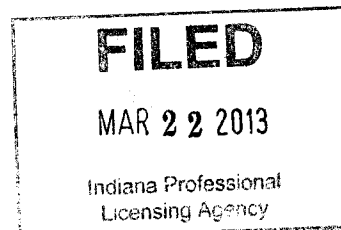


BEFORE THE INDIANA
STATE BOARD OF NURSING
CAUSE NUMBER: 2011 NB 0089

IN THE MATTER OF THE LICENSE OF:)

TENISHA PAGE, L.P.N.)

LICENSE NUMBER: 27067791A)



FINAL ORDER

Jerry Burghduff, designated by the Indiana State Board of Nursing ("Board"), pursuant to Ind. Code § 4-21.5-3-9 to act as an administrative law judge ("ALJ") held an administrative hearing on March 7, 2013, concerning Tenisha Page's request to withdraw the probation from her license as a nurse.

A copy of the ALJ's 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 of March 21, 2013, votes 9 to 1 to affirm said Recommended Findings of Fact, Conclusions of Law and Order and adopt it as a final order in this proceeding.

The probation on Page's license is **WITHDRAWN**.

ISSUED this 22 day of March, 2013.

INDIANA STATE BOARD OF NURSING

By: _____

Virgil R. Madden

Executive Director

Indiana Professional Licensing Agency

CERTIFICATE OF SERVICE

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

Tenisha Page
6620 Fairway Avenue
Indianapolis, IN 46250
Service by U.S. Mail

Jon Ferguson
Attorney
Indiana Attorney General's Office
302 West Washington Street
IGCS – 5th Floor
Indianapolis, IN 46204
Service by Email

3.22.13

Date


Signature

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: 2011 NB 0089

IN THE MATTER OF THE LICENSE OF:)

TENISHA PAGE, L.P.N.)

LICENSE NUMBER: 27067791A)

FILED

MAR 13 2013

Indiana Professional
Licensing Agency

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

Jerry Burghduff, designated by the Indiana State Board of Nursing ("Board") pursuant to Ind. Code § 4-21.5-3-9 to act as an administrative law judge ("ALJ"), held an administrative hearing on March 7, 2013, in Conference Room 4 of the Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana, concerning Tenisha Page's request to withdraw the probation from her license as a nurse.

Page appeared in person and waived her right to be represented by counsel. Jon Ferguson of the Attorney General's Office represented the State of Indiana.

The ALJ, after considering the evidence presented and taking official notice of the file in this matter, issues the following Recommended Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. Page, whose mailing address is 6620 Fairway Avenue, Indianapolis, Indiana 46250, is a practical nurse with license number 27067791A.
2. Page received timely and proper notice of the date, time, and location of this hearing pursuant to Ind. Code § 4-21.5-3-20.

Exhibit
A

3. The Board is empowered to hold this administrative hearing pursuant to the authority of Ind. Code § 25-1-9-9 and Ind. Code ch. 4-21.5-3.

4. The Board issued Page's license on probation in March 2011 because, as a CNA, she had been terminated by her employer in 2007 and 2009. In addition, she was convicted of conversion in 2009.

5. Page requested that the probation be withdrawn from her license.

6. At the hearing on withdrawal of probation, Page testified that she has complied with the terms of her probation which included submitting favorable employer reports.

7. The deficiency that led to the probation on Page's license involved poor practice. Page's compliance with her probation constitutes evidence that the deficiency that required probation has been remedied.

CONCLUSIONS OF LAW

1. "The board may withdraw or modify the probation ... if it finds, after a hearing, that the deficiency that required disciplinary action has been remedied, or that changed circumstances warrant a modification of the order." Ind. Code § 25-1-9-9(b).

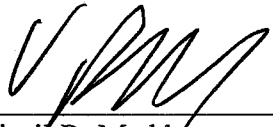
2. Page's compliance with her probation constitutes evidence that the deficiency that required probation has been remedied.

ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, the Administrative Law Judge recommends **WITHDRAWAL** of the probation on Page's license.

SO ORDERED, this 13 day of March, 2013.

ADMINISTRATIVE LAW JUDGE
INDIANA STATE BOARD OF NURSING

By: 

Virgil R. Madden
Executive Director
Indiana Professional Licensing Agency

**NOTICE OF RIGHT TO OBJECT TO RECOMMENDED FINDINGS OF FACT,
CONCLUSIONS OF LAW AND ORDER**

Either party may object to the ALJ's Recommended Findings of Fact, Conclusions of Law and Order: but any objection must be filed with the Indiana State Board of Nursing, identifying the basis of the objection with reasonable particularity, no later than eighteen days from the ISSUANCE of this order unless such date is a Saturday, a Sunday, a legal holiday under state statute or a day that the Indiana Professional Licensing Agency offices are closed during regular business hours in which case the deadline would be the first day which is not a Saturday, a Sunday, a legal holiday under state statute or a day that the Indiana Professional Licensing Agency offices are closed during regular business hours. The ALJ's Recommended Findings of Fact, Conclusions of Law and Order is not the final order of the Indiana State Board of Nursing in this proceeding. In the absence of any objection, the Indiana State Board of Nursing may affirm the ALJ's Recommended Findings of Fact, Conclusions of Law and Order as its final order or will serve notice of its intention to review any issue related to the ALJ's Recommended Findings of Fact, Conclusions of Law and Order.

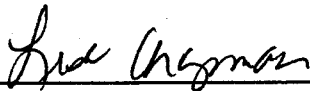
CERTIFICATE OF SERVICE

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

Tenisha Page
6620 Fairway Avenue
Indianapolis, IN 46250
Service by U.S. Mail

Jon Ferguson
Attorney
Indiana Attorney General's Office
302 West Washington Street
IGCS – 5th Floor
Indianapolis, IN 46204
Service by Email

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Date


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