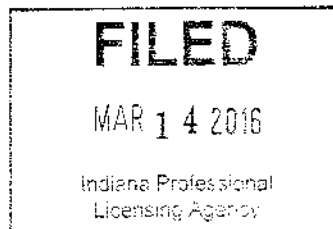


BEFORE THE INDIANA STATE
BOARD OF NURSING
CAUSE NUMBER: 2016 NB 40

IN THE MATTER OF THE LICENSE OF:)
JENNIFER LYNN RABER, R.N.,)
LICENSE NO: 28159341A (Expired))



COMPLAINT

The State of Indiana (Petitioner), by counsel, Deputy Attorney General Drake T. Land, 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 Complaint against the Indiana nursing license of Jennifer Lynn Raber, R.N. (Respondent), and in support alleges and states the following:

FACTS

1. Respondent is a Registered Nurse ("R.N.") in the State of Indiana, having been granted R.N. License Number 28159341A on February 4, 2004 by the Indiana State Board of Nursing ("Board").
2. Respondent's address on file with the Board is 10218 Consta Verde Commons, Leo, Indiana 46765.
3. On or around May 18, 1998, Respondent began employment as a nurse with Parkview Health in Fort Wayne, Indiana.
4. During portions of her period of employment at Parkview Health, Respondent used her married name; Jennifer Lynn Byers.
5. On February 12, 2015, Parkview Health requested Respondent submit to a for cause drug screen following notification from a Pharmacy Manager and Pharmacy Compliance Officer of a pattern of Hydromorphone charting inconsistencies by Respondent. For several

Exhibit
A

months the amount of Hydromorphone scanned out by Respondent exceeded the amount charted as administered and wasted.

6. Rather than submit to a for cause drug screen, Respondent, as Jennifer Byers, provided a written statement in which she admitted to injecting Dilaudid (Hydromorphone) into her thigh at the end of her shifts. Respondent began this practice in January, 2014.

7. On February 13, 2015, Parkview filed a Form 106 Report of Theft or Loss of Controlled Substance with the Drug Enforcement Agency. The Form noted loss of:

- a. Hydromorphone 1MG/ML syringe - 27 ML
- b. Morphine 4MG/ML Carpuject – 1ML

8. On February 16, 2015, Respondent self enrolled in the Indiana State Nurses Assistance Program (ISNAP).

9. On February 26, 2015, the ISNAP clinical team recommended a three (3) year monitoring agreement.

10. Respondent refused to sign the monitoring agreement suggested by ISNAP.

11. On April 21, 2015, Respondent was closed unsuccessfully from the ISNAP program.

12. Respondent did not renew her Indiana nursing license in 2015. Respondent's license is currently expired.

VIOLATION I

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

14. Respondent's conduct violated Ind. Code § 25-1-9-4(a)(4)(D) in that Respondent continued to practice although the she had become unfit to practice due to addiction to, abuse of, or severe dependency upon alcohol or other drugs that endanger the public by impairing a practitioner's ability to practice safely.

VIOLATION II

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

16. Respondent's actions constitute a violation of Ind. Code § 25-1-9-4(a) (8)(A), in that Respondent has diverted a legend drug.

VIOLATION II

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

18. 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 defined by 848 IAC 2-2-3(11), in that Respondent failed to meet the minimal standards of acceptable and prevailing registered nursing practices by diverting prescription drugs for own or another person's use.

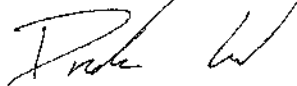
WHEREFORE, Petitioner demands an order against Respondent that:

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,

Greg Zoeller
Attorney General of Indiana
Attorney No. 1958-98

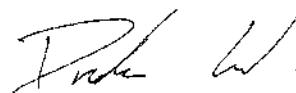
By:


Drake T. Land
Deputy Attorney General
Attorney No. 32656-30

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing "Complaint" has been served upon the individual listed below, by UPS, first class postage prepaid, on this 14th day of March, 2016.

Jennifer Lynn Raber, R.N.
10218 Consta Verde Commons
Leo, Indiana 46765



Drake T. Land
Deputy Attorney General
Attorney No.: 32656-30

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