The attached are Primary Source Documents of the Idaho Board of Nursing for:

PEGGY FRENCH
N-11362

Idaho Board of Nursing – PO Box 83720 – Boise, Idaho 83720-0061 – (208) 334-3110
BEFORE THE BOARD OF NURSING

STATE OF IDAHO

In the Matter of: ) Case No. 96-41
 )
 )
PEGGY LEE FRENCH, ) FINDINGS OF FACT,
License No. N-11362, ) CONCLUSIONS OF LAW,
) AND FINAL ORDER
Respondent. )

Having reviewed the Complaint for Revocation or Suspension of License, the Answer to Complaint, the Stipulation Agreement for Suspension of License, Stay of Suspension and Order of Probation, and other documents and correspondence contained in the administrative file in this matter, the Idaho Board of Nursing (hereinafter the “Board”) hereby enters the following Findings of Fact, Conclusions of Law, and Final Order:

FINDINGS OF FACT


2. On October 20, 1995, the Washington State Nursing Care Quality Assurance Commission, by stipulated findings of fact, conclusions of law and agreed order, suspended indefinitely without stay the registered nurse license issued by the State of Washington to Respondent.

3. On June 24, 1996, the Board, based upon the administrative proceedings conducted in the State of Washington, filed a complaint for revocation or suspension of Respondent’s Idaho nursing license.

4. In an answer to the Complaint dated July 14, 1996, Respondent indicated that she would not be represented by an attorney, that she did not request a hearing on the
charges, and that she did not contest any of the allegations made in the Board's Complaint.

5. On August 12, 1996, Respondent signed the Stipulation and Agreement for Suspension of License, Stay of Suspension and Order of Probation (the "Stipulation and Agreement") whereby she agreed to (a) the entry of an order suspending Nursing License No. N-11362, (b) a stay of the order of suspension, and (c) the entry of an order of probation for two (2) years to commence on August 22, 1996, the date the order was signed by the Board’s representative. Respondent also agreed to keep the Board informed of her current address at all times, keep the Board informed of her employment status and the names and addresses of all employers, and obey all laws, rules and employment policies and procedures pertaining to the practice of nursing. Finally, Condition 5.D of the Stipulation and Agreement provided that, by the end of the probationary period, Respondent must have her Washington State nursing license fully reinstated and be in good standing with the Washington nursing authorities.

6. On April 2, 1998, the Board received a letter from Respondent stating that she informed the State of Washington nursing authorities that she did not intend to return to nursing as a profession and directed the Board to take whatever action was necessary. A copy of that letter is attached hereto as Exhibit A.

7. Condition 7 of the Stipulation and Agreement provided that if Respondent failed to comply with any of the conditions set forth therein additional formal action would be taken by the Board to revoke her probationary licensure status.

CONCLUSIONS OF LAW

1. As a licensed nurse in the State of Idaho, Respondent is subject to the jurisdiction of the Board and to the provisions of title 54, chapter 14, Idaho Code, and the rules and regulations promulgated by the Board thereunder.
2. The suspension of Respondent's licensure to practice as a registered nurse in the State of Washington constitutes grounds for discipline by the Board against Respondent's Idaho license pursuant to Idaho Code § 54-1413.

3. Respondent's acts as detailed in the Complaint in this case constitute violations of Idaho Code § 54-1413(1)(d), (g), (h) and (i) and IDAPA 23.01.01.100.05, .08(e) and (f), and .10, and IDAPA 23.01.01.370.08, thereby authorizing the Board to impose sanctions against Respondent pursuant to Idaho Code § 54-1413.

4. Respondent's failure to comply with the conditions set forth in the Stipulation and Agreement authorizes the Board, pursuant to Idaho Code § 54-1413, to enter an order terminating the stay of suspension, and suspending Respondent's license.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, based upon the foregoing Findings of Fact and Conclusions of Law, and good cause being shown, that the stay of suspension is terminated, and Nursing License No. N-11362 issued to Respondent PEGGY LEE FRENCH is suspended, effective immediately.

IT IS FURTHER ORDERED that, pursuant to Idaho Code § 54-1413, Respondent PEGGY LEE FRENCH shall immediately return to the Board License No. N-11362, which license is the property of the State of Idaho.

DATED this 10th day of NOVEMBER, 1998.

IDAHO BOARD OF NURSING

By Charles Moseley, CRNA
Chairman

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND FINAL ORDER - 3
NOTICE OF DUE PROCESS RIGHTS

This is a final order of the Board. Any party may file a motion for reconsideration of this final order within fourteen (14) days of the service date of this order. The Board will dispose of the petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Idaho Code § 67-5246(4).

