

IN THE MATTER OF \* BEFORE THE MARYLAND  
PATRENA CALDWELL, P.T. \* STATE BOARD OF  
Respondent \* PHYSICAL THERAPY EXAMINERS  
License Number: 18087 \* Case Number: 2006-10

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**CONSENT ORDER**

On or about August 15, 2006, the Maryland State Board of Physical Therapy Examiners (the "Board"), hereby charged Patrena Caldwell, P.T. (the "Respondent") (D.O.B. 08/10/1971), License Number 18087, with violations of certain provisions of the Maryland Physical Therapy Act (the "Act"), Md. Health Occ. Code Ann. ("Health Occ.") §§ 13-101 *et seq.* (2005 Repl. vol.).

Specifically, the Board charged the Respondent with violations of the following provisions of Health Occ. § 13-316:

Subject to the hearing provisions of § 13-317 of this subtitle, the Board may deny a license, temporary license, or restricted license to any applicant, reprimand any licensee or holder of a temporary license or restricted license, place any licensee or holder of a temporary license or restricted license on probation, or suspend or revoke a license, temporary license, or restricted license if the applicant, licensee, or holder:

- (15) Violates any provision of this title or rule or regulation adopted by this Board;
- (20) Grossly overutilizes health care services;
- (25) Fails to meet accepted standards in delivering physical therapy or limited physical therapy care.

The Board further charged the Respondent with the following violations of the Code of Maryland Regulations ("Code Md. Regs.") tit. 10, § 38.03:

02A(2)(l):

The physical therapist shall document ongoing communication with the physical therapist assistant regarding changes in a patient's status, treatment plan, or both;

02A(3)(a):

The physical therapist may enter into an agreement or employment relationship provided that such agreement or relationship does not impede the physical therapist's exercise of independent judgment in the treatment of a patient or cause the physical therapist to practice physical therapy contrary to the Maryland Physical Therapy Act; and

02-1A:

The physical therapist shall document legibly the patient's chart each time the patient is seen for:

- (1) The initial visit, by including the following information:
  - (a) Date;
  - (b) Condition, or diagnosis, or both, for which physical therapy is being rendered;
  - (c) Onset;
  - (d) History, if not previously recorded;
  - (e) Evaluation and results of tests (measurable and objective data);
  - (f) Interpretation;
  - (g) Goals;
  - (h) Modalities, or procedures, or both, used during the initial visit and the parameters involved including the areas of the body treated;
  - (i) Plan of care including suggested modalities, or procedures, or both, number of visits per weeks; and
  - (j) Signature, title (PT), and license number;
  
- (2) Subsequent visits, by including the following information (progress notes):
  - (a) Date;
  - (b) Cancellations; no-shows;
  - (c) Subjective response to previous treatment;
  - (d) Modalities, or procedures, or both, with any changes in the parameters involved and areas of body treated;
  - (e) Objective functional status;
  - (f) Response to current treatment;
  - (g) Continuation of or changes in plan of care; and

- (h) Signature, title (PT), and license number, although the flow chart may be initialed;
- (3) Reevaluation, by including the following information in the report, which may be in combination with visit note, if treated during the same visit:
- (a) Date;
  - (b) Number of treatments;
  - (c) Reevaluation, tests, and measurements of areas of body treated;
  - (d) Changes from previous objective findings;
  - (e) Interpretation of results;
  - (f) Goals met or not met and reasons;
  - (g) Updated goals;
  - (h) Plan of care including recommendations for follow-up;  
and
  - (i) Signature, title (PT), and license number;
- (4) Discharge, by including the following information in the discharge summary, which may be combined with the final visit note, if seen by the physical therapist on the final visit and written by the physical therapist:
- (a) Date;
  - (b) Reason for discharge;
  - (c) Objective functional status;
  - (d) Recommendations for follow-up; and
  - (e) Signature, title (PT), and license number.

