

FILED
MAY 29 2013
N.J. BOARD OF NURSING

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

IN THE MATTER OF THE SUSPENSION OR :
REVOCATION OF THE LICENSE OF :
 :
LISA VENEZIA, L.P.N. : ADMINISTRATIVE ACTION
License No. 26NP05613600 :
 :
 : FINAL ORDER OF
 : DISCIPLINE
TO PRACTICE NURSING IN THE STATE :
OF NEW JERSEY :

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. Lisa Venezia ("Respondent") is a licensed practical nurse in the State of New Jersey and has been a licensee at all times relevant hereto.

2. Upon receipt of a flagging notice indicating that Respondent was arrested on August 16, 2012 by the Hopatcong Police Department for violation of N.J.S.A. 2C:35-10(a)(1), Possession of a Controlled Dangerous Substance or Analog, N.J.S.A. 2C:35-5(b)(3), Distribute Heroin/Cocaine, and N.J.S.A. 2C:5-2, Conspiracy to Distribute Heroin/Cocaine, the Board sent a letter of inquiry, requesting certain information and submission of documents, to Respondent's address of record in Stanhope, New Jersey, via regular

and certified mail on or about August 24, 2012. The regular mailing was not returned; the certified mail receipt was signed and returned to the Board.

3. By facsimile dated September 10, 2012, Respondent advised the Board that, unknown to her, a person who was staying in her home was using and selling a controlled substance. At the time of his arrest, she was brought in for questioning and was cooperating with police. She promised to notify the Board when the case was resolved.

4. To date, Respondent has not provided a complete response to the Board's request for information.

CONCLUSIONS OF LAW

Respondent's failure to respond to the Board's request for information constitutes a failure to cooperate with a Board investigation, in contravention of N.J.A.C. 13:45C-1.2, -1.3, in violation of N.J.S.A. 45:1-21(e), subjecting Respondent to disciplinary action pursuant to N.J.S.A. 45:1-21(h).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on February 4, 2013, provisionally suspending respondent's nursing license, and imposing a \$200.00 civil penalty. A copy of the Order was served upon respondent by certified and regular mail 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.

Ms. Venezia has replied to the Provisional Order, however, although she has sent in \$200.00 in payment of the penalty provisionally imposed, she has not been responsive to much of what was originally requested of her by the Board. Although she briefly described some events that presumably led to her arrest, she did not provide any documentation relating to her arrest, such as a copy of the summons/complaint; she provided no information about her past nursing employment; and she has not updated the Board with regard to the status of the charges against her, despite indicating that the court date of March 25, 2013 would be changed. Moreover, no specific information about continuing education has been provided, although she had been asked to provide copies of certificates of completion for all continuing education completed within the last three years. The Board considered Ms. Venezia's submissions, and determined that she still had not fully responded to the Board's inquiry. Accordingly, the Board determined that

additional proceedings were not necessary, and the Provisional Order should be made final.

ACCORDINGLY, IT IS on this 29th day of May, 2013,

ORDERED that:

1. Respondent's license to practice nursing be and hereby is suspended until such time as Respondent cooperates fully with the Board's investigation by providing the Board with the information requested in the Board's letter of inquiry.

2. A civil penalty in the amount of \$200.00 is hereby imposed upon Respondent. Respondent has already paid this penalty.

NEW JERSEY STATE BOARD OF NURSING

BY: Patricia Murphy PhD APN
Patricia Murphy, PhD, APN
President