

**BOARD OF ATHLETIC TRAINERS
MINUTES**

DATE: June 6, 2024

TIME: 9:00 a.m. C.D.T

LOCATION: 665 Mainstream Drive
Poplar Conference Room, 1st Floor.
Nashville, TN 37243

MEMBERS PRESENT: Helen Binkley, AT, Chair
Craig Moorhouse, AT, Vice Chair
Daniel Lewis, Physician Board Member
Walter Fitzpatrick, Board Member

STAFF PRESENT: Mary Bennett, Board Manager
Thomasina Scharkley, Board Administrator
Michael Varnell, Associate Counsel

STAFF ABSENT: Noranda French, Board Director

GUESTS PRESENT: The Honorable Claudia Padfield, Administrative Judge

I. Call To Order

With a quorum present, the meeting was called to order at 9:04 am.

II. Declaratory Order

a. Joseph Peters

FINAL ORDER

1. This matter came to be heard before the Tennessee Board of Athletic Trainers (hereinafter the "Board") on June 6, 2024, pursuant to a Petition for Declaratory Order filed by Petitioner, Joseph E. Peters. Presiding at the hearing was the Honorable Claudia Padfield, Administrative Judge, assigned by the Secretary of State. The Division of Health-Related

Boards of the Tennessee Department of Health was represented by W. Michael Varnell, Associate General Counsel. Petitioner, Joseph E. Peters, (hereinafter "Petitioner"), was present and was not represented by counsel. After consideration of the Petition, arguments of counsel and petitioner, and the record as a whole, the Board finds as follows:

I. FINDINGS OF FACT

Petitioner is applying for an Athletic Trainer license in the State of Tennessee by reciprocity. Petitioner is not a graduate from an Athletic Trainer curriculum but meets or exceeds the requirements for Athletic Trainers in the State of Tennessee and the Board of Certification requirements. Petitioner's academic transcript indicates that he holds a Bachelor of Science degree in Physical Education from Indiana University that was granted in August of 2001 and by testimony a minor in Athletic Training.

2. Petitioner currently has an active Athletic Trainer license in the State of Indiana that was issued on November 9, 2004. Petitioner's Indiana license has a current expiration date of December 31, 2025. Petitioner's Indiana license number is 36001158A. Petitioner has held additional licenses in the States of Georgia and South Carolina.

3. Petitioner has a Board of Certification, Inc. ("BOC") certification that was issued on February 23, 2004. Petitioner's BOC certification has an expiration date of December 31, 2025. Petitioner's BOC certification number is 020402048.

4. There is a significant need of athletic trainers with Petitioner's qualifications to maintain the level of care needed to provide athletic training services in this state.

5. The Board finds Petitioner to be a credible witness to be believed on his oath. No other witness testified.

II. CONCLUSIONS OF LAW

The findings of fact contained in paragraphs 1-4 constitute grounds to approve the Petition requested by Petitioner pursuant to T.C.A. § 4-5-223; T.C.A. §63-24-104 (a)(1); Tenn. Comp. Rules and Regulations Rules 0150-01-.05(2)(d) and 0150-01-.05(3)(a) and issues the declaratory relief requested, and issue Petitioner a Tennessee Athletic Trainer license.

III. POLICY STATEMENT

The Tennessee Board of Athletic Trainers takes this action in order to protect the health, safety, and welfare of people in the state of Tennessee.

IV. ORDER

THEREFORE, in consideration of the above Findings of Fact and Conclusions of Law, it is ORDERED, ADJUDGED, and DECREED as follows:

7. The Petition for Declaratory Order filed by Petitioner, Joseph E. Peters, and the relief requested therein is granted and Petitioner shall be issued a license to practice as an Athletic Trainer in the State of Tennessee.

So ORDERED by a panel of the Tennessee Board of Athletic Trainers this 6th day of June 2024.

RECONSIDERATION, ADMINISTRATIVE RELIEF AND JUDICIAL REVIEW

Within fifteen (15) days after the entry of an initial or final order, a party may file a petition to the Board for reconsideration of the Final Order. If no action is taken within twenty (20) days of filing of the petition with the Board, it is deemed denied. TENN. CODE ANN. § 4-5-317. In addition, a party may petition the Board for a stay of the Final Order within seven (7) days after the effective date of the Final Order. TENN. CODE ANN. § 4-5-316.

Finally, a party may seek judicial review by filing a petition for review in the chancery court nearest to the place of residence of the person contesting the agency action or alternatively, at the person's discretion, in the chancery court nearest to the place where the cause of action arose, or in the chancery court of Davidson County within sixty (60) days after the effective date of the Final Order. A petition for reconsideration does not act to extend the sixty (60) day period; however, if the petition is granted, then the sixty (60) day period is tolled and a new sixty (60) day period commences from the effective date of the Final Order disposing of the petition. TENN. CODE ANN. § 4-5-322.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of this document has been served upon Respondent, Joseph E. Peters, 8004 Warren Drive, Nolensville, Tennessee 37315, by delivering same in the United States Mail, Certified Number _____ return receipt requested, and United States First Class Postage Pre-Paid Mail, with sufficient postage thereon to reach its destination and via email at je.ja.peters@gmail.com.

This 6th day of June 2024.

There being no further business, the Honorable Claudia Padfield adjourned the meeting at 10:05 a.m.

Board Chair

Date

These minutes were ratified by the board at the November 7, 2024, meeting.