

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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IN THE MATTER OF:

JASON ROBERT AUCOIN, ATH
(Certificate No. 200001)
Respondent

No. 15-I-631

**CONSENT ORDER
FOR REPRIMAND**

The above-entitled proceeding was docketed for investigation by the Louisiana State Board of Medical Examiners (the "Board") following receipt of Jason Robert Aucoin's application for reinstatement of license by the Board to practice as an athletic trainer ("ATH") in this state. Mr. Aucoin was first certified in Louisiana as an athletic trainer in July 2004 and has practiced in Louisiana continuously since that time; however, he failed to timely renew his license in 2011. Then, after submitting renewal fees for two (2) years, he again allowed his license to lapse in June 2013. From information available as supplied by Mr. Aucoin's application and otherwise, he is generally qualified to be reinstated; however, he reported that he has been working and holding himself out as an athletic trainer in Louisiana without Board licensure.

In connection with this matter, Mr. Aucoin submitted a written statement to the Investigating Officer of the Board (the "I/O"), explaining that he had been working in an outreach program for a private religious high school in Louisiana and he thought that he did not need a state license to practice in a private school. He has been nationally certified by the Board of Certification, Inc. ("BOC") since 2001, and has maintained national certification since that time. He also acknowledged that he was unaware of the revised Louisiana Athletic Trainers Law (the "Law") effective August 2014, and did not understand that he could not work or hold himself out to the public as a certified athletic trainer without state licensure. Mr. Aucoin has now acknowledged that his understanding was in error, has cooperated with this investigation, and has accepted his responsibility to understand and comply with all laws and regulations regarding licensure in this state.

As evidenced by his subscription to this Order Mr. Aucoin acknowledges the substantial accuracy of the foregoing information and that such acknowledgment and information could provide the Board with sufficient cause to deny his reinstatement application pursuant to the Law and/or the Board's rules respecting athletic trainers.

Investigation of the captioned matter was assigned to the I/O for the Board. While it appears to the I/O that Mr. Aucoin is a conscientious and well-trained athletic trainer, the I/O's review and analysis of the matter confirms to her satisfaction that the actions identified hereinabove may implicate one or more violations of the Law, and/or the Board's rules respecting athletic trainers.¹

Recognizing his right to have notice of such allegations and charges asserted against him, to administrative adjudication of such charges, at which time he would be entitled to be represented by legal counsel, to call witnesses and to present evidence on his 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.*, Mr. Aucoin, nonetheless, hereby waives his right to notice of charges and formal adjudication and pursuant to La. Rev. Stat. §49:955(D) consents to entry of the Order set forth hereinafter. Mr. Aucoin further acknowledges and waives any right to which he may be entitled pursuant to the Louisiana Administrative Procedure Act, La. Rev. Stat. §§49:951 *et. seq.*, or which otherwise may be afforded to him by law to contest his agreement to or the force and effect of this document in any court or other forum relating to the matters referred to herein. By his subscription hereto Mr. Aucoin also hereby authorizes the I/O 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 he waives any objection to such disclosures under La. Rev. Stat. §49:960. Mr. Aucoin expressly acknowledges that the disclosure of information to the Board by the I/O shall be without prejudice to the I/O's authority to file a formal Administrative Complaint against him or to the Board's capacity to adjudicate such Complaint should the Board decline to approve this Consent Order.

Based upon the foregoing information, as well as the recommendation of the I/O, the Board has concluded that its responsibility to ensure the health, safety and welfare of the citizens of this state, pursuant to La. Rev. Stat. §37:3303, will be effectively served by entry of the order set forth hereinafter by consent. Accordingly, in consideration of the foregoing and pursuant to the authority vested in the Board by La. Rev. Stat. §37:3303 and La. Rev. Stat. §49:955(D);

IT IS ORDERED that Jason Robert Aucoin is hereby **OFFICIALLY REPRIMANDED** for the conduct asserted hereinabove.

IT IS FURTHER ORDERED that within six (6) months of the date of this Order Mr. Aucoin shall pay the Board a fine in the amount of Four Hundred (\$400.00) Dollars, which represents the licensure fee for two years, plus a penalty of an equal amount.

¹ La. Rev. Stat. §37:3305, 3307, and 3308.1; La. Adm. C. 46XLV.5709.

IT IS FURTHER ORDERED that any violation or failure of strict compliance with this Order by Mr. Aucoin 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. §37:3308.1

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

Signed in New Orleans, Louisiana, and effective this 1th day of August 2015.

**LOUISIANA STATE BOARD OF
MEDICAL EXAMINERS**

BY: Mark Henry Dawson MD
MARK HENRY DAWSON, M.D.
President

*Acknowledgement and Consent
on Following Page*

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STATE OF LOUISIANA

PARISH OF Jefferson

**ACKNOWLEDGMENT
AND CONSENT**

I, JASON ROBERT AUCOIN, ATH APPLICANT, hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 27th day of July, 2015.

[Signature]
JASON ROBERT AUCOIN, ATH

WITNESSES:

[Signature]
Signature

[Signature]
Signature

Aubrie Ballina
Printed Name

Timothy Browning
Printed Name

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Sworn to and subscribed before me at Metairie, Louisiana this 27th day of July, 2015, in the presence of the two stated witnesses.

[Signature]
Notary Public (Signature) and Seal

Bradley J. Luminais, Jr.
Notary (Printed Name) & Bar/Notary No.

Brad J. Luminais, Jr.
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