

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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IN THE MATTER OF:

RACHEL LINDSEY ENDSLEY, CLP-SPE
APPLICANT

No. 15-I-122

CONSENT ORDER
FOR ISSUANCE OF LICENSE WITH
OFFICIAL REPRIMAND

This matter is before the Louisiana State Board of Medical Examiners (the "Board") on the application of Rachel Lindsey Endsley ("Ms. Endsley") for a license to practice as a Clinical Laboratory Scientist-Technician ("CLS-TCH") in this state. While a review of the materials submitted in support of her application indicate that she satisfies the educational and other requirements necessary for licensure consideration, Ms. Endsley reports that she has been working as a laboratory technician in Louisiana without licensure.

In connection with this matter, Ms. Endsley admits that she has worked at a laboratory in Lafayette, Louisiana since May 2014, prior to obtaining a license from the Board. She explained that she was under the belief that her education and national ASCP Certification were sufficient for employment at the laboratory. She also stated that her school and her employer had not notified her of the need for state licensure. Ms. Endsley further acknowledged that her prior understanding was in error and she now accepts her responsibility to understand and comply with all rules and regulations regarding licensure in this state.

As evidenced by her subscription to this Order, Ms. Endsley acknowledges the substantial accuracy of the foregoing information and that proof of such information upon administrative evidentiary hearing could establish sufficient cause for the rejection or denial of her application for licensure in this state or such other action as the Board may deem appropriate, pursuant to the Law and/or the Board's rules respecting clinical laboratory personnel.¹

Investigation of the captioned matter was assigned to the Investigating Officer ("I/O") for the Board. While it appears to the I/O that Ms. Endsley is a conscientious and well-trained clinical laboratory scientist-technician, the I/O's review and analysis of the matter confirms to her satisfaction that sufficient cause exists to charge Ms. Endsley with one or more violations of the

¹La. Rev. Stat. §37:1318, 1326; La. Adm. C. §§46XLV:3505.

Louisiana Clinical Laboratory Personnel Law (the "Law"), La. Rev. Stat. §37:1318, 1326 and/or the Board's rules respecting clinical laboratory personnel, La. Adm. C. 46XLV.3505.

Recognizing her right to have administrative adjudication of the above charges, at which time she would be entitled to be represented by legal counsel, to call witnesses and to present evidence on her own behalf in defense or in mitigation of the charges made and to a decision thereon by the Board based upon written findings of fact and conclusions of law, pursuant to La. Rev. Stat. §§49:951, *et seq.*, Ms. Endsley, nonetheless, hereby waives her right to notice of charges, formal adjudication and written decision and, pursuant to La. Rev. Stat. §49:955(D), consents to entry of the Order set forth hereinafter. Moreover, by her subscription hereto, Ms. Endsley also waives any right to which she may be entitled pursuant to the Louisiana Administrative Procedure Act² or which otherwise may be afforded to her by law, to contest her agreement to or the force and effect of this document in any court or before any judicial or administrative agency or body, relating to the matters referred to herein. By her subscription hereto, Ms. Endsley also hereby authorizes the Investigating Officer designated by the Board with respect hereto to present this Consent Order to the Board for its consideration and to fully disclose to and discuss with the Board the nature and results of the investigation, and she waives any objection to such disclosures under La. Rev. Stat. §49:960. Furthermore, Ms. Endsley expressly acknowledges that the disclosure of information to the Board by the Investigating Officer shall be without prejudice to the Investigating Officer's authority to pursue any Administrative Complaint filed against her or to the Board's capacity to adjudicate such Complaint, should the Board decline to approve this Consent Order. Accordingly, in consideration of the foregoing, and pursuant to the authority vested in the Board by La. Rev. Stat. §37:1326 and La. Rev. Stat. §49:955D;

IT IS ORDERED that Rachel Lindsey Endsley is hereby **OFFICIALLY REPRIMANDED** for the conduct asserted hereinabove.

IT IS FURTHER ORDERED that after completion of application requirements, a license to practice as a clinical laboratory scientist-technician in the state of Louisiana shall be issued to Rachel Lindsey Endsley.

IT IS FURTHER ORDERED that within three (3) months of the date of this Order, Ms. Endsley shall pay the Board a fine in the amount of One Hundred Thirty (\$130.00) Dollars, which represents the licensure fees for one year, plus a penalty of an equal amount.

IT IS FURTHER ORDERED that any violation or failure of strict compliance with this Order by Ms. Endsley shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for such disciplinary action as the Board deems appropriate, as if such violations were enumerated among the causes provided in La. Rev. Stat. §37:1326.

IT IS FURTHER ORDERED that this Consent Order shall be, and shall be deemed to be, a public record.

² La. Rev. Stat. §49:951, *et seq.*

Signed at New Orleans, Louisiana, and effective this 16th day of March, 2015.

LOUISIANA STATE BOARD
OF MEDICAL EXAMINERS

BY: Mark H. Dawson
MARK H. DAWSON, M.D.
President

*Acknowledgment and Consent
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STATE OF Louisiana

PARISH OF Lafayette

**ACKNOWLEDGMENT
AND CONSENT**

I, RACHEL LINDSEY ENDSLEY, CLS-TCH, APPLICANT, hereby acknowledge, approve,
accept and consent to entry of the above and foregoing Order, this 2nd day of March,
2015.

Rachel Lindsey Endsley
RACHEL LINDSEY ENDSLEY, CLS-TCH, APPLICANT

WITNESSES:

Susan Benoit
Signature
Susan Benoit
Printed Name
106 Tarpon St.
Address
Lafayette, LA 70508
City, State, Zip Code

Andre' Delchoussaye
Signature
Andre' Delchoussaye
Printed Name
206 Darlene Drive
Address
Lafayette, LA 70508
City, State, Zip Code

Sworn to and subscribed before me this 2nd day of March, 2015, in
the presence of the two stated witnesses.

Magdalene L Potier #15404
Notary Public (Signature and Seal)

Magdalene L Potier #15404
Printed Name/Notary or Bar Number