

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

630 Camp Street, New Orleans, LA 70130

www.lsbme.la.gov



Telephone: (504) 568-6820

FAX: (504) 568-8893

Writer's Direct Dial:

(504) _____

In The Matter Of

No. 14-I-830

JUANITA ANDERSON WEBB, CLP-TCH

CONSENT ORDER

(Certificate No. CLP.202576-TCH)

The above-entitled proceeding was docketed for investigation by the Louisiana State Board of Medical Examiners (the "Board"), following receipt of information that Juanita Anderson Webb ("Ms. Webb"), who was licensed to practice as a clinical laboratory technician ("CLP-TCH") in 2011, as evidenced by Certificate CLP.202576-TCH, failed to disclose a prior arrest on her 2014 renewal. Although it appears from information available as supplied by Ms. Webb's application and otherwise that she is generally qualified for renewal of such licensure, as acknowledged by her in her application, the board has now learned that Ms. Webb failed to reveal an arrest in 2014 related to domestic violence. While such information would ordinarily implicate the Board's concern relative to the individual's honesty and truthfulness, Ms. Webb has informed the Board that she had no intention to deceive the Board concerning the arrests; she thought that since she was not convicted and the arrest was not pursued, she did not have to disclose this prior action. Subsequently, she has cooperated with this investigation by meeting in conference with the Board staff and providing information as requested. Ms. Webb is amenable to her license being placed on probation and has expressed a willingness to submit to on-going monitoring.

Investigation of the captioned matter was assigned to the Investigating Officer ("I/O"). While it appears to the I/O that Ms. Webb is a qualified Clinical Laboratory Scientist-Technologist, 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 Louisiana Clinical Laboratory Practice Act.¹

As evidenced by her subscription hereto, Ms. Webb acknowledges the substantial accuracy of the foregoing information and that such acknowledgment and the reported information would provide the Investigating Officer herein with probable cause to pursue formal administrative proceedings against her for the suspension, revocation or imposition of such other terms, conditions or restrictions on her license to practice clinical laboratory science in the State of Louisiana as the Board may determine to be appropriate.

¹ Pursuant to La. Rev. Stat. §37:1326.A. the Board may take action against the license of a clinical laboratory scientist for: "(6) Fraud or deceit in procuring or attempting to procure a license or certificate to engage in the practice of clinical laboratory science."

Recognizing her right to have notice of administrative charges, and to administrative adjudication of such 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. Webb nonetheless hereby waives her right to formal charges and adjudication and, pursuant to La. Rev. Stat. §49:955(D), hereby consents to entry of the Order set forth hereinafter. By her subscription hereto, Ms. Webb also acknowledges that she waives any right to which she may be entitled pursuant to the Louisiana Administrative Procedure Act, La. Rev. Stat. §§49:951, *et seq.* or which otherwise may be afforded to her by law, to contest her agreement to or the force and effect of the Board's investigation or this document in any court or other forum relating to the matters referred to herein.

By her subscription hereto, Ms. Webb 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 to the Board under La. Rev. Stat. §49:960. Ms. Webb 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 proceed with the filing and adjudication of an administrative complaint against her, or to the Board's capacity to adjudicate such complaint, should the Board decline to accept 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. § 49:955(D);

IT IS ORDERED that the license of Juanita Anderson Webb, CLP-TCH, to practice as a clinical laboratory scientist-technician in the state of Louisiana, as evidenced by Certificate No. 202576-TCH, be, and the same is hereby placed **ON PROBATION** for a minimum of one (1) year from the effective date of this Order (the "probationary term"); *provided, however*, that Ms. Webb's continuing exercise of rights and privileges thereunder shall be conditioned upon her acceptance of and strict compliance with the following terms, conditions and restrictions:

1. **Board Approval of CLP-TCH Practice.** Following the effective date of this Order and for the duration of the probationary period, Ms. Webb shall provide the Board with information including a complete and accurate description, and such further information as the Board may request, concerning any practice setting in which she intends to practice. Ms. Webb shall not engage in CLP-TCH practice in any setting in advance of the Board's specific written approval of such practice setting.
2. **Notification to Employers; Notification of Order; and Reports from Supervisors.** Prior to beginning or returning to work, Ms. Webb shall provide a copy of this Consent Order to each supervising physician, hospital, clinic, facility or other employer or prospective employer at which or for whom she provides services as a CLP-TCH in this state. Thereafter, Ms. Webb shall authorize and cause the supervisor, or another designee approved by the Board, to submit to the Board quarterly written reports of his/her determination concerning Ms. Webb's professional competence as derived from such monitoring. In addition, upon request of the Board's probation officer, Ms. Webb shall immediately execute and provide, as may be necessary, authorization to obtain any and all peer review records or other employment records pertaining to her from any hospital, institution, physician or other health care entity where she is employed.

