

1 **BEFORE THE BOARD OF MEDICAL EXAMINERS**
2 **OF THE STATE OF NEVADA**

3 * * * * *

4
5 **In the Matter of Charges and**
6 **Complaint Against:**
7 **LOUISE MITSUKO BAARTZ, RRT,**
8 **Respondent.**

Case No. 21-50482-1

FILED

JUL 16 2021

NEVADA STATE BOARD OF
MEDICAL EXAMINERS

By: CW

9
10 **COMPLAINT**

11 The Investigative Committee¹ (IC) of the Nevada State Board of Medical Examiners
12 (Board), by and through Robert G. Kilroy, Esq., Senior Deputy General Counsel and attorney for the
13 IC, having a reasonable basis to believe that Louise Mitsuko Baartz, RRT, (Respondent) violated the
14 provisions of Nevada Revised Statutes (NRS) Chapter 630 and Nevada Administrative Code (NAC)
15 Chapter 630 (collectively, the Medical Practice Act), hereby issues its Complaint, stating the IC's
16 charges and allegations as follows:

17 1. Respondent was at all times relative to this Complaint a Respiratory Therapist
18 holding an active license to practice respiratory therapy in the State of Nevada
19 (License No. RC3159). Respondent was originally licensed by the Board on May 29, 2019.

20 2. On May 14, 2020, the California State Respiratory Board adopted a Stipulated
21 Settlement and Disciplinary Order against Respondent. *See* Exhibit 1. This Order issued a stayed
22 revocation of Respondent's license and placed her on probation for four (4) years. The underlying
23 basis for the aforementioned was based upon Respondent's failure to verify the correct medication
24 and dosage, and/or, gave the wrong medication to the patient. Respondent also failed to
25 accurately document this incident and failed to monitor the patient for any adverse effects after
26 administering the wrong medicine.

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¹ The Investigative Committee of the Nevada State Board of Medical Examiners, at the time this formal
Complaint was authorized for filing, was composed of Board members Michael C. Edwards, M.D. FACS,
Aury Nagy, M.D., and Mr. M. Neil Duxbury.

COUNT I

NRS 630.301(3) (Disciplinary Action by Another State Medical Board)

3. All of the allegations in the above paragraphs are hereby incorporated as if fully set forth herein.

4. Pursuant to NRS 630.301(3), any disciplinary action, including, without limitation, the revocation, suspension, modification or limitation of a license to practice any type of medicine, taken by another state, among other entities, is grounds for disciplinary action against a licensee.

5. The California Medical Board revocation of Respondent's license to practice respiratory care in California on May 14, 2020, constitutes disciplinary action by another state.

6. By reason of the foregoing, Respondent is subject to discipline by the Board as provided in NRS 630.352.

7. By reason of the foregoing, Respondent is subject to discipline by the Nevada State Board of Medical Examiners as provided in NRS 630.352.

WHEREFORE, the Investigative Committee prays:

1. That the Board give Respondent notice of the charges herein against her and give her notice that she may file an answer to the Complaint herein as set forth in NRS 630.339(2) within twenty (20) days of service of the Complaint;

2. That the Board set a time and place for a formal hearing after holding an Early Case Conference pursuant to NRS 630.339(3);

3. That the Board determine what sanctions to impose if it determines there has been a violation or violations of the Medical Practice Act committed by Respondent;

4. That the Board make, issue and serve on Respondent its findings of fact, conclusions of law and order, in writing, that includes the sanctions imposed; and

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5. That the Board take such other and further action as may be just and proper in these premises.

DATED this 15 day of July, 2021.

