BEFORE THE BOARD OF CHIROPRACTIC EXAMINERS STATE OF OREGON

In the Matter of)	. •
)	Case # 2014-5004
Yuri Anatoly Feitser, 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. Yuri Anatoly Feitser (hereafter "CA applicant"), applied for a license as a certified chiropractic assistant in Oregon. The Board denies the certificate of the above applicant on the following basis:

Findings of Fact

1.

On December 12, 2013, the OBCE received CA's application for a certificate to practice as a certified chiropractic assistant in Oregon. On question four of the application where Applicant was asked if he ever received a disciplinary sanction under any professional license or certification, Applicant responded yes. On question five of the application where Applicant was asked if he had ever been arrested or charged with a violation, misdemeanor or felony, Applicant responded yes. In the explanation for that response, Applicant provided a written statement that he received two misdemeanors in 2009 for possession of cocaine and unlawful entry to a motor vehicle. He also received a felony conviction in April 2012 for possession of heroin. A check of Applicant also showed that from 2005 to 2009 he had 15 convictions of traffic violations as well. Investigation showed convictions as noted above. Applicant served 15 days in jail for the heroin conviction.

2.

Applicant was also a licensed massage therapist in Oregon and on April 19, 2010 a Proposed Notice to Revoke his license was issued by the Oregon Board of Massage Therapy. On August 23, 2010 Applicant signed a Final Stipulated Order from the Massage Board agreeing to be disciplined and was suspended for six months, had to pay a \$1000 civil penalty, and was required to perform 30 hours of community service.

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On March 25, 2014, Applicant was sent a Notice of Proposed Denial of Certificate. Licensee signed for and received this Notice on April 9, 2014. License was provided 60 days in which to respond and request a hearing. No request for hearing was received.

Conclusions of Law

4.

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 criminal convictions and history of conviction for a felony regarding use of heroin, in addition to the lengthy involvement with traffic infractions. The Board may deny a certificate for conviction of a misdemeanor involving moral turpitude or a felony pursuant to **OAR 811-010-0110(14)(c)**. The Board finds that a misdemeanor convictions for possession of cocaine and unlawful entry to a motor vehicle, and felony conviction for heroin possession are crimes involving moral turpitude. In addition, pursuant to **OAR 811-010-0110(16)(x)** receiving a suspension or revocation of a certificate or license for a chiropractic assistant or other license or certificate, for similar acts are cause for denial of a certificate.

5.

Applicant's application for a chiropractic assistant certificate is denied.

DATED June 9, 2014

BOARD OF CHIROPRACTIC EXAMINERS

State of Oregon

By:

Dave McTeague, Executive Director
Oregon Board of Chiropractic Examiners

A party is entitled to judicial review of the Final Order. Judicial review is by the Oregon Court of Appeals pursuant to the provisions of ORS 183.482. Judicial review may be obtained by filing a petition for review with the Office of State Court Administrator, Supreme Court Building, Salem, Oregon 97310. ORS 183.482 requires that an appeal is requested by filing a petition in the Court of Appeals within 60 days following the date the order upon which the petition is based is served.

State of Oregon) Case # 2014-5004

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County of Marion

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 Final Order by Default is true to the best of my knowledge as I verily believe.

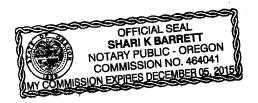
Dave McTeague, Executive Director Oregon Board of Chiropractic Examiners

SUBSCRIBED AND SWORN to before me

this $\frac{9-t\lambda}{}$ day of $\frac{}{}$, 2014

Yuri Anatoly Feitser

NOTARY PUBLIC FOR OREGON
My Commission Expires: Dec 5 2015



Certificate of Service

I, <u>Dave McTeague</u>, certify that on June 9, 2014, I served the foregoing Final Order by Default upon the party hereto by mailing, certified mail, postage prepaid, a true, exact and full copy thereof to:

Yuri Anatoly Feitser 10767 SE Melira Dr. Happy Valley, Oregon 97080

Dave McTeague
Executive Director
Oregon Board of Chiropractic Examiners