



Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board

Physical Therapy Section
May 18, 2017
10:00 a.m.

Members Present

Lynn Busdeker
Matthew Creed
Hofmeyer, Erin
Ronald Kleinman
James Lee, Chair
Timothy McIntire
Chad Miller, (arrived @ 11:23 am)
Jennifer Wissinger, Secretary, (arrived @ 10:09 am)
Trevor Vessels, Public Member (left @ 11:34 am)

Members Absent

Paul McGhee

Legal Counsel

Melissa Wilburn, AAG

Call to Order

James Lee, Chair, called the meeting to order at 10:00 a.m.

Approval of Minutes

Action: Ronald Kleinman moved that the minutes from the March 9, 2017 meeting be approved as submitted. Lynn Busdeker seconded the motion. The motion carried.

Action: Ronald Kleinman moved that the minutes from the March 22, 2017 meeting be approved as submitted. Lynn Busdeker seconded the motion. The motion carried.

Action: Ronald Kleinman moved that the minutes from the April 6, 2017 retreat be approved as submitted. Lynn Busdeker seconded the motion. The motion carried.

Executive Director's Report

- The Executive Director reported that the occupational therapy renewal is running smoothly.
- The Executive Director informed the Section he is waiting on a response from the Legislative Service commission on obtaining an editable version of the laws and rules.
- The Executive Director informed the Section that the AT Section is working on an FAQ on Narcan.
- The Executive Director further reported that he is still working through applications for the vacant positions.
- The Executive Director provided a listing of upcoming meeting and events that he is scheduled to attend.
- The Executive Director reported to the Section that the majority of the Bi-Annual Audit is complete.
- The Executive Director informed the Section that he has budgeted for a new overhead projector and laptops.
- The Executive Director reported that there are no new changes to HB 49.
- The Executive Director informed the Section that he is working on putting the Minutes in Archives.

Discussion of Law and Rule Changes

The Executive Director addressed this in his Executive Director's report.

Administrative Reports

Licensure Applications

Action: Ronald Kleinman moved that the Physical Therapy Section ratify, as submitted, the individuals approved by the Occupational Therapy, Physical Therapy, and Athletic Trainers Board to sit for the National Physical Therapy Examination for physical therapists and physical therapist assistants from March 9, 2017 through May 18, 2017, taking into account those individuals subject to discipline, surrender, or non-renewal. Mr. Kleinman further moved that the following persons be licensed as physical therapists/physical therapist assistants pending passage of the National Physical Therapy Examination and Ohio Jurisprudence Examination. Matthew Creed seconded the motion. The motion carried.

Physical Therapist – Examination

Katelyn Marie Bachus	Christopher Robert Brandner	Kaitlyn Braunig
Sarah Genevieve Buhr	Nathan Philip Bundy	Allison Elizabeth Burgess
Elizabeth Richter Burns	Colleen Byrne	Joshua Calvelage
Katherine Leigh Carrico	Santiago Vicente Casanova	Jason Theodore Ewing
Nathaniel Franklin	Emily Rose Freeman	Emily Nicole Furl
Deanne Gauch	Rosemary Giardina	Matthew David Gingras
Gina Marie Graziosi	Kristen Lee Groenke	Aaron Michael Hannigan
Elizabeth Ann Hanson	Michael Hedrick	Ashley Hoeffler
Jessica Imholz	Katelyn Mariah Jones	Sean Kelly
Joshua Caleb LaPorte	Alicia Marie Lavelle	Eden McDaniel
Elizabeth Mellon	Daniel Meyer	Rachael Elizabeth Mott
Jared Michael Niese	Chelsea Marie Oswald	Katelyn Elizabeth Palkovic
Scott Daniel Patchell	Kaitlin Susan Peters	Kevin George Peterson
Lisa Marie Philippon	Adria Lynn Pryor	Hayleigh Elizabeth Raiff
Mark Anthony Roser	Nicole Lynn Scarfo	Lauren Elizabeth Schott
Kelleen Lynne Scott	Margi Kiritkumar Shah	Logan John Siemer
Samuel Jeffrey Thompson	Bethany Lou Trotter	Bryan Andrew Vranic
Christina Lynne White	Genie Marie Woodard	Charles Emmett Zepp

