

**FILED**  
FEB 11 2015  
N.J. BOARD OF NURSING

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

LISA DE BAUN, R.N.  
License # NO 10882300

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 professional nurse in the State of New Jersey, and has been a licensee at all times relevant hereto.
2. On or about May 19, 2014, a letter of inquiry was sent to respondent on behalf of the Board at her address of record by certified and regular mail, asking for information and documentation concerning an arrest on April 23, 2014 on charges of shoplifting, and proof of completion of required continuing education completed in the

last three years. The certified mailing was returned, unclaimed. The regular mailing was not returned. No response has been received to date.

3. The Board learned that respondent was found guilty of shoplifting on July 3, 2014, sentenced to 10 days of community service, and assessed a total of \$508.

4. Respondent, on her 2013 renewal application, indicated that she would have timely completed required continuing education for the 2011-2013 renewal period by May 31, 2013.

5. The Board was notified that on June 10, 2014, respondent was arrested for possession of a controlled dangerous substance or analog, and possession/distribution of a hypodermic needle.

#### CONCLUSIONS OF LAW

1. Respondent's failure to respond to a Board inquiry and/or to provide the Board with a valid mailing address constitutes a violation of N.J.A.C. 13:45C-1.2, -1.3, subjecting respondent to sanctions pursuant to N.J.S.A. 45:1-21(e) and (h).

2. Respondent's failure to demonstrate timely completion of required continuing education 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(e) and (h).

3. Respondent's indication on her renewal application that she would have completed required continuing education for the 2011-2013 renewal period by May 31, 2013, despite her failure to provide documentation to the Board, constitutes misrepresentation in violation of N.J.S.A. 45:1-21(b).

4. The conduct underlying respondent's conviction of shoplifting subjects respondent to sanctions pursuant to N.J.S.A. 45:1-21(f), inasmuch as the offense relates adversely to the practice of nursing and is one of moral turpitude.

5. In light of respondent's conviction, and the June 10, 2014 arrest, respondent is subject pursuant to N.J.S.A. 45:1-22(f) as a condition for continued licensure or reinstatement, to submit to evaluation and monitoring to evaluate whether her continued practice may jeopardize the safety and welfare of the public.

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on October 6, 2014, provisionally suspending respondent's nursing license, and imposing a reprimand and a total of \$750 in civil penalties. A copy of the Order was served upon the 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 30<sup>th</sup> 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 of the Provisional Order was signed for, with the signature reading "Lisa DeB." However, the receipt was marked with a new address in Sewell, New Jersey. The regular mailing of the order was not returned. Copies of the order were then sent by certified and regular mail to the new address. The certified mailing to the new address was returned, marked "return to sender" and "unable to forward." The regular mailing was not returned. No response has been received. 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 certified mailing was signed for, and the mailings were then sent to the indicated forwarding address. As no discrepancies had been raised with respect to the findings and conclusions of the Provisional Order, the Board then determined that additional proceedings were not warranted, and the Provisional Order should be made final. Respondent cannot evade process by failing to advise the Board of a valid mailing address where she can be reached.

ACCORDINGLY, IT IS on this 11<sup>th</sup> day of February, 2015,

ORDERED that:

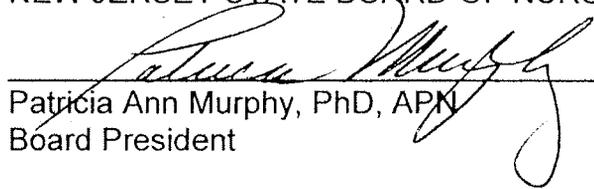
1. Respondent's New Jersey nursing license is hereby suspended for a minimum period of two years for the violation of N.J.S.A. 45:1-21( e) and (f), one year of which is to be actively served, and with the remainder to be served as a period of probation. Moreover, respondent shall not be reinstated until she has provided the Board with a valid mailing address, until she has demonstrated completion of all required continuing education for the 2011-2013 renewal period, and any subsequent renewal period; and until she has fully responded to the request for information; and until she has undergone evaluation and monitoring under the auspices of the Recovery and Monitoring Program of New Jersey (RAMP), and RAMP indicates that she is fit and competent to practice nursing..

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

3. A \$500.00 civil penalty is hereby imposed for the violation of N.J.A.C. 13:45C-1.2, -1.3, as well as a \$250 civil penalty for the violation of N.J.A.C. 13:37-5.3, for a total penalty amount of \$750. Payment shall be in the form of a certified check or money order, made payable to the State of New Jersey, and sent to the attention of George Hebert, Executive Director, Board of Nursing, P.O. Box 45010, Newark, NJ 07101, within 21 days of the filing of this order.

NEW JERSEY STATE BOARD OF NURSING

By:

  
\_\_\_\_\_  
Patricia Ann Murphy, PhD, APN  
Board President