BEFORE THE
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against: **TERRI LEE SNYDER a.k.a.** **TERRI LEE RICHERSON** P. O. Box 536 Janesville, CA 96114 Registered Nursing License No. 403278 Nurse Practitioner Certificate No. 6512 Nurse Practitioner Furnishing Certificate No. 6512 Respondent.	Case No. 2007-223

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Board of Registered Nursing, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on February 18, 2008.

It is so **ORDERED** January 18, 2008

LaFrancine N. Tate

FOR THE BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

EDMUND G. BROWN JR., Attorney General
of the State of California
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Attorneys for Complainant

BEFORE THE
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against: **TERRI LEE SNYDER a.k.a.** **TERRI LEE RICHERSON** P. O. Box 536 Janesville, CA 96114 Registered Nursing License No. 403278 Nurse Practitioner Certificate No. 6512 Nurse Practitioner Furnishing Certificate No. 6512 Respondent.	Case No. 2007-223 **STIPULATED SETTLEMENT AND DISCIPLINARY ORDER**

IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-entitled proceedings that the following matters are true:

PARTIES

1. Ruth Ann Terry, M.P.H, R.N ("Complainant') is the Executive Officer of the Board of Registered Nursing ("Board"), Department of Consumer Affairs. Complainant brought this action solely in her official capacity and is represented in this matter by Edmund G. Brown Jr., Attorney General of the State of California, by Leslie A. Burgermyer, Deputy Attorney General.

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2. Respondent Terri Lee Snyder a.k.a. Terri Lee Richerson ("Respondent") is representing herself in this proceeding and has chosen not to exercise her right to be represented by counsel.

3. On or about January 1, 1986, the Board issued Registered Nursing License No. 403278 to Respondent. The License was in full force and effect at all times relevant to the charges brought in Accusation No. 2007-223 and will expire on September 30, 2008, unless renewed.

4. On or about May 10, 1993, the Board issued Nurse Practitioner Certificate No. 6512 to Respondent. The License was in full force and effect at all times relevant to the charges brought in Accusation No. 2007-223 and will expire on September 30, 2008, unless renewed.

5. On or about May 31, 1994, the Board issued Nurse Practitioner Furnisher Certificate No. 6512 to Respondent. The License was in full force and effect at all times relevant to the charges brought in Accusation No. 2007-223 and will expire on September 30, 2008, unless renewed.

JURISDICTION

6. Accusation No. 2007-223 was filed before the Board and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on March 5, 2007, and after default was vacated, the Accusation and all other statutorily required documents were served on Respondent on August 10, 2007. Respondent timely filed her Notice of Defense contesting the Accusation. A true and correct copy of Accusation No. 2007-223 is attached hereto, marked as Exhibit A, and incorporated herein by this reference.

ADVISEMENT AND WAIVERS

7 Respondent has carefully read, and understands the charges and allegations in Accusation No. 2007-223. Respondent has also carefully read, and fully understands the effects of this Stipulated Settlement and Disciplinary Order.

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8 Respondent is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel at her own expense; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

9 Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

10. Respondent admits the truth of each and every charge and allegation in Accusation No. 2007-223.

11. Respondent agrees that her Registered Nursing License, Nurse Practitioner Certificate, and Nurse Practitioner Furnisher Certificate are subject to discipline and she agrees to be bound by the Board's imposition of discipline as set forth in the Disciplinary Order below.

RESERVATION

12. The admissions made by Respondent herein are only for the purposes of this proceeding, or any other proceedings in which the Board or other professional licensing agency is involved, and shall not be admissible in any other criminal or civil proceeding.

CONTINGENCY

13. This stipulation shall be subject to approval by the Board. Respondent understands and agrees that counsel for Complainant and the staff of the Board may communicate directly with the Board regarding this stipulation and settlement, without notice to or participation by Respondent. By signing the stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or effect, except for

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this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

OTHER MATTERS

14. The parties understand and agree that facsimile copies of this Stipulated Settlement and Disciplinary Order, including facsimile signatures thereto, shall have the same force and effect as the originals.

