

**BEFORE THE INDIANA STATE  
BOARD OF NURSING  
CAUSE NUMBER: 2018 NB 0089**

**IN THE MATTER OF THE LICENSE OF:     )  
NATHANIEL MOSCO, R.N.,                 )  
LICENSE NO: 28229659A                 )**

**FINAL ORDER**

The Indiana State Nursing Board, held an administrative hearing on May 20, 2021, concerning the Complaint filed by the State of Indiana (“Petitioner”) against the nursing license of Nathaniel Mosco, R.N. (“Respondent”). The Board did not have a quorum, so it issued its Recommended Findings of Fact, Conclusions of Law and Order.

A copy of the Recommended Findings of Fact, Conclusions of Law and Order is attached hereto as **Exhibit A** and made a part hereof.

Pursuant to Ind. Code § 4-21.5-3-29(c) the Board, at its meeting on July 15, 2021, votes 5 to 0 to affirm said Recommended Findings of Fact, Conclusions of Law and Order and adopt it as a final order in this proceeding.

**ISSUED** this 31<sup>st</sup> day of September 2021.

INDIANA STATE BOARD OF NURSING

By: \_\_\_\_\_  
Kim Cooper, R.N.  
Board President  
Indiana State Board of Nursing

**CERTIFICATE OF SERVICE**

I certify that a copy of the "Final Order" has been duly served upon:

Nathaniel Mosco  
616 West State Road 18  
Hartford City, IN 47348  
**Service by US Mail**

Paul Schilling, Deputy Attorney General  
Indiana Government Center South, Fifth Floor  
302 West Washington Street  
Indianapolis, Indiana 46204  
Paul.Schilling@atg.in.gov  
**Service by Email**

4.3.2021

Date

*Lisa Chapman*

Lisa Chapman, Litigation Coordinator

Indiana State Board of Nursing  
Indiana Government Center South  
402 West Washington St., Room W072  
Indianapolis, IN 46204  
Phone: 317-234-2043  
Fax: 317-233-4236  
Email: pla2@pla.in.gov

**Explanation of Service Methods**

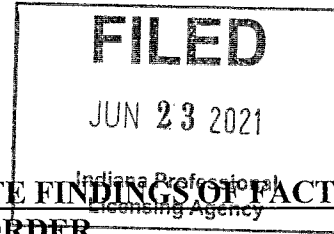
Personal Service: by delivering a true copy of the aforesaid document(s) personally.

Service by U.S. Mail: by serving a true copy of the aforesaid document(s) by First Class U.S. Mail, postage prepaid.

Service by Email: by sending a true copy of the aforesaid document(s) to the individual's electronic mail address.

BEFORE THE INDIANA STATE  
BOARD OF NURSING  
CAUSE NUMBER: 2018 NB 0089

IN THE MATTER OF THE LICENSE OF: )  
NATHANIEL MOSCO, R.N., )  
LICENSE NO: 28229659A )



**RECOMMENDED FINDINGS OF FACT, ULTIMATE FINDINGS OF FACT,  
CONCLUSIONS OF LAW, AND ORDER**

An Administrative Hearing (“Hearing”) was held before the Indiana State Board of Nursing (“Board”), on May 20, 2021, via Web Ex from the Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana, 46204, concerning the Administrative Complaint filed against the Indiana Nursing license of Nathaniel Mosco, R.N. (“Respondent”).

The State of Indiana (“Petitioner”) was represented by Paul J. Schilling, Deputy Attorney General. Respondent appeared in person and represented himself, *pro se*.

The Board, after considering the evidence and testimony presented and taking official notice of its file in this matter, by a vote of 4-0-0, issues the following Recommended Findings of Fact, Ultimate Findings of Fact, Conclusions of Law, and Order:

**FINDINGS OF FACT**

1. Respondent is a Registered Nurse (“RN”) in the State of Indiana having been issued license number 28229659A on June 8, 2016.
2. Respondent’s address on file with the Indiana Professional Licensing Agency is 616 West State Road 18, Hartford City, IN 47348.

Exhibit  
A

### FACTS REGARDING BALL MEMORIAL HOSPITAL

3. On January 18, 2018, the ICU Nurse Manager at Ball Memorial Hospital spoke with IU Health Ball Memorial Police to report that female Patient A, age 71, reported to her that Respondent touched her inappropriately.

4. Officers then spoke to Patient A who stated that Respondent entered her room while she was in her hospital bed and stated that he was going to clean her catheter. Patient A reported that Respondent administered morphine to her prior to cleaning her catheter.

5. Patient A stated that she did not request, nor want morphine at the time. Patient A told police that Respondent did not ask her if she was in pain. Respondent told police that Patient A “just said she was hurting” and did not give a number. The morphine was charted as being given for reports of severe pain, 7-10.

6. Patient A reported that after cleaning her catheter with soap and water, he retrieved Vaseline and “inserted his fingers” into her vagina and engaged in unwanted sexual contact. Respondent stated, “I can make you feel good,” during this time.

7. Patient A reported that this happened a second time later in the day, but this time she was seated in the chair in her room when Respondent asked to “clean her catheter.” Patient A reported that Respondent also brushed her hair during this interaction. Patient A reported that she refused any more physical contact with Respondent and he stated, “Are you sure you don’t want to feel better? I can make you feel better.”

8. After this second interaction with Respondent, Patient A reported the events to her night shift nurse stating that she was concerned Respondent would do this to someone else if she didn’t act.

