

Provisional  
**FILED**  
JAN 07 2015  
N.J. BOARD OF NURSING

**FINAL**  
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APR 10 2015  
N.J. BOARD OF NURSING

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

IN THE MATTER OF THE LICENSE OF : Administrative Action  
: :  
:  PROVISIONAL ORDER  
: OF DISCIPLINE  
TAMIRA D. WEBSTER, LPN :  
License # 26NP06515500 :  FINAL ORDER  
: OF DISCIPLINE  
: (Finalized by default  
TO PRACTICE NURSING IN THE : on April 10, 2015 )  
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 upon which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Tamira D. Webster ("Respondent") is licensed practical nurse in the State of New Jersey and has been a licensee at all relevant times. (Exhibit A).

2. On December 03, 2010, Respondent entered into a Consent Order with the Board agreeing that Respondent's license would be placed on probation for a two year period in response to a March 2010 conviction of tampering with public records or information. The terms of the probation mandated Respondent to obey all laws and regulations, report any arrest or conviction to the Board, and that deviation from the terms of probation would constitute grounds for automatic suspension of Respondent's license. (Exhibit B).

3. On May 03, 2012, the Board filed an Order Terminating Probation in response to Respondent's petition for early termination of her license probation, which lifted all terms of the December 03, 2010 Consent Order. (Exhibit C).

4. The Board received information indicating that Respondent was arrested on December 06, 2012 by members of the Washington Township Police Department and charged with violating N.J.S.A. 2C:20-11(b)(1) (Shoplifting). On December 12, 2012, the Board sent Respondent a letter of inquiry via regular and certified mail requesting certain information and submission of

documents pertaining to the arrest and criminal case. (Exhibit D).

5. Respondent replied to the Board in a letter dated January 02, 2013. In addition to including a copy of the criminal complaint, Respondent admitted to taking merchandise from a store in order to return that merchandise and receive store credit. (Exhibit E).

6. The Board received information indicating that Respondent was convicted of violation of N.J.S.A. 2C:20-11(b)(1) (Shoplifting) on March 27, 2013, sentenced to ten (10) days community service, and assessed a fine of two hundred fifty eight dollars (\$258). (Exhibit F).

#### CONCLUSIONS OF LAW

Respondent's acknowledgement that she shoplifted and corresponding guilty verdict for shoplifting subjects Respondent to discipline pursuant to N.J.S.A. 45:1-21(f) for being convicted of, or engaging in acts constituting, any crime or offense relating adversely to the practice of nursing.

Respondent's violation is subsequent to her March 2010 conviction, which constitutes repeated criminal conduct and subjects Respondent to enhanced penalties pursuant to N.J.S.A. 45:1-25(a). Any new arrests will be closely scrutinized and

will result in enhanced discipline.

ACCORDINGLY, IT IS on this 7 day of January, ~~2014~~, <sup>2015</sup>

ORDERED that upon the filing of a FINAL ORDER OF DISCIPLINE in this matter:

1. Respondent is reprimanded for violating N.J.S.A. 45:1-21(f).

2. A civil penalty in the amount of two hundred fifty dollars (\$250.00) is imposed upon Respondent for violation of N.J.S.A. 45:1-21(f). Payment shall be made by certified check, bank cashier check, or money order payable to "State of New Jersey," or by wire transfer, direct deposit, or credit card payment delivered or mailed to George Hebert, Executive Director, State Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101. Any other form of payment will be rejected and will be returned to the party making the payment. Payment shall be made no later than fifteen (15) days after the date of filing of a **Final Order of Discipline**. 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. The within order shall be subject to finalization by the Board at 5:00 p.m. on the thirtieth day following entry

hereof unless Respondent requests a modification or dismissal of the above stated Findings of Fact or Conclusions of Law by:

a) Submitting a written request for modification or dismissal to George Hebert, Executive Director, 124 Halsey Street, Sixth Floor, P.O. Box 45010, Newark, New Jersey 07101.

b) Setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed.

c) Submitting any and all documents or other written evidence supporting Respondent's request for consideration and reasons therefor or offered in mitigation of penalty.

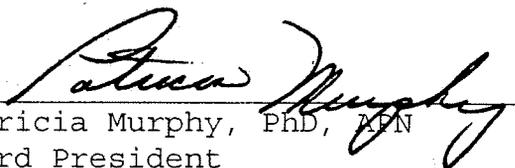
4. Any submissions will be reviewed by the Board and the Board will thereafter determine whether further proceedings are necessary. If no material discrepancies are raised through a supplemental submission during the thirty-day period, or if the Board is not persuaded that the submitted materials merit further consideration, a Final Order of Discipline will be entered.

5. In the event that Respondent's submissions establish a need for further proceedings, including, but not limited to an evidentiary hearing, Respondent shall be notified with regard thereto. In the event that an evidentiary hearing is ordered, the preliminary findings of fact and conclusions of law

contained herein may serve as notice of the factual and legal allegations in such proceeding. Further, in the event a hearing is held and upon review of the record, the Board shall not be limited to the findings, conclusions and sanctions stated herein.

6. In the event that the Board receives no written submission from Respondent within 30 days following filing of this Provisional Order of Discipline, without further Board review, the Provisional Order of Discipline shall automatically become the Final Order of Discipline. The box for Final Order of Discipline shall be checked, the Final Order of Discipline shall be filed, and copies shall be mailed to Respondent. Thereafter, Respondent's failure to comply with any sanction or penalty imposed by this Order shall be considered a violation of a Board Order in contravention of N.J.S.A. 45:1-21 (e) and (h) and N.J.A.C. 13:45C-1.4 and may subject Respondent to additional sanction and/or penalty.

NEW JERSEY STATE BOARD OF NURSING

By:   
Patricia Murphy, PhD, APN  
Board President