

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.**

**Danielle Jenkins (respondent), LPN, license #240590  
508 Gary K, Pineville, LA 71360**

On **December 24, 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 formal 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 as a practical nurse in the state of Louisiana on 6/10/2004.
2. On 4/25/13, the respondent received a letter of reprimand from the board after it was determined that she had worked as a licensed practical nurse at Freedman Clinic for several years without a current license to do so.
3. It came to the attention of the board that the respondent continued to work, and was working as a licensed practical nurse at Freedman Clinic as of September, 2014. The respondent's practical nursing license expired on 1/31/2009, thus she has worked without a current, valid license.

4. The respondent was sent a cease and desist letter by the board on September 15, 2014.  
5. On October 2, 2014, the respondent's practical nursing license was suspended for failing to respond to the board's request for information.  
6. To date, the respondent's practical nursing license remains suspended.

### **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):

- (f) **is guilty of unprofessional conduct;**
- (g) **has violated any provisions of this Part;**

And § 978 A

- (3) **Practice practical nursing unless duly licensed to do so under the provisions of this Part;**
- (4) **Use in connection with his name any designation tending to imply that he is a practical nurse, unless licensed to practice under the provisions of this Part;**
- (8) **Violate any provisions of this Part and B.**

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

- 6. **practicing practical nursing without being duly licensed to do so by the board;**
- 7. **using in connection with his/her name any designation tending to imply that he/she is a practical nurse without being duly licensed to practice by the board;**
- 8. **being guilty of unprofessional conduct;**
  - 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 license of the respondent, **Danielle Jenkins, license #240590** is hereby **revoked**, effectively immediately upon execution of this order. Revocation is permanent in the state of Louisiana.

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

**Furthermore, the respondent must:**

- A. Return his/her current practical nursing license to the board office within **five (5)** **days** of the date of this order.
- B. Shall not practice as a practical nurse in the state of Louisiana.
- C. Submit a fine of **\$1500.00, payable by cashier's check or money order only**, for the violations detailed in the conclusions of law, payable within **90 days** of the date of this order.

**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

1/13/15  
Date

Rendered this **13<sup>th</sup>** day of **January, 2015**, and mailed this **13<sup>th</sup>** day of **January, 2015**, by U.S. postal service certified mail return receipt **#7014 2120 0004 1219 2415** and regular mail to the following address:

**Danielle Jenkins**  
**508 Gary K**  
**Pineville, LA 71360**

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

December 24, 2014

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED  
7014 2120 0004 1219 2224

Danielle Jenkins  
508 Gary K  
Pineville, LA 71360

LICENSE #240590  
D.O.B.: 11/26/1980

### FORMAL COMPLAINT

The Louisiana State Board of Practical Nurse Examiners, hereinafter called the board, files this formal complaint against the respondent. This serves as notice required by the Administrative Procedure Act R.S. 49:955(B).

A hearing will be conducted at the offices of the board on the date and at the time specified here:

Date: January 21, 2015  
Time: 12:00 p.m.  
Place: 131 Airline Dr., Suite 301, Metairie, LA 70001

The nature of the hearing is prosecution of the matter:

The Louisiana State Board of Practical Nurse Examiners  
v.  
Danielle Jenkins

The board's legal authority and jurisdiction, in this process of adjudication, 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.

ATTACHMENT  
A

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

The hearing concerns alleged violations of the following sections of the statutes/rules:

1. The Louisiana Revised Statutes of 1950, Title 37, Chapter 11, Part II, Section 969 A.  
(4);  
**(f) is guilty of unprofessional conduct;**  
**(g) has violated any provisions of this Part;**

And 978 A

- (3) **Practice practical nursing unless duly licensed to do so under the provisions of this Part;**
- (4) **Use in connection with his name any designation tending to imply that he is a practical nurse, unless licensed to practice under the provisions of this Part;**
- (8) **Violate any provisions of this Part and B.**

2. The Louisiana Administrative Code, Title 46, Part XLVII, Subpart 1, Sections § 306 T.

6. **practicing practical nursing without being duly licensed to do so by the board;**
7. **using in connection with his/her name any designation tending to imply that he/she is a practical nurse without being duly licensed to practice by the board;**
8. **being guilty of unprofessional conduct;**
  - t. **violating any provisions of R.S. 37:961 et seq. (the practical nursing practice act), as amended or aiding or abetting therein.**

The major issues involved include, but are not limited to the following:

1. The respondent was licensed as a practical nurse in the state of Louisiana on 6/10/2004.
2. On 4/25/13, the respondent received a letter of reprimand from the board after it was determined that she had worked as a licensed practical nurse at Freedman Clinic for several years without a current license to do so.
3. It came to the attention of the board that the respondent continued to work, and was working as a licensed practical nurse at Freedman Clinic as of September, 2014. The respondent's practical nursing license expired on 1/31/2009, thus she has worked without a current, valid license.

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

4. The respondent was sent a cease and desist letter by the board on September 15, 2014.
5. On October 2, 2014, the respondent's practical nursing license was suspended for failing to respond to the board's request for information.
6. To date, the respondent's practical nursing license remains suspended.

You have ten (10) days prior to the date fixed for the hearing to respond (response form enclosed) to this complaint. If you fail to respond, in writing, within this time, you will be deemed to have waived the right to a hearing and action may be taken on this complaint by default, or the hearing may proceed in your absence.

Please find enclosed, a copy of rules related to the formal hearing process.

**RIGHT TO PETITION FOR REHEARING/APPEAL/JUDICIAL REVIEW**

A decision issued by the board, after the hearing in this matter, may be appealed. LRS 37:976 provides: "Appeals from decisions of the board shall be to the Civil District Court of Jefferson Parish..." The petition for appeal must be filed within thirty days of the date of the mailing of the notice of the board's final decision; copies of the petition must be served on the board and all parties of record (LRS 49:964). A request may also be made to the board for rehearing, re-opening or reconsideration of the board's order. This request must be filed within ten days from the date of the board order and set forth legally sufficient reasons for granting the requests. (LRS 49:959 and LAC 46:XLVII.306.S).

By: M. Lynn Ansardi, RN  
M. Lynn Ansardi, RN  
Executive Director