

**BEFORE THE OREGON
STATE BOARD OF NURSING**

In the Matter of

Rogeanna Hug, CNA

Certificate No. 000028951CNA

)

) **FINAL ORDER OF REVOCATION**

) **BY DEFAULT**

)

) **Reference No. 12-01525**

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. Rogeanna Hug (Certificate Holder) is a Certified Nursing Assistant in the state of Oregon.

This matter was considered by the Board at a regularly scheduled meeting in Portland, Oregon on January 16, 2013. Certificate Holder did not appear personally.

On November 28, 2012, a Notice stating that the Board intended to revoke the Nursing Assistant Certificate of Rogeanna Hug was sent to her via certified and first-class mail to her address of record. The Notice alleged that Certificate Holder failed to follow a patient's care plan, resulting in injury to the patient; that she failed to timely notify an appropriate professional of the incidents, and that by order of Washington State Department of Social and Health services (DSHS) Certificate Holder was barred from providing care or having unsupervised access to vulnerable adults for no less than thirty-six (36) months.

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:

- 1.1 Certificate Holder was issued a Nursing Assistant Certificate in the state of Oregon on July 26, 1994.
- 1.2 On or about July 16, 2010, Certificate Holder allegedly transferred an 89-year-old patient twice by herself although the patient's care plan called for a two-person

transfer, and that on both occasions the patient slipped or fell. The patient sustained a fractured humerus.

- 1.3 Certificate Holder failed to notify an appropriate professional of the patient's fall, resulting in a delay of assessment and medical treatment.
- 1.4 On January 12, 2012, the Washington State Department of Social and Health Services (DSHS) issued a finding of neglect against Certificate Holder. The DSHS order states that Certificate Holder "may not be employed in a position that involves the care of vulnerable adults, or in a position that allows her to have unsupervised access to vulnerable adults."
- 1.5 On August 21, 2012, the State of Washington Department of Health issued an order suspending Certificate Holder's nursing assistant credential for a period of at least thirty-six (36) months.
- 1.6 On August 21, 2012, the State of Washington Department of Health issued an order suspending Certificate Holder's nursing assistant credential for a period of at least thirty-six (36) months.
- 1.7 On August 21, 2012, the State of Washington Department of Health issued an order suspending Certificate Holder's nursing assistant credential for a period of at least thirty-six (36) months.
- 1.8 On November 28, 2012, 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

- 2.1 That the Board has jurisdiction over the Certificate Holder, Rogeanna Hug, and over the subject matter of this proceeding.
- 2.2 That Certificate Holder's conduct is in violation of ORS 678.442 (f) and 851-063-0090(2)(e), (3)(g) and (6)(a).
- 2.3 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 Rogeanna Hug is REVOKED.

DATED this ____ day of January, 2013

FOR THE BOARD OF NURSING OF THE STATE OF OREGON

Kay Carnegie, RN, MS
Board President

TO: ROGEANNA HUG:

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.