

BEFORE THE KANSAS STATE BOARD OF NURSING

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

**IN THE MATTER OF
BRENDA J. WALTERS
License No. 24-032803-052**

**Case No. 06-522-0
OAH No. 07BN0030**

PROPOSED DEFAULT ORDER TO REVOKE LICENSE

NOW ON THIS 31st day of July, 2007, petitioner, the Kansas State Board of Nursing, appears by disciplinary counsel, Mark A. Knight, 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 5/31/2008. The Kansas State Board of Nursing has jurisdiction over the Respondent and the subject matter of this action.
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 respondent's license. The petitioner's request is granted by default.
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. Respondent is to mail the license card to the Kansas State Board of Nursing office immediately.
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 licensed practical nurse license to the Kansas State Board of Nursing.

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**IN THE MATTER OF
BRENDA J. WALTERS
License No. 24-032803-052**

Case No. 06-522-0

ORDER DENYING MOTION TO VACATE

NOW ON THIS 25th day of September, 2007, petitioner appears by Mark A. Knight, disciplinary counsel for the Petitioner, Kansas State Board of Nursing. A proposed default order was granted July 31, 2007, after respondent failed to appear for a hearing. Respondent was mailed a copy of that order and respondent timely filed a motion to vacate that order. Respondent's motion was set for a hearing on this date and respondent was mailed notice of this hearing to the last known address. Respondent does not appear to argue the motion.

At Petitioner's request, Respondent's motion to vacate is denied. The default order previously mailed to Respondent is affirmed and is effective on the date that Petitioner mails a copy of this order to Respondent.


Sandra L. Sharon, Presiding Officer

STATEMENT OF AVAILABLE REMEDIES FOR ADMINISTRATIVE AND JUDICIAL REVIEW

The procedures available and time limitations for seeking reconsideration or other relief are as follows:

Any party, within fifteen (15) days after service of a final order, may file a petition for reconsideration with Executive Director Mary Blubaugh, 900 S.W. Jackson, Ste. 1051, Topeka, Kansas 66612. The petition for reconsideration shall state the specific grounds upon which the reconsideration is requested. The filing of the petition is not a prerequisite for seeking judicial review.

A person may seek judicial review of this Final Order in accordance with the Act for the Judicial Review and Civil Enforcement of Agency Actions (K.S.A. 77-601 et seq.) by filing a petition for judicial review in the district court within thirty (30) days after service of this order pursuant to K.S.A. 77-613. The agency officer designated to receive service of process is Executive Director Mary Blubaugh, 900 S.W. Jackson, Ste. 1051, Topeka, Kansas 66612.

CERTIFICATE OF SERVICE

On the 25th day of September, 2007, I deposited a copy of this ORDER DENYING MOTION TO VACATE with the United States Postal Service, postage pre-paid, addressed to:

Brenda J. Walters
13616 E. 41St. Terr.
Independence, MO 64055



Mark A. Knight, #12183
Assistant Attorney General
Kansas State Board of Nursing
Landon State Office Building
900 SW Jackson #1051
Topeka, KS 66612