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

CURTIS MAYNARD
N-26599

Idaho Board of Nursing – PO Box 83720 – Boise, Idaho 83720-0061 – (208) 334-3110
January 9, 2007

Curtis Maynard
146 Cotton Dr.
Lake Jackson, TX 77566

Dear Curtis:

Congratulations on completing the monitoring program in the State of Texas. We understand that your Texas license has been reinstated. Your license to practice in Idaho has expired and since you are now living in Texas, a Compact state, we are unable to grant you a license to practice in Idaho. If you decide to move back to Idaho, we would be happy to provide you with an application for a renewable professional license.

Good luck in your further endeavors.

Sincerely:

[Signature]

Judith Nagel, M.S., R.N.
Associate Director
Idaho State Board of Nursing
I, CURTIS MAYNARD, acknowledge that I have read and understand the following requirements. I acknowledge that I have been advised that a failure to comply with these requirements will be cause for the withdrawal of my limited license and/or denial of an application for reinstatement.

XX a. Notify the Board of any change in my current address and telephone number within ten (10) days of such change.

XX b. Notify the Board of the name(s) and address(es) of any and all employer(s), at the time that employment in any field is accepted. May not accept employment in any other state unless expressly authorized by both states.

✓ XX c. Request my immediate supervisor to submit performance evaluations at the following intervals:

   ______ monthly      ______ monthly x 3, then quarterly    ______ monthly x 6, then quarterly
   ______ quarterly    ______ other

XX d. Continue in counseling, until released, and request my counselor to submit reports of my progress at the following intervals:

   ______ monthly      ______ monthly x 3, then quarterly    ______ monthly x 6, then quarterly
   ______ quarterly    ______ other

   XX quarterly    XX other    BOARD REQUEST

XX e. Obtain and pay for random urine drug screens at the following intervals:

   ______ monthly      ______ monthly x 3, then quarterly    ______ monthly x 6, then quarterly
   ______ quarterly    ______ upon Board request

XX f. Meet with professional Board staff upon Board request.

XX g. Submit self-evaluations at the following intervals:

   ______ monthly      ______ monthly x 3, then quarterly    ______ monthly x 6, then quarterly
   ______ quarterly    ______ other

XX h. Attend AA/NA meetings at least 3-4 times per week and submit signed cards monthly to confirm attendance.

i. Attend nurse support group meetings ______ times per week.

XX j. Request 12-step sponsor to submit reports of progress at the following intervals:

   ______ monthly      ______ monthly x 3, then quarterly    ______ monthly x 6, then quarterly
   ______ quarterly    ______ other

   XX quarterly    XX other

k. Attend aftercare, until released, and request my counselor to submit reports of my progress at the following intervals:

   ______ monthly      ______ monthly x 3, then quarterly    ______ monthly x 6, then quarterly
   ______ quarterly    ______ other

XX l. Comply with all laws, rules, standards, policies and procedures pertaining to the practice of nursing.

XX m. Abstain from the use of all mind-altering and potentially addicting drugs and alcohol, unless medically authorized in which case, I will furnish a copy of the prescription to the Board and the National Confederation of Professional Services (NCPS).

XX n. Submit reports by the 30th day of each month in which they are due and assure that any reports to be submitted by others are submitted by the 30th of each month in which they are due.

XX o. May not be employed in any other state party to the Nurse Interstate Compact without having received permission from that state.

I understand that IDAPA 23.01.202 permits the Board to withdraw my probationary limited license, without prior notice or hearing, if the Board receives information or evidence that any of the conditions listed above, including the submission of reports in a timely manner, have been violated. If the Board withdraws my probationary limited license, I understand that the license must be surrendered on demand.

I acknowledge that I have read and understand the conditions set forth above. I understand that any decision regarding the reinstatement of my license is a discretionary decision for the Board and that the Board may rely on factors other than those set forth in this document as grounds for the denial of a petition for reinstatement.

Signature: 

Address: 1444 Cotton Drive

City, State, Zip Code: Lake Jackson, TX, 77566

Telephone Number: 979-297-9816

Witness: 

Date: 12-2-03

Acknowledged2.doc
BEFORE THE IDAHO STATE BOARD OF NURSING

In the matter of a license of: CURTIS BOONE MAYNARD, License No. N-26599, Respondent. Case No. BON- 98-023

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Having reviewed the Complaint and other documents in this matter, the Idaho State Board of Nursing (hereinafter the “Board”) enters the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. Curtis Boone Maynard (hereinafter “Respondent”), is licensed by the Idaho State Board of Nursing under License No. N-26599 to engage in the practice of professional nursing.

