



October 18, 2019

Larry Howard

Xenia, OH

Dear Larry:

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) (2017) section of the *BOC Standards of Professional Practice*.

In a Charge letter dated August 19, 2019, 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 September 29, 2018, you entered into a Consent Agreement for Voluntary Surrender of your Ohio athletic trainer license with the Ohio Occupational Therapy, Physical Therapy and Athletic Trainers Board for violating Ohio Revised Code sections 4755.64(A)(2) & (4).

#### Factual Findings

1. September 29, 2018, you entered into a Consent Agreement for Voluntary Surrender of your Ohio athletic trainer license with the Ohio Occupational Therapy, Physical Therapy and Athletic Trainers Board for violating Ohio Revised Code sections 4755.64(A)(2) & (4). Entering into the Consent Agreement, you admitted to the statement, "the facts as set forth above [1.a. and 1.b. below] are true and accurate and expressly waives all rights to challenge said facts."
  - a. On or about August 28, 2017, in Clinton County, Ohio, you were charged with three (3) felonies (Case No. CR1175000250) including: Illegal Processing of Drug Documents (F5), Deception in Obtaining Drugs (F5), and Deception in Obtaining Drugs (F3).
  - b. October 30, 2017, you entered plea with intervention in lieu of conviction. All criminal proceedings stayed: 18-month rehabilitation.
1. October 19, 2018, the BOC received a copy of the Ohio Consent Agreement for Voluntary Surrender of your Ohio athletic training license.
2. October 24, 2018, the BOC mailed you an Investigation Notice requesting additional documentation. The BOC did not receive a response from you.
3. December 10, 2018, the Committee deliberated your case and decided to send you a Consent Agreement for suspension and the ability to apply for reinstatement immediately. The BOC tried to contact your legal counsel for current contact information. We did not receive a response from your legal counsel.
4. April 3, 2019, the BOC sent the Consent Agreement to you electronically via Eversign. April 5, 2019, you declined the Consent Agreement stating the reason you declined was, "All charges against me have been dropped. There are no legal proceedings currently against me."
5. April 5, 2019, the BOC sent you an email giving you the option to provide the items requested in our initial Investigation Notice or do nothing and we would continue with the disciplinary process. We did not receive a response from you.
6. May 15, 2019, the BOC mailed you a Charge letter via Certified mail giving you thirty days for a response. June 13, 2019, this letter was returned by the Post Office as Return to Sender, Unclaimed, Unable to Forward,



# BOARD OF CERTIFICATION FOR THE ATHLETIC TRAINER

7. June 14, 2019, the BOC mailed you the Charge letter again via Certified mail giving you thirty days for a response. June 18, 2019, the letter was signed by you as received. The BOC did not receive a response from you.
8. July 17, 2019, the BOC sent you a Consent Agreement for suspension with the ability to apply for reinstatement immediately. The document was viewed by you July 17 and 23, 2019. The BOC did not receive a response from you.
9. August 19, 2019, the BOC sent you a Charge letter electronically via Eversign giving you thirty days for a response. You viewed the document August 31 and September 11, 2019. September 11, 2019, you selected the option on the Confirmation of Receipt letter included with the Charge letter that states, "I do not admit to the truthfulness of the allegations outlined in the enclosed Charge Letter and decline to enter in a Consent Agreement with the BOC. I do NOT request to have a hearing."

## 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: Practices in accordance with applicable local, state and/or federal rules, requirements, regulations and/or laws related to 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 immediately in accordance with Section 12 of the BOC Discipline Procedures. Contact the BOC office for reinstatement fees and procedures.

Larry, 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 Chief Executive Officer. For details regarding the appeal process, please see the enclosed procedures.

Sincerely,

Shannon Leftwich, MA, ATC  
Director of Compliance and Regulatory Affairs

cc: Ohio Athletic Trainers Section  
BOC Professional Practice and Discipline Committee  
BOC Counsel

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