



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. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse License Number 584990 §
and Vocational Nurse License Number 112032 §
issued to DEBRA K. (WATKINS) PURSER §

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Registered Nurse License Number 584990 and Vocational Nurse License Number 112032, issued to DEBRA K. (WATKINS) PURSER, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived representation by counsel, informal proceedings, notice and hearing.

The Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Respondent's license to practice professional nursing in the State of Texas is currently in Inactive status, and has been since October 20, 2006. Respondent's license to practice vocational nursing in the State of Texas is currently in Delinquent status, and has been since October 31, 1992.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received a Certificate in Vocational Nursing from Howard College, Big Spring, Texas on August 27, 1985. Respondent was licensed to practice vocational nursing in the State of Texas on December 4, 1985. Respondent received a Degree in professional nursing from Howard College, Big Spring, Texas on May 8, 1992. Respondent was licensed to practice professional nursing in the State of Texas on August 31, 1992.
4. Respondent's complete nursing employment history is unknown.
5. On or about October 16, 2006, the Texas Board of Nursing notified Respondent of the

following allegations:

- On or about June 2005 through May 10, 2006, while employed with Big Spring State Hospital, Big Spring, Texas, Respondent misappropriated narcotic medications, including Hydrocodone and Klonopin.
 - On or about June 2005 through May 10, 2006, while employed with Big Spring State Hospital, Big Spring, Texas, Respondent withdrew narcotics in excess frequency of and/or without physicians' orders.
 - On or about June 2005 through May 10, 2006, while employed with Big Spring State Hospital, Big Spring, Texas, Respondent failed to document or accurately document the administration of narcotics in the patients' medical records.
 - On or about June 2005 through May 10, 2006, while employed with Big Spring State Hospital, Big Spring, Texas, Respondent falsely documented late entries into the medical records of patients to indicate that misappropriated narcotics had been administered.
 - On or about February 2006, while employed with Big Spring State Hospital, Big Spring, Texas, Respondent failed to obtain and document a physician's order for restraint seclusion of a patient before initiating the restraint, as required.
 - On or about July 25, 2006, Respondent's license to practice professional nursing in the State of Montana was revoked by the Board of Nursing, Department of Labor and Industry, for the State of Montana.
6. On January 15, 2010, Respondent submitted a statement to the Board voluntarily surrendering the right to practice professional and vocational nursing in Texas. A copy of Respondent's statement, dated January 11, 2010, is attached and incorporated herein by reference as part of this Order.
7. The Board policy implementing Rule 213.29 in effect on the date of this Agreed Order provides discretion by the Executive Director for consideration of conditional reinstatement after proof of twelve (12) consecutive months of abstinence from alcohol and drugs followed by licensure limitations/stipulations and/or peer assistance program participation.
8. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to intemperate use of controlled substances or chemical dependency.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.

3. The evidence received is sufficient to prove violations of Section 301.452(b)(8),(10)&(13), Texas Occupations Code, 22 TEX. ADMIN. CODE §217.11(1)(B)(C)&(D), and 22 TEX. ADMIN. CODE §217.12(1)(B),(4),(6)(A)(G)(H)&(11)(B).
4. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
5. Under Section 301.453(d), Texas Occupations Code, the Board may impose conditions for reinstatement of licensure.
6. Any subsequent reinstatement of this license will be controlled by Section 301.452 (b), Texas Occupations Code, and 22 TAC §§213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

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CONTINUED ON NEXT PAGE.

ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Registered Nurse License Number 584990 and Vocational Nurse License Number 112032, heretofore issued to DEBRA K. (WATKINS) PURSER, to practice professional and vocational nursing in the State of Texas, is accepted by the Executive Director on behalf of the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice professional or vocational nursing, use the title of registered nurse or vocational nurse or the abbreviation RN or LVN or wear any insignia identifying herself as a registered or vocational nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered or vocational nurse during the period in which the license is surrendered.
2. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order; and, RESPONDENT has obtained objective, verifiable proof of twelve (12) consecutive months of sobriety immediately preceding the petition.
3. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's multistate licensure privilege, if any, to practice professional or vocational nursing in compact states.

Effective this 25th day of January, 2010.