DISCIPLINARY ORDER

In consideration of the foregoing admissions and stipulations, the parties agree that the Board of Registered Nursing ("Board") may, without further notice or formal proceeding, issue and enter the following Disciplinary Order:

IT IS HEREBY ORDERED that Registered Nursing License No. 403278, Nurse Practitioner Certificate No. 6512, and Nurse Practitioner Furnisher Certificate No. 6512 issued to Respondent Terri Lee Snyder a.k.a. Terri Lee Richerson ("Respondent") are revoked. However, the revocations are stayed and Respondent is placed on probation for three (3) years on the following terms and conditions.

Severability Clause. Each condition of probation contained herein is a separate and distinct condition. If any condition of this Order, or any application thereof, is declared unenforceable in whole, in part, or to any extent, the remainder of this Order, and all other applications thereof, shall not be affected. Each condition of this Order shall separately be valid and enforceable to the fullest extent permitted by law.

1. **Obey All Laws.** Respondent shall obey all federal, state, and local laws. A full and detailed account of any and all violations of law shall be reported by Respondent to the Board in writing within seventy-two (72) hours of occurrence. To permit monitoring of compliance with this condition, Respondent shall submit completed fingerprint forms and fingerprint fees within forty-five (45) days of the effective date of the decision, unless previously submitted as part of the licensure application process.

Criminal Court Orders. If Respondent is under criminal court orders, including probation or parole, and the order is violated, this shall be deemed a violation of these

probation conditions, and may result in the filing of an accusation and/or petition to revoke probation.

2. **Comply with the Board's Probation Program.** Respondent shall fully comply with the conditions of the Probation Program established by the Board and cooperate with representatives of the Board in its monitoring and investigation of the Respondent's compliance with the Board's Probation Program. Respondent shall inform the Board in writing within no more than fifteen (15) days of any address change and shall at all times maintain an active, current license or certificate status with the Board including during any period of suspension.

Upon successful completion of probation, Respondent's licenses shall be fully restored.

3. **Report in Person.** Respondent, during the period of probation, shall appear in person at interviews/meetings as directed by the Board or its designated representatives.

4. **Residency, Practice, or Licensure Outside of State.** Periods of residency or practice as a Registered Nurse outside of California shall not apply toward a reduction of this probation time period. Respondent's probation is tolled, if and when she resides outside of California. Respondent must provide written notice to the Board within fifteen (15) days of any change of residency or practice outside the state, and within thirty (30) days prior to re-establishing residency or returning to practice in this state.

Respondent shall provide a list of all states and territories where she has ever been licensed as a registered nurse, vocational nurse, or practical nurse. Respondent shall further provide information regarding the status of each license and certificate and any changes in such license or certificate status during the term of probation. Respondent shall inform the Board if she applies for or obtains a new nursing license during the term of probation.

5. **Submit Written Reports.** Respondent, during the period of probation, shall submit or cause to be submitted such written reports/declarations and verification of actions under penalty of perjury, as required by the Board. These reports/declarations shall contain

statements relative to Respondent's compliance with all the conditions of the Board's Probation Program. Respondent shall immediately execute all release of information forms as may be required by the Board or its representatives.

Respondent shall provide a copy of this Decision to the nursing regulatory agency in every state and territory in which she has a nurse license.

6. **Function as a Registered Nurse.** Respondent, during the period of probation, shall engage in the practice of Registered Nursing in California for a minimum of twenty-four (24) hours per week for six (6) consecutive months or as determined by the Board.

For purposes of compliance with the section, "engage in the practice of Registered Nursing" may include, when approved by the Board, volunteer work as a Registered Nurse, or work in any non-direct patient care position that requires licensure as a Registered Nurse.

The Board may require that advanced practice nurses engage in advanced practice nursing for a minimum of twenty-four (24) hours per week for six (6) consecutive months or as determined by the Board.

If Respondent has not complied with this condition during the probationary term, and Respondent has presented sufficient documentation of her good faith efforts to comply with this condition, and if no other conditions have been violated, the Board, in its discretion, may grant an extension of Respondent's probation period up to one year without further hearing in order to comply with this condition. During the one (1) year extension, all original conditions of probation shall apply.

