



# Physical Therapy Board of California

## Progress Notes

March 2008



### Professional Judgment, The Foundation for PT Care

By Steven K. Hartzell

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Physical therapy educational programs provide students with the knowledge and skills to perform evaluations, develop treatment plans, and provide care to patients. This knowledge must be demonstrated in order to become licensed. However, the student must bring to the university a foundation of being able to utilize judgment in making decisions.

This foundation can be built upon with lessons in the legal parameters of practice, ethics, and decision making techniques. The result is an individual who is licensed to exercise professional judgment independently. This is especially true in the State of California where a physical therapist determines the treatment plan without the requirement that the plan be approved by a physician and surgeon, or any other licensed health care provider.

The responsibility to exercise professional judgment is required at all times, regardless of whether the physical therapist is the owner of the practice and works alone, is in a partnership with several other physical therapists, or is an employee of a large health care provider with many different types of settings.

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### Continuing Competency Task Force Update

By Rebecca Marco

AB 120 was chaptered into law and became effective January 1, 2007, adding Business and Professions Code (B&P) section 2676 to the Physical Therapy Practice Act. Section 2676 requires the Physical Therapy Board of California (Board) to establish by regulation criteria to implement the law for satisfying continuing competency requirements.

As a result, the Board appointed a task force charged to propose regulations specifying criteria to meet continuing competency requirements for license renewal of physical therapists and physical therapist assistants. Additionally, the task force was charged to

establish a timeline for implementation. The task force recommended the enforcement of the regulations to begin two years after the effective date of the regulation. Since the regulation is not anticipated to be in effect until late 2008, the requirement to demonstrate competency as a condition for renewal will not be required until 2010. Another pressing determination was whether the Board would approve course providers. The task force recommends the Board not approve course providers but accept coursework offered by a provider approved by a recognized organization.

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**PTBC Board Members****Nancy Krueger, PT, OCS, CHT -***President***Marty Jewell, PT, PhD. -Vice President****Debra Alviso, PT, DPT, OCS****Sara Takii, PT****James Turner, Public Member****Public Member Vacancy****Public Member Vacancy****How Does One Apply to Become a Board Member?**

The public or licensed members can access the application on the Department of Consumer Affairs' website at [www.dca.ca.gov](http://www.dca.ca.gov), under Business Functions, to apply for an appointed position by the Governor, Senate Rules Committee, or the Speaker of the Assembly.

Once you've applied, you may be contacted for an interview, and the final selection will be made. If you have further questions about being a board member, visit the PTBC's website at [www.ptb.ca.gov](http://www.ptb.ca.gov)!

**Introduction of Board Members**

**President Nancy Krueger, PT, OCS, CHT**, appointed by the Governor in November 2005. Ms. Krueger of San Diego, is the owner of El Cajon Therapy Associates and a partner in West Coast Golf and Fitness Academy. She is a member of the American Physical Therapy Association. Ms. Krueger earned her Bachelor of Science degree in physical therapy at the University of Southern California in 1969. Ms. Krueger became an Orthopedic Certified Specialist in 1984 and became a Certified Hand Therapist in 1997.

**Vice-President Martha Jewell, PT, PhD** appointed by the Governor in October 2006. Dr. Jewell of Brentwood in Contra Costa County holds a PhD in Anatomy from the University of South Dakota in addition to her degree in Physical Therapy from the University of Colorado. She is Professor Emeritus at Samuel Merritt College in Oakland, where she was the founding chair of the Physical Therapy Program.

**Debra Alviso, PT** appointed by the Governor in October 2006. Ms. Alviso of Fresno established New Horizon Physical Therapy in 1990 where she practices as a physical therapist. Ms. Alviso earned her Bachelor of Science degree in Physical Therapy from California State University, Fresno and a Doctorate in Physical Therapy from Rocky Mountain University in Provo Utah. Ms. Alviso earned her designation as an Orthopedic Certified Specialist in 1994.

**Sara Takii, PT** appointed by the Governor in October 2006. Mrs. Takii of Bakersfield in Kern County is the owner of Southcoast Physical Therapy, established in 1983 in Bakersfield and Western Physical Therapy, established in 1981 in Taft, California. Ms. Takii currently specializes in Aquatic Therapy and has vast experience in many areas of rehabilitation. Ms. Takii earned a Bachelor of Science degree in Physical Therapy from Ohio State University and a Masters of Public Administration degree from California State University, Long Beach.

**James Turner, Public Member**, appointed by the Speaker of the Assembly in June 2007. Mr. Turner previously served as a Governor Appointed Board Member for the PTBC during 2003 through 2005. He has served in a number of capacities including: Senior Consultant to the Calif. Assembly Committee on Governmental Organization; Assistant Chief Administrative Officer of the Calif. State Assembly; Chief Consultant to the Calif. State Assembly Committee on Education; and as a gubernatorial appointee as Executive Director of the Calif. State Allocation Board. Mr. Turner received a Bachelor of Political Science from the College of Wooster, Ohio and a Masters of Government/Public Administration from the Calif. State University, Sacramento.

