

BEFORE THE INDIANA STATE
BOARD OF NURSING
CAUSE NUMBER: 2019 NB 0209

IN THE MATTER OF THE LICENSE OF:)
ERIC MOON, R.N.,)
LICENSE NO: 28249935A)



SUMMARY SUSPENSION ORDER

On July 16, 2019, the State of Indiana ("Petitioner"), by Deputy Attorney General Patricia Gibson, Eric Moon, R.N. ("Respondent"), and LaTonia Denise Wright, Respondent's counsel, filed a Petition for Agreed Summary Suspension. The Indiana State Board of Nursing ("Board"), reviewed the Petition at its regularly scheduled meeting on July 18, 2019, in Conference Room B of the Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana. Pursuant to the authority of Ind. Code § 4-21.5-4-1 and Ind. Code § 25-1-9-10, by a vote of 4 - 0 - 0, the Board accepts the Petition and **SUMMARILY SUSPENDS** the nursing license held by Respondent, for ninety (90) days.

This **NON-FINAL** emergency order is based on evidence supporting the following findings:

1. This Board has jurisdiction to suspend Respondent's license in accordance with the provisions of Ind. Code § 4-21.5-4 and Ind. Code § 25-1-9-10.
2. Respondent is a registered nurse ("R.N.") in the State of having been issued license number 28249935A on March 13, 2019.
3. Respondent's address on file with the Indiana Professional Licensing Agency is 2113 Micklewaite Road, Portsmouth, Ohio 45662.
4. Respondent is an RN in the State of Ohio having been issued license number 312401 on September 19, 2004. Respondent is also a certified registered nurse anesthetist in the State of Ohio having been issued license number 19075 on April 27, 2016. Respondent's Ohio licenses are active.

5. On April 1, 2019, Respondent was charged with Driving Under the Influence of Alcohol/Drug of Abuse, in Portsmouth Municipal Court, Ohio, Cause Number TRC1901267.

6. The Statement of Facts alleged the following occurred on March 31, 2019:

a. At approximately 7:38PM, Portsmouth Police were dispatched to the rest area on US 23 due to a possible overdose, when the Portsmouth Police arrived Emergency Medical Services and Fire Department personnel were on the scene and informed the officers that they were having a difficult time waking up Respondent;

b. Respondent's pupils were constricted and had little reaction to light stimulus, Respondent had a hard time standing still, had very unbalanced swaying, and used his arms for balance;

c. Respondent claimed he picked up a passenger, who police did not find in the area, and the passenger had been smoking methamphetamine and blowing it in his face;

d. Respondent was arrested for operating a vehicle impaired, and no contraband was found in his vehicle;

e. On the way to the police post, Respondent stated that he had been using methamphetamine for approximately three years, had been taken to the hospital by Portsmouth police previously, and had been in rehab due to his methamphetamine addiction; and

f. At the police post, Respondent refused a urine drug test.

7. On June 25, 2019, Respondent pleaded no contest and was found guilty of Reckless Operation Cause Number TRC1901267, and was ordered to complete a self-study course within four months.

8. Due to the above facts, Respondent represents a clear and immediate danger to the public health and safety if allowed to practice as a nurse in Indiana.

9. Respondent agrees to the summary suspension of his nursing license; however, Respondent maintains his innocence.

WHEREFORE, the Board accepts this agreement and **RESPONDENT IS ORDERED** to immediately cease and desist all acts constituting the practice of Nursing for ninety (90) days.

IT IS FURTHER ORDERED that Respondent shall immediately surrender all indicia of licensure, including his pocket license and wall license, to the Board in care of Indiana Professional Licensing Agency, 402 West Washington Street, Room W072, Indianapolis, Indiana 46204.

SO ORDERED, this 22nd day of August, 2019; this **Order is effective as of the 18th day of July, 2019.**

INDIANA STATE BOARD OF NURSING

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

CERTIFICATE OF SERVICE

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

Eric Moon
2113 Micklewaite Road
Portsmouth, Ohio 45662
Service by US Mail

LaTonia Denise Wright
Attorney at Law
300 East Business Way, Ste. 200-2203
Cincinnati, OH 45241
Service by US Mail

Patricia Gibson
Indiana Government Center South, Fifth Floor
302 West Washington Street
Indianapolis, Indiana 46204-2770
Service by Email

8.22.2011

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
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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.