Physical Therapist Assistants – Examination

Zachary Andrew Ammons	Jordan Amspaugh	Mary Beth Barry
Bryan Allen Brigadoi Jr	Allison Marie Brill	Tyler Michael Brunetti
Heather Lynn Cameron	Steven Lee Campbell	Paula Lynne Canup
Shaun M Clauss	Hayley Roxanne Corso	Alexandra Jade Craft
Stephanie Creager	Colin Andrew Cummings	Bridget Fawn Czompoly
Danelle cree Daniels	Mary Brooke Daugherty	Courtney Deeb
Jacqueline Rene Deicher	Ryan Strother Dundon	Dana Eleanor Engle
Katharine Freeman	Kyle Alexandra Gonzalez	Melissa Goodall
Christina Green	Rachel Helen Greenlee	LeAnna Christine Harris
Craig Michael Henman	Andrew David Hobbs	Miriam Leah Hoepfner
Ashley Kathryn Helen Howard	Lakeitra Humphrey	Samantha Jarrait
Elizabeth Marie Karr	Elizabeth Ann McConnon	Valerie Lynn McNulty
Brooke Mollenkamp	Sandra Renee Owen	Benjamin Allen Parker
Bradley John Perry	Stephanie Danyel Ramon	Matthew S. Randazzo
Christopher Alan Reffitt	Johnathon Carter Robinson	Karina Beth Sauder
Elizabeth Joy Saunders	Sarah Kathryn Scartz	Brandon Michael Schlaegel
Loxi Rayne Siclair	Rachel Linn Slovenec	Danielle Lynn Stumpf
Zachary Lewis Trosch	Matthew William Vreeland	Sheldon Kelly Welch
Logan Michael Winkler	Leanna Mae Woodworth	Daniel Bailey York

Action: Ronald Kleinman moved that the Physical Therapy Section ratify, as submitted, the physical therapist and physical therapist assistant licenses issued by endorsement and reinstatement by the Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board from March 9, 2017 through May 18, 2017, taking into account those licenses subject to discipline, surrender, or non-renewal. Lynn Budsdeker seconded the motion. The motion carried.

Physical Therapist – Endorsement

Gunilla Adonteng-Boateng
Kyla Leigh Asbury
Alexander Jordan Contner
Christine Fiori
Megan Christine Lynskey
Stephanie Ann McElfresh
Gaston Richard Pleiman
Manpreet Kaur Sheabat

Zaki Afzal
Noella Lipura Canlas
Meghan Barbara Costa
Rachel Anne Heraghty
Samantha Mahaffey
Dustin Menetrey
Joseph David Rosi II

Ashley Ann Aikman
Vanessa Victoria Carlson
Tiffany Ferguson
Alisa Haley Korn
Jillian Mai Markus
Michelle Sheena Peters
Kara Jin Schneider

Physical Therapist Assistant – Endorsement

Kurtis Lee Baller
Arminder Kaur Kanwal
Colleen Ann Pickens
Deana Apryl Rosales
Derrick Lane Snyder

Emily Patricia Fosnaugh
Thomas Joseph Martuscello
Lori Ann Raber
Kaitlyn Marie Shiderly
Jennifer Lee Willging

Rodolfo James Garcia
Joanna Lea-Ellen Patterson
Dena Marie Rodriguez-Castillo
Travis Austin Sisty

Physical Therapist Reinstatement

Danielle Marcia Bowers
Andrea Suzanne Reed

Shane W Florence
Meagen Malloy Springer

Maighdlin Ann Ponder
Dennis Velazquez

Physical Therapist Assistant Reinstatement

Mark William Eckhart
Gabriel Jon Debord

Rachel Elizabeth Gourley

Dianne Plummer Majeroni

Ronald Kleinman reported to the Section that he reviewed the completed coursework for physical therapist endorsement file# APP00002026 and determined that the applicant is lacking proof completion of differential diagnosis. Ronald Kleinman will continue to work the applicant and approve a more appropriate course on differential diagnosis.

