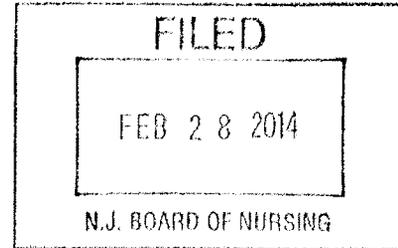


JOHN J. HOFFMAN  
ACTING ATTORNEY GENERAL OF NEW JERSEY  
Division of Law  
124 Halsey Street - 5<sup>th</sup> Floor  
P.O. Box 45029  
Newark, New Jersey 07101  
Attorney for the State Board of Nursing



By: Shirley P. Dickstein  
Deputy Attorney General  
Telephone (973) 648-2779

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

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IN THE MATTER OF THE SUSPENSION	:	Administrative Action
OR REVOCATION OF THE LICENSE OF	:	
	:	
	:	FINAL ORDER OF DISCIPLINE
JESSICA L. BOND, C.H.H.A.	:	
LICENSE NO. 26NH12846000	:	
	:	
TO PRACTICE AS A HOME HEALTH AIDE	:	

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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. Jessica L. Bond ("Respondent") is the holder of certificate number 26NH12846000 and has been certified at all times hereto.

2. On or about March 23, 2013, the Board sent an inquiry to Respondent's address of record, via regular and certified mail with return receipt requested. Respondent was arrested on February 26, 2013 by the Monmouth County Sheriff's Office for Possession of a Weapon, N.J.S.A. 2C:39-5(D), Possession of a Weapon for an Unlawful Purpose, N.J.S.A. 2C:39-4D, Aggravated Assault with a Weapon, N.J.S.A. 2C:12-1B (2), and Harassment, N.J.S.A. 2C:33-4B. The Board requested a legible copy of the municipal court complaint and disposition, the status of the case if it is still pending, a copy of the indictment if applicable, proof of probation or fines paid if applicable, a copy of the police report, the name and address of Respondent's current employer and a narrative statement from Respondent. A response was due within twenty (20) days. The regular mailing was not returned; the certified mail receipt was signed by a third party and returned to the Board.

3. The Board did not receive a response to the letter of inquiry.

#### CONCLUSIONS OF LAW

Respondent's failure to respond fully to the Board's letter constitutes a violation of N.J.S.A. 45:1-21(h) in that Respondent has failed to cooperate with the Board's investigation in contravention of N.J.A.C. 13:45C-1.2 & 1.3.

### DISCUSSION

Based on the foregoing findings and conclusions, a Provisional Order of Discipline seeking the suspension of Respondent's certification to practice as a homemaker-home health aide in the State of New Jersey and a fine of \$200.00 was entered on August 14, 2013. A copy was forwarded to Respondent's last known address by means of both regular and certified mail. The regular mailing was not returned and the certified mail was delivered and signed for by a third party. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30<sup>th</sup> 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 of Discipline on or about October 15, 2013 by means of a letter in which she stated that she was in a "mutual fight" and asserted that she never had a weapon. On or about October 1, 2013, the Board also received a letter from Respondent's attorney, John E. Sheehy, advising that Respondent is in a pre-trial intervention program. Respondent failed to fully explain the circumstances of her arrest and did not

provide any documentation requested by the Board.

The Board should not have to file a provisional order of discipline to elicit a response from a certificate holder. Furthermore, in this matter an incomplete response was received and only after the filing of the Provisional Order of Discipline. The Provisional Order of Discipline was not filed until August 14, 2013, almost five months after the Board's request for information. Respondent and her attorney only then did provide incomplete responses to the letter of inquiry. The Board therefore considered this matter, and determined that further proceedings were not necessary and the Provisional Order of Discipline should be made final.

ACCORDINGLY, IT IS on this *28<sup>th</sup>* day of *February* 2014,

ORDERED that:

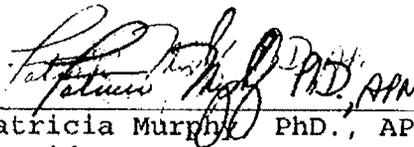
1. Respondent's certificate to practice as a homemaker-home health aide shall be suspended until she has fully responded to the Board's inquiry.
2. Respondent shall remit payment of a monetary penalty pursuant to N.J.S.A. 45:1-25 in the amount of \$200.00 by certified check or money order payable to the State of New Jersey, delivered to George Hebert, Executive Director, State Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101. Payment shall be made no later than 15 days after notice of entry of this order is served in this matter. In

the event Respondent fails to make a timely payment, a certificate of debt shall be filed in accordance with N.J.S.A. 45:1-24 and the Board may bring such other proceedings as authorized by law.

3. Nothing herein precludes the Board from taking action on the underlying conduct that was originally the subject of inquiry in this matter.

NEW JERSEY STATE BOARD OF NURSING

By:

  
Patricia Murphy Ph.D., APN  
President