

BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
STATE OF OREGON

In the Matter of)
) Case # 2010-5017
Tristan N. Squires, applicant CCA)
)
) **FINAL ORDER BY DEFAULT**
) **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. Tristan N. Squires (hereafter “CCA applicant”), applied for a license as a certified chiropractic assistant in Oregon.

Findings of Fact

1.

On August 20, 2010, the OBCE received CCA’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. In the attached explanation for that response, Applicant provided a handwritten statement that she had a felony conviction for theft in the first degree while working at the Bank of America. The investigation revealed that on June 17, 2010 Applicant was convicted in Clackamas County Circuit Court for Theft in the first degree. Applicant said that approximately \$7000 was missing from the bank over four different periods and that her drawer was short the amounts. Applicant indicated to the Board that she was wrongly accused, yet pled guilty. Applicant pled guilty and was ordered to pay court assessments, serve 30 days in jail, be on supervised probation for a period of 24 months and complete 80 hours of community service.

2.

On question 7 of the application where it asks if they have ever been convicted of, pled guilty, or no contest to any offense, misdemeanor or felony which could have resulted in imprisonment, Applicant responded yes.

3.

Applicant did not have any other information to provide to the Board as to her allegation that she was wrongly accused, yet pled guilty to the crime.

4.

On September 27, 2010, a Proposed Denial of Certificate was sent to Applicant. This notified her to request a hearing in writing within 60 days. Applicant responded by email on 9/27/2010 expressing her disappointment, however, she did not request a hearing. Applicant is now in default. In the Proposed Notice, Applicant was notified that the record herein would be used as the record for default as a prima facie case. Applicant is in default and has failed to request a hearing.

Conclusions of Law

5.

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 misdemeanor conviction for theft I is a crime involving moral turpitude. In addition, since the theft was directly from her employer, the Board finds that this has bearing on her ability to be a Chiropractic Assistant in a professional setting. This is pursuant to ORS 670.280.

Order

6.

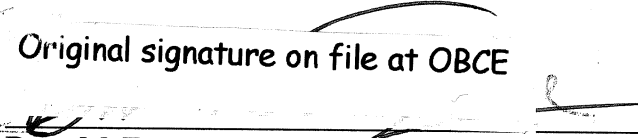
Applicant is hereby denied a certificate as a chiropractic assistant.

DATED December 2, 2010

BOARD OF CHIROPRACTIC EXAMINERS
State of Oregon

Original signature on file at OBCE

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.

Certificate of Service

I, Dave McTeague, certify that on December 2, 2010, I served the foregoing Final Order by Default upon the party hereto by mailing, regular mail, postage prepaid, a true, exact and full copy thereof to:

Tristan Squires
11659 SW Teal Blvd, Apt. G
Beaverton, Oregon 97007

Email to: tristan.squires@gmail.com

Original signature on file at OBCE

Dave McTeague
Executive Director
Oregon Board of Chiropractic Examiners