

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

IN THE MATTER OF

MIRANDA SIEBERT

CASE NO. 2023-02

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 Ms. Miranda Siebert, hereinafter referred to as "Ms. Siebert" or "Applicant".

The application for licensure was received by the Board on September 13, 2021. Information received in the application process reflects that Ms. Siebert practiced as a "Performance Dietitian Fellow" which title was later clarified in a Compliance Hearing to instead be "Performance Nutrition Intern", from August 23, 2021 through July 8, 2022. The information provided reflects that Ms. Siebert practiced in violation of Louisiana Revised Statute 37:3085 and 3090 and Louisiana Revised Statute 49:955(D).

The Board has submitted this Consent Agreement and Order to Ms. Siebert and Ms. Siebert 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:

1. By submitting the application, Ms. Siebert accepts the Board's jurisdiction. At all times pertinent to the facts and matters alleged herein, Ms. Siebert was employed by Louisiana State University;
2. Ms. Siebert has by her subscription hereto acknowledged the substantial accuracy of the foregoing information and that such information could provide

the Board with probable cause to deny a license to Applicant because of a violation of LA R.S. 37:3090(A), LA R.S. 37:3091 and the *Rules and Regulations* of this Board;

3. Ms. Siebert 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. Siebert formally waives by the execution of this agreement.
4. Ms. Siebert 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/nutritionist without a valid license, Ms. Siebert has violated LA R.S. 37:3091 which is cause for disciplinary action pursuant to LA R.S. 37:3090(A)(5).

Considering the foregoing information and acknowledgments and waivers by Ms. Siebert, 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. Miranda Siebert is granted a **Provisional Licensed Dietitian/Nutritionist** license, subject to the following terms and conditions:

1. Ms. Siebert shall pay a fine in the amount of \$1,000.00 within one (1) year from the date all parties sign this Consent Agreement and Order. Such fine is authorized by LA R.S. 37:3092(B).

2. Within ninety (90) days, Ms. Siebert shall take and pass an Open Book Examination covering the Louisiana Dietetic/Nutrition Practice Act and the Board's *Rules and Regulations* to include Rule No. 113 *Ethical Standards*. Ms. Siebert must make a minimum score of 80% on the Open Book Examination and will be allowed three (3) hours to complete the examination at the board office, located at 37283 Swamp Road, Suite 3B, Prairieville, Louisiana. Applicant must also pay all related testing fees.
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. Siebert 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. Siebert 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. Siebert 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. Siebert 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 shall be addressed to: Louisiana Board of Examiners in Dietetics and Nutrition, Towne Park Centre, 37283 Swamp Road, Suite 3B, Prairieville, Louisiana 70769.

I, Miranda Siebert, 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.



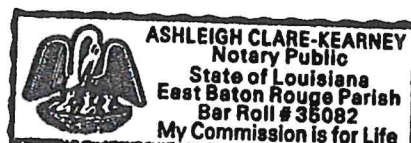
Miranda Siebert

SUBSCRIBED AND SWORN TO before me this 26th day of August,
2022, in Baton Rouge, Louisiana.



NOTARY PUBLIC

LABRN 35082
ID#



ORDER

The Louisiana Board of Examiners in Dietetics and Nutrition, having examined the Consent Agreement and Order, Case No. 2023-02, adopted the Consent Agreement and Order in this matter.

DATED this 4th day of November, 2022 in Princetonville, Louisiana.

Louisiana Board of Examiners in Dietetics and Nutrition

[Signature], MS, RD, LDN
Chairperson

[Signature]
Vice Chairperson MAH, MA-N, LDN, RDN

DocuSigned by:
Anita Ferdinand
Secretary/Treasurer

[Signature], BSE, RD, CDE
Board Member