

**BEFORE THE IOWA BOARD OF SPEECH PATHOLOGY & AUDIOLOGY**

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| <p>RE:<br/>Speech Pathologist License of</p> <p><b>BRANDEN MAYS</b><br/>License No. 01539<br/>Respondent.</p> | <p>CASE NO. 12-003</p> <p><b>REINSTATEMENT BY CONSENT<br/>AGREEMENT</b></p> |
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**COME NOW** the Iowa Board of Speech Pathology & Audiology (“Board”) and Branden Mays (“Respondent”) 15917 Spring Street, Omaha Nebraska 68130, and enter into this Reinstatement by Consent Agreement (“Agreement”) pursuant to Iowa Code sections 17A.10 and 17A.18 (2018), and 645 IAC 11.31 and 300.18, stipulating as follows:

1. Respondent was issued Iowa speech pathologist license number 01539 on February 25, 2003. Respondent’s license expired on December 31, 2011.
2. On March 6, 2015, the Board approved a Settlement Agreement and Final Order in the above-captioned case, in which Respondent voluntarily surrendered his license to practice speech pathology to resolve the disciplinary charges described in the Notice of Hearing and Statement of Charges issued on September 5, 2014.
3. Respondent has applied for reinstatement of his license.
4. Respondent’s application for reinstatement demonstrates that the basis for the surrender of his license no longer exists and that it is in the public interest for his license to be reinstated, if reinstated in accordance with the terms established in this Agreement.
5. Execution of this Agreement constitutes the resolution of a contested case. Respondent has a right to reinstatement hearing before the Board but Respondent waives the right to hearing and all attendant rights, including the right to appeal or seek judicial review of the Board’s action, by freely and voluntarily entering into this Agreement. Once entered, this Agreement shall have the force and effect of a Board Order entered following a contested case hearing concerning license reinstatement.
6. Respondent acknowledges that he has the right to be represented by counsel on this matter.
7. This Agreement is subject to approval by a majority of the full Board. If the Board does not approve this Agreement, it shall be of no force or effect to either party, and shall not be admissible for any purpose in further proceedings in this matter. If the Board approves this Agreement, it shall be the full and final resolution of this matter.

8. This Agreement shall be part of Respondent's permanent record 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.

9. Respondent understands that this Agreement constitutes adverse action and that the Board is required by federal law to report any adverse action to the National Practitioner Data Bank.

10. This Agreement, when fully executed, is a public record and is available for inspection and copying in accordance with the requirements of Iowa Code chapters 22 and 272C.

11. The Board's approval of this Agreement shall constitute a **FINAL ORDER** of the Board.

**IT IS THEREFORE ORDERED:**


12. Upon satisfactory completion of the requirements for license reactivation described in 645 IAC 300.17, Respondent's license shall be **REINSTATED** and placed on **PROBATION** for a period of two (2) years, subject to the following terms and conditions:

- a. Respondent shall abstain from the use of alcohol and drugs, except for prescription drugs prescribed by a licensed healthcare provider.
- b. Respondent shall maintain routine visits with his healthcare providers.
- c. Respondent shall attend AA meetings at least two times per week.
- d. Respondent shall obtain approval from the Board, acting through the Board chair or designee, for any employment in Iowa.
- e. Respondent shall notify all prospective employers (no later than at the time of an employment interview) of this Agreement.
- f. Respondent shall appear before the Board upon request for the purpose of reviewing his performance during the probationary period. Respondent shall be given reasonable notice of the date, time, and place for such appearances.
- g. Respondent shall obey all federal and state statutes and regulations governing the practice of speech pathology.
- h. Respondent and Respondent's primary healthcare provider shall each submit quarterly reports to the Board. Said quarterly reports are due on March 5, June 5, September 5, and December 5 of each year during the probationary period. The reports may be mailed to the Iowa Board of Speech Pathology & Audiology, Attn: Venus Vendoures-Walsh, Bureau of Professional Licensure, Iowa Department of Public Health, Lucas State Office Building—5<sup>th</sup> Floor, 321 East 12<sup>th</sup> St., Des Moines, IA 50319, or emailed to [Venus.Vendoures-Walsh@idph.iowa.gov](mailto:Venus.Vendoures-Walsh@idph.iowa.gov). Respondent is

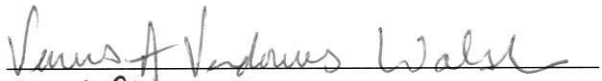
responsible for ensuring his primary healthcare provider submits timely quarterly reports.

13. Should Respondent violate the terms of this Agreement, the Board may initiate action to impose licensee discipline as authorized by Iowa Code chapters 147, 154F, and 272C and 645 IAC chapters 13 and 304.

This Reinstatement by Consent Agreement is voluntarily submitted by Respondent to the Board for its consideration on the 26 day of July, 2018.

  
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BRANDEN MAYS  
Respondent

This Reinstatement by Consent Agreement is approved by the Iowa Board of Speech Pathology & Audiology on the 5<sup>th</sup> day of September, 2018.

  
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Board Executive,  
Iowa Board of Speech Pathology & Audiology