

FROM:Balance Chiropractic TO:15033621260 02/21/2018 09:50:35 #190 P.002/006

BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
STATE OF OREGON

In the Matter of)	
)	Case # 2017-5026
Becky Silva, applicant CCA)	
)	
)	STIPULATED FINAL ORDER
)	RESTRICTED 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. Becky Silva (hereafter "Applicant"), applied for a license as a certified chiropractic assistant in Oregon. The Board proposes to grant the certificate of Applicant with specific restrictions based on the following basis:

FINDINGS OF FACT

1.

On August 28, 2017, the OBCE received Applicant's application 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. Applicant also stated on question 7; she had been convicted or pled guilty to a misdemeanor or felony. In her initial response, she said she was involved in a domestic violence situation and had a no contact order and was jailed for violating the no contact order. She said she pled guilty to that charge. In a further response, Applicant stated she was arrested in 2009 for an altercation with her boyfriend and was tried for assault. She pled guilty to a failure to appear. In July 2016, there was another altercation with her child's father which resulted in charges of assault 4 and malicious mischief 3. Court records show that in March 2010, Applicant was found guilty on a failure to appear. On March 13, 2010, she was arrested on an Assault 4; on July 26, 2016, she was arrested on an Assault 4 and malicious mischief. On September 19, 2017, Applicant entered into a Continuance for Dismissal with Washington state on the 2016 charges and on that date the case was dismissed. (Adams County State of Washington case 6Z0721498)

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CONCLUSIONS OF LAW

2.

The Board finds that the acts and conduct of Applicant in her application and responses to such, are cause to refuse to grant a certificate to Applicant. 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 conviction for failure to appear is a crime involving moral turpitude. The Board also finds that the facts and circumstances of the conviction bears a relationship to the specific professional standards and prevents the board from determining that the Applicant is fit to hold the certificate under ORS 670.280.

4.

ORDER

Therefore, pursuant to ORS 183.415(5) and ORS 684.100(9)(e) the OBCE orders:

1. The parties have agreed to enter into this stipulated final order. Applicant agrees to the entering of this final order. Applicant agrees that she is aware of her right to a hearing with her attorney present to contest the charges and hereby waives that right and agrees to entry of this order. The signature of this order also waives any right to appeal. The parties wish to settle and resolve the above matter without further proceedings.
2. Applicant will receive her Certified Chiropractic Assistant Certificate.
3. Applicant is required to notify all employers of her criminal arrests and convictions. Applicant agrees to notify her current employer of this order and provide a copy to the employer.
4. Applicant agrees to abide by the terms of any remaining criminal probation requirements and agrees that the Board shall receive updates about the completion of her probation if applicable. Applicant agrees to instruct all professionals participating in her probation to promptly respond to the Board regarding her compliance and to immediately report any violations of her probation to the Board.
5. Failure to complete this final stipulated order with the terms so stated, may result in further discipline, up to and including, revocation.

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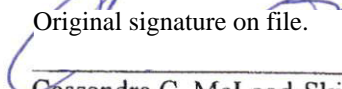
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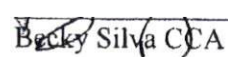
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I have fully read and fully understand all of the above facts and agree to the above terms:

IT IS SO ORDERED DATED this 21st day of February, 2018.

BOARD OF CHIROPRACTIC EXAMINERS
State of Oregon

By:  Original signature on file.
Cassandra C. McLeod-Skinner, J.D.
Executive Director

By:  Original signature on file.
Becky Silva CCA

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State of Oregon)
County of Marion) Case # 2017-5026

I, Cassandra C. McLeod-Skinner, being first duly sworn, state that I am the Executive Director of the Board of Chiropractic Examiners of the State of Oregon, and as such, am authorized to verify pleadings in this case: and that the foregoing Final Order is true to the best of my knowledge as I verily believe.

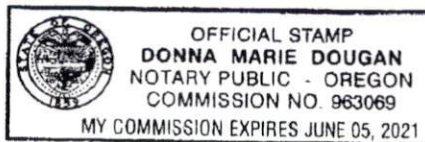
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Cassandra C. McLeod-Skinner, J.D.
EXECUTIVE DIRECTOR
OREGON BOARD OF CHIROPRACTIC EXAMINERS

SUBSCRIBED AND SWORN to before me
this 12th day of February, 2018.

Original signature on file.

NOTARY PUBLIC FOR OREGON
My Commission Expires: 6-5-21



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CERTIFICATE OF SERVICE

I, Cassandra C. McLeod-Skinner, certify that on February 12, 2018, I served the foregoing Stipulated Final Order upon Applicant, the party hereto, by mailing via USPS, and email, a true, exact and full copy thereof to:

Becky Silva
920 W 14th Place
Kennewick WA 99337

Original signature on file.

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