



BOARD OF CERTIFICATION
FOR THE ATHLETIC TRAINER
Be Certain.

BOARD OF CERTIFICATION
12300 Independence Street, Suite 200
Orlando, Florida 32817-1100

January 26, 2018

Timothy E Skudlarek
c/o James Skudlarek

[REDACTED]
Salamanca, NY [REDACTED]

Dear Mr. Skudlarek:

Please be advised that the Board of Certification, Inc. (BOC) Professional Practice and Discipline Committee (Committee) has rendered the following decision with respect to the charge that you violated Code 3.2 of the Code of Professional Responsibility (COPR) section of the BOC Standards of Professional Practice.

In a Charge letter dated January 3, 2018, the BOC informed you that the Committee had determined that good cause existed to believe that you have violated Code 3.2 of the COPR section of the BOC Standards of Professional Practice based on the fact that, on or about January 20, 2017, the BOC received a copy of the Adjudication Order from the Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board revoking your athletic trainer license due to preponderance of the evidence establishing you had sexual conduct with a minor student in the course of your practice as an athletic trainer.

Factual Findings

1. January 20, 2017, the BOC received a copy of the Notice of Opportunity for a Hearing and Adjudication Order from the Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board stating your athletic training license had been revoked due to engaging in sexual conduct while providing athletic training services at Plymouth High School from about February 2016, to about April 2016.
2. January 30, 2017, the BOC received a copy of the Notice of Corrective Action from Avita Health System.
3. January 31, 2017, the BOC mailed you a Notice of Investigation with copies of the above documentation requesting a response from you within 15 days from the date of the Notice.
4. February 21, 2017, the BOC sent you an email requesting answers to the two (2) questions below as we did not receive a response to our January 31, 2017 Notice of Investigation. You responded via email February 21, 2017. Your answers to the questions are stated below.
 - a. Did you receive the letter?
Yes
 - b. Is this your correct contact information? If not what is your correct contact information?
Timothy E Skudlarek (BOC151921)
[REDACTED]
Bridgewater, VA [REDACTED]
[REDACTED]
Yes
 - c. The BOC is requesting psychosexual evaluation performed by a state licensed mental health professional who is capable of providing sex offender treatment, such as a Certified Sex Offender Treatment Provider (CSOTP). This evaluation can be emailed, mailed or faxed to me directly and must be received no later than 3/31/2017.
Okay

O (402) 559-0091
F (402) 561-0598
www.bocatc.org

5. March 13, 2017, the BOC received a copy of the Order of Mandatory Suspension from the Virginia Department of Health Professions.
6. March 16, 2017, the BOC mailed you a Notice & Emergency Suspension Order. This letter was mailed via Certified mail and was signed for as received by you. The BOC did not receive a response from you.
7. July 11, 2017, the BOC mailed you a Consent Agreement for suspension of your certification as a resolution. This letter was mailed via Certified mail. August 14, 2017, the BOC received this letter back from the Post Office as Unclaimed. August 14, 2017, the BOC resent the Consent Agreement via Certified mail and September 18, 2017, received the letter back as Unclaimed. September 18, 2017, the BOC resent the letter again via 1st class mail. The BOC did not receive a response from you.
8. October 23, 2017, the BOC mailed you a Charge letter via Certified mail. November 27, 2017, the BOC received the letter back as Return to Sender, MLNA. November 27, 2017, the BOC called and left you a voicemail requesting an updated address. The BOC did not receive a response. December 4, 2017, the BOC resent the Charge letter via Certified mail. January 3, 2018, the BOC received the letter back as Unclaimed. January 3, 2018, the BOC resent the letter via 1st class mail. January 25, 2018, the BOC received the letter back as MLNA, Unable to Forward.
9. January 26, 2018, in an attempt to obtain updated contact information, the BOC called and spoke with your father, James Skudlarek. He did not provide an updated address for you, but indicated you are no longer working in the field and that you are aware your certification is suspended.

Conclusions

The Committee has determined that these actions violate Code 3.2 of the COPR section of the BOC Standards of Professional Practice:

Code 3.2: Knows and complies with applicable local, state and/or federal rules, requirements, regulations and/or laws related the practice of athletic training.

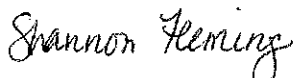
As a result, the Committee has issued the following sanctions regarding your certification. Respondent's certification is Suspended. As a result, the Respondent is not authorized to do the following:

- a. Represent himself to the public as a practicing Certified Athletic Trainer or use the certification marks "ATC" or C.A.T." following your name; or
- b. Serve as an item writer for the BOC certification exam; or
- c. Serve as a supervisor of students who are satisfying the athletic training requirements for certification eligibility.

Respondent may petition for reinstatement after suspension in accordance with Section 13 of the BOC Discipline Procedures. Such petition may be brought by Respondent no sooner than 1 year.

Mr. Skudlarek, this matter will remain a part of your BOC certification file and may be used for the purpose of determining sanctions in any future matters that come before the BOC Professional Practice and Discipline Committee or other Disciplinary Panels. You have the right to appeal a decision made by the Committee. An appeal must be received by the BOC within thirty (30) days of receipt of this decision. The appeal must be written and addressed to the BOC Executive Director. For details regarding the appeal process, please see the enclosed procedures.

Sincerely,



Shannon Fleming, MA, ATC
Director of Credentialing and Regulatory Affairs

cc: BOC Professional Practice and Discipline Committee
BOC Counsel