

**BEFORE THE OREGON
STATE BOARD OF NURSING**

)
) **FINAL ORDER OF 30 DAY**
) **SUSPENSION BY DEFAULT**
)
)
) **Reference No. 14-00495**

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. Christina De Paz (Certificate Holder) was issued a nursing assistant certificate by the Board on April 09, 2010.

This matter was considered by the Board at its meeting on March 19, 2014.

On February 25, 2014, a Notice stating that the Board intended to suspend the Nursing Assistant Certificate of Christina De Paz was sent to her via certified and first-class mail to her address of record. The Notice alleged that Certificate Holder engaged in conduct unbecoming a nursing assistant.

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 April 09, 2010.
2. On or about October 14, 2013, the Board received information that Certificate Holder was recently arrested for Theft in Beaverton, Oregon. The Board opened an investigation into the matter.
3. On August 2, 2013, Certificate Holder was arrested for Theft 2 in Beaverton, Oregon. Certificate Holder was convicted of Theft 2 in Washington County, Oregon on October

16, 2013.

4. On January 16, 2014, during a personal interview with Board staff on Certificate Holder was untruthful about her job performance at previous CNA positions and the reasons for leaving those positions.
5. On February 25, 2014, Board staff mailed a Notice of Proposed Suspension 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, Christina De Paz, and over the subject matter of this proceeding.
2. That Certificate Holder's conduct is in violation of ORS 678.442(2)(a), (d) and (f) ; OAR 851-063-0080 (1) and (4), and OAR 851-063-0090 (9)(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 Christina De Paz is suspended for a period of 30 days, commencing five business days from the date this Order is signed.

DATED this _____ day of March, 2014

FOR THE BOARD OF NURSING OF THE STATE OF OREGON

Kay Carnegie, RN, MS
Board President

TO: CHRISTINA DE PAZ:

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.

SIGNATURES & DATED COPY ON FILE IN BOARD OFFICE