

# LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

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**IN THE MATTER OF:**

**No. 15-I-926**

**THE APPLICATION OF  
VIKTORIYA P. EKSHYYAN, CLP-LAB  
TRAINEE  
(Applicant)**

**CONSENT ORDER FOR ISSUANCE OF  
PERMIT WITH REPRIMAND**

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This matter is before the Louisiana State Board of Medical Examiners (the "Board") on the application of Viktoriya P. Ekshyyan ("Ms. Ekshyyan") for a permit to practice as a Clinical Laboratory Personnel-Laboratory Assistant Trainee ("CLP-LAB Trainee") 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 consideration, Ms. Ekshyyan reports that she has been working as a laboratory technician in Louisiana without permit or licensure.

In connection with this matter, Ms. Ekshyyan admits that she has worked at Delta Pathology Group, LLS in Shreveport, Louisiana since January 2015 as a Laboratory Technician. She explained that she was unaware that such a permit/license was required for the type of work that she was performing and her employers had not notified her of the need for the permit or license. She was hired based upon her laboratory/research experience working at LSUHSC in Shreveport, LA. When she learned in September 2015 that a permit or license by the Board was required to practice, she immediately ceased the lab practice, only performed clerical operations, and began the application process with the Board. She 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. Ekshyyan 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.<sup>1</sup>

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. Ekshyyan is a conscientious and well-trained clinical laboratory assistant trainee, the I/O's review and analysis of the matter confirms to her satisfaction that sufficient cause exists to charge Ms. Ekshyyan with one or more violations of the 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

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

STATE OF Louisiana

PARISH OF CADDO

**ACKNOWLEDGMENT  
AND CONSENT**

I, VIKTORIYA P. EKSHYYAN, CLP-LAB ASSISTANT TRAINEE, APPLICANT, hereby  
acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 20  
day of November, 2015.

V. Ekshyyan  
VIKTORIYA P. EKSHYYAN, CLP-LAB, APPLICANT

WITNESSES:

B Zimmerman  
Signature  
Brianne Zimmerman  
Printed Name  
2915 Missouri Ave  
Address  
Shreveport, LA 71109  
City, State, Zip Code

Nichole Jordan  
Signature  
Nichole Jordan  
Printed Name  
2915 Missouri Ave  
Address  
Shreveport, LA 71109  
City, State, Zip Code

Sworn to and subscribed before me this 20 day of November, 2015, in  
the presence of the two stated witnesses.

Marcia A. Bonanno  
Notary Public (Signature and Seal)

MARCIA A. BONANNO  
Printed Name/Notary or Bar Number

Marcia A. Bonanno  
Notary Public, ID 039880  
Caddo Parish, Louisiana  
My Commission Is For Life

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. Ekshyyan, 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. Ekshyyan also waives any right to which she may be entitled pursuant to the Louisiana Administrative Procedure Act<sup>2</sup> 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. Ekshyyan 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. Ekshyyan 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 Viktoriya P. Ekshyyan is hereby **OFFICIALLY REPRIMANDED** for the conduct asserted hereinabove.

**IT IS FURTHER ORDERED** that after completion of application requirements, a permit to practice as a clinical laboratory assistant trainee in the state of Louisiana shall be issued to Viktoriya P. Ekshyyan.

**IT IS FURTHER ORDERED** that within six (6) months of the date of this Order, Ms. Ekshyyan shall pay the Board a fine in the amount of Eighty (\$80.00) Dollars, which represents the license renewal fees for one (1) years, plus a penalty of an equal amount.

**IT IS FURTHER ORDERED** that any violation or failure of strict compliance with this Order by Ms. Ekshyyan 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.

Signed at New Orleans, Louisiana, and effective this 17<sup>th</sup> day of December, 2015.

LOUISIANA STATE BOARD  
OF MEDICAL EXAMINERS

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

<sup>2</sup> La. Rev. Stat. §49:951, *et seq.*