

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

FILED

FEB 09 2021

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

STATE OF OKLAHOMA, *ex rel.*,)
OKLAHOMA STATE BOARD OF)
MEDICAL LICENSURE)
AND SUPERVISION,)
)
Plaintiff,)
)
v.)
)
JOSHUA W. JOHNSON, PT)
LICENSE NO. PT 5519,)
)
Defendant.)

Case No. 20-08-5930

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 **JOSHUA W. JOHNSON, PT** ("Defendant"):

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 Physical Therapists in the State of Oklahoma. **59 O.S. §887.1, et seq. and Okla. Admin. Code 435:20-5-8.**
2. In Oklahoma, Defendant holds Oklahoma license no. PT 5519.

II. ALLEGATIONS OF UNPROFESSIONAL CONDUCT

3. A Complaint was filed on August 18, 2020 by K.B., a former patient of Defendant, alleging the Defendant carried on an intimate relationship with the complainant that was sexual in nature and that began when the complainant was under the professional care of Defendant as a patient.

4. During the investigation, it was determined that the complainant was under the care of Defendant as a physical therapy patient from July 8, 2019 until she was discharged from treatment on September 27, 2019. During that time frame, Defendant and the complainant began communicating via social media and phone/text, met in person socially, and had sexual relations. During the investigation, Defendant admitted the unprofessional conduct in writing on or about September 11, 2020 in a letter sent to the Board staff that states, in part:

Around August of 2019, a patient that was still under my care, reached out to me via social media. I made a mistake with poor judgement on my part in responding to this patient, and it ultimately resulted in an intimate relationship while she was still under my care. While this situation is just being brought to light, I realized in the initial moments of this encounter, that I had made a mistake.

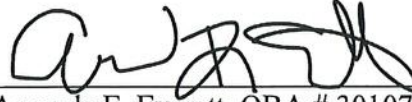
III. VIOLATIONS

5. Based on the foregoing, **JOSHUA W. JOHNSON, PT**, is guilty of unprofessional conduct as follows:
 - a. Guilty of conduct unbecoming a person licensed as a physical therapist or physical therapist assistant or guilty of conduct detrimental to the best interests of the public or the profession;, in violation of 59 O.S. § 887.13(9) and OAC § 435:20-5-8(29).
 - b. Dishonorable or immoral conduct that is likely to deceive, defraud, or harm the public, in violation of OAC 435:20-5-8(b)(4).
 - c. Engaging in physical conduct with a patient that is sexual in nature, or in any verbal behavior that is seductive or sexually demeaning to a patient, OAC 435:20-5-8(b)(6).
 - d. Violating the "Standards of Ethics and Professional Conduct" adopted by the Board or being guilty of any act in conflict with the standards of the profession of physical therapy, in violation of OAC §§ 435:10-5-8(b)(11) and 435:10-5-9(2), and 59 O.S. § 887.13(10).

IV. CONCLUSION

Given the foregoing, the undersigned respectfully request the Board to conduct a hearing, and upon proof of the allegation(s) contained herein, impose an appropriate punishment pursuant to the applicable law and rule on **JOSHUA W. JOHNSON, PT**, including an assessment of costs and attorneys' fees incurred in this action as provided by law.

Respectfully submitted,



Amanda E. Everett, OBA # 30107
Assistant Attorney General
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION
101 N.E. 51st Street
Oklahoma City, Oklahoma 73105
Tel. 405.962.1400

VERIFICATION

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

1. I have read the above Complaint regarding **JOSHUA W. JOHNSON, PT**, and,
2. The factual statements contained therein are true and correct to the best of my knowledge and belief.



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

Executed this 28 day of January, 2021, in Oklahoma County, State of Oklahoma.