

**S C DEPARTMENT OF LABOR, LICENSING & REGULATION
BOARD OF PHYSICAL THERAPY EXAMINERS**

Thursday October 11, 2007, 10:00 a.m.
Synergy Business Park, Kingtree Building
110 Centerview Drive, Room 108
Columbia, SC 29211

Board Members Present

Cindy Ellis Witherspoon, P.T., Member
Roy Christopher Junkins, P.T.A, Member
Marilyn Swygert, P.T., Member, Chairperson
Jane E. Julian, P.T., Vice Chairperson
W. Dixon Reeves, P.T.A., Member
E. Dargan, Ervin, P.T., Member
Darlene Pope, P.T., Member

Others Present

Veronica Reynolds, Administrator
Gwendolyn Greer, Hearing Officer
Sheridan Spoon, Asst. General Counsel
Pleas Faglie, OIE Investigator
Ronald Adams, Board Assistant
Mack Williams, Board Assistant

EXCUSED ABSENCE

Robert Flandry, M.D., Member

Public notice of this meeting was properly posted at the SC Board of Physical Therapy Examiners Office, the lobby Kingtree Building, 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. A quorum was present at all times.

CALL TO ORDER

Ms. Swygert, Chairperson, called the meeting to order at 10:10 a.m. The meeting was held in Room 108, Kingtree Bldg., 110 Centerview Drive, Columbia, South Carolina

ADOPTION OF AGENDA

The October 11, 2007 agenda was presented for review.

Motion: Ms. Julian made a motion to adopt the agenda. The motion was seconded and approved.

APPROVAL OF MINUTES

The minutes of July 12, 2007 were presented for review and approval.

Motion: Ms. Witherspoon made a motion to approve the minutes. The motion was seconded and approved.

DISCIPLINARY REPORT

Mr. Faglie presented the Board with current complaints that had been reviewed by the IRC Committee.

Motion: Mr. Ervin moved to accept the IRC recommendations to dismiss 2007-1 and move forward with formal complaints in cases 2007-2 and 2007-3. The motion was seconded and approved.

NEW BUSINESS

Disciplinary Hearing

Motion: Ms. Julian made a motion to reorder the disciplinary hearing agenda. The motion was seconded and approved.

1. Anthony Tomkins: Mr. Tomkins did make a personal appearance before the Board.

Motion: Ms. Witherspoon made a motion the Board go into Executive Session to receive legal advice under Section 30-4-70 of the South Carolina Freedom of Information Act. The motion was seconded and approved.

Motion: Ms. Pope recused herself from the proceedings.

Motion: Ms. Witherspoon made a motion to come out of Executive Session. The motion was seconded and approved.

Motion: Ms. Witherspoon made a motion for the Consent Order to include a five (5)- year suspension of licensure, which is stayed upon entering into a contract with RPP and receiving clearance for return to work from RPP. The suspension remains stayed as long as the licensee participates and maintains compliance with the RPP Program. Mr. Tomkins must supply a copy of this Consent Order to all future employers for the duration of this suspension. The motion was seconded and approved.

Motion: Ms. Witherspoon made a motion to re-arrange agenda to move Matthew VanVleet prior to the next hearing. The motion was seconded and approved.

1. Matthew VanVleet: Mr. VanVleet did make a personal appearance before the Board.

Motion: Ms. Pope and Ms. Julian recused themselves.

Motion: Mr. Ervin made a motion to accept the findings from the Hearing Officer and dismiss the case. The motion was seconded and approved.

2. Brett Russell: Mr. Russell did make a personal appearance before the Board and was represented by counsel, Vernon Dunbar, Esquire.

Motion: Mr. Ervin made a motion to accept all evidence as presented. The motion was seconded and approved.

Motion: Mr. Ervin made a motion the Board go into Executive Session to receive legal advice under Section 30-4-70 of the South Carolina Freedom of Information Act. The motion was seconded and approved.

Motion: Ms. Witherspoon made a motion to come out of Executive Session. The motion was seconded and approved.

Motion: Mr. Ervin made a motion Mr. Russell to issued a censure, pay a fine of One Thousand Dollars (\$1,000.), and complete a Board approved ethics course within six (6) months. The motion was seconded and approved.

Application Hearing

1. James Keller: Mr. Keller did make a personal appearance before the Board. Mr. Keller requested the Board grant him a license.

Motion: Mr. Ervin made a motion to accept application for licensure. The motion was seconded and approved.

