



Mark Cornwall, PT, PHD, FAPTA
President

ARIZONA STATE BOARD OF PHYSICAL THERAPY
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REGULAR SESSION MEETING MINUTES
May 28, 2019

BOARD MEMBERS PRESENT: Mark Cornwall, PT PHD, FAPTA, President
Nushka Remec, PT, MS, PCS; Vice President
Karen Bustillo, PT, DPT, OCS, CLT, Secretary
Kelly King, PT, DPT, Professional Member
Peggy Hunter, PTA, CLT; Professional Member
Joshua Greer, Public Member
Michael S. Clinton, CPA; Public Member

BOARD MEMBERS ABSENT:

ASSISTANT ATTORNEY GENERAL PRESENT: Mona Baskin, Assistant Attorney General

BOARD STAFF PRESENT IN PERSON: Karen Donahue, PT, DPT, Executive Director
Monica Crowley, Licensing Administrator
Veronica Cardoza, Administrative Services Officer
Melinda Richardson, PT, MA, Investigator

1) CALL TO ORDER – 8:30 A.M.; Dr. Donahue called the meeting to order at 8:32 A.M. (A recording of the meeting is available through the Board Office)

Roll Call – The following Board Members were present: Dr. Cornwall, Ms. Remec, Dr. Bustillo, Dr. King, Mr. Greer, Ms. Hunter and Mr. Clinton

2) Review and Approval of Draft Minutes
A) April 23, 2019 Regular Session Meeting Minutes

The Board reviewed and discussed the minutes. Ms. Hunter requested minor changes to the minutes.

Dr. Cornwall moved the Board to approve the April 23, 2019 Regular Session Meeting Minutes with the suggested changes. Dr. Bustillo seconded the motion. Following review and discussion, the motion carried by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X

Nay							
Recused							
Abstained							
Absent							

B) April 23, 2019 Executive Session Meeting Minutes

The Board reviewed and discussed the minutes.

Mr. Greer moved the Board to approve the April 23, 2019 Executive Session Meeting Minutes. Ms. Hunter seconded the motion. Following review and discussion, the motion carried by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye		X	X	X	X	X	X
Nay							
Recused							
Abstained	X						
Absent							

3) CONSENT AGENDA: REVIEW, CONSIDERATION and ACTION

A) Applications for Licensure and Certification

- 1) Review, Consideration and Approval of Applications of Physical Therapist Licensure upon Receipt of Passing Scores on the NPTE/AZLAW and Final Transcript

Brian Adams	Lindsey Altringer	Ryan Cirac
Adam Cook	Christina D'Amico	Angel Davis
Nicole Delia	Lisa Donahue	Erin Donlon
Michael Donohue	Daniel Dowdy	Chantel Doyon
Michaela Ecklund	Abdullah Elomari	Lina Ibarra Figueroa
Julianna Giordano	Heather Grelle	Ryan Guerico
Elizabeth Hrdina	Shawna Haynes	Sybil Head
Nicole Jensen	David Johnston	Timothy Klave
Jennifer Kinzer	Margaret Klintworth	Kathleen Landelius
Megan Leftwich	Samantha Maryak	Whitney McGinn
Joely O'Neal	Brianne Oricchio	Mallory Parris
Kristen Patenaude	Calli Paydo	Steven Richards
Marissa Roberts	Clinton Singleton	Ginnie Smith
Kaitlin Wilson	Diane Yu	

Dr. Bustillo moved the Board to approve the above Applications for Physical Therapist Licensure upon Receipt of Passing Scores on the NPTE/AZLAW and Final Transcript. Mr. Clinton seconded the motion. Following review and discussion, the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

- 2) Review, Consideration and Approval of Applications for Physical Therapist Licensure with Documentation Related to Disclosure on “Personal Information” Section of the Application.

Megan Hedges	Daniel Nowland
Pamela Pino	Brendan Regan
Nicholas Travers	

Dr. Cornwall removed Pamela Pino from the above consent agenda for separate consideration.

Ms. Hunter moved the Board to approve the above Applications for Physical Therapist Licensure upon Receipt of Passing Scores on the NPTE/AZLAW and Final Transcript. Dr. Bustillo seconded the motion. Following review and discussion, the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

Pamela Pino

Dr. Cornwall stated Ms. Pino was a student at NAU in 2011 and stated he has no bias to hear the case.

Ms. Pino was present and provided an opening statement. The Board reviewed and discussed the above application and asked questions of Ms. Pino.

