

SOUTH DAKOTA BOARD OF MEDICAL AND OSTEOPATHIC EXAMINERS

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CONSENT AGREEMENT  
WITH  
REPRIMAND

In re: JENNIFER WINTER

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**CONSENT AGREEMENT**

IT IS HEARBY AGREED by the South Dakota Board of Medical and Osteopathic Examiners (Board) and Jennifer Winter (Ms. Winter) as follows:

1. Registration status: Ms. Winter does not presently hold a registration to practice as a medical assistant in South Dakota because she allowed her registration to lapse for non-renewal. SDCL 36-9B-4.
2. Admission/Facts: Ms. Winter admits to the following facts:
  - a. That Ms. Winter was initially registered by the Board on February 22, 2000
  - b. That Ms. Winter was required by statute to renew her registration on or before December 31, 2001.
  - c. That Ms. Winter failed to renew her registration by the December 31, 2001 deadline and therefore her registration was forfeited under the provisions of SDCL 36-9B-4 for non-renewal.
  - d. That Ms. Winter practiced as a medical assistant in South Dakota without a valid registration numerous times after December 31, 2001.
  - e. That Ms. Winter attempted to renew her registration in December 2009.
  - f. That Ms. Winter desires to apply for reinstatement and renewal of her registration and has submitted a Reinstatement and Renewal Application.
4. Informal Agreement: It is the intent of the parties to this Consent Agreement with Reprimand to provide for the informal compromise and settlement of all issues which could be raised by a formal contested hearing.
5. Waiver of Rights: Ms. Winter understands she has the right to consult with an attorney who is licensed in South Dakota, and if no attorney is present or signs this agreement, she waives said right. She also has a right to an administrative hearing on the facts in this case. Ms. Winter understands and agrees that by signing this Consent Agreement, she is waiving her rights to a hearing. Ms. Winter further understands and agrees that by signing this Consent Agreement with Reprimand she is voluntarily and knowingly giving up

her right to present oral and documentary evidence, to present rebuttal evidence, to cross-examine witnesses against Ms. Winter, and to appeal the Board's decision to Circuit Court.

6. Consent Agreement, Decision and Order: Ms. Winter agrees that the Board has the authority to enter into this Consent Agreement and to issue the following Decision and subsequent Order.

### REPRIMAND

The registration, if renewed and reinstated to Ms. Winter, shall be subject to the following terms and conditions:

- B. Reprimand: The following reprimand shall be placed in Ms. Winter's file with this Consent Agreement:

The Board hereby reprimands you, Jennifer Winter for practicing as a medical assistant in South Dakota without a current and valid medical assistant registration. The issuance of a registration to practice as a medical assistant in South Dakota is a privilege that is based, in part, upon timely renewals of your registration. The Board considers practicing as a medical assistant without a registration a serious matter.

IT IS HEREBY FURTHER AGREED that this Consent Agreement with reprimand shall take effect immediately and is a public record of the Board and the State of South Dakota. The State may provide a copy of it to any person or entity, professional licensing board, federal, state, or local government, or other entity making a relevant inquiry. The action taken by the Board in this Consent Agreement will be published on the Board's web site, to the Federation of State Medical Boards and the National Practitioner Data Bank, and any other entity deemed appropriate by the Board.

WHEREAS, Ms. Winter has unconditionally accepted this Consent Agreement with Reprimand by affixing her signature to this document.

Jennifer Winter Date: April 24, 2010  
Jennifer Winter

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Attorney for Ms. Winter (optional) Date: \_\_\_\_\_, 2010

SOUTH DAKOTA BOARD OF MEDICAL AND OSTEOPATHIC EXAMINERS

By: Margaret B. Hansen Date: May 3rd, 2010  
Margaret B. Hansen, Executive Director

**THE SOUTH DAKOTA BOARD OF MEDICAL AND OSTEOPATHIC EXAMINERS**

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Re: JENNIFER WINTER, MA

ORDER TO APPROVE  
CONSENT AGREEMENT WITH  
REPRIMAND

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The above-entitled matter having come before the South Dakota Board of Medical and Osteopathic Examiners, and the Board having been informed that an investigation was initiated by members of the Board's Investigative Review Panel due to Ms. Winter practicing as a medical assistant without a valid South Dakota registration.

The applicant has entered into the Consent Agreement with Reprimand with the Board, and the Board being fully advised in the premises;

IT IS THEREFORE ORDERED that the Consent Agreement with Reprimand is approved, and

IT IS FURTHER ORDERED that the Consent Agreement with Reprimand is a public document and shall be published and reported as the Board deems necessary.

SOUTH DAKOTA BOARD OF MEDICAL AND OSTEOPATHIC EXAMINERS



Margaret B. Hansen  
Executive Director

Date:

May 3<sup>rd</sup>, 2010