7. **Employment Approval and Reporting Requirements.** Respondent shall obtain prior approval from the Board before commencing or continuing any employment, paid or voluntary, as a registered nurse. Respondent shall cause to be submitted to the Board all performance evaluations and other employment related reports as a registered nurse upon request of the Board.

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Respondent shall provide a copy of this Decision to her employer and immediate supervisors prior to commencement of any nursing or other health care related employment.

In addition to the above, Respondent shall notify the Board in writing within seventy-two (72) hours after she obtains any nursing or other health care related employment. Respondent shall notify the Board in writing within seventy-two (72) hours after she is terminated or separated, regardless of cause, from any nursing, or other health care related employment with a full explanation of the circumstances surrounding the termination or separation.

8. **Supervision.** Respondent shall obtain prior approval from the Board regarding Respondent's level of supervision and/or collaboration before commencing or continuing any employment as a registered nurse, or education and training that includes patient care.

Respondent shall practice only under the direct supervision of a Registered Nurse in good standing (no current discipline) with the Board unless alternative methods of supervision and/or collaboration (e.g., with an advanced practice nurse or physician) are approved.

Respondent's level of supervision and/or collaboration may include, but is not limited to the following:

a. **Maximum.** The individual providing supervision and/or collaboration is present in the patient care area or in any other work setting at all times.

b. **Moderate.** The individual providing supervision and/or collaboration is in the patient care unit or in any other work setting at least half the hours Respondent works.

c. **Minimum.** The individual providing supervision and/or collaboration has person-to-person communication with Respondent at least twice during each shift worked.

d. **Home Health Care.** If Respondent is approved to work in the home health care setting, the individual providing supervision and/or collaboration shall have person-to-person communication with Respondent as required by the Board each work day. Respondent

shall maintain telephone or other telecommunication contact with the individual providing supervision and/or collaboration as required by the Board during each work day. The individual providing supervision and/or collaboration shall conduct, as required by the Board, periodic, on-site visits to patients' homes visited by Respondent with or without Respondent present.

9. **Employment Limitations.** Respondent shall not work for a nurse's registry, in any private duty position as a registered nurse, a temporary nurse placement agency, a traveling nurse, or for an in-house nursing pool.

Respondent shall not work for a licensed home health agency as a visiting nurse unless the registered nursing supervision and other protections for home visits have been approved by the Board. Respondent shall not work in any other registered nursing occupation where home visits are required.

Respondent shall not work in any health care setting as a supervisor of registered nurses. The Board may additionally restrict Respondent from supervising licensed vocational nurses and/or unlicensed assistive personnel on a case-by-case basis.

Respondent shall not work as a faculty member in an approved school of nursing or as an instructor in a Board approved continuing education program.

Respondent shall work only on a regularly assigned, identified and predetermined worksite(s) and shall not work in a float capacity.

If Respondent is working or intends to work in excess of forty (40) hours per week, the Board may request documentation to determine whether there should be restrictions on the hours of work.

10. **Complete a Nursing Course(s).** Respondent, at her own expense, shall enroll and successfully complete a course(s) relevant to the practice of registered nursing no later than six (6) months prior to the end of her probationary term.

Respondent shall obtain prior approval from the Board before enrolling in the course(s). Respondent shall submit to the Board the original transcripts or certificates of completion for the above required course(s). The Board shall return the original documents to Respondent after photocopying them for its records.

11. **Cost Recovery.** Respondent shall pay to the Board costs associated with its investigation and enforcement pursuant to Business and Professions Code section 125.3 in the amount of $3,481.00. Respondent shall be permitted to pay these costs in a payment plan approved by the Board, with payments to be completed no later than three (3) months prior to the end of the probation term.

If Respondent has not complied with this condition during the probationary term, and Respondent has presented sufficient documentation of her good faith efforts to comply with this condition, and if no other conditions have been violated, the Board, in its discretion, may grant an extension of Respondent's probation period up to one (1) year without further hearing in order to comply with this condition. During the one (1) year extension, all original conditions of probation will apply.