**Adele Levine, Public Member**, appointed by the Senate Rules Committee in August 2006. She served 10 years on the California Student Aid Commission and the Board of EdFund. She taught at Calif. State, Hayward and San Jose State Univ., earning the title of Professor Emerita. Sadly Ms. Levine passed away in February 2008 and her contributions to the Board will be greatly missed.

## Professional Judgment, The Foundation for PT Care (cont'd)

The referral process that results in a patient being treated by a physical therapist does not limit the responsibility of each individual physical therapist.

In the investigation of complaints, the Board finds that some physical therapists and physical therapist assistants fail to take responsibility for the professional judgments they have made, or should have made. Examples include the following:

- ◆ A physical therapist is responsible for the patient's care and assistive personnel. As a physical therapist, be wary if you find reasoning similar to the following in your practice: (1) "I am just an employee, and have been directed that all patients are to be treated in a certain manner"; (2) "I only provided one treatment; therefore, I am not responsible for the supervision of the physical therapist assistant or aide who provided some of the care; and (3) "The doctor renewed the order for care; and therefore, I am not responsible for continuing care that was not producing the goals in the treatment plan."
- ◆ A physical therapist assistant is responsible to provide physical therapy treatment to the patient that is delegated to the physical therapist assistant from the supervising physical therapist. A physical therapist assistant is accountable for their professional judgment. While the judgments that a physical therapist assistant makes are at a different level, they are just as important. Some of the most common errors in judgment are: (1) "I am just an employee, and have been directed to assess the patient, perform a re-evaluation, or discharge summary because the physical therapist is not available today", (2) "I provided the treatment even though I was not competent or had not been properly trained to perform that type of treatment." (3) "I work for a hospital or private practice and the department manager, who is not a physical therapist, is the person who directs what treatment I am to provide to the patient.", (4) "I do not know the name of the supervising physical therapist who is responsible for supervising me as a physical therapist assistant for this patient.", (5) "This patient is not progressing, but I can still provide treatment." and (6) "As a physical therapist assistant I am the manager of the department or office and I can also provide care as a physical therapist assistant."

For information on the laws and regulations governing the practice of physical therapy, visit the Board's website at [www.ptb.ca.gov](http://www.ptb.ca.gov).

The articles in this newsletter are focused on the responsibilities of licensure. As you read the articles, please keep the foundation of your practice and professional judgment in mind.

## Continuing Competency Task Force Update (cont'd)

Additionally, the task force discussed whether there should be different continuing competency requirements for physical therapists than physical therapist assistants; education vs. non-education alternatives to satisfy competency requirements; waivers from the competency requirements and the development of an inactive license status; establishment of specific course or course content requirements and limitations on repeated courses; implementation issues, such as licensee documentation, proof of compliance and the preparation of development plans and procedures; and compliance audit procedures. The task force proposes the Board to adopt into regulation a minimum of 30 contact hours to satisfy the continuing competency requirement for licensure renewal of both physical therapists and physical therapist assistants.

The task force has completed its charge and will be offering regulatory language for consideration by the Board at its meeting on January 24 and 25, 2008 in Los Angeles. To obtain the most current information on the activities of the Continuing Competency Task Force including meeting dates, locations, etc., access the Board's website at [www.ptb.ca.gov](http://www.ptb.ca.gov) for agendas and minutes of their meetings.

# 10 Common Violations that may Result in Discipline

By Elsa Ybarra

**To keep your license discipline free do not place yourself in a situation that is illegal or can result in unsafe or unprofessional behavior to a patient.**

## 1. Unprofessional Conduct (Also includes many of the categories listed below)

- ◆ Failure or refusal to obey any lawful order or administrative regulation of the Board
- ◆ Failing to respect the rights and dignity of all patients
- ◆ Deviant behavior impacting the patient care or departures from the Community Standard of Care
- ◆ Continuing physical therapy services beyond the point of reasonable benefit to the patient, unless the patient consents in writing
- ◆ Adverse action taken in another State
- ◆ Failure to notify the Board of your name and/or address change within 30 days
- ◆ Failure to explain treatment/procedure to patient to avoid misinterpretation

## 2. Substance Abuse

- ◆ Excessive use of alcohol
- ◆ Abusive use of controlled drugs
- ◆ Impairment by mental, physical, or other conditions that impedes competent practice
- ◆ Information on the Board's Diversion Program is available on the Board's website at [www.ptb.ca.gov](http://www.ptb.ca.gov)

## 3. Insufficient documentation and record keeping

- ◆ Failure to perform and document an initial evaluation before providing treatment
- ◆ Failure to document the diagnosis
- ◆ Failure to document the treatment plan & modification of the plan of care
- ◆ Failure to document each treatment provided by the PT
- ◆ Failure to document discharge summary
- ◆ Failure to co-sign physical therapist assistant and physical therapy aide notes
- ◆ Presumption: If it isn't in the records, it did not happen!

