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In the Matter of  
ANNE SANDERS, P.T.  
License No. 0555  
Respondent

\* LOUISIANA STATE BOARD OF  
\* PHYSICAL THERAPY EXAMINERS  
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\* Case Number 2006-I055

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## CONSENT ORDER

Respondent Anne Sanders, a physical therapist licensed by the Board, is still under the terms of a Consent Order which she entered with the Board on December 18, 2004 which placed her license on probation for a three year period and which imposed other requirements on Respondent. Due to lack of timely compliance with the requirements of that Consent Order, Respondent was requested to meet with the Board at several of its monthly meetings during 2006. Respondent was also requested to participate in psychotherapy and a substance abuse evaluation, both of which were recommended in the psychological evaluation of Respondent by Rafael F. Salcedo, Ph.D., in February, 2005.

The psychotherapist to whom Respondent was referred, Robert D. Davis, Ph.D., provided a report to the Board of his session with Ms. Sanders, indicating apparent substance abuse issues and a total rejection by Ms. Sanders of participation in psychotherapy. A chemical dependency evaluation performed by William Hite, LAC, recommended treatment for alcohol dependency and enrollment in an intensive outpatient treatment program, attendance at twelve-step meetings, and abstention from all mood altering chemicals, including alcohol, indefinitely. Respondent was presented with these reports and met with the Board to discuss their recommendations.

Based on Ms. Sanders conduct in her meetings with the Board and the recommendations contained in reports from Dr. Salcedo, Dr. Davis and Mr. Hite, the Board initiated this complaint against Respondent and presented her with proposed sanctions based on recommendations in the evaluations. After consideration, Ms. Sanders rejected the proposed sanctions and a formal Administrative Complaint was filed with the Board and duly served upon Ms. Sanders in December, 2006. A hearing was initially scheduled for January 25, 2007, but was continued without date at Respondent's request pending consultations by her with counsel. She has now indicated, through counsel, that she is in agreement with a Consent Order to resolve Case 2006I055 on the terms set forth herein.

## FINDINGS OF FACT

1. Respondent has repeatedly failed to make timely payments to reimburse the Board for legal and investigative expenses arising out of Board case 2004I16 as she agreed to do in the Consent Order entered December 18, 2004. Consent Order, Decision D.
2. Respondent has failed to complete for 2005 and 2006 the continuing education courses in documentation, practice management and jurisprudence which she agreed to take in the Consent

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Order dated December 18, 2004 and which were not included in the waiver of regular continuing education requirements for 2005. Consent Order, Decision B.

3. Three professional evaluations have determined that Respondent has apparent psychological and substance abuse problems, but Respondent has denied prior to this Consent Order the need for on-going psychotherapy or treatment for substance abuse. Drs. Salcedo and Davis, Mr. Hite.

4. Respondent, prior to this Consent Order has repeatedly asserted to the Board and in the above-referenced evaluations that she has training and skills which are not reflected in her actual training and credentials and for which she is not licensed.

### CONCLUSIONS OF LAW

Respondent's conduct described above and otherwise reviewed in these continuing proceedings is subject to and/or in violation of the following provisions of law regarding her practice of physical therapy:

1. The Board has the authority to suspend or revoke a license which it has issued or place probationary conditions upon such license upon proof that the licensee has been negligent or incompetent in the practice of physical therapy, or who is habitually intemperate or is addicted to the use of habit forming drugs. La. R. S. 37:2413 and Board Rule 325.

2. Board Rules incorporate the Code of Ethics and Guide for Professional Conduct of the American Physical Therapy Association. Rules 305B and 331.

3. Respondent has breached the 2004 Consent Order by failing to make regular reimbursement payments to the Board, by failing to complete required continuing education courses in 2005 and 2006, and by refusing to comply, prior to this Consent Order, with recommendations for treatment from evaluating professionals.

