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

SARA STERLING
N-16780

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

In the matter of a license of: 

SARA LYNN STERLING,
License No. N-16780,
Respondent.

Case No. BON-85-36

CONSENT ORDER

COMES NOW the Idaho State Board of Nursing (Board), by and through its attorney, Nicole S. McKay, Deputy Attorney General, and licensee Sara Lynn Sterling (Respondent), represented by William G. Dryden, attorney at law, and hereby stipulate and agree as follows:

I

1. Respondent is licensee of the Idaho State Board of Nursing and holds License No. N-16780.

2. On January 24, 1996, the State Board of Nurse Examiners for the State of Texas accepted the voluntary surrender of professional license No. 580754, issued to Sara Lynn Sterling. Based upon Sara Lynn Sterling's voluntary surrender, the Board of Nurse Examiners for the State of Texas ordered that Respondent shall not submit a petition for reinstatement until five years from January 24, 1996, and further, that upon petitioning for reinstatement, Respondent shall submit proof of five years of continuous sobriety and evidence of Respondent’s fitness to safely practice professional nursing in the State of Texas. Order of the Board of Nurse Examiners for the State of Texas is attached as "Exhibit A."

3. On June 28, 1996, the Board filed an administrative complaint seeking revocation or suspension of Respondent's license on the grounds that Respondent's license to practice as a licensed professional nurse in the State of Texas was voluntarily surrendered and accepted by the Texas Board of Nurse Examiners by an order dated
January 24, 1996, for a period of not less than five years. Complaint for Revocation or Suspension of License is attached as “Exhibit B.”

4. The parties mutually agree to settle this matter without a formal administrative hearing upon the grounds set forth herein.

II

I, Sara Lynn Sterling, by affixing my signature hereto, acknowledge that:

1. I have read and understand the allegations pending before the Board, as stated above in Section I. I further understand that these allegations constitute cause for disciplinary action upon my license to practice nursing in the State of Idaho.

2. I understand that I have the right to a full and complete hearing; the right to confront and cross-examine witnesses who would testify against me; the right to present evidence in my favor or to call witnesses in my behalf, or to so testify myself; the right to reconsideration; the right to appeal; and all rights accorded by the Administrative Procedure Act of the State of Idaho and the laws and rules governing the practice of nursing in the State of Idaho. I hereby freely and voluntarily waive these rights in order to enter into this stipulation as a resolution of the pending allegations against me.

3. I understand that in signing this Consent Order I am enabling the Board to impose disciplinary action upon my license without further process.

III

1. Based upon the foregoing stipulation, it is agreed that the Board may issue a Decision and Order upon this stipulation whereby license number N-16780, issued to Respondent Sara Lynn Sterling, is hereby suspended for a period of five years, provided, however, that said suspension is stayed and Respondent is placed on probation for a period of five years on the following conditions:

a. Respondent’s five-year period of probation shall run concurrently with the suspension of Respondent’s Texas license to practice nursing. Respondent shall be on probation until completed on January 24, 2001.
b. Respondent shall keep the Board of Nursing informed of her current address.

c. Respondent shall keep the Board of Nursing informed of employment status and the name(s) and address(es) of all employer(s).

d. Respondent shall request the immediate registered nurse supervisor to submit performance reports to the Board of Nursing within thirty (30) days and quarterly thereafter.

e. Respondent shall submit a self-evaluation report within thirty (30) days and quarterly thereafter.

f. Respondent shall submit within thirty (30) days a drug/alcohol evaluation performed by Business Psychology Associates, John Southworth, and carry out any recommendations made by the evaluator. Documentation of implementation of recommendations, if any, are to be submitted quarterly.

g. Respondent shall not violate any federal, state or local laws or rules governing the practice of nursing in the State of Idaho.

2. The violation of any of the terms of this stipulation by Respondent will result in the termination of the stay and an order of suspension will issue. The Board therefore retains jurisdiction over this proceeding until all matters are finally resolved as set forth in this stipulation. Upon successful completion of probation, Respondent's license will be fully restored.

IV

1. It is hereby agreed between the parties that this settlement agreement shall be presented to the Board with a recommendation for approval from the Attorney General's Office at the next regularly-scheduled meeting of the Board.

2. Respondent understands that the Board is free to accept or reject this settlement agreement, and if rejected by the Board, the case will be reset for a hearing. Respondent hereby agrees to waive any right she may have to challenge the impartiality
of the Board to hear the disciplinary complaint if, after review by the Board, this settlement agreement is rejected.

3. If the settlement agreement is not accepted by the Board, it shall be regarded as null and void. Admissions by the Respondent in the settlement agreement will not be regarded as evidence against her at the subsequent disciplinary hearing.

