

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

In the matter of:

Gennifer Robinson
S.S. # ending in 3432

This cause having come to be heard upon the complaint filed herein, the evidence and testimony entered before the undersigned hearing officer on **March 20, 2015 at 8:00 a.m.** The nature of the hearing was to determine if the respondent is eligible for licensure in the state of Louisiana.

1. The respondent was not present for the hearing.
2. The following witness was called to testify by the board:
Sergeant Michelle Canepa, St. Bernard Parish Sheriff's Office
3. Exhibits A-I were admitted into evidence at the hearing. The hearing officer fully reviewed and considered all exhibits.
4. The hearing officer fully reviewed and considered the transcript of the hearing as prepared and certified by the court reporter, Patricia O. English, CCR, who was present and recorded the hearing.

The hearing officer, having reviewed all evidence and testimony, and being fully advised in the premises, makes the following findings of fact and conclusions of law based on the entire record:

FINDINGS OF FACT

On 4/25/13, the respondent submitted an Evaluation for Admission to a Practical Nursing Program at Delta College – Slidell Campus. She answered “yes” to question 19, which asks:

“Have you ever been indicted, charged with, summoned into court as a defendant in a criminal proceeding, arrested (even if you were not taken away in handcuffs or incarcerated), fined, imprisoned, placed on probation or ordered to deposit bail for the violation of any law, police regulation or ordinance, misdemeanor and/or felony offense (except for minor traffic violations) whether or not charges were **expunged/dismissed and/or refused**: or have you ever been convicted (including a nolo contendere plea or guilty plea) of any criminal **misdemeanor and/or felony?**”

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She reported the following charge:

- 5/6/12 Child Desertion

However, her criminal background check indicated she had been arrested 7/18/11 for a Municipal Purposes / Traffic Attachment as well as for Simple Criminal Damage to Property. She failed to disclose these charges to the board, as required.

The respondent submitted her First Time Writers Application to write the NCLEX-PN on 8/15/14. On this form she answered "yes" to the question that asks the following:

“Since your enrollment into the practical nursing program, have you been arrested indicted, or summoned into court as a defendant in a criminal proceedings, or convicted, fined, imprisoned or placed on probation or ordered to deposit bail for violation of any law, police regulations or ordinance, except for minor traffic violations?”

At this time, she failed to disclose to the board an arrest on 6/23/14 for Child Desertion.

The respondent was asked to submit detailed narrative statements regarding both arrests for Child Desertion, as well as an explanation of why she failed to report her 2014 arrest, as required. She did not respond to this request.

The police report documenting the arrest of 5/6/12 indicates that the respondent admitted to sleeping for at least one and a half hours while her 6 year old child played outside, unattended. The police report documenting the arrest of 6/23/14 indicates that the respondent admitted to leaving her children, ages 1, 6, and 8, alone at the home at about 7:45 am. She had left food for their lunch, but had taken the family's telephone with her. It was not until 4:30 pm that the respondent returned to the home, after being notified by police. (Exhibit E)

Sergeant Canepa, who responded to the child desertion complaint on 6/23/14, gave detailed, credible testimony at the hearing regarding her investigation and the resulting arrest of the respondent. (Hearing Transcript page 6 line 18 through page 15 line 17)

The hearing officer finds that the respondent lacks good character sufficient to ensure that she can act in the best interest of patients, clients, and the public in any setting.

The board has jurisdiction over the parties hereto and the subject matter hereof.

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JURISDICTION

The board has jurisdiction over the parties hereto and the subject matter hereof.

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:

1. The Louisiana Revised Statutes of 1950, Title 37, Chapter 11, Part II, Section 969 A. (4);
 - (a) **is guilty of fraud or deceit in procuring or attempting to procure a license to practice practical nursing;**
 - (b) **is guilty of a crime;**
 - (c) **is unfit, or incompetent by reason of negligence habit, or other causes;**
 - (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.

2. The Louisiana Administrative Code, Title 46, Part XLVII, Subpart 1, Sections § 306 T.
 1. **being guilty of fraud or deceit in procuring or attempting to procure a license to practice practical nursing;**
 2. **being guilty of a crime;**
 3. **being unfit, or incompetent by reason of negligence, habit or other causes;**
 8. **being guilty of unprofessional conduct;**
 - i. **falsifying records;**
 - n. **being convicted of a crime or offense which reflects the inability of the nurse to practice practical nursing with due regard for the health and safety of clients or patients or enters a plea of guilty or nolo contendere to a criminal charge regardless of final disposition of the criminal proceeding including, but not limited to, expungement or nonadjudication or pardon;**
 - t. **violating any provisions of R.S. 37:961 et seq. (the practical nursing practice act), as amended or aiding or abetting therein.**

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ORDER

The matter of Gennifer Robinson, applicant for licensure, on July 31, 2015, came on for final action by the Louisiana State Board of Practical Nurse Examiners.

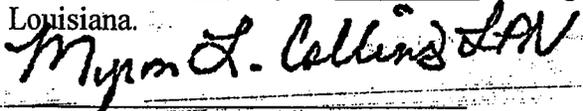
NOW THEREFORE, IT IS ORDERED, that the applicant, Gennifer Robinson, S.S. # ending in 3432, be **DENIED LICENSURE** as a practical nurse in the state of Louisiana and

1. That a hearing assessment fee of **\$500.00**, payable by money order/cashier's check only, is to be submitted to the board 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.

Rendered this 31st day of July, 2015, and signed this 31st day of July, 2015, at Metairie, Louisiana.



MYRON COLLINS, LPN
CHAIRMAN OF THE BOARD



M. LYNN ANSARDI, RN
EXECUTIVE DIRECTOR

Mailed this 31st day of July, 2015, by U.S. postal service certified mail return receipt #7014 2120 0004 1219 2927 and regular mail to the following address:

Gennifer Robinson
6200 Greens Rd, Apt 1714
Humble, TX 77396