



**BEFORE THE WEST VIRGINIA BOARD OF EXAMINERS FOR
SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY**

**WEST VIRGINIA BOARD OF EXAMINERS
FOR SPEECH LANGUAGE PATHOLOGY
AND AUDIOLOGY,**

Complainant,

v.

**Case No. 55
SLP License # 1145**

KASIE A. GROSE,

Respondent.

CONSENT AGREEMENT AND ORDER

After due investigation, the West Virginia Board of Examiners for Speech-Language Pathology and Audiology (“Board”) determined there was probable cause to believe that Respondent, Kasie A. Grose (“Ms. Grose”), exhibited unprofessional conduct in the practice of speech-language pathology in violation of certain provisions of W. Va. Code §§ 30-32-1 *et seq.* and W. Va. Code R. §§ 29-1-1 *et seq.* The Board gave Ms. Grose written notice of the allegations against her and the opportunity to request an administrative hearing under the rules of the Board and the laws of this State. This matter proceeded to an administrative hearing, which took place over two days, on February 27, 2023, and June 22, 2023. The parties have agreed to the entry of the following Consent Agreement and Order to resolve and dispose of this matter.

FINDINGS OF FACT

The Board adopts the following factual findings:

1. Ms. Grose is a speech-language pathologist, holding License No. 1145.
2. At all times relevant hereto, Ms. Grose performed work as an independent contractor for LinguaCare Associates, Inc., 120 Hanworth Lane, Daniels, West Virginia 25832,

as a Speech Language Pathologist (“SLP”) providing telepractice/virtual therapy sessions for students in Fayette, Jackson, Kanawha, Mercer and Wyoming Counties, West Virginia.

3. On or about February 8, 2021, the Board received a complaint from Vickie Pullins, CEO of LinguaCare Associates, Inc., alleging that on multiple occasions Ms. Grose prepared and submitted school daily billing logs for services that were not provided, as well as overbilled LinguaCare Associates, Inc. for therapy services that were not provided. The complaint further alleges that Ms. Grose was unable to produce her daily notes upon request, and that once the daily notes were produced, it was apparent that the notes were not accurate due to the identical activity and accuracy levels recorded for students for consecutive days of services.

4. On or about February 11, 2021, the Board transmitted a copy of Ms. Pullins’s complaint to Ms. Grose and requested that she respond thereto within thirty (30) days.

5. Ms. Grose, through counsel, responded to the complaint by letter dated March 10, 2021. Therein, Ms. Grose acknowledged that she believed she was to be paid on an hourly basis and not per client seen, which was why she recorded all of her time during the day and not just the time she spent seeing clients. Ms. Grose further acknowledged that she made mistakes in billing, but asserted that such mistakes should have been immediately recognized by her supervisors. Ms. Grose denied that she failed to produce her notes in a timely manner and that the notes were not accurate.

6. LinguaCare Associates, Inc. conducted an investigation of Ms. Grose and concluded that Ms. Grose thought she believed she was paid on an hourly basis as opposed to being paid per each client seen, thus Ms. Grose recorded and billed all her time during the day and not just the time she spent working with a client.

7. Upon investigation, and after reviewing the information and documents described therein, the Board, by majority vote at its meeting on January 11, 2022, determined that there was sufficient evidence to warrant further proceedings and that probable cause existed to charge Ms. Grose with the following provisions of the West Virginia Code and Legislative Rules governing the conduct of speech pathologists:

a. Violations of West Virginia Code § 30-32-19:

- i. Being guilty of unprofessional conduct as defined by legislative rule of the Board. W. Va. Code § 30-32-19(g)(3).
- ii. Violating provisions of this article, rule or lawful order of the Board. W. Va. Code § 30-32-19(g)(4).

b. Violations of Legislative Rules:

- i. Licensees shall comply with the West Virginia Board of Examiners for Speech-Language Pathology and Audiology Code of Ethics as set forth in W. Va. Code R. § 29-5-1 *et seq.* A licensee who fails to comply with the Code of Ethics is subject to disciplinary action as described in W. Va. Code § 30-32-19.
- ii. The provider shall comply with the West Virginia Board of Examiners for Speech-Language Pathology and Audiology Code of Ethics as set forth in W. Va. Code R. §§ 29-1-10 and 29-5-2, and Scope of Practice requirements set forth in W. Va. Code §§ 30-32-13, when providing telepractice services. A provider who fails to comply may be subject to disciplinary action as described in W. Va. Code § 30-32-19.
- iii. Individuals shall maintain adequate records of professional services rendered and products dispensed and shall allow access to these records when appropriately authorized. W. Va. Code R. § 29-5-2.4.b.8.
- iv. Individuals shall not charge for services not rendered, nor shall they misrepresent, in any fashion, services rendered or products dispensed. W. Va. Code R. § 29-5-2.4.b.10.
- v. Individuals shall not misrepresent diagnostic information, services rendered, or products dispensed or engage in any scheme or artifice to defraud in connection with obtaining payment or reimbursement for such services or products. W. Va. Code R. § 29-5-2.6.a.3.

vi. Individuals shall not engage in dishonesty, fraud, deceit, misrepresentation, or any form of conduct that adversely reflects on the professions or on the individual's fitness to serve persons professionally. W. Va. Code R. § 29-5-2.7.b.2.

