

**BEFORE THE OREGON
STATE BOARD OF NURSING**

In the Matter of

Julie Ana Johnson, CNA

)

) **FINAL ORDER OF SUSPENSION**

) **BY DEFAULT**

)

)

Certificate No. 201011647CNA

) **Reference No. 14-01089**

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. Julie Ana Johnson (Certificate Holder) was issued a Certified Nursing Assistant certificate by the Board on July 16, 2010.

This matter was considered by the Board at its meeting on June 18, 2014.

On May 7, 2014, a Notice stating that the Board intended to suspend the Certified Nursing Assistant certificate of Julie Ana Johnson was sent to her via certified and first-class mail to her address of record. The Notice alleged that Certificate Holder failed to cooperate with the Board during the course of an investigation.

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 Certified Nursing Assistant certificate in the state of Oregon on July 16, 2010.
2. On or about January 29, 2014, Certificate Holder contacted Board staff to report she tested positive for methamphetamine while in a court-ordered treatment program. The Board opened an investigation into the matter.

3. On or about February 21, 2014, Board staff mailed a letter to Certificate Holder requesting that Certificate Holder schedule an interview with Board staff. Certificate Holder was further instructed to send a written statement regarding the matter under investigation and a current work history. Certificate Holder failed to schedule an interview and did not provide the requested documents to the Board.
4. On or about March 20, 2014, a second letter was sent to Certificate Holder's address of record and a second known address requesting that Certificate Holder contact the Board within five (5) business days to schedule an interview with Board staff. Certificate Holder was also asked to send a written statement regarding the matter under investigation and provide a current work history.
5. On or about March 27, 2014, Certificate Holder scheduled an interview with Board staff to occur on April 30, 2014. Certificate Holder did not appear for the interview on April 30, 2014. Certificate Holder did not contact Board staff about the missed interview. Certificate Holder did not provide the requested documents to the Board.
6. On May 7, 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, Julie Ana Johnson, and over the subject matter of this proceeding.
2. That Certificate Holder's conduct is in violation of ORS 678.442(2)(f), OAR 851-063-0080(6) and OAR 851-063-0090(9)(a) and (c).
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 Certified Nursing Assistant certificate of Julie Ana Johnson is **SUSPENDED** for a minimum of two weeks, commencing five business days from the date this

Order is signed, and shall continue until such time as Ms. Johnson has fully cooperated with the Board's investigation. Should the Board reinstate the Certified Nursing Assistant certificate of Ms. Johnson, she would be subject to whatever terms and conditions the Board may impose.

DATED this ____ day of June, 2014

FOR THE BOARD OF NURSING OF THE STATE OF OREGON

Kay Carnegie, RN, MS
Board President

TO: JULIE ANA JOHNSON:

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.