INVESTIGATIVE COMMITTEE OF THE
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: 

ROBERT G. KILROY, J.D.
Senior Deputy General Counsel
9600 Gateway Drive
Reno, NV 89521
Tel: (775) 688-2559
Email: rkilroy@medboard.nv.gov
Attorney for the Investigative Committee

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VERIFICATION

STATE OF NEVADA)
 : ss.
COUNTY OF WASHOE)

Bret W. Frey, M.D., having been duly sworn, hereby deposes and states under penalty of perjury that he is the Chairman of the Investigative Committee of the Nevada State Board of Medical Examiners that authorized the Complaint against the Respondent herein; that he has read the foregoing Complaint; and that based upon information discovered in the course of the investigation into a complaint against Respondent, he believes that the allegations and charges in the foregoing Complaint against Respondent are true, accurate and correct.

DATED this 15th day of July 2021.

INVESTIGATIVE COMMITTEE OF THE
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By:



BRET W. FREY, M.D.

Chairman of the Investigative Committee

EXHIBIT 1

BEFORE THE
RESPIRATORY CARE BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

LOUISE MITSUKO BAARTZ
20194 Osseo Road
Apple Valley, CA 92308-4416

Respiratory Care Practitioner License No. 38828


Case No. 7002019000643

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Respiratory Care Board of California, Department of Consumer Affairs, as its Decision in the above entitled matter.

This Decision shall become effective on May 24, 2020.

It is so ORDERED May 14, 2020.


RICARDO GUZMAN, MA, RRT, RCP
PRESIDENT, RESPIRATORY CARE BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

1 XAVIER BECERRA
Attorney General of California
2 ALEXANDRA M. ALVAREZ
Supervising Deputy Attorney General
3 CHRISTINE A. RHEE
Deputy Attorney General
4 State Bar No. 295656
600 West Broadway, Suite 1800
5 San Diego, CA 92101
P.O. Box 85266
6 San Diego, CA 92186-5266
Telephone: (619) 738-9455
7 Facsimile: (619) 645-2061

8 *Attorneys for Complainant*

9 **BEFORE THE**
10 **RESPIRATORY CARE BOARD**
11 **DEPARTMENT OF CONSUMER AFFAIRS**
12 **STATE OF CALIFORNIA**

13 In the Matter of the Accusation Against:

Case No. 7002019000643

14 **LOUISE MITSUKO BAARTZ, R.C.P.**
20194 Osseo Road
15 Apple Valley, CA 92308-4416

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

16 **Respiratory Care Practitioner License**
17 **No. 38828,**

Respondent.

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19
20 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
21 entitled proceedings that the following matters are true:

22 **PARTIES**

23 1. Stephanie Nunez (Complainant) is the Executive Officer of the Respiratory Care
24 Board of California (Board). She brought this action solely in her official capacity and is
25 represented in this matter by Xavier Becerra, Attorney General of the State of California, by
26 Christine A. Rhee, Deputy Attorney General.

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1 2. Respondent Louise Mitsuko Baartz, R.C.P. (Respondent) is represented in this
2 proceeding by attorney Elizabeth M. Brady, Esq., whose address is: 8880 Rio San Diego Drive,
3 Suite 800, San Diego, CA 92108-1642.

4 3. On or about December 6, 2016, the Board issued Respiratory Care Practitioner
5 License No. 38828 to Respondent. Respiratory Care Practitioner License No. 38828 was in full
6 force and effect at all times relevant to the charges brought in Accusation No. 7002019000643,
7 and will expire on September 30, 2020, unless renewed.

8 **JURISDICTION**

9 4. Accusation No. 7002019000643 was filed before the Board, and is currently pending
10 against Respondent. The Accusation and all other statutorily required documents were properly
11 served on Respondent on February 21, 2020. Respondent timely filed her Notice of Defense
12 contesting the Accusation.

13 5. A copy of Accusation No. 7002019000643 is attached as Exhibit A and is
14 incorporated by reference herein.

15 **ADVISEMENT AND WAIVERS**

16 6. Respondent has carefully read, fully discussed with counsel, and understands the
17 charges and allegations in Accusation No. 7002019000643. Respondent has also carefully read,
18 fully discussed with counsel, and understands the effects of this Stipulated Settlement and
19 Disciplinary Order.

