

BEFORE THE PHYSICAL THERAPIST LICENSING BOARD  
OF THE STATE OF OREGON

In the Matter of the  
Physical Therapist License of

WILLIAM TEMES, P.T.,

Licensee

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CONSENT ORDER

WHEREAS, the Physical Therapist Licensing Board of the State of Oregon has conducted an investigation and is prepared to file a Notice of Proposed Disciplinary Action regarding the licensee in the above-captioned matter alleging that the licensee has obtained or attempted to obtain a fee by fraud or misrepresentation in violation of OAR 848-10-050(1)(e), which would be grounds for discipline under ORS 688.140(2)(d); and

WHEREAS, the licensee denies that he obtained or attempted to obtain a fee by fraud or misrepresentation; and

WHEREAS, the parties are desirous of resolving and settling those matters noted above without further proceedings thereon; and

WHEREAS, the licensee is aware of the right to notice of the allegations against him, of the right to a hearing with the assistance of counsel and the right to judicial review of the Board's decision, and hereby freely and voluntarily waives those rights; and

WHEREAS, without making any admissions of wrongdoing, the licensee consents to the disciplinary action as set forth herein;

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NOW THEREFORE THE FOLLOWING DISCIPLINE IS HEREBY ORDERED:

1. The license shall pay a civil penalty to the Board in the amount of \$10,000 (ten thousand dollars) to be paid no later than September 30, 1996;

2. The license of the licensee is revoked, the revocation order is stayed and the licensee is placed on probation for five years under the following conditions, violation of which may result in the revocation of the license, after notice and hearing;

a. Effective September 30, 1996 the licensee shall not hold any ownership interest in nor participate in the management of a physical therapy practice.

b. Effective September 30, 1996 the licensee may only practice clinical physical therapy as a salaried employee and his compensation as a clinical physical therapist shall in no way be based on the profitability or the productivity of his employer.

c. The licensee shall obtain the prior written approval of the Board before accepting any employment as a clinical therapist or before making any changes in the terms and conditions of employment that have been previously approved by the Board.

d. The licensee shall provide each of his employers for whom he provides clinical physical therapy with a copy of this Consent Order and shall have each employer acknowledge to the Board in writing on a form provided by the Board that the

employer has received a copy of the Consent Order as required herein.

e. The licensee shall pay restitution or credit the accounts of his patients as provided on the attached schedule which is marked as Exhibit 1. Restitution shall be paid and accounts shall be credited within 30 days from the effective date of this Consent Order. Within 60 days from the effective date of this Consent Order the licensee shall provide evidence satisfactory to the Board that restitution has been timely paid and accounts have been timely credited;

f. In addition to the continuing education required by Board rules, the licensee shall each year attend Board approved continuing education programs in one of the subjects of (1) professional ethics, (2) billing and coding procedures or (3) charting. The additional continuing education required herein shall be not less than 8 total hours each year. Each year the licensee shall provide evidence satisfactory to the Board of having completed the continuing education programs required herein by submitting documentation to the Board along with the licensee's annual license renewal application.

3. The licensee is censured by the Board.

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4. This Consent Order shall become effective at the time it is signed by the President of the Board.

DATED this 4th day of April, 1996.

PHYSICAL THERAPIST LICENSING BOARD  
FOR THE STATE OF OREGON

**Signature On File**

By: Barbara Beardsley  
President

I hereby acknowledge that I have read and understand the terms of the above-noted Consent Order. I agree to the Board entering the Consent Order

4/1/96  
Date

**Signature On File**

William Temes, P.T.  
Licensee