BEFORE THE NEW MEXICO BOARD OF SPEECH LANGUAGE PATHOLOGY, AUDIOLOGY & HEARING AID DISPENDING PRACTICES

)	
IN THE MATTER OF:)	
PIA ENGLISH)	CACE No. CLD 10 05 04
Respondent.)	CASE Nos. SLP-10-05-04
LICENSE NO.:	C-4594)	

WAIVER OF HEARING AND CONSENT TO DISCIPLINE

I, Pia English ("Respondent), accept and agree to the proposal of the New Mexico Board of Speech Language Pathology, Audiology & Hearing Aid Dispending Practices ("Board") to settle this matter. As such, I waive my right to a hearing and consent to discipline on the following terms/conditions:

- 1. The Respondent shall accept a formal Letter of Reprimand, written at the discretion of the Board. However, the Board agrees to include reference to Respondent's Retinal Detachment as a mitigating circumstance for Respondent's conduct. As it relates to this specific complaint, the Board will not seek any further discipline beyond formal reprimand.
- 2. Respondent acknowledges making numerous mistakes in documentation of client records, the basis of the complaint against her. Respondent notes that her medical/ocular condition, retinal detachment, as a mitigating circumstance explaining her mistakes in documentation.
- 3. At all relevant times the Respondent was a licensee of the Board and the Board has jurisdiction over the Respondent and the subject matter of this action.

- 4. By accepting this offer, Respondent is familiar with the complaint and hereby waives all her rights to a Notice of Contemplated Action and a hearing pursuant to the *New Mexico Uniform Licensing Act*. Respondent agrees not to contest the allegations contained in the complaint.
- 5. Respondent understands that her rights include the right to a Notice of Contemplated Action, which contains written notice of the charges against her, the general nature of the evidence concerning the allegations, and notice of her right to contest the above allegations at a formal hearing before the Board pursuant to the provisions of the *Uniform Licensing Act*, NMSA 1978, Sections 61-1-4 and 61-1-8.
- 6. Respondent fully and completely understands that the proposed discipline is a "disciplinary action." A record of this matter is included in her permanent licensing file, which is a public record subject to inspection by the public upon request.
- 7. Respondent acknowledges that this disciplinary action is reported to the National Practitioners Data Bank (NPDB) and may be reported to the Healthcare Integrity & Protection Data Bank (HIPDB).
 - 8. Respondent has waived all time limitations set forth in the *Uniform Licensing Act*.
- 9. Respondent waives all actions known or unknown against the Board and any of its members as a result of the approval of this *Waiver and Consent to Discipline*.
- 10. Upon execution of this *Waiver and Consent to Discipline*, Respondent releases the Board from any and all claims arising out of the Board's decision to investigate the complaint, file Notice of Contemplated Action, and take the actions prescribed therein.
- 11. This agreement is subject to Board approval and upon approval is binding on the Board and the Respondent.

12. This Waiver and Consent to Discipline is a settlement of Board case number SLP-10-05-04 and only the specific allegations made therein.

13. The complaint, Respondent's written response to that Complaint, and this Waiver and Consent to Discipline are public records within the meaning of the Inspection of Public Records Act, NMSA 1978, sec. 14-2-6 (E)(1993).

14. Respondent acknowledges that she was informed that she could consult with an attorney of her own choosing before entering into this Waiver and Consent to Discipline.

15. Respondent has read this entire agreement and fully understands each provision. Her signature below acknowledges that she knowingly, intelligently and freely agrees with the terms and conditions of this Waiver and Consent to Discipline and consents thereto.

Signature	of	Acce	ntance.
Signature	OI	ACCC	planec.

