

SOUTH CAROLINA DEPARTMENT OF LABOR, LICENSING & REGULATION
South Carolina Board of Physical Therapy Examiners
Synergy Business Park, Kingstree Building
110 Centerview Drive, Room 108
Columbia SC 29211

Thursday, April 9, 2015

Board Members Present

Marilyn Swygert, P.T., Member, Chairperson
Roy Christopher Junkins, P.T.A, Vice Chair
Matthew Judd Warren, P.T.A., Member
Anna M. Dilts, P.T., Member
Mary Addison Blackstone, P.T., Member
Darlene Pope, P.T., Member
Rachel Wiggins, P.T., Member

Absent Member

Texas T. Smith, Public Member

Staff Present

Alexander S. Imgrund, Esq., Advice Counsel
Veronica Reynolds, Administrator
Shaun Strother, Board Assistant

Public notice of this meeting was properly posted at the SC Board of Physical Therapy Examiners, Synergy Business Park, Kingstree Building 110 Centerview Drive, Room 108 Columbia, SC 29211 and provided to all requesting persons, organizations, and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act.

Call to Order

Ms. Swygert, Chairperson, called the meeting to order at 10:00 a.m. The meeting was held in Room 108 located in the Synergy Business Park, Kingstree Building at 110 Centerview Drive, in Columbia, South Carolina 29211.

Approval/Disapproval of Absent Member

Motion: In open session, Mr. Junkins made a motion to excuse Mr. Smith absence. The motion was seconded and approved.

Approval of the Agenda:

Motion: In open session, Ms. Pope made a motion to approve the agenda. The motion was seconded and approved.

Approval of the Minutes:

Motion: In open session, Mr. Junkins made a motion to approve the January 8, 2015 meeting minutes - no corrections noted. The motion was seconded and approved.

Motion: In open session, Mr. Junkins made a motion to approve the February 13, 2015 Special Call meeting minutes - no corrections noted. The motion was seconded and approved.

New Business

Office of Investigations and Enforcement (OIE) Report: Mr. Love, Chief Investigator of OIE office presented the statistic report there were nine (9) active cases: six (6) cases closed, and two (2) administratively closed. He stated that five (5) cases will be presented to the Board.

IRC Recommendations

Case #: 2014-7, 2014-9, 2014-10, 2014-14

Motion: In open session, Ms. Pope made a motion to accept the IRC recommendations for dismissal with conditions. The motion was seconded and approved.

Case #: 2014-12

Motion: In open session, Ms. Pope made a motion to approve as a formal complaint. The motion was seconded and approved.

The Board reviewed the statistical report as information only.

Office of General Council (ODC) Report: Ms. Flannery presented the Office of Disciplinary Council (ODC) statistical report indicating there were three (3) open cases, two (2) cases pending resolution, and one case pending a order and if all the cases are approved today there will be zero (0) cases.

Memorandum of Agreement

Case # 2013-15: The respondent made a personal appearance before the Board and was represented by legal counsel. Ms. Flannery, Office of Disciplinary Council presented the memorandum of agreement to the Board.

Motion: In open session, Mr. Warren made a motion to go into executive session to receive legal advice from counsel. The motion was seconded and approved.

Executive Session: No votes were taken during executive session. [11:19 a.m. – 11:37 a.m.]

Motion: In open session, Ms. Blackstone made a motion to come out of executive session. The motion was seconded and approved.

Motion: In open session, Mr. Junkins made a motion to accept the memorandum of agreement with conditions. The motion was seconded and approved.

Consent Agreement

Case # 2014-04: The respondent did not make a personal appearance before the Board and was not represented by legal counsel. Ms. Flannery, Office of Disciplinary Council presented the consent agreement to the Board.

Motion: In open session, Mr. Junkins made a motion to accept the consent agreement. The motion was seconded and approved.

Finance Report: Ms. Reynolds, Board Administrator presented the financial report. She reminded the Board members to file their Economic Interest statement with the ethics commission prior to the deadline of March 30, 2015 at 12:00 p.m.

Board Updates: Ms. Reynolds, Board Administrator suggested the Board set a date to conduct the 2013-2014 Audits.

Motion: In open session, Mr. Warren made a motion that the following licensees be included in the 2013-2014 Audit: five (5) percent randomly selected by the computer, all mandatory from disciplinary actions, and all licensees that renewed late. The motion was seconded and approved.

