



Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board

Athletic Trainers Section
November 20, 2020
9:00 AM

Virtual meeting held via Microsoft Teams

Members Present

Trevor Bates, Chair
Benjamin Burkam MD, Secretary
Hollie Kozak
Gary Lake
Jeff Sczpanski

Staff Present

Melissa Anthony, Executive Director
Jeffery Duvall, Supervisor Enforcement Division
Jan Hills, Executive Assistant
Mai Vo, Licensure

Legal Counsel

Emily Pelfrey, AAG
Cheryl Hawkinson, AAG

Guests

Gerald Rishel, OATA

Call to Order

Trevor Bates, Chair, called the meeting to order at 9:08 AM.

Approval of Minutes

Gary Lake made a motion, second by Jeff Sczpanski to approve the September 11, 2020 and October 7, 2020 minutes as submitted. Motion passed.

Executive Director's Report

- Budget- currently in a decline because of extension of expiration dates due to COVID-19. Email, postcard, newsletter and social media reminders are being sent and posted.
- Several tickets are pending in eLicense.
- Expenses are as expected, with a substantial increase in rent being anticipated.
- Enforcement Investigator position has been approved for posting.
- Several bills in the Senate including license reciprocity, Fresh Start, and telehealth bill which needs language cleaned up.
- Licensure reciprocity,
- Budget- increase in rent- Riffe working on renewed space planning efforts,
- Riffe does maintain 24 hour security.
- Still working remotely. Jabber has allowed staff to answer calls and provide prompt customer service.

Special Orders

Gary Lake made a motion, second by Hollie Kozak to nominate Trevor Bates as Chair. Motion passed.

Discussion of Law and Rule Changes

Concussion rule

Hollie Kozak moved that the Executive Director may post rule 4755-43- 13, youth sports concussion and head injury assessment and clearance, for early stakeholder outreach. Gary Lake seconded the motion. Motion passed.

Jeff Sczpanski moved that the executive director file a response to the CSI recommendation on the military licensure rules, 4755-43-05 and 4755- 43-12 and file the rule with the Joint Committee on Agency Rule Review. Gary Lake seconded the motion. Motion passed.

Hollie Kozak made the motion that the section approve the requested CE waivers and extend the deadline until December 1, 2020. Gary Lake seconded the motion. Motion passed.

Laws and rules documents have been updated

- FYI – Updates posted on website

Licensure Applications

Gary Lake moved that the Athletic Trainers Section ratify, as submitted, the athletic training licenses issued by examination, endorsement, and reinstatement by the Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board from September 12, 2020 through November 20, 2020, taking into account those licenses subject to discipline, surrender, or non-renewal. Second by Jeff Sczpanski. Motion passed.

Athletic Trainers by Examination- 10

Rachel Marie Amos
Savannah D Delgado
Hannah Nicole Gilles
Cadee Gooden

Corall Skie Hjert
Justine M Mitchell
Anne Marie Paquette
Erin Riley

Katlyn Trimmer
Mariah Aubriauna Woodward

Athletic Trainers by Endorsement- 9

Jessica Christine Brockman
Stephanie Brookens
Logan Chowning

Courtney DeSorbo
Cory Tyler Donley
Shanice Jean Johnson

Brittany Janelle Minniear
Kaylee Jane Newman
Megan P Williams

Gary Lake recommended that the Section grant the application withdrawal request for AT examination/endorsement/reinstatement applications on file with the Board on November 20, 2020, based on the documentation provided. Second by Hollie Kozak. Motion passed.

AT Withdrawals- 1

Anne Paquette AT APP-000396673

Enforcement Report

“New” cases opened since the last meeting: 2
Cases closed at the last meeting: 1
Cases “currently open”: 11
Active consent agreements: 0
Adjudication order being monitored: 1

Goldman Hearing

Good morning. My name is Hollie Kozak, Chairperson of the Athletic Trainers Section of the Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board. Let the record show that this proceeding was called to order at 10:05 AM on November 20, 2020, in an online board meeting held on Microsoft Teams.

Members of the Board present for the proceeding are:

Executive Director calls the roll

Trevor Bates- yes
Ben Burkam- yes
Gary Lake- yes
Jeff Sczpanski- yes
Hollie Kozak- yes

It will be noted for the record that a majority of the members of the Board are present.