12. **Violation of Probation.** If Respondent violates the conditions of her probation, the Board after giving Respondent notice and an opportunity to be heard, may set aside the stay order and impose the stayed discipline of revocation of Respondent's license and certificates.

If during the period of probation, an accusation or petition to revoke probation has been filed against Respondent's license or certificates or the Attorney General's Office has been requested to prepare an accusation or petition to revoke probation against Respondent's licenses, the probationary period shall automatically be extended and shall not expire until the accusation or petition has been acted upon by the Board.

13. **License Surrender.** During Respondent's term of probation, if she ceases practicing due to retirement, health reasons or is otherwise unable to satisfy the conditions of probation, Respondent may surrender her license or certificates to the Board. The Board reserves the right to evaluate Respondent's request and to exercise its discretion whether to grant the request, or to take any other action deemed appropriate and reasonable under the circumstances, without further hearing. Upon formal acceptance of the tendered license and certificates and wall certificates, Respondent will no longer be subject to the conditions of probation.

Surrender of Respondent's license and/or certificates shall be considered a disciplinary action and shall become a part of Respondent's license history with the Board. A registered nurse whose license has been surrendered may petition the Board for reinstatement no sooner than the following minimum periods from the effective date of the disciplinary decision:

a. Two (2) years for reinstatement of a license that was surrendered for any reason other than a mental or physical illness; or

b. One (1) year for a license surrendered for a mental or physical illness.

ACCEPTANCE

I have carefully read the Stipulated Settlement and Disciplinary Order. I understand the stipulation and the effect it will have on my Registered Nursing Certificate No. 403278, Nurse Practitioner Certificate No. 6512, and Nurse Practitioner Furnisher Certificate No. 6512. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Registered Nursing, Department of Consumer Affairs.

DATED: 10/31/07

TERRI LEE SNYDER a.k.a. TERRI LEE RICHERSON
Respondent

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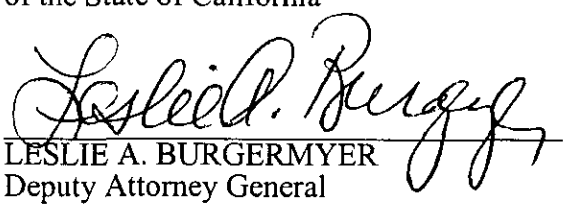
ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Board of Registered Nursing, Department of Consumer Affairs.

DATED: 11/2/07

EDMUND G. BROWN JR., Attorney General
of the State of California



LESLIE A. BURGERMYER
Deputy Attorney General

Attorneys for Complainant

Exhibit A

Accusation No. 2007-223

EDMUND G. BROWN JR, Attorney General
of the State of California
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Attorneys for Complainant

COPY

BEFORE THE
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against: **TERRI LEE SNYDER a.k.a.** **TERRI LEE RICHERSON** P.O. Box 665 Coarsegold, California 93614 Registered Nurse License No. 403278 Nurse Practitioner Certificate No. 6512 Nurse Practitioner Furnishing Certificate No. 6512 Respondent.	Case No. 2007 - 223 **ACCUSATION**

Ruth Ann Terry, M.P.H., R.N. ("Complainant") alleges:

PARTIES

1. Complainant brings this Accusation solely in her official capacity as the Executive Officer of the Board of Registered Nursing ("Board"), Department of Consumer Affairs.

Registered Nurse License

2. On or about August 31, 1986, the Board issued Registered Nurse License Number 403278 to Terri Lee Snyder ("Respondent"). The Registered Nurse License expired on September 30, 2004, and has not been renewed.

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Nurse Practitioner Certificate

3. On or about May 10, 1993, the Board issued Nurse Practitioner Certificate Number 6512 to Respondent. The Nurse Practitioner Certificate expired on September 30, 2004, and has not been renewed.

Nurse Practitioner Furnishing Certificate

4. On or about May 31, 1994, the Board issued Nurse Practitioner Furnishing Certificate Number 6512 to Respondent. The Nurse Practitioner Furnishing Certificate expired on September 30, 2004, and has not been renewed.

