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PROVISIONAL
ORDER OF DISCIPLINE
FILED
JUN 29 2015
N.J. BOARD OF NURSING

FINAL
ORDER OF DISCIPLINE
FILED
NOV 27 2015
N.J. BOARD OF NURSING

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

IN THE MATTER OF THE LICENSE OF : Administrative Action
: :
: PROVISIONAL ORDER
: OF DISCIPLINE
: :
SHENA PETERSON, L.P.N. :
License # 26NP 05385500 : FINAL ORDER
: OF DISCIPLINE
: (Finalized by default
TO PRACTICE NURSING IN THE : on Nov. 27, 2015)
STATE OF NEW JERSEY :

This matter was opened to the New Jersey State Board of Nursing ("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. Respondent is a licensed practical nurse in the State of New Jersey, and has been a licensee at all times relevant hereto.

2. Respondent was asked by the Board's Executive Director in a letter dated April 23, 2014 to provide documentation of completion of required nursing continuing education for the 2012-2014 licensing cycle. This was reiterated in a letter dated August 1, 2014 sent on behalf of the Board. (Exhibit A)

3. Respondent sent in documentation of completion of 19 hours of continuing education of which only three hours qualified as continuing education pursuant to N.J.A.C. 13:37-5.3, which were timely completed for the June 1, 2012-May 31, 2014 licensing cycle. Respondent also sent in thirty (30) contact hours of valid nursing continuing education completed on August 19, 2014. (Exhibit B)

4. Respondent indicated on her 2014 renewal application that she would have completed all required nursing continuing education for the June 1, 2012-May 31, 2014 licensing cycle by May 31, 2014. (Exhibit C)

CONCLUSIONS OF LAW

1. Respondent's failure to timely comply with continuing education requirements for the 2012-2014 licensing 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(e) and (h).

2. Respondent's indication on the 2014 renewal application that she would have completed all required continuing education by May 31, 2014 constitutes misrepresentation in violation of N.J.S.A. 45:1-21(b).

ACCORDINGLY, IT IS on this 29th day of June, 2015,

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

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

2. A civil penalty in the amount of \$250 is hereby imposed for the violation of N.J.A.C. 13:37-5.3. 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 Leslie Burgos-Bonilla, Board of Nursing, P.O. Box 45010, 124 Halsey Street, 6th Floor, Newark, NJ 07101, within twenty-one (21) days of the filing of a Final Order of Discipline in this matter.

3. The within order shall be subject to finalization by the Board at 5:00 p.m. on the 30th 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, State Board of Nursing, 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.

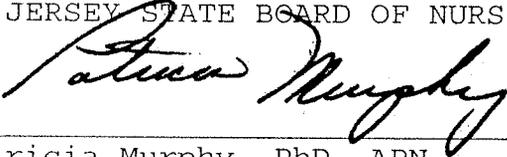
5. In the event that Respondent's submissions establish a need for further proceedings, including, but not limited to an evidentiary hearing, Respondent shall be notified with regard thereto. In the event that an evidentiary hearing is ordered, the preliminary findings of fact and conclusions of law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