

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

STATE OF OKLAHOMA, *ex rel.* )  
OKLAHOMA STATE BOARD )  
OF MEDICAL LICENSURE )  
AND SUPERVISION, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
BEN EDWARD WADE, P.T.A., )  
LICENSE NO. TA 298, )  
 )  
Defendant. )

**FILED**  
AUG 29 2016  
OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

Case No. 16-08-5355

**VERIFIED COMPLAINT**

The State of Oklahoma, *ex rel.* Oklahoma State Board of Medical Licensure and Supervision (“Board”), alleges and states as follows for its Complaint against Ben Edward Wade, T.A. (“Defendant”):

1. The Board has jurisdiction over the subject matter and is a duly authorized agency of the State of Oklahoma empowered to license and oversee the activities of physicians, surgeons and other allied health professionals in the State of Oklahoma pursuant to 59 O.S. § 480 *et seq.* and 59 O.S. § 887.1-887.18 and Oklahoma Administrative Code (OAC) § 435:20-1-1 *et seq.*
2. Defendant holds Oklahoma Physical Therapist Assistant license number TA 298, which was issued March 19, 1994.
3. The acts and omissions complained of herein were made while Defendant was acting as a physical therapist assistant pursuant to the Physical Therapist Assistant license conferred upon him by the State of Oklahoma. Such acts and omissions occurred within the physical territory of the State of Oklahoma.

**I. ALLEGATIONS OF PROFESSIONAL MISCONDUCT**

4. Defendant is required by Oklahoma Administrative Code § 435:20-9-2(b) *et seq.*, to complete thirty (30) hours of approved continuing education every two years. Defendant’s due date for completion was by December 31, 2013.
5. Defendant failed to complete the continuing education hours required by December 31, 2013. Defendant completed the hours in March 2014.

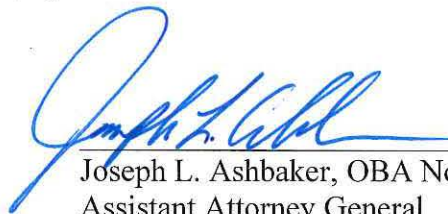
6. Further, in accordance with Oklahoma Administrative Code § 435:20-9-2(c), Defendant was required to complete double the continuing education hours, sixty (60), the following two years as a result of being late completing his education during the previous period. These double hours were due to be completed on December 31, 2015. Defendant did not complete the double hours until April 2016.
7. The Physical Therapy Advisory Committee (“PT Committee”) met on June 3, 2016 and referred this matter to Board staff for action. The PT Committee recommended that a complaint and citation be filed and the matter be brought before the Board to comport with Oklahoma Administrative Code § 435:20-9-2(c).

## II. VIOLATIONS

8. Based on the foregoing, the Defendant is guilty of professional misconduct as follows:
  - a. Effective January 1, 2004 and every two years thereafter, physical therapists will be required to show proof of forty (40) approved contact hours and Physical Therapist Assistants will be required to show proof of thirty (30) approved contact hours, in violation of Okla. Admin. Code § 435:20-9-2(b) *et seq.*
  - b. Any applicant for renewal who cannot meet the requirements for continuing education may not renew until deficient hours are obtained and verified. Additionally, within the next compliance period the licensee will be required to obtain double the required hours of approved continuing education. At least half of the required hours must be Category A. Proof of meeting the additional requirements, as verified by an audit, will be required in order to renew at the end of the next compliance period. Failure to meet these additional requirements will result in disciplinary action, in violation of Okla. Admin. Code § 435:20-9-2(c).

## III. CONCLUSION

Given the foregoing, the undersigned requests the Board conduct a hearing, 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 the Defendant’s professional license, including an assessment of costs and attorney’s fees incurred in this action as provided by law.



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VERIFICATION

I, Teresa Mitchell, under penalty of perjury, under the laws of the State of Oklahoma, state as follows:

1. I have read the above Complaint regarding the Defendant, Ben Edward Wade, T.A.; and
2. The factual statements contained therein are true and correct to the best of my knowledge and belief.

Teresa Mitchell  
Teresa Mitchell, Licensing Director  
OKLAHOMA STATE BOARD OF MEDICAL  
LICENSURE AND SUPERVISION

Date: 8/29/16

Oklahoma County, Oklahoma  
Place of Execution