

BEFORE THE INDIANA STATE  
BOARD OF NURSING  
CAUSE NUMBER: 2009 NB 0020

IN THE MATTER OF THE LICENSE OF: )  
 )  
NICHOLE THOMPSON, L.P.N. )  
 )  
LICENSE NUMBER: 27060741A )



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

The Indiana State Board of Nursing (“Board”) held an administrative hearing on August 15, 2013, in the Auditorium of the Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana, concerning Nichole Thompson’s request to withdraw the probation from her license as a nurse.

Thompson appeared in person and waived her right to be represented by counsel. Patricia Gibson of the Attorney General’s Office represented the State of Indiana.

The Board, after considering the evidence presented and taking official notice of the file in this matter, votes 6 to 0 with 1 abstention, to issue the following Findings of Fact, Conclusions of Law and Order:

**FINDINGS OF FACT**

1. Thompson, whose mailing address is 1048 Forestview Drive S, Ellettsville, Indiana 47429, is a practical nurse with license number 27060741A.
2. Thompson 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. The Board suspended Thompson's license as a practical nurse in June 2010 because she failed to comply with a recovery monitoring agreement with the Indiana State Nurses Assistance Program ("ISNAP"). It reinstated her license on probation in December 2010 because she had complied with a recovery monitoring agreement for over three months and appeared to be in a stronger recovery.

5. In July 2013, Thompson requested that the probation be withdrawn from her license.

6. At the hearing on withdrawal of probation, Thompson testified that she has complied with the terms of probation on her license, which included completing a recovery monitoring agreement with ISNAP.

7. The deficiency that led to the probation on Thompson's license involved substance abuse. Thompson's compliance with her probation constitutes evidence that the deficiency that required probation has been remedied.

#### **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. Thompson's compliance with her probation constitutes evidence that the deficiency that required probation has been remedied.

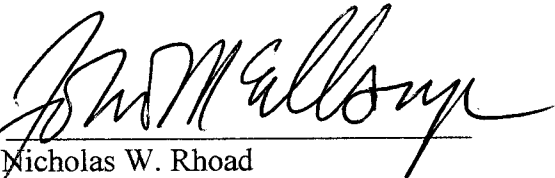
#### **ORDER**

Based upon the foregoing Findings of Fact and Conclusions of Law, the Board **WITHDRAWS** the probation on Thompson's license.

SO ORDERED, this 23<sup>rd</sup> day of August, 2013.

INDIANA STATE BOARD OF NURSING

By:

  
for Nicholas W. Rhoad  
Executive Director  
Indiana Professional Licensing Agency

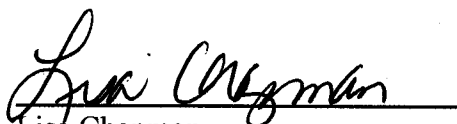
**CERTIFICATE OF SERVICE**

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

Nichole Thompson, L.P.N.  
1048 Forestview Drive  
Ellettsville, IN 47429  
**Service by U.S. Mail**

Patricia Gibson  
Attorney General's Office  
302 West Washington Street  
IGCS – 5<sup>th</sup> Floor  
Indianapolis, Indiana 46204  
**Service by Email**

Aug 23, 2013  
Date

  
\_\_\_\_\_  
Lisa Chapman

Indiana State Board of Nursing  
Indiana Government Center South  
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