



Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board

Occupational Therapy Section
September 8, 2016
9:30 a.m.

Members Present

Rebecca Finni, OTR/L
Jean Halpin, OTR/L, Chair
Mary Beth Lavey, COTA/L, Secretary
Kimberly Lawler, OTR/L

Members Absent

Beth Ann Ball, OTR/L

Legal Counsel

Melissa Wilburn, AAG

Staff

Shannon Gorey, Investigator

Guests

Nicole Lucio

Call to Order

Jean Halpin, Section Chair, called the meeting to order at 9:30 a.m.

The Section began the meeting by reading the vision statement.

The Occupational Therapy Section is committed to proactively:

- Provide Education to the Consumers of Occupational Therapy Services;
- Enforce Practice Standards for the Protection of the Consumer of Occupational Therapy Services;
- Regulate the Profession of Occupational Therapy in an Ever-Changing Environment;
- Regulate Ethical and Multicultural Competency in the Practice of Occupational Therapy;
- Regulate the Practice of Occupational Therapy in all Current and Emerging Areas of Service Delivery.

Approval of Minutes

Action: Rebecca Finni moved that the minutes from the July 7, 2016, meeting be approved as submitted. Mary Beth Lavey seconded the motion. The motion carried.

Action: Kimberly Lawler moved that the Section go into executive session pursuant to section 121.22 (G)(1) of the Ohio Revised Code to discuss personnel matters related to appointment, employment; dismissal; discipline, promotion; demotion; compensation of a public employee. Rebecca Finni seconded the motion.

The Section Chair called roll:

Beth Ann Ball	Absent
Rebecca Finni	Yes
Jean Halpin	Yes
Kimberly Lawler	Yes
Mary Beth Lavey	Yes

The Section went into executive session at 9:30 am and came out at 9:50 am. There was no action taken.

Special Orders

Special Orders

Election of Section Chair

Action: Jean Halpin nominated Beth Ann Ball to be Section Chair for the period beginning September 8, 2016 and ending immediately following the September 2017 Section meeting. Kimberly Lawler seconded the nomination. The Nominations were closed. The members present voted to elect Beth Ann Ball as Section Chair.

Election of Section Secretary

Action: Jean Halpin nominated Mary Beth Lavey to be Section Secretary for the period beginning September 8, 2016 and ending immediately following the September 2017 Section meeting. Kimberly Lawler seconded the nomination. The Nominations were closed. The members present voted to elect Mary Beth Lavey as Section Secretary.

Occupational Therapy Section Liaisons

Continuing Education Liaison	Mary Beth Lavey
Correspondence Liaison	Mary Beth Lavey
Enforcement Liaison	Beth Ann Ball
Licensure Liaison	Jean Halpin
Rules Liaison	Beth Ann Ball

Action: Jean Halpin moved that the Section Authorize the Executive Director to accept or reject consent agreements on the Section’s behalf for the period beginning September 8, 2016 and ending September 30, 2017. Rebecca Finni seconded the motion. The motion carried.

Action: Jean Halpin moved that the Section Authorize the use signature stamps or electronic signatures by the Section Chairperson, Section Secretary, and the Executive Director for the period beginning September 8, 2016 and ending September 30, 2017. Rebecca Finni seconded the motion. The motion carried.

Action: Jean Halpin moved that the Section Authorize the Executive Director to make editorial changes to motions for the period beginning September 8, 2016 and ending September 30, 2017. Kimberly Lawler seconded the motion. The motion carried.

Action: Jean Halpin moved that the Section Authorize the use of hearing officers for the period beginning September 8, 2016 and ending September 30, 2017. Kimberly Lawler seconded the motion. The motion carried.

Action: Jean Halpin moved that the Section Authorize the staff to issue licenses to applicants with completed applications and that the Section ratify the licenses issued by the staff at the Section meeting following the issuance of the license for the period beginning September 8, 2016 and ending September 30, 2017. Rebecca Finni seconded the motion. The motion carried.