TEXAS BOARD OF NURSING

By:



Katherine A. Thomas, MN, RN
Executive Director on behalf
of said Board

Debra K. Purser
2207 Grace Street
Big Spring, Texas 79720
Texas RN License # 584990 and LVN License # 112032

Voluntary Surrender Statement

May 6, 2009

Dear Texas Board of Nursing:

I no longer desire to be licensed as a professional and vocational nurse. Accordingly, I voluntarily surrender my license/licenses to practice in Texas. I waive representation by counsel and consent to the entry of an Order which outlines requirements for reinstatement of my license. I understand that I will be required to comply with the Board's Rules and Regulations in effect at the time I submit any petition for reinstatement.

Signature Debra Purser

Date 1/11/10

Texas Nursing License Number/s 584990

The State of Texas

Before me, the undersigned authority, on this date personally appeared Debra K. Purser who, being duly sworn by me, stated that she executed the above for the purpose therein contained and that she understood same.

Sworn to before me the _____ day of _____, 20____.

SEAL

Notary Public in and for the State of _____

1/15/10 JF

RECEIVED
JAN 15 2010
BY:

Debra Parker
2207 Chace
Bug Spring, Tex
79720



MIDLAND / ODESSA
TX 797 2 L
13 JAN 2010 PM

Texas Beard of Nursing
333 Guadalupe Street
Ste 3-460
Austin Texas
78701

78701+3344
USA FIRST-CLASS FOREVER

1 Lori Ballinger
DEPARTMENT OF LABOR AND INDUSTRY
2 Business Standards Division
301 South Park
3 P.O. Box 200513
Helena, MT 59620-0513
4 (406) 841-2316

5 Attorney for the Department

6
7
8 BEFORE THE BOARD OF NURSING
DEPARTMENT OF LABOR AND INDUSTRY
9 STATE OF MONTANA

10 IN THE MATTER OF THE PROPOSED)
11 DISCIPLINARY TREATMENT OF THE)
12 LICENSE OF DEBRA PURSER)
License No. RN 28293)

Docket No. CC-05-034-NUR

) NOTICE OF PROPOSED BOARD
) ACTION AND
) OPPORTUNITY FOR HEARING

13
14 TO: Debra Purser
2707 Grace
15 Big Spring, TX 79720

16 PLEASE TAKE NOTICE THAT:

17 The Screening Panel of the Board of Nursing of the State of Montana (Screening
18 Panel) has found reasonable cause to believe that you have committed acts and/or
19 omissions that authorize the Board of Nursing to take disciplinary action against your
20 license under the provisions of Mont. Code Ann. §§37-1-136, 37-1-312, and 37-1-316.

21 REASONS FOR ACTION

22 The Screening Panel has considered information presented by the Department
23 of Labor and Industry in making its reasonable cause finding. The following Fact
24 Assertions and Conclusions sections summarize the allegations upon which the

25
26 Notice of Proposed Board Action and
Opportunity for Hearing

CERTIFIED CORRECT COPY OF ORIGINAL
OF PUBLIC RECORD, STATE OF MONTANA
Jean Powers
BY: CUSTODIAN OF RECORDS

1 Screening Panel has authorized the issuance of a Notice of Proposed Board Action and
2 Opportunity for Hearing.

3 **FACT ASSERTIONS**

4 1. On or about September 3, 2003, the Montana Board of Nursing (Board)
5 received information from Claire Miller, RN, Director of Nursing at Parkview Acres Care
6 and Rehabilitation Center in Dillon, Montana that Licensee was suspected of drug
7 diversion while employed in the facility.

8 2. The complaint specifically stated that Licensee had consistently failed to sign
9 PRN narcotics off on medication administration records (MAR) kept by the facility, failed
10 to document the reason narcotics were dispensed and failed to have another nurse co-
11 sign when narcotics were wasted.

12 3. An investigation into the allegations was ordered. Ron Burns, Investigator for
13 the Board, completed the investigation on June 11, 2004. The investigation found that
14 Licensee had violated the statutes and rules that govern the practice of nursing.
15 Specifically, Licensee made approximately 43 medication documentation errors
16 between February 26, 2003 and May 25, 2003. The specific errors are attached to this
17 Notice as Exhibit A.