## 4. Unlicensed practice

- ◆ Failure to renew license yet continue practicing
- ◆ Providing physical therapy care prior to issuance of license to practice
- ◆ Inappropriate delegation of duties to physical therapist assistants and physical therapy aides
- ◆ Continuing to practice on PTLA/PTALA status after failing the exam
- ◆ Aiding and abetting the unlicensed practice of physical therapy
- ◆ PTA performing evaluation or other procedure out of scope of PTA

## 5. Negligence (Substandard patient care)

- ◆ Failure to develop an appropriate treatment plan
- ◆ Care provided by a PTA/PT aide that is inconsistent with the plan of care delegated by the supervising physical therapist
- ◆ Providing inappropriate treatment for the patient's diagnosis
- ◆ Failure to explain the plan of care to the patient or the patient's family
- ◆ Practicing beyond the scope of the licensee's training, expertise and experience

## 6. Incompetence (Quality of care-lack of training)

- ◆ Failure to refer the patient to another professional when the treatment or service is beyond the credential holder's scope of practice
- ◆ Lack of training and experience

## 7. Patient abuse

- ◆ Hitting a patient
- ◆ Neglecting a patient
- ◆ Verbally abusing a patient

## 8. Fraud and material deception in the practice of physical therapy

- ◆ Falsely reporting or changing treatment dates to obtain reimbursement
- ◆ Engaging in fraud or material deception in the delivery of the professional service
- ◆ Billing for services not provided
- ◆ Advertising physical therapy services in a false or misleading manner

## 9. Boundary violations and sexual misconduct or contact

- ◆ Any sexual abuse, misconduct, or relations with a patient
- ◆ Inappropriate speech or touching
- ◆ Inappropriate gestures, comments
- ◆ Sexual harassment including inappropriate sexual or offensive language

## 10. Professional misconduct and criminal conviction

- ◆ Forging patient or staff signatures
- ◆ Creating false medical records or reports
- ◆ Criminal conviction in any state of any felony or any misdemeanor (other than moving violations not involving alcohol or drug impairment)
- ◆ Obtaining or attempting to obtain a license by fraud or material deception
- ◆ Making a false statement to the Board on the renewal application or the application for licensure
- ◆ Failure to pay child support

## DUI and How it Can Affect Your PT/PTA License

By Elsa Ybarra

As DUI convictions have become more frequent in the physical therapy licensing arena, one of the most frequently asked questions is: "Will a DUI affect my license?" DUI convictions usually occur during off-time hours from work and do not involve patient care. Often licensees believe that a DUI conviction should not affect their license to practice physical therapy.

A DUI conviction is considered substantially related to the practice of physical therapy. A DUI conviction constitutes unprofessional conduct and therefore, disciplinary action may be imposed by the Physical Therapy Board of California (PTBC). The PTBC takes into consideration the final disposition of the case, the arrest records, court records and the licensee's written response to the circumstances surrounding the event.

The PTBC reviews each case individually. Upon final review of the information obtained, a determination will be made as to whether disciplinary action will be pursued or an administrative citation will be issued. Disciplinary actions remain on the licensee's public record indefinitely, and although administrative citation and fines are not disciplinary action, they remain on the licensee's public record for five years.

The disciplinary process is lengthy, stressful, and costly. Additional costs may be incurred by the licensee after the final disposition. A probationary license may include terms and conditions to possibly require the licensee to enter into the PTBC's contracted diversion program. Should the diversion program become one of the terms of probation, all diversion program expenses are paid by the licensee. Again, the underlying issues and circumstances are taken into consideration when determining appropriate disciplinary measures.

\* For more information regarding the diversion program, refer to the PTBC's website at: [www.ptbc.ca.gov](http://www.ptbc.ca.gov) under Licensee, "Diversion Program".

### Did You Know?

*How long it takes to process your license renewal?  
6-8 Weeks*

*Your license will not be renewed if you fail to answer the criminal conviction disclosure question on the renewal application notice.*

*You can sign up to receive the Board's meeting agendas via email located under "Join Our Mailing List" on the Board's website at [www.ptbc.ca.gov](http://www.ptbc.ca.gov)*

## 2008 Board Calendar

MAY  
1st & 2nd PTBC  
Meeting

AUGUST  
7th & 8th  
PTBC Meeting

SEPTEMBER  
CPTA Exhibit  
Booth

NOVEMBER  
6th & 7th PTBC  
Meeting

**The Board's meeting dates are subject to change. For location and meeting date information, visit the Board's website at [www.ptbc.ca.gov](http://www.ptbc.ca.gov).**

