

COMMONWEALTH OF KENTUCKY  
KENTUCKY BOARD OF LICENSURE FOR OCCUPATIONAL THERAPY  
ADMINISTRATIVE ACTION NO. 06-KOTB-0343

KENTUCKY BOARD OF LICENSURE  
FOR OCCUPATIONAL THERAPY

PETITIONER

vs.

**FINAL ORDER OF DEFAULT AND NOTICE OF APPEAL**

CHRISTY D. OWENS  
OT License No. R2292

RESPONDENT

\* \* \* \* \*

The Kentucky Board of Licensure for Occupational Therapy has reviewed the Hearing Officer's Recommended Order dated January 2, 2007, and otherwise being sufficiently advised, has determined that the Recommended Order is supported by the record in this matter, and therefore adopts and incorporates the Recommended Order hereby as if set out in full. A copy of the Recommended Order is attached hereto.

In accordance with the Recommended Order, the has Board has determined that the Respondent failed to respond to the Prehearing Conference Orders of the Hearing Officer, and by her actions is in default in this matter. Accordingly, pursuant to KRS 13B.080(6), it is hereby the ORDER of this Board that the allegations of the Complaint filed in this action are deemed to be fully admitted by the Respondent as true. By reason of this determination, the Board finds that the Respondent Owens has admitted to the commission of the violations set forth in the Complaint.

The Board further ORDERS that in accordance with KRS 319A.190(1), the OT/L License R2292 of Christy D. Owens is hereby REVOKED for a period of two years from the date this ORDER. Before being reinstated, Owens shall provide proof of completion of two courses by Owens, each of which shall be at least six CCUs. The first course shall cover ethics and the second course shall cover billing. If Owens does apply for reinstatement and is reinstated under the terms of this ORDER, the license shall be placed PROBATION for one year, the terms of which shall be strict compliance with the laws and regulations governing the practice of occupational therapy as set out in KRS Chapter 319A and 201 KAR Title 28.

The Notice to Parties of Appeal Rights are set out on the following page.

SO ORDERED the 11<sup>th</sup> day of January, 2007.

KENTUCKY BOARD OF LICENSURE FOR  
OCCUPATIONAL THERAPY

  
PRESIDENT

## NOTICE TO PARTIES OF APPEAL RIGHTS

Pursuant to KRS 13B.120(2):

the agency head may accept this recommended order and adopt it as the agency's final order, or it may reject or modify, in whole or in part, the recommended order, or it may remand the matter, in whole or in part, to the hearing officer for further proceedings as appropriate.

Pursuant to KRS 13B.120(4):

the agency head shall render a final order in an administrative hearing within ninety (90) days after the hearing officer submits a recommended order to the agency head, unless the matter is remanded to the hearing officer for further proceedings.

Pursuant to KRS 13B.140:

all final orders of an agency shall be subject to judicial review in accordance with the provisions of KRS Chapter 13B. A party shall institute an appeal by filing a petition in the Circuit Court of venue, as provided in the agency's enabling statutes, within thirty (30) days after the final order of the agency is mailed or delivered by personal service. If venue for appeal is not stated in the enabling statutes, a party may appeal to Franklin Circuit Court or the Circuit Court of the county in which the appealing party resides or operates a place of business.

Pursuant to KRS 23A.010(4), "Such review [by the Circuit Court] shall not constitute an appeal but an original action." Some courts have interpreted this language to mean that summons must be served when filing an appeal petition in the Circuit Court.

**CERTIFICATE OF SERVICE**

I hereby certify that the original of this FINAL ORDER was mailed this 11<sup>th</sup> day of January, 2007, by certified mail, return receipt requested, to:

CHRISTY D OWENS



CHRISTY D OWENS



And, by first class mail to:

JAMES J. GRAWE  
CIVIL DIVISION  
OFFICE OF THE ATTORNEY GENERAL  
CAPITOL BLDG., SUITE 118  
700 CAPITOL AVE  
FRANKFORT, KY 40601-3449

MICHEAL HEAD  
HEARING OFFICER  
DIVISION OF ADMINISTRATIVE HEARINGS  
OFFICE OF THE ATTORNEY GENERAL  
1024 CAPITAL CENTER DRIVE  
FRANKFORT, KENTUCKY 40601-8204

  
BOARD ADMINISTRATOR