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- BRIAN J. FEARNLEY, PT, MPT
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Secretary/Treasurer
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Executive Director
- MURIEL MORIN-MENDES
Licensing Coordinator
- CHELSEA WILSON
Administrative Assistant
- DANIELLE DEVINE
Administrative Assistant

PHYSICAL THERAPY BOARD

3291 North Buffalo Drive, Suite 100
Las Vegas, NV 89129

BOARD MEETING MINUTES

May 3, 2019

Item 1 - Call to Order/ Roll call to determine the presence of a quorum.

Meeting called to order at 9:13 a.m. by Chairperson Smith.

Board Members in Attendance: Sherise Smith, PT, MSPT, CBIS, Chairperson; Brian Fearnley, PT, MPT, Vice-Chairperson; Rebecca Cheema, PTA .

Staff in Attendance: Charles Harvey, Executive Director; Danielle Devine, Administrative Assistant; Chelsea Wilson, Administrative Assistant; Deborah Dieter, Investigator; Sarah Bradley, Senior Deputy Attorney General, Board Counsel; Deputy Attorney General Michael Detmer, Acting Board Counsel

Item 2 - Pledge of Allegiance

Item 3 - Public Comment (No Public Comment)

Item 4 - Approval of the Board Meeting Agenda- Chairperson Smith asked to remove item 12 due to Board Lobbyist’s presence required at the legislative building.

Motion- I make a motion to approve the agenda with that change; Brian Fearnley

Second- Rebecca Cheema

Motion Passes Unanimously

Item 5 - Review, discuss, amend and approve Board Meeting & Retreat Minutes (**For Possible Action**)

A. March 1-2, 2019

Chairperson Smith provided recommended edits to March 1-2, 2019 minutes to Ms. Devine.

Motion- I make a motion to approve the meeting minutes with the edits; Sherise Smith

Second- Rebecca Cheema

Motion passes unanimously

Item 6 – Nevada Physical Therapy Association (NVPTA) Update

Nicole Lange, Secretary of the Nevada Physical Therapy Association, informed the board of the various activities the association had been working on. Representatives were sent to the APTA Federal Advocacy Forum in Washington D.C, where they were able to meet with legislators or their assistants. P.T. Day on the Hill was a wonderful, informative experience where the association and their members in attendance met with many of our state legislators or their assistants. The student special interest group has been meeting every other month for activities. The early professional special interest group, made up of members in their first five years of licensure, held a networking event which was quite successful.

Item 7 – Formal Hearing for Donald Nobis, PT#2630, Case Nos.: 2018-16, 2018-20, 2018-21, 2018-25, and 2019-08. (At the Board’s discretion, the Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person. NRS 241.030 and NRS 241.033) **(For Possible Action)**

Factual Allegation Motions

Motion: I make a motion that factual allegation 1-5 and 7-11 are proven; Sherise Smith

Second: Brian Fearnley

Motion passes unanimously

Motion: I make a motion that factual allegation 6 was not proven true; Brian Fearnley

Second: Sherise Smith

Motion passes unanimously

Motion: I would like to make a motion that factual allegations 12-15 and 18 are true;

Brian Fearnley

Second: Rebecca Cheema

Motion passes unanimously

Motion: I move that factual allegations 16 and 17 have not been proven true; Rebecca Cheema

Second: Sherise Smith

Opposed: Brian Fearnley

Motion passes

Motion: I make a motion that factual allegation 19 subsections A-H have been proven as true; Rebecca Cheema

Second: Brian Fearnley

Motion passes unanimously

Motion: I make a motion that factual allegation 20 subsection A- F have been proven true; Brian Fearnley

Second: Rebecca Cheema

Motion passes unanimously

Motion: I make a motion that factual allegation 21 was not proven; Sherise Smith

Second: Rebecca Cheema

Motion passes unanimously

Motion: I make a motion that factual allegation 22 was not proven true; Brian Fearnley

Second: Rebecca Cheema

Motion passes unanimously

Motion: I make a motion that factual allegation 23 was not to be true; Sherise Smith

Second: Rebecca Cheema

Motion passes unanimously

Motion: I make a motion that factual allegation 24 was not proven true; Sherise Smith