# RENEWAL PROCESS

## STEPS TO RENEW YOUR LICENSE

To renew your license with the Physical Therapy Board of California (PTBC), you are required to complete the following:

1. **Mandatory Conviction Disclosure Question:** Answering and signing the conviction disclosure question on the Certificate of Renewal Application or completing the Criminal Conviction Disclosure Renewal Form, available on the PTBC's website at [www.ptb.ca.gov](http://www.ptb.ca.gov), is mandatory and must be submitted with your renewal fee. Submitting a renewal payment without the required disclosure constitutes an incomplete license renewal application and your license will not be renewed.
2. **Payment:** Mail a check, money order, or cashier's check along with the Certificate of Renewal Application or with a copy of your wallet certificate to the address provided on the Renewal Application or to the PTBC's office. **DO NOT SEND CASH.** Write your license number on your check.
3. **Address Change:** To notify the PTBC of a recent address change, visit the PTBC's website at [www.ptb.ca.gov](http://www.ptb.ca.gov) and submit the change online prior to mailing your renewal payment. If you fail to notify the PTBC of your address change prior to the processing of the renewal payment, the wallet certificate will be mailed to the incorrect address and may result in a \$15 duplicate wallet certificate fee to reorder a new wallet certificate.
4. **Name Change:** To notify the PTBC of a recent name change, please visit the PTBC's website at [www.ptb.ca.gov](http://www.ptb.ca.gov) and download the required Name Change Form to submit along with the renewal payment. The address to mail the name change notification and the renewal payment is available on the PTBC's website.

### **BIENNIAL RENEWAL FEE:** \$150.00

If applicable, submit the Delinquent Renewal Fee: \$75.00 (this fee is in addition to the renewal fee if renewed 30 days after the expiration date of your license).

Practicing physical therapy without a current and valid license is **ILLEGAL**. Licensees practicing with an expired license are subject to disciplinary action. A license that is not renewed shall be deemed delinquent and subject to delinquent penalty fees.

**RENEW YOUR LICENSE EARLY.** California does not allow a "grace period" for license renewal. The delinquent fee if postmarked within 30 days of the expiration date of your license is the deadline to avoid late fees only.

**VISIT THE PTBC'S  
NEW AND IMPROVED WEBSITE AT  
[WWW.PTB.CA.GOV](http://WWW.PTB.CA.GOV)**

## Are You Certified to be a Center Coordinator of Clinical Education? Foreign Educated Physical Therapist Period of Clinical Service

Effective January 1, 2008 all Center Coordinators of Clinical Education (CCCE) are required to be certified as a clinical instructor by the American Physical Therapy Association (APTA) in order to supervise a foreign educated physical therapists performing the required period of clinical service.

Sections 1398.26 and 1398.26.5 of Title 16 of the California Code of Regulations were amended on January 9, 2005 to revise existing clinical service provisions for foreign educated applicants that include the following: (1) to specify that the supervising physical therapist is the Center Coordinator of Clinical Education (CCCE) and/or the Clinical Instructor (CI); (2) to require by **January 1, 2008** that a CCCE, and by January 1, 2010, that all CIs, must be certified as a clinical instructor by the American Physical Therapy Association (APTA); (3) to require the supervising physical therapist to be onsite and available to the applicant to provide assistance with patient care; (4) to require an evaluation of the applicant's skill level using the Clinical Performance Instrument (12/1997) issued by the APTA midway through, and at the end of the period of clinical service; (5) to require waiver of three months of clinical service if the applicant completes a postsecondary course in Law and Professional Ethics or four continuing education units in Ethics; and (6) to require waiver of one month of clinical service for each month of licensed clinical practice in another state.

### In Recognition Of..

The Physical Therapy Board of California (Board) would like to extend its long overdue thanks to Valerie Sinkus, PT, Dennis Ellingson, PT, Lorraine Kimura, PT, Steven Lee, PT, Robin Lim-Zang, PTA, John Nativo, PT, Marijean Piorkowski, PT, Cheryl Resnik, PT, James Syms, PT and Robin Wham, PT for exhibiting their dedication by serving on the Physical Therapy Practice Act Task Force. The task force first met in August 2004 to review the Physical Therapy Practice Act (Act) in its entirety to determine if it provided the foundation for the Board to fulfill its vision statement. During their review consideration was given to applicability to the role of physical therapy professionals in the 21<sup>st</sup> century healthcare environment and clarity and understandability of the language for the public and licentiatees. Under the leadership of Valerie Sinkus the task force addressed the scope of physical therapy practice, the format of the Act, patient access to care, continued competency, entry into the profession, ownership of physical therapy practice, investigative authority of the board, identification of providers to patients, documentation of care provided and use of assistive personnel. The task force concluded its charge and Board staff and legal counsel completed preparation of the language to be introduced to the legislature in 2006. While the Board has not yet succeeded in introducing the language as proposed by the task force, some of the key elements such as continuing competency and the use of the title doctor have since been adopted into statute.