2. On July 28, 1998, a formal administrative Complaint was filed in this matter with the Board. Said Complaint is expressly incorporated herein and made a part hereof.

3. Copies of the Complaint, along with the Notification of Procedural Rights, were sent to Respondent on July 30, 1998, by means of the United States Mail, postage prepaid, both by certified mail, return receipt requested, and by regular mail. The mailings were addressed to Respondent at his most recent home address on file with the Board, as follows:

Curtis Boone Maynard
1916 C Lawson #3
P.O. Box 1395
Airway Heights, WA 99001-1395

4. The Board did not receive a signed Postal Domestic Return Receipt Form. The regular mailing was not returned to the sending office with a forwarding address.
5. The Notification of Procedural Rights informed Respondent that, under statutes and rules applicable to such proceedings before the Board, he needed to file a formal Answer to the Complaint within twenty-one (21) days of service of the Complaint and that failure by him to timely file an Answer to the Complaint or otherwise defend against the action would constitute a default and would be sufficient grounds for proceeding administratively against his license without the necessity of conducting a hearing.

7. On September 23, 1998, a Notice of Proposed Default Order and Default Order, along with another copy of the Complaint and Notification of Procedural Rights, were sent to Respondent by means of the United States Mail, postage prepaid, both by certified mail, return receipt requested, and by regular mail, at the following address:

Curtis Boone Maynard  
1916 C Lawson #3  
P.O. Box 1395  
Airway Heights, WA 99001-1395

8. Respondent failed to contest entry of the proposed Default Order within seven (7) days of service of the Notice of Proposed Default Order.

9. A second attempt was made to notify Respondent of entry of the Proposed Default Order when the first mailing was returned with a forwarding address. A copy of the Notice of Proposed Default Order and Default Order was again sent to Respondent on October 1, 1998, by means of the United States Mail, postage prepaid, both by certified mail, return receipt requested, and by regular mail, at the following address:

Curtis Boone Maynard  
4383 Gardenspot Rd.  
Clayton, WA 99110-9775.

10. Respondent again failed to contest entry of the proposed Default Order.
11. Concurrent herewith, a Default Order was entered against Respondent. Therefore, the allegations contained in the Complaint on file in this matter are admitted as true without the necessity of conducting a hearing.

12. As detailed in the incorporated Complaint, Respondent, while a licensed professional nurse, did engage in conduct of a character likely to deceive, defraud, or endanger patients or the public, in violation of Idaho Code § 54-1413(1)(h) and IDAPA 23.01.01.100.09(b).

CONCLUSIONS OF LAW

1. As a licensed professional 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.

2. The Complaint was sent to Respondent at his address on file with the Board. Respondent was duly and lawfully given notice of proceedings against his license pursuant to the provisions of IDAPA 04.11.01.055.

3. Respondent's failure to plead or otherwise defend in this action authorizes the Board, pursuant to Idaho Code § 67-5242(4) and IDAPA 04.11.01.700, to enter an Order of Default which is as lawful as if all the allegations in the Complaint were proved or admitted at a hearing.

4. Respondent's acts as detailed in the incorporated Complaint constitute violations of Idaho Code § 54-1413(1)(h) and IDAPA 23.01.01.100.09(b), thereby authorizing the Board to impose sanctions against Respondent pursuant to Idaho Code § 54-1413(1).
ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, and good cause being show, it is hereby ordered that License No. N-26599, issued to Curtis Boone Maynard, is hereby revoked, effective immediately.

DATED this 12th day of October, 1998.

IDAHO STATE BOARD OF NURSING

By Charles W. Moseley
Charles Moseley, C.R.N.A., Chairman

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 agency 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 agency 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.

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER - 4
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 15 day of October, 1998, I caused to be served a true and correct copy of the foregoing Findings of Fact, Conclusions of Law and Order by placing a copy thereof in the United States Mail, certified mail, return receipt requested, and regular mail, postage prepaid, addressed to:

Curtis Boone Maynard
1916 C Lawson #3
P.O. Box 1395
Airway Heights, WA 99001-1395

Curtis Boone Maynard
4383 Gardenspot Rd.
Clayton, WA 99110-9775

Kirsten L. Wallace
Deputy Attorney General
BEFORE THE IDAHO STATE BOARD OF NURSING

In the matter of a license of:  
CURTIS BOONE MAYNARD,  
License No. N-26599,  
Respondent.  