STATUTORY PROVISIONS

5. Section 2750 of the Business and Professions Code ("Code") provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with Code section 2750) of the Nursing Practice Act.

6. Code section 2764 provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license. Under Code section 2811, subdivision (b), the Board may renew an expired license at any time within eight years after the expiration.

7. Code section 2761 states, in pertinent part:

> The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:
>
> (a) Unprofessional conduct, which includes, but is not limited to, the following:
>
> (1) Incompetence, or gross negligence in carrying out usual certified or licensed nursing functions.

8. Code section 2762 states, in pertinent part:

> In addition to other acts constituting unprofessional conduct within the meaning of this chapter [the Nursing Practice Act], it is unprofessional conduct for a person licensed under this chapter to do any of the following:

(a) Obtain or possess in violation of law, or prescribe, or except as directed by a licensed physician and surgeon, dentist, or podiatrist administer to himself or herself, or furnish or administer to another, any controlled substance as defined in Division 10 (commencing with Section 11000) of the Health and Safety Code or any dangerous drug or dangerous device as defined in Section 4022.

9. Code section 2725 states, in pertinent part:

(a) In amending this section at the 1973-74 session, the Legislature recognizes that nursing is a dynamic field, the practice of which is continually evolving to include more sophisticated patient care activities. It is the intent of the Legislature in amending this section at the 1973-74 session to provide clear legal authority for functions and procedures that have common acceptance and usage. It is the legislative intent also to recognize the existence of overlapping functions between physicians and registered nurses and to permit additional sharing of functions within organized health care systems that provide for collaboration between physicians and registered nurses. These organized health care systems include, but are not limited to, health facilities licensed pursuant to Chapter 2 (commencing with Section 1250) of Division 2 of the Health and Safety Code, clinics, home health agencies, physicians' offices, and public or community health services.

(b) The practice of nursing within the meaning of this chapter means those functions, including basic health care, that help people cope with difficulties in daily living that are associated with their actual or potential health or illness problems or the treatment thereof, and that require a substantial amount of scientific knowledge or technical skill, including all of the following:

. . .

(4) Observation of signs and symptoms of illness, reactions to treatment, general behavior, or general physical condition, and (A) determination of whether the signs, symptoms, reactions, behavior, or general appearance exhibit abnormal characteristics, and (B) implementation, based on observed abnormalities, of appropriate reporting, or referral, or standardized procedures, or changes in treatment regimen in accordance with standardized procedures, or the initiation of emergency procedures.

(c) "Standardized procedures," as used in this section, means either of the following:

(1) Policies and protocols developed by a health facility licensed pursuant to Chapter 2 (commencing with Section 1250) of Division 2 of the Health and Safety Code through collaboration among administrators and health professionals including physicians and nurses.

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(2) Policies and protocols developed through collaboration among administrators and health professionals, including physicians and nurses, by an organized health care system which is not a health facility licensed pursuant to Chapter 2 (commencing with Section 1250) of Division 2 of the Health and Safety Code.

The policies and protocols shall be subject to any guidelines for standardized procedures that the Division of Licensing of the Medical Board of California and the Board of Registered Nursing may jointly promulgate. If promulgated, the guidelines shall be administered by the Board of Registered Nursing.

(d) Nothing in this section shall be construed to require approval of standardized procedures by the Division of Licensing of the Medical Board of California, or by the Board of Registered Nursing.

REGULATORY PROVISIONS

10. California Code of Regulations, title 16,("Regulation") section 1442 states:

As used in Section 2761 of the code, 'gross negligence' includes an extreme departure from the standard of care which, under similar circumstances, would have ordinarily been exercised by a competent registered nurse. Such an extreme departure means the repeated failure to provide nursing care as required or failure to provide care or to exercise ordinary precaution in a single situation which the nurse knew, or should have known, could have jeopardized the client's health or life.

11. Regulations, section 1443, states:

As used in Section 2761 of the code, 'incompetence' means the lack of possession of or the failure to exercise that degree of learning, skill, care and experience ordinarily possessed and exercised by a competent registered nurse as described in Section 1443.5.