18 4. Licensee stated in her response to the Board that she had been assigned as
19 a staff nurse, supervisor, skin management coordinator and CNA. Licensee also
20 stated in May she was under a lot of stress at work, working 3-4 different duties each
21 day as assigned. She stated: "Each day when I went to work, I never knew what I
22 would be doing."

23 5. The investigation found no evidence of drug diversion by the Licensee
24 however, Licensee does demonstrate a problem in documentation of medications. The
25 typical error was neglecting to properly document that the medications given.

1 **UNIFORM PROFESSIONAL LICENSING AND REGULATION PROCEDURES**

2 You are advised that the law provides:

3 **37-1-309. Notice -- request for hearing.** (1) If a reasonable cause determination is
4 made pursuant to **37-1-307** that a violation of this part has occurred, a notice must be
5 prepared by department legal staff and served on the alleged violator. The notice may
6 be served by certified mail to the current address on file with the board or by other
7 means authorized by the Montana Rules of Civil Procedure. The notice may not allege
8 a violation of a particular statute, rule, or standard unless the board or the board's
9 screening panel, if one has been established, has made a written determination that
 there are reasonable grounds to believe that the particular statute, rule or standard has
 been violated.

10 (2) A licensee or license applicant shall give the board the licensee's or applicant's
 current address and any change of address within 30 days of the change.

11 (3) The notice must state that the licensee or license applicant may request a hearing
12 to contest the charge or charges. A request for a hearing must be in writing and
13 received in the offices of the department within 20 days after the licensee's receipt of
14 the notice. Failure to request a hearing constitutes a default on the charge or charges,
 and the board may enter a decision on the basis of the facts available to it.

15 **37-1-312. Sanctions -- stay -- costs -- stipulations.** (1) Upon a decision that a
16 licensee or license applicant has violated this part or is unable to practice with
17 reasonable skill and safety due to a physical or mental condition or upon stipulation of
18 the parties as provided in subsection (3), the board may issue an order providing for
 one or any combination of the following sanctions:

- 19 (a) revocation of the license;
- 20 (b) suspension of the license for a fixed or indefinite term
- 21 (c) restriction or limitation of the practice;
- 22 (d) satisfactory completion of a specific program of remedial education or
 treatment;
- 23 (e) monitoring of the practice by a supervisor approved by the disciplining
 authority;
- 24 (f) censure or reprimand, either public or private;
- 25 (g) compliance with conditions of probation for a designated period of time;

1 (h) payment of a fine not to exceed \$1,000 for each violation. Fines must be
2 deposited in the state general fund.

3 (i) denial of a license application;

4 (j) refund of costs and fees billed to and collected from a consumer.

5 (2) A sanction may be totally or partly stayed by the board. To determine which
6 sanctions are appropriate, the board shall first consider the sanctions that are
7 necessary to protect or compensate the public. Only after the determination has been
8 made may the board consider and include in the order any requirements designed to
9 rehabilitate the licensee or license applicant.

10 (3) The licensee or license applicant may enter into a stipulated agreement resolving
11 potential or pending charges that includes one or more of the sanctions in this section.

12 The stipulation is an informal disposition for the purposes of

13 **2-4-603.(4)** A licensee shall surrender a suspended or revoked license to the
14 board within 24 hours after receiving notification of the suspension or revocation by
15 mailing it or delivering it personally to the board.

16 **2-4-631(3).** (3) Whenever notice is required, no revocation, suspension,
17 annulment, withdrawal, or amendment of any license is lawful unless the agency gave
18 notice by mail to the licensee of facts or conduct which warrant the intended action. If
19 the agency finds that public health, safety, or welfare imperatively requires emergency
20 action and incorporates a finding to that effect in its order, summary suspension of a
21 license may be ordered pending proceedings for revocation or other action. These
22 proceedings shall be promptly instituted and determined.

18 STATEMENT OF RIGHTS

19 You are entitled to a hearing, promptly instituted and determined, as provided for
20 by the Montana Administrative Procedure Act (§ 2-4-601, MCA, and following, including
21 2-4-631, MCA) and by §37-1-121(1), MCA. You have a right to be represented by an
22 attorney at such hearing and during related proceedings.

