

IN THE MATTER OF
SHELLEY D. BROWN, P.T.A.
LICENSE NO. A3141

Respondent

* BEFORE THE MARYLAND
* STATE BOARD OF
* PHYSICAL THERAPY EXAMINERS
* Case No. PT 12-20

* * * * *

ORDER LIFTING SUSPENSION

On or about August 20, 2015, Shelley D. Brown, P.T.A., submitted an application to the Maryland Board of Physical Therapy Examiners (the "Board") for reinstatement of her license to practice limited physical therapy in Maryland, License No. A3141. Ms. Brown's license with the Board was suspended pursuant to a Pre-Charge Consent Order dated July 3, 2013. The Pre-Charge Consent Order provides that Ms. Brown may petition to lift the suspension after one year, provided that she first comply with a number of conditions, including participation in an intensive outpatient substance abuse treatment program. During the suspension period, Ms. Brown failed to renew her license. Upon receipt of her application, the Board ordered Ms. Brown to submit to an evaluation with a Board-approved substance abuse evaluator. The evaluator provided a report to the Board, in which he recommended that Ms. Brown be allowed to return to practice as a physical therapist assistant, subject to certain conditions incorporated below. On December 15, 2015, the Board, satisfied that Ms. Brown has complied with the terms of the Pre-Charge Consent Order, voted to lift the suspension and, upon reinstatement of Ms. Brown's license, place Ms. Brown on immediate probation with terms as set forth below.

ORDER

It is this 22nd day of December, 2015, by an affirmative vote of the Maryland Board of Physical Therapy Examiners, hereby:

ORDERED that the suspension of Ms. Brown's license be lifted; and be it further,

ORDERED that Ms. Brown's license be reinstated, provided that Ms. Brown first successfully comply with all the conditions of reinstatement listed in Md. Code Ann., Health Occ. § 13-312(a), including application and payment of fees; and be it further,

ORDERED that, upon reinstatement, Ms. Brown's license be placed on immediate PROBATION for THREE (3) YEARS, during which:

1. Ms. Brown shall attend a minimum of one weekly meeting of AA, NA, or other similar 12-step substance abuse support program, and provide proof of attendance to the Board; and

2. Ms. Brown shall submit to random, Board-ordered urines on a twice-monthly basis; and be it further,

ORDERED that after one (1) year of probation, Ms. Brown may petition the Board for modification of the probationary terms herein, provided that she has been fully compliant with the terms of probation and does not have any pending complaints filed against her; and be it further,

ORDERED that after three (3) years of probation, Ms. Brown may petition the Board to terminate probation, provided that she has been fully compliant with the terms of probation and does not have any pending complaints filed against her; and be it further,

ORDERED that all urine screens under this Order shall be:

1. Submitted by Ms. Brown within 24 hours of Board staff instructing her to submit a urine sample;

2. Submitted at a CLIA-certified laboratory; and

3. Negative for any controlled dangerous substance, narcotics, alcohol, or other

mood-altering substance, except as provided below; and be it further,

ORDERED that Ms. Brown shall abstain from the ingestion of controlled dangerous substances, narcotics, alcohol, or other mood-altering substances, except that Ms. Brown may ingest prescribed controlled dangerous substances for legitimate medical reasons under the following conditions:

1. Ms. Brown must be a bona fide patient of a licensed Maryland prescriber who is aware of this order;

2. The medication must be lawfully prescribed by Ms. Brown's physician or other authorized medical practitioner; and

3. Ms. Brown must provide the Board, in writing, within seventy-two (72) hours of receiving the medication:

- a. The name and address of the prescriber;
- b. The illness or medical condition diagnosed;
- c. The type, strength, amount, and dosage of the medication; and
- d. A signed statement consenting to the release of all medical information about Ms. Brown from the prescriber to the Board; and be it further,

ORDERED that Ms. Brown shall authorize the release of any and all medical records, substance abuse treatment records, and psychological/psychiatric records pertaining to the Ms. Brown to the Board in complying with the terms and conditions set forth herein; and be it further,

ORDERED that Ms. Brown shall at all times cooperate with the Board in the monitoring, supervision, and investigation of Ms. Brown's compliance with the terms and conditions of this Order; and be it further,


ORDERED that Ms. Brown's failure to fully cooperate with the Board shall be deemed a violation of the probationary terms and a violation of this Order; and be it further,

ORDERED that in the event the Board finds in good faith that Ms. Brown has violated any of the conditions of probation herein, or in the event the Board finds in good faith that Ms. Brown has committed a violation of Title 13 of the Health Occupations Article or regulations adopted thereunder, the Board may take further disciplinary action against Ms. Brown's license after notice and the opportunity for hearing; and be it further,

ORDERED that Ms. Brown shall bear any and all expenses associated with this Order; and be it further,

ORDERED that this is a formal order of the Maryland Board of Physical Therapy Examiners and as such is a public document pursuant to Md. Code Ann., General Provision § 4-333(b).

December 22, 2015
Date



Carlton Curry, Executive Director
for
Krystal Lighty, P.T.
Chair, Board of Physical Therapy Examiners