3. **Monitoring of Practice.** Ms. Webb shall remain under monitoring until such time as the Board has received no less than four (4) consecutive quarterly reports attesting to the fact that her practice is in accordance with CLP-TCH practice and the prevailing standards of care.
4. **Participation in Drug Screening.** Ms. Webb shall submit to periodic, unannounced blood, urine, saliva, hair collection or other screens, including EtG and PEth levels, to detect the presence of alcohol or other mood-altering substances. Such screenings shall be random and shall occur at such intervals as may be directed by the Board's Probation and Compliance Officer or designee. Ms. Webb shall authorize and cause all reports of the results of such drug screens to be promptly submitted to the Board.
5. **Maintenance of Complete Abstinence.** During this probationary period, Ms. Webb shall maintain complete and total abstinence from the use of alcohol or any controlled or mood-altering substance except as may be prescribed by a treating physician for a bona fide medical condition. Ms. Webb shall personally inform her probation officer in writing within forty-eight (48) hours of the prescription or administration of any controlled or mood-altering substance received by her for treatment of a bona fide medical condition. In the event that Ms. Webb should be diagnosed with a medical condition which necessitates the use of controlled substances, Ms. Webb hereby acknowledges that she shall voluntarily withdraw from clinical laboratory practice until and unless permitted to resume in that capacity following the evaluation and determination of a physician designated by the Board that she is then capable of practicing with reasonable skill and safety to patients.
6. **Self-Reporting of Violations.** Ms. Webb shall immediately self-report in writing to the probation/compliance officer any violation of or failure to adhere to the terms, conditions or restrictions of this order. Furthermore, Ms. Webb shall immediately self-report in writing to the Board any personal action or inaction which constitutes a violation of the Act, and any and all investigations, inquiries, charges, convictions, or disciplinary actions taken by any local, state or Federal agency, or any institution of facility.
7. **Probation Monitoring Fee.** For each year of the probationary term, Ms. Webb shall pay the Board an annual probation monitoring fee of Three Hundred (\$300.00) Dollars. Payment of the initial fee shall be due not later than sixty (60) days from the effective date of this Order. All subsequent annual payments shall be due on or before the anniversary date of the initial fee payment.
8. **Cooperation with Board's Probation/Compliance Officer.** Throughout the probationary term, Ms. Webb shall immediately notify the Board's Probation/Compliance Officer of any change in her current home and professional addresses and telephone numbers and she shall direct all matters required pursuant to this Consent Order to the attention of the Probation/Compliance Officer with whom she shall cooperate on all matters and inquiries pertaining to her compliance with the terms, conditions and restrictions hereof.
9. **Absence from State/Practice/Effect on Probation.** Should Ms. Webb at any time during the period of probation be absent from the state of Louisiana, or discontinue practicing as a CLP-TCH for a period of thirty (30) days or more, she will so advise the Board in writing. In such instance, the probationary term ordered herein shall be extended for no

less than the period of time during which she was not engaged in practice or was absent from the state of Louisiana; however, all terms and conditions may continue to be in effect as ordered or may be modified or altered as needed in the Board's discretion.

10. **Certification of Compliance; Personal Appearance** At least sixty (60) days prior to the conclusion of the probationary term imposed herein, Ms. Webb shall provide the Board with an affidavit certifying that she has complied with each of the terms of probation imposed by this Order and she shall contact the Board and arrange for a personal appearance before the board or its designee at its meeting preceding the expiration of her probation term. The probationary term and all of its terms, conditions and restrictions, shall be and shall be deemed to be extended and continued in full force and effect pending Ms. Webb's compliance with the requirements of this provision.
11. **Effect of Violation/Sanction/Resolution.** By her subscription hereto Ms. Webb acknowledges that her receipt of written notification from the Board that it has received any report which indicates her failure to comply with the requirements set forth by this Order in any respect shall, without the need for formal hearing or for providing her with any right to which she may otherwise be entitled pursuant to the Louisiana Administrative Procedure Act, La. Rev. Stat. §§ 49:951, *et seq.*, or which otherwise may be afforded to her by law, constitute her irrevocable consent to the immediate suspension of her license to practice as a CLP-TCH in this state pending the issuance of a final decision by the Board following administrative adjudication of such charges, or acceptance of a revised Consent Order.

This Consent Order shall be effective the date it is approved and accepted by the Board as shown by the signature of its representative below.

IT IS FURTHER ORDERED that any violation of or strict compliance with any of the terms, conditions, or restrictions of this Order by Ms. Webb shall, upon proof of such violation or failure, be deemed adequate and sufficient cause for the suspension or revocation of Ms. Webb's license to practice as a clinical laboratory scientist in the state of Louisiana or for such other disciplinary action as the Board may deem 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.

New Orleans, Louisiana, this 11th day of April, 2016.

**LOUISIANA STATE BOARD
OF MEDICAL EXAMINERS**

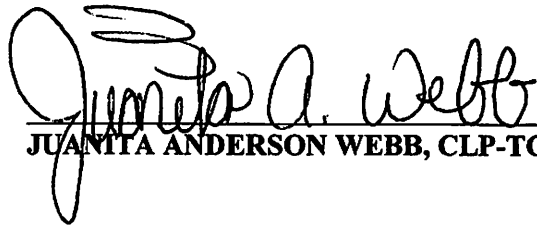
By: 

J. MICHAEL BURDINE, M.D.
President

STATE OF LOUISIANA
PARISH OF East Baton Rouge

**ACKNOWLEDGMENT
AND CONSENT**

I, JUANITA ANDERSON WEBB, CLP-TCH, hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 29th day of March, 2016.



JUANITA ANDERSON WEBB, CLP-TCH

WITNESSES:



Signature

Alvin Doherty

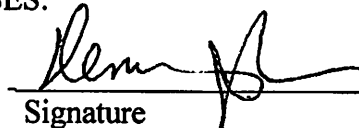
Printed Name

7201 Winbourne Ave.

Address

B.R., LA 70805

City, State, Zip Code



Signature

DENNIS J. KIMBLE

Printed Name


7201 Winbourne Ave

Address

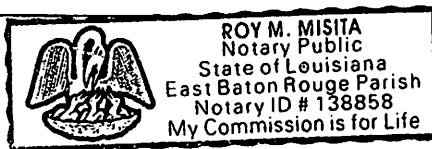
B.R., LA 70805

City, State, Zip Code

Sworn to and subscribed before me at Baton Rouge, Louisiana, this 29th day of March, 2016, in the presence of the two stated witnesses.



Notary Public (Signature)



Printed Name/Notary or Bar Number