Second: Rebecca Cheema

Motion passes unanimously

Motion: I make a motion that factual allegation 25 is not true; Brian Fearnley

Second: Sherise Smith

Motion passes unanimously

Motion: I move that factual allegation 26 was not proven to be true; Rebecca Cheema

Second: Brian Fearnley

Motion passes unanimously

Motion: I make a motion that factual allegation 27 is true; Sherise Smith

Second: Brian Fearnley

Motion passes unanimously

Motion: I make a motion that factual allegation 28 has been proven to be true; Rebecca Cheema

Second: Sherise Smith

Motion passes unanimously

Motion: I make a motion that factual allegation 29 was found to be true; Sherise Smith

Second: Brian Fearnley

Motion passes unanimously

Motion: I make a motion that factual allegation 30 was proven to be true; Sherise Smith

Second: Rebecca Cheema

Motion passes unanimously

Motion: I make a motion that factual allegation 31 was found to be true; Sherise Smith

Second: Brian Fearnley

Motion passes unanimously

Motion: I make a motion that factual allegation 32 was proven as true; Brian Fearnley

Second: Rebecca Cheema

Motion passes unanimously

Motion: I make a motion that factual allegation 33 and its subsections was proven to be true; Sherise Smith

Second: Brian Fearnley

Motion passes unanimously

Motion: I make a motion that factual allegation 34 subsection A-H and their subsections are all proven as true; Brian Fearnley

Second: Rebecca Cheema

Motion passes unanimously

Motion: I make an motion that factual allegation 35 was proven to be true; Sherise Smith

Second: Rebecca Cheema

Motion passes unanimously

Motion: I make a motion that factual allegations 36-39, 43- 46 have been proven as true; Sherise Smith

Second: Brian Fearnley

Motion passes unanimously

Motion: I make a motion that factual allegation 40 was proven to be true; Sherise Smith

Second: Brian Fearnley

Motion Passes Unanimously

Motion: I make a motion that factual allegation 41 was proven to be true; Brian Fearnley

Second: Sherise Smith

Opposed: Rebecca Cheema

Motion passes

Motion: I make a motion that factual allegation 42 has not been proven as true; Sherise Smith

Second: Rebecca Cheema

Motion passes unanimously

Motion: I make a motion that factual allegations 47-56, 59 and 60 were proven as true; Brian Fearnley

Second: Rebecca Cheema

Motion passes unanimously

Motion: I make a motion that factual allegation 57 was not proven true; Brian Fearnley

Second: Rebecca Cheema

Motion passes unanimously

Motion: I move that factual allegation 58 was not proven to be true; Rebecca Cheema

Second: Brian Fearnley

Motion passes unanimously

Motion: I make a motion that factual allegations 63, 64, 66 and 67 to be true; Sherise Smith

Second: Rebecca Cheema

Motion passes unanimously

Motion: I make a motion that factual allegation 61 was not proven true; Brian Fearnley
Second: Rebecca Cheema
Opposed: Sherise Smith
Motion passes

Motion: I make a motion that factual allegation 62 was not proven true; Brian Fearnley
Second: Rebecca Cheema
Opposed: Sherise Smith
Motion passes

Motion: I make a motion that in part factual allegation 65 was proven true with the information obtained but not observed by Board staff; Sherise Smith
Second: Brian Fearnley
Motion passes unanimously

Motion: I make a motion that factual allegation 68 was proven to be true based on factual allegation 67 being found true; Brian Fearnley
Second: Sherise Smith
Motion passes unanimously

Motion: I make a motion that factual allegation 69 is true; Sherise Smith
Second: Brian Fearnley
Motion passes unanimously

Motion: I make a motion that factual allegation 70 is proven true with the modification that 1-5, 7-20, 27-41, 43-56, 59, 60, and 63-69 have been proven true; Sherise Smith
Second: Brian Fearnley
Motion passes unanimously

The hearing was continued to a date where proper scheduling and notification could be made.

Item 14- Public Comment (No Public Comment)

Item 15- Meeting was adjourned at 4:55 p.m.