

Filed

AUG 11 2004

Board of Nursing

**BEFORE THE KANSAS STATE BOARD OF NURSING**

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

IN THE MATTER OF

**Mary Thomas**

LICENSE NO. 23-23938-031

**CASE NO. 02-272-9**

**PROPOSED DEFAULT ORDER REVOKING LICENSE**

**NOW ON THIS 11<sup>th</sup>** of August, 2004, petitioner appears by disciplinary counsel, Betty Wright, for a pre-hearing conference on the petition. Respondent does not appear.

Wherefore, the hearing officer finds as follows:

1. Respondent was licensed as a LPN. through 3/31/05. The board has jurisdiction over this matter.
2. Petitioner sent a copy of the petition and notice of this hearing to respondent's last known address and service is proper.
3. Petitioner moves for issuance of a proposed default order revoking the respondent's license.
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 at:

K.S.A. 65-1120(a)(4), to be unable to practice with skill and safety due to current abuse of drugs or alcohol.

K.S.A. 65-1120(a)(6), unprofessional conduct by K.A.R. 60-3-110 (s) failing to complete the requirements of the impaired provider program of the board.

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.

6. Per petitioner's request, respondent's license to practice nursing is revoked. Respondent may not practice nursing in Kansas. Respondent is to mail the license card to the board immediately.
7. Respondent shall pay the costs of the action of \$70.
8. Disciplinary counsel shall mail a copy of this order to respondent's last known address.

**IT IS SO ORDERED**

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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 at:

State Board of Nursing -Legal Division  
Landon State Office Building  
900 SW Jackson, Ste 1051  
Topeka, KS-66612-1230

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.

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Betty Wright #14785  
Disciplinary Counsel  
900 S.W. Jackson, Suite #1051  
Topeka, Kansas 66612-1230  
785/296-4325

**CERTIFICATE OF SERVICE**

On the 11 day of August, 2004, I deposited a copy of this notice and the above-referenced pleading with the United States Postal Service, postage pre-paid, addressed to:

Mary Thomas  
328 W. 14<sup>th</sup> St.  
Horton, KS 66439

  
Betty Wright, Assistant Attorney General