



State of Louisiana

DEPARTMENT OF HEALTH AND HOSPITALS

Board of Physical Therapy Examiners

714 EAST KALISTE SALOOM ROAD, SUITE D-2

LAFAYETTE, LA 70508

337/262-1043

FAX 337/262-1054

June 12, 2000

Elaine Williams
4720 Marjorie Lane
New Orleans, LA 70122

RE: In the matter of Elaine Williams
License No. 00586
Administrative Case No. 2000-09

Dear Ms. Williams:

As you are aware, I am the attorney for the Louisiana State Board of Physical Therapy Examiners (the "Board"). Please find enclosed a copy of the Consent Order rendered in the above referenced matter. The grounds for the administrative proceeding conducted against you were based upon a technical violation of the Physical Therapy Practice Act of Louisiana and the Rules and Regulations promulgated by the Board. As set forth in the Consent Order, you were charged with failure to timely renew your license for the calendar year 2000 and practicing physical therapy without a license for a very short period in early January 2000.

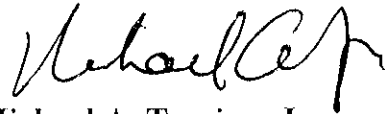
The Consent Order entered into by the Board and you involved the payment of a lump sum agreed upon fine. As set forth in the Consent Order, there are no restrictions on your practice of physical therapy. To the best of my knowledge, you have complied with all the requests of the Board and have done so openly and in good faith.

In conclusion, your skills and provision of services as a physical therapist were never questioned in an administrative proceeding, and to the best of my knowledge, not an area of concern by the Board.

Should you have any questions about this letter or the Consent Order rendered by the Board, please do not hesitate to contact me.

With best wishes, I am

Very truly yours,

A handwritten signature in black ink, appearing to read "Michael Tomino, Jr.", with a stylized flourish at the end.

Michael A. Tomino, Jr.

Legal Counsel for the Louisiana State Board
of Physical Therapy Examiners
101 Wilbourn Blvd. #605
Lafayette, LA 70506
Phone: (337) 988-5340

MAT/ram
Enclosure



State of Louisiana
DEPARTMENT OF HEALTH AND HOSPITALS
Board of Physical Therapy Examiners

714 EAST KALISTE SALOOM ROAD, SUITE D-2
LAFAYETTE, LA 70508
337/262-1043
FAX 337/262-1054

In the Matter of
ELAINE WILLIAMS, P.T.
License No. 00586
Respondent

-
- **CONSENT ORDER**
- -----
- **ADMINISTRATIVE CASE NO.**
- **2000-09**

A Formal Evidentiary Hearing was scheduled before the Louisiana State Board of Physical Therapy Examiners (the "Board") on May 25, 2000, to address alleged, specific violations of the Louisiana Physical Therapy Practice Act by the Respondent, Elaine Williams, P.T. ("Williams"), to-wit: "practicing physical therapy in violation of the provisions of this Chapter and any rules and regulations promulgated thereto in accordance with the Administrative Procedure Act," LSA R.S. 37:2413A(1); violating provisions of the Physical Therapy Practice Act, LSA R.S. 37:2402A, 37:2407A, 37:2414(2); and for violating the Rules and Regulations promulgated by the Board, Rules and Regulations, Title 46, Sections 165A, 307A and 325 et seq.

In attendance, at the Pre-hearing Conference were Respondent, Elaine Williams, P.T.; the Complainant, Becky Lege', P.T.; and Michael A. Tomino, Jr., attorney for Board.

Upon consideration and discussion and evidence presented at the Conference and thereafter to the Board, this Consent Order, effective May 25, 2000, is voluntarily entered into by and between Respondent, Elaine Williams, P.T. and the Board which was comprised of Sharon Toups, Pat Adams and Gail Pearce for the purposes of this proceeding.

FINDINGS OF FACT

1. Respondent, Elaine Williams, P.T., was a physical therapist possessing Louisiana License No. 00586 issued by the Board to practice physical therapy in the State of Louisiana in 1999 pursuant to the Physical Therapy Practice Act of Louisiana, LSA R.S. 37:2401 et seq.
2. Respondent failed to timely renew her license for the calendar year of 2000.
3. Respondent failed to annually renew on or before December, 31, 1999, by failing to submit to the Board the renewal fee prescribed by the Board's Rules and

Regulations. Respondent's check was received by the Board on or about January 3, 2000, however, the check was returned "NSF."

4. Respondent practiced physical therapy while employed at Meadowrest Hospital beginning on or about January 1, 2, 5-10, 13 and 14, 2000.

5. Respondent practiced physical therapy in the State of Louisiana without a license issued by the Board beginning on or about January 1, 2, 5-10, 13 and 14, 2000.

6. Respondent failed to timely renew her license to practice physical therapy for the calendar year 2000 in violation of the Physical Therapy Practice Act of Louisiana and the Rules and Regulations promulgated by the Board.

CONCLUSIONS OF LAW

7. Respondent unlawfully practiced, held herself out, or designated herself, as a physical therapist without a license duly issued by the Board. LSA R.S. 37:2402A, 37:2414(2) and 37:2413A(1); and Rules and Regulations, Title 46, Sections 307A and 325 et seq.

8. Respondent unlawfully practiced physical therapy without timely renewing her 2000 license prior to the deadline establish by law for such renewal. LSA R.S. 37:2407A and 37:2413A(1); and Rules and Regulations, Title 46, Sections 165A and 325 et seq.

9. Respondent's violations of the provisions of the Physical Therapy Practice Act of Louisiana and the Rules and Regulations promulgated thereto constitute lawful grounds for the Louisiana State Board of Physical Therapy Examiners, upon due notice of hearing and proof of such violations, to suspend or revoke Respondent's license or other disciplinary action as provided by law. LSA R.S. 37:2402A, 37:2407A, 37:2414(2) and 37:2413A(1); and Rules and Regulations, Title 46, Sections 165A, 307A and 325 et seq.

