BEFORE THE MINNESOTA
BOARD OF EXAMINERS FOR NURSING HOME ADMINISTRATORS

In the Matter of Shari Schreiner, LNHA
Registration Number: 4108

IT IS HEREBY STIPULATED AND AGREED by Shari Schreiner, LNHA ("Licensee"), and the Minnesota Board of Examiners for Nursing Home Administrators Standards of Practice Committee ("Committee") as follows:

I.

JURISDICTION

1. The Minnesota Board of Examiners for Nursing Home Administrators ("Board") is authorized pursuant to Minn. Stat. Ch. 144A to license and regulate nursing home administrators and to take disciplinary action as appropriate.

2. Licensee holds a license from the Board to practice as a licensed nursing home administrator in the State of Minnesota and is subject to the jurisdiction of the Board with respect to the matters referred to in this Stipulation and Consent Order.

II.

FACTS

For the purpose of this Stipulation and Consent Order only, the Board finds the following:

3. The Board licensed licensee to practice as a nursing home administrator on August 17, 2011.
4. Licensee served as administrator of Twin Valley Nursing Home ("Facility") between approximately August 2011 and July 2018.

5. In July 2018 the Facility conducted an audit related to Licensee's spending of Facility funds. The audit concluded that from 2015 through 2018 Licensee made multiple purchases with Facility funds without any related documentation or good or services related to the purchases. Licensee's conduct included multiple checks written to herself for thousands of dollars with no related documentation.

6. Licensee's employment with the Facility ended in July 2018 due to the conduct described above.

REGULATIONS

7. The Board views Licensee's practices as described above to be in violation of statutes and rules enforced by the Board and constitutes a reasonable basis in law and fact to justify the disciplinary action provided for in this Stipulation and Consent Order. Licensee agrees that the conduct cited above constitutes the following violations:

   a. Commission of acts of misconduct substantially related to the qualifications, function, or duties of a nursing home administrator and evidence unfitness to perform as a nursing home administrator in a manner consistent with protecting resident health, safety, and welfare, in violation of Minnesota Rules 6400.6900 subpart I.G.

   b. Engaged in fraudulent, deceptive, or dishonest conduct, whether or not the conduct relates to the practice of nursing home administrators, that adversely affects the individual's ability or fitness to practice as a nursing home administrator, in violation of Minnesota Rules 6400.6900 subpart I.H.
c. Engaging in unprofessional conduct or any other conduct with potential for causing harm to the public or facility residents including any departure from or failure to conform to the minimum standards of acceptable and prevailing practice, in violation of Minnesota Rules 6400.6900 subpart I . L.

d. Has used the licensee's professional statute, title, position or relationship as a nursing home administrator or licensee to coerce, improperly influence, or obtain money, property, or services from a resident, resident's family member or visitor, employee, or any person served by or doing business with the nursing facility that the licensee administers or is employed by, in violation of Minnesota Rules 6400.6900 subpart I . N.

REMEDY

8. Upon this Stipulation and all of the files, records, and proceedings herein, and without any further notice or hearing herein, Licensee agrees the Board may make and enter an order as follows:

a. The Board accepts Licensee's VOLUNTARY SURRENDER of her Minnesota nursing home administrator license.

c. Licensee shall not practice, attempt to practice, offer to practice, or advertise or hold himself out as authorized to "practice as a nursing home administrator in Minnesota and shall not use the title "nursing home administrator" or any other designation which indicates licensure as a nursing home administrator.

d. Licensee shall not reapply for licensure as a nursing home administrator in Minnesota for a period of ten (10) years following the date of this stipulation. Should licensee
reapply for licensure, Licensee may be required to appear before a Board Standards of Practice Committee to discuss the issues raised by the complaint giving rise to this Stipulation and Consent Order, as well as any information received subsequent to the surrender of Licensee's license. Further, should Licensee reapply for licensure as a nursing home administrator in Minnesota, she must meet the requirements for licensure in effect at the time of that application. At the time of application, Licensee shall demonstrate by clear and convincing evidence that she is capable of practicing as a nursing home administrator in a fit, competent, and ethical manner and with reasonable skill and safety to clients. Licensee shall not be relicensed in Minnesota until further order of the Board, which may include conditions and/or restrictions on Licensee's license.

9. Licensee neither admits nor denies the facts as stated above, but agrees that the Board may consider them to be true for the purpose of this Stipulation and Consent Order only.

10. In the event the Board in its discretion does not approve this settlement or a lesser remedy than indicated in this settlement, then, and in that event, this Stipulation is withdrawn and shall be of no evidentiary value and shall not be relied upon nor introduced by either party to this Stipulation, except that Licensee agrees that should the Board reject this Stipulation and this case proceeds to hearing, Licensee will assert no claim that the Board was prejudiced by its review and discussion of this Stipulation or of any records relating to this matter.

11. An appropriate court may, upon application of the Board, enter its decree enforcing this order of the Board.

12. Licensee has the opportunity to be represented by an attorney in this matter. Licensee appears pro se in this matter. The Committee is represented by Nicholas Lienesch, Assistant Attorney General.
13. Licensee waives all formal hearings on this matter and all other procedures before the Board to which Licensee may be entitled under the Minnesota or United States constitutions, statutes, or rules and agrees that the order to be entered pursuant to the Stipulation shall be the final order herein.

14. Licensee hereby knowingly and voluntarily waives any and all claims against the Board, the Minnesota Attorney General, and the State of Minnesota and their agents, employees, and representatives which may otherwise be available to Licensee relative to the action taken or authorized against Licensee's license to practice as a nursing home administrator under this Stipulation.

15. Licensee hereby acknowledges that she has read, understands, and agrees to the Stipulation and has freely and voluntarily signed the Stipulation without threat or promise by the Board or any of its members, employees, or agents. When signing the Stipulation, Licensee acknowledges she is fully aware the Stipulation is not binding unless and until it is approved by the Board. The Board may either approve the Stipulation and Consent Order as proposed, approve the Stipulation and Consent Order subject to specified change, or reject it. If the changes are acceptable to Licensee, the Stipulation will then take effect and the order as modified will be issued. If the changes are unacceptable to Licensee or the Board rejects the Stipulation, it will be of no effect except as specified herein.

16. This Stipulation and Consent Order constitutes a disciplinary action against Licensee.
17. This Stipulation and Consent Order is a public document and may be sent to all appropriate data banks.

18. This Stipulation contains the entire agreement between the parties there being no other agreement of any kind, verbal or otherwise, which varies this Stipulation.

BOARD OF EXAMINERS FOR NURSING HOME ADMINISTRATORS
STANDARDS OF PRACTICE COMMITTEE

Shari Schreiner, LNHA
Licensee
Dated: 9-24-19

For the Committee
Dated: 23 October 2019

ORDER

Upon consideration of this stipulation and all the files, records, and proceedings herein,

IT IS HEREBY ORDERED that the license of Licensee is hereby SURRENDERED and that all other terms of this stipulation are adopted and implemented by the Board this 23rd day of October 2019.

MINNESOTA BOARD OF EXAMINERS FOR NURSING HOME ADMINISTRATORS

RANDY SNYDER
Executive Director