Note: Steven Lee was a student at USC and Robin Lim-Zang was a student at Cerritos College while serving on the task force.



### Farewell to Departing Board Members

#### **Donald Chu, PhD, PT**

Governor Gray Davis appointed Don Chu on January 7, 1999. Since his appointment Don served as President of the Board for six of the eight years. He also served as member of the PTBC's Licensing Committee and the Federation of State Boards of Physical Therapy Finance Committee. Under his leadership the Board survived two Legislative Sunset Reviews and rewrote the Physical Therapy Practice Act. Don's dedication and valuable contributions were appreciated and he will be greatly missed.

#### **Lorraine Kimura, PT**

Governor Gray Davis appointed Lorraine Kimura on November 13, 2003. In Lorraine's short term with the Board she served as chair of the Practice Issues Committee and served on the task force created to update the Physical Therapy Practice Act. Lorraine's dedication and consistent involvement was appreciated.

## **Diversion Hotline**

Do you know an employer or associate who is a physical therapist or physical therapist assistant who is struggling with a drug or alcohol problem?

Do you have a problem?

If so, the PTBC has a voluntary and confidential program to help licensees overcome the disease of addiction.

Just pick up the telephone and call  
Maximus, Inc.  
**1-800-522-9198**

# WHAT'S ON THE HORIZON

## **The New Year Brings New Issues Before the Board...**

- ◆ Supervision of assistive personnel;
- ◆ Regulations defining continuing competency requirements;
- ◆ Amendments to the *Model Guidelines for Issuing Citations and Imposing Discipline*;
- ◆ Regulations defining the Use of "Dr." for those doctoral degrees in a related health science; and,
- ◆ Coursework evaluation tool for determining academic equivalency of physical therapy education.



**March 14, 2008!**

**THE PTBC'S OFFICE WILL  
RELOCATE TO:**

**2005 Evergreen St., Ste 1350  
Sacramento, CA 95815  
Phone: (916) 561-8200  
[www.ptb.ca.gov](http://www.ptb.ca.gov)**

## DISCIPLINARY ACTIONS TAKEN - June 2006 through December 2007

The following disciplinary actions have been taken by the Physical Therapy Board from June 2006 through December 2007.

The Decisions become operative on the effective date, except in situations where the licensee has obtained a court ordered stay. Copies of Decisions and other pending disciplinary actions or documents may be requested by contacting the Board in writing or by e-mail:

[cps@dca.ca.gov](mailto:cps@dca.ca.gov).

**Disciplinary action by the Board is PUBLIC INFORMATION and will be published in the Board's Progress Notes and on the Board's web site.**

Decision Effective Date: (DED)

Probation: (Prob.)

Initial Probationary License: (ILP)

### June 2006

**Andalon, Oscar**, PT 29851. Violation of B&P Codes: 2660(d), 2661. DED: 06/09/2006. 3 Yrs. Prob

**Dore', Amy**, PT 25427. Violation of B&P Codes: 2660(d), 2239. DED: 06/12/2006. Public Repeval.

**Mundorff, Daniel**, PT 25836. Violation of B&P Codes: 2660(d)(i), 2239. DED: 06/07/2006. 3 Yrs. Prob.

**Stevens, Sally L.**, PT 5633. Violation of B&P Codes: 2660(h)(i)(j)(k)(l), 810, 2620.7, 2630. Violation of CCR: 1399.85, 1399. DED 06/12/2006: Surrender of License.

### July 2006

**Foecking, Joseph**, PT 24116. Violation of B&P Codes: 141(a), 2660(l). DED 07/26/2006: Public Repeval.

**Hertel, Matthew A.**, AT 6704. Violation of B&P Codes: 2239(a), 2660(d)(i), 2661, 490. Violation of CCR: 1399.20(a). DED: 07/26/2006. Public Repeval.

**Lambel, Joel**, AT 4592. Violation of B&P Code: 2660(d). DED: 07/31/2006. Public Repeval.

**Mieske, Samuel E.**, PT 30451. Violation of B&P Codes: 2660, 480. DED: 07/10/2006. 3 Yrs. Prob

**Shales, Eugene A.**, PT 3032. Violation of B&P Codes: 2660(j)(k)(l), 2630, 2620.7. Violation of CCR: 1398.44, 1399, 1399.10. DED: 07/10/2006. 5 Yrs. Prob, 30 Days Suspension. **Licensee Deceased**

### August 2006

**Burke, Dane**, PT 29691. Violation of B&P Codes: 2660, 2660(g), 2239. DED: 08/10/06. License Revoked.

**Folsom, Robert A.**, PT 6484. Violation of B&P Codes: 2660(d)(i), 2661, 2239. DED: 08/18/06. 3 Yrs. Prob.

**Raburn, Derrick**, PT 20241. Violation of B&P Codes: 2660(h)(j)(k)(l), 2630, 2620.7, 725, 810. Violation of CCR: 1399, 1399.85. DED: 08/18/06. 4 Yrs. Prob.