## **FINDINGS OF FACT**

### **I. BACKGROUND**

The Board makes the following findings:

1. At all times relevant to these charges, the Respondent was and is a physical therapist licensed to practice physical therapy in the State of Maryland. She was initially licensed in Maryland on or about August 10, 1995, and her license is presently active.
2. At the time of the acts described herein, the Respondent was a physical therapist contractually employed at Maryland Health One,

Inc., Belvedere Hotel, One East Chase Street, Baltimore, Maryland. The owner of Maryland Health One, Ms. Dela Cruz, a non-licensee, contracted with the Respondent to provide physical therapy services.

3. On or about October 25, 2005, the Board opened an investigation based on its receipt of a complaint alleging false billing filed by a special investigator at Geico regarding physical therapy services rendered to three patients involved in a motor vehicle accident who filed claims against the insured driver. The Respondent performed physical therapy services for all three patients.
4. As part of its investigation, the Board's investigator subpoenaed documents and conducted interviews of the Complainant, the Respondent and several employees of Maryland Health One,<sup>1</sup> including Ms. Dela Cruz and the Physical Therapy Assistants (hereinafter, "PTA's") who rendered care to the three named patients. Additionally, as part of its investigation, the Board requested that a Physical Therapist conduct an expert review (hereinafter, "reviewer") and issue her opinion with regard to the standard of physical therapy care, the adequacy of documentation and the utilization of services rendered to these three patients. With regard to the three patient records reviewed, the reviewer opined that the Respondent failed to meet the standard of care for

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<sup>1</sup> The employees interviewed also included those who provided contractual services to Maryland Health One.

physical therapy treatment and documentation, grossly overutilized health care services and failed to document ongoing communication with the PTA's.

5. Based on its investigation, the Board charged the Respondent with violating Health Occ. § 13-316(15), (20) and (25) and Code Md. Regs. tit. 10, §§ 38.03.02A(2)(l), 38.03.02A(3)(a) and 38.03.02-1.

## **II. PATIENT RELATED FINDINGS**

### **PATIENT 1**

6. Patient 1, a 47 year-old male patient, presented to Maryland Health One on or about August 11, 2005 with complaints of neck pain following a motor vehicle accident. Dr. S conducted an initial physical examination and evaluation and diagnosed Patient 1 with cervical spine sprain, right wrist sprain, lumbar spine sprain and lumbosacral spine sprain. Dr. S's treatment plan for Patient 1 included conservative treatment and physical therapy consultation.
7. On or about August 11, 2005, the Respondent performed an initial physical therapy evaluation of Patient 1. The evaluation was only partially legible and failed to note the frequency or duration of treatment for Patient 1. The Respondent failed to include a functional assessment or any history relating to work, home or recreation. Additionally, the Respondent failed to specify the particular exercise of each grouping, the number of sets and groupings, the positioning and posture.

8. The Respondent's objective findings in Patient 1's initial evaluation fail to support a treatment frequency of more than two to three times weekly for more than one or two weeks. As the assigned physical therapist, the Respondent is responsible for determining the frequency and duration of providing physical therapy services. According to Patient 1's records, he received physical therapy services during either nine or ten visits as noted below in ¶ 10.
9. As part of the Board's investigation, the Board requested separate copies of Patient 1's records, from Maryland Health One and Geico, respectively.
10. There is documentation in Patient 1's records from both Maryland Health One and Geico reflecting that Patient 1 was seen for physical therapy services on the following dates in 2005: August 11, 12, 15, 16, 17, 26 and 29; and September 1 and 6. Geico's records reflect that September 6, 2005, was the last date that Patient 1 was seen at Maryland Health One for physical therapy. Maryland Health One's records however, reflect that NH, a PTA, saw Patient 1 on September 14, 2005,<sup>2</sup> and during that visit the patient complained of right wrist pain with activity. According to the note, NH performed the following: Moist Heat and Electrical Stimulation to L/S<sup>3</sup> for ten minutes and Moist Heat to the right wrist

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<sup>2</sup> The day "14" appears to be an alteration; it appears to be written over a "6."