20 7. Respondent is fully aware of her legal rights in this matter, including the right to a
21 hearing on the charges and allegations in the Accusation; the right to confront and cross-examine
22 the witnesses against her; the right to present evidence and to testify on her own behalf; the right
23 to the issuance of subpoenas to compel the attendance of witnesses and the production of
24 documents; the right to reconsideration and court review of an adverse decision; and all other
25 rights accorded by the California Administrative Procedure Act and other applicable laws, having
26 been fully advised of the same by her attorney of record.

27 8. Having had the benefit of counsel, Respondent voluntarily, knowingly, and
28 intelligently waives and gives up each and every right set forth above.

1 **CULPABILITY**

2 9. Respondent does not contest that, at an administrative hearing, Complainant could
3 establish a prima facie case with respect to the charges and allegations contained in Accusation
4 No. 7002019000643, and that she has thereby subjected her license to disciplinary action.

5 10. Respondent agrees that if she ever petitions for early termination or modification of
6 probation, or if the Board ever petitions for revocation of probation, all of the charges and
7 allegations contained in Accusation No. 7002019000643 shall be deemed true, correct and fully
8 admitted by Respondent for purposes of that proceeding or any other licensing proceeding
9 involving Respondent in the State of California.

10 11. Respondent agrees that her Respiratory Care Practitioner License No. 38828 is
11 subject to discipline and she agrees to be bound by the Board's probationary terms as set forth in
12 the Disciplinary Order below.

13 **RESERVATION**

14 12. The admissions made by Respondent herein are only for the purposes of this
15 proceeding, or any other proceedings in which the Respiratory Care Board or other professional
16 licensing agency is involved, and shall not be admissible in any other criminal or civil
17 proceeding.

18 **CONTINGENCY**

19 13. The parties agree that this Stipulated Settlement and Disciplinary Order shall be
20 submitted to the Board for its consideration in the above-entitled matter and, further, that the
21 Board shall have a reasonable period of time in which to consider and act on this Stipulated
22 Settlement and Disciplinary Order after receiving it. By signing this stipulation, Respondent fully
23 understands and agrees that she may not withdraw her agreement or seek to rescind this
24 stipulation prior to the time the Board considers and acts upon it.

25 14. The parties agree that this Stipulated Settlement and Disciplinary Order shall be null
26 and void and not binding upon the parties unless approved and adopted by the Board, except for
27 this paragraph, which shall remain in full force and effect. Respondent fully understands and
28 agrees that in deciding whether or not to approve and adopt this Stipulated Settlement and

1 Disciplinary Order, the Board may receive oral and written communications from its staff and/or
2 the Attorney General's office. Communications pursuant to this paragraph shall not disqualify
3 the Board, any member thereof, and/or any other person from future participation in this or any
4 other matter affecting or involving Respondent. In the event that the Board, in its discretion, does
5 not approve and adopt this Stipulated Settlement and Disciplinary Order, with the exception of
6 this paragraph, it shall not become effective, shall be of no evidentiary value whatsoever, and
7 shall not be relied upon or introduced in any disciplinary action by either party hereto.

8 Respondent further agrees that should the Board reject this Stipulated Settlement and Disciplinary
9 Order for any reason, Respondent will assert no claim that the Board, or any member thereof, was
10 prejudiced by its/his/her review, discussion and/or consideration of this Stipulated Settlement and
11 Disciplinary Order or of any matter or matters related hereto.

12 **ADDITIONAL PROVISIONS**

13 15. This Stipulated Settlement and Disciplinary Order is intended by the parties herein to
14 be an integrated writing representing the complete, final and exclusive embodiment of the
15 agreements of the parties in the above-entitled matter.

16 16. The parties agree that copies of this Stipulated Settlement and Disciplinary Order,
17 including copies of the signatures of the parties, may be used in lieu of original documents and
18 signatures and, further, that copies shall have the same force and effect as originals.

