

IN THE MATTER OF
PERMANENT CERTIFICATE
NUMBER 131346
ISSUED TO SANDRA SUZETTE WAIBLE

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BEFORE THE ELIGIBILITY
AND DISCIPLINARY
COMMITTEE
OF THE TEXAS
BOARD OF NURSING



I do hereby certify this to be a complete, accurate, and true copy of the document which is on file or is of record in the offices of the Texas Board of Nursing.
Patricia P. Roman
Executive Director of the Board

ORDER OF THE BOARD

TO: Sandra Suzette Waible
1375A Aspen Ave.
Grand Forkes, AFB, ND 58204

Sandra Suzette Waible
1605 East Morrison
Frankford, IN 46041

During open meeting held in Austin, Texas, on May 10, 2011, the Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case, based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee of the Texas Board of Nursing finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, Chapter 301 of the Texas Occupations Code, for retention of Respondent's license to practice vocational nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Eligibility and Disciplinary Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing [22 TEX. ADMIN.CODE § 213.16(j)]. All parties have a right to judicial review of this Order.

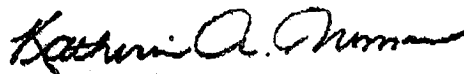
All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that Permanent Certificate Number 131346, previously issued to SANDRA SUZETTE WAIBLE, to practice vocational nursing in the State of Texas be, and the same is hereby, REVOKED.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice vocational nursing in the State of Texas.

Entered this 10th day of May, 2011.

TEXAS BOARD OF NURSING



BY:

KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Attachment: Formal Charges filed January 10, 2011.

Re: Permanent Certificate Number 131346
Issued to SANDRA SUZETTE WAIBLE
DEFAULT ORDER -REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of May, 2011, a true and correct copy of the foregoing
DEFAULT ORDER was served by placement in the U.S. Mail via certified mail, and addressed to
the following person(s):

Sandra Suzette Waible
1375A Aspen Ave.
Grand Forkes, AFB, ND 58204

Sandra Suzette Waible
1605 East Morrison
Frankford, IN 46041

BY:



KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

In the Matter of Permanent License
Number 131346, Issued to
SANDRA SUZETTE WAIBLE, Respondent

§
§
§

BEFORE THE TEXAS
BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, SANDRA SUZETTE WAIBLE, is a Vocational Nurse holding license number 131346, which is in Inactive status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

CHARGE I.

On or about December 26, 2007, Respondent's license to practice practical nursing in the State of Indiana was issued the sanction of INDEFINITE PROBATION by the Indiana State Board of Nursing, Indianapolis, Indiana. A copy of the Findings of Fact, Conclusions of Law and Order, dated December 26, 2007, issued by the Indiana State Board of Nursing, Indianapolis, Indiana, is attached and incorporated by reference as part of this hearing.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(8), Texas Occupations Code.

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to revocation of Respondent's license to practice nursing in the State of Texas pursuant to the Nursing Practice Act, Chapter 301, Texas Occupations Code and the Board's rules, 22 Tex. Admin. Code §§ 213.27 - 213.33. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to Section 301.461, Texas Occupations Code. The cost of proceedings shall include, but is not limited to, the cost paid by the Board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, Board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars (\$1200.00).

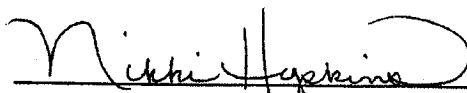
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.state.tx.us.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at www.bon.state.tx.us/disciplinaryaction/discp-matrix.html.

NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Order which is attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Findings of Fact, Conclusions of Law and Order, dated December 26, 2007, issued by the Indiana State Board of Nursing, Indianapolis, Indiana.

Filed this 10th day of January, 2011 ^{NEH}.

TEXAS BOARD OF NURSING



James W. Johnston, General Counsel
Board Certified - Administrative Law
Texas Board of Legal Specialization
State Bar No. 10838300

Jena Abel, Assistant General Counsel
State Bar No. 24036103

Lance Robert Brenton, Assistant General Counsel
State Bar No. 24066924

Robert Kyle Hensley, Assistant General Counsel
State Bar No. 50511847

Nikki Hopkins, Assistant General Counsel
State Bar No. 24052269

John F. Legris, Assistant General Counsel
State Bar No. 00785533

TEXAS BOARD OF NURSING

333 Guadalupe, Tower III, Suite 460
Austin, Texas 78701
P: (512) 305-6824
F: (512) 305-8101 or (512)305-7401

Attachments: Findings of Fact, Conclusions of Law and Order, dated December 26, 2007, issued by the Indiana State Board of Nursing, Indianapolis, Indiana.



www.PLA.IN.gov

Governor Mitchell E. Daniels, Jr.

402 W. Washington St. Room W072
Indianapolis, IN 46204
Tel : (317) 232-2980 Fax : (317) 233-4236

Texas State Board of Nursing
Attn: Soraya Trammell, Administrative Assistance III
333 Guadalupe Suite 3-460
Austin, TX 78701

INDIANA STATE BOARD OF NURSING

CERTIFICATION

I, Sean Gorman, Director of the Indiana State Board of Nursing, through the Indiana Professional Licensing Agency, being duly sworn upon my oath, depose and say:

I certify that the Indiana Professional Licensing Agency is the record-keeping agency for the Indiana State Board of Nursing which is responsible for licensing nurses in the State of Indiana. As Director, I am the keeper of the records of administrative proceedings before the Indiana State Board of Nursing.