Case No. BON- 98-023  
DEFAULT ORDER

THIS MATTER having come before the Idaho State Board of Nursing (hereinafter the “Board”) on the Complaint of the Board’s Executive Director pursuant to Idaho Code § 54-1413(2) and IDAPA 23.01.01.131.03, and Respondent having failed to contest or otherwise respond to the Complaint; now, therefore,

IT IS HEREBY ORDERED that, pursuant to Idaho Code § 67-5242(4) and IDAPA 04.11.01.700, Respondent is in default. The Board shall enter a final order pursuant to Idaho Code § 67-5246, IDAPA 04.11.01.702 and .740.

DATED this 12th day of October, 1998.

IDAHO STATE BOARD OF NURSING

By Charles M. Moseley, C.R.N.A., Chairman

DEFAULT ORDER - 1
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 15 day of October, 1998, I caused to be served a true and correct copy of the foregoing Proposed Default Order by placing a copy thereof in the United States Mail, certified mail, return receipt requested, and regular mail, postage prepaid, addressed to:

Curtis Boone Maynard
1916 C Lawson #3
P.O. Box 1395
Airway Heights, WA 99001-1395

Curtis Boone Maynard
4383 Gardenspot Rd.
Clayton, WA 99110-9775

Kirsten L. Wallace
Deputy Attorney General
BEFORE THE IDAHO STATE BOARD OF NURSING

In the matter of a license of:  
CURTIS BOONE MAYNARD,  
License No. N-26599,  
Respondent.

Case No. BON- 98-023
NOTICE OF PROPOSED DEFAULT ORDER

To:  Curtis Boone Maynard  
1916 C Lawson #3  
P.O. Box 1395  
Airway Heights, WA 99001-1395

YOU ARE HEREBY NOTIFIED that, pursuant to Idaho Code § 67-5242(4) and IDAPA 04.11.01.700, a default order will be issued against Respondent in this matter unless Respondent files a written petition within seven (7) days of the date of service of this notice requesting that a default order not be entered. The default order is proposed to be issued because Respondent failed to contest or otherwise respond to the Complaint on file, served on July 30, 1998. A copy of the proposed default order is attached hereto.

DATED this 27 day of August, 1998.

IDAHO STATE BOARD OF NURSING

By Sandra Evans, M.A.Ed., R.N.  
Executive Director

NOTICE OF PROPOSED DEFAULT ORDER - 1
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 30th day of September, 1998, I caused to be served a true and correct copy of the foregoing Notice of Proposed Default Order by placing a copy thereof in the United States Mail, certified mail, return receipt requested, and regular mail, postage prepaid, addressed to:

Curtis Boone Maynard  
1916 C Lawson #3  
P.O. Box 1395  
Airway Heights, WA  99001-1395

[Signature]
Kirsten L. Wallace  
Deputy Attorney General
BEFORE THE IDAHO STATE BOARD OF NURSING


COMPLAINT

To: Curtis Boone Maynard
1916 C Lawson #3
P.O. Box 1395
Airway Heights, WA 99001-1395

STATEMENT OF CHARGES

1.

The Idaho State Board of Nursing (hereafter the “Board”) is empowered by Idaho Code § 54-1404 to regulate the practice of nursing in the State of Idaho.

2.

Curtis Boone Maynard (hereinafter “Respondent”) is licensed by the Idaho State Board of Nursing under License No. N-26599 to engage in the practice of professional nursing. At all times relevant hereto, Respondent was employed as a nurse by the Boundary County Community Hospital in Bonners Ferry, Idaho.

3.

On or about June 28, 1997, employees at Boundary County Community Hospital discovered that one vial of Morphine Sulfate and one vial of Demerol were missing from the locked narcotics cabinet.

COMPLAINT - 1
4.

On or about July 1, 1997, employees of Boundary County Community Hospital discovered that two sealed boxes, each containing ten tubex vials of Morphine Sulfate, 100 mgs., had been tampered with.

5.

On or about July 1, 1997, the Bonners Ferry Police Department was notified concerning possible theft of the narcotics described above, and the two boxes of Morphine Sulfate described in ¶ 4 above were turned over to the Bonners Ferry Police Department for testing.

6.

