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FILED
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N.J. BOARD OF NURSING

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

IN THE MATTER OF THE APPLICATION
FOR LICENSURE OF
GLORIA A. MOBLEY
TO PRACTICE NURSING
IN THE STATE OF NEW JERSEY

Administrative Action
CONSENT ORDER

This matter was opened to the New Jersey State Board of Nursing ("Board") upon receipt of Gloria A. Mobley's application for licensure by examination as a Licensed Practical Nurse, including certification and authorization form for a criminal history background check dated February 6, 2011. Upon a review of the results of the criminal history background check, the Board ascertained that the applicant was arrested three times.

On May 3, 2001, the applicant was arrested by members of the Willingboro Township Police Department and charged with violating N.J.S.A. 2C:12-1(a)(1) (Simple Assault). On June 28, 2001, a

Willingboro Municipal Court Judge dismissed the case.

On October 12, 1989, the applicant was arrested by members of the Lumberton Township Police Department and charged with violating N.J.S.A. 2C:12-1(a)(3) (Aggravated Assault) and 2C:12-1(b)(4) (Aggravated Assault - Gun). On March 30, 1990, a Lumberton Municipal Court Judge dismissed the charge for Aggravated Assault - Gun, found the applicant guilty of violating N.J.S.A. 2C:12-1(b)(3) (Aggravated Assault), and sentenced the applicant to pay an assessed amount of fifty dollars (\$50).

On February 3, 1987, the applicant was arrested by Willingboro Township Police Officers and charged with violating N.J.S.A. 2C:12-3 (Terroristic Threats). On January 21, 1988, a Willingboro Municipal Court Judge dismissed the reduced charge of violating N.J.S.A. 2C:33-2(a). (Disorderly Conduct).

The applicant failed to disclose these arrests and conviction on her application for licensure, answering "No" to questions 14 and 15 on the license application and "No" to question 6 on the certification/authorization form for a criminal history background check. Following notification to the applicant that the Board was aware of the arrests and conviction, the applicant subsequently provided an explanation as to why she checked "no." Ms. Mobley maintains that she accidentally checked no on the applications to the questions about arrests. Ms. Mobley maintains that she does remember checking "no" to the questions asking about convictions.

Ms. Mobley maintains that she supplied a copy of a report of her Criminal History, which accurately lists all the above mentioned criminal information, along with her application. The record submitted by Ms. Mobley clearly lists three arrests and one disposition as guilty, which is a conviction. Although Ms. Mobley provided the information with her application, she answered three questions falsely and submitted an affidavit swearing, or affirming, that all her answers were true.

The Board finds that the applicant's use of misrepresentation in not disclosing her arrests and conviction on her application form and criminal history background check constitutes a violation of N.J.S.A. 45:1-21(b).

The Board having reviewed this matter, and having considered the nature of the above conduct, and the parties desiring to resolve this matter, and the Board having determined that the within Order is sufficiently protective of the public, in lieu of further proceedings, and for other good cause shown;

IT IS on this 18 day of June, 2012

HEREBY ORDERED AND AGREED that:

1. Gloria A. Mobley's application for licensure by examination shall be granted upon payment of a civil penalty hereby imposed in the amount of two hundred and fifty dollars (\$250.00) for failing to disclose her arrests and conviction on her application and certification/authorization for a criminal history background check.

Payment of the civil penalty shall be in the form of a certified check or money order made payable to the "State of New Jersey," and shall be submitted contemporaneously with this signed Order.

2. The applicant shall obey all the laws of the State of New Jersey, the United States and their political subdivisions, as well as all regulations, rules or laws pertaining to the practice of nursing in any State or jurisdiction in which she practices nursing.

NEW JERSEY STATE BOARD OF NURSING

By: *Patricia Murphy* PhD, APN, FAAN
Patricia Murphy, PhD, APN
Board President

I have read and understand
the within Consent Order
and agree to be bound by
its terms.

Gloria A. Mobley
Gloria A. Mobley

Date: *June 18, 2012*