Dr. Bustillo moved the Board to approve the above Application for Physical Therapist Licensure upon Receipt of Passing Scores on the NPTE/AZLAW and Final Transcript. Dr. King seconded the motion. Following review and discussion, the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

3) Review, Consideration and Approval of Applications for Physical Therapist Assistant Certification upon Receipt of Passing Scores on the NPTE/AZLAW and Final Transcript.

	Jason Brown	Jennifer Carlson
Carolyn Chamblin	Dimitar Chinin	Adria Barchi
Jason Brown	Jennifer Carlson	Carolyn Chamblin
Marielaine Dela Rosa	Natalie Drew	Raina Frisby
Spencer Hinde	Temesgen Kidane	Jennifer Kohl
Shannon Lawless	Andrea Mattson	Thomas Nacinovich
Jacqeline Nichols	Derrick Powell	Grace Rentschler
Megan Schnauffer	Anthony Vergne	Tiffany Weaver

Dr. Cornwall moved the Board to approve the above applications for Physical Therapist Assistant Certification upon Receipt of Passing Scores on the NPTE/AZLAW and Final Transcript. Dr. Bustillo seconded the motion. Following review and discussion, the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

4) Review, Consideration and Approval of Applications for Physical Therapist Assistant Certification with Documentation Related to Disclosure on “Personal Information” Section of the Application.

Marshall Bingham	Rebecca Carranza	Dakota Cornelius
Alyssa Merrill		

Ms. Remec moved the Board to approve the above applications for Physical Therapist Assistant Certification upon Receipt of Passing Scores on the NPTE/AZLAW and Final Transcript. Dr. Bustillo seconded the motion. Following review and discussion, the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

Consent Agenda End

4) REVIEW, CONSIDERATION AND ACTION ON APPLICATIONS FOR LICENSURE AND CERTIFICATION

A) Review of and Possible Action on Application for Physical Therapist Licensure from Applicant Requesting ADA Accommodations/ Review, Consideration and Approval of Applications for Physical Therapist licensure upon Receipt of Passing Scores on the NPTE/AZLAW and Final Transcript and with documentation Related to Disclosure on “Personal Information section of the application.

- 1) Jerry Dillon

The Board reviewed and discussed the above application.

Dr. Cornwall moved the Board to approve the above application for Physical Therapist Licensure upon Receipt of Passing Scores on the NPTE/AZLAW and Final Transcript and approved the Request for ADA Accommodations. Dr. Bustillo seconded the motion. Following review and discussion, the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

B) Review of and Possible Action on Application for Physical Therapist Licensure from Applicant Requesting ADA Accommodations.

1) Hannah Raby

Ms. Hunter moved the Board to approve the above application for Physical Therapist Assistant Certification upon Receipt of Passing Scores on the NPTE/AZLAW and Final Transcript and approved the Request for ADA Accommodations. Dr. Bustillo seconded the motion. Following review and discussion, the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

C) Review of and Possible Action on Physical Therapists Previously Licensed in the state of Arizona.

1) Crystal Danley, PT

The Board reviewed and discussed the above application.

Dr. Cornwall moved the Board to approve Ms. Danley’s Application for Physical Therapist Previously Licensed in the State of Arizona and issue her license upon receipt of passing scores of AZ Law. Dr. King seconded the motion. Following review and discussion, the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

2) Gina Smith, PT

The Board reviewed and discussed the above application.

Dr. Cornwall moved the Board to approve Ms. Smith’s Application for Physical Therapist Previously

Licensed in the State of Arizona and issue her license upon receipt of passing scores of AZ Law. Dr. Bustillo seconded the motion. Following review and discussion, the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

D) Review of and Possible Action on Physical Therapists Previously Licensed in the state of Arizona/ Review, Consideration and Approval of Applications for Physical Therapist licensure upon Receipt of Passing Scores on the NPTE/AZLAW and Final Transcript and with documentation Related to Disclosure on “Personal Information section of the application.

- 1) Molly Scott, PT

Dr. King moved the Board to approve Ms. Smith’s Application for Physical Therapist Previously Licensed in the State of Arizona and issue her license upon receipt of passing scores of AZ Law. Ms. Hunter seconded the motion. Following review and discussion, the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

5) COMPLAINTS, HEARINGS, INVESTIGATIONS and COMPLIANCE

C) Review, Discussion and Possible Action for Review of Potential Opening of Complaint

- 1) DH, PT

Dr. Donahue Provided a summary of the case to the Board. DH, PT notified the Board of DUI charges that on April 15, 2019. DH notified the Board within the 10-day requirement.