23 If you want to have a hearing and to resist the proposed action under the
24 jurisdiction of the Board of Nursing, you must so advise Lisa Addington, Bureau Chief,
25

1 Department of Labor and Industry, 301 South Park, P.O. Box 200513, Helena, Montana
2 59620-0513, in writing. Your request must be received in the offices of the Department
3 within twenty (20) days after your receipt of this notice.

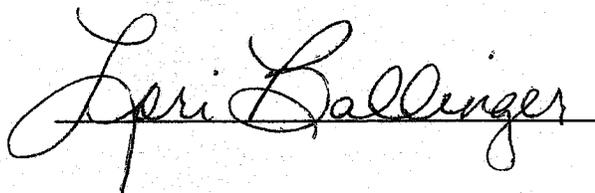
4 DATED this 20th day of August, 2004.

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7 LORI BALLINGER
8 Department Counsel
9 Montana Board of Nursing
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11 **CERTIFICATE OF SERVICE**

12 I hereby certify that on this 20th day of August, 2004, I caused a true and
13 accurate copy of the foregoing Notice of Proposed Board Action and Opportunity for
14 Hearing to be served by certified U.S. mail, certified number 7003 1010 0000 9279
15 3866, postage prepaid, upon the Licensee by placing it in the U.S. mail, postage
16 prepaid, addressed as follows:

17 Debra Purser
18 2707 Grace
19 Big Spring, TX 79720
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1 M. Gene Allison
DEPARTMENT OF LABOR & INDUSTRY
2 Office of Legal Services
301 South Park Avenue,
3 P.O. Box 200513
Helena, MT 59620-0513

4 Phone: (406)841-2317
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8 **BEFORE THE BOARD OF NURSING**
9 **DEPARTMENT OF LABOR AND INDUSTRY**
STATE OF MONTANA

10
11 **IN THE MATTER OF THE DISCIPLINARY**)
12 **TREATMENT OF THE LICENSE OF**)
13 **Debra Purser.**)

Docket No. CC-05-034-NUR

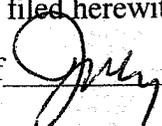
REQUEST FOR ENTRY
OF DEFAULT

14 License No. RN#28293
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16 TO: THE BOARD OF NURSING

17 Please enter the default of Respondent/Licensee, Debra Purser, with respect to the
18 Notice of Proposed Board Action filed and served in the above-entitled matter, pursuant to
19 Rule 55(a), M.R.Civ.P., because of her failure to plead or otherwise defend against such
20 Notice, as will appear from the affidavit filed herewith.

21 DATED this 7 day of July, 2006.

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25 M. GENE ALLISON
26 Legal Counsel
27 Department of Labor and Industry
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REQUEST FOR ENTRY OF DEFAULT

In re Debra Purser, Docket No. CC-05-034-NUR

1
2 **BEFORE THE BOARD OF NURSING**
3 **DEPARTMENT OF LABOR AND INDUSTRY**
4 **STATE OF MONTANA**

5 **IN THE MATTER OF THE DISCIPLINARY**)
6 **TREATMENT OF THE LICENSE OF**)
7 **Debra Purser.**)

Docket No. CC-05-034-NUR

AFFIDAVIT OF
JOAN E. BOWERS

8 **License No. RN#28293**)

9 STATE OF MONTANA)
10) ss.
11 Lewis & Clark County)

12 I, JOAN E. BOWERS, being first duly sworn, depose and say as follows:

13 1. I am a citizen of the United States, over the age of eighteen years, a resident of
14 Lewis and Clark County, Montana, by profession an employee of the Montana Department
15 of Labor and Industry, (the Department), and Compliance Specialist for the Board of
16 Nursing.

17 2. I am familiar with the procedural history of this case and have personal knowledge
18 of the same.

