

IN THE MATTER OF	*	BEFORE THE
TESSA P. WINN	*	MARYLAND BOARD
PHYSICAL THERAPIST ASSISTANT	*	OF PHYSICAL THERAPY
LICENSE NO. A3277	*	EXAMINERS
*   *   *   *	*   *	*   *   *

**PRE-CHARGE CONSENT ORDER**

**Background**

On May 1, 2013, Tessa Winn completed an online renewal application for her license to practice limited physical therapy in Maryland, License No. A3277. On the same day, Ms. Winn contacted the Maryland Board of Physical Therapy Examiners (the “Board”) to disclose that she did not complete the required twenty (20) continuing education contact hours by the deadline of March 31, 2013, and that she changed the completion date for half of the continuing education contact hours on her renewal application from May 1, 2013, to March 31, 2013, in order to complete the online renewal process.

In lieu of instituting formal proceedings against Ms. Winn for violations of the Maryland Physical Therapy Act, Md. Code Ann., Health Occ. § 13-101 *et seq.*, the Board voted to resolve this matter by way of a Pre-Charge Consent Order. As a result, the Board and Ms. Winn have agreed to resolve this matter as set forth in this Consent Order.

**FINDINGS OF FACT**

1. At all times relevant hereto, Ms. Winn was licensed to practice limited physical therapy in Maryland, License No. A3277. Ms. Winn was first licensed by the Board on May 14, 2008, and her license is set to expire on May 31, 2013.

2. On May 1, 2013, Ms. Winn completed an application for the renewal of her license online. On her online renewal application, Ms. Winn stated that she completed a total of twenty-four (24) continuing education contact hours, including twelve (12) hours she completed on March 31, 2013.
3. On the same day, Ms. Winn sent an email to the Board disclosing that the twelve (12) contact hours that she stated on her application were completed on March 31, 2013, were actually completed on May 1, 2013. Ms. Winn stated that she changed the completion date because the online system would not let her complete a renewal application with a continuing education completion date later than March 31, 2013.
4. Ms. Winn also stated that she did not realize at the time that the deadline for her to complete her continuing education contact hours, in accordance with Board regulations (COMAR 10.28.08.05), was March 31, 2013.

#### **CONCLUSION OF LAW**

Based on the foregoing Findings of Fact, the Board concludes that Ms. Winn is subject to disciplinary action in accordance with Md. Code Ann., Health Occ. § 13-316(15) and COMAR 10.38.08.05.

#### **ORDER**

Based on an affirmative vote of a majority of the Board, it is this 3<sup>rd</sup> day of July, 2013, hereby:

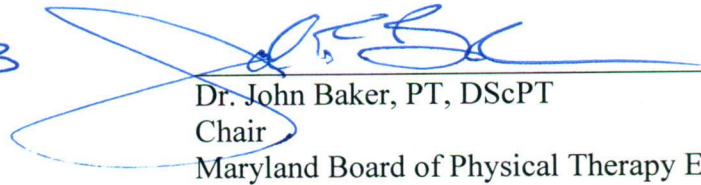
**ORDERED** that Ms. Winn's license shall be REPRIMANDED; and be it further,

**ORDERED** that Ms. Winn shall pay a fine in the amount of \$400, payable to the Maryland Board of Physical Therapy Examiners, within ninety (90) days of the date of the Order; and be it further,

**ORDERED** that failure to pay in full the above fine within ninety (90) days of the date of this Order shall be considered a violation of this Order, and after notice and opportunity for a show cause hearing shall subject Ms. Winn to further discipline such as suspension, revocation, or further fines based on the violations cited in 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 the Maryland Annotated Code, State Government Article, Section 10-617(h).

07/03/2013  
Date

  
Dr. John Baker, PT, DScPT  
Chair  
Maryland 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 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 that this is a formal order of the Board and as such is a public document.
4. I acknowledge the legal authority and the jurisdiction of the Board to enter into and enforce this Consent Order.
5. I sign this Consent Order freely and voluntarily and after having had the opportunity to consult with counsel. I fully understand the language, meaning, and effect of this Consent Order.

June 10, 2013  
Date

Tessa Winn, PTA  
Tessa Winn, PTA

STATE OF MARYLAND  
COUNTY/CITY OF MONTGOMERY:

I hereby certify that on this June 10 day of 10, 2013,  
before me, a Notary Public of the State of Maryland and County/city aforesaid, personally  
appeared TESSA WINN, and made an oath in due form that the foregoing Consent was her  
voluntary act and deed.

Sheila D. Leo  
Notary Public  
My commission expires: 11/20/14