Employees of Boundary County Community Hospital with access to the above-described narcotics included Respondent. All employees with such access, including Respondent, were notified that they would be required to submit to drug testing on July 7, 1997. On July 7, 1997, all employees of Boundary County Community Hospital with access to the above-described narcotics, with the exception of Respondent, underwent toxicology screening, and all results returned negative.

7.

Although scheduled to work on July 7, 1997, Respondent did not report for work and thus did not undergo toxicology testing. Respondent did not report for work subsequent to July 7, 1997.

8.

On or about August 25, 1997, the Bonners Ferry Police Department performed fingerprint analyses on the two boxes described in ¶ 4 above. Results of the testing established that the fingerprints found on the two boxes described in ¶ 4 above were identical to Respondent's fingerprints.
9.

On or about February 6, 1998, test results obtained from the Idaho Department of Law Enforcement, Coeur d'Alene, Idaho, established that the contents of the ten tubex vials of Morphine Sulfate, 100 mgs., contained in one of the boxes described in ¶ 4, had been replaced with a benign substance.

10.

All other employees of Boundary County Community Hospital with access to the above-described narcotics deny having stolen or tampered with the above-described narcotics.

11.

Respondent's conduct as set out above constitutes grounds for discipline as follows:

Engagement in conduct of a character likely to deceive, defraud, or endanger patients or the public, in violation of Idaho Code § 54-1413(1)(h) and IDAPA 23.01.01.100.09(b).

12.

Pursuant to Idaho Code § 54-1413 and IDAPA 23.01.01.131.03, the Board is authorized to enter an order of suspension or revocation of Respondent's license for Respondent's violations of the Idaho Code and the Board's duly promulgated rules, as set forth above.

WHEREFORE, the Idaho State Board of Nursing prays for the following action:

1. That a hearing commence at a designated time to allow evidence on the allegations contained in the Complaint to be presented before the Board or the Board's designated hearing officer;

2. That subsequent to taking evidence, the waiver of a hearing, or the failure of the Respondent to file an Answer to this administrative Complaint, that the Board, or its designated hearing officer, shall issue findings of fact and conclusions of law finding
the violations of law alleged herein and the Board shall determine whether the license of Respondent Curtis Boone Maynard should be revoked, suspended or other disciplinary sanction imposed pursuant to the statutory and regulatory authority of the Board of Nursing; and

3. For such other and further relief as the Board deems just and proper under the circumstances.

DATED this ___ day of July, 1998.

IDAHO STATE BOARD OF NURSING

By Sandra Evans, M.A.Ed., R.N.
Executive Director

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NOTIFICATION OF PROCEDURAL RIGHTS

Pursuant to the provisions of the Administrative Procedure Act codified at title 67, chapter 52, Idaho Code, and the Idaho Rules of the Administrative Procedure of the Attorney General, promulgated at IDAPA 04.11.01, if you wish to contest the charges set forth in this Complaint, you must: (1) file with the Idaho State Board of Nursing a verified Answer to the allegations contained herein within twenty-one (21) days after you are served with this Complaint and (2) request an evidentiary hearing on the charges. You are further notified that if you fail to answer and/or request a hearing, the Board may enter a default against you and be granted the relief sought in this Complaint. Upon receipt of your Answer and request for hearing, the matter will be reviewed and a hearing scheduled. You will then be notified of the date, time and place of the hearing, the name of the hearing officer appointed by the Board (if any) and further notification of your procedural rights and responsibilities.

You also have the right to be represented by legal counsel, at your own expense, during this administrative proceeding.
Copies of the Administrative Procedure Act and the Idaho Rules of the Administrative Procedure of the Attorney General may be obtained at the Idaho State Law Library.

All original official documents must be filed with the Board at the following address:

Idaho State Board of Nursing  
280 N. Eighth Street, Suite 210  
P.O. Box 83720  
Boise, ID 83720-0061  
telephone: (208) 334-3110  
faximile: (208) 334-3262

A copy of the Answer and every pleading, motion or subsequent document filed with the Board must also be served upon legal counsel for the Board at the following address:

Kirsten L. Wallace  
Deputy Attorney General  
Civil Litigation Division  
P.O. Box 83720  
Boise, ID 83720-0010
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 30 day of July, 1998, I caused to be served a true and correct copy of the foregoing by placing a copy thereof in the United States Mail, certified mail, return receipt requested, and regular mail, postage prepaid, addressed to:

Curtis Boone Maynard
1916 C Lawson #3
P.O. Box 1395
Airway Heights, WA 99001-1395

Kirsten L. Wallace
Deputy Attorney General