



Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board

Physical Therapy Section
November 21, 2019
9:30 AM

Members Present

Lynn Busdeker
Anthony Ganim
Erin Hofmeyer, Chair
Ron Kleinman
Linda Pax Lowes
Tim McIntire, Secretary
Karen McIntyre
Trevor Vessels, Public Member Left at 12:39 PM

Legal Counsel

Emily Pelphrey, AAG

Staff Present

Jennifer Adams, Investigator
Melissa Anthony, Executive Director
Jeffrey Duvall, Enforcement Division Supervisor
Jan Hills, Executive Assistant
Jaklyn Shucofsky, Paralegal

Guests

Victoria Gresh, OTPA
Michael Urbanski, Private Citizen
Physical Therapy students from Ohio University
Physical Therapy Assistant students from Clark State University

Call to Order

Erin Hofmeyer, Chair, called the meeting to order at 9:33 AM.

Erin Hofmeyer made a motion, seconded by Karen McIntyre to approve the September 12, 2019 and September 26, 2019 meeting minutes as amended.

Executive Director Report

- The Executive Director reported an eLicense data fix of adding county of residence data to licensure form.
- The Executive Director reported on the Governor's Working Group on the Medical Boards.
- Enforcement staff will go through trauma informed care training via CLEAR.
- Waiting on conclusion of biennial audit by Auditor of State.
- Executive Director reported that OTPTAT board was finishing up OTA and PT audits. PTA audits will begin in early February.
- The Executive Director gave the fiscal report for the July- October period.
- The Executive Director provided a brief legislative report.
- All board members must take Ethics by end of year 2019. Sexual Harassment and Disability training by April 2020.

Discussion of Law and Rule Changes

○ **3-D printing**

Erin Hofmeyer moved to file the 3-D printing of prosthetics proposed rule with the Common Sense Initiative. Motion seconded by Ron Kleinman. Motion passed.

○ **4755-23-12 Foreign Trained PTAs**

Tim McIntire moved to refile the foreign trained licensure rule and remove the proposed changes to the TOEFL scores. Karen McIntyre seconded the motion. Motion passed.

○ **4755-23-10 Reinstatement of license**

Erin Hofmeyer moved to accept the proposed changes to 4755-23-10 reinstatement of license and file the rule with the Common Sense Initiative. Second made by Lynn Busdeker. Motion passed.

o **2020 Five-year rule review**

Discussion reviewing minor language changes

Licensure Liaison Recommendations

Ron Kleinman recommended that the Section accept the findings of the FCCPT for **APP-000301603** and find that the applicant has an education that is substantially equivalent to the entry level degree for physical therapy in the United States. Motion made by Erin Hofmeyer, seconded by Anthony Ganim. Abstentions by Ron Kleinman and Karen McIntire. Motion passed.

Ron Kleinman recommended that the Section accept the findings of the FCCPT for **APP-000301856** and find that the applicant has an education that is substantially equivalent to the entry level degree for physical therapy in the United States. Motion made by Erin Hofmeyer, seconded by Lynn Busdeker. Abstentions by Ron Kleinman and Karen McIntire. Motion passed.

Ron Kleinman recommended that the Section accept the findings of the FCCPT for **APP-000283505** and find that the applicant has an education that is substantially equivalent to the entry level degree for physical therapy in the United States. Motion made by Erin Hofmeyer, seconded by Anthony Ganim. Abstentions by Ron Kleinman and Karen McIntire. Motion passed.

Ron Kleinman recommended that the Section accept the findings of the FCCPT for **APP-000301700** and find that the applicant has an education that is substantially equivalent to the entry level degree for physical therapy in the United States. Motion made by Erin Hofmeyer, seconded by Lynn Busdeker. Abstentions by Ron Kleinman and Karen McIntire. Motion passed.

