

IN THE MATTER OF THE LICENSE OF:

KIMBERLY LYNN PILKINGTON

LICENSE NUMBER: 27072316A

HEARING NOTICE

Pursuant to Ind. Code § 4-21.5-3-20, the Indiana State Board of Nursing (“Board”) issues the following Hearing Notice:

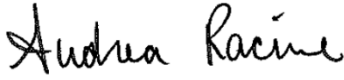
- 6) Parties should adhere to the [PLA Administrative Procedure Guidance](#) for formatting requirements and deadlines related to dispositive motions and proposed orders.
- 7) Parties are entitled to a pre-hearing settlement conference with a member of the Board and the Board Director. All parties are required to participate in any scheduled pre-hearing settlement conference. Those parties requesting a pre-hearing settlement conference should do by submitting such request in the following manner:
 - a. Submit request no later than 45 DAYS to the above-referenced hearing date. Submissions received after the 45-day mark may result in administrative continuance of the hearing. If a continuance is required, the hearing will be rescheduled to the next meeting 30 days after the date of the pre-hearing settlement conference.
 - b. Submit motion and proposed order through the Litigation WebForm.
- 8) Pursuant to IC 25-1-9-9a6 and IC 25-1-9-15 Respondent may present evidence during the hearing for the Board to consider regarding Respondent's ability to pay any amounts or costs that may be assessed.
- 9) If a party wishes to utilize exhibits at a hearing, all exhibits must be submitted through the Litigation Webform.
 - a. The State shall label its exhibits numerically (e.g., Ex. 1).
 - b. Respondent shall label his or her exhibits alphabetically (e.g., Ex. A).
 - c. Any exhibits containing confidential material, including protected health information ("PHI"), shall be submitted with all confidential information or PHI redacted and shall be filed and marked "PUBLICLY ACCESSIBLE".

- 10) All final exhibits and witnesses lists should be submitted in electronic format through the Litigation Webform to the Board and by email or regular mail to the other party NO LATER than 5 BUSINESS DAYS before the hearing.
- 11) If a party believes the hearing will require testimony and disclosure of PHI or other confidential information, parties are required to ensure they take reasonable steps to de-identify all patient information during testimony.
- a. If a party is unable to present its case in chief without discussing PHI or the ability to properly de-identify such information, the party can file a motion to request hearing before a single Administrative Law Judge prior to the final decision made by the entire Board. Motions for change in Administrative Law Judge must be filed 30 days before the above scheduled hearing date. Such motions may cause a continuance of the final hearing and are subject to the Board's discretion for approval.
- 12) If applicable, any party to the proceeding is entitled to an interpreter to assist the party throughout the proceeding pursuant to Ind. Code § 4-21.5-3-16. The party may supply their own interpreter or request that the Board supply an interpreter. Costs for the interpreter are the responsibility of the requesting party. Identification of a party's interpreter or requests to the Board for an interpreter need to be submitted to Clerk@pla.in.gov with the subject line "Interpreter Request" at least 20 DAYS prior to the hearing.
- 13) General questions regarding hearing schedules and procedures shall be sent via e-mail to Clerk@pla.in.gov and must include all other parties to the litigation. This does not include Motions for Continuance as those must be filed through the Litigation Webform.

14) A party who fails to attend or participate in a pre-hearing conference, hearing, or other later stage of this proceeding may be held in default or have the proceeding dismissed under Ind. Code § 4-21.5-3-24.

15) It is the responsibility of the parties to ensure the Board has updated contact information for each party throughout the proceeding. If Respondent's contact information changes at any time during the proceeding, Respondent should notify the Board and all other parties by submitting an email to Clerk@pla.in.gov. Petitioner's and/or Respondent's counsel shall file an amended appearance for any changes in contact information or change in representation. Failure to update contact information is not a defense for failure to hear and being held in default.

SO ORDERED this 15th day of May 2026.

