

4. On her 2012 renewal application, Respondent indicated that she would have completed all required continuing education for the June 1, 2010 – May 31, 2012 biennial period by May 31, 2012.

CONCLUSIONS OF LAW

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

Respondent's failure to supply documentation of required continuing education for the June 1, 2010 – May 31, 2012 renewal period is interpreted as a failure to complete required continuing education in violation of N.J.A.C. 13:37-5.3, subjecting respondent to sanctions pursuant to N.J.S.A. 45:1-21(e) and (h).

Respondent's indication on her renewal application that she would have completed required continuing education for the June 1, 2010 – May 31, 2012 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 February 28, 2014 seeking a suspension, reprimand, and a seven hundred and fifty dollar (\$750) civil penalty. Copies were served upon Respondent via regular and certified mail. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the thirtieth day following entry unless Respondent requested a modification or dismissal of the stated findings of fact and conclusions of law by 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.

In response to the Provisional Order of Discipline, the Board received a bank check for seven hundred and fifty dollars (\$750) in payment of the provisional civil penalty. No other response was received at that time. Thereafter, Respondent telephoned and indicated that she would be sending in a further response. Extra time was afforded, but no further response was received.

The Board reviewed Respondent's submissions and determined that further proceedings were not necessary and that no material discrepancies had been raised. The Board was not persuaded that the submitted materials merited further consideration, as Respondent did not dispute the findings of fact or conclusions of law. Respondent cannot evade discipline by failing to respond.

ACCORDINGLY, IT IS on this 8th day of Sept., 2014,
ORDERED that:

1. Respondent's New Jersey nursing license is hereby suspended until she has fully responded to the Board's request for information, and until she has demonstrated completion of thirty (30) contact hours of continuing education for the June 1, 2010 – May 31, 2012 biennial period, thirty (30) contact hours of continuing education for the June 1, 2012 – May 31, 2014 biennial period, and thirty (30) contact hours for any subsequent biennial periods until she is current with her requirements. Continuing education hours applied to cure the deficiency of previous biennial periods shall not be used to satisfy the requirements of the current biennial period.

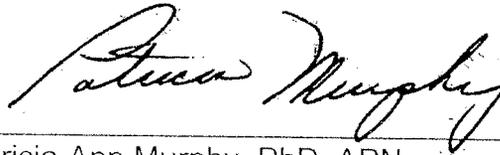
2. A public reprimand is hereby imposed upon Respondent for the violation of N.J.S.A. 45:1-21(b).

3. A civil penalty in the amount of five hundred dollars (\$500) is hereby imposed for the violation of N.J.A.C. 13:45C-1.2 and 1.3, as well as a civil penalty in the amount of two hundred and fifty dollars (\$250) for failure to timely complete required continuing education in violation of N.J.A.C. 13:37-5.3, for a total penalty amount of seven hundred and fifty dollars (\$750). The Board acknowledges receipt of Respondent's payment of the seven hundred and fifty dollar (\$750) civil penalty.

4. The Board reserves the right to initiate disciplinary action based upon any response that Respondent ultimately provides or upon any new information.

NEW JERSEY STATE BOARD OF NURSING

By:



Patricia Ann Murphy, PhD, APN
Board President