

**BEFORE THE KANSAS STATE BOARD OF NURSING**

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

**IN THE MATTER OF  
ERRIKA CROOMS  
License No. 23-29591-081**

**Case No. 13-1610-0**

FILED

MAY 01 2015

KSBN

FILED OAH

29 APR '15 AM 9:15

**PROPOSED DEFAULT ORDER TO REVOKING LICENSE**

NOW ON THIS 29<sup>th</sup> day of April, 2015, petitioner, the Kansas State Board of Nursing, appears by disciplinary counsel, Michael R. Fitzgibbons, Assistant Attorney General, 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. 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 \$100 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 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. 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.**



---

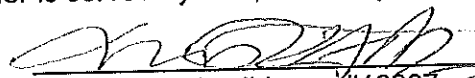
Sandra Sharon, Presiding Officer  
Office of Administrative Hearings  
1020 S Kansas Ave.  
Topeka, KS 66612-1327

**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 7 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.



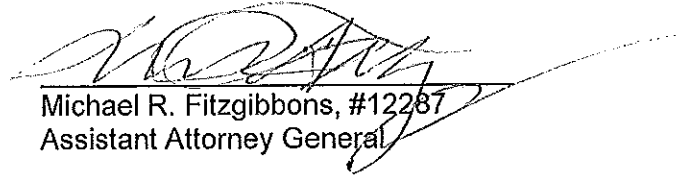
---

Michael R. Fitzgibbons, #12287  
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 18 day of May, 2015, the foregoing copy of the PROPOSED DEFAULT ORDER TO REVOKING LICENSE was served by depositing the same in the United States Mail, first-class postage prepaid, addressed to the following:

Erikka L. Crooms  
2055 E. Broadway Road, APT 221  
Mesa, AZ 85204-1483

  
Michael R. Fitzgibbons, #12287  
Assistant Attorney General

**BEFORE THE KANSAS STATE BOARD OF NURSING**

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

**IN THE MATTER OF  
ERRIKA CROOMS  
License No. 23-29591-081**

**Case No. 13-1610-0**

FILED

JAN 12 2015

KSBN

**PETITION**

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

1. Respondent, Errika Crooms, is licensed to practice nursing in Kansas through 8/31/2015. The Board has jurisdiction over the respondent and the subject matter of this action.
2. Respondent's address of record is 2055 E. Broadway Road Apt. 221, Mesa, Arizona 85204-1483.
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 license 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 or about November 7, 2008, the respondent entered into a Consent Agreement and Final Order (Agreement) with the Kansas Board of Nursing. She did not complete the agreement until October of 2013.

(b) Respondent was required by the Agreement to report any use of alcohol and any criminal convictions. Respondent is also required by K.S.A. 65-1117(c)(1)(B) to report any new criminal convictions to the Board, notwithstanding the requirements of her Agreement.

(c) Respondent was convicted of misdemeanor Driving Under the Influence (DUI) in the Topeka, Kansas Municipal Court on 3/19/2010, Case No. CR-2009-0013843-DU. Respondent failed to report the conviction to the Board, either under the Agreement or as required by K.S.A. 65-1117(c)(1)(B).

(d) Respondent applied for a nursing license in Arizona. Her application was denied because she failed to report her prior Kansas and North Carolina disciplinary actions and because she failed to report her 2010 DUI conviction to the Kansas Board of Nursing. On 7/16/2013 the Arizona Board issued an order denying her endorsement application. She appealed, but on 8/29/2013 her appeal was denied and dismissed.

(e) The Arizona Board determined that the respondent failed to recognize the severity of her substance abuse issues and that her recovery is only a partial one.

(f) Respondent has a history of discipline, in part due to her failure to report prior discipline and criminal convictions. The respondent is not amenable to supervision and her substance abuse remains unresolved.

### VIOLATIONS

6. Respondent has violated the Kansas Nurse Practice Act as follows:

Count 1: K.S.A. 65-1120(a)(4) to be unable to practice with skill and safety due to current abuse of drugs or alcohol;

Count 2: K.S.A. 65-1120(a)(6), unprofessional conduct, by failing to comply with any disciplinary order of the board; K.A.R. 60-3-110(r);

Count 3: 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...;

Count 4: K.S.A. 65-1120(a)(1) to be guilty of fraud or deceit in practicing nursing or in procuring or attempting to procure a license to practice nursing:

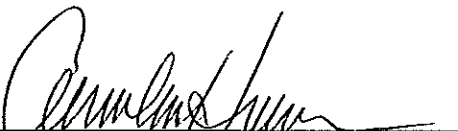
Count 5: K.S.A. 65-1120(a)(8) to have a license to practice nursing as a registered nurse or as a practical nurse denied, revoked, limited or suspended, or to be publicly or privately censured, by a licensing authority of another state, agency of the United States government, territory of the United States or country...:

Count 6: K.S.A. 65-1120(a)(6), unprofessional conduct, by failing to furnish the board, its investigators, or its representatives with any information legally requested by the board; K.A.R. 60-3-110(t);

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 at least the amount of \$70.00.

Respectfully submitted,

Derek Schmidt  
Kansas Attorney General

By:   
Alma A. Heckler, #11555  
Assistant Attorney General  
Kansas State Board of Nursing  
Landon State Office Building  
900 SW Jackson #1051  
Topeka, KS 66612