Ron Kleinman recommended that the Section deny applicant **APP-000182550's** request to be permitted to take the NPTE again after scoring below 400 twice. Motion made by Erin Hofmeyer, seconded by Anthony Ganim. Abstentions by Ron Kleinman and Karen McIntire. Motion passed.

Ron Kleinman moved that the Physical Therapy Section ratify, as submitted, the individuals approved by the Occupational Therapy, Physical Therapy, and Athletic Trainers Board or the Federation of State Boards of Physical Therapy to sit for the National Physical Therapy Examination for physical therapists and physical therapist assistants from September 13, 2019 to November 21, 2019, taking into account those individuals subject to discipline, surrender, or non-renewal. The following persons will be licensed as physical therapists or physical therapist assistants upon passage of the National Physical Therapy Examination and the Ohio Jurisprudence Examination. Timothy McIntire seconded the motion. Motion passed.

Physical Therapist by Examination 29

Porsha Marie Barkay
Kristin Beigel
Patrick Martin Bornemiss
Jacqueline Brady
Lia Rosa Brunetti
Pablo Cabezon
Lauren Marie Cornwell
Jacob R. Cottingim
Roser Cunanan

Austin E Eldenburg
Alexis Kyle Froehlke
Jonathan Gliebe
Julianne Kathleen Goodfellow
Ivan Haggins
Garrett Howell
Halle Elizabeth Immormino
Samantha Ann Kline
Elliot D Kuzio
Brooke Ashleigh Logsdon
Christopher Matushak

Kaitlyn Elise Miller
Christopher John Nowak
Morgan Danielle Plummer
Angela Nicole Roll
Jamie Sobczak
Sarah Soboslay
Brecken Noelle Schaller Tinney
Nicole Marie Vahalik
Amanda Vokoun

Physical Therapist Assistant by Examination 63

Sarah Huston Avers
Brandon Michael Barker
Reyna Beckett
Kristin Dawn Bermudez
Jordan Renee Born
Paige Elizabeth Bosworth
Paige Marie Bradshaw
Jacob Bresler
Ryan Bumgardner
Angel Gabriel Cancel-Roman
Georgia Mae Carter
Amy Kristina Coriell
Sarah Ann Daft
Abby Singer Daza
Karie Ann Demyan
Sundip Dhaliwal
Lindsey Catherine Drozdowski
Candace Marie DuBetz
Jason Franz
Emily Nicole Gheen

Alaina Lynne Gosche
Shamara LaNae Guy
Challi Ann Hankins
Maxwell Alexander Helmsworth
Cydney Jade Helton
Jennifer Hendricks
Sarah Jean Hettesheime
Taylor Marie Hogue
Christian Hooks
Alexi Jagielski
Adrianna Brooke Johnson
Andrew Phillip Kish
Jill R. Kistler
Kalen Kress
Eric Lada
Tyler Joseph Landfried
Eric Lawson
Matthew Leifheit
Kendra Lea Linn
Holly Lovich
Brittany Mangino
Orisha Ann Micke

James Andrew Moodt
PJohnika Morgan
Megan Elizabeth Morris
Brian Paul Patterson
Lauren Elizabeth Pawlowski
Owen Jeffrey Reeves
Lora Rusike
Allexis Sallee
Josh Michael Sarko
Jacob Daniel Schultz
Sharlene Shebeck
Cameron Smith
Miranda Kay Snow
Samantha Spiker
Melody Louise Stewart
Amber Terry
Cheyenne Jordyn Titus
Gabrielle Vitale
Lexi Willison
Tyler John Winkler
Brittany Louise Zambrini

Ron 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 September 13, 2019 to November 21, 2019, taking into account those licenses subject to discipline, surrender, or non-renewal. Erin Hofmeyer seconded the motion. Motion passed.