By:  for
Jason M. King, DNP, RN, President
Indiana State Board of Nursing

DISTRIBUTION

I certify that a copy of this Hearing Notice has been duly served upon:

Kimberly Lynn Pilkington

[REDACTED]

Respondent

Service by Email

Matther Kelsey

Defur Voran LLP

mkelsey@defur.com

Counsel for Respondent

Service by Email

Amanda Cassidy

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Counsel for Petitioner

Service by Email

5/15/2026

Date

Kayla Cridlin

Kayla Cridlin, Litigation Coordinator

Indiana Professional Licensing Agency

Indiana Government Center South

402 West Washington St., Room W072

Indianapolis, IN 46204

Phone: (317) 232-2960

Fax: (317) 233-4236

Email: Clerk@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:202505-NUR-0061**

IN THE MATTER OF THE LICENSE OF)
)
KIMBERLY PILKINGTON, LPN)
)
LICENSE NO: 27072316A)



ADMINISTRATIVE COMPLAINT

The State of Indiana (“Petitioner”), by counsel, Deputy Attorney General Whitney N. Cooper on behalf of the Office of the Attorney General (“OAG”), 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 Kimberly Pilkington, LPN (“Respondent”), and in support alleges and states the following:

1. Respondent is a Licensed Practical Nurse (“LPN”) in the State of Indiana, having been granted LPN License Number 27072316A by endorsement on or about February 4, 2015, by the Indiana State Board of Nursing (“Board”).
2. Respondent’s address on file with the Board is 2904 W. Skylark Drive, Muncie, Indiana 47304.
3. In November 2023, Respondent began employment as a Senior Living LPN at Muncie Estates Senior Living (“Muncie Estates”) in Muncie, Indiana.
4. On or about January 3, 2024, Respondent was attempting to provide peri-care to a historically combative Muncie Estates resident with a primary diagnosis of Alzheimer’s Dementia. The resident began flailing her arms and struck Respondent; in response, Respondent slapped the resident across the face with an open hand.

5. Respondent, aware of the inappropriateness of her action, immediately reported the incident to the Director of Nursing (“DON”). The DON told Respondent to clock out and immediately leave the building, and Respondent complied.

6. The facility investigated the situation, and on or about January 4, 2024, Muncie Estates terminated Respondent’s employment for substantiated physical abuse.

7. When Respondent submitted her license renewal application on or about October 8, 2024, Respondent answered “no” when asked if she had been terminated, reprimanded, disciplined, or demoted in the scope of her practice as a nurse since she last renewed the license. Respondent should have answered affirmatively that she had been terminated from Muncie Estates in January 2024.

VIOLATION I

8. Paragraphs 1 through 7 are incorporated herein by reference.

9. 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, specifically 848 IAC 2-3-3(5), as evidenced by Respondent abusing a patient/client verbally, physically, emotionally, or sexually when Respondent physically abused a patient at Muncie Estates by slapping the patient across the face while attempting to provide nursing care.

VIOLATION II

10. Paragraphs 1 through 7 are incorporated herein by reference.

11. 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, specifically 848 IAC 2-3-3(1), as evidenced by Respondent

using unsafe judgment, technical skills, or inappropriate interpersonal behaviors in providing nursing care when, among other things, Respondent physically abused a patient at Muncie Estates by slapping the patient across the face while attempting to provide nursing care.

VIOLATION III

12. Paragraphs 1 through 7 are incorporated herein by reference.

13. Respondent's conduct constitutes a violation of Ind. Code § 25-1-9-4(a)(1)(A) in that Respondent has engaged in or knowingly cooperated in fraud or material deception in order to obtain a license to practice in 2024.

WHEREFORE, Petitioner demands an order against the Respondent, that:

1. Imposes the appropriate disciplinary sanction;
2. Directs Respondent to immediately pay all the costs incurred in the prosecution of this case;
3. Provides any other relief the Board deems just and proper.

Respectfully submitted,

Theodore E. Rokita
Indiana Attorney General
Attorney No. 18857-49



By:

Whitney N. Cooper
Deputy Attorney General
Attorney Number: 30305-49

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing "Complaint" has been served upon the Respondent listed below, by United States mail, first class postage prepaid, on May 12, 2025.

Kimberly Pilkington
2904 W. Skylark Drive
Muncie, Indiana 47304



Whitney N. Cooper
Deputy Attorney General
Attorney Number: 30305-49

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