4. The Consent Order shall not become effective until it has been approved by a majority of the Board and endorsed by a representative member of the Board.

I have read the above stipulation fully and have discussed it with my counsel. I understand that by its terms I will be waiving certain rights accorded me under Idaho law. I also understand that by its terms the Idaho State Board of Nursing will issue an Order on this stipulation whereby my license to practice nursing will be placed upon probation, subject to the above delineated terms and conditions. I agree to the above stipulation for settlement.

DATED this 14th day of August, 1997.

Sara Lynn Sterling
Respondent

I concur in the Stipulation and Order.

DATED this 14th day of August, 1997.

William G. Dryden
Attorney for Respondent
I concur in this Stipulation and Order.

DATED this 14th day of August, 1997.

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL

By
Nicole S. McKay
Deputy Attorney General

Pursuant to Idaho Code § 54-1412, the foregoing is adopted as the decision of the Board of Nursing in this matter and shall be effective on the 14th day of August, 1997.

IT IS SO ORDERED.

IDAHO STATE BOARD OF NURSING

By
Charles Moseley, CRNA
Chairman
BEFORE THE BOARD OF NURSE EXAMINERS FOR THE STATE OF TEXAS

In the Matter of Permanent Certificate §
Number 580754 issued to §
SARA LYNN STERLING §

ORDER OF THE BOARD

To: Sara Lynn Sterling
1439 Englewood
Odessa, Texas 79761

On this day, the Board of Nurse Examiners for the State of Texas, hereinafter referred to as the Board, accepted the voluntary surrender of professional nurse license number 580754, issued to SARA LYNN STERLING, hereinafter referred to as Respondent. This action was taken in accordance with Article 4525.1(c), Revised Civil Statutes of Texas, as amended.

Respondent waived representation by counsel, informal conference, notice and hearing and agreed to the entry of this Order.

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

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license.

2. Respondent waived representation by counsel, informal conference, notice, hearing, and consented to the entry of this Order.

3. Respondent is currently licensed to practice professional nursing in the State of Texas.

4. Respondent submitted a notarized statement and professional nurse license, number 580754, to the Board voluntarily surrendering the right to practice professional nursing in Texas.

CONCLUSIONS OF LAW

1. Pursuant to Article 4525, Revised Civil Statutes of Texas, as amended, the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.

3. Under Article 4525.1(c), Revised Civil Statutes of Texas, as amended, the Board has the authority to accept the voluntary surrender of a license.

ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of license number 580754, heretofore issued to SARA LYNN STERLING to practice professional nursing in the State of Texas, is accepted by the Board of Nurse Examiners. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT submit a petition for reinstatement until five years have elapsed from the date of this Order.

2. Upon petitioning for reinstatement, RESPONDENT SHALL submit proof of five (5) years of continuous sobriety and evidence of Respondent's fitness to safely practice professional nursing in the State of Texas. Acceptable proof shall consist of the following documentation:

   a) Written verification of treatment and after care, submitted to the Board by the treatment facility;

   b) A letter from the current counselor, if currently participating in individual/group counseling or a letter from a counselor stating that the individual has been released from therapy; and

   c) Verification of support group attendance to include either a sign-up sheet or two (2) letters from chairpersons verifying the individual's attendance.

Effective this 24th day of January, 1996.

BOARD OF NURSE EXAMINERS
FOR THE STATE OF TEXAS

I certify this to be a true copy of the records on file with the Board of Nurse Examiners for the State of Texas.

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

Date: 5/31/96

Signed: [Signature]
BEFORE THE BOARD OF NURSING, STATE OF IDAHO

In the matter of  
Sara Lynn Sterling  
Strough Sterling  
License No: N-16780  

COMPLAINT FOR  
REVOCATION OR  
SUSPENSION OF  
LICENSE  
CASE NO: 96-39

COMES NOW, Complainant, Sandra Evans, M.A.Ed., R.N., Interim Executive Director of the Idaho Board of Nursing, and requests the Board to revoke or suspend the license of Sara Lynn Sterling Strough Sterling to practice nursing in the State of Idaho. This Complaint and these proceedings are instituted upon the following grounds:

That the licensee has violated provisions in rules and standards of conduct as adopted by the Board, and had a license to practice nursing voluntarily surrendered to another jurisdiction by virtue of the following actions:

1. Licensure to practice as a licensed professional nurse in the State of Texas was voluntarily surrendered by the licensee and accepted by the Texas Board of Nurse Examiners by an Order dated January 24, 1996, for a period of not less than five (5) years.

The undersigned Sandra Evans, believes that the described conduct of the licensee is in violation of Section 54-1412, (a), (9) IDAHO CODE, and of Board of Nursing Rules, IDAPA 23.01.01100.10.

