

LOUISIANA BEHAVIOR ANALYST BOARD

IN THE MATTER OF            COMPLAINT NUMBER: 2021-014C

CHERRY LEWIS, LBA        LBA LICENSE NO: L-254

VOLUNTARY SURRENDER OF LICENSE

**WHEREAS**, CHERRY LEWIS (“MS. LEWIS”) is a Licensed Behavior Analyst (“LBA”) and is subject to the jurisdiction and rules and regulations of the Behavior Analyst Practice Act (La. R.S. 37:3701, et seq.), and the Professional and Occupational Standards for Behavior Analysts (LAC 46:VIII §301, et seq.);

**WHEREAS**, on or about October 7, 2021, the Louisiana Behavior Analyst Board (“LBAB”) received a complaint regarding MS. LEWIS that included allegations that she used profane and disrespectful language toward staff in the presence of clients, refused to review relevant research, assigned tasks to staff outside of their scope of practice, failed to properly supervise interns, failed to provide proper guidance to staff, failed to maintain confidentiality, and billed inaccurately for services;

**WHEREAS**, by letter dated October 12, 2021, the LBAB notified MS. LEWIS of the Board-initiated complaint filed against her, provided MS. LEWIS with a summary of the nature of the complaint, and requested that MS. LEWIS, within thirty (30) days, provide a statement giving her review of the circumstances, which are the subject of the of the complaint;

**WHEREAS**, by letter received on November 12, 2021, MS. LEWIS submitted a response to the complaint, wherein she admitted only to the use of profanity in the presence of staff, but not in the presence of clients; and that her professional conduct over a period of months was “not the most appropriate”;

**WHEREAS**, the respondent, MS. LEWIS, has indicated her desire to voluntarily surrender her license with the LBAB, particularly LBA License No. L-254;

**WHEREAS**, the respondent, CHERRY LEWIS, LBA, acknowledges that the following will result due to her voluntary surrender of her LBA license:

1. A report of this Voluntary Surrender of License and the conditions under which the license was surrendered shall be submitted to the National Practitioners Data Bank (“NPDB”).

2. Public notification of this Voluntary Surrender of License by posting a copy of this Voluntary Surrender of License on the LBAB website.
3. A two (2) year waiting period before CHERRY LEWIS will be eligible to apply for reinstatement with the LBAB.
4. CHERRY LEWIS will be subject to prosecution of the pending disciplinary action at the time of reapplication as a LBA or upon application for any other credential issued by the LBAB, as determined by the LBAB.

**WHEREAS**, MS. LEWIS acknowledges that she has had the opportunity to thoroughly review the content of this Voluntary Surrender of License and that she is informed of and understands her rights to due process in connection with administrative charges, and that prior to final disciplinary action against her license, she would be entitled to have notice of a hearing on the allegations and charges asserted against her through the filing of an Administrative Complaint, and to have an administrative adjudication of such charges, at which time MS. LEWIS would be entitled to be represented by legal counsel, to call witnesses and to present evidence on her own behalf in defense or in mitigation of the charges made, and to a decision thereon by the LBAB based upon written findings of fact and conclusions of law pursuant to La. R.S. 49:950, et seq.;

**WHEREAS**, Notwithstanding her right to an administrative hearing and a decision thereon as provided by La. R.S. 49:955-965, in recognition of the stipulations set forth above and for the final disposition of this administrative action, MS. LEWIS, nonetheless, waives her right to formal adjudication and voluntarily surrenders to the LBAB her license to practice as a Licensed Behavior Analyst in the state of Louisiana as evidenced by License No. L-254. MS. LEWIS also hereby authorizes a member of the Disciplinary Committee or the LBAB attorney to present this Voluntary Surrender of License to the LBAB for its consideration, and to fully disclose to and discuss with the LBAB the nature and results of the investigation, and she waives any objection to such disclosures under La. R.S. 49:950, et seq.;

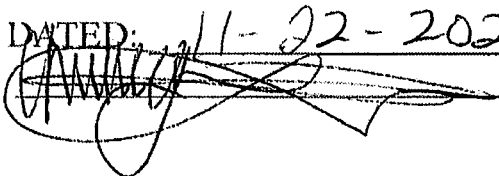
**WHEREAS**, MS. LEWIS acknowledges, stipulates and agrees that the voluntary surrender of her license in lieu of an administrative action shall have, and shall be deemed by the LBAB to have the same effect as if the LBAB had entered an order of revocation upon the conclusion of formal administrative proceedings. MS. LEWIS further acknowledges, stipulates and

agrees that as a result of the voluntary surrender of her license, she shall not have any right or entitlement to reinstate or renew her license to practice as a Licensed Behavior Analyst in the state of Louisiana;


**WHEREAS**, by the voluntary surrender of her license in lieu of disciplinary action, MS. LEWIS, moreover, acknowledges, stipulates, and agrees that she waives any right to which she may be entitled pursuant to the Louisiana Administrative Procedure Act, or which otherwise may be afforded to her by law, to contest her agreement to, or the force and effect of this document in any Court related to the matters referred to herein;

**WHEREAS**, MS. LEWIS acknowledges that she has had the opportunity to seek the advice and guidance of legal counsel with respect to this Stipulation;

I, **CHERRY LEWIS**, surrender my license held with the LBAB, particularly LBA License No. L-254, have read the Voluntary Surrender of License and Order, understand it, and agree to be bound by its terms and conditions.

DATED: 11-22-2022  
  
CHERRY LEWIS

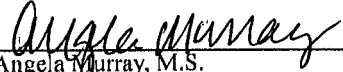
**SUBSCRIBED AND SWORN TO** before me this 22<sup>nd</sup> day of November, 2022, at Slidell, Louisiana.

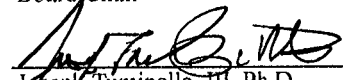
  
Notary Public Marie Betts  
Print Name: Marie Betts Louisiana Notary Public # 159677  
My Commission Expires: At Death St. Tammany Parish \*Statewide Jurisdiction  
Commissioned for life

**ORDER**

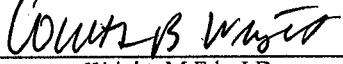
The Louisiana Behavior Analyst Board, having examined the Voluntary Surrender of License, Case No. 2021-014C, accepts the Voluntary Surrender of License in the matter on this 8<sup>th</sup> day of March, 2023.


**ANALYST BOARD**


  
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Angela Murray, M.S.  
Board Chair

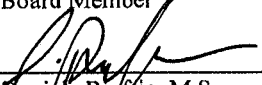
  
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Joseph Tuminello, III, Ph.D.  
Board Vice Chair

  
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Alfred Tuminello, Jr., M.A.  
Board Member

  
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Courtney Wright, M.Ed., J.D.  
Board Member

  
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Renee Cole, M.A.  
Board Member

  
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Rebecca Mandal-Blasio, Ph.D.  
Board Member

  
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Daniela Ruffino, M.S.  
Board Member