

**BEFORE THE MINNESOTA
BOARD OF PHYSICAL THERAPY**

In the Matter of the
Physical Therapy License of
Nancy K. Dorr, P.T.
Date of Birth: 3/30/56
License Number: 6363

**ORDER FOR IMMEDIATE
LICENSE SUSPENSION**

WHEREAS, the Minnesota Board of Physical Therapy ("Board") is authorized pursuant to Minn. Stat. §§ 148.65 through 148.78 (2002) to license, regulate, and discipline persons who apply for, petition, or hold licenses to practice physical therapy in the State of Minnesota and is further authorized pursuant to Minn. Stat. § 214.10 and 214.103 (2002) to review complaints against physical therapists, to refer such complaints to the Attorney General's Office, and to initiate appropriate disciplinary action.

WHEREAS, Nancy K. Dorr, PT ("Respondent") has been and now is subject to the jurisdiction of the Board from which she holds a license to practice physical therapy in the State of Minnesota.

WHEREAS, on January 7, 2002, the Board adopted a Stipulation and Order ("Order"), due to Respondent's chemical dependency, imposing a stayed suspension on Respondent's license to practice physical therapy in the State of Minnesota. The stayed suspension was subject to Respondent's compliance with certain terms and conditions. A true and correct copy of that January 7, 2002 Stipulation and Order is attached hereto as Exhibit A, and incorporated by reference herein.

WHEREAS, one of the conditions of the Order placed on the Respondent was that she "shall abstain completely from alcohol and all mood-altering chemicals unless they are

prescribed by a physician or dentist who has first been informed of Respondent's chemical dependency history." (See Exhibit A, paragraph 5b, on page 5). (*Added Note: Exhibit A is the 1/7/02 Stipulation and Order which is also available on this website*) Further, the Order described in paragraph 8 the consequences for the Respondent's failure to abide by the conditions of her stayed suspension:

8. If the Respondent shall fail, neglect, or refuse to fully comply with each of the terms, provisions, and conditions in Paragraph 5 above, the license of the Respondent to practice physical therapy in Minnesota shall be suspended immediately upon written notice by the Committee to the Respondent, such a suspension to remain in full force and effect until Respondent demonstrates to the satisfaction of the Committee that she has come into full compliance with each term of this Order.

(See Exhibit A, paragraph 8, on page 8).

WHEREAS, on Sunday, November 17, 2002, Respondent reported for a drug screen test pursuant to her monitoring agreement with the Health Professionals Services Program ("HPSP"). Respondent's sample was taken at about 0635 hours. Testing of the urine sample was done by Regions Hospital Toxicology Laboratory ("Regions") and the results were reported to HPSP on November 29, 2002. The finding was positive urine ethanol (alcohol) in the amount of .151 g/dl. Respondent was contacted on December 2, 2002, by HPSP concerning the positive urine screen. Respondent denied drinking and did not provide an explanation to HPSP regarding the possible source of the ethanol in her system.

WHEREAS, the Complaint Review Committee on December 9, 2002, met and considered the HPSP report of the positive drug screen for ethanol and found this to be a violation of the Order and Minn. Stat. § 148.75, subd. a(1) and (5) (2002). The Committee then decided to offer the Respondent a settlement agreement (Stipulation and Order for Indefinite Suspension) which the Respondent had to complete and return to the Board by December 19,

2002. Failure to return the signed agreement by the deadline would result in the execution of an Order for Indefinite Suspension.

WHEREAS, the Board sent the proposed Stipulation and Order to the Respondent on December 12, 2002, as a settlement agreement, and the Respondent failed to submit a properly signed and dated copy of the proposed Stipulation and Order by December 19, 2002, 4:30 p.m., or request a meeting or a hearing with the Committee or Board.

WHEREAS, pursuant to Paragraph 8 of the Stipulation and Order of January 7, 2002, the Board is issuing an Order for Indefinite Suspension.

NOW, THEREFORE, BASED UPON ALL OF THE INFORMATION AND RECORDS HEREIN, IT IS ORDERED as follows:

A. Respondent's license to practice physical therapy is **INDEFINITELY SUSPENDED** and the suspension shall take effect immediately and remain in effect until such time as Respondent petitions the Board to terminate the suspension after a hearing.

B. During the period of suspension, Respondent shall not in any manner practice physical therapy in Minnesota.

C. Respondent may petition for reinstatement of her license upon submission of satisfactory evidence of at least two years of documented, uninterrupted recovery. Satisfactory evidence shall include, but shall not be limited to, random urine and/or blood screens (at least 12 per quarter), satisfactory completion of chemical dependency treatment programs, and written documentation of regular attendance and participation at meetings of a self-help group in support of recovery, and a report from a treating physician that Respondent is fit and competent to resume the practice of physical therapy with reasonable skill and safety to patients.

D. Upon petitioning for reinstatement, Respondent shall undergo:

1) A comprehensive mental and physical evaluation through an evaluator designated by the Board or its designee.

2) A clinical skills assessment program through an evaluator designated by the Board or its designee.

E. Following the evaluation and assessment, Respondent shall appear before the Complaint Review Committee to discuss her petition and progress in recovery. Upon hearing Respondent's petition, the Committee may recommend that the Board continue, modify, or remove the suspension or impose conditions or restrictions as deemed necessary to protect the public.

F. Respondent shall sign all necessary releases allowing the Board access to all medical, mental health, evaluation, therapy, chemical dependency, or other records from any treating health professional or evaluator. Respondent shall allow the Board or its designee to communicate with all treating health professionals.

G. In the event Respondent resides or practices outside the State of Minnesota, Respondent shall promptly notify the Board in writing of the location of her residence. Periods of residency or practice outside of Minnesota will not be credited toward any period of Respondent's suspended license in Minnesota.

The Committee was represented by Paul R. Kempainen, Assistant Attorney General, 1400 NCL Tower, 445 Minnesota Street, St. Paul, Minnesota 55101, (651) 296-7575.

This Order supersedes the Stipulation and Order of January 7, 2002.

Dated: 12-20-02 _____ COMPLAINT REVIEW COMMITTEE
MINNESOTA BOARD OF
PHYSICAL THERAPY
SIGNATURE ON FILE

By: _____

AG: #777061-v1

CORINNE ELLINGHAM