

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

630 Camp Street, New Orleans, LA 70130

General Correspondence Address: Post Office Box 30250, New Orleans, LA 70190-0250

www.lsbme.org

Telephone: (504) 568-6820

FAX: (504) 568-8893

Writer's Direct Dial:

Ext. _____



BEFORE THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

NUMBER: 05-A-023

IN THE MATTER OF:

**ANNETTE JENKINS, CLP-P
CERTIFICATE NO. P001187**

OPINION AND RULING

This matter comes before the Board pursuant to an Administrative Complaint, charging Respondent, Annette Jenkins, CLP-P, with two violations of R. S. 37:1326A(6), obtaining a license by fraud and deceit. The matter was heard under the provisions of R. S. 37:1285.1 before a panel of the Board consisting of Kweli J. Amusa, M. D., vice president. Pursuant to that provision, the record of the entire matter was submitted to the Board, including all exhibits, a transcript of the testimony received at the hearing, and the recommendations of Dr. Amusa as to findings of fact, and disposition. After considering all of the above, the Board has reached the following conclusions. Dr. Amusa took no part in the deliberations of the Board.

The record reveals that on October 6, 2003 Respondent was arrested for attempting to have filled a forged prescription for hydrocodone, a controlled substance. On November 20, 2003, she was criminally charged with conspiracy to obtain a controlled substance by fraud and deceit, a felony, in violation of R. S. 40:979,971, and 967.

On September 30, 2003, respondent was arrested for issuing a worthless check in the amount of \$329.74. On October 13, 2003, she was criminally charged with issuing worthless checks over \$100.00, a felony, in violation of R. S. 14:71.

Jenkins. March 2006

In December, 2003, Respondent submitted an application for renewal of her license for the year 2004. The application contained the following question:

“Since your last renewal:

“2. Were you charged with, convicted of, pled guilty or nolo contendere to, violation of any municipal, county/parish, state or federal statute?”

She answered this question “No”, despite the arrests and charges above detailed.

The record further reveals that on March 16, 2004, Ms. Jenkins entered a plea of guilty to both of the criminal felony charges detailed above, and was duly sentenced.

In December, 2004, Ms. Jenkins submitted her application for renewal of her license for the years 2005. The application contained the same question as did the 2004 application, above set forth, and Respondent once again answered “No” despite her plea of guilty to the said charges.

Under the provisions of R. S. 37:1326A(6), the Board may take action against the license of an individual who obtains a license as a result of “fraud or deceit in procuring or attempting to procure a license or certificate to engage in the practice of clinical laboratory science.”

The record contains the arrest reports, criminal charges, and transcripts of the proceedings in which Annette Jenkins entered a plea of guilty and was sentenced. It also contains the applications for licensure for 2004 and 2005, showing that she did not reveal the arrests and her guilty plea to the Board. She is therefore clearly guilty of the charges against her.

We impose the following sanctions:

The license of Annette Jenkins, CLP-P, to practice clinical laboratory science, phlebotomist, in the State of Louisiana, as evidenced by Certificate No. P00187, is hereby suspended for a period of three years, effective immediately.

At the conclusion of the suspension, Respondent may apply for reinstatement of her license, provided she can demonstrate that she has completed satisfactorily all provisions of the

Jenkins, March 2006

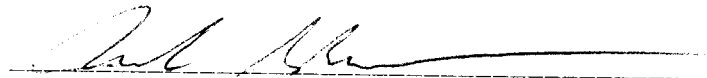
sentence received by her from the courts; that she has not been charged with any additional crimes of any nature during the period of her suspension; and that she had remained drug free during that period.

The Board may, in its discretion, reinstate her license, but on probation, and subject to whatever terms and conditions it may deem advisable.

Respondent shall pay all costs of this proceeding before she may apply for reinstatement.

NEW ORLEANS, LOUISIANA, this 20 day of March, 2006.

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS



MELVIN G. BOURGEOIS, M.D., SECRETARY-TREASURER