
In the Matter of
RODERICK S. BOYD, P.T.
License No. 04538R
Respondent

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CONSENT ORDER

ADMINISTRATIVE CASE NO.
2002-05

A Formal Evidentiary Hearing was scheduled before the Louisiana State Board of Physical Therapy Examiners (the "Board") on April 25, 2002, to address alleged, specific violations of the Louisiana Physical Therapy Practice Act by the Respondent, Roderick S. Boyd, P.T. ("Boyd"), 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, Roderick S. Boyd, P.T.; the Complainant, Pat Adams, 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 April 25, 2002, is voluntarily entered into by and between Respondent, Roderick S. Boyd, P.T. and the Board which was comprised of Gail Pearce, Becky Lege', Mark Brown and Dr. Eric Bicknell for the purposes of this proceeding.

FINDINGS OF FACT

1. Respondent, Roderick S. Boyd, P.T., was a physical therapist possessing Louisiana License No. 04538R issued by the Board to practice physical therapy in the State of Louisiana in 2002 pursuant to the Physical Therapy Practice Act of Louisiana, LSA R.S. 37:2401 et seq.

2. Respondent failed to timely renew his license for the calendar year of 2002.

3. Respondent failed to annually renew on or before December, 31, 2001. Respondent's application for renewal was received by the Board on or about January 3, 2002.

4. Respondent practiced physical therapy while employed at Concentra Medical Centers on or about January 1 through January 9, 2002.

5. Respondent practiced physical therapy in the State of Louisiana without a license issued by the Board on or about January 1 through January 9, 2002.

6. Respondent failed to timely renew his license to practice physical therapy for the calendar year 2002 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 himself out, or designated himself, 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 his 2002 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. On the effective date of this Consent Order, Respondent shall pay \$250.00 lump sum to the Board as an agreed upon fine in this matter.

2. On the effective date of this Consent Order, Respondent shall pay \$750.00 lump sum to the Board for administrative costs in this matter.

3. On the effective date of this Consent Order, Respondent shall submit a signed Affidavit to the Board that he has read the Physical Therapy Practice Act of Louisiana and the Rules and Regulations promulgated thereto.

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 April 25, 2002.

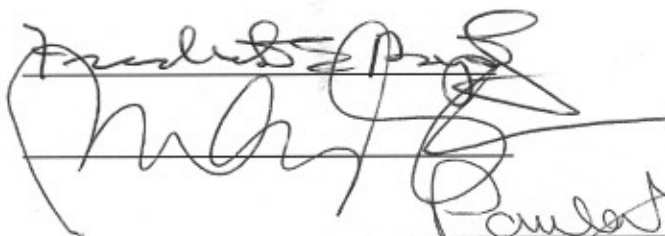
8. Upon timely receipt by the Board of Respondent's signed Consent Order, payment of the \$250.00 fine, \$750.00 payment of costs associated with this proceedings, and Affidavit that he has read the Physical Therapy Practice Act and the Rules and Regulations, the Board shall thereafter issue a license to practice physical therapy to Respondent for 2002.

9. Upon Respondent timely complying with the requirements set forth in Paragraph 8, his licensure to practice physical therapy for 2002 shall be considered renewed and reinstated effective January 1, 2002.


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

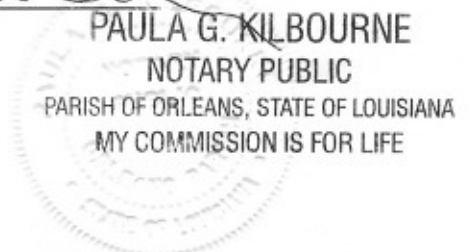
THUS DONE AND PASSED, on the 20th day of April, 2002, at the City of Cretz, Parish of Jefferson, Louisiana., in the presence of the two undersigned competent witnesses, who hereunto sign their names with Appearer and me, Notary, after due reading of the whole.

WITNESSES:




Roderick S. Boyd, P.T.


Notary Public



AGREED TO AND ACCEPTED this 25 day of April, 2002.

LOUISIANA STATE BOARD OF
PHYSICAL THERAPY EXAMINERS

Becky Lege'
Becky Lege', P.T.

AFFIDAVIT

STATE OF LOUISIANA

PARISH OF Jefferson

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

Roderick S. Boyd P.T.
RODERICK S. BOYD, P.T.

SWORN TO AND SUBSCRIBED BEFORE ME

on this 20th day of April, 2002.

Paula G. Kilbourne
Notary Public

PAULA G. KILBOURNE
NOTARY PUBLIC
PARISH OF ORLEANS, STATE OF LOUISIANA
MY COMMISSION IS FOR LIFE