

**LOUISIANA BOARD OF EXAMINERS IN  
DIETETICS AND NUTRITION**

**IN THE MATTER OF**

**CASE NUMBER 2025-03**

**SARA BIRCH**

**PROVISIONAL LDN APPLICANT**

**CONSENT AGREEMENT AND ORDER**

This matter came before the Louisiana Board of Examiners in Dietetics and Nutrition (hereinafter referred to as "Board") pursuant to an Application for License to practice as a Provisional Licensed Dietitian/Nutritionist filed by Sara Birch, hereinafter referred to as "Ms. Birch".

The application for licensure was received by the Board on August 22, 2024. Information obtained through the application process indicates that Ms. Birch has been employed since June 3, 2024, as a "Clinical Dietitian", wherein she "give[s] diet educations, perform[s] nutrition assessments, develop[s] care plans, follow[s] up with patients and monitor[s] effectiveness of nutrition interventions, and test trays". This conduct is considered "dietetics/nutrition practice" as defined in La. R.S. 37:3091(1) for which a license is required.

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The Board has denied your application for licensure for practice without the benefit of a valid license in Louisiana from June 3, 2024 to the present (September 5, 2024), in violation of Louisiana Revised Statute 37:3090 and 37:3091.

The Board has submitted this Consent Agreement and Order to Ms. Birch and Ms. Birch has signed the Agreement as provided for in Rule 503 of the Board's *Rules and Regulations* and LA R.S. 49:955(D) of the Louisiana Administrative Procedure Act, duly acknowledging the following:

By submitting the application, Ms. Birch accepts the Board's jurisdiction.

1. Ms. Birch has by her subscription hereto acknowledged the substantial accuracy of the foregoing information and that such information provides the Board with probable cause to deny a license to Applicant because of a violation of LA R.S. 37:3091 and the *Rules and Regulations* of this Board;

2. Ms. Birch has been provided an opportunity for a compliance hearing before the Board pursuant to Rule 501 of the Board's *Rules and Regulations*, which right as well as any legal or administrative rights Ms. Birch formally waives by the execution of this agreement.

3. Ms. Birch has executed this agreement as a free and voluntary act and with full knowledge and with the terms and conditions of the Order set out herein.

By practicing as a Dietitian/Nutrition without a valid license, Ms. Birch has violated LA R.S. 37:3091 which is cause for disciplinary action pursuant to LA R.S. 37:3090(A)(4) and (5).

Considering the foregoing information and acknowledgments and waivers by Ms. Birch, the Board is persuaded that it is in the best interest of the public to enter into this Consent Agreement and Order and therefore, pursuant to the authority vested in the Board by LA R.S. 49:955(D).

**IT IS HEREBY ORDERED** that Ms. Sara Birch is granted the Provisional Licensed Dietitian/Nutritionist license, subject to the following terms and conditions:

1. Within ninety (90) days, Ms. Birch shall take and pass the Board's Open Book Examination covering the Louisiana Dietetic/Nutrition Practice Act and the Board's *Rules and Regulations* to include Rule No. 113 *Ethical Standards*. The minimum passing score of 80% must be obtained. A total of three (3) hours are given to complete the entire examination online. Applicant must pay all related testing fees.
2. Ms. Birch shall pay a fine in the amount of \$250.00 within ninety (90) days from the date all parties sign this Consent Agreement and Order. Such fine is authorized by La. R.S. 37:3092(B). Payment shall be remitted by debit/credit card.
3. Publication of the Consent Agreement and Order by LBEDN, as well as notification to the Academy of Nutrition and Dietetics (AND)/Commission on Dietetic Registration Ethics Committee (CDR), as well as reporting to the National Practitioner DataBank (NPDB).

4. If Applicant fails to successfully and timely complete all requirements in the time frames set forth above, the Applicant's license shall be **SUSPENDED** without further notice until such time as the Board receives and accepts documentation of Applicant's completion of the requirements set forth above.

**Waiver of Rights.** Ms. Birch is aware that she has the right to consult with an attorney of her choice and understands that she has the right to an administrative hearing on the facts in this case. She understands and agrees that by signing this Consent Agreement and Order, she is waiving her rights to a hearing. Further, she understands and agrees that she is relieving the prosecutor of any burden it has of proving the facts admitted above. Ms. Birch further understands and agrees that by signing this Agreement she is voluntarily and knowingly giving up her right to present oral and documentary evidence, to present rebuttal evidence, to cross-examine witnesses against her, and to appeal the Board's decision.

**Effect of Non Acceptance of Agreement.** Ms. Birch agrees that this Consent Agreement and Order is subject to the approval of the Board. She agrees that, if the Board rejects this Agreement, it will be void, and an administrative complaint may be filed. If this agreement is rejected by the Board it will not constitute a waiver of applicant's right to a hearing on the matters alleged in an administrative complaint and the admissions contained herein will have no effect. Ms. Birch agrees that, if the Board rejects this agreement, the Board may decide the matter after a hearing, and its consideration of this agreement shall not alone be

grounds for claiming that the Board is biased against her, that it cannot fairly decide the case, or that it has received ex parte communication.

**Address of Board.** All payments ordered by this Consent Agreement and Order and any reports required by this Consent Agreement and Order shall be addressed to: Louisiana Board of Examiners in Dietetics and Nutrition, Towne Park Centre, 37283 Swamp Road, Suite 3B, Prairieville, Louisiana 70769.

I, Sara Birch, have read the Consent Agreement and Order, understand it, and agree to be bound by its terms and conditions. I specifically acknowledge that failure to comply with the terms of the Consent Agreement and Order will result in SUSPENSION of my license. 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.

DATED: 9/15/2024

Sara H Birch  
Sara Birch

SUBSCRIBED AND SWORN TO before me this 5th day of September, 2024, in Mandeville, Louisiana.



[Signature]  
Notary Public  
My commission expires: w/ life

**ORDER**

The Louisiana Board of Examiners in Dietetics and Nutrition, having examined the Consent Agreement and Order, Case No. 2025-03, adopted the Consent Agreement and Order in this matter.

DATED this 15<sup>th</sup> day of November, 2024 in Princetonville, Louisiana.

**Louisiana Board of Examiners in Dietetics and Nutrition**

Martina M. Solber  
Chairperson MDH, RD-N, LDN, PAWL

Signed by:  
Monica Pierson-McDaniels, MS, RDN, LDN  
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Vice Chairperson

Marietta Simpson  
Secretary/Treasurer BSN, RN, CDEE

Anita Ferdinand  
Board Member MS, RD, LDN