Application Hearings

Renewal Applications

Brian Applegate: The purpose of this hearing was to determine should Mr. Applegate be granted a physical therapy assistant license. Mr. Applegate made a personal appearance before the Board and was represented by counsel

Motion: In open session, Mr. Warren made a motion to go into executive session to receive legal advice from counsel. The motion was seconded and approved.

Executive Session: No votes were taken during executive session. [12:13 p.m. – 12:22 p.m.]

Motion: In open session, Mr. Junkins made a motion to come out of executive session. The motion was seconded and approved.

Motion: In open session, Ms. Pope made a motion that Mr. Applegate be granted a license to practice physical therapy in South Carolina with conditions. The motion was seconded and approved.

Lunch: No votes were taken during lunch. [12:25 p.m. – 1:00 p.m.]

Ann Witherspoon: The purpose of this hearing was to determine if Ms. Witherspoon should be granted a physical therapy license. Ms. Witherspoon made a personal appearance before the Board and was not represented by counsel.

Motion: In open session, Ms. Pope made a motion that Ms. Witherspoon be granted a license to practice physical therapy in South Carolina. The motion was seconded and approved.

Initial Applications

Melissa Day: The purpose of this hearing was to determine if Ms. Day should be granted a physical therapy license. Ms. Day made a personal appearance before the Board and was not represented by counsel.

Motion: In open session, Mr. Junkins made a motion to go into executive session to receive legal advice from counsel. The motion was seconded and approved.

Executive Session: No votes were taken during executive session. [1:21 p.m. – 1:28 p.m.]

Motion: In open session, Mr. Warren made a motion to come out of executive session. The motion was seconded and approved.

Motion: In open session, Mr. Warren made a motion that Ms. Day be granted a license to practice physical therapy in South Carolina. The motions was seconded and approved.

Jennifer Demske: The purpose of this hearing was to determine if Ms. Demske should be granted a license as a physical therapist. Ms. Demske did not make a personal appearance before the Board.

Patricia Essex: The purpose of this hearing was to determine if Ms. Essex should be granted a license as a physical therapist. Ms. Essex made a personal appearance before the Board and was not represented by counsel.

Motion: In open session, Ms. Pope made a motion that Ms. Essex be granted a license to practice physical therapy in South Carolina. The motion was seconded and approved.

Hemaliben Patel: The purpose of this hearing was to determine if Ms. Patel should be granted a license as a physical therapist. Ms. Patel made a personal appearance before the Board and was not represented by counsel.

Motion: In open session, Mr. Warren made a motion that Ms. Patel be granted a license to practice physical therapy in South Carolina. The motion was seconded and approved.

Mehul Patel: The purpose of this hearing was to determine if Mr. Patel should be granted a license as a physical therapist. Mr. Patel made a personal appearance before the Board and was not represented by counsel.

Motion: In open session, Mr. Junkins made a motion that Mr. Patel be granted a license to practice physical therapy in South Carolina. The motion was seconded and approved.

Pratik Patel: The purpose of this hearing was to determine if Mr. Patel should be granted a license as a physical therapist. Mr. Patel made a personal appearance before the Board and was not represented by counsel.

Motion: In open session, Mr. Junkins made a motion that Mr. Patel should be granted a license to practice physical therapy in South Carolina. The motion was seconded and approved.

Aleasia Jenkins: The purpose of this hearing was to determine if Ms. Jenkins should be granted a license as a physical therapist. Ms. Jenkins made a personal appearance before the Board and was not represented by counsel.

Motion: In open session, Ms. Pope made a motion to go into executive session to receive legal advice from counsel. The motion was seconded and approved.

Executive Session: No votes were taken during executive session. [2:31 p.m. – 2:44 p.m.]

Motion: In open session, Mr. Junkins made a motion to come out of executive session. The motion was seconded and approved.

Motion: In open session, Ms. Blackstone made a motion that Ms. Jenkins should be granted a license to practice physical therapy in South Carolina. The motion was seconded and approved.

Deepak Kumar: The purpose of this hearing was to determine if Mr. Kumar should be granted a license as a physical therapist. Mr. Kumar made a personal appearance before the Board and was not represented by counsel.

Motion: In open session, Mr. Junkins made a motion to go into executive session to receive legal advice from counsel. The motion was seconded and approved.