2. Stephanie Epps: Ms. Epps did make a personal appearance before the Board. Ms. Epps requested the Board grant her a license.

Motion: Mr. Ervin made a motion to grant Stephanie Epps a license. The motion was seconded and approved.

3. Elise Hunt-Rinn: Mrs. Hunt-Rinn did make a personal appearance before the Board. Mrs. Hunt-Rinn requested the Board reinstate her license.

Motion: Mr. Ervin made a motion to grant reinstatement of license. The motion was seconded and approved.

Request for Approval for NPTE 3rd Administration

1. Rebecca Beach: Ms. Beach did make a personal appearance. Ms. Beach requested the Board approve her to sit for her third (3) Administration of the National Physical Therapy Examination (NPTE).

Motion: Mr. Ervin made a motion for Ms. Beach to take a structured study program course under the guidance of a Physical Therapist. Upon completion, Ms. Beach will submit documentation to include statements from the Physical Therapist indicating course work studied and number of hours worked together. The Board will then allow Ms. Beach to sit for her third and final administration of the National Physical Therapy Examination (NPTE). The motion was seconded and approved.

2. Amy Washington: Ms. Washington did make a personal appearance. Ms. Washington requested the Board approve her to sit for her third (3) Administration of the National Physical Therapy Examination (NPTE).

Motion: Mr. Ervin made a motion to allow Ms. Washington to take the NPTE for the third and final administration. The motion was seconded and approved.

3. Jennifer Clark: Ms. Clark did make a personal appearance. Ms. Clark requested the Board approve her to sit for her third (3) Administration of the National Physical Therapy Examination (NPTE)

Motion: Ms. Witherspoon made a motion to allow Ms. Clarke to take the NPTE for the third and final administration. The motion was seconded and approved.

4. Adriana Tavares: Ms. Tavares did make a personal appearance. Ms. Tavares requested the Board approve her to sit for her third (3) Administration of the National Physical Therapy Examination (NPTE)

Motion: Mr. Ervin made a motion to allow Ms. Tavares to sit for the third (3) and final administration of the NPTE. The motion was seconded and approved.

5. Maggie Moore-Price: Ms. Moore-Price did make a personal appearance. Ms. Moore-Price requested the Board approve her to sit for her third (3) Administration of the National Physical Therapy Examination (NPTE) with special accommodations.

Motion: Mr. Ervin made a motion to allow Ms. Moore-Price to take the NPTE for her third and final administration. To request ADA accommodations, Ms. Moore-Price would submit the appropriate documents to the Board. The Board would review the documents via fax and make a decision. If a unanimous decision could not be rendered, Ms. Moore-Price would have to make another appearance before the Board. The motion was seconded and approved

6. James Butcher: Mr. Butcher did not make a personal appearance. Mr. Butcher requested the Board approve him to sit for first (1st) NPTE Administration with ADA accommodations.

Motion: Mr. Junkins made a motion to allow Mr. Butcher to sit for the NPTE with ADA accommodations. The motion was seconded and approved.

7. Brandi Martin: Ms. Martin did make a personal appearance. Ms. Martin requested the Board re-consider a prior disapproval for ADA accommodations.

Ms. Pope recused herself from the proceedings.

Motion: Mr. Reeves made a motion the Board go into Executive Session to receive legal advice under Section 30-4-70 of the South Carolina Freedom of Information Act. The motion was seconded and approved.

Motion: Ms. Witherspoon made a motion to come out of Executive Session. The motion was seconded and approved.

Motion: Mr. Junkins made a motion not to re-consider ADA accommodations. The Board would revisit the issue once Ms. Martin provides further documentation from another Board approved evaluator. The motion was seconded and approved.

Motion: Mr. Ervin made a motion to end the application hearing. The motion was seconded and approved.

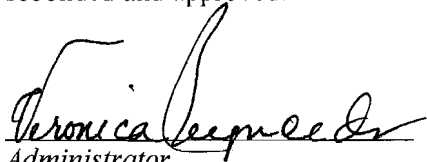
CONTINUED BUSINESS

Review of Proposed Regulation Changes

Motion: Mr. Ervin made a motion to accept regulation changes. The motion was seconded and approved.

ADJOURNMENT

There being no further business, Ms. Witherspoon made a motion to adjourn the meeting at 6:00 p.m. The motion was seconded and approved.


Teronica Bequith
Administrator

1/16/08
Date

Next meeting is scheduled January 10, 2008, Kingstree Building, Room 108, 10:00 a.m.