19 3. On or about March 17, 2005, the Department attempted to serve **Debra Purser**,
20 Respondent/Licensee by certified mail with a Notice of Summary Suspension and
21 Opportunity for Hearing. The Department was unable to perfect service by mail and
22 thereafter requested to serve Ms. Purser by publication. The Board granted the request and
23 Ms. Purser was served by publication on June 15, 2005, June 22, 2005 and June 29, 2005.
24 The Notice provided a statement of rights which contained a specific notice to
25 Respondent/Licensee that she was required to submit a written request for a hearing within
26 twenty days of the date on which he received the Notice in order to preserve her right to
27

28 **REQUEST FOR ENTRY OF DEFAULT**

In re Debra Purser, Docket No. CC-05-034-NUR

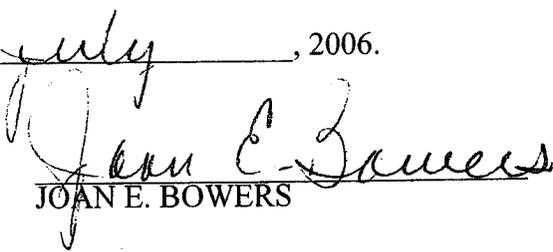
1 Montana Rules of Civil Procedure.

2 4. I am informed and verily believe and upon such information and belief state that
3 **Debra Purser** is not now an incompetent person or minor and was not such when the instant
4 action was commenced; further, that Debra Purser is not now a member of the military or
5 naval services of the United States, nor has she been a member thereof within six months
6 preceding commencement of this action.

7 5. As Compliance Specialist for the Board of Nursing, I request I request that the
8 default of Debra Purser be duly entered with respect to the Notice of Proposed Board Action
9 filed and served in this matter.

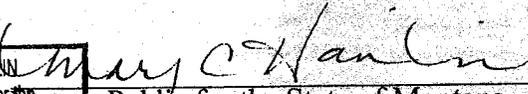
10 FURTHER AFFIANT SAYETH NOT.

11 DATED this 7th day of July, 2006.

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13 
14 **JOAN E. BOWERS**

15 On this 7th day of July, 2006, before me, a Notary Public for the State
16 of Montana, personally appeared Joan E. Bowers, known to me to be the person whose name
17 is subscribed to the within instrument, that the same is true and correct and acknowledged to
18 me that he executed the same.

19 IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day
20 and year first written above.

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22 
23 **MARY C. HAINLIN**
24 Notary Public for the State of Montana
25 Residing at: Helena, Montana
26 My commission expires: July 12, 2008



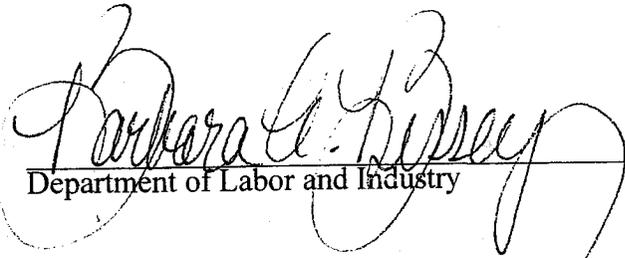
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CERTIFICATE OF SERVICE

I hereby certify that on the 7th day of July, 2006, I served a true and accurate copy of the foregoing **REQUEST FOR ENTRY OF DEFAULT** by U.S. mail, postage prepaid, upon the following parties addressed as follows:

Debra Purser
805 East Center
Dillion, MT 59725

Board of Nursing
301 South Park Avenue
P.O. Box 200513
Helena, MT 59620-0513


Department of Labor and Industry

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**BEFORE THE BOARD OF NURSING
DEPARTMENT OF LABOR AND INDUSTRY
STATE OF MONTANA**

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**IN THE MATTER OF THE
DISCIPLINARY TREATMENT OF THE
LICENSE OF
Debra Purser, License #RN#28293.**

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**Docket No. CC-05-034-NUR
ORDER GRANTING ENTRY
OF DEFAULT**

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On March 17, 2005, Debra Purser, Respondent/Licensee in the above-entitled action, was duly served with the Notice of Proposed Board Action and Opportunity for Hearing, Docket No. CC-05-034-NUR. The Notice provided a statement of rights which contained a specific notice to Respondent/Licensee that she was required to submit a written request for a hearing within twenty days of the date on which she received the Notice in order to preserve her right to challenge the proposed action under the jurisdiction of the Board of Nursing. More than twenty days have passed since service of the Notice and no request for hearing has been received. The Department requested entry of default on July 6, 2006.

IT IS THEREFORE ORDERED that the default of the Respondent/Licensee is entered for failure to request a hearing. For purposes of this order, the fact assertions contained in the Notice issued in the above-entitled matter are hereby adopted as the findings of fact and the conclusions of said Notice are adopted as the conclusions of law.