**Strickland, David O.**, PT 21260. Violation of B&P Codes: 480(a)(1), 2305, 2660 (i). DED: 08/10/06: License Revoked.

### September 2006

**Kalousek-Temple, Nadia**, PT 19825. Violation of B&P Code: 2630. Violation of CCR: 1398.44. DED: 09/29/06. Public Repeval.

**Kwong, Michael K.**, AT 6485. Violation of B&P Code: 2630. Violation of CCR: 1398.44. DED: 09/29/06. Public Repeval.

**Peyton, Alyssia M.**, AT 8300. Violation of B&P Codes: 2660(d), 2661, 480. DED: 09/27/06. 3 Yrs. Prob.

**Tumanda, Nelson**, AT 6004. Violation of B&P Code: 2630. Violation of CCR: 1398.44. DED: 09/13/06. 3 Yrs. Prob.

**Yap, Stephen**, PT 25764. Violation of B&P Codes: 2660(d), 2661, 490, 493. DED: 09/07/06. 3 Yrs. Prob.

### October 2006

**Bianchi, Dennis E.**, PT 10168. Violation of B&P Codes: 2660(d), 2661. DED: 10/16/06. Public Repeval.

**Dharmadas, Sandhya**, PT 25688. Violation of CCR: 1398.44. DED: 10/16/06. Public Repeval.

**Knight, Amy N.**, PT 23448. Violation of B&P Code: 2660. Violation of CCR: 1398.44(d)(f)(g). DED: 10/25/06. Public Repeval.

**Utrapiromsuk, Aram**, PT 33189. Violation of B&P Code: 480. IPL Issued: 10/19/06. 3 Yrs. Prob.

**Van Vranken, Teresa**, PT 23446. Violation of B&P Codes: 2660(d), 820. DED: 03/09/04. 3 Yrs. Prob. Petition to Reinstate License Filed 06/20/06. DED 10/26/06: Granted in Part/ Denied in Part.

### November 2006

**Kelly, Audrey R.**, PT 12550. Violation of B&P Code: 141(a). DED: 11/2406. Revocation.

**Pazevic, Linda L.**, PT 16698. Violation of B&P Codes: 2660(d), 2239. DED: 11/15/06. Public Repeval.

### December 2006

**Lindley, Larry J.**, PT 24979. Violation of B&P Codes: 2660(d), 2660(i), 2661, 2239(a), 490. Violation of CCR: 1399.20 (a). DED: 12/14/2006. Public Repeval.

**Mueller, Carla L.**, AT 4268. Violation of B&P Codes: 141(a), 2305, 2660(i). DED: 12/22/2006. Public Repeval.

**Niles, Gail B.**, PT 5239. Violation of B&P Codes: 2660(d), 2661. Violation of CCR: 1399.20(a). DED: 12/14/2006. Public Repeval.

**Payrovy, Saeedeh**, AT 2966. Violation of B&P Codes: 2660(d), 2661. Violation of CCR: 1399.20(a). DED: 12/13/2006. 2 Yrs. Prob.

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## CONTINUATION OF DISCIPLINARY ACTIONS TAKEN

**Sayde, Douglas**, PT 16947. Violation of B&P Codes: 2660(d)(i), 2661, 2239. DED: 12/22/2006. Public Reapproval. Licensee Deceased

**Thio, Brian**, PT 27597. Violation of B&P Codes: 2660(d), 2661. Violation of CCR: 1399.20(a). DED: 12/13/2006. Public Reapproval.

### January 2007

### February 2007

**Bumacod, Estrelita B.**, PT 12164. Violation of B&P Codes: 2660(i)(j)(k), 2630, 2620.7. Violation of CCR: 1399. DED: 02/26/2007. Public Reapproval.

**Dofiles, Oliver**, Applicant. Violation of B&P Codes: 480(a)(2), 480(a)(3), 475(a)(3), 475(a)(4), 475(a)(1). DED: 02/13/2007. Application Denied.

**Hughes, Emone L.**, AT 8386. Violation of B&P Codes: 480, 583, 2655.93(d). IPL Issued: 02/23/2007. 3 Yrs. Prob.

**Ramirez, Andrew J.**, PT 33501. Violation of B&P Code: 480. IPL Issued: 02/07/2007. 5 Yrs. Prob.

### March 2007

**Bustos, Sunny J.**, PT 28941. Violation of B&P Codes: 2660(d)(l), 2661, 810. DED: 03/29/07. 3 Yrs. Prob, 5 Days Suspension.

