

FILED
JUN 08 2012
N.J. BOARD OF NURSING

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
NEW JERSEY STATE
BOARD OF NURSING

IN THE MATTER OF THE
LICENSE OF

AYANNA CLARK, R.N.
License # NR 11627400

TO PRACTICE NURSING IN THE
STATE OF NEW JERSEY

Administrative Action

WITHDRAWAL OF
PROVISIONAL ORDER
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Nursing ("the Board") upon receipt of information which the Board has reviewed and on which the following preliminary findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Respondent is a registered nurse in the State of New Jersey, and has been a licensee at all times relevant hereto.
2. On or about December 8, 2011, an inquiry was sent to respondent on behalf of the Board, inquiring, inter alia, whether she had taken continuing education in the last three years, and requiring that she provide documentation of continuing education taken to satisfy the requirements of the June 1, 2008-May 31, 2010 renewal cycle.
3. Respondent indicated she needed time to obtain documentation of continuing education from her former employer.

4. On respondent's renewal application filed on May 5, 2010, , respondent indicated that she would have completed her continuing education obligation for 2008-2010 by May 31, 2010.

5. Respondent is required pursuant to N.J.A.C. 13:37-5.3 to retain documentation of required continuing education for a period of four years.

CONCLUSIONS OF LAW

1. Respondent's failure to demonstrate timely completion of the continuing education obligation for the June 1, 2008-May 31, 2010 renewal cycle constitutes a violation of N.J.A.C. 13:37-5.3, and subjects respondent to sanctions pursuant to N.J.S.A. 45:1-21(h).

2. Respondent's indication that she would have timely completed the 2008-2010 continuing education obligation constitutes misrepresentation or deception within the intendment of N.J.S.A. 45:1-21(b).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on March 20, 2012, provisionally suspending respondent's nursing license and imposing a public reprimand and a \$250.00 civil penalty. A copy of the order was forwarded to respondent at her address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

Respondent replied to the Provisional Order, asking for consideration and providing documentation of continuing education with all credits timely completed for the June 1, 2008-May 31, 2010 renewal period. Accordingly, the Board determined that further proceedings were not necessary, and that the Provisional Order of Discipline filed on March 20, 2012 should be withdrawn.

ACCORDINGLY, IT IS on this 8th day of June, 2012,

ORDERED that:

1. The Provisional Order of Discipline filed on March 20, 2012 is hereby withdrawn.

NEW JERSEY STATE BOARD OF NURSING

By: Patricia Ann Murphy PLD, APN
Patricia Ann Murphy, PhD, APN
Board President