Discussion of Law and Rule Changes

None

Administrative Reports

Licensure Report

Action: Kimberly Lawler moved that the Occupational Therapy Section ratify, as submitted, the occupational therapist and occupational therapy assistant licenses issued by examination, endorsement, reinstatement, and restoration by the Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board from July 7, 2016 through September 8, 2016, taking into account those licenses subject to discipline, surrender, or non-renewal. Rebecca Finni seconded the motion. Kimberly Lawler abstained from voting on the occupational therapy assistant examination applications for Emily Clift, David Pennington, Deanna Perrin, and Hallie Wendling. The motion carried.

Occupational Therapist – Examination

Wuennemann, Jessica	Basch, Jamie	Blose, Jason
Bowers, Katherine	Brown, Julie	Davis, Meghan
Lonneman, Tara	Evans, Ashley	Feiertag, Kasey
Geer, Laurel	Gilbert, Melissa	Graham, Taryn
Hanjora, Chelsea	Johnson, Trista	Karmol, Karen
Miller, Emily	Wright, Stephanie	O’Grady, Cara
Rounds, Megan	Rowe, Rebecca	Schwenke, Erin
Smith, Shelby	Snyder, Lindsay	Tweed, Ashley
Palladino, Alexis	Waitzman, Alyssa	Wotowiec Anna

Occupational Therapy Assistant – Examination

Agler, Briana	Baeder, Amber	Barnes, Tara
Bebout, Christine	Bishop, Harley	Blam, Heidi
Bleigh, Amanda	Boyd, Angela	Brooks, Jennifer
Brunner, Kristen	Burris, Katherine	Butdorf, Gillian
Cherrington, Denise	Clark, Bria	Clemens, Courtney
Clift, Emily	Cooper, Rachel	Cordy, Jackie
Cox, Erin	Cox, Sareena	Crisp, Cara
Cvengross, Nicole	Dailey, Jordan	Degood, Jennifer
Domschot, Jennifer	Dotson, William	Dressler, Mary
Eble, Marilyn	Ernsberger, Jennifer	Feezle, Melinda
Fink, Jessica	Fintel, Kayla	Frazee, Ciara
Fusselman, Brittany	Greathouse, Wayne	Hart, Dana
Herbert, Dustin	Hermiller, Catherine	Kloboves, Lindsey
McComas, Krista	McDonnell, Loretta	Odle, Seth
Pennington, David	Pennywitt, Randi	Perrin, Deanna
Rao, Susan	Recinella, Alana	Reynolds, Cassandra
Rupp, Laura	Ryan, Courtney	Santiago, Teresita
Scott, Sarah	Shaffer, Samantha	Shelton, Tawnya
Shirley, Annette	Shobe, Breann	Shoemaker, Dianna
Stang, Vanessa	Tully, Jody	Warren, Rhonda
Wealleans, Mackenzie	Wendling, Hallie	Westfall, Makayla
Wherry, Mollie	Whittaker, Kendra	Williams, Kristina
Wyar, Abigail		

Occupational Therapist – Endorsement

Adler, Chava	Barry, Rachel	Bartholomew, Jessica
Curran, Kendra	De Leon, Soto	Doherty, Allison
Gausling, Stacey	Jaworski, Danielle	Kight, Kelly
Lange, Amanda	Lowry, Sarah	Magulick, Jennifer
Petersen, Emily	Rubin, Jessica	Rutty, Angela
Szabelski, Jena	Tattersall, Heather	Vershure, Heather
Voll, Thomas	Walker, Sara	Yovich, Annie

Occupational Therapy Assistant – Endorsement

Breese, Karen	Shreve, Mary
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Occupational Therapist – Reinstatement

Brown, Jennifer	Cosmi, Alyson
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Occupational Therapy Assistant – Reinstatement

Auciello, Jill	Bryant, Tracy	Clark, Yelena
Lett, Avvie	Rollins, James	Wellman, Debra
Williams, Keairns		

Continuing Education Report

Action: Rebecca Finni moved that the Section approve 87 applications for contact hour approval. Kimberly Lawler seconded the motion. The motion carried.