Executive Session: No votes were taken during executive session. [3:01 p.m. – 3:14 p.m.]

Motion: In open session, Mr. Junkins made a motion to come out of executive session. The motion was seconded and approved.

Motion: In open session, Ms. Blackstone made a motion to grant Mr. Kumar a license to practice physical therapy in South Carolina upon the receipt of his Ph.D transcript. The motion was seconded and approved.

Reinstatement Applications

Mary Brown: The purpose of this hearing was to determine if Ms. Brown should be granted a license as a physical therapy assistant. Ms. Brown made a personal appearance before the Board and was not represented by counsel.

Motion: In open session, Mr. Junkins made a motion that Ms. Brown be granted a provisional license with conditions to practice physical therapy in South Carolina. The motion was seconded and approved.

Parker Young: The purpose of this hearing was to determine if Mr. Young should be granted a license as a physical therapist. Mr. Young made a personal appearance before the Board and was not represented by counsel.

Ms. Dilts recused herself from all proceedings involving the hearing.

Motion: In open session, Ms. Pope made a motion to go into executive session to receive legal advice from counsel. The motion was seconded and approved.

Executive Session: No votes were taken during executive session. [3:46 p.m. – 3:55 p.m.]

Motion: In open session, Ms. Pope made a motion to come out of executive session. The motion was seconded and approved.

Motion: In open session, Mr. Junkins made a motion that Mr. Young be granted a license to practice physical therapy in South Carolina. The motion was seconded and approved.

Ms. Dilts rejoined the Board proceedings.

Request Renewal Late Fee be Waived

Kathy Harris: The purpose of this hearing was a request for the late fee to be waived for the 2014-2016 late renewal period. Ms. Harris did not make a personal appearance before the Board. Ms. Reynolds, Board Administrator stated that Ms. Harris requested that she present all the information submitted for the board consideration.

Motion: In open session, Mr. Warren made a motion that Ms. Harris request be denied. The motion was seconded and approved.

Request for Approval to Take the National Physical Therapy Exam (NPTE) Exam 3rd and Final Time

Megan Van Duyn: The purpose of this hearing was a request for approval to take the NPTE a third and final time.

Motion: In open session, Mr. Junkins made a motion that Ms. Van Duyn be granted to sit for the NPTE a third and final time. The motion was seconded and approved.

National Physical Therapy Exam (NPTE) – Request for ADA Accommodations

Simone Hunte: The purpose of this hearing was for a request for ADA Accommodations be granted to take the national exam.

Motion: In open session, Ms. Dilts made a motion that Ms. Hunte be granted ADA accommodations to take the National Physical Therapy Exam (NPTE). The motion was seconded and approved.

Cynthia Reaves: The purpose of this hearing was for a request for ADA Accommodations be granted to take the national exam.

Motion: In open session, Ms. Blackstone made a motion that Ms. Reaves be granted the ADA accommodations to take the National Physical Therapy Exam (NPTE). The motion was seconded and approved.

Discussion Topics

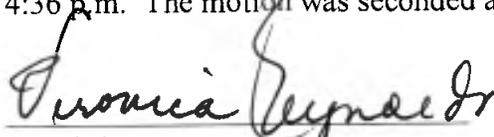
a. The Federation of State Boards of Physical Therapy (FSBPT) Board Members Training (June 2015) Alexandria, Virginia: After board discussion, Ms. Swygert asked Ms. Reynolds, Board Administration if four (4) members could attend. Ms. Reynolds Administrator, will inquire if two (2) additional members could receive funding to attend but the final decision would be the Federation of State Board for Physical Therapy.

Motion: In open session, Mr. Junkins made a motion that if FSBPT will not provide fund four (4) Board members to attend Ms. Blackstone and Ms. Dilts will attend. The motion was seconded and approved.

b. The Federation of State Boards of Physical Therapy (FSBPT) Leadership Form (August 2015) Alexandria, Virginia: After board discussion, Ms. Reynolds Board Administrator stated FSBPT will fund a delegate, alternate and the Board administrator. She also stated that the Board will need to vote on who will be appointed to attend. Ms. Swygert indicated that the Board will vote at July 9, 2015 Board meeting.

ADJOURNMENT

Motion: There being no other Board business. Mr. Warren made a motion to adjourn the meeting at 4:36 p.m. The motion was seconded and approved.


Administrator

7/21/2015
Date