

**BEFORE THE KANSAS STATE BOARD OF NURSING**

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

**FILED**

**JAN 25 2011**

**IN THE MATTER OF  
KENDRA K. LEE-HICKS  
License No. 24-38065-072**

**KSBN**

**Case No. 10-974-0**

**PROPOSED DEFAULT ORDER TO REVOKE LICENSE**


NOW ON THIS 25th day of January 2011, Petitioner, the Kansas State Board of Nursing, appears by disciplinary counsel, Danielle R. Sanger, for a Pre-Hearing Conference on the Petition. Respondent does not appear.

Wherefore, the Presiding Officer finds as follows:

1. Respondent, Kendra K. Lee-Hicks, is licensed to practice nursing in Kansas through 7/31/2012. The Board 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 fully 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 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. Disciplinary counsel shall mail a copy of this proposed default order to Respondent's last known address.

**IT IS SO ORDERED.**

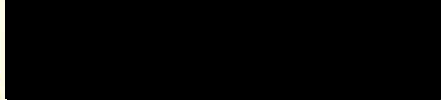
  
Sandra L. Sharon, Presiding Officer  
Office of Administrative Hearings  
1020 S Kansas Ave.  
Topeka, KS 66612-1327

**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.

  
Danielle R. Sanger, #24587  
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 25<sup>th</sup> day of January 2011, a true and correct copy of the foregoing Proposed Default Order Revoking License was deposit in the United States Mail, first-class postage prepaid, addressed to the following:

Kendra K. Lee Hicks  
3612 Blue Ridge Cutoff  
Kansas City, MO 64133

  
Danielle R. Sanger, #24587  
Assistant Attorney General

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**IN THE MATTER OF  
KENDRA K. LEE-HICKS  
License No. 24-38065-072**

**Case No. 10-974-0**

**PETITION**

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

1. Respondent, Kendra K. Lee-Hicks, is licensed to practice nursing in Kansas through 7/31/2012. The Board has jurisdiction over the respondent and the subject matter of this action.
1. Respondent's address of record is 3612 Blue Ridge Cutoff, Kansas City MO 64133.
2. 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.
3. The Kansas State Board of Nursing has the authority under K.S.A. 74-1106 *et seq.* to examine, license and renew licenses 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**

4. The facts below are common to all counts:
  - a. On or about 09/24/2008, the Kansas State Board of Nursing received an endorsement application from the Respondent. In this application, Respondent

answered "Yes" to the question "Have you ever been convicted of a misdemeanor?"

- b. In a letter dated 10/09/2008, the Kansas State Board of Nursing informed Respondent that her application, including her previous history of misdemeanor convictions, had been reviewed and approved, pending successful completion of all other requirements for endorsement. The 10/09/2008 letter also informed Respondent that she was required to answer "Yes" to the misdemeanor conviction question on any/all future nursing applications submitted to the Kansas State Board of Nursing.
- c. On or about 07/30/2010, the Respondent submitted an LPN renewal application with the Kansas State Board of Nursing. On the application, the Respondent answered "No" to the question "Have you ever been convicted of a misdemeanor or felony?" Based on Respondent's previous acknowledgement of three misdemeanors, a new case, # 10-974-0, was opened.
- d. In a letter dated 08/09/2010, Betty Stewart, a Kansas State Board of Nursing investigator, informed the Respondent that she was required to submit a letter explaining why she answered "No" to the conviction question on her online renewal application. The Respondent did not respond to the 08/09/2010 letter with an explanation.
- e. In a letter dated 10/25/2010, Betty Stewart informed the Respondent that the Kansas State Board of Nursing would be willing to resolve the matter informally if Respondent agreed to complete a two (2) hour CNE on the Kansas Nurse Practice Act.
- f. The 10/25/2010 letter was returned to the Kansas State Board of Nursing with the message "Moved Left No Address Unable to Forward Return to Sender."

VIOLATIONS

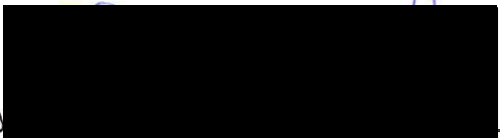
5. Respondent has violated the Kansas Nurse Practice Act as follows:
- a. Count 1: K.S.A. 65-1120(a)(1): To be guilty of fraud or deceit in practicing nursing or in procuring or attempting to procure a license to practice nursing;
  - b. Count 2: K.S.A. 65-1120(a)(6): To be guilty of unprofessional conduct as defined by rules and regulations of the board, and KAR 60-3-110(t), failing to furnish the board, its investigators, or its representatives with any information legally requested by the board.

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 amount of \$70.00.

Respectfully submitted,

Stephen N. Six  
Kansas Attorney General

By

  
Danielle R. Sanger #24587  
Assistant Attorney General  
Kansas State Board of Nursing  
Landon State Office Building  
900 SW Jackson #1051  
Topeka, KS 66612