

**BEFORE THE OREGON  
STATE BOARD OF NURSING**

<b>In the Matter of</b>	)	
	)	
	)	<b>FINAL ORDER</b>
<b>Pamela Miriam Millhoff, CNA</b>	)	
	)	<b>Case No. 10C-134</b>
<b>Certificate No.: 200612689CNA</b>	)	

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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, in the State of Oregon. Pamela Millhoff (Certificate Holder) is a Certified Nursing Assistant in the State of Oregon.

This Matter was considered by the Board on August 18, 2010. Certificate Holder did not appear personally. The issue for the Board was whether to approve the Stipulation signed by Certificate Holder on July 6, 2010 and so dispense with this Matter pursuant to ORS 183.417(3).

Upon review of the Stipulation and the agency file in this Matter, the Board finds that reasonable factual and legal grounds exist to support approval of the Stipulation. It is hereby

**ORDERED** that the Stipulation signed by Certificate Holder on July 6, 2010 be approved and by this reference incorporated herein, and, it is further

**ORDERED** that the Certificate to perform the duties of a Nursing Assistant of Pamela Millhoff be reprimanded.

DATED this \_\_\_\_\_ day of August, 2010

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Patricia Markesino, RN  
Board President

BEFORE THE BOARD OF NURSING  
OF THE STATE OF OREGON

In the Matter of )  
 ) STIPULATION FOR REPRIMAND  
Pamela Miriam Millhoff, CNA )  
Certificate No200612689CNA )  
 ) Case No. 09C-169  
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The Oregon State Board of Nursing (Board) is the state agency responsible for the certification and regulation of nursing assistants in Oregon. Pamela Millhoff is a Certified Nursing Assistant in the State of Oregon. She obtained certification by examination on December 19, 2006.

On the evening of November 10, 2009, while working for Evergreen Vista Specialty Care in LaGrande, Oregon, Ms. Millhoff saw Resident G slide to the ground while he was being transferred by another CNA. During the fall, Resident G scraped his back on the metal of his wheelchair, sustaining a superficial abrasion. According to his care plan, Resident G was to be assisted by two people during all transfers, but had been transferred by one.

In an effort to shield the other CNA from potential disciplinary action, Ms. Millhoff reported, falsely, that she also had been assisting Resident G during the transfer. Ms. Millhoff also documented in facility records that she and the other CNA had transferred Resident G together.

Based on the above conduct, Ms. Millhoff is in violation of the following: ORS 678.442 (2) (d),(f); OAR 851-063-0080(4), (6) and 851-063-0090 (1) (b), (3) (c).

ORS 678.442 Certification of nursing assistants; rules.

(2) In the manner prescribed in ORS chapter 183, the board may revoke or suspend a certificate issued under this section or may reprimand a nursing assistant for the following reasons:

(d) Violation of any provisions of ORS 678.010 to 678.445 or rules adopted thereunder.

(f) Conduct unbecoming a nursing assistant in the performance of duties.

OAR 851-063-0080 Causes for Denial, Reprimand, Suspension, Probation or Revocation of CNA Certificate

Under the contested case procedure in ORS 183.310 to 183.550 the Board may deny, reprimand, suspend, place on probation or revoke the certificate to perform duties as a CNA for the following causes:

(4) Violation of any provision of ORS 678.010 to 678.445 or rules adopted thereunder;

ORS 678.442(2) (d)

(6) Conduct unbecoming a nursing assistant in the performance of duties.

OAR 851-063-0090 Conduct Unbecoming a Nursing Assistant

A CNA, regardless of job location, responsibilities, or use of the title "CNA," who, in the performance of nursing related duties, may adversely affect the health, safety or welfare of the public, may be found guilty of conduct unbecoming a nursing assistant. Conduct unbecoming a nursing assistant includes but is not limited to:

(1) Conduct related to the client's safety and integrity:

(b) Failing to report to proper authorities information regarding incompetent, unethical or illegal practice of any health care provider

(3) Conduct related to communication:

(c) Falsifying a client or agency record; including but not limited to filling in someone else's omissions, signing someone else's name, recording care not given, fabricating data/values

Ms. Millhoff wishes to cooperate with the Board in this matter.

Therefore, the following will be proposed to the Board and is agreed to by Ms. Millhoff:

**That the Certified Nursing Assistant certificate of Pamela Millhoff be Reprimanded.**

Ms. Millhoff understands that, in the event she engages in future conduct resulting in violations of law, or violations of the terms and conditions of this Stipulation, the Board may take further disciplinary action against her, up to and including revocation of her CNA certificate.

Ms. Millhoff understands that this Stipulation will be submitted to the Board for approval, and that it is subject to its confirmation.

Ms. Millhoff understands that, by entering into this Stipulation, she waives the right to an administrative hearing under ORS 183.310 to 183.550.

Ms. Millhoff understands that this Stipulation is a public record.

Ms. Millhoff, by her signature below, attests that she has read and understands this Stipulation and agrees to abide by each and every one of its terms and conditions.

Ms. Millhoff understands that, if proven, the conduct described above is grounds for the Board to issue a notice of intent to impose disciplinary action. Ms. Millhoff does not wish to avail herself of her right to receive such Notice, or to ask for a contested case hearing on the matter, as is her right under Oregon law, and, therefore, is willing and proposes to resolve this matter by entering into this Stipulation.

Ms. Millhoff further attests that no promises, representations, duress, or coercion have been used to induce her to sign this Stipulation.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2010

[SIGNATURE & DATED COPY ON FILE IN BOARD OFFICE]

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Pamela Millhoff

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

**[SIGNATURES & DATED COPY ON FILE IN BOARD OFFICE]**

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Linda Fisher-Lewis, DM, MA  
Investigations Manager

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Tammy Palumbo, RN, BSN  
Nurse Investigator