Pia English

License No

Date of Acceptance:

March 7, 2012

Prepared by Board Prosecutor:

VanDenzen, Assistant Attorney General

3/12/2012

BEFORE THE NEW MEXICO BOARD OF SPEECH LANGUAGE PATHOLOGY, AUDIOLOGY & HEARING AID DISPENDING PRACTICES

)	
IN THE MATTER OF:)	
PIA ENGLISH)	CASE Nos. SLP-10-05-04
Respondent.)	CASE NOS. SEF-10-03-04
LICENSE NO.:	C-4594)))	

ORDER

This matter comes before the Board upon the pre-NCA Waiver and Consent to

Discipline. With a quorum present and a majority voting, this pre-NCA Waiver and Consent to

Discipline is:

_____ Accepted
Rejected

If accepted, the terms of the pre-NCA Waiver and Consent to Discipline are fully adopted and incorporated by this Order, and are fully binding on the parties.

Ce CILL

Wesley Miller, Chairperson

Board of Speech Language Pathology, Audiology & Hearing Aid Dispending Practices

BEFORE THE STATE OF NEW MEXICO SPEECH-LANGUAGE PATHOLOGY, AUDIOLOGY AND HEARING AID DISPENSING PRACTICES BOARD

IN THE MATTER OF: PIA ENGLISH, LICENSE #C-4594 Respondent.

CASE #SLP-10-05-04

LETTER OF REPRIMAND

Based on the information received by the New Mexico Speech-Language Pathology, Audiology and Hearing Aid Dispensing Practices Board ("Board"), you signed a Waiver of Hearing and Consent to Discipline on March 7, 2012, in which you agreed to accept a formal reprimand. Therefore, the Board issues this formal reprimand. This reprimand is based on your acknowledgement that you made numerous mistakes in documentation of client records, which is the basis of the complaint filed against you. However, a mitigating circumstance is noted explaining your mistakes in the documentation are due to your medical/ocular condition, retinal detachment.

Your agreement to accept this formal reprimand constitutes an admission to the above allegation. Your agreement to accept this formal reprimand is a voluntarily waiver of your right to a Notice of Contemplated Action and your right to a formal hearing before the Board and other rights pursuant to the Uniform Licensing Act, NMSA 1978, §§ 61-1-4 and 61-1-8.

A formal reprimand is included in your permanent licensing file and is a public record open to inspection by the public. This formal reprimand does constitute disciplinary action against you by the Board. This formal reprimand is reported to the National Practitioners Data Bank (NPDB) and is reported to the Healthcare Integrity & Protection Data Bank (HIPDB).

ACCEPTANCE OF FORMAL REPRIMAND AND WAIVER OF RIGHTS TO NOTICE AND HEARING

I HEREBY ACCEPT A FORMAL REPRIMAND. I STATE THAT I HAVE BEEN INFORMED OF MY RIGHTS UNDER THE UNIFORM LICENSING ACT, NMSA 1978, SECTIONS 61-1-1 THROUGH 61-1-33, INCLUDING MY RIGHT TO A WRITTEN NOTICE OF THE CHARGES AND THE GENERAL NATURE OF THE EVIDENCE, MY RIGHT TO BE REPRESENTED BY COUNSEL, MY RIGHT TO REQUEST AND HAVE AN EVIDENTIARY HEARING AND TO PRESENT ALL RELEVANT EVIDENCE BEFORE THE SOCIAL WORK EXAMINERS BOARD, MY RIGHT TO HAVE SUBPOENAS AND SUBPOENA DUCES TECUM ISSUED TO COMPEL PRODUCTION OF DOCUMENTS AND THE APPEARANCE OF WITNESSES ON MY BEHALF, AND MY RIGHT TO APPEAL AN ADVERSE DECISION OF THE SOCIAL WORK EXAMINERS BOARD TO THE DISTRICT COURT. I KNOWINGLY, VOLUNTARILY, AND INTELLIGENTLY WAIVE THESE RIGHTS.

Case #SLP-10-05-04 Pia English Letter of Reprimand Page 1 of 2

Keith Rohn, Chairman Speech-Language Pathology, Audiology & Hearing Aid Dispensing Practices Board