The Board reviewed and discussed the above agenda item.

Mr. Greer moved the Board to take no action. Ms. Remec seconded the motion. Following review and discussion, the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

D) Review, Discussion and Possible Action for Review of Initial Review:

- 1) 17-35; Keith Garrison, PT

Dr. Cornwall stated Mr. Garrison was a student at NAU in 2006 and stated he has no bias to hear the case.

Dr. King and Ms. Remec recused themselves and stepped away from the Board table at 8:51 A.M.

Mr. Garrison was present and was represented by Ms. Margaret Dean.

Dr. Donahue Provided a summary of the case to the Board. TS alleges that Mr. Garrison engaged in sexual harassment when she was a patient at an outpatient physical therapy practice.

Mr. Garrison and Ms. Dean both introduced themselves and both provided an opening statement to the Board.

The Board reviewed and discussed the case and asked questions of Mr. Garrison.

Dr. Cornwall moved the Board to dismiss the above case. Ms. Hunter seconded the motion. Following review and discussion, the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X			X	X	X
Nay							
Recused			X	X			
Abstained							
Absent							

Dr. King and Ms. Remec returned to the Board table at 9:00 A.M.

B) Review, Discussion and Possible Action Informal Hearing in the following case:

- 1) Case No. 18-18; Nicholas Hunter, PT (9:00am)

Let the record reflect Ms. Hunter stated she did not know or was not related in any way to Mr. Nichols Hunter.

Mr. Hunter was present and was not represented by legal counsel.

The Board members and Board staff introduced themselves. Mr. Hunter introduced himself.

Dr. Cornwall read a summary of how the hearing process would be conducted and reviewed the possible outcomes of the hearing.

Dr. Donahue and Mr. Hunter were both sworn-in as witnesses. Dr. Donahue read the allegations against Mr. Hunter.

Mr. Hunter provided an opening statement.

The Board reviewed and discussed the above case and asked questions of Mr. Hunter.

The Board deliberated.

Mr. Greer moved the Board issue a NON-DISCIPLINARY ORDER to include six (6) hours of continuing education in the area of documentation and six (6) hours of continuing education in the area of Billing and Coding; to be completed within 90 days. Mr. Clinton seconded the motion. Following review and discussion, the motion carried by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X		X		X	X	X
Nay		X		X			
Recused							
Abstained							
Absent							

- 2) Case No. 18-45; Tamara Nickolson, PT (9:30am)

Ms. Nickolson was present and was not represented by legal counsel.

The Board members and Board staff introduced themselves. Ms. Nickolson introduced herself.

Dr. Cornwall read a summary of how the hearing process would be conducted and reviewed the possible outcomes of the hearing.

Dr. Donahue and Ms. Nickolson were both sworn-in as witnesses. Dr. Donahue read the allegations against Ms. Nickolson.

Ms. Nickolson had no opening statement.

The Board reviewed and discussed the above case and asked questions of Ms. Nickolson.

The Board deliberated.

Dr. Cornwall guided the Board through each allegation for discussion. Following discussion on the allegations Mr. Greer moved the Board adopt the following Findings of Fact:

Respondent failed to complete the 20 hours of required continuing competence hours for the 2016-2018 compliance period.

Dr. King seconded the motion. Following review and discussion the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

Mr. Greer moved the Board adopt the following Conclusions of Law:

A.R.S. §32-2044(24) “Failing to complete continuing competency requirements as established by the Board by rule.”

Mr. Clinton seconded the motion. Following review and discussion the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							

Recused							
Abstained							
Absent							

The Board discussed possible disciplinary action against Ms. Nickolson license. Following discussion Ms. Hunter moved the Board adopt the following Order:

Ms. Nickolson was placed on probation for nine (9) months with the possibility for early termination. Ms. Nickolson shall take and complete a minimum of six (6) hours of continuing education in the area of Ethics, take and pass the Arizona Physical Therapy jurisprudence examination. All continuing education must be preapproved by Board staff and completed within nine (9) months. CEU’s will not count towards renewal and cannot be completed online. Ms. Nickolson shall pay a civil penalty of \$500.00 dollars.

Mr. Greer seconded the motion. Following review and discussion the motion carried unanimously by roll call vote.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

The Board Recessed from 10:00 A.M. to 10:12 A.M.

