

LICENSE NO. GMR00101307

IN THE MATTER OF
THE LICENSE OF
JUSTIN LLOYD STRICKLIN, MRT

BEFORE THE DISCIPLINARY
PANEL OF THE
TEXAS BOARD OF MEDICAL
RADIOLOGIC TECHNOLOGY

ORDER OF TEMPORARY SUSPENSION
(WITHOUT NOTICE OF HEARING)

On December 16, 2016, came to be heard before the Disciplinary Panel (Panel) of the Texas Board of Medical Radiologic Technology (Board), composed of Nicholas Beckmann, M.D., Scott A. Morren, MRT, and Regan R. Landreth, members of the Board duly in session, the matter of the Application for Temporary Suspension (WITHOUT NOTICE OF HEARING) of the license of Justin Lloyd Stricklin, MRT (Respondent). Jerry Bergman represented Board staff.

In the interests of justice and efficiency, the Board through this Panel granted Staff's Application for Temporary Suspension, which is incorporated herein as if set out verbatim; makes the following Findings and Conclusions of Law; and enters this Order of Temporary Suspension (WITH NOTICE OF HEARING) against Respondent:

FINDINGS OF FACT

1. Respondent is a medical radiologic technologist and holds Texas License No. GMR00101307, issued on December 7, 2012, which was in full force and effect at all times material and relevant to this Order. All jurisdictional requirements have been satisfied.
2. The Panel convened WITHOUT NOTICE pursuant to §601.306(b) of the Act.
3. Respondent is a medical radiologic technologist who practices in Texas. Respondent's current address on file with the Board is 308 Wildwood Drive, Daingerfield, TX 75638-2420.
4. At the time of the alleged incident Respondent was employed as an x-ray technician at Envision Imaging, located at 1111 Raintree Circle Suite #100, Allen, TX, 75013.
5. On November 18, 2016, the parents of the victim came into the Allen Police Department (APD) headquarters to report that their 10 year old daughter had been assaulted by Respondent.

6. The alleged assault occurred while Respondent was working in his capacity as a medical radiologic technologist, taking an x-ray of the victim's knee.
7. Respondent was arrested by Allen PD for indecency with a child/sexual contact.
8. During the course of the investigation regarding this incident, Board staff requested Respondent's employment file. The response to this request revealed a similar allegation involving an eight year old female occurring on or about December 10, 2015.
9. Evidence based on the above Findings of Fact, the Panel, including at least one physician licensed to practice medicine in this state, finds that Respondent is a continuing threat to the public welfare and a real danger to the health of Respondent's patients or to the public from the acts or omissions of Respondent caused through Respondent's lack of competence, impaired status, or failure to care adequately for Respondent's patients.
10. Based on the above Findings of Fact, the Panel finds an imminent peril to the public health, safety, or welfare that requires immediate effect of this Order of Temporary Suspension on the date rendered.

CONCLUSIONS OF LAW

Based upon the Findings of Fact, the Panel concludes the following:

1. Respondent's conduct, as described above, shows that Respondent's continuation in the practice of medicine would constitute a continuing threat to the public welfare.
2. Section 601.306(a-1) of the Act authorizes the temporary suspension or restriction of a person's license upon a determination by a Disciplinary Panel that the person would, by the person's continuation in practice, constitute a continuing threat to the public welfare.
3. 22 TEX. ADMIN. CODE Chapter 187 sets forth the Board's procedural rules for all Board proceedings. 22 TEX. ADMIN. CODE, Chapter 187, Subchapter F, sets forth the Board's rules regarding temporary suspension proceedings.
4. Section 601.306(b) of the Act authorizes the temporary suspension or restriction of a person's license without notice of hearing if (1) action is taken to initiate proceedings for a hearing before the advisory board simultaneously with the temporary suspension; and (2) a hearing is held as soon as practicable under this chapter and Chapter 2001, Government Code.
5. Section 601.052 of the Act authorizes the Board to take disciplinary action against Respondent based on Respondent's violation of Section 601.302(5), engaging in unprofessional

conduct, including the violation of the standards of practice of radiologic technology established by the Advisory Board; specifically Texas Administrative Code Title 25: §140.514(b)(5), relating to unprofessional conduct; §140.514(c)(2), engaging in conduct that is prohibited by state, federal, or local law; specifically Texas Penal Code 21.11; §140.514(c)(20), engaging in sexual contact with a patient or client in the workplace; §140.514(c)(35), engaging in sexual conduct in the workplace, §140.514(c)(35)(A), any touching of any part of the genitalia or anus except as necessary for the performance of a radiologic procedure as defined in §140.502 of this title (relating to Definitions), §140.514(c)(35)(D), sexual contact in the work place without the consent of both persons, §140.514(c)(35)(F), any behavior, gestures, or expressions which may reasonably be interpreted as inappropriately seductive or sexual.

6. Respondent's conduct, as described above, shows that Respondent's continuation in the practice of medicine would constitute a continuing threat to the public welfare.

ORDER

Based on the above Findings of Fact and Conclusions of Law, the Panel ORDERS that:

1. Respondent's Texas License No. GMR00101307, is hereby TEMPORARILY SUSPENDED.

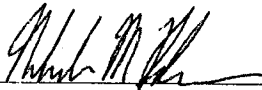
2. This Order of Temporary Suspension (WITHOUT NOTICE OF HEARING) is effective on the date rendered.

3. Notice of this Order of Temporary Suspension (WITHOUT NOTICE OF HEARING) shall be given immediately to Respondent.

4. A hearing on the Application for Temporary Suspension (WITH NOTICE OF HEARING) will hereby be scheduled before a Disciplinary Panel of the Board at a date to be determined as soon as practicable, at the offices of the Board, unless such hearing is specifically waived by Respondent.

5. This Order of Temporary Suspension (WITHOUT NOTICE OF HEARING) shall remain in effect until such time as a hearing on the Application for Temporary Suspension (WITH NOTICE OF HEARING) is conducted and a Disciplinary Panel enters an order or until superseded by a subsequent order of the Board.

Signed and entered this 16th, day of December, 2016.



Nicholas Beckmann, M.D.,
Chair, Disciplinary Panel
Texas Board of Medical Radiologic Technology