<sup>3</sup> Lumbar Spine

for ten minutes. NH did not perform ultrasound or massage secondary to time.

11. The Respondent failed to document any ongoing communication with the PTA's during any of Patient 1's visits for physical therapy regarding changes in her status or with regard to her treatment plan.
12. The Respondent failed to document a re-evaluation of Patient 1.
13. The Respondent failed to document a discharge summary.
14. The Respondent's care and treatment of Patient 1 as outlined above fails to meet accepted standards in delivering physical therapy constituting a violation of Health Occ. § 13-316 (25).
15. The Respondent's failure to document any ongoing communication with the PTA's during any of Patient 1's visits for physical therapy regarding changes in her status or with regard to her treatment plan constitutes a violation of Health Occ. § 13-316(15) and Code Md. Regs. tit. 10, § 38.03.02A(2)(l); her failure to document a re-evaluation of Patient 1 constitutes a violation of Health Occ. § 13-316(15) and Code Md. Regs. tit. 10, § 38.03.02-1A(3); her failure to document parameters for electrical stimulation and duration/frequency of visits constitutes a violation of Health Occ. § 13-316(15) and Code Md. Regs. tit. 10, § 38.03.02-1A(1)(h) and (i); and her failure to document a discharge summary constitutes a

violation of Health Occ. § 13-316(15) and Code Md. Regs. tit. 10, § 38.03.02-1A(4).

16. The Respondent's responsibility for Patient 1's frequency and duration of physical therapy visits to Maryland Health One for physical therapy services as outlined above constitutes a gross overutilization of health care services in violation of Health Occ. § 13-316(20).

## **PATIENT 2**

17. Patient 2, a 40 year-old male patient, presented to Maryland Health One on or about August 11, 2005, with complaints of neck pain and back pain following a motor vehicle accident. Dr. S conducted an initial physical examination and evaluation and diagnosed Patient 2 with cervical spine sprain, lumbar spine sprain and lumbosacral spine sprain. Dr. S's treatment plan for Patient 2 included conservative treatment and physical therapy consultation.
18. On or about August 11, 2005, the Respondent performed an initial physical therapy evaluation of Patient 2. The evaluation was only partially legible and failed to note the frequency or duration of treatment for Patient 2. The Respondent failed to include a functional assessment or any history relating to work, home or recreation. Additionally, the Respondent failed to specify the particular exercise of each grouping, the number of sets and groupings, the positioning and posture.

19. The Respondent's objective findings in Patient 2's initial evaluation fail to support a treatment frequency of more than two to three times weekly for more than one or two weeks. According to Patient 2's records, he received physical therapy services during fourteen visits as noted below in ¶ 20.
20. Patient 2 received physical therapy on the following dates in 2005: August 11, 15, 16, 17, 18, 19, 22, 23, 25, 26, 30, 31, September 8 and 9.
21. The Respondent failed to establish and/or document any parameters for electrical stimulation for Patient 2 during any of her visits. The Respondent stated that the reason for this was that Maryland Health One had "set stimulations and...set TENS units."
22. On August 23 and 25, 2005, the assigned PTA documented that Patient 2 had no pain, yet he received physical therapy treatment. On August 26, 2005, the assigned PTA documented that Patient 2 reported no pain to his cervical spine or his lumbar spine, but had a new complaint of left hip pain radiating down his left lower extremity.
23. The Respondent failed to document any ongoing communication with the PTA's during any of Patient 2's visits for physical therapy regarding changes in his status or with regard to his treatment plan.
24. The Respondent failed to document a re-evaluation of Patient 2.

