

COMMONWEALTH OF KENTUCKY
KENTUCKY BOARD OF LICENSURE FOR
OCCUPATIONAL THERAPY

1,075.00

RECEIVED

OCT 26 2009

DIV. OF OCCUPATIONS
& PROFESSIONS

IN RE: KAREN MILLER
License No. R2139

Settlement Agreement

Whereas, the Kentucky Board of Licensure for Occupational Therapy (hereafter "Board") reviewed an application for reinstatement of licensure as an Occupational Therapist from Karen Miller, whose license number R2139 was administratively terminated on December 31, 2007; and

Whereas, the parties mutually desire to settle these actions in an expeditious manner without resorting to a formal procedure; and

Whereas, Miller had the opportunity at all times to seek advice from competent counsel of choice, and no coercion has been exerted upon Miller, nor have any promises been made other than those reflected in this agreement; and

Whereas, Miller freely and voluntarily enters into this agreement, motivated by a desire to resolve the issues addressed herein, and Miller has executed this Agreement only after a careful reading of it and a full understanding of all of its terms;

It is hereby stipulated and agreed between the undersigned parties that this matter shall be settled and resolved as follows:

Jurisdiction

Miller acknowledges the Board has jurisdiction over her application .

Miller acknowledges the Board has the legal power and authority to deny a

reinstatement for a license under KRS 319A.190(1) and to take disciplinary action for practicing without a license under KRS 319A.080.

Findings

Miller acknowledges that issues involving the reinstatement of licensure may exist with regard to her practice in the Commonwealth after the administrative revocation of her license on December 31, 2007.

Effect on License: Fine and CCU

Therefore, Miller is ORDERED to pay a fine of \$1000 with the total amount due at the time that this agreement is tendered to the Board. The fine shall be returned to the Board with this signed agreement and shall be made by cashier's check, money order, or certified check made payable to the Kentucky State Treasurer.

Miller shall also complete 12 CCU hours on Ethics (6 hours) and on Supervision (6 hours). These courses shall be in addition to any renewal requirements related to Miller's licensure. The courses shall be completed by March 30, 2010.

Release of Liability

In consideration of execution of this Agreement, Miller, for herself, her executors, administrators, successors and assigns, hereby releases and forever discharges the Commonwealth of Kentucky, Kentucky Board of Licensure for Occupational Therapy and the Kentucky Attorney General, and each of their members, agents and employees in their individual and representative capacities, from any and all manner of actions, causes of action, suits, debts, judgments, executions, claims and demands whatsoever,

known and unknown, in law or equity, that Miller ever had, now has, may have or claim to have against any or all of the persons or entities named in this paragraph arising out of or by reason of this investigation, this agreement or its administration.

Acceptance by the Board

This Agreement, when executed by Miller, shall be presented to the Board at the next regularly scheduled meeting of the Board following receipt of the executed Agreement. The Agreement shall not become effective until it has been approved by a majority of the Board and endorsed by a representative member of the Board.

Miller understands the Board is free to accept or reject this Agreement. Miller hereby agrees to waive any right she might have to challenge, based solely on the presentation of this Agreement to the Board, the impartiality of the Board to hear this administrative action if, after review by the Board, this Agreement is rejected.

Open Records

Miller acknowledges this Agreement is subject to disclosure under the Kentucky Open Records Act and may be shared with any professional organization or licensing board.

Complete Agreement and Service of Final Order

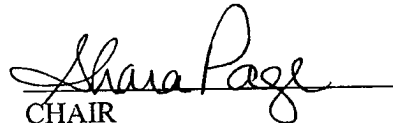
This Agreement and Order consists of 4 pages and embodies the entire agreement between the Board and Miller. It may not be altered, amended or modified without the express written consent of both parties. Miller also agrees to waive any requirement that she be sent a copy of this Agreement by certified mail, but agrees that

it shall be sent to him by regular mail.

Order

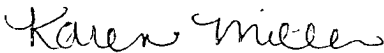
Upon consideration of this Agreement, it is hereby ordered that Miller shall comply with the terms of this Order.

SO ORDERED on this 5 day of November, 2009.

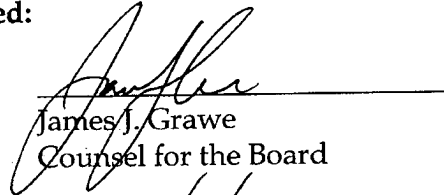


CHAIR
KENTUCKY BOARD OF
LICENSURE FOR OCCUPATIONAL
THERAPY

Have Seen, Understood and Approved:



Karen Miller



James J. Grawe
Counsel for the Board

Date: 10-23-09

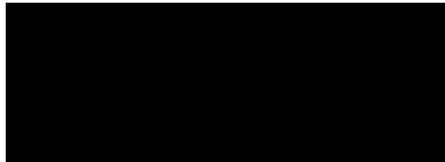
Date: 11/5/09

CERTIFICATE OF SERVICE

I hereby certify that copies of the Agreement were mailed by regular first class mail on this 10th day of November, 2009, to:

Karen Miller





And by messenger mail to:

James J. Grawe
Assistant Attorney General
Capitol Building
700 Capitol Ave, Suite 118
Frankfort, Kentucky 40601



Board Administrator