

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

**FILED**  
**JUN 29 2010**  
**KSBN**

**IN THE MATTER OF**  
**NATALIE A. MCELROY**  
License No. 13-72347-081

Case No. 08-706-8, 09-1101-8  
OAH No. 10BN0092

**PROPOSED DEFAULT ORDER TO REVOKE LICENSE**

NOW ON THIS 29<sup>th</sup> day of June, 2010, petitioner, the Kansas State Board of Nursing, appears by disciplinary counsel, Alma A. Heckler, for a Hearing on the Petition. Respondent does not appear.

Wherefore, the Presiding Officer finds as follows:


1. Respondent is licensed to practice nursing in Kansas through 8/31/2011. 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 this hearing to respondent's last known address 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 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 cash or money order within 30 days of the effective date of this order.
7. Respondent shall immediately forward his or her original Kansas registered nurse 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. If this Proposed Default Order becomes effective, the Respondent's request for administrative hearing is dismissed pursuant to K.S.A. 77-520(d).

10. Disciplinary counsel shall mail a copy of this proposed default order to respondent's last known address.

**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. 77-527, either party may request a review of this order by filing a petition for review with the Kansas State Board of Nursing. The petition for review shall state its basis. A petition for review must be filed within 15 days from the date this order becomes effective. Failure to timely request a review by the Kansas State Board of Nursing may preclude further judicial review. The petition for review shall be mailed or personally delivered to: State Board of Nursing - Legal Division, Landon State Office Building, 900 SW Jackson, Ste 1051, Topeka, KS 66612-1230.

Pursuant to K.S.A. 77-530, if neither party requests a review by the Kansas State Board of Nursing, then this initial order becomes final and binding on both parties on the 30<sup>th</sup> day following its service.


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

  
\_\_\_\_\_  
Alma A. Heckler, #11555  
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 29th day of June, 2010, the foregoing copy of the Proposed Default Order Revoking License was served by depositing the same in the United States Mail, first-class postage prepaid, addressed to the following:

Natalie A. McElroy  
6244 SW 21st Terr  
Topeka, KS 66614



A yellow rectangular redaction covers the signature area. A blue ink signature is visible above the redaction, and another blue ink signature is visible below the redaction, extending to the right.

Alma A. Heckler  
Assistant Attorney General

**BEFORE THE KANSAS STATE BOARD OF NURSING**

Landon State Office Building, 900 S.W. Jackson #1051  
Topeka, Kansas 66612-1230

**FILED**

**MAY 3 2010**

**KSBPN**

**IN THE MATTER OF  
NATALIE A. MCELROY  
License No. 13-72347-081**

**Case No. 08-706-8, 09-1101-8**

**FILED - OAH  
4 MAY '10 PM 2:38**

**PETITION**

COMES NOW the petitioner, the Kansas State Board of Nursing, by and through Assistant Attorney General assigned to the Board, Brenda J. Clary, and for its cause of action states that:

1. Respondent, Natalie A. McElroy, is licensed to practice nursing as a registered professional nurse in Kansas through August 31, 2011.
2. Respondent's address of record is 6244 SW 21st Terr, Topeka, KS 66614.
3. The Kansas State Board of Nursing has the authority under K.S.A. 74-1106 *et seq.* to examine, license and renew license for duly qualified applicants and may limit, deny, suspend or revoke a license or authorization to practice nursing or may issue a public or private censure upon making any of the findings listed under K.S.A. 65-1120(a) and may levy administrative fines consistent with K.S.A. 74-1110 if a violation of the Kansas Nurse Practice Act, K.S.A. 65-1113 *et seq.*, is established.
4. After an investigation, the Board's investigative committee found reasonable grounds for action against Respondent's license pursuant to K.S.A. 65-1120(a), and referred this matter for further proceedings.
5. The Board has jurisdiction over Respondent and the subject matter of this action.

**FACTS**

6. In case number 08-706-8, the Board investigated allegations that Respondent had enlisted another nurse to phone in unauthorized prescriptions for Respondent. The Board referred Respondent to the [REDACTED] for evaluation and




WHEREFORE, Petitioner requests that Respondent's license to practice nursing in Kansas be revoked and that costs of this action be assessed to Respondent in the minimum amount of \$70.00.

Respectfully submitted,

Stephen N. Six  
Kansas Attorney General

By:

  
Brenda J. Clary, #18770  
Assistant Attorney General  
Kansas State Board of Nursing  
Landon State Office Building  
900 SW Jackson #1051  
Topeka, KS 66612