license to be issued with some requirements. The misrepresentations in the responses to questions regarding criminal convictions is in violation of **OAR 811-035-0015(16)**.

### Agreement

3.

This matter having come properly before and been considered by the Board, Applicant having voluntarily stipulated and consented to the issuance and entry of this order by signing below:


IT IS HEREBY ORDERED THAT:

1. Applicant will be granted his licensure for Chiropractic.
2. Applicant's license will have the following conditions:
  - a. He must disclose his complete criminal history including conviction history to any and all chiropractic physicians or employers with whom he seeks employment;
  - b. Applicant will inform the Board of all civil and criminal actions against him or any citation that involves Applicant;
  - c. Applicant will have no incidents with alcohol and/or violent behavior. If any incidences occur, Applicant is required to report those to the Board within 10 days of occurrence. Failure to do so will be considered a violation of this final order.
3. Failure to abide by the terms of this Stipulated Final Order will result, after investigation and due process, in the revocation of the license.

4. By signing this stipulation, Applicant understands that he has been advised of his right to request a hearing on this matter and agrees to waive this right to a hearing or appeal of this matter.

Date: 11/10/2016


By:

  
Thomas Vanidestine Applicant

**BOARD OF CHIROPRACTIC EXAMINERS**  
State of Oregon

Date:

By:

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

State of Oregon ) Case # 2016-5014  
County of Marion )

I, Cassandra C. Skinner, 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 Final Stipulated Order is true to the best of my knowledge as I verily believe.

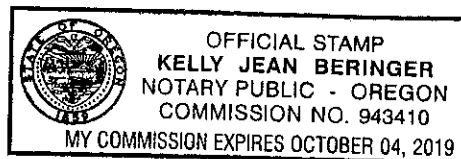
Cassandra C. Skinner J.D., Executive Director  
Oregon Board of Chiropractic Examiners

SUBSCRIBED AND SWORN to before me

this 4th day of November, 2016

NOTARY PUBLIC FOR OREGON

My Commission Expires: 10/04/2019



**CERTIFICATE OF SERVICE**

I, Cassandra C. Skinner, certify that on November 7, 2016, I served the foregoing Final Stipulated Order upon Applicant, the party hereto, by mailing, certified mail, postage prepaid, a true, exact and full copy thereof to:

Thomas Vanidestine  
530 NW 23<sup>rd</sup> Ave #304  
Portland OR 97210

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