

3. Respondent was also asked to document completion of the continuing education required pursuant to N.J.A.C. 13:37-5.3 for the June 1, 2010-May 31, 2012 renewal period. Respondent submitted certificates of completion for continuing education, all completed on February 13, 2013, a date subsequent to May 31, 2012.

4. Respondent renewed her nursing license on or about April 5, 2012, and indicated on her renewal application that she would have completed the continuing education required for the 2010-2012 renewal cycle by May 31, 2012.

CONCLUSIONS OF LAW

1. Respondent's unauthorized taking of food from the hospital cafeteria without paying for it constitutes deceptive or dishonest conduct in violation of N.J.S.A. 45:1-21(b).

2. Respondent's failure to timely complete her continuing education obligation for the 2010-2012 renewal cycle constitutes a violation of N.J.A.C. 13:37-5.3, subjecting respondent to sanctions pursuant to N.J.S.A. 45:1-21(h).

3. Respondent's indication on her 2012 renewal application that she would have completed all required continuing education for the previous renewal period by May 31, 2012 constitutes misrepresentation 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 May 8, 2013, provisionally imposing a public reprimand for unauthorized taking of food from the hospital cafeteria, a reprimand for misrepresentation on the 2012 renewal application, and a \$250.00 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.

Although the record reflects that the certified mailing of the Provisional Order was signed for, and the regular mailing was not returned, no response has been received to date. The Board considered this matter and determined that service had been effected, as the mailings had been sent to respondent's address of record with the Board. The Board further determined that inasmuch as no discrepancies had been raised with respect to the findings of fact and conclusions of law of the Provisional Order, additional proceedings were not necessary, and the Provisional Order should be made final.

ACCORDINGLY, IT IS on this 15th day of July, 2013,

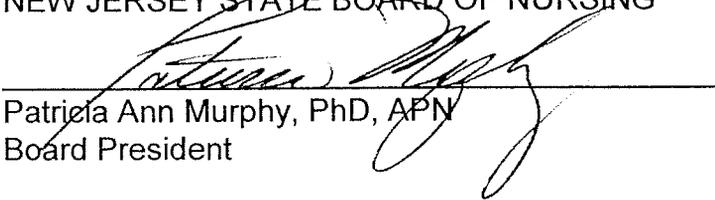
ORDERED that:

1. A public reprimand is hereby imposed for respondent's unauthorized taking of food from the hospital cafeteria without paying for it.
2. A public reprimand is hereby imposed for respondent's misrepresentation on her 2012 renewal application.
3. A civil penalty in the amount of \$250.00 is hereby imposed for respondent's failure to timely complete continuing education requirements in violation of N.J.A.C. 13:37-5.3. Respondent may not use the continuing education submitted,

completed in February of 2013, in satisfaction of the 2012-2104 continuing education requirement. 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 fifteen (15) days of the filing of this order to the attention of 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