DECISION

Based upon the foregoing Findings of Fact, Respondent and the Board, by vote of the quorum, mutually agree to the following:

1. Respondent shall pay \$250.00 lump sum to the Board as an agreed upon fine in this matter.

2. Within five (5) days of the effective date of this Consent Order, Respondent shall submit a signed Affidavit to the Board that she has read the Physical Therapy Practice Act of Louisiana and the Rules and Regulations promulgated thereto.

3. Respondent shall pay the costs associated with this proceeding.

4. Respondent's failure to comply with any of the terms of this Order shall be deemed just cause for the suspension or revocation of Respondent's licensure, or any other disciplinary action, as if such violation were enumerated among the causes provided in LSA R.S. 37:2413 and the Rules and Regulations by the Board.

5. The existence and terms of this Consent Order will not be confidential or privileged information.

6. Respondent hereby releases the Board, its representatives and attorney from any obligations or liability in their endeavors to administer this Consent Order.

7. The effective date of this Consent Order shall be May 25, 2000, if Respondent executes and returns the Consent Order to the Board within five (5) days of her receipt of same.

8. Upon timely receipt by the Board of Respondent's signed Consent Order, payment of the \$250.00 fine, payment of costs associated with this proceedings, and Affidavit that she has read the Physical Therapy Practice Act and the Rules and Regulations, the Board shall thereafter issue a license to practice physical therapy to Respondent for 2000.

9. Upon Respondent timely complying with the requirements set forth in Paragraph 8, her licensure to practice physical therapy for 2000 shall be considered renewed and reinstated effective January 1, 2000.

10. Respondent declares that, before signing this Consent Order, she has carefully read this document, she knows and understands the contents thereof, she signs it as an act of her own free will, she understands its meaning and effect, she has had the opportunity to retain counsel if she so chose, she waives all rights to a formal public hearing and she consents to this Order.

THUS DONE AND PASSED, on the 30 day of May, 2000, at the City of Gretna, Parish of Jefferson, Louisiana., in the presence of the two undersigned competent witnesses, who hereunto sign their names with Appearer and me, Notary, after due reading of the whole.

WITNESSES:

Teresa Myers

Michelle Higgins

Elaine Williams, PT
Elaine Williams, P.T.

Max Chitto

Notary Public

AGREED TO AND ACCEPTED this 25th day of May, 2000.

LOUISIANA STATE BOARD OF
PHYSICAL THERAPY EXAMINERS

Sharon A. Toups, P.T.
Sharon Toups, P.T.



State of Louisiana
 DEPARTMENT OF HEALTH AND HOSPITALS
 Board of Physical Therapy Examiners

714 EAST KALISTE SALOOM ROAD, SUITE D-2
 LAFAYETTE, LA 70508
 337/262-1043
 FAX 337/262-1054

RECEIVED
 JUN - 1 2000
 BY: _____

In the Matter of
ELAINE WILLIAMS, P.T.
License No. 00586
Respondent

- **WAIVER OF RECUSSAL**
 - -----
 - **ADMINISTRATIVE CASE NO.**
 - **2000-009**

I, Elaine Williams, P.T., as a condition precedent to entering into a proposed Consent Order with the Louisiana State Board of Physical Therapy Examiners (the "Board"), hereby acknowledge and understand that upon submission of the proposed Consent Order to the Board which is recommended by the Complainant, Becky Lege', P.T. and Michael A. Tomino, Jr., attorney for the Board, certain information may be presented to the Board with regards to the details of my case. It is further acknowledged and understood that in the event the Board is not agreeable to enter into the proposed Consent Order and an Administrative Hearing is conducted as currently scheduled, the Board which will be presiding over my case will possibly have heard information which may later be submitted at the scheduled hearing. If such hearing occurs, it is the purpose of this Waiver of Recusal to waive any rights that I may have to recuse or remove any or all members of the Board for the purposes of Administrative Hearing in the event the proposed Consent Order is not agreed to by the Board or if I withdraw my consent to the Consent Order prior to its final approval.

I understand my rights and the effect of this Waiver of Recusal and hereby enter into it voluntarily.

New Orleans, Louisiana, this 30th day of May, 2000.

Elaine Williams, P.T.
 Elaine Williams, P.T.



State of Louisiana
DEPARTMENT OF HEALTH AND HOSPITALS
Board of Physical Therapy Examiners

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AFFIDAVIT

STATE OF LOUISIANA

PARISH OF Jefferson

BEFORE ME, the undersigned authority, personally came and appeared, ELAINE WILLIAMS, P.T., who after being first duly sworn did depose and say: she has read and understands the Physical Therapy Practice Act of Louisiana and the Rules and Regulations.

Elaine Williams, P.T.
ELAINE WILLIAMS, P.T.

SWORN TO AND SUBSCRIBED BEFORE ME
on this 30 day of May, 2000.

Max Chetto
Notary Public

MONEY ORDER



CAMPUS FEDERAL

433498903

Payable at Norwest Bank Grand Junction
Downtown, N.A., Grand Junction, Colorado
82-401021

PAY EXACTLY
NOT GOOD OVER \$1,000

C. F. C. U. 250 DOLS 00 CTS
BRANCH-02

DATE 5/30/00

PAY TO THE ORDER OF La. State Board of P.T. Examiners

4720 Marjorie Lane W.O., La 70122
PURCHASER'S ADDRESS

Elaine K. Williams

PURCHASER, BY SIGNING YOU AGREE
TO THE TERMS ON THE REVERSE SIDE.

Issued by Integrated Payment Systems Inc., Englewood, Colorado

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