

IN AND BEFORE THE OKLAHOMA STATE BOARD  
OF MEDICAL LICENSURE AND SUPERVISION  
STATE OF OKLAHOMA

**FILED**

STATE OF OKLAHOMA )  
EX REL. THE OKLAHOMA BOARD )  
OF MEDICAL LICENSURE )  
AND SUPERVISION, )

FEB 06 2009

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

Plaintiff, )

v. )

Case No. 08-04-3487

KARSTEN MEYER, PTA, )  
LICENSE NO. TA1381 )

Defendant. )

**FINAL ORDER IMPOSING**  
**ADMINISTRATIVE FINE**

This cause came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision (the "Board") on January 29, 2009, at the office of the Board, 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, pursuant to notice given as required by law and the rules of the Board.

Elizabeth A. Scott, Assistant Attorney General, appeared for the plaintiff and defendant appeared in person and pro se.

The Board *en banc* after hearing arguments of counsel, testimony of witnesses, and reviewing the pleadings filed, and being fully advised in the premises, found that there is clear and convincing evidence to support the following Findings of Fact, Conclusions of Law and Orders:

***Findings of Fact***

1. The Board is a duly authorized agency of the State of Oklahoma empowered to license and oversee the activities of physical therapy assistants in the State of Oklahoma pursuant to 59 O.S. §§ 480 *et seq.* and 887.1 *et seq.*

2. Defendant, Karsten Meyer, PTA holds physical therapy assistant license no. TA1381 in the State of Oklahoma.

3. On or about February 17, 2008, Defendant was working at Tulsa Spine & Specialty Hospital in Tulsa, Oklahoma.

4. According to Defendant's time sheet and billing records, he began work at 1:00 p.m. and finished at 4:45 p.m. However, hospital surveillance video reveals that he did not enter the hospital until approximately 8:30 p.m.

5. Defendant has admitted to Board investigators that he "fudged" on his billing records, in that he did not document the correct times when he worked. Defendant additionally admitted that he only performed approximately one-half of what he documented, in that he completed the physical therapy in a shorter amount of time than what he documented. He also admitted that he did not perform the exercises documented but that he did go into the patients' rooms.

6. Defendant is guilty of unprofessional conduct in that he:

- A. Is guilty of conduct unbecoming a person licensed as a physical therapist or physical therapy assistant or is guilty of conduct detrimental to the best interests of the public or his profession in violation of 59 O.S. §887.13(9).
- B. Is guilty of any act in conflict with the ethics of the profession of physical therapy in violation of 59 O.S. §887.13(10).
- C. Is guilty of improper management of medical records, inaccurate recording, [or] falsifying ... in violation of OAC 435: 20-5-8(16).
- D. Violated any provision of the Physical Therapy Practice Act or the rules and regulations of the board or of an action, stipulation, agreement or order of the Board in violation of OAC 435: 20-5-8(31).

### *Conclusions of Law*

1. The Board has jurisdiction and authority over the Defendant and subject matter herein pursuant to the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act (the "Act") and its applicable regulations. The Board is authorized to enforce the Act as necessary to protect the public health, safety and welfare.

2. Defendant is guilty of unprofessional conduct in that he:

- A. Is guilty of conduct unbecoming a person licensed as a physical therapist or physical therapy assistant or is guilty

of conduct detrimental to the best interests of the public or his profession in violation of 59 O.S. §887.13(9).

- B. Is guilty of any act in conflict with the ethics of the profession of physical therapy in violation of 59 O.S. §887.13(10).
- C. Is guilty of improper management of medical records, inaccurate recording, [or] falsifying ... in violation of OAC 435: 20-5-8(16).
- D. Violated any provision of the Physical Therapy Practice Act or the rules and regulations of the board or of an action, stipulation, agreement or order of the Board in violation of OAC 435: 20-5-8(31).

3. The Board further found that the Defendant's license should be subject to an administrative fine based upon any or all of the violations of these unprofessional conduct provisions.

*Order*

IT IS THEREFORE ORDERED by the Oklahoma State Board of Medical Licensure and Supervision as follows:


1. The license of Defendant, **KARSTEN MEYER, PTA**, Oklahoma physical therapy assistant license no. TA1381, is hereby subject to an **ADMINISTRATIVE FINE** in the amount of \$3,600.00, to be paid on or before January 29, 2010.

2. Failure to pay the Administrative Fine on or before the due date will constitute cause for the Board to initiate additional proceedings to suspend or revoke Defendant's license, after due notice and hearing.

3. Promptly upon receipt of an invoice, Defendant shall pay all costs of this action authorized by law, including without limitation, legal fees and investigation costs.

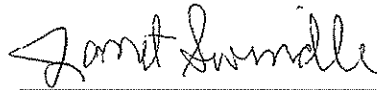
4. A copy of this written order shall be sent to Defendant as soon as it is processed.

Dated this 6 day of February, 2009.

  
Gerald C. Zumwalt, M.D., Secretary  
Oklahoma State Board of Medical  
Licensure and Supervision

**CERTIFICATE OF SERVICE**

I certify that on the 6 day of February, 2009, I mailed, via first class mail, postage prepaid, a true and correct copy of this Final Order Imposing Administrative Fine to Karsten Meyer, 4907 E. 77<sup>th</sup> Street, Apartment 407, Tulsa, OK 74136.



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Janet Swindle