

**BEFORE THE OREGON  
STATE BOARD OF NURSING**

**In the Matter of** ) **STIPULATED ORDER FOR**  
**Rachel Carlton, NP** ) **VOLUNTARY SURRENDER**  
)  
**License No. 201408267NP-PP,** ) **Reference No. 16-01003**  
**201408266RN**

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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 Nurse Practitioners. Rachel Carlton (Licensee) was issued a Nurse Practitioner certificate and Registered Nurse license by the Board on November 29, 2014.

On or about December 17, 2015, the Board received information that Licensee's APRN certificate and Registered Nurse license had been placed on Emergency Suspension in West Virginia for improperly prescribing medication and diabetic supplies, utilizing telemedicine, while working for Bronson Medical Corporation.

Licensee Voluntarily Surrendered her licenses in West Virginia on April 8, 2016, based on the fact that Ms. Carlton provided prescription medication to West Virginia residents by phone without an established patient-provider relationship, nor a face-to-face evaluation while working at Bronson Medical Corporation.

Licensee also Voluntarily Surrendered her North Dakota licenses on May 19, 2016, based on the facts of the case in West Virginia.

By the above actions, Licensee is subject to discipline pursuant to ORS 678.111(1)(f) and OAR 851-045-0070(4)(a)(b) and OAR 851-056-0016(2)(c)(i) which read as follows:

678.111 Causes for denial, revocation or suspension of license or probation, reprimand or censure of licensee. In the manner prescribed in ORS chapter 183 for a contested case:

(1) Issuance of the license to practice nursing, whether by examination or by indorsement, of any person may be refused or the license may be revoked or suspended or the licensee may be placed on probation for a period specified by the Oregon State Board of Nursing and subject to such condition as the board may impose or may be issued a limited license or may be reprimanded or censured by the board, for any of the following causes:

(f) Conduct derogatory to the standards of nursing.

OAR 851-045-0070 Conduct Derogatory to the Standards of Nursing Defined. Nurses, regardless of role, whose behavior fails to conform to the legal standard and accepted

standards of the nursing profession, or who may adversely affect the health, safety, and welfare of the public, may be found guilty of conduct derogatory to the standards of nursing. Such conduct shall include, but is not limited to, the following:

(4) Conduct related to achieving and maintaining clinical competency:

(b) Failing to conform to the essential standards of acceptable and prevailing nursing practice. Actual injury need not be established.

OAR 851-056-0016 Conduct Derogatory to the Standards for Prescriptive or Dispensing Authority

(2) The abuse of the prescriptive or dispensing authority constitutes conduct derogatory to nursing standards and is defined as:

(c) Prescribing, dispensing, or distributing drugs to an individual who is not the APRN's client unless written under Expedited Partner Therapy guidelines from the Department of Human Services; or under the Oregon Health Authority Programs to Treat Allergic Response OR Hypoglycemia and Opiate Overdose in ORS 433.800–433.830.

(i) Failure to properly assess and document client assessment when prescribing, dispensing, administering, or distributing drugs;

Licensee wishes to cooperate with the Board in this matter and voluntarily surrender her Nurse Practitioner license.

Therefore, the following will be proposed to the Oregon State Board of Nursing and is agreed to by Licensee:

**That the voluntary surrender of the Nurse Practitioner license of Rachel Carlton be accepted. If, after a minimum of three years, Ms. Carlton wishes to reinstate her Nurse Practitioner certificate and /or Registered Nurse license, she may submit an application to the Board to request reinstatement.**

Licensee agrees that she will not practice as a Nurse Practitioner and/or registered Nurse from the date she signs this Order.

Licensee understands that this Order will be submitted to the Board of Nursing for its approval and is subject to the Board's confirmation.

Licensee understands that by signing this Stipulated Order, she waives the right to an administrative hearing under ORS 183.310 to 183.540, and to any judicial review or appeal thereof. Licensee acknowledges that no promises, representations, duress or coercion have been used to induce her to sign this Order.

Licensee understands that this Order is a document of public record.

Licensee has read this Stipulated Order, understands this Order completely, and freely signs this Stipulated Order for Voluntary Surrender.

\_\_\_\_\_  
Rachel Carlton, NP

\_\_\_\_\_  
Date

**ORDER**

IT IS SO ORDERED:

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

\_\_\_\_\_  
Bonnie Kostelecky, MS, MPA, RN  
Board President

\_\_\_\_\_  
Date

SIGNATURES & DATED COPY ON FILE IN BOARD OFFICE