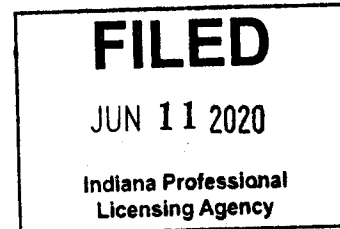


BEFORE THE INDIANA STATE
BOARD OF NURSING
CAUSE NUMBER: 2018 NB 0335

IN THE MATTER OF THE LICENSE OF:)
NAKIA A. MURRELL, L.P.N.,)
LICENSE NUMBER: 27066285A)



SUMMARY SUSPENSION ORDER

The Indiana State Board of Nursing (“Board”), pursuant to the authority of Ind. Code § 4-21.5-4-1 and Ind. Code § 25-1-9-10, by a vote of 7 - 0 - 0, at its regularly scheduled meeting on May 21, 2020, held telephonically and by video due to the pandemic, **SUMMARILY SUSPENDS** the nursing license held by Nakia A. Murrell, L.P.N. (“Respondent”), for an additional ninety (90) days, as the Board finds that an emergency exists and that Respondent represents a clear and immediate danger to the public health and safety if allowed to continue to practice as a nurse in the State of Indiana.

The State of Indiana was represented by Patricia Gibson, Deputy Attorney General. Respondent appeared in person and waived her right to counsel.

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
2. Respondent is a Licensed Practical Nurse (“LPN”) in the State of Indiana having been issued license number 27066285A on January 10, 2011.
3. Respondent’s address on file with the Indiana Professional Licensing Agency is 2247 Windsong Drive, Apt. D, Indianapolis, Indiana 46292.
4. On her 2018 application for licensure renewal Respondent disclosed that in September, 2018, she was charged with Operating a Vehicle While Intoxicated.

5. On January 4, 2019, the Board renewed Respondent's license on indefinite probation and required Respondent to complete any recovery monitoring agreement ("RMA") recommended by the Indiana State Nurses Assistance Program ("ISNAP").

6. On or about November 28, 2018, Respondent entered into a three year RMA, having been diagnosed with alcohol use disorder, moderate.

7. Respondent tested positive for alcohol on April 17, 2019, August 7, 2019, and November 4, 2019, and was given a six month extension of her RMA. Respondent also failed to submit meeting logs and therapist reports.

8. On January 6, 2020, Respondent tested positive for alcohol and cocaine metabolites. ISNAP increased Respondent's urine drug screens to twenty-six (26) per year.

9. An Order to Show Cause ("OTSC") was issued based on Respondent's non-compliance with ISNAP. The OTSC was scheduled to be heard by an administrative law judge ("ALJ") on February 20, 2020. Because ALJ hearings result in Recommended Findings of Fact and Orders there is an inherent delay in their effective date. Therefore, the State also filed Petition for Summary Suspension.

10. On February 20, 2020, Respondent appeared for and testified at the separate hearings for the OTSC and the Petition for Summary Suspension. The Petition for Summary Suspension was granted. The ALJ recommended an Indefinite Suspension of Respondent's license until Respondent had six months of full and continuous compliance with her ISNAP RMA from the date of the Final Order.

11. On May 15, 2020, the State filed a Petition for Extension of Summary Suspension because the Final Order on the OTSC had not yet been issued and the Summary Suspension granted on February 20, 2020 was due to expire on May 21, 2020.

12. On May 21, 2020, the Board accepted the ALJ's recommendation for an Indefinite Suspension. This acceptance will not be an effective until a file stamped Final Order is issued, and may not occur for two to three weeks or longer.

13. On May 21, 2020, the Board found due to Respondent's continued ISNAP non-compliance that Respondent represented a clear and immediate danger to the public health and safety if allowed to continue to practice as a nurse in the State of Indiana.

WHEREFORE, 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 her 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 11th day of June, 2020; this **Order is effective as of the 21st day of May, 2020.**

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:

Nakia A. Murrell
2247 Windsong Drive, Apt. D
Indianapolis, IN 46292
Service by US Mail

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

6.11.2020

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.