

CERTIFICATE OF SERVICE

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

Anestasha S. Seaton
504 W. 17th Street
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Service by U.S. Mail

Hilary Brown
Attorney General's Office
302 West Washington Street
IGCS – 5th Floor
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4.15.2021
Date

Lisa Chapman
Lisa Chapman, Litigation Coordinator

Indiana State Board of Nursing
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Explanation of Service Methods

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BEFORE THE INDIANA STATE
BOARD OF NURSING
CAUSE NUMBER: 2019 NB 0034

IN THE MATTER OF THE LICENSE OF:)
)
ANESTASHA S. SEATON, L.P.N.,)
)
LICENSE NO.: 27066671A)



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

Jason M. King, DNP, 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 (“ALJ”), held an administrative hearing on March 4, 2021, via Webex, concerning Anestasha S. Seaton’s (“Petitioner”) Petition to Withdraw Probation from her license as a Licensed Practical Nurse.

Petitioner appeared in person and waived her right to counsel. Deputy Attorney General Hilary Brown 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 FACT

1. Petitioner is a Licensed Practical Nurse (“L.P.N.”) with license number 27066671A.
2. 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.*

3. On February 11, 2019, Seaton's license was renewed on indefinite probation after she disclosed that she was arrested and charged with fraud and conversion after she used a patient's credit card to buy groceries.

4. At the hearing, Petitioner testified that she complied with the terms of probation, including indefinite probation for the length of her criminal diversion program or until she completes one (1) year of active nursing practice, whichever is first; keeping the Board apprised of her address and employment; submit signed Board Orders; Quarterly employer reports or self-reports if not employed; and comply with statutes and rules.

5. Petitioner's compliance with the terms of her probation constitutes evidence that she may practice with reasonable skill and safety to the public without probation or monitoring.

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 Licensed Practical Nurse.

SO ORDERED, this 18th day of March 2021.

ADMINISTRATIVE LAW JUDGE
INDIANA STATE BOARD OF NURSING

By: Maureen Bennett
for Jason M. King, DNP, 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.

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

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March 18, 2021
Date

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Lisa Chapman, Litigation Coordinator

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