

FILED

MAR 29 2007

BEFORE THE
BOARD OF VOCATIONAL NURSING
AND PSYCHIATRIC TECHNICIANS
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

Board of Vocational Nursing
and Psychiatric Technicians

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In the Matter of the Accusation
Against:

Case No. 6856

Inette Schwam Linstead
210 Indio Drive
Shell Beach, CA 93449

OAH No. L2006090665

Vocational Nurse License
Number VN 163659

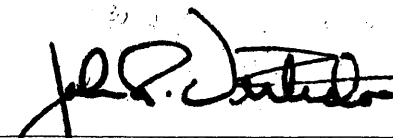
Respondent.

DECISION

The attached Proposed Decision of the Administrative Law Judge is hereby adopted by the Board of Vocational Nursing and Psychiatric Technicians as the Final Decision in the above entitled matter.

This Decision shall become effective on April 28, 2007.

IT IS SO ORDERED this 29th day of March 2007.



John P. Vertido, LVN
President

**BEFORE THE
BOARD OF VOCATIONAL NURSING AND
PSYCHIATRIC TECHNICIANS
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

INETTE SCHWAM
AKA INETTE SCHWAN
AKA INETTE GRAZIA
AKA INETTE GRAZIA-SCHWAM
231 N. College Drive, Apt. E7
Santa Maria, CA 93454

Vocational Nurse License No. VN 163659

Respondent.

Case No. 6856
OAH No. L2006090665

PROPOSED DECISION

This matter was heard by Humberto Flores, Administrative Law Judge with the Office of Administrative Hearings, on January 23, 2007, in Santa Maria, California.

Gregory J. Salute, Deputy Attorney General, represented complainant.

Inette Schwam (respondent) appeared personally and was represented by Jay A. Hieatt, Attorney at Law.

Evidence was received and the matter was submitted. The Administrative Law Judge finds as follows:

FACTUAL FINDINGS

1. On July 16, 1993, the Board issued vocational nurse license (LVN) number VN 163659 to respondent. Said license is current and active with an expiration date of November 30, 2008.

2. On February 14, 2006, Teresa Bella-Jones, J.D., M.S., R.N., (Complainant) made the Accusation in her official capacity as Executive Officer of the Board of Vocational Nursing and Psychiatric Technicians, Department of Consumer Affairs (Board).

3. In a Default Decision and Order effective May 17, 2006, the Board revoked respondent's LVN license. On August 31, 2006, the Board issued an Order Nunc Pro Tunc vacating the Default Decision and granted respondent a hearing on the merits.

4. On December 18, 2003, in the Superior Court of California, County of San Luis Obispo, Case No. F000349514, respondent entered a plea of no contest and was convicted of violating Health and Safety Code section 11377, subdivision (a), felony possession of a controlled substance – methamphetamine) a crime substantially related to the duties, functions and qualifications of an LVN. The facts of the case were that respondent was arrested after police officers determined that respondent was under the influence of narcotics, and was in possession of numerous baggies containing methamphetamine. Imposition of sentence was suspended and respondent was placed on supervised probation for three years on certain conditions pursuant to Proposition 36, including completion of a counseling program; payment of fines and restitution totaling \$862.50; submit to chemical testing; and registration under Health and Safety Code section 11590.

5. On August 19, 2003, in the Superior Court of California, County of San Luis Obispo, Case No. F000342848, respondent entered a plea of nolo contendere and was convicted of violating Business and Professions Code section 4230.¹ The facts and circumstances underlying the conviction were that, during a search of respondent's purse, arresting officers found three containers, which contained numerous pills later determined to be controlled substances. The offense is substantially related to the duties, functions and qualifications of an LVN. The court placed respondent on probation for two years on certain conditions, which included serving 30 days in the county jail, payment of a fine of \$300, and ordering respondent to submit to chemical testing.

6. On February 4, 2002, in the Superior Court of California, County of San Luis Obispo, Case No. M000321167, respondent entered a plea of nolo contendere and was convicted of violating Vehicle Code section 23152, subdivision (a), driving under the influence of alcohol or drugs, a misdemeanor that is substantially related to the duties, functions and qualifications of an LVN. Imposition of sentence was suspended and respondent was placed on probation for three years on certain conditions, which included serving eight days in the county jail, payment of a fine of \$1,280, and ordering respondent to complete a first offender drug and alcohol program.

¹ Business and Professions Code section 4230, which was repealed in 1997, created a committee for the continuing education of pharmacists. Former section 4230, relating to possession of a drug without a prescription, was repealed in 1996. Business and Professions Code section 4060, enacted in 1996, and amended in 1997, provides in pertinent part, "No person shall possess any controlled substance except that furnished upon the prescription of a physician . . ."

7. On February 4, 2002, in the Superior Court of California, County of San Luis Obispo, Case No. F000320687, respondent entered a plea of no contest and was convicted of violating Business and Professions Code section 4324, subdivision (a), forgery of a prescription, a misdemeanor that is substantially related to the duties, functions and qualifications of an LVN. The facts and circumstances underlying the conviction were that respondent willfully and unlawfully forged two prescriptions to obtain the drug Soma at a pharmacy located in Arroyo Grande, California. Imposition of sentence was suspended and respondent was placed on probation for 18 months on certain conditions, which included serving six days in the county jail, payment of a fine of \$ 250, and ordering respondent to attend 10 sessions of drug and alcohol counseling.

8. On September 28, 1987, in the Municipal Court of the Los Angeles Judicial District, State of California, Case No. 87M25647, respondent entered a plea of nolo contendere and was convicted of violating Penal Code section 470, forgery, a misdemeanor that is substantially related to the duties, functions and qualifications of an LVN. Respondent was placed on probation for 24 months on certain conditions, which included serving 12 days in the county jail, and payment of a fine of \$350.

9. On December 22, 1992, respondent, on her initial application for licensure, knowingly failed to disclose the criminal conviction set forth in Factual Finding 8. Respondent submitted a renewal application for licensure on November 6, 2002. In her renewal application, respondent failed to disclose the convictions set forth in Factual Findings 6 and 7. Respondent admitted that she lied on her initial application because of her belief that she would not be licensed if she disclosed her 1987 conviction, and failed to disclose her February 4, 2002 convictions because she was fearful of losing her LVN license.

10. Respondent's long history of drug abuse was the major factor in her convictions. Respondent began the process of rehabilitation after her felony conviction in December 2003. Respondent's participation in the court ordered Proposition 36 rehabilitation program was a major factor in rehabilitation. Court ordered drug counseling pursuant to Proposition 36 consists of a rigorous program specifically designed to address the problems and behaviors of long-term drug users. The program includes chemical testing. Respondent successfully completed this program, and on November 9, 2005, the court terminated respondent's probation and reduced respondent's felony conviction to a misdemeanor pursuant to Penal Code section 17, subdivision (b).

11. Respondent has continued her rehabilitation by regularly attending Alcoholics Anonymous (AA) meetings. She attends several meetings a week. L. Z., respondent's sponsor, testified that respondent is one of the more committed AA members she has sponsored and believes in respondent's commitment to sobriety. L.Z. has been a sober member of AA for 18 years and has been a sponsor for 17 of those years. During her testimony, L.Z. exhibited a no-nonsense demeanor of a firm yet understanding sponsor who provides outstanding moral support but would not put up with deception. Her vast experience in sponsoring addicted substance abusers lends great weight to her testimony.

12. In addition to the support she receives from AA, respondent enjoys the complete support of her husband, who has also been a long term sober member of AA. A supportive and stable family life is an important factor in the rehabilitation process.

13. The evidence established that respondent is a competent LVN. Numerous colleagues and respondent's supervisor attested to the professional and caring manner in which respondent discharges her duties as an LVN. From December 2004, to July 2006, respondent worked as a charge nurse at Country Care Convalescent Hospital, where she supervised a staff of eight. Her supervisor at Country Care wrote a reference letter attesting to respondent's performance as an LVN, her excellent attendance record, and of her ability to relate to staff and patients. Since July 2006, respondent has worked at Mission View Health Center. Ellen McDonald R.N., respondent's direct supervisor at Mission View, testified that respondent's performance as an LVN has been outstanding, specifically citing respondent's competence and commitment to patient care. It is also noted that respondent disclosed her convictions and past drug abuse to Ms. McDonald when she applied for the job at Mission View.

14. Complainant submitted evidence of enforcement costs totaling \$6,325.75. Since the original decision in this matter was vacated and the matter was rescheduled for hearing, the deputy attorney general and other staff who helped prosecute this case were required to prepare twice for the hearing on the merits. Therefore, the total amount is deemed reasonable under Business and Professions Code section 125.3.

DISCUSSION

15. This matter presents a set of circumstances where one must consider the entire record to determine the appropriate discipline. First of all, respondent suffered four drug related convictions and one theft conviction, then lied on two separate applications for licensure in that she failed to disclose certain convictions as set forth in Factual Finding 9. There is little doubt that respondent's addiction and her abuse of drugs was the major factor in her actions which resulted in her convictions. However, respondent established substantial rehabilitation over the past three years as set forth in Factual Findings 10 through 13. Respondent was honest in her testimony and did not attempt to rationalize past behavior. She accepted responsibility for her past misconduct. The evidence also proved that respondent has made great strides in her recovery efforts. Respondent is a completely different person when she does not use drugs or alcohol. This is evidenced by respondent's employment record as an LVN over the past three years since she has been clean and sober. Respondent presented substantial evidence which proved that she is a competent and caring LVN who provides excellent care. If punishment were the goal of disciplinary proceedings for professional licensees, then revocation would be the appropriate discipline in this case. But the courts have held otherwise. The California Supreme Court has held that the purpose of licensing statutes and administrative enforcement proceedings is not to punish a licensee, but to protect the public. (*Hughes v. Board of Architectural Examiners*, 17 Cal.4th 763, 784-786.).

16. In this case, there is cause for revocation. But there is also substantial evidence of rehabilitation. One might argue that three years of sobriety is not long enough to establish rehabilitation. However, the concept of rehabilitation does not lend itself to precise calculations of time. Rather, one must look to the effort made by the individual. Here, the evidence was overwhelming that respondent has made a serious effort over the last three years. Her testimony was corroborated by her supervisors, co-workers, character witnesses, and her sponsor at AA. Based on the entire record of this case, including respondent's demeanor, comportment and honesty while testifying, the Board's duty to protect the public would be properly discharged by placing respondent on probation under strict conditions that would address past drug abuse issues.

LEGAL CONCLUSIONS

1. Cause exists to suspend or revoke respondent's LVN license, under Business and Professions Code sections 490, 2878, subdivision (f), and 2878.5, subdivisions (a) through (d), and California Code of Regulations, title 16, section 2521, for the convictions set forth in Factual Findings 4 through 8.

2. Cause exists to suspend or revoke respondent's LVN license, under Business and Professions Code section 2878, subdivisions (a), (b) and (e), for failing to disclose her convictions in her initial and renewal applications for licensure, as set forth in Factual Finding 9.

3. Cause exists to order respondent to pay \$6,325.75 to the Board as costs of enforcement pursuant to Business and Professions Code section 125.3.

ORDER

Licensed Vocational Nurse No. VN 163659 previously issued to respondent Inette Schwam aka Inette Schwan aka Inette Grazia aka Inette Grazia-Schwam aka Inette Schwam Linstead, is revoked. However, said revocation is stayed for a period of five (5) years on the following terms and conditions:

1. OBEY ALL LAWS

Respondent shall obey all federal, state and local laws, including all statutes and regulations governing the license. Respondent shall submit, in writing, a full and detailed account of any and all violations of the law to the Board within five (5) days of occurrence. To ensure compliance with this term, respondent shall submit two (2) completed fingerprint cards and the applicable fingerprint processing fees to the Board within thirty (30) days of the effective date of the decision, unless the Board determines that fingerprint cards were already submitted by the Respondent as part of his licensure application process effective July 1, 1996.

Respondent shall also submit a recent 2" x 2" photograph of herself within thirty (30) days of the effective date of the decision.

2. **COMPLIANCE WITH PROBATION PROGRAM AND QUARTERLY REPORT REQUIREMENTS**

Respondent shall fully comply with terms and conditions of the probation established by the Board and shall cooperate with the representatives of the Board in its monitoring and investigation of Respondent's compliance with the Probation Program.

Respondent shall submit quarterly reports, under penalty of perjury, in a form required by the Board. The reports shall certify and document compliance with all the conditions of probation.

3. **NOTIFICATION OF ADDRESS AND TELEPHONE NUMBER CHANGE(S)**

Respondent shall notify the Board, in writing, within five (5) days of a change of residence or mailing address, of his new address and any change in her work and/or home telephone numbers.

4. **NOTIFICATION OF RESIDENCY OR PRACTICE OUTSIDE OF STATE**

Respondent shall notify the Board, in writing, within five (5) days, if she leaves California to reside or practice in another state.

Respondent shall notify the Board, in writing, within five (5) days, upon her return to California.

The period of probation shall not run during the time Respondent is residing or practicing outside California.

5. **NOTIFICATION TO EMPLOYER(S)**

When currently employed or applying for employment in any capacity in any health care profession, Respondent shall notify her employer of the probationary status of Respondent's license. This notification to the Respondent's current health care employer shall occur no later than the effective date of the Decision. The respondent shall notify any prospective health care employer of her probationary status with the Board prior to accepting such employment. This notification shall be by providing the employer or prospective employer with a copy of the Board's Accusation and Disciplinary Decision.

The Health Care Profession includes, but is not limited to: Licensed Vocational Nurse, Psychiatric Technician, Registered Nurse, Medical Assistant, Paramedic, Emergency Medical Technician, Certified Nursing Assistant, Home Health Aide and all other ancillary technical health care positions.

Respondent shall cause each health care employer to submit quarterly reports to the Board. The reports shall be on a form provided by the Board, shall include a performance evaluation and such other information as may be required by the Board.

Respondent shall notify the Board, in writing, within five (5) days of any change in employment status. Respondent shall notify the Board, in writing, if she is terminated from any nursing or health care related employment with a full explanation of the circumstances surrounding the termination.

6. **INTERVIEWS/MEETINGS WITH BOARD REPRESENTATIVE(S)**

Respondent, during the period of probation, shall appear in person at interviews/meetings as directed by the Board, or its designated representatives.

7. **EMPLOYMENT REQUIREMENTS AND LIMITATIONS**

During probation, Respondent shall work in her licensed capacity in the State of California. This practice shall consist of no less than six (6) continuous months and of no less than twenty (20) hours per week.

While on probation, Respondent shall not work for a nurses' registry or in any private duty position, a temporary nurse placement agency, as a faculty member in an accredited or approved school of nursing, or as an instructor in a Board approved continuing education course except as approved, in writing, by the Board. Respondent shall work only on a regularly assigned, identified and predetermined work site(s) and shall not work in a float capacity except as approved, in writing, by the Board.

8. **SUPERVISION REQUIREMENTS**

Respondent shall obtain prior approval from the Board, before commencing any employment, regarding the level of supervision provided to respondent while employed as a licensed vocational nurse or psychiatric technician.

Respondent shall not function as a charge nurse (i.e., work in any healthcare setting as the person who oversees or directs licensed vocational nurses, psychiatric technicians, certified nursing assistants or unlicensed assistive personnel) or supervising psychiatric technician during the period of probation except as approved, in writing, by the Board.

9. **COMPLETION OF EDUCATIONAL COURSE(S)**

Respondent, at her own expense, shall enroll and successfully complete a course(s) substantially related to the violation(s) no later than the end of the first year of probation; or Respondent shall be suspended from practice, until she has enrolled in and has successfully completed the specified coursework.

The coursework shall be in addition to that required for license renewal. The Board shall notify the Respondent of the course content and number of contact hours required. Within thirty (30) days of the Board's written notification of assigned coursework, Respondent shall submit a written plan to comply with this requirement. The Board shall approve such plan prior to enrollment in any course of study.

Upon successful completion of the course, Respondent shall cause the instructor to furnish proof to the Board within thirty (30) days of course completion.

10. **MAINTENANCE OF VALID LICENSE**

Respondent shall, at all times while on probation, maintain an active current license with the Board, including any period during which suspension or probation is tolled.

Should respondent's license, by operation of law or otherwise, expire, upon renewal or reinstatement, respondent's license shall be subject to any and all terms of this probation not previously satisfied.

11. **COST RECOVERY REQUIREMENTS** - Respondent shall pay \$6,325.75 as costs of enforcement in this case. Respondent shall make timely payment as directed in the Board's Decision pursuant to Business and Professions Code Section 125.3. Failure to make payments in accordance with any formal agreement entered into with the Board or pursuant to any Decision by the Board shall be considered a violation of probation.

The Board may conditionally renew or reinstate, for a maximum of one year, the license of any respondent who demonstrates financial hardship. Respondent shall enter into a formal agreement with the Board to reimburse the unpaid costs within that one year period.

Except as provided above, the Board shall not renew or reinstate the license of any Respondent who has failed to pay all the costs as directed in a Decision.

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12. VIOLATION OF PROBATION

If the Respondent violates the conditions of her probation, the Board after giving Respondent notice and an opportunity to be heard, may set aside the stay order and impose the stayed discipline (revocation/suspension) of Respondent's license. If during the period of probation, an accusation or petition to revoke has been filed against Respondent's license or the Attorney General's Office has been requested to prepare an accusation or petition to revoke probation against Respondent's license, the probationary period shall automatically be extended and shall not expire until the accusation or petition has been acted upon by the Board. Upon successful completion of probation, Respondent's license will be fully restored.

13. REHABILITATION PROGRAM

Within thirty (30) days of the effective date of the Decision, Respondent shall enter a rehabilitation and monitoring program specified by the Board. Respondent shall successfully complete such treatment contract as may be recommended by the program and approved by the Board.

Components of the treatment contract shall be relevant to the violation and to Respondent's current status in recovery or rehabilitation. The components may include, but are not limited to: restrictions on practice and work setting, random bodily fluid testing, abstention from drugs and alcohol, use of work site monitors, participation in chemical dependency rehabilitation programs or groups, psychotherapy, counseling, psychiatric evaluations and other appropriate rehabilitation or monitoring programs. The cost for participation in this program shall be paid by Respondent.

14. CHEMICAL DEPENDENCY SUPPORT/RECOVERY GROUPS

Within five (5) days of the effective date of the Decision, Respondent shall begin attendance at a chemical dependency support group (e.g. Alcoholics Anonymous, Narcotics Anonymous, Nurse Support Group). Verified documentation of attendance shall be submitted by Respondent with each quarterly report. Respondent shall continue attendance in such a group for the duration of probation.

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15. **ABSTAIN FROM CONTROLLED SUBSTANCES**

Respondent shall completely abstain from the personal use or possession of controlled substances, as defined in the California Uniform Controlled Substances Act, and dangerous drugs as defined in Section 4021 and 4022 of the Business and Professions Code, except when lawfully prescribed by a licensed practitioner for a bona fide illness.

16. **ABSTAIN FROM USE OF ALCOHOL**

Respondent shall completely abstain from the use of alcoholic beverages during the period of probation.

17. **SUBMIT BIOLOGICAL FLUID SAMPLES**

Respondent shall immediately submit to biological fluid testing, at Respondent's cost, upon request by the Board or its designee. There will be no confidentiality in test results; positive test results will be immediately reported to the Board and the Respondent's current employer.

DATED: *February 22, 2007*

Humberto Flores
HUMBERTO FLORES
Administrative Law Judge
Office of Administrative Hearings

**BEFORE THE
BOARD OF VOCATIONAL NURSING AND
PSYCHIATRIC TECHNICIANS
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Default Decision)	
Against:)	
)	Case No. 6856
INETTE SCHWAM)	
a.k.a INETTE SCHWAN)	ORDER NUNC PRO TUNC
a.k.a. INETTE GRAZIA)	
a.k.a. INETTE GRAZIA-SCHWAM)	
210 Indio Drive)	
Shell Beach, CA 93449)	
)	
Vocational Nurse License Number)	
VN 163659)	
)	
Respondent.)	
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Good cause appearing, the Default Decision in the above-entitled matter dated May 17, 2006, is hereby vacated nunc pro tunc and a hearing on the merits of this matter is granted pursuant to Government Code Section 11520.

IT IS SO ORDERED this 31st day of August, 2006.

Sister Marie de Porres Taylor

Sister Marie de Porres Taylor
President

BEFORE THE
BOARD OF VOCATIONAL NURSING
AND PSYCHIATRIC TECHNICIANS
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

NO. 6856

INETTE SCHWAM
a.k.a. INETTE SCHWAN
a.k.a. INETTE GRAZIA
a.k.a. INETTE GRAZIA-SCHWAM
231 N. College Drive, Apt. E7
Santa Maria, CA 93454

**DEFAULT DECISION
AND ORDER**

Vocational Nurse License
Number VN 163659

Respondent.

Inette Schwam ("Respondent") was served with the Accusation No. 6856; Statement to Respondent; Notice of Defense form; copies of Government Code sections 11507.5, 11507.6 and 11507.7; and Request for Discovery by both first class and certified mail on February 14, 2006, at her address of record, as provided in sections 11503 and 11505 of the Government Code of the State of California.

Respondent failed to file a Notice of Defense within the time specified in Government Code section 11506.

Consequently, Respondent is in default. The Board of Vocational Nursing and Psychiatric Technicians ("Board") has determined that Respondent has waived her rights to a hearing to contest the merits of the Accusation and that the Board will take action on the Accusation without a hearing, pursuant to Government Code section 11520.

The Board makes the following findings of fact:

FINDINGS OF FACT

1. Teresa Bello-Jones, J.D., M.S.N., R.N., made and filed the Accusation solely in her capacity as the Board's Executive Officer.
2. On July 16, 1993, the Board issued Vocational Nurse License Number VN 163659 to Respondent. Said license will expire on November 30, 2006.

1 3. Under Business and Professions Code section 2875, the Board may
2 discipline any licensed vocational nurse for any reason provided in Article 3 of the Vocational
3 Nursing Practice Act.

4 4. Under Business and Professions Code section 118(b), the expiration of a
5 license shall not deprive the Board of jurisdiction to proceed with a disciplinary action during the
6 period within which the license may be renewed, restored, reissued, or reinstated. Under
7 Business and Professions Code section 2892.1, the Board may renew an expired license at any
8 time within four years after the expiration.

9 5. Under Business and Professions Code section 125.3, the Board may
10 request the administrative law judge to direct a licentiate found to have committed a violation or
11 violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation
12 and enforcement of the case.

13 6. Respondent has subjected her license to discipline under Business and
14 Professions Code sections 2878(f), and 2878.5(a), (b), (c), (d), in that, Respondent was convicted
15 of possession of a controlled substance, to wit, methamphetamine; possession of controlled
16 substance, to wit, Codeine, Klonopin, Soma (Generic), and Prednisone; driving under the
17 influence of alcohol or drugs; forgery of prescription; and forgery. The circumstances
18 surrounding these convictions are more particularly described in the Accusation Number 6856, a
19 copy of which is attached as Exhibit "1" and incorporated by reference.

20 7. Respondent has subjected her license to discipline under Business and
21 Professions Code sections 2878(a), (b), and (e), for unprofessional conduct in that Respondent
22 procured her Vocational Nurse license and renewal license by fraud or mistake, as more
23 particularly described in the Accusation Number 6856, a copy of which is attached as Exhibit "1"
24 and incorporated by reference.

25 8. Respondent has subjected her license to discipline under Business and
26 Professions Code sections 2878(a), (d), and (j), in that, Respondent committed dishonest acts, as
27 more particularly described in the Accusation Number 6856, a copy of which is attached as
28 Exhibit "1" and incorporated by reference.

1 9. Respondent has subjected her license to discipline under Business and
2 Professions Code sections 2878(a), in conjunction with Title 16, California Code of Regulations,
3 section 2518.6(b), in that, Respondent failed to adhere to standards of the profession and ethical
4 and behavioral standards of professional practice, as more particularly described in the
5 Accusation Number 6856, a copy of which is attached as Exhibit "1" and incorporated by
6 reference.

7
8 **DETERMINATION OF ISSUES**

9 Based on the foregoing Findings of Fact, respondent has subjected her license to
10 discipline under Business and Professions Code sections 2878(a), (b), (d), (e), (f) and (j), and
11 2878.5(a), (b), (c), and (d).

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13 **LOCATION OF RECORD**

14 The record on which this Default Decision is based is located at the Sacramento
15 office of the Board of Vocational Nursing and Psychiatric Technicians.

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17 **ORDER**

18 **WHEREFORE**, the Board of Vocational Nursing and Psychiatric Technicians
19 makes the following order:

20 Vocational Nurse License Number VN 163659 authorizing respondent to act as
21 a vocational nurse is hereby revoked.

22 Respondent shall have the right to petition for reinstatement of the aforesaid
23 license pursuant to section 2878.7 of the Business and Professions Code.

24 Respondent shall not be deprived of making any further showing by way of
25 mitigation; however, such showing must be made directly to the Board of Vocational Nursing
26 and Psychiatric Technicians, 2535, Capitol Oaks Drive, Suite 205, Sacramento, California,
27 95833, prior to the effective date of this Decision.

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This Default Decision shall become effective on the 16TH day of June, 2006.

Dated and signed this 17TH day of May, 2006.

Sister Marie de Porres Taylor

Sister Marie de Porres Taylor
President

Exhibit 1

Board of Vocational Nursing and Psychiatric Technicians Case No. 6856