

**BEFORE THE KANSAS STATE BOARD OF NURSING**  
Landon State Office Building, 900 S.W. Jackson #1051  
Topeka, Kansas 66612-1230

**FILED**  
**AUG 30 2011**  
**KSBN**

**IN THE MATTER OF**  
**CHRISTINE L. SWANSON**  
License No. 13-112811-012, 23-394-012

**Case No. 11-170-9**

**PROPOSED DEFAULT ORDER TO REVOKE LICENSE**

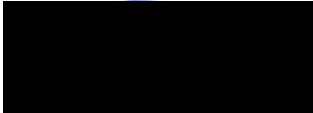
NOW ON THIS 30<sup>th</sup> day of August 2011, Petitioner, the Kansas State Board of Nursing, appears by disciplinary counsel, Danielle R. Sanger, for a Pre-Hearing on the Petition. Respondent does not appear in person or by phone.

Wherefore, the Presiding Officer finds as follows:

1. Respondent is licensed to practice nursing in Kansas through 1/31/2012. The Kansas State Board of Nursing has jurisdiction over the Respondent and the subject matter of this action.
2. Respondent was sent a copy of the Petition and Notice of Hearing to Respondent's last known address of record, and service is proper. Respondent does not appear.
3. Petitioner moves for issuance of a proposed default order revoking Respondent's license. The Petitioner's request is granted by default pursuant to K.S.A. 77-520.
4. The Petition is hereby granted and incorporated into this order as if fully set forth herein. Respondent violated the Nurse Practice Act as alleged in the Petition.
5. Per Petitioner's request, Respondent's license to practice nursing is revoked. Respondent may not practice nursing in Kansas.
6. Costs of the action of \$70 are assessed to Respondent to be paid to the Board by cashier's check or money order within 30 days of the effective date of this order.
7. Respondent shall immediately forward his or her original Kansas nursing license to the Kansas State Board of Nursing.

8. This Proposed Default Order shall become effective seven days after service, or ten days after mailing, of this order unless the Respondent files a written motion with the Board stating why the Proposed Default Order should be vacated and the order is then vacated.
9. Disciplinary counsel shall mail a copy of this proposed default order to Respondent's last known address of record.

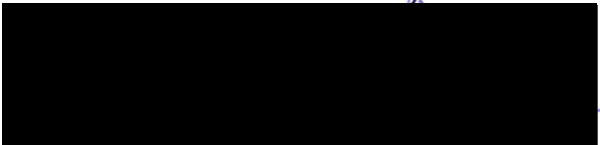
**IT IS SO ORDERED.**

  
Sandra L. Sharon, Presiding Officer  
Office of Administrative Hearings  
1020 S Kansas Ave.  
Topeka, KS 66612-1327

**NOTICE**

Pursuant to K.S.A. 77-520, a party against whom a proposed default order is issued may file a written motion to vacate the order. A motion to vacate the proposed default order must be timely filed within 7 days following service of the proposed default order. If no timely motion to vacate the proposed default order is received and granted, the proposed default order becomes final without further proceedings or notice in 30 days after the service of the proposed default order.

Pursuant to K.S.A. 77-531, if served by mail, three days are added to the time limits set out above.

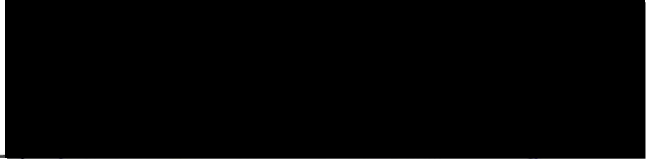
  
Danielle R. Sanger, #24587  
Disciplinary Counsel  
Kansas State Board of Nursing  
900 S.W. Jackson, Suite #1051  
Topeka, KS 66612-1230  
785-296-4325

**CERTIFICATE OF SERVICE**

I certify that on the 30<sup>th</sup> day of August 2011, a true and correct copy of the foregoing Proposed Default Order Revoking License was deposited in the United States Mail, first-class postage prepaid, addressed to the following:

