

**OHIO RESPIRATORY CARE BOARD
77 SOUTH HIGH STREET, 18TH FLOOR
COLUMBUS, OHIO 43266-0777**

TELECONFERENCE MINUTES OF MAY 13, 2014

MEMBERS IN ATTENDANCE ON CONFERENCE CALL

Marc Mays, M.S., R.R.T., R.C.P., President

Joel Marx, HME Member

Verna Riffe Biemel, Public Member

Carol Gilligan, HME Member

Steven A. Pavlak, M.S., R.R.T., R.C.P.

Kenneth Walz, J.D., R.R.T., R.C.P.

Robert Slabodnick, M.Ed., R.R.T., R.C.P.

Maninder Kalra, Ph.D., M.D., Physician Member

Andrea Yagodich, R.R.T., R.C.P.

Staff in attendance:

Christopher H. Logsdon, Executive Director

Others in Attendance:

Steven R. Kochheiser, Assistant Attorney General

**Name and identifying information was redacted from report of allegations and proposed notice of opportunity for hearing during the course of the teleconference. Identifying information based upon the case number was added during the writing of the minutes after approval of the summary suspension order and the proposed notice of opportunity for hearing.*

Mr. Mays called the meeting order at 1:03 p.m. Mr. Mays provided the membership with a brief review of the order of business and a verbal summary of the report of allegations filed by himself and Mr. Pavlak. Mr. Mays noted that the purpose and only purpose of the teleconference was to consider the report of

allegations filed and the recommendation to approve a summary suspension order in the matter of Case #2014ORCB039 (Caroline Marie Murphy).

Mr. Marx inquired about the employment status of the respondent and meaning of “continued practice,” as used in Section 4761.09 of the Revised Code. Mr. Walz stated that the language, based upon his understanding, does not necessary mean the respondent is working, but that continued practice could mean the ability to work in the profession.

Ms. Riffe Biemel inquired about when the Board would advise the respondent of her rights to a hearing. Mr. Walz stated that the order to summarily suspend a license temporarily suspends the respondent’s ability to practice until the matter is heard at hearing.

Mr. Marx inquired about the investigative process and who conducted the interview. Mr. Logsdon stated that he conducted the investigation.

Hearing no other questions, Mr. Mays asked if a member would make a motion to approve the Order to summarily suspend the respondent’s license to practice respiratory care in the state of Ohio.

ENTRY OF ORDER OF SUMMARY SUSPENSION

This matter was brought before the Ohio Respiratory Care Board on May 13, 2014. Pursuant to Ohio Revised Code Section 4761.09 a telephone conference call was held from 1:00 p.m. to 1:16 p.m. for the purpose of considering a summary suspension in the matter of Caroline Marie Murphy, Case No. 2014ORCB0039.

Those participating in the conference call were: President, Marc Mays, R.R.T., R.C.P., President, Joel Marx, HME Member, Carol Gilligan, HME Member, Maninder Kalra, M.D., Kenneth Walz, J.D., R.R.T., R.C.P., Steven Pavlak, R.R.T., M.S., Verna Riffe Biemel, Public Member, Andrea D. Yagodich, B.S., R.R.T., R.C.P., and Robert Slabodnick, R.R.T, M.Ed. Executive Director, Christopher H. Logsdon, M.B.A., R.R.T. took the minutes of the conference call. Respondent’s identifying information was not provided to members of the Board and all documents were redacted of the Respondent’s name and license number. At all times during the conference call the licensee was referred to as respondent.

Upon the recommendation of President Marc Mays, R.R.T., R.C.P., and the Board Secretary Steven Pavlak, R.R.T., M.S. and upon a unanimous vote by the participating Board members; and

Pursuant to the Board’s determination that there is clear and convincing evidence that CAROLINE MARIE MURPHY, R.C.P., has committed an act that violates Section 4761.09 of the Ohio Revised Code, and

Pursuant to their determination that CAROLINE MARIE MURPHY’S continued practice of respiratory care presents a danger of immediate and serious harm to the public;

The following Order is hereby entered on the Journal of the Ohio Respiratory Care Board for the 13th

day of May, 2014:

It is hereby ORDERED that the license of CAROLINE MARIE MURPHY, RCP. #9929, to practice respiratory care in the State of Ohio be summarily suspended without prior hearing. Ms. Murphy will surrender her license wall certificate and license identification card to the Ohio Respiratory Care Board office within 5 days of the effective date of this suspension.

It is hereby ORDERED that CAROLINE MARIE MURPHY, R.C.P., shall immediately cease the practice of respiratory care in the State of Ohio.

This order shall remain in effect until a final adjudication issued by the Board becomes effective. The Board shall issue this final adjudication order not later than sixty days after the completion of its hearing. Failure to issue this order within the time proscribed shall result in immediate dissolution of the suspension order, but shall not invalidate any subsequent, final adjudication order.

ANDREA YAGODICH, R.R.T. MOVED FOR ORDER OF THE BOARD. ROBERT SLABODNICK SECONDED THE MOTION. MOTION CARRIED (AYE – 7, NO - 0, ABSTAINED – 2, MAYS AND PAVLAK)

The teleconference concluded at 1:16 P.M.

Executive Director's Certification: These are a true account of the proceedings in accordance with Section 121.11 of the Ohio Revised Code.



Christopher H. Logsdon, Executive Director



Witness