There will be one adjudication proceeding today. The proceeding is in the matter of **Megan Webb, case number AT-20-054**. This proceeding shall be an affidavit-based adjudication relative to the Notice of Opportunity for

Hearing mailed to the respondent in the aforementioned case and believed to have been properly served according to the Administrative Procedures Act (Chapter 119. of the Ohio Revised Code). As the respondent declined to have a hearing in the case, this proceeding will be held before the Board pursuant to Goldman v. State Medical Board of Ohio. The individual named does not have the ability to present written or oral testimony today but may be present to hear the proceeding and outcome.

You have already received a sworn affidavit from the Board's Enforcement Division Supervisor, and the accompanying exhibits for the Goldman Proceeding in your Board packet. The affidavit contains the evidence and testimony upon which you will deliberate. Please take a few moments to review the evidence and testimony.

In lieu of a stenographic record being made, let the minutes reflect that the original sworn affidavit and exhibits shall be kept as the official record of the proceeding in the aforementioned matter in the Board office. I will now recognize Assistant AG, Ms. Pelphrey for the purpose of providing a brief synopsis of the case. Ms. Pelphrey you may present your case. Ms. Pelphrey provided the synopsis of the case.

Having heard Ms. Pelphrey's synopsis, may I now have a motion to admit the facts and exhibits outlined in the sworn affidavit in the aforementioned case into evidence. Jeff Sczpanski made a motion, seconded by Gary Lake. Motion passed. Hollie Kozak abstained.

There being no further evidence to come before the Board, this proceeding is now closed at 10:23 AM. The procedural and jurisdictional matters having been satisfied, we will now continue with the proceeding by deliberation on the sworn affidavit and exhibits. At this time, is there a motion to recess the meeting in order to go into private session for the purpose of quasi-judicial deliberation on **Megan Webb, case number AT-20-054** and to reconvene the meeting after deliberations are complete. Gary Lake made a motion, seconded by Jeff Sczpanski.

Executive Director Anthony called the roll

Trevor Bates- yes
Jeff Sczpanski- yes
Hollie Kozak- yes
Gary Lake- yes
Ben Burkam- yes

The Board requested the presence of Executive Director Missy Anthony and AAG Cheryl Hawkinson to join the private session. Hollie Kozak was recused from the executive session.

Meeting is recessed at 10:24 AM to enter private session for purpose of quasi-judicial deliberation.

The section came out of private session and reconvened the Board meeting at 11:18 AM.

The chair, Trevor Bates asked for a motion on the findings of fact, conclusions of law and order of the Section. Jeff Sczpanski made a motion, second by Gary Lake to accept the following findings of fact. Ms. Webb was served via certified mail on 10/15/2020 a Notice of Summary Suspension and Opportunity for Hearing. The Section finds the admitted exhibits and findings of fact that Ms. Webb engaged in an inappropriate sexual relationship with a minor and patient under her care. It is also noted for the record that Ms. Webb did not respond to the board regarding this Summary Suspension and Opportunity for Hearing. The minor patient in question was treated at a high school where Ms. Webb was assigned as an athletic trainer. Exhibits 5A and 5B will be placed under seal to protect the identity of the patient who was a minor. Motion passed. Hollie Kozak abstained.

After review of the evidence and testimony, the Board makes the following conclusions of law:

Ms. Webb is in violation of Ohio Revised Code sections 4755.64(A)(2), (A)(4) & (A)(5) and Administrative Code§ 4755-41(B)(1), (E)(4), and (E)(4)(b). Jeff Sczpanski moved that Ms. Webb's license to practice athletic training in the State of Ohio be revoked. Second by Gary Lake. Motion passed. Hollie Kozak abstained.

The Executive Director is hereby instructed to prepare an adjudication order to carry out the mandates of this Board and serve the order on **Megan Webb, AT005599, case number AT-20-054** in the manner prescribed by law. This concludes the matter of **Megan Webb, case number AT-20-054**.

AAG Report

None

OATA

Report given.

Open Forum

None

Old Business

None

Correspondence

None

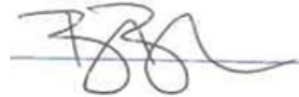
Adjournment

Motion to adjourn meeting by Hollie Kozak, second by Gary Lake. There being no further business and no objections, Trevor Bates adjourned the meeting at 11:22 AM.

Respectfully submitted,
Jan Hills



Trevor Bates, AT, Chair
Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board, AT Section



Dr. Benjamin Burkam, MD, Secretary
Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board, AT Section



Missy Anthony, Executive Director
Ohio Occupational Therapy, Physical Therapy
and Athletic Trainers Board