BEFORE THE IOWA BOARD OF
PHYSICAL AND OCCUPATIONAL THERAPY EXAMINERS

IN THE MATTER OF:	)	CASE NO: PT 01-006
	)	
BRADLEY CLARK HIRL, P.T.	)	**SETTLEMENT AGREEMENT AND FINAL ORDER**
	)	
Respondent.	)	

COME NOW the Iowa Board of Physical and Occupational Therapy Examiners ("Board") and Bradley Clark Hirl ("Respondent"), and pursuant to Iowa Code sections 17A.10 and 272C.3(4) (2001), enter into the following Settlement Agreement and Final Order of the contested case currently on file.

1. Respondent is licensed to practice physical therapy in the state of Iowa and holds license number 194-01856. Respondent's license is current through January 15, 2004.

2. Respondent's current address as reported to the Board is 517 Oakhurst Drive, Apt. 14, Clinton, Iowa, 52732.

3. The Board has jurisdiction of the parties and the subject matter.

4. A Statement of Charges was filed against the Respondent on May 16, 2003. A contested case hearing is scheduled for August 22, 2003.

5. The Respondent admits the allegations contained in the Statement of Charges.

6. Execution of this Settlement Agreement and Final Order constitutes the resolution of this contested case. Respondent has a right to a hearing on the charges, but waives his right to hearing and all attendant rights, including the right to appeal, by freely and voluntarily agreeing to this Settlement Agreement and Final Order. Once

entered, this Order shall have the force and effect of a disciplinary order entered following a contested case hearing.

7. Respondent is freely and voluntarily entering into this Settlement Agreement and Final Order and he agrees that the State's counsel may present this agreement to the Board.

8. This Settlement Agreement and Final Order is subject to approval of the Board. If the Board approves this agreement, it becomes the final disposition of this matter. If the Board fails to approve this agreement, it shall be of no force or effect to either party.

9. This Settlement Agreement and Final Order shall be part of the permanent record of Respondent and shall be considered by the Board in determining the nature and severity of any disciplinary action to be imposed in the event of any future violations.

10. This Settlement Agreement and Final Order as well as the Statement of Charges are public records available for inspection and copying in accordance with the requirements of Iowa Code Chapter 22.

11. The Board's approval of this Settlement Agreement and Final Order shall constitute a FINAL ORDER of the Board.

IT IS THEREFORE ORDERED:

12. Respondent's license shall be placed on probation for a period of one year, subject to the following terms and conditions:

a. Respondent shall attend five (5) hours of continuing education in the area of ethics within the one year period of probation. Such hours shall be in addition to the standard continuing education renewal requirements. Prior to attending the continuing education, the Respondent shall submit the name of the course, the course instructors, and the course content to the Board for its approval. Respondent shall be responsible for all costs associated with the continuing education.

b. Respondent agrees to submit to random unannounced visits to his place of employment by the Board or its designee to verify compliance with this Settlement Agreement and Final Order. The Respondent shall fully cooperate in visits, reviews or evaluations by the Board or its designee.

c. Respondent shall make a personal appearance before the Board upon request. The Respondent shall be given reasonable notice of the date, time, and place for appearance.

d. The Respondent shall obey all federal, state, and local laws, rules and regulations governing the practice of physical therapy.

e. The Respondent shall remit to the Board a civil penalty in the amount of seven hundred and fifty dollars ($ 750.00) within ninety days of the date the agreement is executed.

f. The period of probation shall terminate following the one year time period

provided that Respondent has fully complied with the terms and conditions for probation set forth in this Settlement Agreement and Final Order.

13. In the event the Respondent violates or fails to comply with any of the terms or provisions of this Settlement Agreement and Final Order, the Board may initiate appropriate action to revoke or suspend the Respondent's license or to impose other licensee discipline as authorized by Iowa Code section 272C.3(2)(a).

AGREED AND ACCEPTED:

This Settlement Agreement and Final Order was approved by the board on August 22, 2003.