

**BEFORE THE OREGON
STATE BOARD OF NURSING**

**In the Matter of
Kathleen Healy, RN**

)
) **FINAL ORDER OF 30 DAY SUSPENSION**
) **BY DEFAULT**
)
)

License No. 000032439RN

) **Reference No. 13-02197**

The Oregon State Board of Nursing (Board) is the state agency responsible for licensing, regulating and disciplining certain health care providers, including Registered Nurses. Kathleen Healy (Licensee) was issued a registered nurse license by the Board on January 04, 1974.

This matter was considered by the Board at its meeting on November 20, 2013.

On October 25, 2013, a Notice stating that the Board intended to issue a Notice of Proposed 30 day suspension of the Registered Nurse License of Kathleen Healy was sent to her via certified and first-class mail to her address of record. The Notice alleged that Licensee failed to assess, evaluate or observe a 95 year old resident who had sustained a significant fall which resulted in injury.

The Notice granted Licensee 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. Licensee was issued a Registered Nurse License in the state of Oregon on January 04, 1974.
2. On or about June 4, 2013 Licensee neglected the care of a 95 year old patient RT who had sustained a significant fall which resulted in injury.
3. RT was found face down on the floor with most of the mattress on top of her, pinning her down on or about May 20, 2012 at about 6:45 am. Licensee was informed of the

fall at 8:00 am, when she reported for duty. Licensee did not assess, evaluate or observe RT's injuries until 1:45 pm later that day.

4. Licensee admitted that vital signs were not taken stating she did not believe they were indicated during her initial contact with RT.
5. Licensee did not assess RT for injuries and relied on unlicensed caregivers to assess and treat RT's injuries including doing range of motion to check for broken bones and dressing RT's skin tear on her left shoulder.
6. Licensee visited RT, and did not indicate that she checked RT for head injury or any type of bodily injury. Her progress notes lacked a nursing assessment.
7. Licensee failed to notify the family member of RT's fall and her injuries.
8. On October 25, 2013, Board staff mailed a Notice of Proposed 30 Day Suspension of RN license to Licensee via first-class and certified mail. The Notice granted Licensee 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 Licensee, Kathleen Healy, and over the subject matter of this proceeding.
2. That Licensee's conduct is in violation of ORS 678.111(1) (f), OAR 851-045-0070 (1) (b), (c),(e) and (f),(2) (b),(3) (b) and (i),(4) (b).
3. That Licensee 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 registered nurse license of Kathleen Healy is SUSPENDED for 30 days, commencing five business days from the date this Order is signed.

DATED this _____ day of November, 2013

FOR THE BOARD OF NURSING OF THE STATE OF OREGON

Kay Carnegie, RN, MS
Board President

TO: KATHLEEN HEALY:

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.