

Date: 6/21/05

Lynne Eckley, P.T.A.
1004 Elm Road
Baltimore, Maryland 21227

John Shober, P.T., Vice Chair
Board of Physical Therapy Examiners
4201 Patterson Avenue
Baltimore, Maryland 21215

Re: Surrender of Physical Therapy License Number A001123
Case No.: 03-BP-238

Dear Mr. Shober and Members of the Board:

I have decided to surrender my license to practice limited physical therapy in the State of Maryland, License Number A01123. I understand that I may not give limited physical therapy treatment to any individual, with or without supervision and/or compensation, or otherwise engage in the practice of limited physical therapy as it is defined in the Physical Therapy Practice Act (the "Act"), Md. Health Occ. ("H.O.") Code Ann. §13-101 *et seq.*, (2000 Repl. Vol.). In other words, as of June 21, 2005, the effective date of this Letter of Surrender, I understand that the surrender of my license means that I am in the same position as an unlicensed individual.

I understand that this Letter of Surrender is a PUBLIC document which, upon the Board's acceptance, becomes a FINAL ORDER of the Board.

My decision to surrender my license to practice limited physical therapy in Maryland has been prompted by Charges brought against me by the Maryland Board of Physical Therapy Examiners (the "Board"). The Board's Charges alleged that on March 12, 2003, I failed to use a physician-prescribed shoulder harness to restrain a patient in her wheelchair while I left the patient unattended for a few minutes. The patient, who was an elderly woman suffering from dementia, Dilantin toxicity, a seizure disorder, and fixed mobility, fell out of her wheelchair resulting in serious injury.

As a result of the Board's investigation into the March 12, 2003 incident, at the Board's request, I underwent a psychological evaluation by Gregory Lehne, Ph.D. to assess my mental fitness to practice as a physical therapy assistant. Dr. Lehne's report, dated March 5, 2004, opined that I suffer from Axis 1 diagnosis of Dysthymia/Atypical Depression r/o ADHD, Axis 2 diagnosis of Mixed Personality Disorder (Avoidant/Dependent, Self-Defeating), Axis 3 diagnosis of Obesity, secondary to

probable eating disorder, Axis 4 diagnosis of Severe Psychosocial Stressors, and Axis 5 diagnosis of "Serious Symptoms." Dr. Lehne further opined that "[he] would feel uncomfortable entrusting vulnerable individuals to the care of someone with this type of personality style unless that person was closely and appropriately supervised."

On June 15 of 2004, the Board and I entered into a Consent Order which, is attached hereto and incorporated by reference. In the Consent Order I agreed to Findings of Fact, Conclusions of Law and an Order. As part of that Consent Order, I agreed that I would sign this Letter of Surrender which takes effect one (1) year after the entry of the Consent Order by the Board and will be accepted by the Board without any further notice or proceedings, if I am unable to comply with the terms that are prerequisite to my suspension being terminated. Specifically, the terms that I was unable to comply with were that within one (1) year; (1) I would undergo a mental health evaluation in which the evaluator recommends to the Board that I am fit to return to practice as a physical therapy assistant and (2) I would follow any mental health treatment regimen that my treating mental health provider recommended and have the provider submit monthly reports to the Board that I have been compliant with any prescribed treatment regimen.

I have decided to surrender my license to practice limited physical therapy in Maryland to avoid any further prosecution of the aforementioned Charges and as agreed to in the Consent Order. I wish to make it clear that I have voluntarily, knowingly, and freely chosen to submit this Letter of Surrender. I understand that by agreeing to the Consent Order and executing this Letter of Surrender, I am waiving any right to contest the Charges in a formal evidentiary hearing at 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, including the right to appeal.

I acknowledge that on or before the effective date of this Letter of Surrender, I shall present to the Board my Maryland Physical Therapy Assistant's License, number A001123 including any renewal certificates and wallet-sized renewal cards.

I acknowledge that the Board will advise the National Practitioners' Data Bank of this Letter of Surrender, and in any response to inquiry, that I have surrendered my license in lieu of disciplinary action under the Act as resolution of the Charges. I also understand that in the event I apply for licensure in any form in any other state or jurisdiction, that this Letter of Surrender may be released or published by the Board to the same extent as a final order that would result from disciplinary action pursuant to Md. State Gov't. Code Ann. §10-611, et seq., (1999 Repl. Vol.).

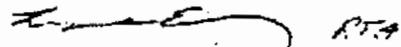
I understand that if I petition the Board for reinstatement of my license, the Board will review my case and determine my fitness to have my license reinstated. I understand

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that the Board can deny such application base solely on the allegations contained in the Findings of Fact in the Consent Order.

I acknowledge that I may not rescind this Letter of Surrender in part or in its entirety for any reason whatsoever. I understand both the nature of the Board's actions and the language, meaning, terms and effect of this Letter of Surrender. I make this decision knowingly and voluntarily.

Sincerely,



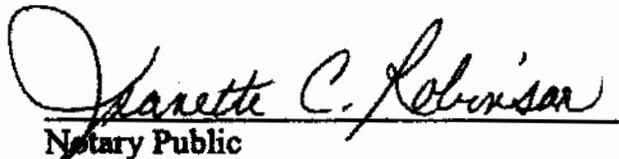
Lynn Eckley, P.T.A.

NOTARY

STATE OF Maryland
CITY/COUNTY OF Baltimore

I HEREBY CERTIFY that on this 24 day of May, 2004, before me, Jeanette C. Robinson, a Notary Public of the State and City/County aforesaid, personally appeared Lynn Eckley and declared and affirmed under the penalties of perjury that signing the foregoing Letter of Surrender was his/her voluntary act and deed.

AS WITNESS my hand and notarial seal.



Notary Public

My Commission Expires: 12/06

John Shober, P.T., Chair, Board of Physical Therapy Examiners
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ACCEPTANCE

ON BEHALF OF THE BOARD OF PHYSICAL THERAPY EXAMINERS, on
this 21st day of June, ²⁰⁰⁵ 2004, I accept Lynn Eckley's public Letter of
Surrender of her license to practice limited physical therapy in the State of Maryland.

John Shober, P.T.
John Shober, P.T.
Vice-Chair

6/21/05
Date

Board of Physical Therapy Examiners