Ronald Kleinman recommended that the Section return the NPTE Appeal form #20170518 without board license attestation to take the NPTE for an 8th attempt. **Action:** Timothy McIntire moved that the Section return the NPTE Appeal form #20170518 without board license attestation to take the NPTE for an 8th attempt. Lynn Busdeker seconded the motion. Ronald Kleinman abstained from voting. The motion carried.

Testing Accommodations Requests

Ronald Kleinman recommended that the Section grant a testing accommodation for additional time: time and a half for physical therapist examination file# APP000076211 based on the documentation provided. **Action:** Timothy McIntire moved that the Section grant the testing accommodation for additional time: time and a half for physical therapist examination file# APP000076211. Lynn Busdeker seconded the motion. Ronald Kleinman abstained from voting. The motion carried.

Ronald Kleinman recommended that the Section grant a testing accommodation for additional time: double time and separate room for physical therapist assistant examination file# APP000095214 based on the documentation provided. **Action:** Erin Hofmeyer moved that the Section grant the testing accommodation for additional time: double time and separate room for physical therapist assistant examination file# APP000095214. Lynn Busdeker seconded the motion. Ronald Kleinman abstained from voting. The motion carried.

Ronald Kleinman recommended that the Section grant a testing accommodation for additional time: time and a half and separate room for physical therapist examination file# APP000095549 based on the documentation provided. **Action:** Timothy McIntire moved that the Section grant the testing accommodation for additional time: time and a half and separate room for physical therapist examination file# APP000095549. Erin Hofmeyer seconded the motion. Ronald Kleinman abstained from voting. The motion carried.

Ronald Kleinman recommended that the Section grant a testing accommodation for additional time: double time for physical therapist assistant examination file# APP000075879 based on the documentation provided. **Action:** Erin

Hofmeyer moved that the Section grant the testing accommodation for additional time: double time for physical therapist assistant examination file# APP000075879. Matthew Creed seconded the motion. Ronald Kleinman abstained from voting. The motion carried.

Continuing Education Liaison Report

Matthew Creed had no formal report for the Section.

Assistant Attorney General's Report

Melissa L. Wilburn, AAG, informed the Section that HB290 will go into effect on August 6th which will allow healthcare professionals earn continuing education credit for volunteer work. The board will need to adopt rules for this provision. Ms. Wilburn further reported that there is proposed language in HB49 which would track licensees arrest records between renewals. The proposed language will not change our licensure laws. The Board can only take disciplinary action on convictions not arrest records.

Case Review Liaison Report

Chad Miller reported that the Enforcement Division closed thirteen and opened twenty-one new cases since the May 18, 2017, meeting. There are twenty-three cases currently open. There are seven disciplinary consent agreements and one adjudication order being monitored.

James Lee informed the Section that Katrina Rum, PT, complied with all the terms and conditions and was released from her disciplinary consent agreement.

Enforcement Actions

James Lee recommended that the Section accept the consent agreement for case number PT-FY17-069 in lieu of going to hearing. **Action:** Lynn Busdeker moved that the Section accept the consent agreement for case number PT-FY17-069 in lieu of going to hearing. Ronald Kleinman seconded the motion. James Lee and Chad Miller abstained from voting. The motion carried.

James Lee recommended that the Section issue a notice of opportunity for hearing for case number PT-FY17-095 for practicing as a physical therapist assistant with an expired license. **Action:** Lynn Busdeker moved that the Section issue a notice of opportunity for hearing for case number PT-FY17-095 for practicing as a physical therapist assistant with an expired license. Matthew Creed seconded the motion. James Lee and Chad Miller abstained from voting. The motion carried.

