

**BEFORE THE OREGON
STATE BOARD OF NURSING**

**In the Matter of
Tanra Gross, CMA**

)
) **FINAL ORDER OF DENIAL OF NURSING**
) **ASSISTANT AND MEDICATION AIDE**
) **CERTIFICATES BY DEFAULT**
)
) **Reference No. 14-00685**

**Certificate No. 201120052CMA,
200112917CNA**

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 and Certified Medication Aides. The Board issued Tanra Gross (CMA) a Nursing Assistant certificate on December 31, 2001, and a Medication Aide certificate on April 27, 2011.

This matter was considered by the Board at its meeting on May 14, 2014.

On February 25, 2014, a Notice stating that the Board intended to deny the Nursing Assistant and Medication Aide Certificates of Tanra Gross was sent to her via certified and first-class mail to her address of record. The Notice alleged that CMA was convicted of theft and worked while her certificates were expired.

The Notice granted CMA an opportunity for hearing if requested within sixty (60) 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. CMA was issued a Nursing Assistant certificate on December 31, 2001, and a Medication Aide certificate on April 27, 2011.
2. In November 2013, the Board received a renewal application from CMA on which she disclosed a recent arrest. The Board opened an investigation into the matter.
3. In August 2013, CMA was arrested for theft and was subsequently convicted of that

charge.

4. In September 2013, CMA's Medication Aide and Nursing Assistant certificates expired. However, CMA continued to work on approximately 80 days after these expirations.
5. In December 2013, CMA was arrested for theft. The following month, CMA informed the Board that she did, in fact, commit theft in August 2013 and December 2013.
6. On February 25, 2014, Board staff mailed a Notice of Proposed Denial of Nursing Assistant and Medication Aide Certificates to CMA via first-class and certified mail. The Notice granted CMA sixty (60) 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 CMA, Tanra Gross, and over the subject matter of this proceeding.
2. That CMA's conduct is in violation of ORS 678.442(2)(a) and (d) and (f) and OAR 851-062-0030(2) and (5) and OAR 851-062-0080 and OAR 851-063-0080(1) and (4) and (6) and OAR 851-063-0090(8)(b) and (g) and OAR 851-063-0100(8) and (10).
3. That CMA defaulted on the Notice by not requesting a hearing within the allotted sixty (60) 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 And Medication Aide Certificates of Tanra Gross are denied.

DATED this _____ day of May, 2014

FOR THE BOARD OF NURSING OF THE STATE OF OREGON

Kay Carnegie, RN, MS
Board President

TO: TANRA GROSS:

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.

SIGNATURES & DATED COPY ON FILE IN BOARD OFFICE