

**LOUISIANA BOARD OF EXAMINERS FOR
SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY (LBESPA)**

**IN THE MATTER OF

VIRGINIA LOGAN SMITH**

**LBESPA ADMINISTRATIVE

COMPLAINT #2010-19**

CONSENT AGREEMENT AND ORDER

WHEREAS, this matter came before the Louisiana Board of Examiners for Speech-Language Pathology and Audiology (hereinafter sometimes referred to as "Board") pursuant to an application for licensure to practice as a Provisional Speech-Language Pathologist submitted by Virginia Logan Smith (hereinafter sometimes referred to as "Applicant").

WHEREAS, the information received during the application process reflects that Ms. Smith practiced speech-language pathology without a valid license from January 18, 2010 through March 30, 2010, in violation of the Louisiana Revised Statutes, Title 37, Chapter 34; Section 2652 and in violation of the Louisiana Administrative Code's Professional and Occupational Standards (Title 46) for Speech Pathology and Audiology (Part LXXV), revised October 20, 2007.

WHEREAS, the Board is persuaded that it is in the best interest of the public to enter into this Consent Agreement and Order, the conditions of which are set forth hereafter;

WHEREAS, Applicant hereby formally waives any and all legal, administrative, procedural, or judicial remedies, appeals, or relief which might be available under the

Administrative Procedure Act, the Speech-Language Pathology and Audiology Act, or any other law or statute;

WHEREAS, the Board and Applicant have entered into this Consent Agreement and Order by which the Board agrees to resolve the licensure concerns. Applicant agrees to accept the following specified conditions in resolution of the concerns while maintaining that her actions were due to a lack of knowledge and without any intent to circumvent the law.

WHEREAS, by practicing without a valid license, Ms. Smith has violated her professional and ethical duty as set out in Louisiana Speech-Language Pathology and Audiology Practice Act LA R.S. 2652 by practicing speech-language pathology without a current, license, as well as LA R.S. 2662(A)(5) and (6) by engaging in unprofessional conduct, as defined by the rules established by the board, and has violated the code of ethics adopted and published by the board as identified in Rule 701(E)(2)(b) which states individuals shall hold the appropriate qualifications for the area(s) in which they are providing...professional services...; Rule 701(E)(4)(g) which states individuals shall not violate these principles and rules, nor attempt to circumvent them.

IT IS HEREBY ORDERED that in consideration of the foregoing and pursuant to the authority vested in the Board by LA R.S. 49:955(D), the Board orders and Virginia Logan Smith accepts the following administrative action which is a final decision pursuant to the LA R.S. 49:958:

1. Within ninety (90) days of the date all parties sign this Consent Agreement and Order, Ms. Smith shall successfully complete an open book examination, and pay all related testing fees, regarding Louisiana Revised Statute 37:2650-2666

(The Practice Act); the Board's Rules, Regulations and Procedures; and Ethical Questions.

2. Applicant waives any and all legal, procedural, or judicial remedies, appeals, or relief which might be available under the Administrative Procedures Act, and the statutory and procedural rules of the Louisiana Board of Examiners for Speech-Language Pathology and Audiology.
3. Applicant specifically acknowledges that failure to comply with the terms of this Consent Agreement and Order in a timely manner without LBESPA's authorization shall result in **SUSPENSION** of licensure without further notice until such time as the Board receives and accepts documentation of Applicant's completion of the requirements set forth above. The admissions contained herein, will be considered proven and the only issue will be failure to follow the terms of the Consent Agreement and Order.

THIS CONSENT AGREEMENT AND ORDER is a matter of public record for violation of the above referenced sections of the Louisiana Speech-Language Pathology and Audiology Practice Act and the Rules, Regulations and Procedures. Licensee is to be Publicly Reprimanded for violation of the above referenced sections in the Practice Act (LA R.S. 37:2650 et seq.) and the Rules, Regulations and Procedures. Such reprimand shall include publication by LBESPA and notification to the Healthcare Integrity and Protection (HIP) Data Bank.

IN WITNESS HEREOF, the Louisiana Board of Examiners for Speech-Language Pathology and Audiology has entered into this Consent Agreement and Order and executed same at Baton Rouge, Louisiana on this the 7th day of August, 2010.

Stephen J. Harris
Stephen J. Harris, L-AUD/SLP, Chair

Theresa H. Rodgers
Theresa H. Rodgers, L-SLP, Vice Chair

Kerilyn R. Phillips
Kerilyn R. Phillips, L-SLP, Secretary-Treasurer

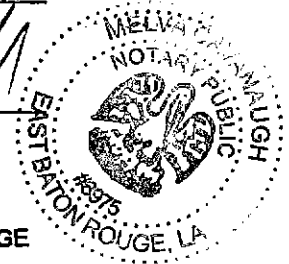
Jim Guilkey
Board Member

IN WITNESS HEREOF, Virginia Logan Smith, Applicant, has entered into this Consent Agreement and Order and executed same at Baton Rouge, Louisiana, on this 17th day of June, 2010.

Virginia Logan Smith
Virginia Logan Smith

Melva Cavanaugh
Notary

MELVA CAVANAUGH
NOTARY PUBLIC NO. 8975
STATE OF LOUISIANA
PARISH OF EAST BATON ROUGE
My Commission is for Life



NOTARIZATION REQUIRED