A final order providing for disposition of this matter will be subsequently entered.

DATED this 19th day of July, 2006.

By: Karen Pullington
PRESIDING OFFICER
BOARD OF NURSING

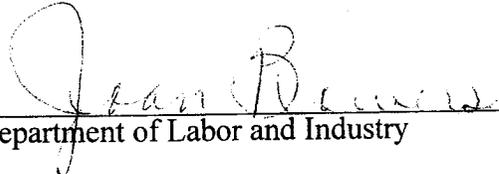
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CERTIFICATE OF SERVICE

I hereby certify that on the 3rd day of August, 2006, I served a true and accurate copy of the foregoing **ORDER GRANTING ENTRY OF DEFAULT** by U.S. mail, postage prepaid, upon the following parties addressed as follows:

Debra Purser
805 East Center
Dillion, MT 59725

M. Gene Allison
Legal Counsel
Department of Labor and Industry



Department of Labor and Industry

1
2 **BEFORE THE BOARD OF NURSING**
3 **DEPARTMENT OF LABOR AND INDUSTRY**
4 **STATE OF MONTANA**

5
6 **IN THE MATTER OF THE**
7 **DISCIPLINARY TREATMENT**
8 **OF THE LICENSE OF**
9 **Debra Purser, License #RN#28293.**

Docket No. CC-05-034-NUR

FINAL ORDER
OF DEFAULT

10 On or about March 17, 2005, the Department attempted to serve Debra Purser,
11 Respondent/Licensee by certified mail with a Notice of Summary Suspension and Opportunity
12 for Hearing. The Department was unable to perfect service by mail and thereafter requested to
13 serve Ms. Purser by publication. The Board granted the request and Ms. Purser was served by
14 publication on June 15, 2005, June 22, 2005 and June 29, 2005. The Notice provided a
15 statement of rights which contained a specific notice to Respondent/Licensee that she was
16 required to submit a written request for a hearing within twenty days of the date on which she
17 received the Notice in order to preserve her right to challenge the proposed action under the
18 jurisdiction of the Board of Nursing.

19 More than twenty days have passed since service of the Notice and no request for
20 hearing has been received. Accordingly, and upon the request of Department counsel on July
21 6, 2006 the Board issued an order granting entry of default.

22 For purposes of this order, the fact assertions and conclusions contained in the Notice
23 of Proposed Board Action and Opportunity for Hearing issued in the above-entitled matter are
24 hereby adopted by the Board and fully incorporated into this final order as the findings of fact
25 and the conclusions of law.

26 Based upon Debra Purser's default for failing to request a hearing and the information
27 presently before the Board, including the aforementioned findings of fact and conclusions of
28 law, the Board enters the following:

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IT IS HEREBY ORDERED that Licensee's license to practice nursing in the state of Montana is revoked. Licensee shall immediately return her license to the Board of Nursing, to the Board office at the following address:

Board of Nursing
301 South Park
P.O. Box 200513
Helena, MT 59620-0513

IT IS FURTHER ORDERED that in the event that Licensee applies for a new Montana nursing license or petitions the Board for reinstatement of her license to practice nursing in the state of Montana, she shall be required to present sufficient proofs and to comply with certain conditions as may be required by the Board in its discretion at the time of application or petition for reinstatement.

NOTICE

YOU ARE HEREBY NOTIFIED that you have the right to request judicial review of this final order by filing a petition for judicial review within thirty days of service of this final order in a district court of the State of Montana, as provided in § 2-4-702, MCA.

DATED this 25 day of July, 2006.

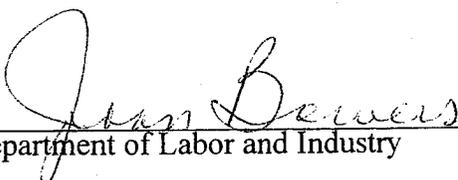
By: Karen Pullington
PRESIDING OFFICER
BOARD OF NURSING

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CERTIFICATE OF SERVICE

I hereby certify that on the 3rd day of August, 2006, I served a true and accurate copy of the foregoing **FINAL ORDER OF DEFAULT** by U.S. mail, postage prepaid, upon the Licensee addressed as follows:

Debra Purser
805 East Center
Dillion, MT 59725



Department of Labor and Industry