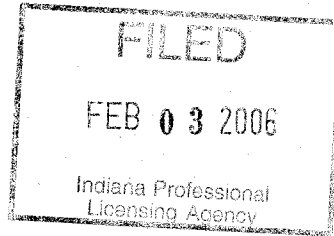


STATE OF INDIANA)
)
Petitioner,)
)
v.)
)
Trudy Gail Hettenback, L.P.N.)
License Number: 27017375A,)
)
Respondent.)



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

The Indiana State Board of Nursing ("Board") held an administrative hearing concerning the "Complaint" filed by Office of the Attorney General ("Petitioner") on January 7, 2005 in the Auditorium of the Conference Center, Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana, concerning Trudy Gail Hettenback ("Respondent").

The State of Indiana was represented by Patrick J. McCool, Deputy Attorney General. Respondent appeared by counsel.

The Board, after considering the evidence and taking official notice of its file in this case, by a vote of 5-0-0, issues the following Findings of Fact and Order:

FINDINGS OF FACT

1. The Respondent's address is 125 West Cherry Street, Chandler, Indiana, 47610, and she is a duly licensed practical nurse in the State of Indiana having been issued license number 27017375A.

2. Respondent was employed with Woodlands Convalescent Center at 4088 Frame Road, Newburgh, Indiana from approximately November 1993 to September 7, 2001.

3. On or around July 2-3, 2001, Respondent was disciplined by her employer for a policy violation, specifically, shift trading. Respondent's employer issued a Notice of Disciplinary Action wherein it is noted that Respondent received documented verbal notice of the discipline. Respondent refused to sign the notice; therefore, a witness signed.

4. On or around August 21, 2001, Respondent was disciplined by her employer for a policy violation, specifically, failure to attend a mandatory in-service on medication. Respondent received documented verbal notice, and her employer issued a Notice of Disciplinary Action. Respondent refused to sign the notice; therefore, a witness signed.

5. On or around September 7, 2001, Respondent was disciplined by her employer for failure to comply with an investigation regarding a suspected drug theft. Respondent was placed on suspension from September 7, 2001 to an indefinite date. Respondent signed the notice.

6. Respondent renewed her practical nurse license on or around October 24, 2002. On the application, Respondent answered "No" to all discipline questions, including question #5 which asks, "Have you been terminated, reprimanded, disciplined or demoted in the scope of your practice as a nurse or as another health care professional?"

ULTIMATE FINDINGS OF FACT

1. Respondent's conduct constitutes a violation of IC 25-1-9-4(a)(1)(B), in that Respondent has knowingly cooperated in fraud or material deception in order to obtain a license to practice.

CONCLUSIONS OF LAW

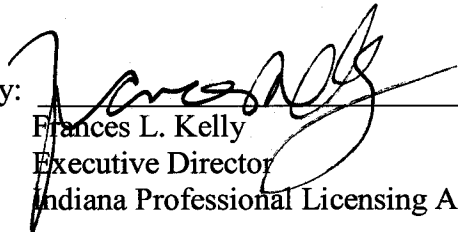
1. Respondent's failure to comply with the above referenced standards is cause for disciplinary sanctions which may be imposed singly or in combination such as censure, a letter of reprimand, probation, suspension, or a revocation of license, and a fine up to the amount of \$1000.00 per violation, as detailed at Ind. Code § 25-1-9-9.

ORDER

1. Respondent is issued a **Letter of Reprimand**.
2. Respondent shall pay a **fine** of Two Hundred Fifty Dollars (\$250) to the Indiana Professional Licensing Agency, 402 West Washington Street, Room W072, Indianapolis, Indiana, 46204 within ninety (90) days from the date of this final order.
3. Violation of this Final Order, or otherwise reported non-compliance with the statutes and regulations relating to the competent practice of nursing, may result in the State of Indiana independently, or at the request of the Board, requesting an emergency suspension of Respondent's license, pending a reinstatement of the initial action giving rise to this resolution, an Order to Show Cause as may be issued by the Board, or a new cause of action pursuant to Ind. Code § 25-1-9-4(a)(10), any or all of which could lead to additional sanctions, up to and including a revocation of Respondent's license.

SO ORDERED this 03 day of February 2006.

INDIANA STATE BOARD OF NURSING

By: 

Frances L. Kelly
Executive Director
Indiana Professional Licensing Agency

Copies to:

Trudy Gail Hettenback
125 West Cherry Street
Chandler, IN 47610

CERTIFIED MAIL NUMBER: 7005 3110 0002 4936 0201
RETURN RECEIPT REQUESTED

Warren Mathies
415 E. Main Street
P.O. Box 250
Boonville, IN 47601

Deputy Attorney General, Patrick J. McCool
OFFICE OF THE ATTORNEY GENERAL
302 West Washington Street, 5th Floor
Indianapolis, Indiana 46204-2770



402 W. Washington St. Room W072
Indianapolis, IN 46204
Tel : (317) 232-2980 Fax : (317) 233-4236

February 2, 2006

Trudy Gail Hettenback
125 West Cherry Street
Chandler, IN 47610

RE: State of Indiana v. Trudy Gail Hettenback, L.P.N.
2005 NB 0008

Dear Ms. Hettenback:

This letter of reprimand is issued in accordance with the Findings of Fact and Order issued by the Indiana State Board of Nursing resolving the administrative complaint against your practical nursing license filed by the Office of the Attorney General, Division of Consumer Protection on January 7, 2005.


The purpose of this reprimand is to stress the important responsibility that you have by reason of possession of a license to practice nursing in this state and to reprimand you for knowingly cooperating in fraud or material deception in order to obtain a license to practice.

The Findings of Fact and Final Order are attached and incorporated herein as part of this reprimand.

It is your responsibility to conduct your practice of nursing in accordance with the standards of the profession.

Sincerely,

INDIANA STATE BOARD OF NURSING

By: 

Frances L. Kelly, Executive Director
Indiana Professional Licensing Agency