**Galyuk, Andrew**, AT 6612. Violation of B&P Codes: 2660(i)(l), 2630. Violation of CCR: 1398.44. DED: 03/28/07. 3 Yrs. Prob.

**Huenniger, Amy**, PT 29208. Violation of B&P Code: 2660(d). DED: 03/30/07. Public Reapproval.

**Keith, Michele M.**, AT 4056. Violation of B&P Code: 2660(d). DED: 03/29/07. Revocation.

**Sifling, William**, PT 33545. Violation of B&P Code: 480. IPL Issued: 03/01/07. 4 Yrs. Prob.

**Swisher, Donna J.**, PT 14508. Violation of B&P Codes: 2660(d)(i), 2239. DED: 03/29/07. 5 Yrs. Prob.

**Tuomainen, Paul M.**, AT 4481. Violation of B&P Codes: 2660(d)(i), 2239. DED: 03/08/07. Public Reapproval.

### April 2007

**Litvinoff, Lavrenti P.**, PT 6710. Violation

of B&P Code: 141(a). DED: 04/11/07. Revocation.

**Pohlkamp, Jessica**, PT 33663. IPL Issued: 04/13/07. 2 Yrs. Prob. IPL modified 11/30/07.

**Schmetz, Karl S.**, PT 11351. DED: 04/30/07. Public Reapproval.

### May 2007

**Frost, Jonah J.**, PT 32194. Violation of B&P Codes: 2660(b)(l). DED: 05/25/07. Public Reapproval.

### June 2007

**Dunn, Nina Renee**, PT 9655. Violation of B&P: 2660(d)(i)(l), 2239, 2305. DED: 06/25/07. 6 Yrs. Prob.

**Franklin, Paul**, AT 4340. Violation of B&P Codes: 2660(d)(i), 2661, 2239. DED: 06/06/07. Revocation.

**Kennedy, John**, AT 2377. Violation of B&P Codes: 2660(j)(k). DED: 06/22/07. Public Reapproval.

**Marlier, Deborah L.**, PT 14353. Violation of B&P Code: 2660. DED: 06/14/07. Public Reapproval.

**Pouilloux, Philippe J.**, PT 19442. Violation of B&P Codes: 725, 810, 2660(h)(j)(k)(l), 2620.7, 2630. Violation of CCR: 1398.44, 1399. DED: 06/22/07. 3 Yrs. Prob.

**Swan, Jean M.**, PT 9262. Violation of B&P Codes: 2660(d), 2661. DED: 06/30/07. Revocation.

### July 2007

**Charlet, David**, PT 20035. Violation of B&P Code: 2660(d). DED: 07/11/07. 3 Yrs. Prob.

**Fix (aka: Kolbrak), Natalie Ann**, AT 5768. Violation of B&P Codes: 2660(d), 2661. DED: 07/11/07. 3 Yrs. Prob.

**Garcia, Julie**, AT 3661 & PT 28232. DED: 07/01/07. 7 Yrs. Prob., 90 Days Suspension.

### August 2007

### September 2007

**Brown, Scott J.**, PT 18444. Violation of B&P Code: 2660(l). DED: 09/13/07. 5 Yrs. Prob., 5 Days Suspension.

**Escobar, Lucia**, AT 1232. Violation of B&P Codes: 2660(h)(l), 2262. DED: 09/17/07. 3

Yrs. Prob.

### October 2007

**Finley, Barbara**, PT 14964. Violation of B&P Codes: 2660(d), 2660(i), 2661, 2239. DED: 10/08/07. 5 Yrs. Prob.

**Shipley, John**, PT 17354. Violation of B&P Codes: 2660(i), 2305. DED: 10/15/07. Public Reapproval.

**Smiser, Sylvia**, PT 29147. Violation of B&P Codes: 2660(d), 2660(i), 2236. DED: 10/29/07. Public Reapproval.

**Tan, Peter**, PT 21149. Violation of B&P Codes: 2660(h)(i)(j)(k)(l). Violation of CCR: 1398.44, 1398.52, 1399. DED: 10/30/07. 3 Yrs. Prob.

### November 2007

**Gibson, Megan**, AT 8587. Violation of B&P Codes: 2660(i), 2661, 2237(a). DED: 11/30/07. 2 Yrs. Prob.

**Lam, Jeffrey**, PT 27810. Violation of B&P Codes: 2660, 2660(h)(i)(k). Violation of CCR: 1398.44, 1399. DED: 11/30/07. 3 Yrs. Prob.

**Patel, Sharmi**, PT 29370. Violation of B&P Codes: 2239, 2660, 2660(i). DED: 11/30/07. Public Reapproval.

### December 2007

**Ronquillo, Donna**, AT 3651. Violation of B&P Codes: 2660(d), 2660(i), 2660(l), 2661, 2239. Violation of CCR: 1399.20(a). DED: 12/19/07. 5 Yrs. Prob.

