

NOTICE OF HEARING

LOUISIANA DEPARTMENT OF
EDUCATION DIVISION OF
LICENSING
VS

DOCKET NUMBER: C-20201702
SEC: C5

NIKKIE PENN

STATE OF LOUISIANA
PARISH OF OUACHITA
FOURTH JUDICIAL DISTRICT COURT
REGULAR MAIL

LOUISIANA DEPARTMENT OF EDUCATION DIVISION OF LICENSING
TROY ANTHONY HUMPHREY
LA. DEPARTMENT OF EDUCATION
LEGAL DEPARTMENT
1201 NORTH THIRD STREET
BATON ROUGE, LA 70802-5243

YOU ARE HEREBY NOTIFIED by this Honorable Court that a/an CONSENT
ORDER/AFFIDAVIT/MOTION TO RESET HEARING ON PETITION FOR INJUNCTIVE
RELIEF/ORDER was filed in the office of the Clerk of Court, Ouachita Parish, Louisiana.

YOU ARE FURTHER NOTIFIED that a hearing has been scheduled for **JANUARY 28, 2021 at 9:30
AM in COURTROOM #8.**

Notice issued by the Clerk's Office this SEPTEMBER 16, 2020.

OUACHITA PARISH CLERK OF COURT

By: GWEN STANSELL
Deputy Clerk

FILED BY: TROY ANTHONY HUMPHREY #23140

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SEP 16 2020
Gwen Stansell
4TH JUDICIAL DISTRICT COURT
OUACHITA PARISH, LA

FILED

LOUISIANA DEPARTMENT OF
EDUCATION, DIVISION OF LICENSING
VERSUS
NIKKIE PENN

DOCKET NO: C-2020-1702
DIV: C5
4th JUDICIAL DISTRICT COURT
PARISH OF OUACHITA
STATE OF LOUISIANA

SEP 11 2020
Genevieve M. Nelson
DEPUTY CLERK
4TH JUDICIAL DISTRICT COURT
OUACHITA PARISH, LA

CONSENT ORDER

This matter was set for a hearing on the State’s request for a preliminary injunction to halt and block the operation of an unlicensed “Child Day Care Center” or “Early Learning Center” on September 16, 2020. Prior to the hearing, the parties reached an agreement and now enter into this Consent Order on the following terms:

1. Defendant, **NIKKIE PENN**, including her officers, agents, employees, representatives, and all others acting at her direction or on their behalf, each consent to the issuance of a preliminary injunction prohibiting her, and her agents, from operating a child day care facility without a valid license;
2. In recognition of Defendants, **NIKKIE PENN**, cooperation, the State waives its request for statutory fines and penalties so long as **NIKKIE PENN**, complies with this order;
3. **NIKKIE PENN**, agrees to allow the Louisiana Department access to the facility as necessary to conduct site visits in compliance with state and federal guidelines.
4. Defendant will be assessed with all costs associated with this matter.

THEREFORE, IT IS ORDERED, that a preliminary injunction issue, directed to Defendant, **NIKKIE PENN** including her officers, agents, employees, representatives, and all others acting at her direction or on their behalf, enjoining, restraining and prohibiting her, her officers, agents, employees, representatives, and all others acting at their direction or on her behalf, from operating a child day care facility without a valid license; this preliminary injunction to be

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CLERK OF COURT

CASE ASSIGNED TO.
CV. SECT. 5

effective during the pendency of these proceedings;

IT IS FURTHER ORDERED, that the state hereby waives the statutory fines and penalties sought in its petition, contingent upon Defendant's compliance with this Order;

IT IS FURTHER ORDERED, that **NIKKIE PENN**, consistent with this Order, does allow the Louisiana Department of Education, Division of Licensing, access to any facility as necessary to conduct site visits in compliance with state and federal guidelines.

IT IS FURTHER ORDERED that all costs associated with this matter will be assessed against Defendants;


So ordered, at Monroe, Louisiana this 15th day of September, 2020.