Assistant Attorney General's Report

Melissa Wilburn, AAG had no formal report for the Section.

Case Review Liaison Report

On behalf of Beth Ann Ball, Rebecca Finni reported that the Enforcement Division opened nine cases and closed eight cases since the July 7, 2016, meeting. There are currently fifteen cases open. There are two consent agreement and one adjudication order being monitored.

Beth Ann Ball informed the Section that Marisol Dominguez, OT complied with all terms and conditions and will be release from her disciplinary consent agreement.

Enforcement Actions

Rebecca Finni recommended that the Section dismiss case OTFY17-003 as continuing education issue was resolved.

Action: Kimberly Lawler moved that the Section dismiss case OTFY17-003 as continuing education issue was resolved. Jean Halpin seconded the motion. Rebecca Finni abstained from voting. The motion carried.

Affidavit Hearing

Good afternoon. My name is Jean Halpin, Chairperson of the Occupational Therapy Section of the Ohio Occupational Therapy, Physical Therapy and Athletic Trainers Board. Let the record show that these proceedings were called to order at 1:15 pm on September 8, 2016, at the Vern Riffe Center, 77 South High Street, Columbus, Ohio, 43215. Members of the Board present for the proceedings are:

The Executive Director called roll:

Beth Ann Ball	Absent
Rebecca Finni	Present
Jean Halpin	Present
Mary Beth Lavey	Present
Kimberly Lawler	Present

It will be noted for the record that a majority of the members of the Board are present. There will be one adjudication proceeding today. The proceeding is in the matter of case number OT-16-009, Candice Drakeford.

This proceeding shall be an affidavit-based adjudication relative to a Notice of Opportunity for Hearing mailed to the respondent in the aforementioned cases and believed to have been properly serviced according to the Administrative Procedures Act (Chapter 119. of the Ohio Revised Code).

As the respondent did not properly request a hearing in the case, this proceeding will be held before the board pursuant to *Goldman v. State Medical Board of Ohio*. The individual named does not have the ability to present written or oral testimony today, but may be present to hear the proceedings and outcome.

You have already received sworn affidavit from the Board's Enforcement Division Supervisor and accompanying exhibits for the Goldman Proceeding in your board packet. The affidavit contains the evidence and testimony upon which you will deliberate. Please take a few moments to review the evidence and testimony.

In lieu of a stenographic record being made, let the minutes reflect the original sworn affidavit and exhibits shall be kept as the official record of the proceedings in the aforementioned matter in the Board office.

I will now recognize Assistant Attorney General, Melissa Wilburn, for the purpose of providing a brief synopsis of the case.

Ms. Wilburn reviewed the case for the Board.

Having heard Ms. Wilburn's synopsis, may I now have motion to admit the facts and exhibits outlined in the sworn affidavit in the aforementioned case into evidence?

Action: Mary Beth Lavey moved to admit the facts and exhibits outlined in the sworn affidavit for case number OT-16-009, Candice Drakeford. Jean Halpin seconded the motion. Kimberly Lawler abstained from voting. The motion carried.

There being no further evidence to come before the board, this proceeding is now closed at 1:30 pm.

The procedural and jurisdictional matters having being satisfied, we will now continue with the proceeding by deliberation on the sworn affidavit and exhibits.

At this time, is there a motion to recess the meeting in order to go into private session for the purpose of quasi-judicial deliberation on case number OT-16-009, Candice Drakeford, and to reconvene the meeting after deliberations are complete?

Action: Jean Halpin moved to recess the meeting to go into private session for the purpose of quasi-judicial deliberation on the matter. Mary Beth Lavey seconded the motion.