3) Case No. 18-26; Sue Brugger, PT, PTA (10:00am)

Ms. Brugger was present via phone and was not represented by legal counsel.

The Board members and Board staff introduced themselves. Ms. Brugger introduced herself.

Dr. Cornwall read a summary of how the hearing process would be conducted and reviewed the possible outcomes of the hearing.

Dr. Donahue and Ms. Brugger were sworn-in as witnesses. Dr. Donahue read the allegations against Ms. Brugger.

Ms. Brugger provided an opening statement.

The Board deliberated.

Dr. Cornwall guided the Board through each allegation for discussion. Following discussion on the allegations Mr. Greer moved the Board adopt the following Findings of Fact:

Respondent failed to complete the 20 hours of required continuing competence hours for the 2016-2018 compliance period.

Mr. Clinton seconded the motion. Following review and discussion the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remece	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

Mr. Greer moved the Board adopt the following Conclusions of Law:

A.R.S. §32-2044(24) “Failing to complete continuing competency requirements as established by the Board by rule.”

Mr. Clinton seconded the motion. Following review and discussion the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remece	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

The Board discussed possible disciplinary action against Ms. Brugger license. Following discussion Mr. Greer moved the Board adopt the following Order:

Ms. Brugger was placed on probation for twelve (12) months with the possibility for early termination. Ms. Brugger shall take and complete a minimum of six (6) hours of continuing education in the area of Ethics, take and pass the Arizona Physical Therapy jurisprudence

examination. All continuing education must be preapproved by Board staff and completed within twelve (12) months. CEU’s will not count towards renewal and cannot be completed online. Ms. Brugger shall pay a civil penalty of \$500.00 dollars.

Mr. Clinton seconded the motion. Following review and discussion the motion carried unanimously by roll call vote.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

The Board Recessed from 10:28 A.M. to 10:37 A.M.

At 10:37 Ms. Mona Baskin Assistant Attorney General step away from the Board table. Ms. Campbell AAG proceeded to sit at the table.

A) Review, Discussion and Possible Action on Formal Hearing in the following case: (10:30 a.m.)

- 1) Case No. 18-22; Caroline Seronde, PTA

Ms. Seronde not was present and was not represented by legal counsel.

Dr. Cornwall called the formal hearing to order. The Board members and Board staff introduced themselves. Dr. Cornwall provided a review of the proceedings and possible outcomes. All Board members had been furnished with copies of the Complaint and Notice of Hearing. Mr. John Tellier, Assistant Attorney General representing the State of Arizona. Ms. Elizabeth Campbell, Assistant Attorney General, was there to advise the Board.

Dr. Donahue was sworn-in as witnesses. Mr. John Tellier, Assistant Attorney General provided an opening statement.

Mr. Tellier entered Exhibits 1 through 5 into evidence. The Board accepted the Exhibits.

Dr. Donahue provided testimony. Dr. Donahue reviewed process by which the respondent was served with the Notice of Hearing. Dr. Donahue stated that Ms. Seronde was served Notice of mail by certified mail. Mr. Tellier went over Exhibits 1 through 5

Mr. Greer moved the Board enter into Executive Session to obtain legal advice and to review confidential records. Mr. Clinton seconded the motion. Following review and discussion the motion carried unanimously by roll call vote.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

Executive Session from 10:53 A.M. to 11:04 A.M.

Mr. John Tellier, Assistant Attorney General provided a closing statement.

The Board deliberated.

Following review and discussion Mr. Greer moved the Board accept Allegations 1 through 6 as Findings of Fact.

PARTIES

1. The Arizona State Board of Physical Therapy is the duly constituted authority for licensing and regulating the practice of physical therapy in the State of Arizona.
2. Caroline Seronde, P.T.A, holds Certificate No. PTA-009610, to practice as a physical therapist assistant in the State of Arizona.

FINDINGS OF FACT

1. Respondent was charged on February 26, 2018 with various offenses under Arizona’s DUI laws. The Board received notification of those charges on March 20, 2018. Respondent plead guilty to DUI Extreme .20 or More 1 on December 20, 2018.