JUDGE, 4th JUDICIAL DISTRICT COURT


The foregoing Consent Order has been approved as to content and form and is respectfully submitted by:

FOR PLAINTIFF:



Troy Anthony Humphrey, LSBA# 23140
Louisiana Department of Education
Legal Department
1201 North Third Street
Baton Rouge, Louisiana 70802-5243
Telephone: 225-342-3572
Fax: 225-342-1197

FOR DEFENDANTS:



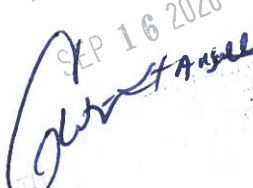
NIKKIE PENN
114 Norfolk Place
Monroe, Louisiana 71202
Telephone: 225-319-7466
Fax: _____

PLEASE SERVE DEFENDANTS:

1. **NIKKIE PENN** at:
114 Norfolk Place
Monroe, Louisiana 71202

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LOUISIANA DEPARTMENT OF
EDUCATION, DIVISION OF LICENSING
VERSUS
NIKKIE PENN

DOCKET NO: C-2020-1702
DIV: C5
4th JUDICIAL DISTRICT COURT
PARISH OF OUACHITA
STATE OF LOUISIANA

SEP 11 2020
Jane Madison
DEPUTY CLERK
4th JUDICIAL DISTRICT COURT
OUACHITA PARISH, LA

MOTION TO RESET HEARING ON PETITION FOR INJUNCTIVE RELIEF

NOW INTO COURT, through undersigned Counsel, come the State of Louisiana, through the Louisiana Department of Education, Division of Licensing (“the Department”), who moves this Honorable Court for an Order resetting the hearing on Plaintiff’s Petition for Injunctive Relief.

1.

The matter has been set for hearing on Wednesday August 5, 2020 at 11:30 AM.

2.

Undersigned counsel has learned that, due to the CV-19 epidemic, such proceedings may be held via ZOOM.

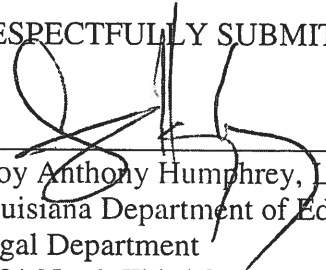
3.

Undersigned counsel has spoken to Defendant Nikki Penn who is in agreement with the matter being held via ZOOM.

WHEREFORE, Plaintiff respectfully requests:

That this matter be re-set for hearing on Sept 16, 2020 at 11:30 AM, before this Honorable Court via ZOOM, or whatever date the Court may assign, and that Defendants be served with notice and citation of this matter

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RESPECTFULLY SUBMITTED:

Troy Anthony Humphrey, LSBA# 23140
Louisiana Department of Education
Legal Department
1201 North Third Street
Baton Rouge, Louisiana 70802-5243
Telephone: 225-342-3572
Fax: 225-342-1197

FILED

LOUISIANA DEPARTMENT OF
EDUCATION, DIVISION OF LICENSING
VERSUS
NIKKIE PENN

DOCKET NO: C-2020-1702
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4th JUDICIAL DISTRICT COURT
PARISH OF OUACHITA
STATE OF LOUISIANA

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DEPUTY CLERK
4TH JUDICIAL DISTRICT COURT
OUACHITA PARISH, LA

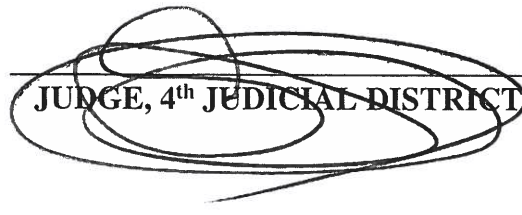
ORDER

Considering the foregoing Motion to Reset Hearing,

IT IS ORDERED, ADJUDGED AND DECREED that the above entitled and numbered action be reset for hearing on the 28th day of January 2020 at 9:30 o'clock A.M.
CARM#8

IT IS ORDERED, ADJUDGED AND DECREED that Defendants be served with notice and citation of this matter.

Monroe, Louisiana this 16th day of September, 2020



JUDGE, 4th JUDICIAL DISTRICT COURT

PLEASE SERVE:

1. **NIKKIE PENN** at:
114 Norfolk Place
Monroe, Louisiana 71202

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SEP 16 2020
Janice
4TH JUDICIAL DISTRICT COURT
OUACHITA PARISH, LA
2020 SEP 16 11:10:10
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