

LOUISIANA STATE BOARD OF PRACTICAL NURSE EXAMINERS
131 AIRLINE DRIVE, SUITE 301
METAIRIE, LOUISIANA 70001-6266
(504) 838-5791
FAX (504) 838-5279
www.lsbpne.com

DEFAULT ORDER

IN THE MATTER OF

The Louisiana State Board of Practical Nurse Examiners (Board)

v.

**Jenny Peterson (respondent), LPN, license #982506
6360 Bannerhorn Run, Alpharetta, GA 30005**

On **October 6, 2014**, a formal complaint/notice of hearing (attachment A) was mailed to the last known address of the respondent. The respondent did not reply to the complaint/notice of hearing, as required by the LAC 46:XLVII.306.I and therefore, the respondent waived the right to a hearing. In accordance with the LAC 46:XLVII.306.J, this order is issued by default.

LEGAL AUTHORITY AND JURISDICTION

The board's legal authority and jurisdiction in adjudication proceedings, are provided for in:

1. The Louisiana Revised Statutes of 1950, Title 37, Chapter 11, Part II, Section 961 et seq., as amended; and
2. The Louisiana Administrative Code, Title 46, Part XLVII, Subpart 1, Section 101 et seq., as amended; and
3. The Louisiana Administrative Procedure Act, Title 49, Chapter 13, Section 950 et seq., as amended.

FINDINGS OF FACT

1. The respondent was licensed by endorsement as a practical nurse in the state of Louisiana on 05/14/1998.
2. On the respondent's 2014 renewal application, signed and dated 4/28/14, she indicated that she was actively employed full-time as a licensed practical nurse for Chromogenex located in Michigan. However, the respondent had not held a current license to practice practical nursing since January 31, 2013. Thus, she worked without a current license to do so for the last year.
3. Additionally, the respondent is not licensed as a practical nurse in Michigan. The respondent was originally licensed as a practical nurse in the state of Alabama; however, her Alabama practical nursing license expired as of 12/31/1999.

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4. The board received the respondent's narrative statement indicating that she did not work as an LPN without a current license. According to her statement, she has worked as a sales representative for the past 10 years. The respondent provided a letter to the board from her employer indicating that she is employed in field sales and that a nursing degree is not required as part of her employment with Chromogenex US, Inc.
5. Based on the respondent's narrative statement, information from her employer and review of her renewal applications with the board, she falsified her renewal applications for the years 2011, 2012, and 2014. The respondent indicated on these renewal applications that she was employed as an LPN in either a part-time or a full-time capacity since 01/2005 (date hired as an LPN).

CONCLUSIONS OF LAW

Based on the facts set forth in the entire record and outlined herein above, the respondent is in violation of the following provisions of Louisiana Revised Statutes, Title 37, Chapter 11. Nurses, Part II. Practical Nurses, §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 §978 A (8) Violate any provisions of this Part; and B.

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

- 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;**
 - a. failure to practice practical nursing in accordance with the standards normally expected;**
 - 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.**

ORDER

In view of the above findings of fact and conclusions of law, the board issues the following order by default.

The respondent, **Jenny Peterson, license #982506** is hereby issued a letter of reprimand as disciplinary action against his/her license for the violations of the Nurse Practice Act.

Furthermore, the respondent must abide by the following orders of the board:

1. The respondent is hereby fined **\$500.00** for the violations of the Nurse Practice Act, payable by **cashier's check or money order only**, for the falsification of her **2011** renewal application, due within **three (3) months** from the date of this order.
2. The respondent is hereby fined **\$500.00** for the violations of the Nurse Practice Act, payable by **cashier's check or money order only**, for the falsification of her **2012** renewal application, due within **six (6) months** from the date of this order.
3. The respondent is hereby fined **\$500.00** for the violations of the Nurse Practice Act, payable by **cashier's check or money order only**, for the falsification of her **2014** renewal application, due within **nine (9) months** from the date of this order.
4. The respondent shall satisfactorily complete a board approved refresher course prior to renewal of her practical nursing license.

Violations

The respondent is hereby notified that failure to comply with any stipulations of this order of the board may result in any or all of the following:

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

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PUBLIC RECORDS

This order is public record. All disciplinary actions of the board will be reported to all required data banks and agencies as required by law.

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LETTER OF REPRIMAND

**In the matter of: Jenny Peterson
 6360 Bannerhorn Run
 Alpharetta, GA 30005**

The Louisiana State Board of Practical Nurse Examiners hereby issues this letter of reprimand against **Jenny Peterson, license #982506** based on the following:

FINDINGS OF FACT

1. The respondent was licensed by endorsement as a practical nurse in the state of Louisiana on 05/14/1998.
2. On the respondent's 2014 renewal application, signed and dated 4/28/14, she indicated that she was actively employed full-time as a licensed practical nurse for Chromogenex located in Michigan. However, the respondent had not held a current license to practice practical nursing since January 31, 2013. Thus she worked without a current license to do so for the last year.
3. Additionally the respondent is not licensed as a practical nurse in Michigan. The respondent was originally licensed as a practical nurse in the state of Alabama; however, her Alabama practical nursing license expired as of 12/31/1999.
4. The board received the respondent's narrative statement indicating that she did not work as an LPN without a current license. According to her statement, she has worked as a sales representative for the past 10 years. The respondent provided a letter to the board from her employer indicating that she is employed in field sales and that a nursing degree is not required as part of her employment with Chromogenex US, Inc.
5. Based on the respondent's narrative statement, information from her employer and review of her renewal applications with the board, she falsified her renewal applications for the years 2011, 2012, and 2014. The respondent indicated on these renewal applications that she was employed as an LPN in either a part-time or a full-time capacity since 01/2005 (date hired as an LPN).

CONCLUSIONS OF LAW

Based on the facts set forth in the entire record, the board has concluded that **Ms. Peterson** 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 §978 A (8) Violate any provisions of this Part; and B.

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

- 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;**
 - a. **failure to practice practical nursing in accordance with the standards normally expected;**
 - 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 must abide by the following orders of the board:

- 1. The respondent is hereby fined **\$500.00** for the violations of the Nurse Practice Act, payable by **cashier's check or money order only**, for the falsification of her **2011** renewal application, due within **three (3) months** from the date of this order.
- 2. The respondent is hereby fined **\$500.00** for the violations of the Nurse Practice Act, payable by **cashier's check or money order only**, for the falsification of her **2012** renewal application, due within **six (6) months** from the date of this order.
- 3. The respondent is hereby fined **\$500.00** for the violations of the Nurse Practice Act, payable by **cashier's check or money order only**, for the falsification of her **2014** renewal application, due within **nine (9) months** from the date of this order.

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4. The respondent shall satisfactorily complete a board approved refresher course prior to renewal of her practical nursing license.

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.

Violations

The respondent is hereby notified that failure to comply with any stipulations of this order of the board may result in any or all of the following:

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

PUBLIC RECORDS

This order is public record. All disciplinary actions of the board will be reported to all required data banks and agencies as required by law.

LOUISIANA STATE BOARD OF PRACTICAL NURSE EXAMINERS

M. Lynn Ansardi, RN

M. Lynn Ansardi, RN
Executive Director

10/21/14
Date

Rendered this 21st day of October, 2014, and mailed this 21st day of October, 2014, by U.S. postal service certified mail return receipt #7014 0150 0001 8287 8882 and regular mail to the following address:

Jenny Peterson
6360 Bannerhorn Run
Alpharetta, GA 30005