2. The Board opened a complaint on October 15, 2018. The complaint alleges the Respondent was charged with extreme DUI and failed to notify the Board within the ten (10) day requirement.
3. Respondent was present telephonically for an informal hearing on March 26, 2019 at which the Board concluded that Respondent was unable to adequately engage in or respond to the Board’s questions due to being impaired.
4. Respondent, in the course of the informal hearing on March 26, 2019, left the hearing and did not return to the hearing following attempts by the Board to re-establish communication via phone. The Board subsequently summarily suspended Respondent’s license.
5. Respondent was contacted via e-mail and phone messages to contact the Board regarding the Formal Hearing set in connection with her summary suspension. Respondent did not communicate with Board Staff prior to the Formal Hearing conducted on May 28, 2019.
6. Respondent failed to attend the Formal Hearing on May 28, 2019.

Dr. King seconded the motion. Following review and discussion the motion carried unanimously by roll call vote.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

Mr. Greer moved the Board to accept as Conclusions of Law, the allegations of unprofessional conduct which include violations

1. The Board is empowered, pursuant to A.R.S. § 32-2000 *et seq.*, to regulate the licensing and practice of physical therapy in the State of Arizona.
2. Pursuant to A.R.S. § 32-2000 *et seq.*, the Board has personal and subject matter jurisdiction in the matter.
3. The conduct and circumstances described in paragraphs 1 - 5 above constitute grounds for disciplinary action in accordance with **A.R.S. §32-2044(8)** “Practicing as a physical therapist or working as a physical therapist assistant when physical or mental abilities are impaired by disease or trauma, by the use of controlled substances or other habit-forming drugs, chemicals or alcohol or by other causes.”
4. The conduct and circumstances described in paragraphs 1 - 5 above constitute grounds for disciplinary action in accordance with **A.R.S. §32-2028(A)(C)** “A health professional who has been charged with a misdemeanor involving conduct that may affect patient safety or a felony after receiving or renewing a license or certification must notify the health professional’s regulatory board in writing within ten working days after the charge is filed. On receipt of this information the regulatory board may conduct an investigation.”
5. The conduct and circumstances described in paragraphs 1 - 5 above constitute grounds for disciplinary action in accordance with **R4-24-312(A)** “As required by A.R.S. §32-2028, an applicant, licensee or certificate holder who is charged with a misdemeanor involving conduct that may affect patient safety or a felony shall provide written notice of the charge to the Board within 10 working days after the charge has been filed.

Ms. Hunter seconded the motion. Following review and discussion the motion carried unanimously by roll call vote.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X

Nay							
Recused							
Abstained							
Absent							

Mr. Greer moved the Board to revoke Ms. Seronde Physical Therapist Assistant Certificate. Ms. Hunter seconded the motion. Following review and discussion the motion carried unanimously by roll call vote.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

B) Review, Discussion and Possible Action Informal Hearing in the following case:

- 1) Case No. 18-22; Caroline Seronde, PTA (11:00 am)

No Action taken due to revocation.

Ms. Elizabeth Campbell, Assistant Attorney General left the Board table at 11:10 A.M. and Ms. Baskin, Assistant Attorney General returned to the Board table at 11:11 A.M.

D) Review, Discussion and Possible Action for Review of Initial Review:

- 4) 18-04; Douglas Mitchell, PT

Mr. Mitchell was present and was not represented by legal counsel.

Dr. Donahue provided a summary of the case to the Board. PG alleges that Mr. Douglas Mitchell provided substandard care in the rehabilitation of PG complaint of low back pain. PG alleges that Mr. Mitchell injured his right knee during the initial evaluation. PG alleges that Mr. Mitchell fabricated documentation of his time in physical therapy. He alleges that Mr. Mitchell committed unending accounts of fraud.

Mr. Mitchell provided an opening statement.

The Board reviewed and discussed the case and asked questions of Mr. Mitchell.

Dr. Cornwall moved the Board dismiss the case. Dr. Bustillo seconded the motion. Following review and discussion the motion carried by roll call vote.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X		X	X	X	X	X
Nay		X					
Recused							
Abstained							
Absent							

The Board Recessed from 11:21 A.M. to 11:24 A.M.

5) 19-05; Jaree Price, PT

Ms. Price was present via phone and was not represented by legal counsel. The Board Members and Staff introduced themselves.

Dr. Donahue provided a summary of the case to the Board. AP alleges that Ms. Price allowed a patient to live in her house while she continued to be engaged in a patient/client relationship.

Ms. Price did not provide an opening statement.

The Board reviewed and discussed the case and asked questions of Ms. Price. Ms. Price provided a closing statement. The Board deliberated.

Mr. Remec moved the Board Adopt the following Findings of Fact and Conclusions of Law

FINDINGS OF FACT

Respondent allowed a patient to whom she was currently engaged in a client/patient relationship stay at her home 5-10 nights from November 2018 through January 2018.

