

**BEFORE THE OREGON  
STATE BOARD OF NURSING**

**In the Matter of  
Jocelyn Perez, CNA**

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

**Certificate No. 201112798CNA**

) **Reference No. 14-01252**

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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. Jocelyn Perez (Certificate Holder) was issued a nursing assistant certificate by the Board on October 24, 2011.

This matter was considered by the Board at its meeting on April 23, 2014.

On March 24, 2014, a Notice stating that the Board intended to revoke the Nursing Assistant Certificate of Jocelyn Perez was sent to her via certified and first-class mail to her address of record. The Notice alleged that Certificate Holder stole jewelry from residents of a memory care unit and attempted to pawn the items.

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 24, 2011.
2. On or about February 24, 2014, Certificate Holder was arrested and charged with one count of Theft 1, three counts of Theft 1 by Receiving, and one count of Theft 2.
3. In or about December 2013 and January 2014 Certificate Holder stole jewelry from patients with dementia who were residents of a memory care unit where Certificate Holder was employed.

4. Certificate Holder pawned jewelry which she admitted to police she had stolen from patients at the care facility where she worked.
5. On February 26 and March 13, 2014, letters were mailed to Certificate Holder's address of record instructing her to contact the Board to schedule an interview and to send certain documents to the Board. Certificate Holder failed to cooperate with the Board's requests.
6. On March 24, 2014, 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, Jocelyn Perez, and over the subject matter of this proceeding.
2. That Certificate Holder's conduct is in violation of ORS 678.442(2)(f) and OAR 851-063-0090 (1)(c), (2)(g)(i) and (9)(a)(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 Nursing Assistant Certificate of Jocelyn Perez is REVOKED.

DATED this \_\_\_\_\_ day of April, 2014

**FOR THE BOARD OF NURSING OF THE STATE OF OREGON**

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Kay Carnegie, RN, MS  
Board President

TO: JOCELYN PEREZ:

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