



RECEIVED  
 JUL 14 1999  
 BY: copied & gave  
 CNT 7-14-99  
 SH

State of Louisiana  
 DEPARTMENT OF HEALTH AND HOSPITALS  
**Board of Physical Therapy Examiners**  
 2014 WEST PINHOOK ROAD, SUITE 701  
 LAFAYETTE, LA 70508  
 318/262-1043  
 FAX 318/262-1054

<b>In the Matter of</b>	-	<b>CONSENT ORDER</b>
<b>YVETTE CURRIE, P.T.</b>	-	-----
<b>License No. 01922</b>	-	<b>ADMINISTRATIVE CASE NO.</b>
<b>Respondent</b>	-	<b>99-009 96I17</b>

A Formal Evidentiary Hearing was scheduled before the Louisiana State Board of Physical Therapy Examiners (the "Board") on June 24, 1999, to address alleged, specific violations of the Louisiana Physical Therapy Practice Act by the Respondent, Yvette Currie, P.T. ("Currie"), 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. 37:2413 A (1) and 37:2414 (4); "implementing physical therapy treatment without a physician referral," LSA R.S. 37:2410 A; and for violating the Rules and Regulations promulgated by the Board, Rules and Regulations, Title 46, Sections 305B and 325 et seq.

In attendance, at the Pre-hearing Conference were Respondent, Yvette Currie, P.T.; the Complainant, Gail Pearce, 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 June 24, 1999, is voluntarily entered into by and between Respondent, Yvette Currie, P.T. and the Board which was comprised of Sharon Toups, Paul A. Lamothe, Jr. and Becky Lege' for the purposes of this proceeding.

**FINDINGS OF FACT**

1. Respondent, Yvette Currie, P.T., is a physical therapist possessing Louisiana License No.01922 issued by the Board to practice physical therapy in the State of Louisiana pursuant to the Physical Therapy Practice Act of Louisiana for all pertinent times, more particularly, 1998 and 1999. LSA R.S. 37:2401 et seq.
  
2. Respondent practiced physical therapy at Sisters of Charity, Schumpert Health System, located in Shreveport, Louisiana at pertinent times, more particularly July 4, 1998.

3. Sisters of Charity, Schumpert Health System is now legally referred to as Christus-Schumpert Health System.

4. Respondent unintentionally allowed one or more technicians under her supervision to provide physical therapy services to two inpatients on July 4, 1998. No injury was noted in either case.

5. In both inpatient cases treatment was intended for a patient in the same room number, but the designated patient had been discharged the previous evening.

6. In both inpatient cases another patient's records were in the chart other than the designated patient on the weekend treatment list.

7. There was no intentional misconduct on the part of Respondent regarding the subject matter of this proceeding.

8. The patients were not billed for the services provided by Respondent.

#### **CONCLUSIONS OF LAW**

9. It is unlawful for a person licensed to practice physical therapy to violate any of the provisions of the Physical Therapy Practice Act and the Rules and Regulations promulgated by the Board. LSA R.S. 37:2413 A (1) and 37:2414(4); and Rules and Regulations, Title 46, Sections 305 and 325 et seq.

10. 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. 37:2413 A(1), 37:2410 A and 37:2414 (4); and Rules and Regulations, Title 46, Sections 305B and 325 et seq.

#### **DECISION**

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

1. This Consent Order shall be a "Reprimand" to Respondent from the Board regarding her conduct.

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 June 24, 1999, if Respondent executes and returns the Consent Order to the Board within five (5) days of her receipt of same.

8. 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 12 day of July, 1999, at the City of Shreveport, Parish of Caddo, 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:

Sheryl T. Brown  
Judith M. Ware

Yvette Currie, P.T.  
Yvette Currie, P.T.

Jean G. Floyd

**Notary Public**

Jean G. Floyd, Notary Public  
Bossier Parish, Louisiana