Physical Therapist by Endorsement 28

Jordan Tyler Barker
Sheri Lynn Betts
Amy Bontrager
Barbara Pristine Calandra
Meredith Chaput
Paul Columb
James Patrick Crick
Brianna DeBiasi
Rhoda Marie Tamondong Ewers
William Joseph Ford

Michael Garnick
Rebekah Suzanne Green
Tyler James Hewett
Kathleen Lamb
Nwannedimma Onyekachi Maduabum
Jordan McMillan
Kathryn Leigh Meibers
Cristiane Carvalho Meirelles
John Carlo Montecillo
Binh Nguyen

Ben Reader
Erin Christine Romito
Nicholas John Swint
Shannon Thomas
Kerry Anne Verme
Sarah Jane Wallace
Jessica Weiss
Meredith Colby Widecan

Physical Therapist Assistant by Endorsement 11

Heather Ann Dunn
Claire Elizabeth Friedman
Laura Jackson
Kenneth Lebo

Meranda Shantel Murphy
Heather marie Nitschke
Indira Priyadarsini Pabbu
Mackenzie Reeb

Kelly J Spitznagel
Devin Kyle Waugh
Emily Kristin Williams

Lynn Busdeker informed the Section that Jennifer Wood, PT, has complied with all terms and conditions and will be released from her consent agreement.

Lynn Busdeker informed the Section that Michelle Day, PT, has complied with all terms and conditions and will be released from his/her consent agreement.

Proposed Consent Agreements

Lynn Busdeker recommended that a motion be made accepting the consent agreement for case number PT-20-022, Nathan Yates, PTA. Erin Hofmeyer made a motion, seconded by Ron Kleinman to accept the consent agreement for Nathan Yates, PTA. Motion passed.

Lynn Busdeker recommended that a motion be made accepting the consent agreement for case number PT-20-031, Jane Warner, PT. Ron Kleinman made a motion, seconded by Tony Ganim to accept the consent agreement for Jane Warner, PT. Motion passed.

Lynn Busdeker recommended that a motion be made accepting the consent agreement for case number PT-19-059, Christina Wood, PTA. Erin Hofmeyer made a motion, seconded by Tony Ganim to accept the consent agreement for Christina Wood, PTA. Motion passed.

Notice of Opportunity for Hearing

Lynn Busdeker recommended that a motion be made to issue a notice of opportunity for hearing for case number PT-18-032 for:

- Inappropriate contact with a patient by penetrating the vagina of the patient
- Failed to adhere to the minimum standards of acceptable and prevailing practice by attempting to coordinate a private meeting to spend time with the patient, which was unrelated to the physical therapy plan of care
- Failed to adhere to minimal standards of acceptable and prevailing practice by sending inappropriate, suggestive messages to a patient which were unrelated to the physical therapy plan of care.

Tim McIntire made a motion, seconded by Tony Ganim to issue a notice of hearing for case number PT-18-032. Lynn Busdeker abstained. Motion passed.

Notice of Opportunity for Hearing

Lynn Busdeker recommended that a motion be made to rescind the notice of opportunity for hearing issued for case number PT-19-048 for resolving the failure to respond. Tim McIntire made a motion, seconded by Ron Kleinman to rescind the notice of hearing for case number **PT-19-048**. Lynn Busdeker abstained. Motion passed.

Goldman Hearing

Let the record show that the proceeding was called to order at 11:18 am on November 21, 2019 at the Riffe Center, 77 S., High Street, Columbus, OH 43215. The proceeding was in the matter of **Andrea Medcalf**, case number **PT-19-049**. This proceeding was an affidavit-based adjudication relative to the Notice of Opportunity for Hearing mailed to the respondent in the aforementioned case and believed to have been properly served according to the Administrative Procedures Act (Chapter 119 of the Ohio Revised Code).

As the respondent did not wish to proceed with a hearing in the case, this proceeding was held before the Board pursuant to *Goldman v. State Medical Board of Ohio*.

The individual named did not have the ability to present written or oral testimony today but may be present to hear the proceeding and outcome.