25. Dr. S conducted a physical examination and evaluation of Patient 2 on September 27, 2005, and discharged him.
26. The Respondent failed to document a discharge summary for Patient 2.
27. The Respondent's care and treatment of Patient 2 as outlined above fails to meet accepted standards in delivering physical therapy constituting a violation of Health Occ. § 13-316 (25).
28. The Respondent's failure to document any ongoing communication with the PTA(s) during any of Patient 2's visits for physical therapy regarding changes in his status or with regard to his treatment plan constitutes a violation of Health Occ. § 13-316(15) and Code Md. Regs. tit. 10, § 38.03.02A(2)(l); her failure to document parameters for electrical stimulation and duration/frequency of visits constitutes a violation of Health Occ. § 13-316(15) and Code Md. Regs. tit. 10, § 38.03.02-1A(1)(h) and (i); her failure to document a re-evaluation of Patient 2 constitutes a violation of Health Occ. § 13-316(15) and Code Md. Regs. tit. 10, § 38.03.02-1A(3); and her failure to document a discharge summary constitutes a violation of Health Occ. § 13-316(15) and Code Md. Regs. tit. 10, § 38.03.02-1A(4).
29. The Respondent's responsibility for Patient 2's frequency and duration of physical therapy visits to Maryland Health One for physical therapy services as outlined above constitutes a gross

overutilization of health care services in violation of Health Occ. § 13-316(20).

**PATIENT 3**

30. Patient 3, a 53 year-old male patient, presented to Maryland Health One on or about August 9, 2005 with complaints of head pain, neck pain and bilateral knee pain following a motor vehicle accident. Dr. S conducted an initial physical examination and evaluation and diagnosed Patient 3 with a contusion of his forehead, post traumatic headaches, cervical spine sprain, lumbosacral spine sprain and contusions of both knees. Dr. S's treatment plan for Patient 3 included conservative treatment and physical therapy consultation.
31. On or about August 11, 2005, the Respondent performed an initial physical therapy evaluation of Patient 3. The evaluation was only partially legible and failed to note the frequency or duration of treatment for Patient 3. The Respondent failed to include a functional assessment or any history relating to work, home or recreation. Additionally, the Respondent failed to specify the particular exercise of each grouping, the number of sets and groupings, the positioning and posture.
32. The Respondent's objective findings in Patient 3's initial evaluation fail to support a treatment frequency of more than two to three times weekly for more than one or two weeks. According to Patient

3's records, he received physical therapy services during thirteen visits as noted below in ¶ 33.

33. Patient 3 received physical therapy on the following dates in 2005: August 11, 12, 15, 16, 18, 19, 22, 23, 24, 25, 26 and September 6 and 7.
34. The Respondent failed to establish and/or document any parameters for electrical stimulation for Patient 3 during any of his visits.
35. The Respondent failed to document any ongoing communication with the PTA's during any of Patient 3's visits for physical therapy regarding changes in his status or with regard to his treatment plan.
36. The Respondent failed to document a re-evaluation of Patient 3.
37. Dr. S documented a physical examination and evaluation of Patient 3 on September 13, 2005, and discharged him.
38. The Respondent failed to document a discharge summary for Patient 3.
39. The Respondent's care and treatment of Patient 3 as outlined above fails to meet accepted standards in delivering physical therapy constituting a violation of Health Occ. § 13-316 (25).
40. The Respondent's failure to document any ongoing communication with the PTA(s) during any of Patient 3's visits for physical therapy regarding changes in his status or with regard to his treatment plan constitutes a violation of Health Occ. § 13-316(15) and Code Md.

Regs. tit. 10, § 38.03.02A(2)(l); her failure to document parameters for electrical stimulation and duration/frequency of visits constitutes a violation of Health Occ. § 13-316(15) and Code Md. Regs. tit. 10, § 38.03. 02-1A(1)(h) and (i); her failure to document a re-evaluation of Patient 3 constitutes a violation of Health Occ. § 13-316(15) and Code Md. Regs. tit. 10, § 38.03.02-1A(3); and her failure to document a discharge summary constitutes a violation of Health Occ. § 13-316(15) and Code Md. Regs. tit. 10, § 38.03. 02-1A(4).

