

BEFORE THE INDIANA STATE
BOARD OF NURSING
CAUSE NUMBER: 2018 NB 0182

IN THE MATTER OF THE LICENSE OF)
)
KAREN ANN PHENIS, LPN)
)
LICENSE NO: 27062319A)
ACTIVE)



ADMINISTRATIVE COMPLAINT

The State of Indiana (“Petitioner”), by counsel, Deputy Attorney General Aaron T. Milewski on behalf of the Office of the Attorney General, and pursuant to Ind. Code § 25-1-7-7, Ind. Code ch. 25-1-5, Ind. Code § 25-23-1-7, the Administrative Orders and Procedures Act, Ind. Code ch. 4-21.5-3, and Ind. Code ch. 25-1-9, files its Administrative Complaint against the Indiana nursing license of Karen Ann Phenis, LPN. (“Respondent”), and in support alleges and states the following:

1. Respondent is a Licensed Practical Nurse in the State of Indiana, having been granted L.P.N. License Number 27062319A on or about October 20, 2008.
2. Respondent’s address on file with the Indiana State Board of Nursing (“Board”) is 2712 E. US Hwy 32, Winchester, IN 47394.
3. In the summer of 2016, Respondent was working as a home health care nurse for Epic Health Services (“Epic”).
4. During that time, Respondent was providing in home nursing for Patient S.
5. In late July 2016, R.S, the mother of Patient S, complained to Epic that Respondent was not doing the required daily charting for Patient S.

6. R.S. also complained that Respondent was not regularly presenting Skilled Nursing Flowsheets to R.S. for signature in order to document Respondent's care of Patient S.

7. R.S. met with Epic to review the Skilled Nursing Flowsheets submitted to Epic by Respondent as documentation of her care of Patient S.

8. After review, R.S. determined that seven (7) of the Skilled Nursing Flowsheets for Patient S contained a forged version of her signature.

9. Respondent was asked to meet with Epic management in order to discuss the forged signatures. Respondent chose to resign over the phone instead of addressing the issue.

VIOLATION I

10. Paragraphs 1 through 9 are incorporated by reference herein.

11. Respondent's actions constitute a violation of Ind. Code § 25-1-9-4(a)(1)(B) in that Respondent engaged in fraud or material deception in the course of professional services or activities.

VIOLATION II

12. Paragraphs 1 through 9 are hereby incorporated by reference herein.

13. Respondent's actions constitute a violation of Ind. Code § 25-1-9-4(a)(3) in that Respondent has knowingly violated any state statute or rule, or federal statute or regulation, regulating the profession in question as evidenced by her falsifying, omitting, or destroying documentation of nursing actions on the official patient/client record in violation of 848 IAC 2-3-3(6).

WHEREFORE, Petitioner demands an order against the Respondent that:

1. Imposes the appropriate disciplinary sanction;

2. Directs Respondent to immediately pay all costs incurred in the prosecution of this case;
and;
3. Provides any further relief as the Board deems just and proper.

Respectfully submitted,
Curtis T. Hill, Jr.,
Indiana Attorney General
Attorney Number: 13999-20



By: _____
Aaron T. Milewski
Deputy Attorney General
Attorney Number: 24310-29

Office of the Indiana Attorney General
8005 Castleway Dr.
Indianapolis, IN 46250
317-915-5343

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing "Complaint" has been served upon the Respondent at the address listed below, by United States mail, first class postage prepaid, on this 16th day of April, 2018.

Karen Phenis
2712 E. US Hwy 32
Winchester, IN 47394



Aaron T. Milewski
Deputy Attorney General
Attorney No.: 24310-29