

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

In the Matter of	)	STIPULATED FINAL ORDER
	)	(Conditions on License)
Leslie Rutherford, Applicant	)	
	)	
	)	Case # 2008-5015
CCA Applicant.	)	

The Board of Chiropractic Examiners (Board) is the state agency responsible for licensing, regulating and disciplining chiropractic physicians in the State of Oregon. Leslie Rutherford (Applicant) is applying for a license by the Board to practice as a certified chiropractic assistant in the State of Oregon.

1.

The Board received Applicant's application to be certified as a Chiropractic Assistant on March 11, 2008. In the application, when asked in question number 5 if he had ever been arrested for or charged with a misdemeanor or felony, Applicant responded yes. When asked if he had ever been treated for substance abuse of any kind, Applicant responded yes. When asked if he had been convicted of or pled guilty to any offense which could have resulted in imprisonment, he responded yes.

2.

On July 20, 2006, Applicant was indicted in South Dakota for possession and intent to distribute marijuana, and possession of more than ten pounds of marijuana. On January 22, 2007, Applicant pled guilty to possession of one to ten pounds of marijuana, a class four felony. He was sentenced to two years state penitentiary with that suspended, on condition that he was on probation for two years, and submit to random urine testing.

In his application, Applicant takes responsibility for his conviction and states that he regrets his lack of foresight and takes responsibility as to this conviction. He also stated that he is committed to not using drugs or drug distribution and has attended the Chrysalis recovery program to assist him with his drug free life.

3.

The Board finds that the acts and conduct of applicant in his application are cause to place limitations on applicant's CCA license. The Board may limit Applicant's CCA license for conviction as per OAR 811-010-0110(14)(c). The Board finds that a felony conviction for possession of marijuana is a crime involving moral turpitude. The Board also finds that the facts and circumstances of the conviction bear a relationship to the specific professional standards.

4.

1 Agreement

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

5  
6  
7 IT IS HEREBY ORDERED THAT:

- 8 a. Applicant will be granted his license to practice as a Certified Chiropractic Assistant.  
9  
10 b. Applicant must fully disclose his conviction history to any and all chiropractic  
11 physicians with whom he seeks employment.  
12  
13 c. Applicant will cause a letter to be sent to the OBCE within 14 days of his  
14 employment from any current or future chiropractic employers that they have been  
15 informed of his conviction history and this order.  
16  
17 d. Applicant must undergo 2 random urine drug screens each year for a period of two  
18 years from the date this order is final. That screening will include a comprehensive  
19 panel of drugs specifically tested for health care professionals. These screenings will  
20 be at Applicant's expense. The results of those screenings will be provided to the  
21 Board.  
22  
23 e. Failure to abide by the terms of this Consent Order, after investigation and due  
24 process, may result in further action by the Board.  
25  
26 f. Applicant understands this is a public document.  
27

28 Effective upon the signing of both parties.  
29

30 BOARD OF CHIROPRACTIC EXAMINERS  
31 State of Oregon

32 Original signatures on file  
33 at the OBCE office.

34 By:

35 Dave McTeague, Executive Director

36 Date: June 29, 2008

37 Original signatures on file  
38 at the OBCE office.

39 By: Leslie Rutherford, Applicant ✓

40 Date: June 25, 2008  
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