

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

FILED

SEP 28 2023

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

STATE OF OKLAHOMA, *ex rel.*)
OKLAHOMA STATE BOARD)
OF MEDICAL LICENSURE)
AND SUPERVISION,)
)
Plaintiff,)
)
v.)
)
KAITLIN CALDWELL, RC,)
LICENSE NO. RC 5416,)
)
Defendant.)

Case No. 23-08-6255

VERIFIED COMPLAINT

The State of Oklahoma, *ex rel.* Oklahoma State Board of Medical Licensure and Supervision (“Board”), for its Verified Complaint against Kaitlin Caldwell (“Defendant”), alleges and states as follows:

I. JURISDICTION

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 respiratory care practitioners in the State of Oklahoma. 59 O.S. § 2026, *et seq.* and Okla. Admin. Code 435:45-1-1 *et seq.*
2. In Oklahoma, Defendant holds Oklahoma License No. RC 5416 issued by the Board. The act(s) and/or omission(s) complained of herein were made while Defendant was licensed to practice respiratory care by the State of Oklahoma.

II. ALLEGATIONS OF UNPROFESSIONAL CONDUCT

3. Defendant was, pursuant to Okla. Admin. Code § 435:45-5-1(f), to complete twelve (12) hours of continuing respiratory care education (CRCE) hour between the dates of July 1, 2021 and June 30, 2023.
4. At 12:08 pm on June 7, 2023, Defendant submitted an application for renewal of her Oklahoma Respiratory Therapy license. In doing so, Defendant certified that she had obtained twelve (12) hours of Board approved continuing education and that she had the original documentation in her possession to verify the same.

THE STATE OF OKLAHOMA
DEPARTMENT OF REVENUE AND TAXATION
STATE OF OKLAHOMA

FILED

SEP 28 2023

OKLAHOMA STATE BOARD OF
TAXATION & REVENUE

Case No. 23-43-0228

DEPARTMENT OF REVENUE AND TAXATION
STATE OF OKLAHOMA

NOTICE

REVENUE AND TAXATION
STATE OF OKLAHOMA

NOTICE

STATEMENT OF DEFENSE

The undersigned, being duly sworn, deposes and says that the foregoing is a true and correct copy of the original return filed by the taxpayer on or about the date indicated on the return, and that the same is a true and correct copy of the original return as the same appears on the books and records of the Department of Revenue and Taxation of the State of Oklahoma.

STATEMENT OF DEFENSE

The undersigned, being duly sworn, deposes and says that the foregoing is a true and correct copy of the original return filed by the taxpayer on or about the date indicated on the return, and that the same is a true and correct copy of the original return as the same appears on the books and records of the Department of Revenue and Taxation of the State of Oklahoma.

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5. Defendant's licensing file was selected for a random CRCE audit pursuant to Okla. Admin. Code § 435:45-5-1(k).
6. A letter was sent to Defendant on or about July 6, 2023 informing her of said audit and requesting her to submit proof of continuing education hours she had completed to date.
7. Subsequent to this letter being sent, Defendant submitted proof of having completed ten (10) hours of CRCE.
8. Further, Okla. Admin. Code § 435:45-5-1(l) states:

“(l) Compliance.

(1) Licensees selected for audit must submit verification of meeting the continuing education requirement.

(2) Failure to submit such records shall constitute an incomplete application and shall result in the application being returned to the licensee and the licensee being unable to practice.

(3) A license obtained through misrepresentation shall result in Board action.”

9. The foregoing act(s) and/or omission(s) constitute unprofessional conduct as defined under the Respiratory Care Practice Act and corresponding regulations, as detailed herein.

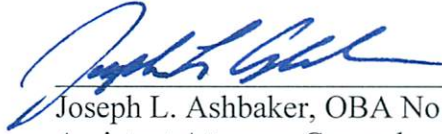
III. VIOLATIONS

10. Based on the foregoing, Defendant is guilty of violating the following relevant provisions of law:
 - a. Obtaining or attempting to obtain a license, certificate or documents of any form as a respiratory care practitioner by fraud or deception, in violation of Okla. Admin. Code § 435:45-5-3(8);
 - b. Violating any provision of the Respiratory Care Practice Act or the rules promulgated by the Board, in violation of Okla. Admin. Code § 435:45-5-3(21).

IV. CONCLUSION

Given the foregoing, the undersigned respectfully 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 Defendant's professional license, including an assessment of costs and attorney's fees incurred in this action as provided by law.

Respectfully submitted,

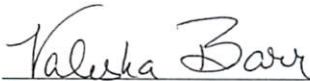


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VERIFICATION

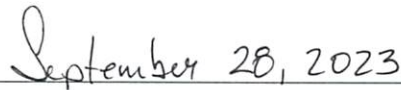
I, Valeska Barr, under penalty of perjury, under the laws of the State of Oklahoma, state as follows:

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



Valeska Barr, Assistant Director of
Licensing,
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

Date:



County, State of Execution