Christine L. Swanson  
1834 Cedar Crest  
Manhattan KS 66503

Christine Swanson  
313 Orchard Circle  
Manhattan, KS 66502



Danielle R. Sanger, #24587  
Assistant Attorney General

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**IN THE MATTER OF  
CHRISTINE L. SWANSON  
License No. 13-112811-012, 23-39414-012**

**Case No. 11-170-9**

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**JUL 14 2011**

**KSBN**

**PETITION**

COMES NOW the Petitioner, the Kansas State Board of Nursing, by and through Assistant Attorney General assigned to the Board, Danielle R. Sanger, and for its cause of action states that:

1. Respondent, Christine Swanson, is licensed to practice nursing in Kansas through 01/31/2012. The Board has jurisdiction over the Respondent and the subject matter of this action.
2. Respondent's address of record is 1834 Cedar Crest, Manhattan KS 66503.
3. After an investigation, the Board's investigative committee found reasonable grounds to believe that the Respondent violated the Kansas Nurse Practice Act, K.S.A. 65-1120, and referred this matter for further proceedings.
4. The Kansas State Board of Nursing has the authority under K.S.A. 74-1106 *et seq.* to examine, license and renew licenses for duly qualified applicants and may limit, deny, suspend or revoke a license or authorization to practice nursing, may issue a public or private censure and levy administrative fines consistent with K.S.A. 74-1110, if a violation of K.S.A. 65-1120(a) is established.

**FACTS COMMON TO ALL COUNTS**

5. The facts below are common to all counts:
  - a. On 5/21/2011, Respondent entered into a plea agreement with the U.S. Department of Justice pursuant to Rule 11(c)(1)(C) of the Federal Rules of Criminal Procedures, in which Respondent pled guilty to two Counts.

- i. Count 1 charged a violation of 12 U.S.C. § 846, with reference to § 841(a)(1), that is, conspiracy to distribute/dispense controlled substances.
  - ii. Count 2 charged a violation of 18 U.S.C. § 1512(c)(1), that is, obstruction of justice.
- b. As stipulated in the above-referenced plea agreement, from or about March 2009 to June 2009, Respondent knowingly and intentionally conspired and agreed with others to distribute and dispense controlled substances, and to cause them to be distributed and dispensed.
- c. As stipulated in the above-referenced plea agreement, Respondent and her co-conspirators were involved in distributing and dispensing controlled substances by falsifying and forging prescriptions.
- d. In return for the government's agreement to enter into a Rule 11(c)(1)(C) plea agreement, Respondent agreed to surrender permanently any nursing or other health care provider license that would allow her to work in the health care industry at any time in the future.

#### VIOLATIONS

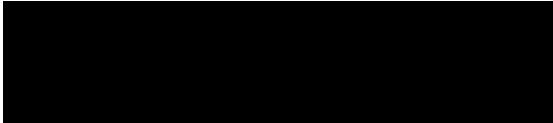
6. Respondent has violated the Kansas Nurse Practice Act as follows:
  - a. Count 1: K.S.A. 65-1120(a)(2), to have been guilty of a felony or to have been guilty of a misdemeanor involving an illegal drug offense unless the applicant or licensee establishes sufficient rehabilitation to warrant the public trust;
  - b. Count 2: K.S.A. 65-1120(a)(6), to be guilty of unprofessional conduct as defined by rules and regulations of the board, by 60-3-110(a), performing acts beyond the authorized scope of the level of nursing for which the individual is licensed.

WHEREFORE, Petitioner requests a finding that the Respondent has violated the Nurse Practice Act, that Respondent's license to practice nursing in Kansas be revoked, and that costs of this action be assessed to the Respondent in the amount of \$70.00.

Respectfully submitted,

Derek Schmidt  
Kansas Attorney General

By:



Danielle R. Sanger #24587  
Assistant Attorney General  
Kansas State Board of Nursing  
Landon State Office Building  
900 SW Jackson #1051  
Topeka, KS 66612