### DECISION

Pursuant to the foregoing Findings of Fact and Conclusions of Law, and in order to avoid further administrative and judicial proceedings, Respondent and the Board, by vote of quorum, agree as follows:

A. Respondent's license as a physical therapist is suspended effective August 14, 2007 until reinstated by this Board.

B. Respondent will enroll in an intensive out-patient or, as suggested by a substance abuse professional, a substance abuse treatment program which has been approved in advance in writing by the Board Executive Director. Respondent shall authorize the Director of the outpatient treatment program to report in writing to the Board regarding Respondent's participation in treatment and her compliance with recommendations for program completion.

C. Respondent shall participate in aftercare programs and activities recommended for her long-term well-being and sobriety by the staff of the out-patient treatment program.

D. Respondent shall complete, no later than December 31, 2010, for each of the three years of probation under the 2004 Consent Order, continuing education courses in documentation,

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practice management and jurisprudence, in addition to the eight hours of clinical continuing education units required for maintaining her license. The documentation, practice management and jurisprudence courses shall be approved in advance by the Executive Director.

E. Respondent shall, no later than December 31, 2008, complete reimbursement of the \$3,000 in legal and administrative expenses which she agreed to pay in the 2004 Consent Order.

F. Respondent shall provide to the Board Executive Director written notification of her address, telephone numbers and email addresses within 10 days of any change in any of that information. If employed, Respondent shall include in her notification to the Board the name, address and phone contact information for her employer(s) as well as a description of the type(s) of work performed for that employer.

G. Respondent shall submit to and fully cooperate in follow-up psychological and substance abuse evaluations to be performed by professionals designated by the Board but not previously engaged in this case and shall reimburse the Board by December 31, 2008 for the expense of such evaluations. These evaluations are to be conducted no sooner than three months after completion of the outpatient treatment program and no later than six months after such completion. Respondent shall authorize the release of reports of these evaluations to the Board for their review and consideration.

H. Respondent shall meet with the Board, or with the Board's representative, whenever requested during the period of her license suspension and shall fully cooperate in providing information and documents requested in such meetings.

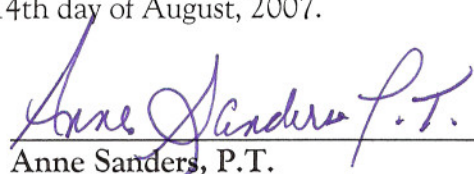
I. Upon satisfactory completion of the requirements of Paragraphs B, D, E, F, G and H, and upon proof of continuing commitment to the requirements of Paragraph C, the Board will promptly consider reinstatement of Respondent's physical therapist license, which shall not be withheld without good cause shown. The Board may determine that a period of probation is appropriate upon reinstatement of the license and establish other terms and conditions deemed by it to be appropriate. Such new arrangements would be the subject of a new Consent Order between Respondent and the Board, or be determined by the Board after a formal hearing.

J. Respondent declares that before signing this Consent Order she has carefully read this document, understands the contents, and freely consents to it as valid and binding upon her. She is aware of her right to a notice of hearing, to a formal administrative hearing and to judicial review of an administrative finding, and freely waives those rights. She has been represented by counsel and has reviewed this Consent Order and other options with her counsel.

K. Respondent acknowledges that the presentation to and consideration by the Board of this Consent Agreement, including presented documentary evidence and information, shall not unfairly or illegally prejudice or preclude the Board, or any of its members, from further participation in hearings or resolution of these proceedings; and

L. Respondent acknowledges that this Consent Order becomes effective only upon signature by the Board Chair.

SWORN TO AND SUBSCRIBED on this 14th day of August, 2007.

  
Anne Sanders, P.T.

AGREED AND ACCEPTED by official action of the Board, the 30<sup>th</sup> day of August, 2007,  
at Lafayette, Louisiana.

LOUISIANA STATE BOARD OF  
PHYSICAL THERAPY EXAMINERS

Barbara Adcock, P.T.  
Barbara Adcock, P.T., Chair

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