9. Respondent was ultimately arrested and charged with Sexual battery, a level 6 felony, in Cause No. 18C01-1805-F6-000309, in Delaware County Circuit Court 1.

**FACTS REGARDING IU METHODIST HOSPITAL**

10. During the investigation into this incident, it was discovered that Respondent was previously employed as an RN at IU Methodist Hospital.

11. In June 2017, Patient B, age 58, was a resident at Golden Living Center. Patient B was hospitalized for sepsis related to pneumonia for eight (8) days in June 2017, prior to being transferred to Golden Living Center.

12. Patient B reported to her Nurse Practitioner at Golden Living, that while she was hospitalized at Methodist Hospital, a “male CNA” entered her room and initiated sexual contact with her, including having patient B perform oral sex on him.

13. During the hospitalization period, Respondent asked Patient B about her family and to see pictures of her daughter. Patient B reported these events in a consistent manner to both her sisters, her nurse practitioner, and the police.

14. In August 2017, Patient B received a text message from 219-331-4335, from a male stating that his name was Nate and that he was one of the nurses who took care of her. Patient B reported to the police that she does not recall giving him her phone number.

15. Respondent’s phone number on file with IPLA is 219-331-4355.

16. Respondent was questioned about these text messages and he reported that Patient B had given Respondent her cell phone number so they could “keep in touch.” He denied any sexual contact with Patient B.

17. Since becoming an RN less than two (2) years prior, Respondent has been named as the perpetrator in two (2) similar sexual assault allegations of patients at his places of employment.

18. On June 3, 2019, after a jury trial, Respondent was found guilty of Battery, a class B misdemeanor, in Cause No. 18C01-1805-F6-000309, in Delaware County Circuit Court 1. Respondent was sentenced to six (6) months of supervised probation.

### CONCLUSIONS OF LAW

1. The Board found that Respondent violated Ind. Code § 25-1-9-4(a)(5) by a 4-0-0 vote.

2. The Board found that Respondent violated Ind. Code § 25-1-9-4(a)(2)(A) by a 4-0-0 vote.

3. The Board found that Respondent violated Ind. Code § 25-1-9-4(a)(11) by a 4-0-0 vote.

4. The Board found that Respondent violated Ind. Code § 25-1-9-4(a)(4)(A)(i) by a 4-0-0 vote.

5. The Board found that Respondent violated Ind. Code § 25-1-9-4(a)(3); 848 IAC 2-2-3(1) by a 4-0-0 vote.

6. The Board found that Respondent violated Ind. Code § 25-1-9-4(a)(3); 848 IAC 2-3-3(3) by a 4-0-0 vote.

7. The Board found that Respondent violated Ind. Code § 25-1-9-4(a)(3); 848 IAC 2-2-3(5) by a 4-0-0 vote.

8. The Board found that Respondent violated Ind. Code § 25-1-9-4(a)(3); 848 IAC 2-2-3(6) by a 4-0-0 vote.

**ULTIMATE FINDINGS OF FACT**

Respondent's violation is cause for disciplinary sanctions which may be imposed singly or in combination such as censure, a letter of reprimand, probation, suspension, or revocation and a fine up to the amount of one thousand dollars (\$1,000) per violation as detailed in Ind. Code § 25-1-9-9.

**ORDER**

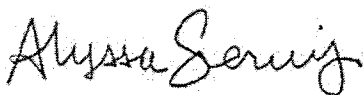
Based upon the above Findings of Fact, the Board issues the following Recommended Order:

1. Respondent's Indiana nursing license is hereby **REVOKED**.
2. Respondent shall, within ninety (90) days of the Final Order, pursuant to Ind. Code § 4-6-14-10(b), pay a **FEE of FIVE DOLLARS (\$5.00)** to be deposited into the Health Records and Personal Identifying Information Protection Trust Fund. This fee shall be paid by check or money order payable to the State of Indiana, and submitted to the following address:

Office of the Indiana Attorney General  
Attn: Executive Assistant, Consumer Protection Division  
302 West Washington Street, 5<sup>th</sup> Floor  
Indianapolis, IN 46204

**SO ORDERED** this 23<sup>rd</sup> day of June 2021.

INDIANA STATE BOARD OF NURSING

By:  for  
Kim Cooper, R.N.  
Board President  
Indiana State Board of Nursing

**CERTIFICATE OF SERVICE**

I certify that a copy of the "Recommended Findings of Fact, Ultimate Findings of Fact, Conclusions of Law, and Order" has been duly served upon:

Nathaniel Mosco  
616 West State Road 18  
Hartford City, IN 47348  
**Service by U.S. Mail**

Paul J. Schilling  
8720 Castle Creek Parkway East, Suite 250  
Indianapolis, Indiana 46250  
Paul.Schilling@atg.in.gov  
**Service by Email**

6.23.2021  
Date

*Lisa Chapman*  
\_\_\_\_\_  
Lisa Chapman, Litigation Coordinator

Indiana State Board of Nursing  
Indiana Government Center South  
402 West Washington St., Room W072  
Indianapolis, IN 46204  
Phone: 317-234-2043  
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Email: pla2@pla.in.gov

**Explanation of Service Methods**

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Service by U.S. Mail: by serving a true copy of the aforesaid document(s) by First Class U.S. Mail, postage prepaid.

Service by Email: by sending a true copy of the aforesaid document(s) to the individual's electronic mail address.