

IN THE MATTER OF

BEFORE THE MARYLAND

ALISON OSNOS, PT

BOARD OF PHYSICAL

LICENSE NO. 19587

THERAPY EXAMINERS

* * * * *

PRE-CHARGE CONSENT ORDER

Background

The Maryland Board of Physical Therapy Examiners (the "Board"), through its investigation into an unrelated matter, discovered evidence indicating that Alison ^O~~Osnos~~^{NO}, P.T. (the "Respondent") failed to properly document evaluations, progress notes and reevaluations for patients treated at Fitness for Health. As a result, the Board submitted the Respondent's documentation to a peer reviewer who confirmed that the Respondent was deficient in her clinical documentation.

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 held a Pre-Charge Case Resolution Conference with the Respondent and her counsel on December 14, 2010. As a result, the Board and the Respondent have agreed to resolve this matter as set forth in this Consent Order.

FINDINGS OF FACT

1. The Respondent was licensed on August 17, 1999, as a physical therapist under License Number 19587.
2. At all times relevant, the Respondent was employed at Fitness for Health in Rockville, Maryland. The Respondent was the only physical therapist on staff at that time.
3. The Respondent treated approximately three (3) patients per day. The majority of the Respondent's patients suffered from chronic conditions.
4. The Respondent's patients were billed directly for her services.

5. As a result of a complaint regarding an unrelated matter, the Board discovered that the Respondent's clinical documentation was deficient.
6. The Board submitted ten (10) of the Respondent's patient records to a peer reviewer. The peer reviewer determined that the Respondent failed to document initial evaluations, proper progress notes, reevaluations, and discharge summaries.
7. The Respondent's existing documentation was scant and maintained on "sticky notes" without a signature or license number.
8. The Respondent currently performs home health services for one patient.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes that the Respondent has violated Md. Code Ann., Health Occ. §§13-316(25) and COMAR 10.38.03.02-1.

ORDER

Based on an affirmative vote of a quorum of the Board, it is this 15 day of MARCH, 2011, hereby:

ORDERED that the Respondent shall be placed on immediate PROBATION for at least ONE (1) YEAR, during which period the Respondent shall:

(1) Successfully complete 30 contact hours of a Board-approved documentation course within six (6) months of the date of this Order; 4/1/11 JRB

(2) Submit to the Board three (3) patient charts for review and audit every three (3) months. If the Respondent is not treating 3 patients at the time of the chart review, she shall submit a statement to the Board attesting to the number of patients she is treating at that time; and

(3) Comply with and incorporate all Board recommendations resulting from the Board's audit of the Respondent's patient charts; and be it further,

ORDERED that the Respondent shall pay a fine in the amount of \$1,100 payable to the Board within one (1) year of the date of this Order; and be it further, *pd 6/20/2011 JA*

ORDERED that after one (1) year of probation, the Respondent may petition to terminate the probation provided that the Respondent has fully complied with the terms of probation and this Order and does not have any pending complaints filed against her; and be it further,

ORDERED that the Respondent shall at all times cooperate with the Board 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 shall be deemed a violation of the probationary terms and a violation of this Consent Order and the Respondent may be subject to additional charges and, after notice and opportunity for a hearing, discipline by the Board; 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).

3/15/2011
Date

Shirley Leeper, P.T.A.
Shirley Leeper, P.T.A.
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.

3/1/2011
Date

Alison Osnos, P.T.
Alison Osnos, P.T.

STATE OF MARYLAND
COUNTY/CITY OF ROCKVILLE

I hereby certify that on this 1st day of MARCH, 2011, before me, a Notary Public of the State of Maryland and County/City aforesaid, personally appeared ALISON OSNOS and made an oath in due form that the foregoing Consent was her voluntary act and deed.



Sheena Vallejos
Notary Public
My commission expires: August 31, 2011

SHEENA CASIMBON VALLEJOS
Notary Public, State of Maryland
Montgomery County
My Commission Expires August 31, 2011