

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

RECEIVED

JAN 21 2011

L.S.B.P.N.E.

**In the matter of:** Erin Nesbit  
35173 Live Oak Cr  
Denham Springs, LA 70706

**License #240973**

**Date offered:** January 10, 2011

**Date offer expires:** January 31, 2011

### CONSENT ORDER

To facilitate a conclusion to the allegations against Erin Nesbit, LPN, the Louisiana State Board of Practical Nurse Examiners does hereby offer this Consent Order. The allegations include:

The Board received a report from the Department of Health and Hospitals indicating that the respondent's employer, Gonzales Healthcare Center, was conducting an investigation into alleged emotional abuse of a resident on 9/28/10. Reportedly, the respondent was witnessed yelling at resident, G. Winley, and telling him to shut up and go to his room. The respondent later admitted she had made a mistake by yelling at the resident. The respondent was suspended during the investigation and later terminated.

Based on the evidence submitted, the Board has concluded that **Ms. Nesbit** is in violation of the following provisions of Louisiana Revised Statutes, Title 37, Chapter 11. Nurses, Part II. Practical Nurses, Section 969 4. **(c) is unfit, or incompetent by reason of negligence habit, or other causes; (f) is guilty of unprofessional conduct** as further defined in the Louisiana Administrative Code, Title 46, Part XLVII. Nurses, Subpart 1, Practical Nurses, Section 306:

3. being unfit, or incompetent by reason of negligence, habit or other causes;
8. being guilty of unprofessional conduct;
  - a. failure to practice practical nursing in accordance with the standards normally expected;
  - b. failure to utilize appropriate judgment in administering nursing practice;
  - j. intentionally committing any act that adversely affects the physical or psychosocial welfare of the patient;
  - t. violating any provisions of R.S. 37:961 et seq. (the practical nursing practice act), as amended or aiding or abetting therein.

Erin Nesbit C.A.

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

RECEIVED

JAN 21 2011

L.S.B.P.N.E.

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

1. That she be issued a Letter of Reprimand as disciplinary action against her license for the violations of the Nurse Practice Act.
2. That she be fined \$500.00 for the violations of the Nurse Practice Act, payable by **cashier's check or money order only and** on or before **April 10, 2011**.
3. The respondent must satisfactorily complete courses in the following areas:
  - Anger Management
  - Managing Difficult Patients
  - Stress ManagementEvidence of Completion of courses must be submitted to the Board office on or before **July 10, 2011**.

Furthermore, the respondent is hereby notified and by signature SumNant 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) 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/or g) revocation.**

Erin Nesbit C.A. *EN*

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

RECEIVED  
JAN 21 2011  
L.S.B.P.N.E.

CONSENT ORDER ACCEPTANCE

I, Erin Nesbit, agree that the Board has jurisdiction over this matter. I specifically waive my right to contest these findings in any subsequent proceedings before the Board. I understand that this Consent Order shall constitute as public record and is disciplinary action by the Board.

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

I voluntarily agree to sign and have witnessed the terms of this order 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 order. I understand that I have a right to a hearing in this matter and I freely waive such right. I understand that I have a right to legal counsel prior to entering into this order.

I understand that this order is effective immediately upon signature of the Executive Director and will become an Order of the Board. It is understood that this order does not preclude the Board of Practical Nurse Examiners from requiring a formal hearing of my case. I further understand that should the Consent Order not be accepted by the Board, I agree that presentation to and consideration of the Consent Order, the documenting evidence and information 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 regarding this respondent.

Erin Nesbit RPN 1/12/11

Signature of licensee

Date

Jacob Clingford RN 1/12/11

Signature of witness # 1

Date

Barbara Nelson RN 1/12/11

Signature of witness # 2

Date

Louisiana State Board of Practical Nurse Examiners

Claire Doody Glaviano 1/21/11

CLAIRE DOODY GLAVIANO  
EXECUTIVE DIRECTOR

Date

Erin Nesbit C.A.

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

RECEIVED

JAN 21 2011

L.S.B.P.N.E.

**LETTER OF REPRIMAND**

**In the matter of: Erin Nesbit  
35173 Live Oak Cr  
Denham Springs, LA 70706**

**License #240973**

**Date: January 10, 2011**

The Louisiana State Board of Practical Nurse Examiners hereby issues this Letter of Reprimand against Erin Nesbit, LPN based on the following:

The Board received a report from the Department of Health and Hospitals indicating that the respondent's employer, Gonzales Healthcare Center, was conducting an investigation into alleged emotional abuse of a resident on 9/28/10. Reportedly, the respondent was witnessed yelling at resident, G. Winley, and telling him to shut up and go to his room. The respondent later admitted she had made a mistake by yelling at the resident. The respondent was suspended during the investigation and later terminated.

Based on the evidence submitted, the Board has concluded that Ms. Nesbit is in violation of the following provisions of Louisiana Revised Statutes, Title 37, Chapter 11. Nurses, Part II. Practical Nurses, Section 969 4. **(c) is unfit, or incompetent by reason of negligence habit, or other causes; (f) is guilty of unprofessional conduct** as further defined in the Louisiana Administrative Code, Title 46, Part XLVII. Nurses, Subpart 1, Practical Nurses, Section 306:

3. **being unfit, or incompetent by reason of negligence, habit or other causes;**
8. **being guilty of unprofessional conduct;**
  - a. **failure to practice practical nursing in accordance with the standards normally expected;**
  - b. **failure to utilize appropriate judgment in administering nursing practice;**
  - j. **intentionally committing any act that adversely affects the physical or psychosocial welfare of the patient;**
  - 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 \$500.00 for the above violations, payable by **cashier's check or money order only and on or before April 10, 2011** and satisfactorily complete courses and submit evidence to the Board on or before **July 10, 2011**.

Erin Nesbit C.A. 

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

RECEIVED

JAN 21 2011

L.S.B.P.N.E.

The Board has jurisdiction over your license and regrets the manifestation of your lack of regard for the privilege which you have worked so hard to earn.

This Board calls this to your attention and admonishes you in writing with the hope that you will see the importance of your actions and refrain from such behavior in the future. Reconsider the consequences that such lack of responsibility may have upon your career in nursing.

This letter of reprimand is considered disciplinary action by the Louisiana State Board of Practical Nurse Examiners and is reportable as such.

*Claire Doody Glaviano*

1/21/11

**Claire Doody Glaviano**  
**Executive Director**

Erin Nesbit C.A.

*EW*