

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

FILED

OCT 31 2014

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

STATE OF OKLAHOMA, *ex rel.*
THE OKLAHOMA BOARD
OF MEDICAL LICENSURE AND
SUPERVISION,

Plaintiff,

v.

NATISHA LEIGH DELOZIER
LICENSE NO. PTA 1647,

Defendant.

Case No. 14-10-5061

COMPLAINT

The State of Oklahoma, *ex rel.* the Oklahoma State Board of Medical Licensure and Supervision (the "Board"), alleges and states as follows for its Complaint against the Defendant, Natisha Leigh Delozier, PTA.:

1. The Board is a duly authorized agency of the State of Oklahoma empowered to license and oversee the activities of physical therapist assistants in the State of Oklahoma pursuant to 59 O.S. §§ 480 *et seq.* and 887.1 *et seq.*
2. Defendant holds Oklahoma physical therapist assistant license no. 1647.

History with the Board

3. On September 18, 2014, Defendant was placed on Agreement with the Board due to questions raised during the application process regarding her history of alcohol abuse.

Violation of Agreement

4. On or about September 17, 2014, Defendant provided a urine specimen through the Affinity program. The result from that urine specimen was provided on or about September 25, 2014, and it showed a positive result for Ethyl. **The cutoff level for a positive result is 250 and Defendant tested at a level of 13,300.**

5. On or about September 25, 2014, Board Compliance Coordinator interviewed Defendant and Defendant stated she attended her sister's party and admitted to having "two glasses of wine."
6. Board Compliance Coordinator informed Defendant that this was a violation of her Agreement and read Paragraph 4 of the Agreement to Defendant. Defendant stated she takes full responsibility for her actions. After being presented with an Agreement Not to Practice, Defendant asked if she could talk to her lawyer before signing it.
7. On or about October 3, 2014, Defendant returned the executed Agreement Not to Practice to Board Compliance Coordinator.
8. Since that time, Defendant has stopped checking into the Affinity program and is no longer drug testing. She has been contacted numerous times and advised she needs to continue drug testing. Defendant said she does not have the money to drug test at this time since she is no longer working.
9. The Defendant is in violation of the following paragraphs of the Agreement for Licensure entered into on September 18, 2014:

Paragraph 1: Applicant will conduct Applicant's practice in compliance with the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act and the Oklahoma Physical Therapy Practice Act as interpreted by the Board. Any question of interpretation regarding the Act or this Agreement shall be submitted in writing to the Board, and no action based on the subject of the question will be taken by Applicant until clarification of interpretation is received by Applicant from the Board.

Paragraph 2: Applicant will submit for analysis biological specimens, including but not limited to, blood and urine, as well as hair follicle, upon request of the Board or its designee, and Applicant will pay the costs attendant thereto.

Paragraph 4: Applicant will have the affirmative duty not to ingest any other substance which will cause a body fluid sample to test positive for prohibited substances, including, but not limited to, alcohol.

Paragraph 8: Applicant will notify the Board or its designee of any relapse, including any entry, or re-entry, into an inpatient rehabilitation, assessment, or evaluation program and shall provide to the Board or its designee written authorization for any and all records associated with said treatment, assessment or evaluation.

Paragraph 11: The terms and conditions of this agreement shall be of a continuing nature until set aside or otherwise terminated by the Board either on the Board's own motion or upon motion of the Applicant.

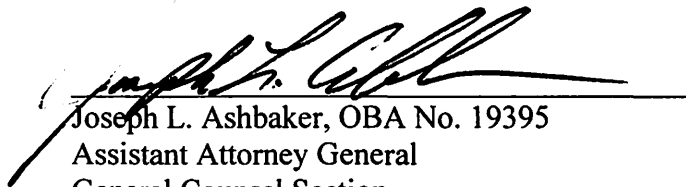
10. The Defendant is guilty of unprofessional conduct in that she is in:

Violation of any provision(s) of the medical practice act or the rules and regulations of the Board or of any action, stipulation or agreement of the Board as stated in Oklahoma Administrative Code § 435:10-7-4(39).

Conclusion

Given the foregoing, the undersigned requests that a hearing be conducted and upon proof of the allegations contained herein, impose such disciplinary action as authorized by law, up to and including suspension or revocation and any other appropriate action with respect to Defendant's professional license, and an assessment of costs and attorney's fees incurred in this action as provided by law.

Respectfully submitted,



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