19 17. In consideration of the foregoing admissions and stipulations, the parties agree the
20 Board may, without further notice to or opportunity to be heard by Respondent, issue and enter
21 the following Disciplinary Order:

22 **DISCIPLINARY ORDER**

23 IT IS HEREBY ORDERED that Respiratory Care Practitioner License No. 38828 issued to
24 Respondent LOUISE MITSUKO BAARTZ, R.C.P. (Respondent) is revoked. However, the
25 revocation is stayed and Respondent is placed on probation for four (4) years from the effective
26 date of the Decision with the following terms and conditions:

27 1. OBEY ALL LAWS Respondent shall obey all laws, whether federal, state, or local.
28 Respondent shall also obey all regulations governing the practice of respiratory care in California.

1 Respondent shall notify the Board in writing within three (3) days of any incident resulting in her
2 arrest, or charges filed against, or a citation issued against, Respondent.

3 2. QUARTERLY REPORTS Respondent shall file quarterly reports of compliance
4 under penalty of perjury, on forms to be provided, to the probation monitor assigned by the
5 Board. Omission or falsification in any manner of any information on these reports shall
6 constitute a violation of probation and shall result in the filing of an Accusation and/or a Petition
7 to Revoke Probation against Respondent's respiratory care practitioner license.

8 Quarterly report forms will be provided by the Board. Respondent is responsible for
9 contacting the Board to obtain additional forms if needed. Quarterly reports are due for each year
10 of probation and the entire length of probation as follows:

- 11 • For the period covering January 1st through March 31st, reports are to be
12 completed and submitted between April 1st and April 7th.
- 13 • For the period covering April 1st through June 30th, reports are to be completed
14 and submitted between July 1st and July 7th.
- 15 • For the period covering July 1st through September 30th, reports are to be
16 completed and submitted between October 1st and October 7th.
- 17 • For the period covering October 1st through December 31st, reports are to be
18 completed and submitted between January 1st and January 7th.

19 3. PROBATION MONITORING PROGRAM Respondent shall comply with
20 requirements of the Board appointed probation monitoring program, and shall, upon reasonable
21 request, report to or appear to a local venue as directed.

22 Respondent shall claim all certified mail issued by the Board, respond to all notices of
23 reasonable requests timely, appear as requested by the Board, and submit Annual Reports,
24 Identification Update reports or other reports similar in nature, as requested and directed by the
25 Board or its representative.

26 Respondent shall provide to the Board the names, physical work addresses, work mailing
27 addresses, telephone numbers, and e-mail addresses of all employers, human resources personnel,
28 directors, managers, supervisors, and contractors, and any person providing direct supervision,

1 and shall give specific, written consent that Respondent authorizes the Board and its
2 representatives and the employers, human resources personnel, directors, managers, supervisors,
3 and contractors, and any person providing direct supervision, to communicate regarding
4 Respondent's work status, performance, and monitoring. Monitoring includes, but is not limited
5 to, any violation or potential violation of any probationary term and condition.

6 Respondent is encouraged to contact the Board's Probation Program at any time she has a
7 question or concern regarding her terms and conditions of probation.

8 4. PROBATION MONITORING COSTS All costs incurred for probation monitoring
9 during the entire probation shall be paid by Respondent. The monthly cost may be adjusted as
10 expenses are reduced or increased. Respondent's failure to comply with all terms and conditions
11 may also cause this amount to be increased. Probation monitoring costs will not be tolled.

12 All payments for costs are to be sent directly to the Respiratory Care Board and must be
13 received by the date(s) specified. (Periods of tolling will not toll the probation monitoring costs
14 incurred.)

15 If Respondent is unable to submit costs for any month, she shall be required instead to
16 submit an explanation of why she is unable to submit the costs, and the date(s) she will be able to
17 submit the costs including payment amount(s). Supporting documentation and evidence of why
18 Respondent is unable to make such payment(s) must accompany this submission.