Pursuant to Idaho Code §§ 67-5270 and 67-5272, any party aggrieved by this final order or orders previously issued in this case may appeal this final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

a. A hearing was held,
b. The final Board action was taken,
c. The party seeking review of the order, resides, or
d. The real property or personal property that was the subject of the Board action is located.

An appeal must be filed within twenty-eight (28) days (a) of the service date of this final order, (b) of an order denying petition for reconsideration, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. See Idaho Code § 67-5273. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 16TH day of NOVEMBER, 1998, I caused to be served a true and correct copy of the foregoing by placing a copy thereof in the United States Mail, postage prepaid, certified mail, return receipt requested, and regular mail, postage prepaid, addressed to:

Peggy Lee French
308 W. 18th Avenue
Post Falls, ID 83854-9245

Sandra Evans, M.A.Ed., R.N.
Executive Director
Sandra Evans
Id. State Board of Nursing
P.O. Box 82, 801
Boise, Id 83709-0801

Sandra Evans:

Enclosed you will find a copy of the letter I have sent to the Waiau Health Center for Nursing. My decision is dated as with them. I'd appreciate your direction to resolve this.

Thank you

[Signature]

308 W. 18th Ave.,
Post Falls, ID 83854-9245

[Handwritten note on the right side of the page: 1978]

[Handwritten note on the bottom right corner: 98 Apr 2 AM 8 16]
Nov. 25, 1973

Dear [Name]:

I have decided not to return to nursing as a profession. At this time, I am asking the board to take whatever action is needed in order to satisfy the requirements of the license. Please advise.

Thank you.

[Signature]

CC: Student of Nursing
Sandra [Name]
PS Form 3811, December 1994

Domestic Return Receipt

PEGGY LEE FRENCH
308 W 18TH AVENUE
POST FALLS ID 83854-9245

4a. Article Number
2590 131784

4b. Service Type
☑ Certified
☐ Registered
☐ Express Mail
☐ Insured
☐ Return Receipt for Merchandise
☐ COD

7. Date of Delivery
11/24/98

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.
BEFORE THE BOARD OF NURSING, STATE OF IDAHO

In the Matter of

PEGGY LEE SMITH FRENCH

LICENSE NO: N-11362

ORDER OF
SUSPENSION
OF LICENSE

CASE NO: 96-41

The above entitled matter being submitted to the Board of Nursing, State of Idaho, and the matters therein being fully considered by the Board of Nursing, and there appearing good cause, therefore:

IT IS HEREBY ORDERED, that the professional nurse license of Peggy Lee Smith French, number N-11362 be and it hereby is suspended, and is subject to Subsequent Review under 54-1413 (3), IDAHO CODE.

DATED THIS August 28, 1998

Charles Moseley
CHARLES MOSELEY, R.N., CRNA
Chairman
Idaho Board of Nursing
BEFORE THE BOARD OF NURSING, STATE OF IDAHO

In the Matter of

Peggy Lee Smith French

License NO: N-11362

ORDER REVOKING PROBATIONARY LICENSE AND ENTRY OF SUSPENSION OF LICENSE

CASE NO: 96-41

This action is initiated based upon failure to adhere to conditions of probation as follows:

1. On August 12, 1996, the licensee signed a Stipulation Agreement for Suspension of License, Stay of Suspension and Order of Probation. The Order of Suspension, Stay of Suspension and Order of Probation was signed by the Executive Director of the Board of Nursing on August 22, 1996, based upon formal Board action, to be in effect with conditions for a period of two (2) years.

2. Condition 5.D. of probation specifies that by the end of the probationary period set forth herein, Ms. French must have her Washington State nursing license fully reinstated and be in good standing with the Washington nursing authorities.

3. On or about April 2, 1998, correspondence received from Ms. French included the copy of a letter sent to the Washington State Nursing Commission stating that she was not returning to nursing and directing the Board to take whatever action was necessary.

4. Conditions 7. specifies that if Ms. French fails to comply with any of the conditions set forth herein, additional formal action will be taken by the Board to revoke her probationary license.
and that Ms. French will immediately surrender her license to the Board pending outcome of the proceedings.

Pursuant to Section 54-1413, IDAHO CODE, you may request to meet with the Board of Nursing at their November 19-20, 1998 meeting, at which time action will be taken to affirm this Order. To initiate a request to meet with the Board, you must deposit in the mail within thirty (30) days after receipt of this order, a certified letter containing a request to meet with the Board.

Please return your probationary license to the Board of Nursing upon receipt of this Order.

DATED THIS August 28, 1998

Charles Moseley, CRNA
Chairman
Idaho Board of Nursing
Debra Young:

I have decided not to return to nursing as a profession and thus am asking the board to take whatever steps are needed in order to satisfy interested parties. Please advise.

Thank you,

Peggy French

cc: Idaho Board of Nursing
    Sandra Evans