

BEFORE THE PHYSICAL THERAPIST LICENSING BOARD
OF THE STATE OF OREGON

In the Matter of)	Case Number: PT-35
)	
JAMES R. ARNOUX, PT)	CONSENT ORDER
)	
Licensee)	

WHEREAS, James R. Arnoux ("licensee") has been issued a physical therapist license by the Oregon Physical Therapist Licensing Board (Board); and

WHEREAS, the Board received a complaint, has conducted an investigation and is prepared to issue a Notice of Proposed Disciplinary Action regarding the Licensee alleging that he committed numerous patient record charting violations and practice without referral violations in his practice that include:

1. Providing treatments to a practice without referral patient for eight (8) months without obtaining a physician referral;
2. Neglecting to record treatments administered in the patient records; and
3. Recording inadequate information in patient charts.

WHEREAS, the licensee is aware of his right to formal notification of the allegations against him, of his right to be represented by counsel, of his right to a hearing at which he may testify and present other evidence, and to confront and cross-examine witnesses, and of his right to appeal an adverse Board decision to the Oregon Court of Appeals;

WHEREAS, the licensee knowingly and voluntarily waives the aforementioned rights; and

WHEREAS, the Board and the licensee are desirous of settling and resolving those matters that are the subject of the Board's investigation without further proceedings; and

WHEREAS, the licensee agrees to the entry of this Consent Order;

NOW THEREFORE IT IS HERBY ORDERED:

1. The Licensee is placed on one (1) year probation from the effective date of this Consent Order under the following conditions:

A. The licensee shall produce policies and procedures regarding medical record management and billings to the Board within 60 days from the date of this Consent Order.

B. The licensee's practice without referral certification shall be suspended for six (6) months from the date of this Consent Order.

C. The licensee shall pay a civil penalty to the Board in the amount of \$5,000.00 dollars, of that amount the licensee shall pay \$500.00 dollars, within 60 days from the date of this Consent Order, and the balance of \$4,500.00 dollars is stayed on condition that the licensee comply with the provisions of this Consent Order.

D. The licensee shall allow the Board to conduct an unannounced audit of his facility during the term of his license probation.

2. Violation of the terms of probation may, after notice and hearing, result in further disciplinary action, including the imposition of the \$4,500.00 dollar civil penalty stayed herein.

3. This Consent Order shall become effective when signed by the Board.

DATED this 13TH day of November 2000.

PHYSICAL THERAPIST LICENSING BOARD

Signature On File

Patti Gustafson
Executive Officer

CONSENT

I hereby acknowledge that I have read and understand the provisions of this Consent Order.
I hereby agree to the Board entering the Consent Order.

13 NOV 2000
Date

Signature On File

James R. Arnoux, PT
Licensee