

**BEFORE THE OREGON  
STATE BOARD OF NURSING**

**In the Matter of**

**Joshua Jennings, CNA**

)

) **FINAL ORDER OF REVOCATION**

) **BY DEFAULT**

)

)

**Certificate No. 200910518CNA**

) **Reference No. 13-01584**

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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. Joshua Jennings (Certificate Holder) is a Certified Nursing Assistant in the state of Oregon.

This matter was considered by the Board at its meeting on May 15, 2013.

On April 26, 2013, a Notice stating that the Board intended to revoke the Nursing Assistant Certificate of Joshua Jennings was sent to him via certified and first-class mail to his address of record. The Notice alleged that Certificate Holder failed to comply with his Board Order for Probation.

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.

**-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 March 03, 2009.
- 1.2 On September 19, 2012, the Board accepted Certificate Holder's signed Stipulated Order for Probation. During Certificate Holder's probation period Certificate Holder failed to maintain contact with the Probation Monitor or respond to contact from the Probation Monitor. Certificate Holder also failed to participate in the random drug testing program, missing daily check-in calls, which resulted in four (4) missed urinalysis, (UA) tests.

**II.**

**CONCLUSIONS OF LAW**

Based on the forgoing Findings of Fact, the Board makes the following Conclusions of Law:

- 2.1 That the Board has jurisdiction over the Certificate Holder, Joshua Jennings, and over the subject matter of this proceeding.
- 2.2 That Certificate Holder's conduct in failing to comply with his Board Order is in violation of ORS 678.442 (2) (f) and OAR 851-063-0090 (9) (d).
- 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 Joshua Jennings is Revoked

DATED this \_\_\_\_\_ day of May, 2013

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

\_\_\_\_\_  
Kay Carnegie, RN, MS  
Board President

TO: JOSHUA JENNINGS:

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