

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 :
:
LINDA PUCCIO, R.N. :
License # NO 09957100 :
:
TO PRACTICE NURSING IN THE :
STATE OF NEW JERSEY :

Administrative Action

FINAL 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 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 June 15, 2012, a Demand for Statement in Writing Under Oath was sent to respondent at her address of record by certified and regular mail at the behest of the Board, inquiring about her nursing practice and allegations indicating that respondent had ceased participating in the Recovery and Monitoring Program of New Jersey (RAMP).
3. The certified mailing was signed for. (Exhibit A) The regular mailing was not returned. No response has been received to date.

CONCLUSIONS OF LAW

1. Respondent's failure to respond to the Board's inquiry constitutes a failure to cooperate with a Board investigation pursuant to N.J.A.C. 13:45C-1.2, -1.3, subjecting respondent to sanctions pursuant to N.J.S.A. 45:1-21(e).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on August 20, 2012, provisionally suspending respondent's nursing license, and provisionally imposing a civil penalty in the amount of \$500.00. A copy of the Order was forwarded to respondent by certified and regular mail at the forwarding address indicated on previous returned mailings. 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.

The certified mailing was returned, marked "Refused." The regular mailing was not returned. No response has been refused to date. The Board determined that constructive service had been effected, inasmuch as respondent had changed her address without notifying the Board, and the Board had documented good faith efforts to serve respondent. The Board further determined that additional proceedings were not necessary as no material discrepancies had been raised with respect to the findings and conclusions of the Provisional Order, and that the Provisional Order should be made final. Respondent may not evade process by failing to respond, or failing to

provide the Board with a valid address.

ACCORDINGLY, IT IS on this 4th day of January, 2012, ²⁰¹³

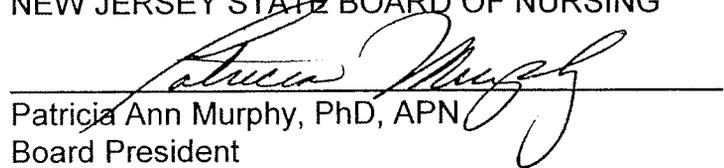
ORDERED that:

1. Respondent's New Jersey nursing license is hereby suspended until she has fully responded to the Board's inquiry, and until she can demonstrate that she is fit and competent to practice nursing.

2. A \$500.00 civil penalty is hereby imposed. Payment shall be in the form of a certified check or money order made payable to the State of New Jersey, and shall be forwarded within twenty-one (21) days of the filing of this Order to George Hebert, Executive Director, Board of Nursing, P.O. Box 45010, 124 Halsey Street, 6th Floor, Newark, NJ 07101.

NEW JERSEY STATE BOARD OF NURSING

By:


Patricia Ann Murphy, PhD, APN
Board President