

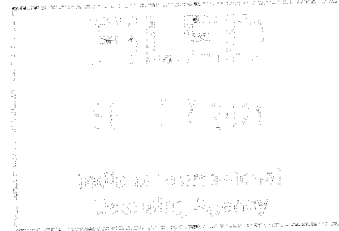
BEFORE THE INDIANA STATE
BOARD OF NURSING
CAUSE NUMBER: 2011 NB 0201

IN THE MATTER OF THE LICENSE OF:

TERESA LYNN RIVERS, L.P.N.,

LICENSE NO.: 27055590A

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FINAL ORDER

Jennifer Miller, R.N. member of the Indiana State Board of Nursing (“Board”), pursuant to Ind. Code § 4-21.5-3-9 to act as an administrative law judge, held an administrative hearing on August 5, 2021, concerning Teresa Lynn Rivers’ (“Petitioner”) Petition to Withdraw Probation from her license as a nurse.

A copy of the administrative law judge’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 September 16, 2021, votes 5 to 0 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The probation on Petitioner’s license as a nurse is **WITHDRAWN**.

ISSUED this 17th day of September 2021.

INDIANA STATE BOARD OF NURSING

By: _____
Kim Cooper, M.S.N., R.N.
Board President
Indiana State Board of Nursing

CERTIFICATE OF SERVICE

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

Teresa Lynn Rivers
10462 Saint Joe Center Road
Fort Wayne, IN 46835
Service by U.S. Mail

9. 17. 2021

Date

Lisa Chapman

Lisa Chapman, 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
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.

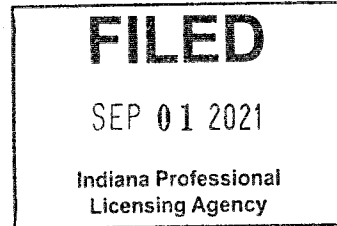
Service by Email: by sending a true copy of the aforesaid document(s) to the individual's electronic mail address.

BEFORE THE INDIANA STATE
BOARD OF NURSING
CAUSE NUMBER: 2011 NB 0201

IN THE MATTER OF THE LICENSE OF:

TERESA LYNN RIVERS, L.P.N.,

LICENSE NO.: 27055590A



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

Jennifer Miller, R.N. of the Indiana State Board of Nursing ("Board"), pursuant to Ind. Code § 4-21.5-3-9 to act as an administrative law judge, held an administrative hearing on August 5, 2021, via Webex, concerning Teresa Lynn Rivers' ("Petitioner") Petition to Withdraw Probation from her license as a nurse.

Petitioner appeared in person and waived her right to be represented by counsel.

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 FACT

1. Petitioner is a Licensed Practical Nurse ("L.P.N.") with license number 27055590A.
2. Petitioner's mailing address on file with the Board is 10462 Saint Joe Center Road, Fort Wayne, IN 46835.
3. The Board is empowered to hold this administrative hearing pursuant to the authority of Ind. Code § 25-1-9-9 and Ind. Code § 4-21.5-3 *et seq.*

4. The Board suspended Petitioner's license in January 2017. The Board previously placed her license of probation in 2011 but Petitioner failed to comply with the Board's order.

5. On June 15, 2017, Petitioner's license was reinstated on indefinite probation.

6. On October 21, 2020, Petitioner submitted a written request to withdraw probation.

7. At the hearing, Petitioner testified that she complied with the terms of probation, including twelve (12) months of active nursing practice evaluated by a nurse supervisor, keeping the Board apprised of her address and employment information, submitting Signed Board Orders, submitting Quarterly Employer Reports or self-reports if not employed, reporting any future arrests or discipline from nursing employer, and completion of thirty-six (36) hours of community service in a health-related field.

8. Petitioner's compliance with the terms of her probation constitutes evidence that the deficiency that required probation has been remedied.

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

RECOMMENDED ORDER

Based upon the foregoing Recommended Findings of Fact and Conclusions of Law, the ALJ recommends **WITHDRAWING** the **PROBATION** on Petitioner's license as a nurse.

SO ORDERED, this 1st day of September 2021.

ADMINISTRATIVE LAW JUDGE
INDIANA STATE BOARD OF NURSING

By: *Maura Bennett*
for Jennifer Miller, R.N.
Administrative Law Judge
Indiana State Board of Nursing

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:

Teresa Lynn Rivers
10462 Saint Joe Center Road
Fort Wayne, IN 46835
Service by U.S. Mail

9.1.2021

Date

Lisa Chapman

Lisa Chapman, Litigation Coordinator

Indiana State Board of Nursing
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