Jean Halpin called roll:

Beth Ann Ball	Absent
Rebecca Finni	Yes
Jean Halpin	Yes
Mary Beth Lavey	Yes
Kimberly Lawler	Yes

The Section went into private session at 1:30 p.m. and came out at 2:00 p.m.

In the matter of case number OT-16-009, Candice Drakeford, after review of the evidence the Board makes the following findings of fact:

1. Drakeford is currently licensed as an occupational therapist assistant, so jurisdiction is proper.
2. Drakeford was properly serviced with the Notice of Opportunity for a Hearing pursuant to Revised Code section 119.07.
3. Drakeford marked no" on the occupational therapy assistant licensure application when asked if she had been convicted of a felony. Drakeford did not disclose her felony conviction.
4. State's exhibits (1-7) demonstrate inconsistencies in Drakeford's judgment.
5. Drakeford did not request a hearing on the aforementioned charges.

Action: Rebecca Finni moved to accept the findings of fact in the matter of OT-16-009, Candice Drakeford. Timothy McIntire seconded the motion. The motion carried.

In the matter of case number OT-16-009, Candice Drakeford, after review of the evidence the Board makes the following conclusions of law.

1. Drakeford violated Section 4755.11 (A)(1) & (4) of the Ohio Revised Code

Action: Kimerly Lawler moved that the Section accept the conclusions of law in the matter of OT-16-009, Candice Drakeford. Rebecca Finni seconded the motion. The motion carried.

Action: Rebecca Finni moved that the Section suspend the license of Candice Drakeford with the following conditions:

1. License suspension for a period of 15 days commencing October 1, 2016.
2. After period of suspension, license shall be placed on probation until June 30, 2018.
3. Complete an ethics course that must be pre-approved by the Board.

4. Provide a copy of this adjudication order to any current and future employees when Drakeford provides occupational therapy services.
5. The Enforcement Division of the Board shall review of your 2018 occupational therapy assistant license renewal application for accuracy.

Kimberly Lawler seconded the motion.

Jean Halpin called roll:

Beth Ann Ball	Absent
Rebecca Finni	Yes
Jean Halpin	Yes
Mary Beth Lavey	Yes
Kimberly Lawler	Yes

The motion carried. The occupational therapy assistant license of Candice Drakeford, is hereby suspended, effective October 1, 2016.

The Executive Director is hereby instructed to prepare an adjudication order to carry out the mandates of this Board and serve the order on OT-16-009, Candice Drakeford, in the manner prescribed by law.

This concludes the Matter of OT-16-009, Candice Drakeford.

Correspondence

The Section reviewed the correspondence and provided feedback to the OT Correspondence Liaisons.

Old Business

None

New Business

None

Open Forum

None

Ohio Occupational Therapy Association (OOTA) Report

There was no formal report for the Section

Items for Next Meeting

Standard Agenda Items

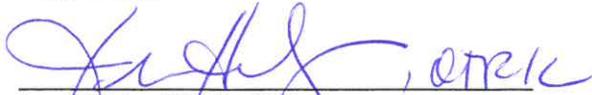
Next Meeting Date

The next regular meeting date of the Occupational Therapy Section is scheduled for Thursday, November 17, 2016.

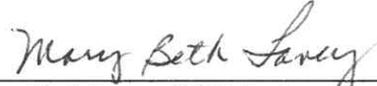
Action: There being no further business and no objections, Jean Halpin adjourned the meeting at 2:20 p.m.

Respectfully submitted,

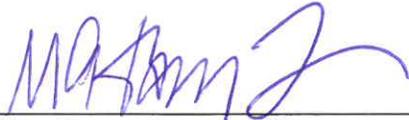
Diane Moore



Jean Halpin, OTR/L, Chair
Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board, OT Section



Mary Beth Lavey, COTA/L, Secretary
Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board, OT Section



Tony Tanner, Executive Director
Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board

MBL:dm

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