41. The Respondent's responsibility for Patient 3's frequency and duration of physical therapy visits to Maryland Health One for physical therapy services as outlined above constitutes a gross overutilization of health care services in violation of Health Occ. § 13-316(20).

**III. IMPEDIMENT TO EXERCISE OF INDEPENDENT JUDGMENT/GROSS OVERUTILIZATION OF SERVICES**

42. The Respondent contracted to perform physical therapy services with Maryland Health One beginning in approximately May 2004. At all times relevant, the Respondent was the sole physical therapist working at Maryland Health One.
43. The office manager/owner of Maryland Health One, Ms. Dela Cruz, is not a licensed health professional in Maryland.
44. On or about January 4, 2006, the Board's Investigator conducted an interview under oath with the Respondent. The following exchange occurred in response to questioning by the Investigator

regarding the Respondent's failure to document the duration and/or frequency of patient visits:

**Investigator:** In the initial evaluation for all three patients, it lacks any duration or frequency for visit. How do you establish --you know, it's not written in there. How do they know how many times to have that patient keep coming back for more treatments?...

**Respondent:** Right. Well sometimes the doctor may write in his note daily physical therapy. The --office manager may tell the therapist what their ---the patient what their schedules are at that particular clinic. ...

**Investigator:** Okay...How is that conveyed to you? Does the office manager, what's her name, [d]ela Cruz?

**Respondent:** I don't discuss patient schedules. She discusses the patient schedules with them.

**Investigator:** Okay.

**Respondent:** And then they come back for that therapy. So we don't look at ---I don't look into the schedule....

**Investigator:** So you really don't set the duration for the treatment?

**Respondent:** Right.

45. On or about August 15, 2005, the Respondent treated Patient 3 with a moist heat pack and electrical stimulation. The health insurance claim form (CMS 1500) however, reflects that besides billing for the moist heat pack and electrical stimulation, Maryland Health One submitted a bill for two additional procedures that the

Respondent did not perform and that Patient 3 did not receive on August 15, 2005: ultrasound and massage.

46. In response to questioning by the Investigator during a January 4, 2006 interview under oath regarding billing for August 15, 2005 procedures not performed, the Respondent testified as follows:

**Investigator:** So actually somebody has falsely billed here.

**Respondent:** Right

**Investigator:** And the false billing – I'm sorry, I don't mean to say false billing, any billing that was done was done by this person, [d]ela Cruz?

**Respondent:** Right

**Investigator:** For your patient?

**Respondent:** From my understanding. I don't know of anybody else doing billing.

47. On or about January 4, 2006, the Board's investigator interviewed D.N., a PTA who had been employed by Maryland Health One for approximately twelve years. When asked by the investigator about patient scheduling, D.N. testified under oath:

...the practice is [the patients] come for two weeks – every day for two weeks....The first two weeks [the patients] come every day...

The investigator further questioned D.N. as follows:

**Investigator:** But it's a standing practice, though, that any new patient is going to be treated every day for the first two weeks?

**D.N.:** Right.

**Investigator:** And when I say every day, it's Monday through Friday.

**D.N.:** Yes, correct.

**Investigator:** So it's actually five days a week?

**D.N.:** Five days a week.

**Investigator:** The first two weeks. They they (sic) re-evaluated by the doctor?

**D.N.:** Yes.

**Investigator:** And then he'll say, well, treat them for three days a week?

**D.N.:** That's correct.

**Investigator:** Does it ever get down to where they're only treated for one day a week or two days a week?

**D.N.:** No.

48. A physical therapist has the primary responsibility for the physical therapy care of a patient and shall make independent judgments regarding that care that are consistent with accepted professional standards.<sup>4</sup>
49. The Respondent's employment relationship with Maryland Health One for reasons outlined in pertinent part above including but not limited to: 1) the owner/office manager's scheduling of the duration/frequency of visits; and 2) the owner/office manager's management of the billing process, impedes the Respondent's exercise of independent judgment in the treatment of patients or

