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**BEFORE THE MARYLAND  
BOARD OF PHYSICAL  
THERAPY EXAMINERS**

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## PRE-CHARGE CONSENT ORDER

## Background

On May 17, 2012, the Maryland Board of Physical Therapy Examiners (the “Board”) received an anonymous complaint alleging that Karyn Rebstock, PTA, License No. A3450 (the “Respondent”) was arrested by the Anne Arundel County Police in December 2011 for possession of controlled dangerous substances. As a result of the Board’s investigation into this matter, the Board had reason to believe that the Respondent had substance abuse issues that affected her ability to safely practice limited physical therapy and ordered the Respondent to submit to a mental evaluation in accordance with Health Occ. § 13-316.1. The evaluator determined that the Respondent suffered from opiate dependence and recommended several conditions that would enable the Respondent to safely continue to practice limited physical therapy.

In lieu of issuing Charges against the Respondent for violation of the Maryland Physical Therapy Act, Md. Code Ann., Health Occ. § 13-101 *et seq.*, the Board has voted to enter into this Pre-Charge Consent Order with the Respondent as a resolution of this matter.

## FINDINGS OF FACT

1. As a result of the Board's investigation into a complaint regarding the Respondent's ~~arrest~~ <sup>summary</sup> for possession of controlled dangerous substances, the Board ordered the Respondent to submit to a mental evaluation to determine whether the Respondent had substance abuse issues. The evaluator diagnosed the Respondent with opiate

dependence.

2. The Respondent is in a methadone treatment program which she began in December 2011. The Respondent is also pregnant with a due date of December 24, 2012.
3. In addition to the methadone treatment, the Respondent attends Narcotics Anonymous once a week.
4. The Board's evaluator recommended, among other things, that the Respondent continue her participation in the 12-step program, engage in individual psychotherapy, and undergo random urine screenings.
5. The Respondent has been practicing at a nursing home facility since 2009.

#### CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes that Ms. ~~Jones~~ <sup>R. Stock</sup> has violated Md. Code Ann., Health Occ. §§13-316(8) and (17). *KFL*

#### ORDER

Based on an affirmative vote of the Board, it is this 27<sup>th</sup> day of November, 2012, hereby:

**ORDERED** that the Respondent's license to practice limited physical therapy be placed on PROBATION for at least THREE (3) years; and be it further

**ORDERED** that during the probationary period, the Respondent shall:

- (1) Not practice limited physical therapy in a home health setting;
- (2) Ensure that her physical therapy employer submits quarterly employer reports to the Board on a form the Board requires;
- (3) Immediately enter into individual psychotherapy with an appropriate mental health practitioner to address her substance abuse issues;

(4) Ensure that the mental health practitioner submits to the Board quarterly progress reports;

(5) Attend Narcotics Anonymous (NA) at least three (3) times per week, and submit to the Board attendance slips on a monthly basis;

(6) Submit to random, Board-ordered urine screenings every other week;

(7) Provide the Board with written notification in advance of any period of time during which she may be unreachable due to travel or other reason; and be it further,

**ORDERED** that all urine screens under this Order shall be:

(1) Submitted by the Respondent within 24 hours of the Board staff instructing her to submit a urine sample;

(2) Submitted at a CLIA-certified laboratory;

(3) Negative for any controlled dangerous substance, narcotics, or drugs of concern including Ultram, or other mood-altering substances, except as provided below; and be it further,

**ORDERED** that the Respondent shall abstain from the ingestion of controlled dangerous substances, narcotics, and drugs of concern including Ultram, and other mood-altering substances, except that the Respondent may only ingest prescribed controlled dangerous substances, narcotics, or drugs of concern for legitimate medical reasons under the following conditions:

- a. The Respondent must be a bona fide patient of a licensed Maryland prescriber who is aware of this Order;
- b. The medication must be lawfully prescribed by the Respondent's physician or other authorized medical practitioner;
- c. The Respondent 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; (d) and a signed statement consenting to the release of all medical information about the Respondent from the prescriber to the Board; and be it further,

**ORDERED** that the Respondent's execution of this Consent Order shall constitute a release of any and all medical health related records, substance abuse treatment records, and psychological/psychiatric records pertaining to the Respondent to the Board in complying with the terms and conditions set forth herein. Further, the Respondent agrees and consents to the release by the Board of any information or data produced as a result of this Consent Order to any treatment provider; and be it further,

**ORDERED** that the Respondent shall at all times cooperate with the Board and all treatment providers in the monitoring, supervision, and investigation of the Respondent's compliance with the terms and conditions of this Consent Order; and be it further,

**ORDERED** that the Respondent's failure to fully cooperate with the Board in its monitoring of this Order shall be deemed a Violation of Probation and a violation of this Consent Order and the Respondent may be subject to additional charges and discipline by the Board; and be it further,

**ORDERED** that in the event the Board finds for any good faith reason that the Respondent has relapsed, has violated any of the conditions of probation herein, or in the event that the Board finds for any good faith reason that the Respondent has committed a violation of Title 13 of the Health Occupations Article or regulations adopted thereunder, the Board may immediately SUSPEND the Respondent's license prior to a hearing, provided that the Respondent is given the opportunity for a show cause hearing before the Board with a reasonable period thereafter; and be it further,

**ORDERED** that the Respondent may petition the Board for modification of the terms of probation provided that the Respondent has been fully compliant with all terms of this Order and

there are no pending complaints against her; and be it further,

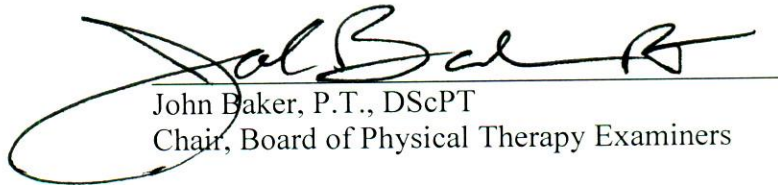
**ORDERED** that the Respondent may petition the Board for release from probation no earlier than three (3) years after the date of this Consent Order provided that she has been in full compliance with all of the terms of probation and there are no pending complaints filed against her; and be it further,

**ORDERED** that the Respondent shall be responsible for all costs associated with this Consent 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 the Maryland Annotated Code, State Government Article, Section 10-617(h).

Date

11/27/12

A handwritten signature in black ink, appearing to read "John Baker", is written over a horizontal line. The signature is stylized with a large loop at the beginning and a long horizontal stroke.

John Baker, P.T., DScPT  
Chair, Board of Physical Therapy Examiners

### CONSENT

1. By signing this Consent, I submit to the foregoing Consent Order as a resolution of this matter in lieu of formal charges, which process would have afforded me the right to a full evidentiary hearing. I consent and submit to the foregoing Findings of Fact, Conclusions of Law, and Order as if made after a full evidentiary hearing in which I would have the right to counsel, to confront witnesses, to give testimony, to call witnesses on my own behalf and to all other substantive and procedural protections provided by law.
2. By signing this Consent, I waive any rights I may have had to contest the findings and determinations contained in this Consent Order.
3. I acknowledge the legal authority and the jurisdiction of the Board to enter and enforce this Consent Order.
4. I sign this Consent Order freely and voluntarily, after having had the opportunity to consult with counsel. I fully understand the language, meaning, and effect of this Consent Order.

10/16/2012  
Date

Karyn Rebstock, P.T.A.  
Karyn Rebstock, P.T.A.

STATE OF MARYLAND  
COUNTY/CITY OF Anne Arundel:

I hereby certify that on this 16 day of Oct, 2012, before me, a Notary Public of the State of Maryland and County/City aforesaid, personally appeared KARYN REBSTOCK and made an oath in due form that the foregoing Consent was her voluntary act and deed.

DONNA L. RIGBY  
Notary Public-Maryland  
Anne Arundel County  
My Commission Expires  
April 10, 2013

Donna L. Rigby  
Notary Public  
My commission expires: 4/10/13