James Lee recommended that the Section issue a notice of opportunity for hearing for case number LD-PT17-001 for the individual does not meet the educational requirements for physical therapist assistant licensure. **Action:** Timothy McIntire moved that the Section issue a notice of opportunity for hearing for case number LD-PT17-001 for the individual does not meet the educational requirements for physical therapist assistant licensure. Erin Hofmeyer seconded the motion. James Lee, Chad Miller, and Ronald Kleinman abstained from voting. The motion carried.

James Lee recommended that the Section issue a notice of opportunity for hearing for case number PT-FY17-092 for due to an immediate temporary suspension of their physical therapy assistant license in another state. **Action:** Timothy McIntire moved that the Section issue a notice of opportunity for hearing for case number PT-FY17-092 for due to an immediate temporary suspension of their physical therapy assistant license in another state. Matthew Creed seconded the motion. James Lee and Chad Miller abstained from voting. The motion carried.

Affidavit Hearing

Good afternoon. My name is James Lee, Chairperson of the Physical 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 10:31 am on May 18, 2017, 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:

Lynn Busdeker	Present
Matthew Creed	Present

Erin Hofmeyer	Present
Ronald Kleinman	Present
James Lee	Present
Paul McGhee	Absent
Timothy McIntire	Present
Chad Miller	Absent
Jennifer Wissinger	Present

It will be noted for the record that a majority of the members of the Board are present. There will be three adjudication proceedings today. The proceeding is in the matter of case number **PT-17-057, Nathan Kinnaird, case number PT-17-008 Curtis Wilson, and case number PT-17-068, Barrett Dorko.**

These proceedings shall be an affidavit-based adjudication relative to a Notice of Opportunity for Hearing mailed to the respondents 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 respondents 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 individuals named do 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 Enforcement Division Investigator and accompanying exhibits for the Goldman Proceeding in your board packet. The affidavits contain 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 affidavits 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.

Action: Lynn Busdeker moved to admit the facts and exhibits outlined in the sworn affidavit for case number PT-17-057, Nathan Kinnaird, case number PT-17-008 Curtis Wilson, and case number PT-17-068, Barrett Dorko into evidence. Ronald Kleinman seconded the motion. James Lee abstained from voting. Chad Miller was absent for the vote. The motion carried.

There being no further evidence to come before the board, this proceeding is now closed at 10:53 am.

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

At this time, is there a motion to recess the meeting in order to go into private session for the purpose of quasijudicial deliberation on case number PT-17-057, Nathan Kinnaird, case number PT-17-008 Curtis Wilson, and case number PT-17-068, Barrett Dorko, and to reconvene the meeting after deliberations are complete?

Action: Ronald Kleinman moved to recess the meeting to go into private session for the purpose of quasi-judicial deliberation on these matters. Timothy McIntire seconded the motion.

The Executive Director called roll:

Lynn Busdeker	Yes
Matthew Creed	Yes
Erin Hofmeyer	Yes
Ronald Kleinman	Yes

James Lee	Abstained
Paul McGhee	Absent
Timothy McIntire	Yes
Chad Miller	Absent
Jennifer Wissinger	Yes

The motion carried.

The Section went into private session at 10:55 a.m. and came out at 11:23 a.m. James Lee left the room during private session and did not participate in the deliberations.

In the matter of case number PT-16-057, Nathan Kinnaird, after review of the evidence the Board makes the following findings of fact:

1. The Board had jurisdiction to conduct a hearing in this matter pursuant to *Goldman v. State Medical Board of Ohio*, 110 Ohio App. 3d 124, 673 N.E. 2d 677 (1996).
2. On or about October 16, 2016, the West Virginia Board of Physical Therapy disciplined Kinnaird's physical therapy assistant license for engaging in unprofessional and/or unethical conduct in the practice of physical therapy by taking cash from a patient's residence while treating the patient.
3. Kinnaird did not request an R.C. 119 hearing on the aforementioned charge.

In the matter of case number PT-17-057, Nathan Kinnaird, after review of the evidence the Board makes the following conclusions of law,

1. Kinnaird was properly served with the Notice of Opportunity for Hearing pursuant to R.C. 119.07.
2. R.C. 119.07 required Kinnaird to request a hearing within thirty (30) days of the mailing of the Notice.
3. Kinnaird's engaged in unprofessional and/or unethical conduct while practicing physical therapy in the state of West Virginia, in violation of R.C. 4755.47 (A)(6) & (9).