19 Respondent understands that failure to submit costs timely is a violation of probation and
20 submission of evidence demonstrating financial hardship does not preclude the Board from
21 pursuing further disciplinary action. However, Respondent understands that by providing
22 evidence and supporting documentation of financial hardship it may delay further disciplinary
23 action.

24 In addition to any other disciplinary action taken by the Board, an unrestricted license will
25 not be issued at the end of the probationary period and the respiratory care practitioner license
26 will not be renewed, until such time all probation monitoring costs have been paid.

27 The filing of bankruptcy by Respondent shall not relieve Respondent of her responsibility
28 to reimburse the Board for costs incurred.

1 5. EMPLOYMENT REQUIREMENT Respondent shall be employed a minimum of 24
2 hours per week as a respiratory care practitioner for a minimum of 2/3 of her probation period.

3 Respondent may substitute successful completion of a minimum of 30 additional
4 continuing education hours, beyond that which is required for license renewal, for each eight (8)
5 months of employment required. Respondent shall submit proof to the Board of successful
6 completion of all continuing education requirements. Respondent is responsible for paying all
7 costs associated with fulfilling this term and condition of probation.

8 6. NOTICE TO EMPLOYER Respondent shall be required to inform all current and
9 subsequent employers, directors, managers, supervisors, and contractors during the probation
10 period, of the discipline imposed by this Decision by providing her current and subsequent human
11 resources personnel, directors, managers, supervisors, and contractors with a complete copy of
12 the Decision and Order, and the Accusation in this matter prior to the beginning of or returning to
13 employment or within three (3) days from each change in a supervisor or director.

14 The employer will then inform the Board, in writing, that s/he is aware of the discipline, on
15 forms to be provided to Respondent. Respondent is responsible for contacting the Board to
16 obtain additional forms if needed. All reports completed by the employer must be submitted from
17 the employer directly to the Board.

18 In addition, any employer, director, manager, supervisor or contractor, shall report to the
19 Board immediately, within 24 hours, if s/he suspects Respondent is under the influence of alcohol
20 or any substance or has had any occurrence of substance abuse.

21 7. SUPERVISOR QUARTERLY REPORTS Supervisor Quarterly Reports of
22 Performance are due for each year of probation and the entire length of probation from each
23 employer, as follows:

- 24 • For the period covering January 1st through March 31st, reports are to be
25 completed and submitted between April 1st and April 7th.
- 26 • For the period covering April 1st through June 30th, reports are to be completed
27 and submitted between July 1st and July 7th.

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- 1 • For the period covering July 1st through September 30th, reports are to be
- 2 completed and submitted between October 1st and October 7th.
- 3 • For the period covering October 1st through December 31st, reports are to be
- 4 completed and submitted between January 1st and January 7th.

5 Respondent is ultimately responsible for ensuring her employer(s) submits complete and
6 timely reports.

7 8. CHANGES OF EMPLOYMENT OR RESIDENCE Respondent shall notify the
8 Board, and appointed probation monitor, in writing, of any and all changes of employment,
9 location, and address within three (3) days of such change. This includes but is not limited to
10 applying for employment, termination or resignation from employment, change in employment
11 status, and/or change in supervisors, administrators or directors.

12 Respondent shall also notify her probation monitor AND the Board IN WRITING of any
13 changes of residence or mailing address within three (3) days. P.O. Boxes are accepted for
14 mailing purposes, however Respondent must also provide her physical residence address as well.

15 9. COST RECOVERY Respondent shall pay to the Board a sum not to exceed the costs
16 of the investigation and prosecution of this case. That sum shall be \$7,205.00 and shall be paid in
17 full directly to the Board, in equal monthly payments, over the course of the period of probation,
18 unless a Petition to Revoke Probation, an Accusation and Petition to Revoke Probation, a Petition
19 for Interim Suspension Order, or Cease Practice Order is filed against Respondent, as set forth
20 below. Cost recovery will not be tolled.

21 If Respondent is unable to submit costs timely, she shall be required, instead to submit an
22 explanation of why she is unable to submit these costs in part or in entirety, and the date(s) she
23 will be able to submit the costs including payment amount(s). Supporting documentation and
24 evidence of why Respondent is unable to make such payment(s) must accompany this
25 submission.

26 Respondent understands that failure to submit costs timely is a violation of probation and
27 submission of evidence demonstrating financial hardship does not preclude the Board from
28 pursuing further disciplinary action. However, Respondent understands that by providing

1 evidence and supporting documentation of financial hardship may delay further disciplinary
2 action. The entire sum of \$7,205.00 or the unpaid balance, shall become immediately due and
3 payable to the Board upon the filing of a Petition to Revoke Probation, an Accusation and Petition
4 to Revoke Probation, a Petition for Interim Suspension Order, or a Cease Practice Order alleging
5 violation of any law(s) or condition(s) of probation against Respondent.

6 Consideration to financial hardship will not be given should Respondent violate this term
7 and condition, unless an unexpected AND unavoidable hardship is established from the date of
8 this order to the date payment(s) is due.

9 The filing of bankruptcy by Respondent shall not relieve Respondent of her responsibility
10 to reimburse the Board for these costs.

11 10. TOLLING FOR OUT-OF-STATE RESIDENCE OR PRACTICE Periods of
12 residency or practice outside California, whether the periods of residency or practice are
13 temporary or permanent, will toll the probation period but will not toll the obey all laws, quarterly
14 reports, probation monitoring program, probation monitoring costs, or cost recovery
15 requirements. Travel out of California for more than 30 days must be reported to the Board in
16 writing prior to departure. Respondent shall notify the Board, in writing, within three (3) days,
17 upon her return to California and prior to the commencement of any employment where
18 representation as a respiratory care practitioner is/was provided.

19 11. VALID LICENSE STATUS Respondent shall maintain a current, active and valid
20 license for the length of the probation period. Failure to pay all fees and meet CE requirements
21 prior to her license expiration date shall constitute a violation of probation.

22 12. VIOLATION OF PROBATION If Respondent commits a "Major Violation," as
23 identified in the Disciplinary Guidelines, incorporated by reference pursuant to California Code
24 of Regulations, title 16, section 1399.374, she shall receive a notice to cease the practice of
25 respiratory care, as directed by the Board. The Board shall attempt to contact Respondent by
26 electronic and/or telephonic means to advise her of the notice to cease practice and shall deliver
27 such notice by certified and regular mail. The Board shall update its licensing database to reflect
28 the status of the license.

1 If Respondent is ordered to cease practice, she may file a written appeal, within 10 days of
2 the date of the notice to cease practice, to provide additional evidence disputing the finding of the
3 violation(s) that was cause for the notice to cease practice. The Executive Officer will review the
4 appeal and make a determination in the matter, within 10 days from the date the written appeal
5 and all supporting evidence or documentation is received. The probationer shall be notified of the
6 outcome by certified mail.

7 Respondent shall not resume the practice of respiratory care until a final decision on an
8 Accusation and/or Petition to Revoke Probation is made or until such time as the Board delivers
9 written notification that the notice to cease practice has been dissolved. The cessation of practice
10 shall not apply to the reduction of the probationary time period.

11 The Board will contact Respondent and her employers, human resources personnel,
12 directors, managers, supervisors, and contractors and notify them that Respondent has been issued
13 a notice to cease practice.

14 In addition, if Respondent violates any term of the probation in any respect, the Board, after
15 giving Respondent notice and the opportunity to be heard, may revoke probation and carry out the
16 disciplinary order that was stayed.

17 If a Petition to Revoke Probation is filed against Respondent during probation, the Board
18 shall have continuing jurisdiction and the period of probation shall be extended until the matter is
19 final. No petition for modification of penalty shall be considered while there is an Accusation or
20 Petition to Revoke Probation or other penalty pending against Respondent.

21 13. SURRENDER OF LICENSE Following the effective date of this Decision, if
22 Respondent ceases practicing due to retirement, health reasons or is otherwise unable to satisfy
23 the terms and conditions of probation, she may request the voluntary surrender of her license.
24 The Board reserves the right to evaluate Respondent's request and to exercise its discretion
25 whether or not to grant the request or to take any other action deemed appropriate and reasonable
26 under the circumstances. Upon formal acceptance of the surrender, within 15 calendar days
27 Respondent shall deliver her wallet and wall certificate to the Board or its designee and she shall
28 no longer practice respiratory care. Respondent will no longer be subject to the terms and

1 conditions of probation and surrender of Respondent's license shall be deemed disciplinary
2 action. If Respondent re-applies for a respiratory care license, the application shall be treated as a
3 petition for reinstatement of a revoked license.

4 14. COMPLETION OF PROBATION Upon successful completion of probation,
5 Respondent's license shall be fully restored.

6 15. RESTRICTION OF PRACTICE Respondent may not be employed or function as a
7 member of respiratory care management or supervisory staff during the entire length of probation.
8 This includes lead functions. Respondent is prohibited from working as part of a transport team.
9 Respondent is also prohibited from providing instruction or supervision to respiratory care
10 students or applicants whether in a clinical or classroom setting.

11 Respondent is prohibited from working in home care or for a registry.

12 16. DIRECT SUPERVISION During the period of probation, Respondent shall be under
13 the direct supervision of a person holding a current and valid non-restricted Board license, who
14 has not previously been disciplined by the Board. Respondent shall not have a financial,
15 personal, or familial relationship with the licensee, or other relationship that could reasonably be
16 expected to compromise the ability to provide supervision and render impartial and unbiased
17 reports to the Board.

18 Respondent shall be required to provide a copy of the Statement of Issues or Accusation
19 and decision in this matter and the person providing direct supervision shall inform the Board in
20 writing that she is aware of the discipline. "Under the direct supervision" means assigned to a
21 respiratory care practitioner who is on duty and immediately available in the assigned patient
22 area. The Board shall be informed in writing of and approve the persons authorized to provide
23 supervision and the level of supervision prior to the commencement of work.

24 Respondent shall be required to submit to the probation monitor work schedules on a
25 weekly/monthly basis for the length of probation and identify who is providing supervision for
26 each shift. Respondent shall ensure the Board has a copy of her current work schedule
27 identifying supervisor(s) at all times for each place of employment.

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1 In addition to completing supervisor quarterly reports, any employer, director, manager,
2 supervisor or contractor, shall report to the Board immediately, within 24 hours, if s/he suspects
3 Respondent is under the influence of alcohol or any substance or has had any occurrence of
4 substance abuse.

5 ACCEPTANCE

6 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully
7 discussed it with my attorney, Elizabeth M. Brady, Esq. I understand the stipulation and the
8 effect it will have on my Respiratory Care Practitioner License. I enter into this Stipulated
9 Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be
10 bound by the Decision and Order of the Respiratory Care Board.

11
12 DATED: 4/23/2020

Louise Baartz

LOUISE MITSUKO BAARTZ, R.C.P.
Respondent

14 I have read and fully discussed with Respondent Louise Mitsuko Baartz, R.C.P., the terms
15 and conditions and other matters contained in the above Stipulated Settlement and Disciplinary
16 Order. I approve its form and content.

17
18 DATED: April 24, 2020



ELIZABETH M. BRADY, ESQ.
Attorney for Respondent

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ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Respiratory Care Board.

DATED: April 24, 2020

Respectfully submitted,

XAVIER BECERRA
Attorney General of California
ALEXANDRA M. ALVAREZ
Supervising Deputy Attorney General



CHRISTINE A. RHEE
Deputy Attorney General
Attorneys for Complainant

SD2019505515