
In the Matter of
JEROEN KLEINE-STAARMAN, P.T.
License No. 02357
Respondent

* LOUISIANA STATE BOARD OF
* PHYSICAL THERAPY EXAMINERS
* Case Number 2005I19

CONSENT ORDER

Personnel of the Louisiana State Board of Physical Therapy Examiners (Board) received notification from the Federation of State Boards of Physical Therapy that the health care providers data base indicated the existence of an adverse action initial report against Jeroen Staarman by the Florida physical therapy licensing board. The Florida Board provided a copy of the stipulated action which resulted in an Order of the Florida Board of Physical Therapy Practice dated September 1, 2000. The basis for the Florida action was the action by the Louisiana State Board of Physical Therapy Examiners in 1995 and 1996 for working without approved supervision under a temporary permit. Respondent failed to report on his applications for renewal of his Louisiana license dated November 24, 2003 and October 31, 2004 that Florida had sanctioned his license. Respondent was requested to meet with Board representatives in an Informal Conference to explain this failure to disclose. The Informal Conference was held at the Board office in Lafayette on April 20, 2005 with Investigating Board Member Pat Adams, Executive Director Cheryl Gaudin and Board Legal Counsel Glenn Ducote participating, along with Respondent. Respondent was accompanied by his counsel, Gregory J. Laborde. At the conclusion of the Informal Conference the terms of this Consent Order were agreed to by Board representatives and Respondent, after consulting with his attorney..

FINDINGS OF FACT

1. Respondent failed to accurately respond to the question on his Louisiana license renewal applications for 2004 and 2005 regarding actions against his license in other jurisdictions.
2. Respondent misunderstood the question to require only the reporting of professional misconduct in other jurisdictions and assumed that it was not necessary to report a Florida action which was grounded solely on the prior action of the Louisiana Board.

CONCLUSIONS OF LAW

Respondent's conduct described above and otherwise reviewed in this action is subject to and/or in violation of the following provisions of law regarding her practice of physical therapy:

1. Attempting to obtain or obtaining a license by fraud or misrepresentation and having his license sanctioned by another jurisdiction both provide grounds for disciplinary action by this Board. La. R. S. 37:2413(2) and (6).
2. The Board may refuse to issue or renew a license upon acceptable proof that the

applicant has violated the Physical Therapy Practice Act. Rule 325.

3. Attempting to or attaining a license by fraud or misrepresentation includes "knowingly or unknowingly" misleading the Board as to a material fact and omitting to state a fact that is material to an application are grounds for denial of licensure. Rule 327A.

DECISION

Pursuant to the foregoing Findings of Fact and Conclusions of Law, and in order to avoid further administrative and judicial proceedings, Respondent and the Board, by vote of quorum, agree as follows:

A. Respondent will attend the Board conducted jurisprudence course and another continuing education course on ethics by the end of 2006 in addition to the usual continuing education requirements for all licensees. The ethics course shall be approved in advance by the Board Executive Director;

B. Respondent will reimburse the Board in the amount of \$750 for legal, investigative and administrative expenses incurred by the Board in pursuit of this matter, this amount to be remitted to the Executive Director by July 1, 2005; *August 1, 2005*

C. Respondent shall cooperate with Board representatives seeking to verify or document that the requirements of this Consent Order have been met;

D. Respondent declares that, before signing this Consent Order, he has carefully read this document, understands the contents, and freely consents to it as valid and binding upon him. He is aware of his right to a notice of hearing, to a formal administrative hearing and to judicial review of this Consent Order, and freely waives those rights. He has had legal counsel and advice at each stage of this process;

E. Respondent acknowledges that his failure to comply with any term of this Consent Order is a basis for further disciplinary action by the Board and that the presentation to and consideration by the Board of this Consent Agreement, including presented documentary evidence and information, shall not unfairly or illegally prejudice or preclude the Board, or any of its members, from further participation in hearings or resolution of these proceedings; and

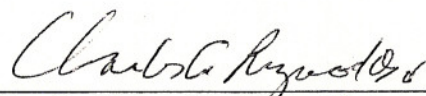
F. Respondent acknowledges that this Consent Order becomes effective only upon signature by the Board Chair.

SWORN TO AND SUBSCRIBED on this _____ day of _____, 2005.


Jeroen P. Kleine-Saarman, P.T.

AGREED AND ACCEPTED by official action of the Board, the 21st day of April, 2005 at Lafayette, Louisiana.

LOUISIANA STATE BOARD OF
PHYSICAL THERAPY EXAMINERS


Charles Reynolds, P.T., Chair