

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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In The Matter of:

No. 17-I-082

TREVOR M. VOLLENWEIDER, ATH
(Applicant)

CONSENT ORDER FOR
ISSUANCE OF LICENSE WITH
REPRIMAND

The above-entitled proceeding was docketed for investigation by the Louisiana State Board of Medical Examiners (the "Board") following receipt of Trevor Michael Vollenweider's application for licensure by the Board to practice as an athletic trainer ("ATH") in this state. While it appears from information available as supplied by Mr. Vollenweider's application and otherwise that he is generally qualified for issuance of such licensure, as acknowledged by him in his application, he reported that he has been working as an athletic trainer in Louisiana since June 2016 without a state license.

In connection with this matter, Mr. Vollenweider submitted a written statement to the Investigating Officer of the Board (the "I/O"), explaining that he earned his undergraduate degree in May 2016 from Southeastern Louisiana University and was certified by the Board of Certification, Inc. ("BOC") in the same month. In July 2016 he was hired as an Athletic Trainer by a physical therapy clinic in Metairie, Louisiana. Mr. Vollenweider worked at the clinic and in addition, worked as an athletic trainer at a local high school through the clinic's outreach program. His employer did not ask or require proof of state licensure. Mr. Vollenweider acknowledged that he was unaware of the revised Louisiana Athletic Trainers Law effective August 2014, and did not understand that he could not hold himself out to the public as a certified athletic trainer without state licensure. Mr. Vollenweider 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. Vollenweider acknowledges the substantial accuracy of the foregoing information and that such acknowledgment and information could provide the Board with sufficient cause to deny his 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. Vollenweider 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. Vollenweider, 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. Vollenweider 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. Vollenweider 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. Vollenweider 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 Trevor Michael Vollenweider is hereby OFFICIALLY REPRIMANDED for the conduct asserted hereinabove.

IT IS FURTHER ORDERED that licensure to practice as an athletic trainer in the state of Louisiana shall be issued to Trevor Michael Vollenweider.

IT IS FURTHER ORDERED that within six (6) months of the date of this Order Mr. Vollenweider shall pay the Board a fine in the amount of Two Hundred (\$200.00) Dollars, which represents the licensure fee for the past year, plus a penalty of an equal amount.

IT IS FURTHER ORDERED that any violation or failure of strict compliance with this Order by Mr. Vollenweider shall be deemed adequate and sufficient cause, upon proof of such

¹ La. Rev. Stat. §37:3305.1, 3308.1; La. Adm. C. 46XLV.5709.

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 13th day of February
2017.

**LOUISIANA STATE BOARD OF
MEDICAL EXAMINERS**

BY:

K. Barton Farris, M.D.

K. BARTON FARRIS, M.D.

Vice-President

*Acknowledgement and Consent
on Following Page*

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STATE OF Louisiana

PARISH OF St. John the Baptist

**ACKNOWLEDGMENT
AND CONSENT**

I, TREVOR MICHAEL VOLLENWEIDER, ATH APPLICANT, hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 6th day of February, 2017.

Trevor Vollenweider
TREVOR M. VOLLENWEIDER, ATH APPLICANT

WITNESSES:

Courtney Wixore
Signature

Courtney Wixore
Printed Name

140 W Lakeview Dr.
Address

Laplace, LA 70068
City/State/Zip Code

Angela Dufrane
Signature

Angela Dufrane
Printed Name

153 West 5th St.
Address

Laplace, LA. 70068
City/State/Zip Code

Sworn to and subscribed before me at 153 W. 5th St. W. La. JP. Office this 6th day of February, 2017, in the presence of the two stated witnesses.

Greg K. Maurin
Notary Public (Signature) and Seal

GREG K. MAURIN, JP 43-5
JUSTICE OF THE PEACE
Notary (Printed Name) & Bar/Notary No.