BEFORE THE WEST VIRGINIA BOARD OF OCCUPATIONAL THERAPY

WEST VIRGINIA BOARD OF
OCCUPATIONAL THERAPY,
Complainant,

v. CASE 2026#02

DEWILDA M. SPURLOCK
Respondent.

CONSENT AGREEMENT AND ORDER

After due investigation of a written complaint, the West Virginia Board of Occupational Therapy (hereinafter "Board") determined that there was probable cause to believe that DeWilda M. Spurlock (hereinafter "Respondent") has exhibited unprofessional and unethical conduct in the practice of occupational therapy, in violation of the provisions of W. Va. Code § 30-28-1 *et seq.* and the Rules of the Board, 13 C.S.R. § 1 *et seq.* The Respondent was

provided with written notice of the allegations against her pursuant to the rules of the Board and the laws of this State.

Now, in lieu of a hearing, the parties have reached an agreement for the resolution of this case matter and the parties agree to entry of the following Order in disposition of this case matter.

FINDINGS OF FACT

The Board adopts the following findings in this matter:

1. That the Board is a State entity created by W. Va. Code § 30-28-1 *et seq.* and is empowered to regulate the practice of occupational therapy.

2. That the Respondent, DeWilda M. Spurlock, is a licensee of the Board, possessing License No. C2583, and is therefore subject to the license requirements of said Board.

3. That the Board is empowered to investigate allegations of unprofessional or unethical conduct and to deny or refuse to renew, suspend or revoke the license of, impose probationary conditions upon or take disciplinary action against a licensee in the practice of occupational therapy under the authority granted to it by W. Va. Code § 30-28-1 *et seq.*

4. That Respondent was, at all times material hereto, employed as an occupational therapy assistant with Powerback Rehabilitation at the Dunbar Center in Dunbar, WV.

5. That in July 2026, the Board received a complaint against the Respondent, alleging that the Respondent had fraudulently billed for services not rendered to patients and falsified documents for those fraudulently billed service dates.

6. That in July 2026, during the subject interview of the compliance investigation by Powerback Rehabilitation, the Respondent admitted to the allegations and requested immediate resignation.

7. That in August 2026, the Board received an emailed response from the Respondent acknowledging that she billed for occupational therapy treatments that she did not perform and accepted full responsibility for her actions.

8. That the Respondent's admitted actions constitute multiple violations of W. Va. Code § 30-28-1 *et seq.* and 13 C.S.R. § 1 *et seq.* and may be grounds for disciplinary action by the Board.

9. That the Board, by vote at its August 21, 2026 meeting, made a finding of probable cause for violation of W. Va. Code § 30-28-1 *et seq.* and 13 C.S.R. § 1 *et seq.*.

CONCLUSIONS OF LAW

1. That the Board has jurisdiction to take disciplinary action against Respondent.

2. That based upon the allegations of unprofessional and unethical conduct set out above in the *Findings of Fact* section, the Board is authorized to deny or refuse to renew, suspend or revoke the license of, impose probationary conditions upon or take disciplinary action against the Respondent in the practice of occupational therapy, pursuant to W. Va. Code § 30-28-16(g)(3), (4), and (6).

CONSENT OF LICENSEE

I, DeWilda M. Spurlock, by affixing my signature hereto, acknowledge the following:

1. That I have had the opportunity to consult with counsel and execute this Consent Agreement voluntarily, freely, without compulsion or duress and mindful that it has legal consequences.

2. That 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 herein.

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

4. That 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. That I admit that my actions were inappropriate and a violation of the statutory Act and Rules of the Board.

The Respondent, DeWilda M. Spurlock, by affixing her signature hereon, agrees to the following:

ORDER

On the basis of the foregoing, the Board does hereby ORDER and DECREE that:

1. The Respondent may continue to practice as an occupational therapy assistant in West Virginia on a probationary basis for a period of three (3) years, effective upon obtaining employment as an occupational therapy assistant in West Virginia.

2. In addition to all of the requirements and duties regularly required of licensees of the Board, the Respondent, DeWilda M. Spurlock, shall be subject to the following conditions during her probationary period:

a. At all times in which she is practicing as an occupational therapy assistant, the Respondent will be under the direct supervision of a licensed occupational therapist for the first one (1) year of her probationary period. For purposes of this requirement, "direct supervision" has the same meaning as this term is defined in the Administrative Rules of the Board of Occupational Therapy, 13 CSR 1, §13-1-2.3, with the express provision that the Respondent shall be supervised in the same manner and to the

same degree as a limited permit holder under that Rule. The supervising therapist or therapists must sign a supervisory statement to be filed with the Board. The supervising therapist(s) shall review all of the therapy records and documentation completed by the Respondent and, as evidence of the review and collaboration, shall co-sign all of the Respondent's clinical documentation.

b. During the three (3) year probationary period, the Respondent herself may not supervise any other person in the provision of occupational therapy services. This includes, but is not limited to, students, aides, assistants, limited permit holders, or other therapists.

c. During the three (3) year probationary period, the Respondent shall not work in areas where other therapists are not present. For purposes of this agreement, "other therapists" does not exclusively refer to occupational therapists. This includes, but is not limited to, home care services and early intervention.

d. The Respondent shall provide the Board with the name and address of her employer, as well as the name of her immediate supervisor. The Respondent has the duty to update this information, in writing, in the event of any change.

3. The Board will periodically review her compliance with these conditions. Members of the Board, or an investigator appointed by the Board, may periodically inquire with her employer and may investigate any and all aspects of her professional practice to evaluate her compliance with this Order and the Rules of the Board.

4. The Board retains the authority and discretion to review this decision and order at any time and, upon a determination of probable cause to believe that the Respondent has not complied with one or more of the terms stated herein, or that the Respondent has demonstrated other unprofessional conduct as defined by the Rules of the Board, the Board may suspend the Respondent's license without a hearing in order to protect the health, safety and welfare of the public. A hearing would be scheduled as soon as possible thereafter.

5. The Board is bound by agreement and by law to report the results of all disciplinary actions, including the instant matter, for posting in the National Practitioner Data Bank.

6. That this document is a public record as defined in W. Va. Code § 29B-1-2(5).

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

In recognition of this Agreement and these terms, we hereby affix our signatures.

RECEIVED
OCT 13 2026
BY:

WEST VIRGINIA BOARD OF
OCCUPATIONAL THERAPY

By: Kathy Quesenberry

Kathy Quesenberry, Chairperson

Entered: 10/2/2026
DATE

RECEIVED
SEP 28 2026
BY:

Reviewed and agreed to by:

DeWilda M Spurlock

DeWilda M. Spurlock, Respondent

(only) DeWilda M. Spurlock (only) Signed,

Sworn to and subscribed before me this 24th day of September, 2026.

My Commission expires: 4/17/2030

OFFICIAL SEAL
NOTARY PUBLIC
STATE OF WEST VIRGINIA
Lauren Meyer
Putnam County Library
4219 State Route 34
Hurricane WV 25526
My Commission Expires April 17, 2030

Notary Public