

Louisiana State Board of Medical Examiners

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	:	No. 10-I-842
In The Matter Of	:	
	:	
ASHLEY ERIN ALBRIGHT, ATH	:	CONSENT ORDER FOR
<i>Applicant</i>	:	ISSUANCE OF CERTIFICATION
	:	_____
	:	

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The above-entitled proceeding was docketed for investigation by the Louisiana State Board of Medical Examiners (the "Board") following receipt of Ashley Erin Albright's application for certification by the Board to practice as an athletic trainer ("ATH") in this state. While it appears from information available as supplied by Ms Albright's application and otherwise that she is generally qualified for issuance of such certification, as acknowledged by her in her application, she reported that she has been working as an athletic trainer in Louisiana since April 2010 without Board certification.

On her own behalf, Ms Albright advised the Board that she had moved here from another state and was unaware of the rules and regulations regarding the practice of athletic trainer in Louisiana. She received certification by the National Association of Athletic Trainers in February 2009. When Ms. Albright discovered that certification by the Board is required to practice, she submitted an application and subsequently a written explanation to the Board, wherein she acknowledged that her understanding was in error and accepting her responsibility to understand and comply with all rules and regulations regarding certification in this state.

As evidenced by her subscription to this Order Ms Albright acknowledges the substantial accuracy of the foregoing information and that such acknowledgment and information could provide the Board with sufficient cause to deny her application pursuant to the Law and/or the Board's rules respecting athletic trainers.¹

¹La. Rev. Stat. §37:3305, 3308; La. Adm. C. 46XLV.5709.

Investigation of the captioned matter was assigned to the Director of Investigations ("I/O") for the Board. While it appears to the I/O that Ms Albright is a conscientious and well-trained athletic trainer, the I/O's review and analysis of the matter confirms to her satisfaction that sufficient cause exists to charge Ms Albright with one or more violations of the Louisiana Athletic Trainers Law (the "Law"), La. Rev. Stat. §37:3305, 3308 and/or the Board's rules respecting athletic trainers, La. Adm. C. 46XLV.5709.

Recognizing her right to have notice of such allegations and charges asserted against her, 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 Albright, nonetheless, hereby waives her 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. Ms Albright further acknowledges and 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 this document in any court or other forum relating to the matters referred to herein. By her subscription hereto Ms Albright 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 she waives any objection to such disclosures under La. Rev. Stat. §49:960. Ms Albright 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 her 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 Ashley Erin Albright is hereby OFFICIALLY REPRIMANDED for the conduct asserted hereinabove.

IT IS FURTHER ORDERED that certification to practice as an athletic trainer in the state of Louisiana shall be issued to Ashley Erin Albright.

IT IS FURTHER ORDERED that within six (6) months of the date of this Order Ms Albright shall pay the Board a fine in the amount of Two Hundred (\$200.00) Dollars, which represents the certification 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 Ms Albright 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.

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 15th day of October
2010.

**LOUISIANA STATE BOARD OF
MEDICAL EXAMINERS**

BY:


MARK H. DAWSON, M.D.
President

***Acknowledgement and Consent
on Following Page***

***Acknowledgement and Consent
on Following Page***

***Acknowledgement and Consent
on Following Page***

***Acknowledgement and Consent
on Following Page***

STATE OF LOUISIANA
PARISH OF _____

**ACKNOWLEDGMENT
AND CONSENT**

I, ASHLEY ERIN ALBRIGHT, ATH, hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 5 day of October, 2010.

Ashley Erin Albright
ASHLEY ERIN ALBRIGHT, ATH

WITNESSES:

Jean Rhodes Hall, M.S.
Signature

Jean Rhodes Hall, M.S.
Printed Name

224 Pecan Park Ave.
Address Alexandria, La 71303

Troy James
Signature

Troy James
Printed Name

224 Pecan Park Ave
Address Alexandria, LA 71303

Sworn to and subscribed before me at Alexandria, Louisiana this
5 day of Oct., 2010, in the presence of the two stated witnesses.

RONALD E. STAMETT
Notary Public (Printed Name) and Seal

[Signature] #17428
Notary (Signature) & Bar/Notary No.