

IN THE MATTER OF

*

BEFORE THE

ASHLEY A. WILKINSON, PTA

*

LOUISIANA PHYSICAL THERAPY BOARD

Respondent

*

CASE NUMBER 2014-I-006

License Number: A7142

*

* * * * *

ORDER FOR SUMMARY SUSPENSION

OF LICENSE TO PRACTICE PHYSICAL THERAPY

The Louisiana Physical Therapy Board (the "Board") hereby **SUMMARILY SUSPENDS** the license of Ashley A. Wilkinson, PTA (the "Respondent") (D.O.B. 11/19/1982), license number A7142, to practice physical therapy in the state of Louisiana. The Board takes such action pursuant to its authority under Louisiana Physical Therapy Board Rule §379.A. and La. Rev. Stat. §49:961(C) concluding that the public health, safety or welfare imperatively requires emergency action.

INVESTIGATIVE FINDINGS

Based on information received by, and made known to the Board, and the investigatory information obtained by, received by and made known to and available to the Board, including the instances described below, the Board has reason to believe that the following facts are true.

1. At all times relevant hereto, the Respondent was and is licensed to practice physical therapy in the state of Louisiana. The Respondent was originally licensed to practice physical therapy in Louisiana on April 24, 2007. At the time of this Order, the Respondent does not hold a physical therapy assistant license in any other states.
2. The Respondent entered into an agreement with the Board by signing a Consent Order on May 21, 2014 in relation to taking a patient's pain medications while at the patient's home during a home health visit.

3. The effective Consent Order included a six (6) month suspension period beginning with the date that the Consent Order is agreed and accepted as an action of the Board. Following the suspension period, the Respondent would be placed on probation for a period of five (5) years beginning with the date the Board's reinstatement of Respondent's PTA license.
4. Order item "C" states that during the suspension and probationary period, the Respondent "shall abstain from the use of and ingestion by any means of any controlled dangerous substance." Furthermore, item "H" states that if any drug test of Respondent results in a positive finding for any controlled dangerous substance, Respondent's license shall be subject to further disciplinary action.
5. On June 8, 2014, September 27, 2014 and November 6, 2014 the Respondent failed to check-in with the drug screening company as required by the Consent Order.
6. On August 4, 2014, the Respondent tested positive for Tramadol, which was a medication that was not prescribed to her. On August 20, 2014, the Respondent met with the Investigative Committee to discuss the positive drug test. The Respondent explained to the committee that she took the medication to alleviate soreness and claimed that her boyfriend has a valid prescription.
7. On August 21, 2014 and March 30, 2015 the Respondent was reported as a "no show" for a test with Affinity.
8. On January 6, 2015, the Respondent entered into a Participation Agreement with the Board in compliance with Order item "D" of her Consent Order.
9. The alcohol and substance abuse requirements of the Participation Agreement include full cooperation with daily phone calls to a screening company, as well as drug and alcohol screens. The Respondent also agrees to totally abstain from alcohol and any mood altering drugs or substances unless appropriately prescribed.

10. The Respondent agreed to full compliance of the Participation Agreement and acknowledges that failure to comply with the terms and conditions can form the basis for disciplinary action.
11. On May 15, 2015 the Respondent was randomly selected for a urine test and tested positive at 11:56am for EtG/EtS LC/MS/MS, Ethyl Glucuronide, Ethyl Clucuronide LC/MS/MS, Ethyl Sulfate, and Ethyl Sulfate LC/MS/MS. The Ethyl Glucuronide LC/MS/MS result was 4610, which is nine (9) times higher than the cutoff level of 500. The Ethyl Sufate LC/MS/MS result was 461, which is six (6) times higher than the cutoff level of 75.
12. On May 25, 2015 the test results of the positive urine screen were reported to the Board.
13. On May 26, 2015, the Board's Executive Director, Charlotte Martin spoke with the Respondent to inquire about the positive urine screen. The Respondent admitted to drinking alcohol and denied knowing that alcohol consumption is prohibited during the probationary period. Mrs. Martin read the Participation Agreement terms to the Respondent and the Respondent stated that it was her understanding that the terms were generic and that it is her understanding that only drugs are prohibited.
14. On May 27, 2015 the Board met at the regularly scheduled Board meeting. Mrs. Martin reported to the findings of the positive drug screen and the claimed misunderstanding of the Respondent. The Board determined that the Respondent has been in direct, indisputable violation of her agreement two times with positive drug screens after agreeing to abstain from drugs and alcohol. The Board determined that the protection of the health and safety of the public urgently requires action and that the agreement signed by the Respondent specifically allows for emergency action during the probationary period. The board voted to take emergency action and summarily suspend the Respondent's license.

CONCLUSION OF LAW

Based on the foregoing facts, the Board concludes that the public health, safety or welfare imperatively require emergency action in this case, pursuant to the Louisiana Physical Therapy Board Rule §379.A. and La. Rev. Stat. §49:961(C).

ORDER

Based on the foregoing, on the 27th day of May 2015, by a majority of the quorum of the Board:

ORDERED that pursuant to the authority vested by the Louisiana Physical Therapy Board Rule §379.A. and La. Rev. Stat. §49:961(C) the Respondent's license to practice physical therapy in the state of Louisiana be and is hereby **SUMMARILY SUSPENDED**; and be it further

ORDERED that an Administrative Complaint be filed on an expedited basis and a post-deprivation hearing thereon in accordance with law be scheduled for Wednesday, July, 22, 2015 at 8:00am at the Louisiana Physical Therapy Board, 102 Fairlane Drive, Lafayette, LA 70507; and be it further

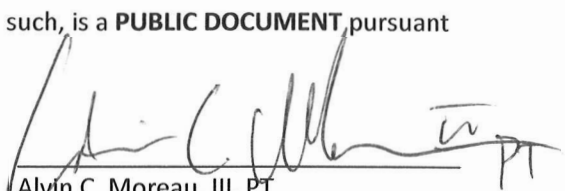
ORDERED that on presentation of this Order, the Respondent **SHALL SURRENDER** to the Board's Executive Director, the following items:

- (1) The Respondent's original Louisiana License A7142; and
- (2) The Respondent's current wallet license

ORDERED that a copy of this Order of Summary Suspension shall be filed with the Board; and be it further

ORDERED that this is a Final Order of the Board and, as such, is a **PUBLIC DOCUMENT** pursuant to law.

4/9/15
Date


Alvin C. Moreau, III, PT
Board Chairman
Louisiana Physical Therapy Board

IN THE MATTER OF:

ASHLEY A. WILKINSON, PTA
License Number A7142)
Respondent

2014-I-006

**NOTICE OF
SUMMARY SUSPENSION
OF PHYSICAL THERAPY LICENSE**

To: Ashley A. Wilkinson, PTA
3224 Van Cleave Drive
Meraux, LA 70075

PLEASE TAKE NOTICE that the Louisiana Physical Therapy Board (the "Board") pursuant to the authority vested in it by Louisiana Physical Therapy Board Rule §379.A and La. Rev. Stat. §49.961(C) has issued an Order of Summary Suspension, suspending the license of Ashley A. Wilkinson, PTA, effective immediately.

Lafayette, Louisiana, this _____ day of June 2015.

LOUISIANA PHYSICAL THERAPY BOARD

By: _____

Charlotte F. Martin
Executive Director