**Saadat, Mimi**, PT 11203. Violation of B&P Codes: 2620.7, 2660(d), 2661. DED: 12/03/07. 5 Yrs. Prob., 5 Days Suspension.

**Wright, Richard**, PT 9924. Violation of B&P Codes: 726, 2660(n), 2660, 2620.7, 2263, 2660(l), 2660(h), 2660.1, 2660(i). DED: 12/03/07. 5 Yrs. Prob.

To obtain information on a licensee's disciplinary action as well as applicable sections of the Business and Professions (B&P) Code Sections and/or Title 16 California Code of Regulation (CCR) Sections refer to the Board's website at [www.ptb.ca.gov](http://www.ptb.ca.gov)

## GLOSSARY OF CODES

B&P 141(a)	Disciplinary Action Taken By Others
B&P 480	Grounds For Denial of License
B&P 480(a)(l)	Conviction of a Crime Substantially Related to Practice
B&P 490	Conviction of a Crime—Substantial Relationship Required
B&P 493	Conviction of a Crime with Conclusive Evidence
B&P 498	Licensure by Fraud
B&P 580	False Information on Affidavit
B&P 583	False Information on Affidavit
B&P 725	Excessive Prescribing and Treatment
B&P 726	Sexual Relations with Patients
B&P 810	Violation/Insurance Requirement
B&P 820	Mental or Physical Illness
B&P 822	Action Taken Due to Licentiate's Ability to Practice Safely
B&P 2052	Unlawful Practice of Medicine
B&P 2234(b)	Unprofessional Conduct/Gross Negligence
B&P 2238	Violation of Drug Statutes
B&P 2239	Unlawful Use of Prescribing
B&P 2261	False Statements on Documents
B&P 2264	Aiding and Abetting Unlicensed Activity
B&P 2620	PT Not Authorized to Diagnose
B&P 2620.7	Patient Record Documentation & Retention
B&P 2621	Unlawful Practice of Medicine
B&P 2630	License Required—Exceptions
B&P 2660	Unprofessional Conduct
B&P 2660(b)	Procuring License By Fraud
B&P 2660(d)	Conviction of a Criminal Offense
B&P 2660(f)	Habitual Intemperance
B&P 2660(g)	Drug Addiction
B&P 2660(h)	Gross Negligence
B&P 2660(i)	Violating the Code
B&P 2660(j)	Aiding and Abetting
B&P 2660(k)	Aiding and Abetting Unlicensed Activity
B&P 2660(l)	Commit Fraud, Dishonest Activity - Physical Therapist
B&P 2661	Conviction of a Crime
CCR 1398.6	Filing of Addresses
CCR 1398.44	Supervision of a Physical Therapist Assistant
CCR 1399	Requirement for Use of Physical Therapy Aides
CCR H&S 113350	Possession of a Controlled Substance
PC 261	Rape
PC 550	Fraudulent Insurance Claims



For a copy of the Business and Professions (B&P) Code sections and/or Title 16 California Code of Regulation (CCR) sections pertaining to the practice of physical therapy, refer to our website at [www.ptb.ca.gov](http://www.ptb.ca.gov). Pertinent Health and Safety (H&S) and Penal Code sections (PC) can be found at [www.leginfo.ca.gov](http://www.leginfo.ca.gov).

**Physical Therapy  
Board of  
California**

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**PTBC's  
Website  
[www.ptb.ca.gov](http://www.ptb.ca.gov)**

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**Assistant Executive  
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Rebecca Marco

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ing Services Program**  
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Karin Thompsen  
Veronica Gutierrez  
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David Laxton

**Consumer Protection  
Services**  
Elsa Ybarra - Lead  
Christina Metzen  
Debbie Nardine  
Beatrice Reynoso  
Monny Martin

**Outreach/Diversion  
Program Services**  
Debi Mitchell

**Administrative  
Services**  
Carl Nelson  
Kirsten Salters  
Sarah Eustis

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**Avoid an Administrative Citation!**  
**Notify the PTBC of an Address Change within 30 Days**

Licensees are required by law to report to the PTBC each and every change of residence address within 30 days after each change. Although you are allowed to provide the PTBC with an alternate address, the address of "record" is public and is used for official correspondence mailing purposes, such as renewal notices.

Failure to report a change of address within 30 days as required may result in an Administrative Citation and Fine. A fine in the amount of \$100-\$2,500.00 may be imposed.

**The following is the regulatory requirement:**

**Title 16, California Code of Regulation  
1398.6. Filing of Addresses**

(a) Each licensee shall report to the board each and every change of residence address within 30 days after each change, giving both the old and new address. In addition to the address of residence, a licensee may provide the board with an alternate address of record. If an alternate address is the licensee's address of record, he or she may request that the residence address not be disclosed to the public.