Action: Timothy McIntire moved to that the physical therapist assistant license of **Kinnaird** should be placed on probation for a period of two (2) years. During said probationary period, Kinnaird shall complete the following:

- a. Kinnaird must submit proof of completion of the six (6) hours of in person continuing education in the subject matter of ethics required by the West Virginia Board of Physical Therapy's Consent Agreement and Order of October 16, 2016.
- b. Kinnaird shall provide a copy of this adjudication order to any and all employers during his probationary period. The copy shall be given to Kinnaird's supervisor(s), or whoever is responsible for evaluating his work performance. Kinnaird's employer(s) must send written notification on company letterhead to the Enforcement Division indicating that they were provided with a copy of this adjudication order. Kinnaird shall ensure that this notification by his employer(s) is received within ten (10) days of his start date or effective date of this order.
- c. Kinnaird agrees to be audited for continuing education credits for the 2019 renewal cycle. Upon receiving the audit notice, Kinnaird shall submit certificates of completion with Ohio approval numbers to the board office within the specified timeframe.
- d. In addition to the twelve (12) hours of continuing education required for license renewal in 2019, Kinnaird must complete an additional six (6) hours in ethics training, for a total of eighteen (18) hours of continuing education required for his 2019 renewal.

Lynn Busdeker seconded the motion.

The Executive Director called roll:

Lynn Busdeker	Yes
Matthew Creed	Yes
Erin Hofmeyer	Yes
Ronald Kleinman	Yes
James Lee	Abstained
Paul McGhee	Absent
Timothy McIntire	Yes
Chad Miller	Abstained
Jennifer Wissinger	Yes

The motion carried.

The physical therapist assistant license of Nathan Kinnaird, is hereby placed on probation, effective May 18, 2017.

In the matter of case number PT-17-008, Curtis Wilson, after review of the evidence the Board makes the following findings of fact:

1. The Board had jurisdiction to conduct a hearing in this matter pursuant to *Goldman v. State Medical Board of Ohio*, 110 Ohio App. 3d 124; 673 N.E.2d 677 (1996).
2. Wilson did not apply for Ohio approval of the courses he completed in Florida. Wilson completed zero (0) contact hours of continuing education within the appropriate time period.
3. Wilson did not request a hearing on the aforementioned charge.

In the matter of case number PT-17-008, Curtis Wilson, after review of the evidence the Board makes the following conclusions of law:

1. Wilson was properly served with the Notice of Opportunity for Hearing pursuant to R.C. 119.07.
2. R.C. 119.07 required Wilson to request a hearing within thirty (30) days of the mailing of the Notice.
3. Wilson violated R.C. §§ 4755.47(A)(6) & (22) and 4755.511, and Ohio Admin. Code § 4755-23-08(A)(2), (D), (E)(2), & (F).

Action: Timothy McIntire moved to revoke the physical therapist assistant license of Curtis Wilson. Ronald Kleinman seconded the motion.

The Executive Director called roll:

Lynn Busdeker	Yes
Matthew Creed	Yes
Erin Hofmeyer	Yes
Ronald Kleinman	Yes
James Lee	Abstained
Paul McGhee	Absent
Timothy McIntire	Yes
Chad Miller	Abstained
Jennifer Wissinger	Yes

The motion carried.

The physical therapist assistant license of Curtis Wilson, is hereby revoked, effective May 18, 2017.

In the matter of case number PT-17-068, Barrett Dorko after review of the evidence the Board makes the following findings of fact:

1. The Board had jurisdiction to conduct a hearing in this matter pursuant to *Goldman v. State Medical Board o, (Ohio, II 0 Ohio App. 3d 124; 673 N.E.2d 677 (1996).*
2. Dorko did not apply for or receive Ohio approval of the 'San Diego Pain Summit' course he completed February 22, 2015. Dorko only completed thirteen (13) of the required twenty-four (24) hours of Ohio approved continuing education for the reporting period February 1, 2014 to January 31, 2016.
3. Dorko did not request a hearing on the aforementioned charge.

