

**BEFORE THE INDIANA STATE  
BOARD OF NURSING  
CAUSE NUMBER: 2019 NB 0201**

**IN THE MATTER OF THE REINSTATEMENT  
APPLICATION OF:**

**KERI ROY, L.P.N.**

**LICENSE NUMBER: 27049796A**

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**FINAL ORDER**

Jennifer Miller, MSN, RN, 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 May 5, 2022, via Webex, concerning Keri Roy’s (“Applicant”) application to reinstate 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 July 21, 2022, votes 5-0-0 to affirm said Recommended Findings of Fact, Conclusions of Law and Order and adopt it as a final order in this proceeding.

The Applicant’s license is **REINSTATED** on **PROBATION**.

**ISSUED** this 21<sup>st</sup> day of October 2022.

**INDIANA STATE BOARD OF NURSING**

By: *Alyssa Semij* for  
Kim Cooper, MSN, RN  
Board President

**CERTIFICATE OF SERVICE**

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

Keri Roy  
P.O. Box 23352  
Evansville, Indiana 47724  
**Service by U.S. Mail**  
**Service by E-Mail**

Carah Rochester  
Attorney General’s Office  
402 West Washington Street  
IGCS – 5<sup>th</sup> Floor  
Indianapolis, IN 46204  
[Carah.Rochester@atg.in.gov](mailto:Carah.Rochester@atg.in.gov)  
**Service by Email**

10/21/2022

\_\_\_\_\_  
Date



\_\_\_\_\_  
Catherine Briney, 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  
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**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.

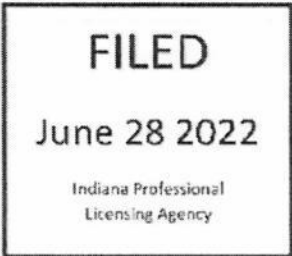
**BEFORE THE INDIANA STATE  
BOARD OF NURSING  
CAUSE NUMBER: 2019 NB 0201**

**IN THE MATTER OF THE LICENSE  
REINSTATEMENT APPLICATION OF:**

**KERI ROY, L.P.N.**

**LICENSE NUMBER: 27049796A**

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

Jennifer Miller, R.N., 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 May 5, 2022, via Webex, concerning Keri Roy’s (“Applicant”) application to reinstate her license as a nurse.

Applicant appeared in person and waived her right to be represented by counsel. Carah Rochester 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:

**RECOMMENDED FINDINGS OF FACTS**

1. Applicant submitted an application to the Board to reinstate her license as a practical nurse.
2. Applicant received timely and proper notice of the date, time and location of this hearing pursuant to Ind. Code § 4-21.5-3-20.
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. On May 11, 2020, the Board suspended Applicant’s license for pleading guilty to two (2) counts of Obtaining a Controlled Substance by Fraud or Deceit, a Level 6 Felony.

5. On December 10, 2021, Applicant filed a petition for reinstatement.

6. Applicant has successfully maintained one (1) year of compliance with her ISNAP RMA, and her underlying criminal probation has been completed. Applicant has demonstrated to the Board that she may be able to practice competently and safely if she complies with the probationary terms set out below.

### **RECOMMENDED CONCLUSIONS OF LAW**

1. “The board may reinstate a license which has been suspended under this chapter if, after a hearing, the board is satisfied that the applicant is able to practice with reasonable skill and safety to the public. As a condition of reinstatement, the board may impose disciplinary or corrective measures authorized under this chapter.” Ind. Code § 25-1-9-11.

2. Applicant has established that she may practice with reasonable skill and safety to the public, and therefore, the Board reinstates her license on probation.

### **RECOMMENDED ORDER**

Based upon the foregoing Recommended Findings of Fact and Conclusions of Law, the ALJ issues the following Recommended Order indicating the **TERMS AND CONDITIONS** which govern her practice while on probation: **[conditions which are marked apply]**

#### **LENGTH OF PROBATION**

1. The Applicant’s license as a nurse is reinstated on **INDEFINITE PROBATION. ALL terms and conditions governing the length of probation must be completed before the Board will be receptive to a petition to withdraw the probation on the license.** The Applicant may petition to have this probationary order withdrawn after:



**Documenting the successful completion of her RMA with ISNAP.**

#### **TERMS AND CONDITIONS:**

- The Applicant must keep the Board apprised of the following information in writing and update it as necessary:**
- a) **The Applicant's current home address, mailing address, e-mail address and residential telephone number.**
  - b) **The Applicant's place of employment, employment telephone number, employment e-mail address and name of supervisor.**
- The Applicant shall provide a copy of all Board orders, including this one, imposing discipline or limiting practice to any nursing employer who shall sign and return a copy of such orders to the Board within ten (10) days of employment or receipt of the Order.**
- The Applicant shall cause the person evaluating her nursing practice to submit quarterly reports to the Board indicating her professional competence, sense of responsibility, work habits, mental attitude and ability to work with others. If Applicant is unemployed while on probation, she will submit a written personal report to the Board.**
- The Applicant shall comply with all statutes and rules regulating the practice of nursing and report any future arrests, instances of substance abuse, work discipline or terminations to the Board immediately in writing.**
- The failure of the Applicant to comply with the terms of this decision may subject her to a show cause hearing and the imposition of further sanctions, including emergency suspension of her license.**
- The Applicant must document completion of eighteen (18) hours of continuing education credits with a total of:**
- 6 hours in ethics/professionalism.**
  - 6 hours in charting/documentation and medication administration.**
  - 6 hours in impaired nursing.**
- The Applicant must not practice as a nurse in a supervisory position or role until after one year has lapsed from the date of this order. Applicant may not practice as a school nurse or a home health care nurse.**

**SO ORDERED**, this 28<sup>th</sup> day of June 2022

INDIANA STATE BOARD OF NURSING

By: Alyssa Serwig for  
Jennifer Miller, R.N  
Vice President  
Administrative Law Judge

**NOTICE OF RIGHT TO PETITION FOR REVIEW OF THIS DECISION**

You may petition for review of this decision under Ind. Code § 4-21.5-3-7. The petition must be filed with the Indiana State Board of Nursing in writing, identifying the reasons for review and demonstrating that you have been aggrieved or adversely affected by the Board's decision. The petition for review must be filed no later than eighteen days from the issuance of this decision unless such date is a Saturday, a Sunday, a legal holiday under state statute or a day the Indiana Professional Licensing Agency's 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 the Indiana Professional Licensing Agency's offices are closed during regular business hours.

If your petition for review is timely filed and review granted, you will receive notification of an administrative hearing. You or your representative must be present at that hearing. You have the right to be represented by an attorney at your own expense. A deputy attorney general may be present to represent the state of Indiana. As petitioner, you will have the burden of proving that the Board's decision is incorrect.

**CERTIFICATE OF SERVICE**

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

Keri Roy  
P.O. Box 23352  
Evansville, Indiana 47724  
**Service by U.S. Mail**  
**Service by E-Mail**

Carah Rochester  
Attorney General’s Office  
402 West Washington Street  
IGCS – 5<sup>th</sup> Floor  
Indianapolis, IN 46204  
[Carah.Rochester@atg.in.gov](mailto:Carah.Rochester@atg.in.gov)  
**Service by Email**

6/28/2022  
Date

  
Catherine Briney, Litigation Coordinator

Indiana State Board of Nursing  
Indiana Government Center South  
402 West Washington St., Room W072  
Indianapolis, IN 46204  
Phone: 317-234-2043  
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