

**LOUISIANA STATE BOARD OF
SOCIAL WORK EXAMINERS**

**IN THE MATTER OF
ROBYN ESTOPINAL
LICENSE NO. 7521**

COMPLAINT NUMBER 2014-35

CONSENT AGREEMENT AND ORDER

WHEREAS, Robyn Estopinal, (“Ms. Estopinal”) is a credentialed social worker subject to the jurisdiction and rules and regulations of the Louisiana State Board of Social Work Examiners (the “Board”); and

WHEREAS, pursuant to a complaint and an administrative investigation, Ms. Estopinal has indicated her desire to resolve this matter through a Consent Agreement and Order as provided for in Rule No. 907 of the Board’s Rules, Standards and Procedures and La. R.S. 49:955(D) of the Louisiana Administrative Procedure Act; and

WHEREAS, Ms. Estopinal, has admitted the following:

1. Ms. Estopinal is a Licensed Clinical Social Worker (“LCSW”), licensed by the Board to engage in the practice of social work in the State of Louisiana pursuant to the Social Work Practice Act, La. R.S. 37:2701 *et seq.*, as evidenced by License No. 7521.
2. At the times pertinent to the matters alleged herein, Ms. Estopinal was employed as a social worker with Dr. Kumari Moturu, a psychiatrist located in Baton Rouge.

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3. Her employment with Dr. Moturu ended in July 2013 when she resigned. She claims the reason for her resignation was a series of conflicts with the Office Manager.
4. On August 16, 2013, Dr. Moturu was notified that Ms. Estopinal was attempting to fill a prescription for a Schedule II medication allegedly authorized by Dr. Moturu.
5. Dr. Moturu did not sign or authorize this particular prescription for medication for Ms. Estopinal, although she had done so in the past. Ms. Estopinal represents that the signature on the prescription was Dr. Moturu's.
6. On September 6, 2013, Ms. Estopinal was arrested for violation of La. R.S. 40:971, attempting to obtain a controlled dangerous substance by fraud.
7. Minutes from Section 4 of the Nineteenth Judicial District Court for the Parish of East Baton Rouge, Case Number 10-13-0249, on January 10, 2014, reflect that Ms. Estopinal completed pre-trial intervention and the charges against Ms. Estopinal were dismissed.

WHEREAS, attempting to obtain a controlled substance by fraud is conduct which demonstrates the social worker has failed to maintain the qualification of good moral character, which is cause for disciplinary action pursuant to La. R.S. 37:2717(A)(12).

WHEREAS, Ms. Estopinal has indicated her desire to resolve this matter through a Consent Agreement and Order;

WHEREAS, the undersigned Assistant Attorney General has confirmed the respondent's desire to resolve this matter through a Consent Agreement and Order;

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 Ms. Estopinal accepts the following administrative action which is a final decision pursuant to La. R.S. 49:958:

1. Ms. Estopinal shall submit to evaluation through the Louisiana State Board of Social Work Examiners' Impaired Professional Program ("IPP"), at her expense, within thirty (30) days from the signing of this agreement, provide all information requested for the evaluation and follow all treatment recommendations of the designated IPP evaluator in a timely manner. This evaluation will include submission to a criminal background check, which the IPP will have an opportunity to review.
2. Ms. Estopinal's license shall be on probationary status for a period of two (2) years from the date all parties sign this consent agreement and order.
3. Ms. Estopinal shall complete one (1) hour of supervision of her social work practice once a month for a period of two (2) years by a LCSW-BACS pre-approved by the Board. Ms. Estopinal shall submit to the Board the name of the potential supervisor and his/her resume within fifteen (15) days of all parties signing this consent agreement and order. The potential supervisor shall submit a letter to the Board stating his/her acceptance of the provision of said supervision

and stating he/she is not, or previously has not been, professionally or personally affiliated with Ms. Estopinal prior to this request for supervision. The supervisor shall submit quarterly supervision reports to the Board documenting dates met for supervision, topics addressed and progress made in supervision. Ms. Estopinal is responsible for all costs associated with supervision.

4. During the time Ms. Estopinal's license is on probationary status, she shall show a copy of this Consent Agreement and Order to any employer. Ms. Estopinal shall be responsible for ensuring her supervisor submits a signed statement to the Board acknowledging that he or she has received a copy of this Consent Agreement and Order from Ms. Estopinal.
5. Ms. Estopinal shall pay all investigative and legal costs associated with Complaint No. 2014-35 in the amount of ONE THOUSAND ^{ONE} ~~THREE~~ HUNDRED ^{THIRTY} ~~EIGHTY~~ DOLLARS AND 07/100 (\$1130.07) within one (1) year from the date all parties sign this Consent Agreement and Order. The payments shall be made on a quarterly basis with the first payment due within ninety (90) days from the date all parties sign this Consent Agreement and Order. There shall be no pre-payment penalty.
6. Ms. Estopinal specifically acknowledges that failure to comply with the terms of this Consent Agreement and Order, and any Participation Agreement entered into as a consequence of this Consent Agreement and Order, may result in a denial, revocation, or suspension of any license, certificate, or registration issued by, or applied for, in accordance with La. R.S. 37:2717.

Waiver of Rights. Licensee is aware that she has the right to consult with an attorney of her choice and understands she has the right to an administrative hearing on the facts in this case. She understands and agrees that by signing this Agreement, 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. Licensee 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. Licensee and the prosecutor agree that this Consent Agreement and Order is subject to the approval of the Board. They agree 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 licensee's right to a hearing on the matters alleged in an administrative complaint and the admissions contained herein will have no effect. Licensee 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 him/her, that it cannot fairly decide the case, or that it has received ex parte communication.

Address of Board. All payments ordered and any reports required by this Consent Agreement and Order shall be addressed to: Louisiana State Board of Social Work Examiners, 18550 Highland Road, Suite B, Baton Rouge, Louisiana 70809.

IT IS HEREBY FURTHER ORDERED that this Consent Agreement and Order shall take effect immediately upon its adoption by the Board and is a public record

of the Board. The terms of this Consent Agreement and Order may be published and reported, including but not limited to, the LABSWE Newsletter, the Association of Social Work Boards (ASWB), and the National Practitioner Data Bank-Healthcare Integrity and Protection Data Bank (NPDB-HIPDB).

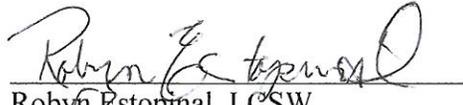
The prosecutor acknowledges negotiation and preparation of this Consent Agreement and Order in order to resolve, with prejudice, all matters for which the social worker could be charged under Complaint 2014-35, and further certifies that this Consent Agreement and Order is consistent with the evidence, adequately addresses the complaint, and represents a true and correct statement of that which could be proven at a hearing of this matter.

DATED: 5/23/14

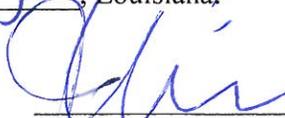

Emalie Boyce
Assistant Attorney General
Prosecutor

I, Robyn Estopinal, 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 may result in revocation or 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: 5/20/14


Robyn Estopinal, LCSW

SUBSCRIBED AND SWORN TO before me this 20th day or
May, 2014, at Baton Rouge, Louisiana,


Notary Public
Print Name: John DiGiulio
My commission expires:
at death

ORDER

The Louisiana State Board of Social Work Examiners, having examined the Consent Agreement and Order, Case No. 2014-35, adopted the Consent Agreement and Order in this matter.

DATED this 23rd day of May, 2014 in Baton Rouge, Louisiana.

LOUISIANA STATE BOARD OF SOCIAL WORK
EXAMINERS



Judith Haspel, LCSW

Lisa Lipsey, LCSW



Carla Moore, LMSW



Robert Showers, RSW



Parker Sternbergh, LCSW