DATED THIS 28th day of June, 1996.

SANDRA EVANS, M.A.Ed., R.N.  
Executive Director  
Idaho Board of Nursing

COMPLAINT - 1

Exhibit B
Page 1 of 2
I hereby swear that I have this 28th day of June, 1996, served the foregoing Complaint for Revocation or Suspension of License and Answer to Complaint upon all parties of record named in this proceeding, by mailing a copy thereof, certified mail, return receipt requested, properly addressed with postage prepaid, to:

SARA STERLING
1439 ENGLEWOOD
ODESSA TX 79761

Sandra Evans, M.A.Ed., R.N.
Interim Executive Director
Idaho Board of Nursing
BEFORE THE IDAHO STATE BOARD OF NURSING

In the matter of a license of: 

Sara Lynn Sterling, 
Strough Sterling 
License No. N-16780, 
Respondent. 

Case No. 96-39

AMENDED NOTICE OF HEARING

To: Sara Lynn Sterling 
Rt. 3, 2262 Falls Avenue E 
Twin Falls, Idaho 83301

Pursuant to the provisions of title 54, chapter 14, Idaho Code, and the duly promulgated rules of the Idaho State Board of Nursing, you are hereby notified and requested to appear before the Idaho State Board of Nursing (hereinafter "Board"), on the 14th day of August, 1997, at 1:30 p.m. at the Board of Nursing Office, 280 North 8th Street, Suite 210, Boise, Idaho, and from time to time thereafter as may be required by the Board, to show cause, if any, why your license to practice nursing in the State of Idaho should not be revoked, suspended, or other disciplinary actions imposed, on the grounds stated in the Complaint for Revocation or Suspension of License filed on June 28, 1996.

Respondent is hereby notified that she may appear with or without the assistance of an attorney on the day and at the time and place specified in this Notice of Hearing and present testimony and argument of her defense in respect to the alleged violations contained in the Complaint. Respondent is further notified that if she fails to appear, the Board may proceed and determine this matter in her absence.

All persons requiring assistance pursuant to the Americans with Disabilities Act in order to participate in or understand the hearing must request such assistance ten (10) days in advance of the hearing by contacting the Board Office at the number or address listed below.
The hearing will be conducted pursuant to 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. 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 Idaho State Board of Nursing, 280 North 8th Street, Suite 210, Boise, Idaho, 83720-0061; telephone (208) 334-3110; FAX (208) 334-3262.

DATED this 25th day of June, 1997.

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL

By Nicole S. McKay
Deputy Attorney General

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 25th day of June, 1997, 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, addressed to:

Sara Lynn Sterling
Rt. 3, 2262 Falls Avenue E
Twin Falls, Idaho 83301

NICOLE S. MCKAY
Deputy Attorney General

AMENDED NOTICE OF HEARING - 2
BEFORE THE IDAHO STATE BOARD OF NURSING

In the matter of a license of:  
Sara Lynn Sterling,  
Strough Sterling  
License No. N-16780,  
Respondent.  

Case No. 96-39

NOTICE OF HEARING

To: Sara Lynn Sterling  
Rt. 3, 2262 Falls Avenue E  
Twin Falls, Idaho 83301

Pursuant to the provisions of title 54, chapter 14, Idaho Code, and the duly promulgated rules of the Idaho State Board of Nursing, you are hereby notified and requested to appear before the Idaho State Board of Nursing (hereinafter "Board"), on the 24th day of July, 1997, at 1:30 p.m. at the Board of Nursing Office, 280 North 8th Street, Suite 210, Boise, Idaho, and from time to time thereafter as may be required by the Board, to show cause, if any, why your license to practice nursing in the State of Idaho should not be revoked, suspended, or other disciplinary actions imposed, on the grounds stated in the Complaint for Revocation or Suspension of License filed on June 28, 1996.

Respondent is hereby notified that she may appear with or without the assistance of an attorney on the day and at the time and place specified in this Notice of Hearing and present testimony and argument of her defense in respect to the alleged violations contained in the Complaint. Respondent is further notified that if she fails to appear, the Board may proceed and determine this matter in her absence.

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All original official documents must be filed with the Idaho State Board of Nursing, 280 North 8th Street, Suite 210, Boise, Idaho, 83720-0061; telephone (208) 334-3110; FAX (208) 334-3262.

DATED this 4th day of June, 1997.

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL

By
Nicole S. McKay
Deputy Attorney General

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 4th day of June, 1997, 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, addressed to:

Sara Lynn Sterling
Rt. 3, 2262 Falls Avenue E
Twin Falls, Idaho 83301

NICOLE S. MCKAY
Deputy Attorney General

NOTICE OF HEARING - 2