

**BEFORE THE OREGON
STATE BOARD OF NURSING**

**In the Matter of
Laura Nimo, CNA**

)
) **FINAL ORDER OF REVOCATION**
) **OF NURSING ASSISTANT CERTIFICATE**
) **BY DEFAULT**
)
) **Reference No. 12-02001**

Certificate No. 200610232CNA

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. Laura Nimo (CNA) is a Certified Nursing Assistant in the state of Oregon.

This matter was considered by the Board at its meeting on March 20, 2013.

On February 26, 2012, a Notice stating that the Board intended to revoke the Nursing Assistant Certificate of Laura Nimo was sent to her via certified and first-class mail to her address of record. The Notice alleged that CNA violated the terms and conditions of a Board Order.

The Notice granted CNA 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. CNA was issued a Nursing Assistant Certificate in the state of Oregon on January 31, 2006.
2. On October 5, 2012, CNA was mailed an Order for Mental Health Evaluation signed by the Board President.
3. The Order included the following provisions:
"CNA is ordered to undergo a mental health evaluation with a mental health evaluator approved by the Board."
"CNA must complete the evaluation within 30 days of the date of this Order."

4. CNA failed to comply with this Order and did not undergo a mental health evaluation with a mental health evaluator approved by the Board.
5. On February 26, 2012, Board staff mailed a Notice of Proposed Revocation of Nursing Assistant Certificate to CNA via first-class and certified mail. The Notice granted CNA 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 CNA, Laura Nimo, and over the subject matter of this proceeding.
2. That CNA's conduct is in violation of OAR 851-063-0090(9)(d).
3. That CNA 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 Laura Nimo is REVOKED.

DATED this _____ day of March, 2013

FOR THE BOARD OF NURSING OF THE STATE OF OREGON

Kay Carnegie, RN, MS
Board President

TO: LAURA NIMO:

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.

INCLUDE ONLY IF FOR REVOCATION: 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