The Section received a sworn affidavit from the Board's Enforcement Division Investigator and accompanying exhibits for the Goldman Proceeding. The affidavit contained the evidence and testimony for deliberation. In lieu of a stenographic record being made, the minutes reflect that the original sworn affidavit and exhibits shall be kept as the official record of the proceeding in the aforementioned matter in the Board office.

Assistant Attorney General, Emily Pelphry, provided a brief synopsis of the case. Emily Pelphrey provided a synopsis of the case. Tim McIntire made a motion to admit the facts and exhibits outlined in the sworn affidavit in the aforementioned case into evidence. Linda Pax Lowes seconded the motion. One abstention by Lynn Busdecker. Motion passed.

Being no further evidence to come before the Board, this proceeding closed at 11:32 am.

Tim McIntire made a motion, seconded by Anthony Ganim to recess the meeting in order to go into private session for the purpose of quasi-judicial deliberation on case number **PT-19-049** for **Andrea Metcalf**.

The Executive Director called the roll:

Lynn Busdeker	yes
Anthony Ganim	yes
Erin Hofmeyer	yes
Ron Kleinman	yes
Tim McIntire	yes
Karen McIntyre	yes
Linda Pax Lowes	yes

The Executive Director and Assistant Attorney General were asked to remain in the room. Lynn Busdeker left the room. Meeting recessed at 11:32am to enter private session for the purpose of quasi-judicial deliberation.

The Section came out of private session and reconvened the Board meeting at 12:02pm. .

By preponderance of evidence the PT Section makes the following finding of facts pertinent to count one

- Andrea Metcalf was selected for audit of CEUs
- Metcalf was notified of the rules on June 20, 2019
- Metcalf failed to respond to multiple attempts

Motion made by Tim McIntire, seconded by Erin Hofmeyer to accept the findings of fact and conclusions of the law.

Lynn Busdeker	abstained
Anthony Ganim	yes
Erin Hofmeyer	yes
Ron Kleinman	yes
Tim McIntire	yes
Karen McIntyre	yes
Linda Pax Lowes	yes

Metcalf did violate 4755-23-08(E)(3) and pursuant to ORC 4755.47(A)(6) the PT section may revoke a license. It is ordered that the PTA license of Andera Metcalf, PTA-006878 is hereby revoked

The Executive Director is hereby instructed to prepare an adjudication order to carry on the mandates of this Board and serve the order on **Andrea Metcalf**, case number, **PT-19-049** in the manner prescribed by law. .

This concludes the matter of Andrea Metcalf.

Hearing Officers Report and Recommendation

The Board will now consider the matter of Erich Ward, case number PT-19-010 for whom a hearing was held before Hearing Officer Linda Mosbacher on June 26, 2019. In accordance with Board procedure, the members who

reviewed the case information for this individual, did not participate in further adjudication of the case and abstained from further participation in the adjudication of these matters. **Lynn Busdeker.**

Hearing Officer Mosbacher served a Report and Recommendation to the Board office on the October 9, 2019. **Mr. Ward** received a copy of the hearing officer's report and recommendation via certified mail on October 15, 2019. Mr. Ward **did not** file written objections to the Report and Recommendation. Tim McIntire made a motion to adjourn the meeting in order to go into private session for quasi-judicial deliberation on the case. Anthony Ganim seconded the motion. Motion passed. The Executive Director called the roll:

Lynn Busdeker	yes
Anthony Ganim	yes
Erin Hofmeyer	yes
Ron Kleinman	yes
Tim McIntire	yes
Karen McIntyre	yes
Linda Pax Lowes	yes

At 12:07pm the Board went in to executive session. The Board came out of executive session and the meeting resumed at 12:19pm. The Executive Director and Assistant Attorney General were asked to remain in the room. Lynn Busdeker left the room.