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<sup>4</sup> See American Physical Therapy Association ("APTA")'s Guide for Professional Conduct, Code of Ethics, 4.1(B) and (E).

causes the Respondent to practice physical therapy contrary to the Maryland Physical Therapy Act constituting a violation of Code Md. Regs. tit. 10, § 38.03.02A(3)(a). Additionally, Maryland Health One's "standard practice" of performing physical therapy on each and every patient five days a week for the first two weeks and then after "re-evaluation"<sup>5</sup> treating each and every patient three days per week constitutes gross overutilization of health services in violation of Health Occ. § 13-316(20).

### **CONCLUSIONS OF LAW**

Based upon the foregoing Findings of Fact, the Board concludes as a matter of law that the Respondent violated Md. Health Occ. Code Ann. § 13-316(15), Code Md. Regs. tit. 10, §§ 38.03.02A(2)(l), 38.03.02A(3)(a), 38.03.02-1A, Health Occ. § 13-316 (20) and Health Occ. § 13-316 (25).

### **ORDER**

Based upon the foregoing Findings of Fact and Conclusions of Law, it is this 5<sup>th</sup> day of December, 2006, by a majority of the Board considering this case:

**ORDERED** that the Respondent's license as a Physical Therapist Assistant shall be **SUSPENDED FOR A PERIOD OF TWO YEARS, with all but SIXTY DAYS STAYED**; and be it further

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<sup>5</sup> The reevaluation does not refer to reevaluation by the Respondent. The patient records reflect the Respondent failed to reevaluate any of the three patients cited in the charges.

**ORDERED** that the Respondent be placed on **PROBATION FOR A PERIOD OF TWO YEARS following the SIXTY day period of active suspension**, subject to the following terms and conditions:

1. The Respondent shall enroll in and successfully complete the Maryland Physical Therapy Law and Ethics course within the first year of probation;
2. The Respondent shall enroll in and successfully complete a comprehensive Board-approved course in documentation within the first year of probation;
3. The courses outlined in paragraphs one (1) and two (2) shall be in addition to any Continuing Education requirements mandated for continuing certification as a P.T., and shall not count toward fulfilling any licensure requirements that the Respondent must fulfill in order to renew her P.T. license;
4. Upon the commencement of probation, the Respondent shall practice under the supervision of a Board-approved Mentor for one (1) year, to whom the Respondent shall report monthly and provide treatment and billing records as requested for review;
5. The Respondent shall ensure that the Mentor submits monthly progress reports to the Board. The Respondent's failure to ensure the reports are timely submitted shall be considered a violation of this Consent Order;
6. An unsatisfactory report submitted by the Mentor may be considered a violation of this Consent Order;
7. Upon the commencement of probation, the Respondent shall be required to have the Board review a total of six (6) treatment records on a quarterly basis (every three months) for the duration of her TWO YEAR probationary period as follows:
  - a. The first due date for submission of the treatment records to the Board shall be on or before three months from the date of commencement of probation. The subsequent due dates for the Respondent's treatment records will be on or before three months from the date of the previous submission. The dates of the treatment records for each quarter will reflect treatment by the Respondent during that period of time;

b. The Board shall review all aspects of the Respondent's documentation and treatment including but not limited to the use of billing codes related to physical therapy treatment;

c. The Respondent shall comply with all written recommendations made by the Board following its quarterly review of her treatment records. The Respondent's failure to comply with the Board's written recommendation shall be deemed a violation of this Consent Order;

d. The Respondent's failure to submit the quarterly treatment records on or before the due dates outlined in paragraph 7a. shall be deemed a violation of this Consent Order.