In the matter of case number PT-17-068, Barrett Dorko, after review of the evidence the Board makes the following conclusions of law:

1. Dorko was properly served with the Notice of Opportunity for Hearing pursuant to R.C. 119.07.
2. R.C. 119.07 required Dorko to request a hearing within thirty (30) days of the mailing of the Notice.
3. Dorko violated R.C. §§ 4755.47(A)(6) & (22) and 4755.51, and Ohio Admin. Code § 4755-23-08(A){1}, (D), (E)(2), & (F).

Action: Timothy McIntire moved to revoke the physical therapist assistant license of Barrett Dorko. Matthew Creed seconded the motion.

The Executive Director called roll:

Lynn Busdeker	Yes
Matthew Creed	Yes
Erin Hofmeyer	Yes
Ronald Kleinman	Yes
James Lee	Abstained
Paul McGhee	Absent
Timothy McIntire	Yes
Chad Miller	Abstained
Jennifer Wissinger	Yes

The motion carried.

The physical therapist assistant license of Barrett Dorko, is hereby revoked, effective May 18, 2018.

The Executive Director is hereby instructed to prepare an adjudication order to carry out the mandates of this Board and serve the orders on PT-16-057, Nathan Kinnaird, PT-17-008, Curtis Wilson and PT-17-068, Barrett Dorko, in the manner prescribed by law.

This concludes the Matters of PT-16-057, Nathan Kinnaird, PT-17-008, Curtis Wilson and PT-17-068, Barrett Dorko.

Correspondence

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

Old Business

Revised Standard Responses

The Section will continue to work on updating the standard responses.

Revised FAQ's

The Section will continue to work on updating the FAQs.

Proposed Language for FSBPT JAM

The Section reviewed the information provided by Lynn Busdeker. Ms. Busdeker will work on getting additional information from the State of Texas.

New Business

Discussion on PTNM Treatment

The Section gave an opportunity for correspondents to explain what PTNM Treatment and how it could be use in physical therapy practice. The Section thanked the guest for clarifying their questions.

BWV Proposed Rules

The Section review the BWC proposed rules and made no recommendations.

Review Disciplinary Guidelines

The Section requested that the disciplinary guidelines to be available through the Board's sharepoint site.

Open Forum

The Section welcomed guest to the meeting. The Section briefly discussed reappointments. Board members seeking to be re-appointed to the Section must submit a new application.

Ronald Kleinman discussed the reinstatement application requirements for continuing education. The Section will continue to review reinstatement applications on a case by case basis.

The Section discussed creating an internal policy to only speak with the applicant directly in all cases. The Section/Board Staff will be mindful any applicants with disabilities, etc. The Executive Director will communicate this policy to the Board Staff.

Ohio Physical Therapy Association (OPTA) Report

Victoria Gresh, reported that OPTA will give proponent testimony on OPTA legislation HB 131. Ms. Gresh will forward the bill language to the Board for reference. Ms. Gresh further reported that OPTA will have new topics for the podcast.

Federation of State Boards for Physical Therapy (FSBPT) Report

There was no formal report.

Items for Next Meeting

Standard Items

FSBPT Jam

Next Meeting Date

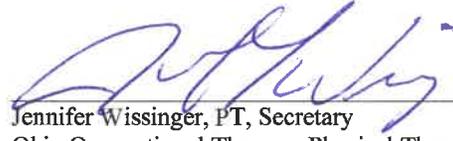
The next regular meeting date of the Physical Therapy Section is scheduled for Thursday, July 20, 2017.

Adjournment

There being no further business and no objections, James Lee adjourned the meeting at 3:37 pm.

Respectfully submitted,
Diane Moore

James Lee, PT, DPT, Chair
Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board, PT Section



Jennifer Wissinger, PT, Secretary
Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board, PT Section

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

JW:dm