

PP  
MK  
PTL

IN AND BEFORE THE OKLAHOMA BOARD OF  
MEDICAL LICENSURE AND SUPERVISION

STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel.,	)	
OKLAHOMA BOARD OF MEDICAL	)	
LICENSURE AND SUPERVISION,	)	
	)	
Plaintiff,	)	
vs.	)	
	)	
<del>BILL</del> MARTIN, P.T.	)	CASE NO. 97-09-1925
	)	
Defendant.	)	

VOLUNTARY SUBMITTAL TO JURISDICTION AND ORDER

NOW ON THIS ~~25<sup>th</sup>~~ day of January, 1998, there comes on before the Oklahoma State Board of Medical Licensure and Supervision (Board), the above styled and numbered cause of action. The Defendant, Bill Martin, P.T., the undersigned, states that he is of sound mind and not under the influence of any medication or drug or impaired thereby and that the defendant fully recognizes his right to appear before the Board for evidentiary hearing on the allegations against the defendant herein. Of his own volition and decision, the Defendant waives his right to appear before the Board for a full hearing and pleads guilty to the allegations as set forth in the Complaint. Further, the Defendant, Bill Martin, P.T. believes that a hearing before the Board would result in some sanction invoked by the Board under the Physical Therapy Practice Act. Therefore, Defendant, Bill Martin, P.T., hereby voluntarily and of his own volition submits to the jurisdiction of the Board, acknowledges the allegations herein and agrees to abide by the conditions and terms of the Order.

FINDINGS OF FACT

1. The Plaintiff 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.
2. The Defendant, Bill Martin, is a licensed physical therapist in the State of Oklahoma, holding License No. PT600.
3. The Defendant has engaged in conduct in violation of Oklahoma Physical Therapy Practice Act, 887.13 (9) and (10) to-wit::
  - (9) "Been 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 his profession;"

(10) "Been guilty of any act in conflict with the ethics of the profession of physical therapy."

4. On or around August, 1997 Defendant documented home visits in which services were not provided.

#### CONCLUSIONS OF LAW

1. The Oklahoma State Board of Medical Licensure and Supervision has jurisdiction in the matter.
2. The Defendant, by reason of the above facts, is in violation of Oklahoma Physical Therapy Practice Act, 887.13 (9) and (10) to-wit:

(9) "Been 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 his profession;"

(10) "Been guilty of any act in conflict with the ethics of the profession of physical therapy."

#### ORDER

IT IS THEREFORE ORDERED by the Oklahoma State Board of Medical Licensure and Supervision that:

1. The Defendant, Bill Martin, P.T., holding License No. PT600 shall be placed on probation to the Oklahoma State Board of Medical Licensure and Supervision for a period of six (6) months under the following terms and conditions:


- (A) During the period of probation, Defendant will obtain written acknowledgment of all treatment rendered in patients homes or any setting outside of a recognized physical therapy clinic and/or hospital. This acknowledgment will be furnished to the Home Health agency and a monthly verification of this will be sent to the Oklahoma State Board of Medical Licensure and Supervision.
- (B) Defendant will conduct his practice in compliance with the Physical Therapy Act as interpreted by the Oklahoma State Board of Medical Licensure and Supervision. Any question of interpretation regarding said Act shall be submitted in writing to the Board and no action based on the subject of the question will be taken by

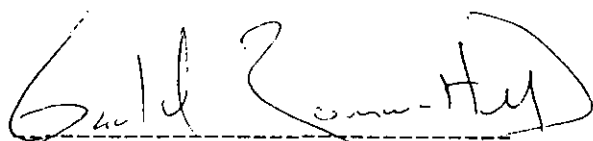
Defendant until clarification of interpretation is received by Defendant from the Oklahoma State Board of Medical Licensure and Supervision.

- (C) During the period of probation, Defendant will request all Home Health Agencies in which he anticipates practice to furnish to the Oklahoma State Board of Medical Licensure and Supervision, a written statement regarding monitoring of his/her practice while performing services in or to that Home Health Agency.
- (D) During the period of probation, Defendant will furnish to each Home Health Agency in which he holds or anticipates holding any form of staff privilege or employment, a copy of the Board Order stipulating sanctions imposed by the Oklahoma State Board of Medical Licensure and Supervision.
- (E) During the period of probation, Defendant will keep the Oklahoma State Board of Medical Licensure and Supervision informed of his/her current address.
- (F) During the period of probation, Defendant will keep current payment of all assessment by the Oklahoma State Board of Medical Licensure and Supervision for prosecution, investigation and monitoring of his/her case.
- (G) Until such time as all indebtedness to the Oklahoma State Board of Medical Licensure and Supervision has been satisfied, Defendant will reaffirm said indebtedness in any and all bankruptcy proceedings.

2. That the jurisdiction of the Board in this individual proceeding will continue until the terms and conditions of probation are modified or lifted by the Oklahoma Board of Medical Licensure and Supervision on their own motion or on the motion of the Defendant.

3. Failure to meet any of the above terms of probation will constitute cause for the Board to initiate additional proceedings to suspend or revoke Defendant's Oklahoma Physical Therapy license after additional due notice and hearing.

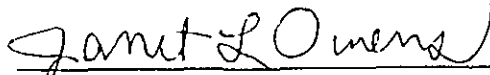
  
-----  
Bill Martin, P.T.

  
-----  
Gerald C. Zumwalt, M.D.  
Secretary/Medical Advisor

CERTIFICATE OF MAILING

This is to certify that on this 26<sup>th</sup> day of January 1998, a true and correct copy of this order was mailed, postage prepaid to:

Bill Martin, P.T.  
1521 Sumac Circle  
Fort Gibson, OK 74434

  
Janet L. Owens, Secretary