8. This matter proceeded to an administrative hearing, which took place over two days, on February 27, 2023, and June 22, 2023.

CONCLUSIONS OF LAW

1. Ms. Grose is a licensee of the Board, holding License No. SLP-1145, and is therefore subject to the license requirements of the Board.

2. The Board is a state entity created and governed by W. Va. Code §§ 30-32-1, *et seq.*, and is empowered to regulate the practice of speech-language pathology in the State of West Virginia.

3. In order to carry out its regulatory duties, the Board may suspend, revoke, or otherwise discipline an individual's license to practice speech-language pathology under the authority granted to it by W. Va. Code §§ 30-32-6 and 30-32-19 and W. Va. Code R. §§ 29-4-1 to 29-4-6.

4. Ms. Grose was notified of the allegations against her pursuant to the rules of the Board and the laws of the State.

5. Ms. Grose acknowledges that she engaged in conduct that constitutes violations of W. Va. Code § 30-32-19 and W. Va. Code R. §§ 29-5-2.4.b.8. and 29-5-2.4.b.10. Such conduct is therefore grounds for disciplinary action.

CONSENT OF LICENSEE

I, Kasie A. Grose, by signing this Consent Agreement and Order, acknowledge the following:

1. After having had the opportunity to consult with an attorney of my choice, I sign this Consent Agreement and Order voluntarily, freely, without compulsion or duress, and understand that my signature has legal consequences.

2. No person or entity has made any promise or given any inducement whatsoever to encourage me to make this settlement other than as set forth in this document.

3. I am aware that I may pursue this matter through appropriate administrative and/or court proceedings. I am aware of my legal rights regarding this matter, but I have chosen to waive those rights intelligently, knowingly, and voluntarily.

4. I waive any defenses including, but not limited to, laches, statute of limitations, and estoppel, that I may have otherwise claimed as a condition of this agreement.

5. I admit that my actions violated the statutes and rules of the West Virginia Board of Examiners for Speech-Language Pathology and Audiology as noted above.

6. I acknowledge that the execution of this document constitutes disciplinary action by the Board and is therefore considered to be public information.

The Respondent, Kasie A. Grose, by affixing her signature hereto, agrees to the following:

ORDER

Based on the foregoing, the Board does hereby ORDER and DECREE as follows:

1. Ms. Grose is hereby REPRIMANDED for her actions in this matter.
2. Ms. Grose must submit quarterly self-supervision reports to the Board.
3. Within six (6) months from the date of entry of this Order, Respondent shall complete three (3) hours of Board-approved continuing education on the subject of record keeping. Further, within six (6) months from the date of entry of this Order, Respondent shall

complete three (3) hours of Board-approved continuing education on the subject of ethics. These continuing education hours do not count toward the required twenty (20) hours of continuing education.

4. The Board shall bear the costs of this proceeding, including but not limited to, the administrative and legal expenses incurred by the Board in the investigation and disposition of this case, as well as the cost of the hearing examiner.

5. Any failure to comply with all provisions in this Consent Agreement and Order may result in additional disciplinary action, up to and including the suspension or revocation of Ms. Grose's license to practice speech-language pathology in the State of West Virginia.

6. This document is a public record as defined in West Virginia Code § 29B-1-2. The Board is bound by law and by this Agreement to report the results of all disciplinary actions, including this matter, to the National Practitioner's Database and on the Board's website.

7. This Consent Agreement and Order constitutes the entire agreement between the parties.

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In recognition of this Consent Agreement and Order, we hereby affix our signatures.

WEST VIRGINIA BOARD OF EXAMINERS FOR
SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY

By: Vernon N. Mullins, Au.D.
Dr. Vernon N. Mullins, Au.D., CCC-A, President

Entered: 10/23/2023
Date

REVIEWED AND AGREED TO BY:

Kasie A. Grose
Kasie A. Grose
Respondent

10.19.2023
Date

This day personally appeared before me, Kasie A. Grose, whose name is signed to the foregoing document and who is known to me, having acknowledged before me that the statements in the foregoing document are complete, true and correct, to the best of her knowledge, information and belief, and executed the document voluntarily on the date shown above.

Given under my hand and seal on this 19 day of October, 2023.

My Commission expires: 6-2-2028

Ronda K. Floyd
Notary Public

