

1 EDMUND G. BROWN JR., Attorney General
of the State of California
2 GREGORY J. SALUTE
Supervising Deputy Attorney General
3 NANCY A. KAISER, State Bar No. 192083
Deputy Attorney General
4 300 So. Spring Street, Suite 1702
Los Angeles, CA 90013
5 Telephone: (213) 897-5794
Facsimile: (213) 897-2804

6 Attorneys for Complainant
7
8

9 **BEFORE THE**
10 **BOARD OF REGISTERED NURSING**
11 **DEPARTMENT OF CONSUMER AFFAIRS**
12 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 2008-259

13 **TONJA BENETTA JORDAN**
4333 S. Raymond Avenue
14 Los Angeles, CA 90037

ACCUSATION

15 **Registered Nurse License No. 593258**

16 Respondent.
17

18 Complainant alleges:

19 **PARTIES**

20 1. Ruth Ann Terry, M.P.H, R.N (Complainant) brings this Accusation solely
21 in her official capacity as the Executive Officer of the Board of Registered Nursing (Board),
22 Department of Consumer Affairs.

23 2. On or about January 11, 2002, the Board issued Registered Nurse License
24 No. 593258 to Tonja Benetta Jordan (Respondent). The Registered Nurse License was in full
25 force and effect at all times relevant to the charges brought herein and will expire on June 30,
26 2009, unless renewed.

27 ///

28 ///

1 conviction has been affirmed on appeal, or when an order granting probation is
2 made suspending the imposition of sentence, irrespective of a subsequent order
under the provisions of Section 1203.4 of the Penal Code.

3 8. California Code of Regulations, title 16, section 1444 states:

4 A conviction or act shall be considered to be substantially related to the
5 qualifications, functions or duties of a registered nurse if to a substantial degree it
6 evidences the present or potential unfitness of a registered nurse to practice in a
manner consistent with the public health, safety, or welfare.

7 COST RECOVERY

8 9. Section 125.3 of the Code provides that the Board may request the
9 administrative law judge to direct a licentiate found to have committed a violation or violations
10 of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
11 enforcement of the case.

12 FIRST CAUSE FOR DISCIPLINE

13 (Conviction of a Substantially Related Crime)

14 10. Respondent has subjected her license to disciplinary action under sections
15 2761, subdivision (f), and 490, as defined in California Code of Regulations, title 16, section
16 1444, in that Respondent has been convicted of crimes, which are substantially related to the
17 qualifications, functions, or duties of a registered nurse, as follows:

18 a. On or about March 15, 2005, Respondent was convicted by the Court on a
19 plea of nolo contendere for violating two separate counts of Penal Code section 273a,
20 subdivision (a), each a felony (child abuse), in Los Angeles Superior Court, North Valley
21 District, Santa Clarita, Case No. PA041553, entitled *The People of the State of California v.*
22 *Tonja Jordan*. Pursuant to Penal Code section 17B4, the Court ordered the complaint to be
23 deemed amended on both counts as misdemeanors. Respondent was sentenced as follows: four
24 years summary probation, twenty days in county jail, twenty days of CALTRANS, twelve-month
parenting class, and payment of fines and restitution.

25 b. The circumstances surrounding the conviction are that on or about October
26 11, 2002, Respondent willfully and unlawfully, caused Daisia S. and Kevin J. to suffer and be
27 inflicted with unjustifiable physical pain, mental suffering, and injury, while under Respondent's
28

1 care and custody. Specifically, on or about October 11, 2002, Respondent was driving a Ford
2 Explorer on a freeway with two adults and three children, including Daisia S. and Kevin J., as
3 passengers. Neither Daisia S., an infant, nor Kevin J., a five-year-old boy, was riding in a car
4 safety seat as required by law. Respondent made an unsafe turning movement in violation of
5 Vehicle Code section 22107, which caused the vehicle to rollover. Respondent, an adult
6 passenger, and Daisia S., were ejected from the vehicle. Daisia S. suffered a fracture to the left
7 side of her skull, a concussion, a large laceration to her upper left arm, and abrasions to her left
8 arm and both legs. Kevin J. suffered cuts to his arms and hands and a bump on his head.

9 SECOND CAUSE FOR DISCIPLINE

10 (Unprofessional Conduct)


11 11. Respondent is subject to disciplinary action under section 2761,
12 subdivisions (a) and (d), in that Respondent committed acts which constitute unprofessional
13 conduct as set forth in paragraph 10, above.

14 PRAYER

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

- 17 1. Revoking or suspending Registered Nurse License No. 593258, issued to
18 Tonja Benetta Jordan;
- 19 2. Ordering Tonja Benetta Jordan to pay the Board the reasonable costs of the
20 investigation and enforcement of this case, pursuant to Business and Professions Code section
21 125.3; and,
- 22 3. Taking such other and further action as deemed necessary and proper.

23 DATED: 3/7/08

24
25 
26 RUTH ANN TERRY, M.P.H., R.N.
27 Executive Officer
28 Board of Registered Nursing
State of California
Complainant