

Filed
MAR 18 2004
Board of Nursing

BEFORE THE KANSAS STATE BOARD OF NURSING
LONDON STATE OFFICE BUILDING, 900 S.W. JACKSON, SUITE 1051
TOPEKA, KANSAS 66612-1230

IN THE MATTER OF THE LICENSE OF
MELANIE GIBSON
LICENSE NO. 23-014900-022

CASE NO. 03-186-9

DEFAULT ORDER ON RESPONDENT'S MOTION TO VACATE DEFAULT OF 11/12/03

NOW ON THIS 18th day of March, 2004, petitioner appears by disciplinary counsel, Betty Wright, for a pre-hearing conference on the respondent's motion to vacate default filed 11/12/03. Respondent does not appear. Petitioner orally moves for issuance of a Default order denying respondent's motion to vacate the Default Order Revoking her L.P.N. license.

Wherefore, the hearing officer finds as follows:

1. Petitioner's motion for a default order denying respondent's motion to vacate the Default Order Revoking her license is hereby granted.
2. Respondent license lapsed on February 29, 2004.
3. A hearing was held and respondent did not appear on November 12, 2003. The hearing officer found the respondent to be in default and the order found that respondent violated the Nurse Practice Act as alleged in the petition.
4. Respondent requested through petitioner that another hearing be scheduled.
5. Petitioner sent a copy of the Continuance and notice of this hearing to respondent's last known address on January 20, 2004, the address the respondent provided to the Board and service is proper.
6. Costs of the action of \$70.00 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. Disciplinary counsel shall mail a copy of this order to respondent's last known address.

IT IS SO ORDERED.

Terry E. Beck
Hearing Officer

NOTICE


This is a proposed default order pursuant to K.S.A. 77-520. This order becomes effective if respondent does not file a written motion requesting that this order be vacated with the Board within seven days after the day this order is mailed. If a motion is timely filed, then a hearing will be set and notice given to respondent to appear. Another order will then be issued either vacating or affirming this order.

Betty Wright #11555
Assistant Attorney General
900 S.W. Jackson, Suite 1051
Topeka, Kansas 66612-1230
785/296-4325

CERTIFICATE OF SERVICE

On the 18th day of March, 2004, I mailed a copy of this order by depositing it with the United States Postal Service, postage prepaid, addressed to respondent:

Melanie Gibson
229 W 13th
Horton, KS 66439



Betty Wright
Assistant Attorney General
Kansas State Board of Nursing
(785) 296-4325