12. Regulations, section 1470 states:

The Board of Registered Nursing in conjunction with the Medical Board of California (see the regulations of the Medical Board of California, Article 9.5, Chapter 13, Title 16 of the California Code of Regulations) intends, by adopting the regulations contained in the article, to jointly promulgate guidelines for the development of standardized procedures to be used in organized health care systems which are subject to this rule. The purpose of these guidelines is:

(a) To protect consumers by providing evidence that the nurse meets all requirements to practice safely.

(b) To provide uniformity in development of standardized procedures.

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13. Regulations, section 1471 states:

For purposes of this article:

(a) "Standardized procedure functions" means those functions specified in [Code] Section 2725(c) and (d) which are to be performed according to 'standardized procedures';

(b) "Organized health care system" means a health facility which is not licensed pursuant to Chapter 2 (commencing with Section 1250), Division 2 of the Health and Safety Code and includes, but is not limited to, clinics, home health agencies, physicians' offices and public or community health services;

(c) "Standardized procedures" means policies and protocols formulated by organized health care systems for the performance of standardized procedure functions."

14. Regulations, section 1472 states:

An organized health care system must develop standardized procedures before permitting registered nurses to perform standardized procedure functions. A registered nurse may perform standardized procedure functions only under the conditions specified in a health care system's standardized procedures; and must provide the system with satisfactory evidence that the nurse meets its experience, training, and/or education requirements to perform such functions.

15. Regulations, section 1474 states, in pertinent part:

Following are the standardized procedure guidelines jointly promulgated by the Medical Board of California and by the Board of Registered Nursing:

(a) Standardized procedures shall include a written description of the method used in developing and approving them and any revision thereof.

(b) Each standardized procedure shall:

(1) Be in writing, dated and signed by the organized health care system personnel authorized to approve it.

(2) Specify which standardized procedure functions registered nurses may perform and under what circumstances.

(3) State any specific requirements which are to be followed by registered nurses in performing particular standardized procedure functions.

(4) Specify any experience, training, and/or education requirements for performance of standardized procedure functions.

(7) Specify the scope of supervision required for performance of standardized procedure functions, for example, immediate supervision by a physician.

(8) Set forth any specialized circumstances under which the registered nurse is to immediately communicate with a patient's physician concerning the patient's condition."

COST RECOVERY

16. Code section 125.3 provides, in pertinent part, that the Board may request the administrative law judge to direct a licentiate found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

BACKGROUND

17. Respondent owns and operates a business known as Healing Touch Center for Health and Wellbeing in Coarsegold, California. Respondent is a licensed Nurse Practitioner and, as such, provides alternative and complimentary health care and ministerial counseling to her patients. According to Respondent, Dr. Daniel Blodgett was the supervising physician for her business, and he reviewed some of her patient records and signed off on them. In turn, Respondent provided on-call services for Dr. Blodgett when he was not available.

18. **CONTROLLED SUBSTANCES**

a. **"Alprazolam"** is a Schedule IV controlled substance as designated by H&S Code section 11057, subdivision (d)(1)

b. **"Ambien"** is a brand of zolpidem tartrate, and a Schedule IV controlled substance as designated by Health and Safety (H&S") Code section 11057.

c. **"Hydrocodone"** a.k.a. hydrocodone bitartrate/guaifensin is a Schedule III controlled substance as designated by H&S Code section 11056, subdivision (e)(4).

d. **"Norco"** is a combination drug containing hydrocodone bitartrate and acetaminophen and is a Schedule III controlled substance as designated by H&S Code section 11056, subdivision (e)(4).

e. **"Temazepam"** is a Schedule IV controlled substance as designated by H&S Code section 11057, subdivision (d)(24).

f. **"Xanax"** is a brand of Alprazolam and is a Schedule IV controlled substance as designated by H&S Code section 11057, subdivision (d)(1).

FIRST CAUSE FOR DISCIPLINE

(Gross Negligence)

19. Respondent is subject to disciplinary action pursuant to Code section 2761, subdivision (a)(1), on the grounds of unprofessional conduct, in that in or about the year 2003, while operating a business known as Healing Touch Center for Health and Wellbeing, located in Coarsegold, California, Respondent committed acts constituting gross negligence in her care of patient M.P. and in her practice as a Registered Nurse/Nurse Practitioner, as defined in Regulations, section 1442, in the following respects:

Patient M.P.

a. On or about May 29, 2003, during the assessment and treatment of patient M.P., Respondent failed to document the patient's health history, allergies to medication, or what, if any, physical examination was performed.

b. On or about May 29, 2003, Respondent documented the patient as "calm and smiling" and the function of the patient's extremity was described as "moving arm about," which reveals no physical limitation or impairment. Such documentation does not indicate the need for use of the Biopulsar[1/], which Respondent used on the patient to relieve muscle spasm and pain. Further, Respondent failed to document the effects of the treatment.

General Practice

c. Respondent failed to meet the requirements of the Nurse Practice Act, as defined in Regulations, section 1474, by failing to adequately document her relationship with Dr. Blodgett as the physician supervising her practice at the Healing Touch Center for Health and Wellbeing.

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1. The Biopulsar is a muscle relaxing tool used to relieve muscle tension including, but not limited to back ache, headache, stiff neck, shoulder tension, tennis elbow, sore knees, and sports strains.

d. Respondent acted outside the course and scope of her practice by providing patient coverage for Dr. Blodgett at times when he was not available by telephone or otherwise for consultation or supervision.

e. Respondent's business sign, business cards, prescription pads, physical examination notes, and office stationery denote Respondent as a "Family Nurse Practitioner." In fact, Respondent's training and the majority of her experience is in the area of obstetrics and gynecology and not family practice.

SECOND CAUSE FOR DISCIPLINE

(Incompetence)

20. Respondent is subject to disciplinary action pursuant to Code section 2761, subdivision (a)(1), on the grounds of unprofessional conduct, in that in or about the year 2003, while operating a business known as Healing Touch Center for Health and Wellbeing, located in Coarsegold, California, Respondent committed acts constituting incompetence in her practice as a registered nurse/nurse practitioner, as defined in California Code of Regulations, section 1443, in the following respects:

a. Respondent failed to obtain a federal Drug Enforcement Agency ("DEA") number. Instead, Respondent prescribed controlled substances using the DEA number of Dr. Blodgett without his authorization to do so.

b. Respondent failed to meet the requirements for standardized procedures, as set forth under Code section 2725.

THIRD CAUSE FOR DISCIPLINE

(Prescribe Controlled Substances Without Authorization)

21. Respondent is subject to disciplinary action under Code section 2761, subdivision (a), on the grounds of unprofessional conduct, as defined in Code section 2762, subdivision (a), in that in and between September 11, 2001, and January 30, 2004, Respondent prescribed the controlled substances Alprazolam (Xanax), Ambien, Hydrocodone (Norco), and Temazepam to various patients using Dr. Blodgett's prescription pad and DEA number when he had not authorized her to do so.

FOURTH CAUSE FOR DISCIPLINE

(Unprofessional Conduct)

22. Respondent is subject to disciplinary action pursuant Code section 2761, subdivision (a), on the grounds of unprofessional conduct, as set forth in paragraphs 18 through 20, above.

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Revoking or suspending Registered Nurse License Number 403278, issued to Terri Lee Snyder a.k.a. Terri Lee Richerson;

2. Revoking or suspending California Nurse Practitioner Certificate Number 6512, issued to Terri Lee Snyder a.k.a. Terri Lee Richerson;

3. Revoking or suspending Practitioner Furnishing Certificate Number 6512, issued to Terri Lee Snyder a.k.a. Terri Lee Richerson;

4. Ordering Terri Lee Snyder a.k.a. Terri Lee Richerson to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Code section 125.3; and,

5. Taking such other and further action as deemed necessary and proper.

DATED: 2/21/07

RUTH ANN TERRY, M.P.H., R.N.
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant