LOUISIANA STATE BOARD OF PRACTICAL NURSE EXAMINERS
3421 NORTH CAUSEWAY BOULEVARD, SUITE 505
METAIRIE, LOUISIANA 70002-3715
(504) 838-5791
FAX (504) 838-5279
www.lsbpne.com

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FEB 18 2014
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LETTER OF REPRIMAND

In the matter of: **Amanda Ferguson**
1405 Hwy 120
Robeline, LA 71469

Applicant for Licensure, last four digits S.S. #7318

Date offered: **February 3, 2014**

The Louisiana State Board of Practical Nurse Examiners hereby issues this letter of reprimand against **Amanda Ferguson, applicant for licensure**, based on the following:

FINDINGS OF FACT

The respondent entered into the practical nursing program at the NWLTC – Natchitoches Campus. She graduated from the program on or about December 9, 2013.

In reviewing the respondent's First Time Writers Application to take the NCLEX-PN, the board finds that the respondent answered "no" to the question that asks the following:

> Since your enrollment in the practical nursing program, have you been arrested, charged, convicted of, pled guilty or no contest and/or nolo contendere, or been sentenced for any criminal offense in any state? (NOTE: even though an arrest or conviction has been pardoned, EXPUNGED, dismissed or deferred, and your civil rights have been restored, you must answer "YES" and attach a detailed written statement and a certified copy of the criminal record(s))"

However, according to the respondent's criminal background records she failed to report the following arrests to the board as required:

- May 5, 2013 for Simple Battery

The board has received court documents related to the above arrest and all matters are cleared with the court.

A.F.
Amanda Ferguson

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CONCLUSIONS OF LAW

Based on the evidence submitted, the board has concluded that **Ms. Ferguson** is in violation of the following provisions of Louisiana Revised Statutes, Title 37, Chapter 11. Nurses, Part II. Practical Nurses, Section 969 A. (4):

- **(a) is guilty of fraud or deceit in procuring or attempting to procure a license to practice practical nursing;**
- **(f) is guilty of unprofessional conduct;**
- **(g) has violated any provisions of this Part; and**

As further defined in the Louisiana Administrative Code, Title 46, Part XLVII. Nurses, Subpart 1, Practical Nurses, Section 306:

1. **being guilty of fraud or deceit in procuring or attempting to procure a license to practice practical nursing;**
8. **being guilty of unprofessional conduct;**
   - **i. falsifying records;**
   - **t. violating any provisions of R.S. 37:961 et seq. (the practical nursing practice act), as amended or aiding or abetting therein.**

Furthermore, the respondent is hereby fined **$250.00** for the above violations, due prior to being made eligible to take the NCLEX-PN.

The board has jurisdiction over the respondent's license and hereby publicly reprimands the respondent for violating the Nurse Practice Act. This letter of reprimand is considered disciplinary action by the Louisiana State Board of Practical Nurse Examiners. This disciplinary action is reportable to all applicable state and federal agencies.

M. Lynn Ansardi R N

M. Lynn Ansardi
Executive Director

A.F.
Amanda Ferguson

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In the matter of: **Amanda Ferguson**
1405 Hwy 120
Robeline, LA 71469

Applicant for Licensure, last four digits S.S. #7318

Date offered: **February 3, 2014**

Date offer expires: **February 23, 2014**

CONSENT AGREEMENT/ORDER

The Louisiana State Board of Practical Nurse Examiners does hereby offer this consent agreement/order to **Amanda Ferguson, applicant for licensure**, based on the following:

FINDINGS OF FACT

The respondent entered into the practical nursing program at the NWLTC – Natchitoches Campus. She graduated from the program on or about December 9, 2013.

In reviewing the respondent's First Time Writers Application to take the NCLEX-PN, the board finds that the respondent answered "no" to the question that asks the following:

> Since your enrollment in the practical nursing program, have you been arrested, charged, convicted of, pled guilty or no contest and/or nolo contendere, or been sentenced for any criminal offense in any state? (NOTE: even though an arrest or conviction has been pardoned, EXPUNGED, dismissed or deferred, and your civil rights have been restored, you must answer "YES" and attach a detailed written statement and a certified copy of the criminal record(s))"

However, according to the respondent's criminal background records she failed to report the following arrest to the board as required:

- May 5, 2013 for Simple Battery

The board has received court documents related to the above arrest and all matters are cleared with the court.

A.F.
Amanda Ferguson

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CONCLUSIONS OF LAW

Based on the evidence submitted, the board has concluded that **Ms. Ferguson** is in violation of the following provisions of Louisiana Revised Statutes, Title 37, Chapter 11. Nurses, Part II. Practical Nurses, Section 969 A. (4):

- **(a) is guilty of fraud or deceit in procuring or attempting to procure a license to practice practical nursing;**
- **(f) is guilty of unprofessional conduct;**
- **(g) has violated any provisions of this Part; and**

As further defined in the Louisiana Administrative Code, Title 46, Part XLVII. Nurses, Subpart 1, Practical Nurses, Section 306:

1. **being guilty of fraud or deceit in procuring or attempting to procure a license to practice practical nursing;**
8. **being guilty of unprofessional conduct;**
   - **i. falsifying records;**
   - **t. violating any provisions of R.S. 37:961 et seq. (the practical nursing practice act), as amended or aiding or abetting therein.**

In lieu of a formal hearing on the matter, the respondent consents to accept and abide by the following orders of the board:

1. The respondent shall be issued a letter of reprimand as disciplinary action against the respondent's license for the violations of the Nurse Practice Act.

2. The respondent is hereby fined **$250.00** for the violations of the Nurse Practice Act, payable by **cashier's check or money order only**, due prior to being made eligible to take the NCLEX-PN.

A.F.
Amanda Ferguson

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The respondent is hereby notified and by signature (Amanda Ferguson) acknowledges and agrees that failure to comply with the orders of the board may result in any or all of the following:

VIOLATIONS

Failure to comply with any and/or all sections of this order may result in any and/or all of the following:

a) denial of licensure, b) immediate suspension of license, c) indefinite suspension of license, d) ineligibility for annual renewal of license, e) additional fines/penalties up to $500.00 per occurrence, f) increased probationary period, g) summary suspension and h) revocation.

A.F.
Amanda Ferguson

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CONSENT AGREEMENT/ORDER ACCEPTANCE

I, **Amanda Ferguson,** the undersigned respondent, agree that the board has jurisdiction over the matter and specifically waive my right to contest these findings in any subsequent proceedings before the board. I understand that this agreement shall constitute as public record and is considered disciplinary action by the board. I also understand that this action will be reported as mandated to all state and federal agencies.

I further acknowledge and attest that I have fully cooperated with the Louisiana State Board of Practical Nurse Examiners in resolving this matter and intend to comply with all stipulations of this agreement.

I voluntarily agree to sign and have witnessed the terms of this agreement for the purpose of avoiding a formal hearing with the Louisiana State Board of Practical Nurse Examiners.

I do say that I freely, knowingly and voluntarily enter into this agreement. I understand that I have a right to a hearing in the matter and I freely waive such right. I understand that I have a right to legal counsel prior to entering intothis agreement.

I understand that this agreement is effective immediately upon signature of the executive director and will become an order of the board. It is understood that this agreement does not preclude the Board of Practical Nurse Examiners from requiring a formal hearing of my case. I further understand that should this agreement not be accepted by the board, I agree that presentation to and consideration of this agreement, the documenting evidence and information obtained by the board shall not unfairly or illegally prejudice the board or any of its members from participation in hearings or other proceedings pertaining to these or other matters.

I further agree that if at any point during the execution of this agreement, I violate the stipulations set forth, my license will be suspended. In order for my license to be reinstated, I must demonstrate, to the satisfaction of the board that I pose no danger to the practice of nursing or to the public and that I can safely and competently perform theduties of a practical nurse. The board, in reinstating my license, will require a period of probation, along with supportive conditions or stipulations as outlined in this agreement to ensure that patients and the public are protected.

Amanda Ferguson
Signature of licensee/applicant

February 14, 2014
Date

Shirley Broadway
Signature of witness #1

February 14, 2014
Date

Ellen L. Broadway
Signature of witness #2

Feb. 14-2014
Date

M Lynn Ansardi RN
M. LYNN ANSARDI, RN
EXECUTIVE DIRECTOR

2-18-14
Date

A.F.
Amanda Ferguson