

STATE OF LOUISIANA

PARISH OF LAFAYETTE

AGREEMENT

BE IT KNOWN, that on September 27, 2001, the Louisiana State Board of Physical Therapy Examiners, through its Chairman, Gail M. Pearce, P.T., hereinafter referred to as "the Board"; and Juanita Seruntine, Social Security Number _____ a person of the full age of majority and resident of Slidell, Louisiana, hereinafter referred to as "Seruntine," voluntarily entered into this Agreement.

The Board is mandated by the Physical Therapy Practice Act, LSA R.S. 37:2401 et seq., to regulate the practice of physical therapy in order to insure the health, welfare and safety of the consuming public. The Board accomplishes this function by verifying the credentials and character of applicants for licensure as physical therapists or physical therapist assistants in Louisiana.

Seruntine is an applicant for initial licensure as a physical therapist assistant before the Board. Seruntine has, or will, timely graduate from an accredited institution in Louisiana. She currently possesses a temporary permit issued by the Board. Seruntine has submitted her application for initial licensure and in doing so notified the Board of three (3) convictions for "driving while intoxicated" rendered in City Court of Slidell, Louisiana as follows: (1) Docket No. 1995 KS03816; (2) Docket No. 1997 KS01695; and (3) Docket No. 1998 KS 00286. The Disposition Reports have been obtained and reviewed from City Court of Slidell which verify that Seruntine did satisfactorily serve all of the terms of her sentences regarding

the three (3) offenses. The probationary terms of the third, and last offense, were satisfactorily completed, effective July 31, 2001. The three (3) offenses were not felony offenses, whether viewed singularly or collectively.

Seruntine swears under oath that she is not, and has not since her last conviction, been habitually intemperate or addicted to the use of habit forming drugs. At the time this Agreement is entered into by the parties, the Board is not aware of any evidence which would contradict Seruntine's sworn statement on this issue.

In an effort to ultimately issue Seruntine a license to practice physical therapist assisting, after she successfully passes the licensure examination, and for the Board to properly discharge its duty in protecting the public, the following terms are voluntarily agreed upon by Seruntine and the Board:

1.

Random drug/alcohol testing will be required of Seruntine for a two (2) year period beginning October 1, 2001 through September 30, 2003. Expenses for the testing will be paid by Seruntine and she must report for testing at a facility approved by the Board within twenty-four (24) hours notice from the Board regarding same. The type of test to be performed will be of such a nature as to satisfy the Board as to Seruntine's compliance with the terms and intent of this Agreement.

2.

With regards to the two (2) year term, the Board will review at the end of the first year, the present progress of Seruntine in order to consider potentially removing the

requirement for random drug/alcohol testing. There is no guarantee that the requirement will be removed for the second year, however, an incentive is being made available to Seruntine.

3.

The Board or its designated representative shall visit the work site or sites of Seruntine, unannounced, in order to observe her in her environment and her medical records documentation. Such visits will not be intended to be intrusive in the workings of the facility or Seruntine's job duties and it shall be Seruntine's obligation to notify the facility of the work site visits prior to her commencement of work at such facility, as well as notify the Board of the identity and location of each work site.

4.

Seruntine's failure to comply with any of the terms of this Agreement, or should she test positive regarding the random drug/alcohol testing, shall be deemed just cause for the suspension or revocation of Seruntine's license or any other disciplinary action, as if such violation were enumerated among the causes provided in LSA R.S. 37:2413 and the Rules promulgated by the Board.

5.

During the entire two (2) year term, Seruntine is to be available for meetings with the Board or a representative committee of the Board upon reasonable notice.

6.

At the end of the two (2) year term, Seruntine shall meet the Board or representative committee of the Board to discuss compliance with this Agreement.

7.

If Seruntine ceases to practice physical therapist assisting in Louisiana, or does not practice continuously, for the term set forth in this Agreement, the effect of the random drug/alcohol testing, shall be suspended for the duration of the cessation. Seruntine may timely petition the Board in writing for review of this matter on the basis of personal hardship or other necessitous circumstances. The Board in its discretion may alter the terms of this provision depending upon the facts of the matter. "Timely" shall mean prior to the cessation or within five (5) days after the commencement of the cessation.

8.

Seruntine hereby releases the Board, its representatives and attorney for any other obligations or liability in their endeavors to administer this Agreement.

9.

The effective date of this Agreement if accepted by the Board shall be October 1, 2001.

10.

Respondent declares that, before signing this Agreement, 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 Agreement.

THUS DONE AND PASSED, on the 27th day of September, 2001, at the City of Lafayette, Parish of Lafayette, 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:

Eric B. Bunkley

Juanita Seruntine

Juanita Seruntine

Pat Adams, PT

Michael [Signature]

Notary Public

AGREED TO AND ACCEPTED this 27th day of September, 2001.

LOUISIANA STATE BOARD OF
PHYSICAL THERAPY EXAMINERS

Gail M. Pearce, P.T.

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