8. The Respondent shall pay a monetary fine in the amount of fifteen hundred dollars (\$1500) by bank guaranteed check made payable to the Maryland State Board of Physical Therapy Examiners no later than six months from the date this Consent Order is executed;

and be it further

**ORDERED** the Respondent shall comply with all laws governing the practice of physical therapy under the Maryland Physical Therapy Practice Act and all rules and regulations promulgated thereunder; and be it further

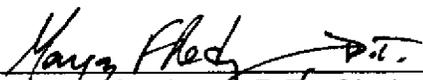
**ORDERED** that the Respondent shall not petition the Board for early termination of her probationary period; and be it further

**ORDERED** after the conclusion of the entire **TWO YEAR PERIOD of PROBATION**, the Respondent may file a written petition for termination of her probationary status without further conditions or restrictions, but only if the Respondent has satisfactorily complied with all conditions of this Consent Order, including all terms and conditions of probation, and including the expiration of the two year period of probation, and if there are no pending complaints regarding the Respondent before the Board; and be it further

**ORDERED** that should the Respondent violate any of the terms or conditions of this Consent Order, the Board, after notice and an opportunity for a hearing and determination of violation, may impose any other disciplinary sanctions it deems appropriate, including suspension or revocation, said violation being proven by a preponderance of the evidence; and be it further

**ORDERED** that the Respondent shall be responsible for all costs in fulfilling the terms and conditions of this Consent Order; and be it further

**ORDERED** that this Consent Order is considered a **PUBLIC DOCUMENT** pursuant to Md. State Gov't Code Ann. §§ 10-611 (2004 Repl. vol.).

  
Margery Rodgers, P.T., Chair  
State Board of Physical Therapy Examiners

**CONSENT OF PATRENA CALDWELL, P.T.**

I, Patrena Caldwell, P.T., License Number 18087, by affixing my signature hereto, acknowledge that:

1. I have had the opportunity to consult with counsel before signing this Consent Order.
2. I am aware that I am entitled to a formal evidentiary hearing before the Board, pursuant to Md. Health Occ. Code Ann. § 13-317 (2005 Repl. vol.) and Md. State Gov't Code Ann. §§ 10-201 *et seq.* (2004 Repl. vol.).
3. I acknowledge the validity and enforceability of this Consent Order as if entered into after a formal evidentiary hearing in which I would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on my own

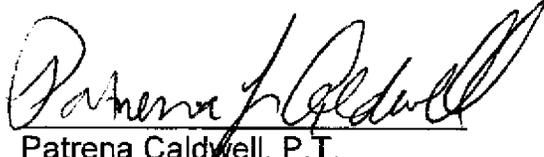
behalf, and to all other substantive and procedural protections to which I am entitled by law. I am waiving those procedural and substantive protections.

4. I voluntarily enter into the foregoing Findings of Fact and Conclusions of Law and Order and agree to abide by the terms and conditions set forth herein as a resolution of the charges against me. I waive any right to contest the Findings of Fact and Conclusions of Law, and I waive my right to a full evidentiary hearing, as set forth above, and any right to appeal this Consent Order or any adverse ruling of the Board that might have followed any such hearing.

5. I acknowledge that by failing to abide by the conditions set forth in this Consent Order, I may be subject to disciplinary actions, which may include revocation of my license as a Physical Therapist.

6. I sign this Consent Order voluntarily, without reservation, and I fully understand and comprehend the language, meaning and terms of this Consent Order.

12/1/06  
Date

  
Patrena Caldwell, P.T.

Reviewed and Approved by:

  
William Hockey, III, Esquire

STATE OF MARYLAND

CITY/COUNTY OF Baltimore

I HEREBY CERTIFY that on this 1<sup>st</sup> day of December, 2006, before me, Sylvia J. Morgan a Notary Public of the foregoing State and City/County, personally appeared Patrena Caldwell, P.T., License Number 18087, and made oath in due form of law that signing the foregoing Consent Order was her voluntary act and deed, and the statements made herein are true and correct.

AS WITNESSETH my hand and notarial seal.

Sylvia J. Morgan  
Notary Public

My Commission Expires: -8/1/07