CONCLUSIONS OF LAW

The conduct and circumstances as stated in the above Findings of Fact constitute a violation of A.R.S. §32-2044(12) “Failing to adhere to the recognized standards of ethics of the physical therapy profession.” 6(A)(1) “A physical therapist practice shall be consistent with accepted professional standards.”

Dr. King seconded the motion. Following review and discussion the motion carried by roll call vote.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

Ms. Remec moved the Board issue a consent agreement to include twelve (12) months’ probation with the possibility for early termination. Ms. Price shall take and complete a minimum of six (6) hours of continuing education in the area of Ethics, take and pass the Arizona Physical Therapy jurisprudence examination. All continuing education must be preapproved by Board staff and completed within twelve (12) months. If not accepted case will be forwarded to an Informal Hearing. Dr. King seconded the motion. Following review and discussion the motion carried by roll call vote.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye		X	X	X		X	X
Nay	X				X		
Recused							
Abstained							
Absent							

Ms. Remec left the Board table and Board meeting at 12:01 P.M.

6) 19-08; Pamela Wear, PT

Ms. Wear was not present and was not represented by legal counsel.

Dr. Donahue provided a summary of the case to the Board. Mr. Drenfeld, PT alleges that Ms. Wear failed to change her business address within 30 days after that change.

The Board reviewed and discussed the above case.

Mr. Greer moved the Board to Dismiss the case. Dr. Bustillo seconded the motion. Following review and discussion the motion carried by roll call vote.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye		X	X	X	X		X
Nay	X					X	

Recused							
Abstained							
Absent							

3) 19-04; Shawn Horodecki, PT

Mr. Horodecki was not present and was not represented by legal counsel.

Dr. Donahue provided a summary of the case to the Board. Ms. Thompkins alleges that Mr. Horodecki uses controlled substances during work hours. The Board reviewed and discussed the above case.

Ms. Hunter moved the Board to Dismiss the case. Mr. Greer seconded the motion. Following review and discussion the motion carried unanimously by roll call vote.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

5) 18-13; Aaron Temple, PTA

Dr. King recused herself and stepped away from the Board table at 12:10 P.M.

Mr. Temple was not present and was not represented by legal counsel.

Dr. Donahue provided a summary of the case to the Board. Board opened complaint #18-13 after review of complaint from Kindred Healthcare, Inc. (aka RehabCare). Board alleges engaging in substandard care by a physical therapist assistant, charging unreasonable or fraudulent fees, and making misleading, deceptive, untrue or fraudulent representations. The Board reviewed and discussed the above case.

Mr. Greer moved the Board to forward the above case to an Informal Hearing. Hunter seconded the motion. Following review and discussion the motion carried unanimously by roll call vote.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							

Recused							
Abstained							
Absent							

Dr. King returned to the Board table at 12:11 P.M.

E) Review, Discussion and Possible Action for Consent for Voluntary Surrender:

- 1) 19-06; Kevin Bauer, PTA

The Board reviewed and discussed the above case.

Mr. Greer moved the Board to accept Mr. Bauer’s Consent Agreement to Voluntary Surrender his PTA certification. Ms. Hunter seconded the motion. Following review and discussion the motion carried unanimously by roll call vote.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

6) BOARD BUSINESS AND REPORTS

A) Executive Director’s Report – Review, Discussion and Possible Action

- 1) Financials – Update
 - a. Proposed allocation for FY2020 is \$494,600
 - i. Decrease of \$5,400 due to denial to complete license file scanning.
- 2) FSBPT Compact Update
- 3) Board Law Books

Dr. Donahue provided and updated of the above topics. No action was needed or taken.

7) CALL TO THE PUBLIC

No one was present and no one came forward.

8) ADJOURNMENT

Dr. Cornwall moved the Board to adjourn. Mr. Greer seconded the motion. Following review and discussion, the motion carried unanimously by roll call.

Vote	Mr. Clinton	Ms. Hunter	Dr. King	Ms. Remec	Mr. Greer	Dr. Cornwall	Dr. Bustillo
Aye	X	X	X	X	X	X	X
Nay							
Recused							
Abstained							
Absent							

Meeting adjourned at 12:17 P.M.

Prepared by,

Monica Crowley
Office Manager

Approved by,

Karen Bustillo, PT, DPT, OCS, CLT
Secretary