

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

FILED

OCT 11 2019

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

STATE OF OKLAHOMA, *ex rel.*)
OKLAHOMA STATE BOARD OF)
MEDICAL LICENSURE AND)
SUPERVISION,)
)
Plaintiff,)
)
)
LESLEY ANN WEBER SANDERSON,)
RC LICENSE NO. 4404)
)
Defendant.)

Case No. 19-06-5757

VERIFIED COMPLIANT

The State of Oklahoma, *ex rel.* Oklahoma State Board of Medical Licensure and Supervision (“OSBMLS”), alleges and states as follows for its Complaint against LESLEY ANN WEBER SANDERSON, RC. (“Defendant”):

I. AUTHORITY

1. The Board is a duly authorized agency of the State of Oklahoma empowered to license and oversee the activities of respiratory care practitioners in the State of Oklahoma pursuant to **59 Okla.Stat. §2026**, *et seq.*
2. Defendant holds Oklahoma license number 4404. The acts and omissions complained of herein were made while Defendant was acting as a respiratory care practitioner pursuant to her license conferred upon her by the State of Oklahoma. Such acts and omissions occurred within the physical territory of the State of Oklahoma.

II. ALLEGATIONS OF PROFESSIONAL MISCONDUCT

3. OSBMLS Investigator Melissa Davis received information and conducted an investigation into the Defendant, Lesley Ann Weber Sanderson, a respiratory care practitioner, having failed to renew her license resulting in an inactive status as of April 30, 2018. The Defendant continued to practice in her capacity as a respiratory care practitioner at St. Mary’s Regional Medical Center in Enid, Oklahoma.
4. The Defendant, Lesley Ann Weber Sanderson, submitted her on-line reinstatement application on January 30, 2019. On February 13, 2019, a Notice of Committee Appearance was e-mailed to the Defendant by Lisa Cullen, Director of Licensing for

OSBMLS. This Notice included information that advised Defendant Sanderson that her Application has been received, that a personal appearance had been scheduled for February 21, 2019, at 11:30 at the office of OSBMLS and included an immediate cease and desist request if the Ms. Sanderson was still working.

5. On February 5, 2019, Valeska Barr, Application Analyst for OSBMLS, sent an e-mail to the Defendant, Ms. Sanderson, stating that Ms. Barr was working on the Defendant's application for reinstatement and had a few clarification questions for the Defendant:

- Question 1. When did you graduate from Northern Oklahoma College?
- Question 2. Are you still working at St. Mary's Regional Medical Center?
- Question 3. Have you had a respiratory care practitioner job?

The Defendant, Lesley Ann Weber Sanderson, replied to Ms. Barr's e-mail with the following responses:

- Answer to Question 1. I graduated July 2014.
- Answer to Question 2. Yes I am still at St. Mary's.
- Answer to Question 3. Yes ma'am, I have been working at St. Mary's actually, in respiratory care.

On February 6, Valeska Barr, sent an e-mail asking for clarification of the Defendant's job position at St. Mary's to which the Defendant replied, "Do you need any more clarification on the employment information." On February 7, 2019, Valeska Barr, sent a response stating that Ms. Barr was unclear about what the Defendant meant by "being in respiratory care" and Defendant replied she was "a CRT, respiratory therapist."

6. Defendant appeared in person before the Respiratory Care Advisory Committee on February 21, 2019 in support of the Defendant's Application for Reinstatement submitted on January 30, 2019. Defendant made statements and/or affirmations to the Respiratory Care Advisory Committee that she had not worked in Respiratory Care since being made aware of her lapse of license.
7. The Defendant did not notify her supervisor at St. Mary's Regional Medical Center, Mr. Kent Jordan, Director of Cardiopulmonary, that her license had lapsed prior to the Defendant's appearance in front of the Respiratory Care Advisory Committee. When Mr. Jordan learned of the Defendant's false statement that she had not worked as a respiratory therapist as soon as she realized that her license had lapsed before the Committee, he began an internal investigation.
8. The Defendant's time sheet revealed the Defendant worked extensively as a respiratory therapist during the time her license was lapsed. It also documented a minimum of five (5) dates; February 4,10,16,17,and 18, 2019, of entered time worked, occurring after she submitted her application for renewal on January 30, 2019. Three (3) of those five (5)

dates were after the Defendant received the Notice of Committee Appearance that included an immediate cease and desist request on February 13, 2019.

9. A full review was conducted by GPRH administration and Defendant was terminated from her position.

III. HISTORY AT THE BOARD

10. Defendant has no prior history at OSBMLS

IV. VIOLATIONS

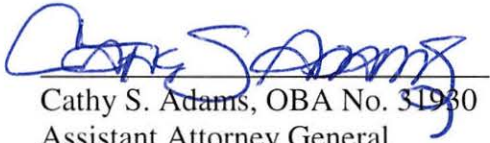
11. Based on the foregoing, the Defendant is guilty of professional misconduct as follows:
 - a. Is guilty of fraud or deceit in procuring or attempting to procure a license or renewal of a license to practice respiratory care in violation of 59 O.S. § 2040(1);
 - b. Is guilty of dishonest or unethical conduct in violation of 59 O.S. § 2040 (5);
 - c. Is guilty of unprofessional conduct as defined by the rules established by the Board, or violating the code of ethics adopted and published by the Board in violation of 59 O.S. § 2040(9);
 - d. Negligence while in practice as a respiratory care practitioner or violating the “Standards of Ethics and Professional Conduct” adopted by the Board, in violation of 435 OAC § 45-5-3(a)(11) Specifically:
 1. 435OAC § 45-5-4(1) Violation of Demonstrating behavior that reflects integrity, supports objectivity, and fosters trust in the professional and its professionals and
 2. 435 OAC § 45-5-4(8) Violation of Refuse to participate in illegal or unethical acts, and shall refuse to conceal illegal unethical or incompetent acts of others
 - e. Violating any provision of the Respiratory Care Practice Act or the rules promulgated by the Board in violation of 435 OAC § 45-5-3(a)(21).

IV. 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 proscribed by law.

Respectfully submitted,




Cathy S. Adams, OBA No. 31930
Assistant Attorney General
State of Oklahoma Office of Attorney
General
313 NE 21st
Oklahoma City, Oklahoma 73105
405-521-3921
405-522-4536 – Facsimile
Email: cathy.adams@oag.ok.gov
For *Oklahoma State Board of Medical
Licensure and Supervision*

VERIFICATION

I, Melissa Davis, under penalty of perjury, under the laws of the State of Oklahoma, state as follows:

1. I have read the above Complaint regarding LESLEY ANN WEBER SANDERSON, RC, Defendant; and
2. The factual statements contained therein are true and correct to the best of my knowledge and belief.



Melissa Davis, Investigator
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

Date: 10/9/19

Oklahoma, Oklahoma
County, State of Execution