

APPROVED

**VIRGINIA BOARD OF PHYSICAL THERAPY
FORMAL ADMINISTRATIVE HEARING
MINUTES**

Tuesday, February 13, 2018 1:00 P.M.

**Department of Health Professions
9960 Mayland Drive, Suite #300
Henrico, Virginia 23233**

CALL TO ORDER: The Formal Administrative Hearing of the Board of Physical Therapy was called to order at 1:12 p.m.

MEMBERS PRESENT: Allen Jones, Jr., P.T., DPT, Chair
Tracey Adler, P.T., DPT
Mira Mariano, P.T., PhD, OCS
Elizabeth Locke, P.T., PhD
Susan Szasz Palmer, Citizen Member

BOARD COUNSEL: Erin L. Barrett, Assistant Attorney General

DHP STAFF PRESENT: Kathy Petersen, Senior Discipline Operations Manager
Candace Carey, Discipline Operations Assistant
Sarah Georgen, Licensing & Operations Manager

OTHERS PRESENT: Stuart Shaw
Kelsey Collier

COURT REPORTER: Crane-Snead and Associates

PARTIES ON BEHALF OF THE COMMONWEALTH: Julia Bennett, Assistant Attorney General
Mykl Eagan, Adjudication Specialist

COMMONWEALTH WITNESS: Stephanie Fried, DHP Senior Investigator

MATTER SCHEDULED: Walter M. Ward
P.T. Reinstatement Applicant
License No.: 2305-006157 - Suspended
Case No.: 180174

**ESTABLISHMENT OF A
QUORUM:**

With five (5) members of the Board present, a quorum was established.

DISCUSSION:

Mr. Ward did not appear before the Board in accordance with the Notice of Formal Hearing dated January 11, 2018, and he was not represented by counsel. Mr. Ward contacted the Board the morning of the hearing stating he would not be able to make it to the hearing. The Board considered this as a request for a continuance, which was objected to by the Commonwealth and denied by the Chair. The Board received evidence and sworn testimony from a witness called by the Commonwealth regarding the matters as set forth in the Statement of Allegations.

CLOSED SESSION:

Upon a motion by Tracey Adler, and duly seconded by Elizabeth Locke, the Board voted unanimously to convene a closed meeting at 1:43 p.m., pursuant to §2.2-3711 (A) (27) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Walter M. Ward, P.T. Reinstatement Applicant. Additionally, she moved that Ms. Barrett, Ms. Petersen, Ms. Carey and Ms. Georgen attend the closed meeting as their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations.

RECONVENE:

Upon a motion by Tracey Adler, and duly seconded by Elizabeth Locke, the Board unanimously voted to reconvene at 1:58 p.m.

CERTIFICATION:

Tracey Adler certified that the matters discussed in the closed session met the requirements of §2.2-3712 of the Code of Virginia. The Board reconvened in open session.

DECISION:

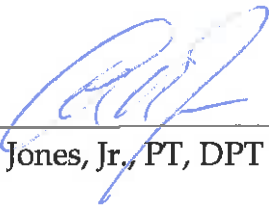
Upon a motion by Tracey Adler and duly seconded by Mira Mariano, the Board denied Mr. Ward's request for reinstatement to practice as a physical therapist in the Commonwealth of Virginia. It was further Ordered that his license be continued on indefinite suspension for a period of not less than twenty-four months.

VOTE:

The vote was unanimous.

ADJOURNMENT:

The Board adjourned at 2:07 p.m.



Allen Jones, Jr., PT, DPT
Chair

4-1-18

Date



Kathleen A. Petersen
Senior Discipline Operations Manager

4/1/18

Date