

**BOARD OF PHYSICAL THERAPY  
MINUTES**

DATE: May 1, 2014

TIME: 9:00 a.m. C.D.T

LOCATION: 665 Mainstream Drive  
Poplar Conference Room, 1<sup>st</sup> Floor  
Nashville, TN 37243

MEMBERS PRESENT: Brigina T. Wilkerson, PT, Chair  
Minty Ballard, Consumer Member  
David Finch, PT

MEMBER ABSENT: David Harris, PTA  
Brandon Hollis, PT, Board Secretary

STAFF PRESENT: Lisa Lampley, Interim Board Director  
Tomica Walker, Board Administrator  
Grant Mullins, Assistant General Counsel  
Vanessa Crutcher, Financial Officer

With a quorum being present, the meeting was called to order by Ms. Wilkerson at 9:22 a.m.

**Approval of Minutes**

Mr. Finch made a motion, seconded by Ms. Ballard, to approve the minutes of the February 7, 2014 meeting. The motion carried.

**Office of General Counsel Report**

Mr. Mullins presented the following report:

Litigation

There are currently six (6) cases open in the office of General Counsel. Counsel has one (1) consent order to present to the Board and one (1) Agreed Order.

Legislation

During the most recent legislative session, The General Assembly voted to extend the Board until 2019. Furthermore, Public Chapter no. 600 reconstituted the method for selecting Board members.

Before this law, the governor had the discretion of consulting with the TPTA before nominating an individual to the Board. Now, the TPTA is required to submit a list of names for consideration, and the governor is required to make his appointment from that list of names.

### Rules

The rule amendments concerning the modification to the application closure process, the delegation of authority for ethics course approval to TPTA, the termination of remediation plans, and preventing DPTs from sitting for the PTA exam are currently with the Attorney General's Office.

### Consent Orders/Agreed Order/ Agreed Citations

- A. Rachel Jones, PT** – A Consent Order was presented for failing to maintain a sufficient number of continuing competence credit hours for the calendar years 2010 and 2011, as revealed in the December 2012 audit, which is in violation of Tenn. Code Ann. §63-13-304 and Rule 1150-01.-12. As a result, Ms. Jones agrees to pay the assessment of eight hundred dollars (800.00). This penalty is to be paid within eighteen (18) months from the effective date of this Consent Order. After discussion, Ms. Ballard made a motion, seconded by Mr. Finch, to approve the Consent Oder as presented.

The motion carried.

- B. Herat Vidyut Desai, PT** – Mr. Grant Mullins, Assistant General Counsel, presented the Agreed Order to the Board for ratification. Mr. Desai was not present and was not represented by counsel. The Department of Health alleged that Mr. Desai engaged in sexual misconduct, failed to adhere to standards of ethics, failed to maintain adequate patient records, and failed to supervise unlicensed personnel. Mr. Desai agreed to the voluntary surrender of his license to practice physical therapy; agreed not to apply for or obtain a physical therapist license or a physical assistant license in state of Tennessee; and agreed to pay total civil penalties in amount of one-thousand five-hundred dollars (\$1,500.00) plus cost of the proceedings. A motion was made by Mr. Finch and seconded Ms. Ballard to approve the Agreed Order as presented.

The motion carried.

- C. Aristotle Abrasaldo, PT** – An Agreed Citation was presented for failing to maintain a sufficient number of continuing competence credit hours, as revealed in a continuing education audit. As a result, Mr. Abrasaldo agrees to pay seven (7) type C civil penalties for each continuing competence credit hour respondent was deficient within thirty (30) days of the ratification of this citation by the Board. Furthermore, respondent agrees to provide proof to the Board of the completion of seven (7) credit hours of continuing competence the amount determined to be deficient, within sixty (60) days of being notified that the agreed citation has been ratified by the Board. After discussion, Mr. Finch made a motion, seconded by Ms. Ballard, to approve the Agreed Citation as presented.

The motion carried.

**D. Jon Edward Cooper, PT** – An Agreed Citation was presented for failing to maintain a sufficient number of continuing competence credit hours, as revealed in a continuing education audit. As a result, Mr. Cooper agrees to pay three (3) type C civil penalties for each continuing competence credit hour respondent was deficient within thirty (30) days of the ratification of this citation by the Board. Furthermore, respondent agrees to provide proof to the Board of the completion of three (3) credit hours of continuing competence the amount determined to be deficient, within sixty (60) days of being notified that the agreed citation has been ratified by the Board. After discussion, Ms. Ballard made a motion, seconded by Mr. Finch, to approve the Agreed Citation as presented.

The motion carried.

**E. Wanda Heinemann, PT** – An Agreed Citation was presented for failing to maintain a sufficient number of continuing competence credit hours, as revealed in a continuing education audit. As a result, Ms. Heinemann agrees to pay fourteen and a half (14.5) type C civil penalties for each continuing competence credit hour respondent was deficient within thirty (30) days of ratification of this citation by the Board and the license shall be suspended for a period of at least forty-five (45) days from the date this agreed citation is ratified. The suspension shall not be lifted until Respondent has provided proof of completing the number of continuing competence hours determined to be deficient. Furthermore, respondent agrees to provide proof to the Board of the completion of fourteen and a half (14.5) credit hours of continuing competence the amount determined to be deficient and, within sixty (60) days of being notified that the agreed citation has been ratified by the Board. After discussion, Ms. Ballard made a motion, and seconded by Mr. Finch, to approve the Agreed Citation as presented.

The motion carried.

**F. Teresa L. McConnell, PTA** – An Agreed Citation was presented for failing to maintain a sufficient number of continuing competence credit hours, as revealed in a continuing education audit. As a result, Ms. McConnell agrees to pay four (4) type C civil penalties for each continuing competence credit hour respondent was deficient within thirty (30) of ratification of the citation by the Board. Furthermore, respondent agrees to provide proof to the Board of the completion of four (4) credit hour of continuing competence the amount determined to be deficient, within sixty (60) days of being notified that the agreed citation has been ratified by the Board. After discussion, Ms. Ballard made a motion, and seconded by Mr. Finch, to approve the Agreed Citation as presented.

The motion carried.

**G. Kia J. Robinson** – An Agreed Citation was presented for failing to maintain a sufficient number of continuing competence credit hours, as revealed in a continuing education audit. As a result, Ms. Robinson agrees to pay twenty-three type C civil penalties for each continuing competence credit hour respondent was deficient within thirty (30) days of ratification of this citation by the Board and the license shall be suspended for a period of at least forty-five (45) days from the date this agreed citation is ratified. The suspension shall not be lifted until Respondent has provided proof of completing the number of continuing competence hours determined to be deficient. Furthermore, respondent agrees to provide

proof to the Board of the completion of twenty-three (23) credit hours of continuing competence the amount determined to be deficient and within sixty (60) days of being notified that the agreed citation has been ratified by the Board. After discussion, Ms. Ballard made a motion, and seconded by Mr. Finch, to approve the Agreed Citation as presented.

The motion carried.

- H. David M. Sheer, PT** – An Agreed Citation was presented for failing to maintain a sufficient number of continuing competence credit hours, as revealed in a continuing education audit. As a result, Mr. Sheer agrees to pay four (4) type C civil penalties for each continuing competence credit hour respondent was deficient within thirty (30) days of ratification by the Board. Furthermore, respondent agrees to provide proof to the Board of the completion of the four (4) credit hours of continuing competence the amount determined to be deficient, within sixty (60) days of being notified that the agreed citation has been ratified by the Board. After Discussion, Ms. Ballard made a motion, seconded by Mr. Finch, to approve the Agreed Citation as presented.

The motion carried.

- I. Joseph Donald Sisk** – An Agreed Citation was presented for failing to maintain a sufficient number of continuing competence credit hours, as revealed in a continuing education audit. As a result, Mr. Sisk agrees to pay four (4) type C civil penalties for each continuing competence credit hours respondent was deficient within thirty (30) days of ratification by the Board. Furthermore, respondent agrees to provide proof to the Board of the completion of the four (4) credit hours of continuing competence the amount determined to be deficient within sixty (60) days of being notified that the agreed citation has been ratified by the Board. After discussion, Ms. Ballard made a motion, seconded by Mr. Finch, to approve the Agreed Citation as presented.

The motion carried.

### **Continuing Education Waiver**

**Katherine Prange, PTA** – Ms. Prange submitted paperwork to the board asking for a waiver of her continuing education due to injuries from a car accident in 2011. After much discussion, Ms. Ballard made a motion seconded by Mr. Finch to deny the request as presented.

The motion carried.

### **Office of General Counsel Funding Request**

Attorney, Grant Mullins requested funding to attend an annual conference held on behalf of the boards of physical therapy. After discussion, a motion was made by Ms. Ballard seconded by Mr. Finch to approve the funding as presented.

The motion carried.

## **Federation of State Boards for Physical Therapy (FSBPT) Annual Meeting**

The Board discussed sending a board representative to the FSBPT annual conference. After the discussion a motion was made by Mr. Finch, seconded by Ms. Ballard to send the Board Chair, Brigina T. Wilkerson.

The motion carried.

### **Election of Officers**

The board discussed holding a vote for an election of officers. After the discussion, a motion was made by Mr. Finch, seconded by Ms. Ballard to re-elect Brigina T. Wilkerson as Board Chair. There also was a motion made by Mr. Finch, seconded by Ms. Wilkerson to elect Ms. Minty Ballard as Board Secretary.

The motion carried.

### **Tennessee Professional Assistance Program (TnPAP) Report**

Mike Harkreader, Tennessee Professional Assistance Program (TnPAP), presented the statistics for the period of July 1, 2013 through December 31, 2013. A motion was made by Ms. Ballard and seconded by Mr. Finch to accept as presented. The motion carried.

	<b>PT</b>	<b>PTA</b>
Monitoring	1	5

### **Investigation and Disciplinary Reports**

#### **Monitored Practitioner Report:**

	<b>PT</b>		<b>PTA</b>
<b>Total</b>	<b>6</b>	<b>Total</b>	<b>8</b>
On Probation	2	On Probation	5
Suspended	2	Suspended	1
Revoked License	2	Revoked License	1
Board Order	0	Board Order	0
TSAC Suspension	0	TSAC Suspension	1

Investigative complaints as of July 31, 2013

	<b>PT</b>		<b>PTA</b>
Open	4	Open	1
Received	13	Received	16
Closed	4	Closed	2
No Action	0	No Action	1
Letter of Warning	0	Letter of Warning	1
Letter of Concern	0	Letter of Concern	0
Referred to OGC	4	Referred to OGC	0
<b>Total Open</b>	<b>9</b>	<b>Total Open</b>	<b>14</b>

### Applicant Interview/File Review

- A. Sally Mehany, PTA** – Ms. Mehany appeared before the Board because she was issued a license on May 30, 2012 in error. Ms. Mehany was issued a license prior to submitting an education evaluation. A letter was sent to Ms. Mehany on March 18, 2014 by certified mail notifying her of this error and allowing her 30 days to provide proof of the education evaluation. After much discussion, a motion was made by Ms. Ballard and seconded by Mr. Finch to annul the license issued May 30, 2012.

The motion carried.

- B. Matthew Robinson, PT** – Mr. Robinson appeared before the Board for a reckless driving and refusal to submit convictions. After much discussion, a motion was made by Ms. Ballard and seconded by Mr. Finch to approve pending the passing of the physical therapy exam.

The motion carried.

- C. Sarah Zaka, PTA** – Mrs. Zaka is a foreign trained applicant seeking licensure by reciprocity. She requested to speak before the board to give explanation regarding her education evaluation and request information from the board as to what her options are to achieve the requirement of physical therapist assistant education equivalency. After discussion, a motion was made by Ms. Ballard and seconded by Mr. Finch to send Mrs. Zaka's request to the Board Consultant, Alan Meade for review.

The motion carried.

### Continuing Competency Courses

- A. TPTA (Ethics and TN Jurisprudence Course)** – TPTA submitted their course entitled "Ethics in Physical Therapy Practice and Booklet for Jurisprudence: Physical Therapy Practice in Tennessee" to the Board of Physical Therapy for renewal. Alan Meade, Board Consultant reviewed and approved this course prior to its submission to the Board. A motion was made by Mr. Finch and seconded by Ms. Ballard to approve both courses.

The motion carried.

- B. Compliance, LLC (Ethics Course)** – Compliance, LLC submitted their ethics course to the Board of Physical Therapy for approval. Ms. Wilkerson stated she did not have a chance to review this course and would take it with her for review and would have an answer back to the administrative office by the end of the following week. A motion was made by Ms. Ballard and seconded by Mr. Finch to approve pending a favorable review from Ms. Wilkerson.

The motion carried.

## **Financial Report**

Lisa Tittle, Financial Officer for the Division of Health and Licensure Bureau, gave an update of the Board's finances through December 31, 2013 and a projection for fiscal year ending June 30, 2014. Total expenditures were \$143,369.38 Board revenue was \$166,278.75 with a carryover deficit from FY2012 of \$64,133.48 leaving a cumulative carryover of \$69,015.49. The projected expenditures for 2014 are \$288,358.18, Board revenue \$372,134.75 with a projected current carryover of \$83,776.57.

## **Remediation Plans**

Ms. Ballard made a motion seconded by Mr. Finch to approve the remediation plans reviewed by Alan Meade, Board Consultant for the following applicants:

CHANELLA ALMAS  
CHARLES EMPLAINCOURT  
DENNIS GOSSELIN  
CAMERON JOHNSTON  
APRIL JONES  
TERESA MCCARTER

TRACY MCREYNOLDS  
TIFFANY STANFILL  
JANET STOLTZ  
JIMMY TOWNSEND  
DANIELLE VARNER

The motion carried.

## **Ratifications**

Ms. Ballard made a motion seconded by Mr. Finch to approve the following lists of PT/PTA initial and reinstatement applications:

### **PHYSICAL THERAPISTS**

#### **NEW LICENSES**

MELANIE ANN ABBOTT  
DEBRA LYNN ALLISON  
LOREN NICOLE ARNOLD  
JENNIFER KELLY BEARD  
DSTEPHANIE KAY BLAKE  
MARY EMERY BROOKS  
NOELLE MARIE BROWN  
PATSY ANN CANTOR  
MICHAEL LANE CASCIERE  
JANZEN MARK LA ROSA CASTELLANO  
WHITNEY LEANN CASTLE  
CHARLENE ROSE CHALLENGER-SMITH  
KATHERINE ANSLEY COODE  
SUSAN HITCHCOCK COURTNEY  
KATHERINE ELAINE CROXTON  
COLLEEN MARIE DURHAM  
SPENCER NWACHUKWU ELOSIEBO

ELEAZAR D FARISCAL  
STACIE ELIER FEDORKA  
ANGIE M FOSTER  
STACEY KIRK FRANKS  
LINA MARIE GOBICH  
BRIAN LEE GREEN  
CAROLE R HARTMAN  
MBONG AZANG-NJAAH HENRY  
RAJESHWARI NARAYAN IYER  
DANIELLE ELIZABETH JACOBS  
ALLISON MARIE LACEY  
BRITTANY CARR LAWING  
CHRISTOPHER R. LECLAIR  
ALEXIS WHITAKER LOCKYER  
TIMOTHY DANIEL MCCARTHA  
MICHAEL THOMAS MCCLOUD  
SHANNON ELIZABETH MCIVOR

HAYLEY BROOKE MCKINNEY  
JESSICA E. MILER  
AMANDA MICHELLE MNICK  
KATHERINE LEE MOELLER  
BRITTANY RENEE MORGAN  
CHARLES YANCEY PETERS III  
GASTON RICHARD PLEIMAN  
NICHOLAS PONTIFEX  
JILL E POWELL  
AMY LAMAR RANDOLPH  
ARIEL LEAH ROCKETT  
MICHAEL JOE SHOUSE  
TRAVIS AARON SHUPE

MICHAEL BRYDEN SMITH  
JASON LEE SPEAR  
MELISSA ANNE STANLEY  
SUNCICA SUNSHINE SVALINA  
ERIN RENEE TAYLOR  
MONICA LOFTEN TOOLE  
JACOB AARON TREADWAY  
HIRAL S VAKILWALA  
KAITLIN ANNE VANRADEN  
TIMOTHY ARTHUR WICKS  
THOMAS FREDERICK WILKINSON  
JENNIFER ANN WILLIAMS  
CORY ADAM WRIGHT

#### REINSTATEMENTS

VIRGINIA D. CONDR  
KAREN DAVIDSON HAYNES

NOEL NICHOLE SANSOTTA  
JEFFREY ALAN SWEET

#### PHYSICAL THERAPIST ASSISTANTS

##### NEW LICENSES

NICHOLAS W ALEXANDER  
VINCENT EDWARD ANDERSON

JOHN RICHARD BENSON  
ERICA ELISE BRATSCHI  
BRANDI NICOLE BUCK  
ADAM WADE BURCH  
SHAUNA MARIE BURTON  
JOHN LAMAR CAMPBELL  
ALLISON MICHELLE COLLIS  
AMANDA RAE DAUGHRITY  
LAKIESHA E DOBBS  
JULIEANN CROUCH DRAKE  
AMANDA ALISE FIERGE  
JOSEPH ANTHONY GAYLE  
LAUREN ELIZABETH HANDEL  
EMMA CHRISTINE HARMAN  
HARRIETT HOPE HARVIN  
ROBINJOY HIMES  
AMY LEE HODGE  
CAMERON HEATH JOHNSTON  
KRISTI LEE KELLOGG  
DAPHANE' KAY LECKIE  
THOMAS NEWTON LESTER  
NOELLE LAUREN LETEXIER

MELISSA SUE MICHAELIS  
HAILEY RENEE MOORE  
RACHEL MARIE NICKELL  
PAMELA KAY NORTH  
AMY DANIELLE PIPER  
TAYLOR KATHERINE POPA  
EMILY GRACE PRITCHETT  
TAWANA ROBINSON  
MICHELLE RENE RUSSELL  
KERI JO RUTHERFORD  
MALLORY ELIZABETH SANDLER  
TRACY LYNN SCHUETTE  
LEAH JO STARBIRD  
MARGARET KIM STILL  
WINTER CHRISTINE TRIPLETT  
PAIGE THOMAS TURNER  
STACIE MONIQUE TURRENTINE  
DIANA AURORA ULREY  
KAREN BETH VENCEL  
BETHANY PAIGE WADE  
REBECCA LOUISE WALLACE  
JENNIFER MARIE WELLETTE  
JAIME MCCOLLUM WHITE  
DIANE MILLER WHITEHURST  
SUSAN J WILLIAMS



REINSTATEMENTS

TERRY LEWIS ARMSTRONG  
PHILIP SCOTT CROWLEY  
GREGORY SCOTT GOINS  
NICHOLAS PAUL MANTERIS

The motion carried.

PROVISIONAL LICENSES

Ms. Ballard made a motion seconded by Mr. Finch to approve the following for a provisional license:

MARY WONG

The motion carried.

CLOSED FILES

Ms. Ballard made a motion seconded by Mr. Finch to approve the closing of the following list of PT and PTA files due to expiration and/or abandonment:

PHYSICAL THERAPISTS

REBECCA AMONETT  
NATHANIEL GOODALL  
KANA IRWIN  
CONNER KNAPP  
MILLARY LOMAX  
NICHOLAS LONG  
JULIA MAI

ANDREA MORRIS  
CHARLES NICHOLS  
RENEE RAWSON  
MELODY SMITH  
JONATHAN STRICKLAND  
ASHLEY TANKERSLEY  
BETHANY WOODARD

PHYSICAL THERAPY ASSISTANTS

AILEEN BREATHETT  
DAVID BROWN  
AMANDA BUTLER  
JOY EDGEHILL  
DE'TARIO FREDERICK  
DENNIS GOSSELIN  
CHRISTOPHER HARDAWAY

JUDY JOLLY  
LEIGH LINER  
TARONDA LOVEN  
ROBIN NORRIS  
SAMANTHA ROSS  
RACHEL THEARP  
JOSEPH WEAVER

The motion carried.

**Administrator's Report**

Licensure Statistics from 02/01/14 thru 04/28/14

- Physical Therapists 4873
- Physical Therapist Assistants 3223

### Physical Therapists

- Newly Licensed— 65
- Reinstated— 4
- Renewals— 145-(paper) 333-(online) 6-(cash office)

### Physical Therapist Assistants

- Newly Licensed— 54
- Reinstated— 4
- Renewals— 86-(paper) 233-(online) 3-(cash office)

### Board Members

There is currently one (1) open physical therapist position on the board.

### Adjournment

There being no further business, the meeting was adjourned at 3:00 p.m.

**These minutes were ratified at the meeting held on August 8, 2014**