

ANNE MILGRAM
ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street, Fifth Floor
Post Office Box 45029
Newark, New Jersey 07101
Attorney for the State Board of
Physical Therapy Examiners

FILED
BOARD OF PHYSICAL THERAPY


By: Carmen A. Rodriguez
Deputy Attorney General
(973) 648-3696

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF PHYSICAL THERAPY EXAMINERS

| | | |
|---------------------------------|---|------------------------------|
| IN THE MATTER OF | : | |
| | : | <u>Administrative Action</u> |
| | : | |
| | : | |
| WILLIAM LLOYD, JR., P.T. | : | |
| License NO:40QA00361300 | : | CONSENT ORDER |
| | : | |
| LICENSED TO PRACTICE | : | |
| PHYSICAL THERAPY IN | : | |
| THE STATE OF NEW JERSEY | : | |

This matter came before the New Jersey State Board of Physical Therapy Examiners (hereinafter referred to as the "Board") upon the Board's random audit of licensed physical therapists and physical therapist assistants pursuant to N.J.A.C. 13:39A-9.4(d) who submitted license renewal applications to engage in the practice of physical therapy for the 2008-2010 biennial renewal period.

The renewal applications submitted by licensed physical therapists and physical therapists assistants included an acknowledgment regarding whether or not the licensees had completed thirty (30) continuing education credits during the period from February 1, 2006 through January 31, 2008 as required for the 2008-2010 biennial license renewal period pursuant to N.J.S.A. 45:9-37.18(a)10 and N.J.A.C. 13:39A-9.1 et. seq.

In response to the Board's audit, William Lloyd, Jr., P.T. (hereinafter referred to as the "Respondent") submitted documentation indicating completion of a course sponsored by Mercy Rehab Association entitled "Strength and Power Training for Seniors Frail to Fit," taken on November 4, 2006 for seven and a half (7.5) continuing education credits, a course sponsored by 3B Orthopedics entitled "8th Annual Sports Medicine Symposium," taken on June 8, 2007 for six (6) continuing education credits, a course sponsored by the Univeristy of Delaware entitled "38th Annual Medical Aspects of Sports," taken on February 3, 2007 for eight (8) continuing education credits. In addition, the respondent completed a CPR course taken for four (4) continuing education credits.

Upon a review of the respondent's submissions, the Board found that the courses were not pre-approved by the Board. For courses not pre-approved by the Board, proof of attendance, a course outline, and a curriculum vitae for each lecturer must be

provided to obtain credit pursuant to N.J.A.C. 13:39 A-9.3 (g) and N.J.A.C. 13:39 A-9.6 (a) upon audit. In a letter dated August 18, 2008, the Board informed the respondent of the missing documentation and requested the required information by October 1, 2008. In a response dated September 24, 2008, the respondent stated that he was submitting as much information as possible to comply with the Board's request.

Upon review, the Board found that for the course sponsored by Mercy Rehab Association, no course outline was provided and a curriculum vitae was only provided for one lecturer. The curriculum vitae for each lecturer must be provided in order to obtain credit. For the courses sponsored by the University of Delaware and 3B Orthopedics, the respondent provided acceptable course outlines but failed to provide a curriculum vitae for each lecturer. In addition, the Board found that the CPR course is only worth two (2) continuing education credits.

Based upon all the available information reviewed, the Board found that the respondent has completed two (2) of the required continuing education credits within the specified time period. The Respondent's conduct in failing to obtain thirty (30) continuing education credits in the period from February 1, 2006 through January 31, 2008 establishes a basis for disciplinary action as the Respondent did not meet the requirements for renewal of his license to practice physical therapy as he failed

to obtain the requisite thirty (30) continuing education credits within the two years preceding the renewal period as required by N.J.S.A. 45:9-37.34(d) and N.J.A.C. 13:39A-9.1 et. seq.

It appearing that the respondent desires to resolve this matter without further proceedings and waiving any right to a hearing, and the respondent acknowledging and not contesting the findings of fact and conclusion of law made by the Board; and the Board having been satisfied that the within resolution adequately protects the public health, safety and welfare; and for good cause shown:

ACCORDINGLY, IT IS ON THIS 10th DAY OF, February ~~2008~~ 2009

ORDERED that:

1. The Respondent's license to practice physical therapy, renewed on February 1, 2008 and in active status, will remain active on the condition that the Respondent submits documentation that he has satisfactorily completed an additional twenty eight (28) continuing education credits as required by N.J.S.A. 45:9-37.34(d) and N.J.A.C. 13:39A-9.1 et. seq. within sixty days (60) of the filing date of this order. Respondent may submit satisfactory proof of completion of continuing education courses relating to physical therapy which were not pre-approved by the Board for credit if the continuing education courses met

the requirements of N.J.A.C. 13:39A-9.3(a) and the provider meets the requirements of N.J.A.C. 13:39A-9.6. Failure to comply with this condition within the stated time period will result in the automatic and immediate suspension of the Respondent's license to practice physical therapy in New Jersey without further order until such time as respondent submits satisfactory proof of completion of all required credits.

2. The twenty eight (28) continuing education credits taken as part of this action shall not qualify to fulfill the mandatory continuing education requirements for the 2010-2012 renewal period pursuant to N.J.A.C. 13:39A-9.2(d).

3. Respondent is cautioned in the future to obtain the requisite continuing education courses within the preceding renewal period as required by N.J.S.A. 45:9-37.34(d) and N.J.A.C. 13:39A-9.1 et. seq. and to carefully and truthfully complete all renewal applications

4. Respondent is hereby assessed a civil penalty in the amount of **\$1000.00** for his failure to obtain the thirty (30) continuing education credits within the preceding biennial licensure renewal period.

5. Payment shall be made by certified check or money order immediately upon accepting and signing of this Consent Order and sent to the attention of Lisa Petrowski, to the Board of Physical Therapy Examiners, P.O. Box 42014, Newark, New Jersey

07101.

6. Failure on the part of the respondent to pay the civil penalty timely or to comply with any of the terms of this Consent Order constitutes a violation of the Order, proof of which would constitute grounds for further disciplinary action by the Board.

NEW JERSEY STATE BOARD
OF PHYSICAL THERAPY EXAMINERS

By: Karen El Wilk PT, DPT 40QAC05760100
Karen Wilk, P.T.
Chair

I have read and understand the within
Consent Order and agree to be bound
by its terms. Consent is hereby given
to the Board to enter this Order.

William E. Lloyd, Jr., P.T.
William Lloyd, Jr., P.T.

DATED: