

**BEFORE THE OREGON
STATE BOARD OF NURSING**

**In the Matter of
Cynthia Sinor, CNA**

)
) **FINAL ORDER OF REVOCATION**
) **BY DEFAULT**
)
)

Certificate No. 200212796CNA

) **Reference No. 13-01944**

The Oregon State Board of Nursing (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including Certified Nursing Assistants. Cynthia Sinor (Certificate Holder) is a Certified Nursing Assistant in the state of Oregon.

This matter was considered by the Board at its meeting on October 16, 2013.

On September 26, 2013, a Notice stating that the Board intended to revoke the Nursing Assistant Certificate of Cynthia Sinor was sent to her via certified and first-class mail to her address of record. The Notice alleged that was suspected to be impaired at work and that a drug screen obtained by Certificate Holder's employer was positive for amphetamine and methamphetamine use. The Notice further alleged that Certificate Holder did not undergo treatment for substance abuse.

The Notice granted Certificate Holder an opportunity for hearing if requested within twenty (20) days of the mailing of the Notice. No such request for hearing has been received by the Board. The Notice designated the Board's file on this matter as the record for purposes of default.

NOW THEREFORE, after consideration of its records and files related to this matter, the Board enters the following Order:

-I-

FINDINGS OF FACT

Based on the evidence submitted through the Notice and the agency file in this case, the Board finds the following:

1. Certificate Holder was issued a Nursing Assistant Certificate in the state of Oregon on October 18, 2002.
2. On or about April 22, 2013, Certificate Holder was tested for drugs by her employer after exhibiting concerning behavior at work.

3. On April 29, 2013, the drug test report showed the presence of amphetamine and methamphetamine in Certificate Holder's urine.
4. On May 1, 2013, Certificate Holder voluntarily signed an Interim Order agreeing not to work as a CNA until further order of the Board.
5. On August 28, 2013, Certificate Holder stated that she was not able to obtain treatment for substance abuse and was moving out of state.
6. On September 26, 2013, Board staff mailed a Notice of Proposed Revocation to Certificate Holder via first-class and certified mail. The Notice granted Certificate Holder twenty (20) days from the date of the mailing of the Notice to request a hearing. The Notice also designated that the agency file would be the record for purposes of default.

-II-

CONCLUSIONS OF LAW

1. That the Board has jurisdiction over the Certificate Holder, Cynthia Sinor, and over the subject matter of this proceeding.
2. That Certificate Holder's conduct is in violation of ORS 678.442 (2)(c)(f), OAR 851-063-0080 (6), and OAR 851-063-0090 (7)(a).
3. That Certificate Holder defaulted on the Notice by not requesting a hearing within the allotted twenty (20) days and, as a result, pursuant to ORS 183.417(3), the Board may enter a Final Order by Default.

-III-

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, and the Board being fully advised in the premises, it is hereby:

ORDERED that the Nursing Assistant Certificate of Cynthia Sinor is REVOKED.

DATED this _____ day of October, 2013

FOR THE BOARD OF NURSING OF THE STATE OF OREGON

Kay Carnegie, RN, MS
Board President

TO: CYNTHIA SINOR:

You may file a petition for reconsideration or rehearing of this Order. Reconsideration or rehearing may be obtained by filing a petition with the Board of Nursing within (sixty) 60 days from the service of this Order. Your petition shall set forth the specific grounds for reconsideration. Reconsideration or rehearing is pursuant to the provisions in ORS 183.482.

As an alternative to filing a Petition for Reconsideration of this Order, you are entitled to judicial review of this Order. Judicial review may be obtained by filing a petition with the Oregon Court of Appeals for review within sixty (60) days from the date of service of this Order. Judicial review is pursuant to the provisions of ORS 183.482.

If, after a minimum of three (3) years, you wish to reinstate your Nursing Assistant Certificate, you may submit an application to the Board to request reinstatement.

SIGNATURES & DATED COPY ON FILE IN BOARD OFFICE