Have you received, read and considered the entire record in this matter including the transcript of proceedings, exhibits, oral testimony, the hearing officers report and the written objections to the hearing officers report and recommendation in the matter of **Erich Ward**, case number **PT-19-010** and at this time are you prepared to adjudicate this matter? The Executive Director called the roll:

Lynn Busdeker	abstained
Anthony Ganim	yes
Erin Hofmeyer	yes
Ron Kleinman	yes
Tim McIntire	yes
Karen McIntyre	yes
Linda Pax Lowes	yes

Pursuant to Section 4755.47(A) of the Ohio Revised Code, the Board could dismiss the charges against **Mr. Erich Ward** if you find they are not supported by reliable, probative and substantial evidence. If the Board finds the charges are supported by the evidence, you may impose the following on Mr. Ward's physical therapist assistant license:

- Limit
- Suspend
- Revoke
- Reprimand
- Fine
- Place on probation
- Require corrective action courses

Tim McIntire moved to accept the hearing officer's findings of fact and conclusion of law in the Matter of Erich Ward, case number **PT-19-010**. Erin Hofmeyer seconded the motion, Lynn Busdeker abstained. Tim McIntire moved, seconded by Erin Hofmeyer to accept the hearing officer's recommendation of revocation. Lynn Busdeker abstained.

There being no further discussion the question having been called, the Executive Director called the roll:

Lynn Busdeker	abstained
Anthony Ganim	yes
Erin Hofmeyer	yes
Ron Kleinman	yes
Tim McIntire	yes

Karen McIntyre yes
Linda Pax Lowes yes

The motion carried.

In addition, Erin Hofmeyer moved that, pursuant to section 4755.031 of the Ohio Revised Code, fees be assessed against Erich Ward. Tim McIntire seconded the motion. Lynn Busdeker abstained from voting. The motion carried.

Executive Director reported the costs required under section 4755.031 of the Ohio Revised code covered a total of three invoices, hearing officer- two invoices - \$1020.00 and Court reporter with transcript- one invoice- \$183.20. The total costs for the two vendors are \$1203.20.

The Executive Director is hereby instructed to prepare an adjudication order to carry out the mandate of this Board and serve the order on Mr. Erich Ward in the matter prescribed by law. It is ordered that the PTA license of Erich Ward case number PT-19-010 is hereby revoked. The matter is concluded. Break for lunch at 12:26 pm

Meeting resumed at 1:01 pm.

Correspondence

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

OPTA Report

Executive Director of OPTA gave a report.

FSBPT Report

Executive Director Missy Anthony reported on the status of the Jurisprudence Assessment Module.

Open Forum

None

Old Business

- Discussion was held on the Discipline matrix.
- Documentation discussion was held. No changes suggested.
- Supervision issue discussed. The committee will report at a later date on changes in language interpreting the definition of supervision in various settings.

New Business

Board member training presentation topics

- ELicense at the backend of OTPTAT Board
- Tasks of committees- behind the scenes-how decisions are made
- The Legislative Process
- Mock meeting for new members- what is Sharepoint, etc.
- How to process a license
- Acronyms
- Telehealth
- Ipads

Next Meeting Date

The next regular meeting date of the Physical Therapy Section is scheduled for Thursday, January 16, 2020.

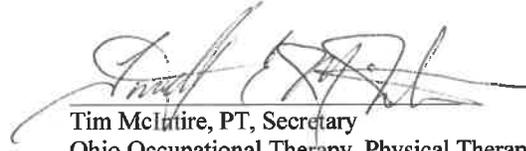
Adjournment

There being no further business and no objections, Erin Hofmeyer adjourned the meeting at 1:28 PM.

Respectfully submitted,
Jan Hills



Erin Hofmeyer, PT, Chair
Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board, PT Section



Tim McIntire, PT, Secretary
Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board, PT Section



Missy Anthony, Executive Director
Ohio Occupational Therapy, Physical Therapy
and Athletic Trainers Board