I further certify that the following documents are true and accurate copy of the licensure records Findings of Fact, Conclusions of Law and Order filed on December 26, 2007 for **Sandra Waible, L.P. N.** in the State of Indiana.

INDIANA STATE BOARD OF NURSING

Sean Gorman, Board Director
Indiana Professional Licensing Agency

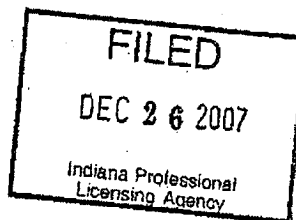
BEFORE THE INDIANA
STATE BOARD OF NURSING
CAUSE NUMBER: 2003 NB 0095

STATE OF INDIANA,

Petitioner,

v.

SANDRA WAIBLE, L.P.N.,
License Number: 27038609A



Respondent.

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

The Indiana State Board of Nursing ("Board") held an administrative hearing on December 13, 2007, in the Auditorium of the Indiana Government Center South, 302 West Washington Street, Indianapolis, Indiana, concerning Sandra Waible's ("Respondent") request to reinstate her license as a practical nurse.

Respondent appeared in person and waived her right to be represented by counsel. Laura Wilford, Deputy Attorney General, represented the State of Indiana.

The Board, after considering the evidence presented and taking official notice of the file in this matter issues the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. Respondent, whose mailing address is 1605 East Morrison, Frankfort, Indiana 46041, is a practical nurse with license number 27038609A.
2. Respondent received timely and proper notice of the date, time and location of this hearing pursuant to Indiana Code 4-21.5-3-20.
3. The Board is empowered to hold this administrative hearing pursuant to the authority of Indiana Code 25-1-9-9 and Indiana Code 4-21.5-3.
4. The Board voted to suspend Respondent's license in May 2005. She had abused street drugs while her nursing license was on probation.

5. The Respondent submitted a request for reinstatement of her license in August 2007.

6. At the hearing on reinstatement, the Respondent maintained that in June 2006, she signed a two year recovery monitoring agreement with the Indiana State Nurses Assistance Program (ISNAP). Her addictionist has determined that she is not a drug addict or abuser, but that she suffers from depression. She has complied with her agreement with ISNAP and Chuck Lindquist of ISNAP testified that she has been a delight to monitor.

7. Respondent has established that she may practice with reasonable skill and safety to the public if she complies with the terms of her probation.

CONCLUSIONS OF LAW

1. Pursuant to Indiana Code § 25-1-9-11, "The board may reinstate a license which has been suspended under this chapter if, after a hearing, the board is satisfied that the applicant is able to practice with reasonable skill and safety to the public. As a condition of reinstatement, the board may impose disciplinary or corrective measures authorized under this chapter."

2. Because the Respondent has established that she may practice with reasonable skill and safety to the public if she complies with the terms of her probation, she qualifies for reinstatement of her license on probation.

ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, the Board issues the following Order:

1. The Respondent's license as a practical nurse will be reinstated on INDEFINITE PROBATION. Respondent may petition to have the probationary order withdrawn after successful completion of her recovery monitoring agreement with ISNAP.

2. The Respondent's practice of nursing shall be governed by the following TERMS AND CONDITIONS:

a) Respondent shall keep the Board informed of her residential address and telephone number at all times.

b) Respondent shall keep the Board informed of her nursing employer's or employers' name, address and telephone number at all times.

c) Respondent shall maintain her recovery monitoring agreement with ISNAP and comply with the terms of that agreement.

d) Respondent will cause her nursing employer to submit quarterly written reports to the Board advising the Board of Respondent's professional competence, sense of responsibility, work habits, mental attitude, and ability to work with others. If Respondent is unemployed while on probation, Respondent will submit a written personal report to the Board.

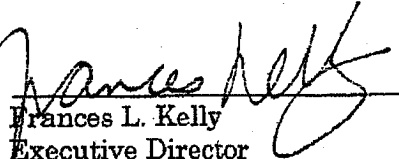
e) Respondent shall comply with all statutes and rules regulating the practice of nursing.

3. The failure of Respondent to comply with the terms of this order shall subject her to a show cause hearing and the imposition of further sanctions.

ISSUED, the 26 day of December, 2007.

INDIANA STATE BOARD OF NURSING

By:


Frances L. Kelly

Executive Director

Indiana Professional Licensing Agency

Copies to:

Sandra Waible
1605 East Morrison
Frankfort, Indiana 46041
CERTIFIED MAIL NUMBER:7002 3150 0003 3035 5803
RETURN RECEIPT REQUESTED
Respondent

Laura Wilford
Deputy Attorney General
402 West Washington Street
IGCS - 5th Floor
Indianapolis, Indiana 46204
Attorney for the State of Indiana

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