

STATE OF FLORIDA
BOARD OF NURSING

Final Order No. DOH-15-1655-~~POF~~ - MQA

FILED DATE **OCT 21 2015**

Department of Health

By:

Angel Sanders
Deputy Agency Clerk

DEPARTMENT OF HEALTH,

Petitioner,

vs.

DOH CASE NO.: 2014-07937

DOAH CASE NO.: 15-2494PL

LICENSE NO.: RN 9180605

TONYA L. SHRADER,

Respondent.

FINAL ORDER

THIS CAUSE came before the BOARD OF NURSING (Board) pursuant to Sections 120.569 and 120.57(1), Florida Statutes, on October 8, 2014, in Lake Mary, Florida, for the purpose of considering the Administrative Law Judge's Recommended Order (a copy of which is attached hereto as Exhibit A) in the above-styled cause. Petitioner was represented by Matthew Witters, Assistant General Counsel. Respondent was not present.

Upon review of the Recommended Order, the argument of the parties, and after a review of the complete record in this case, the Board makes the following findings and conclusions.

FINDINGS OF FACT

1. The findings of fact set forth in the Recommended Order are approved and adopted and incorporated herein by reference.
2. There is competent substantial evidence to support the findings of fact.

FILED
2015 OCT 22 PM 1:14
DEPARTMENT OF
ADMINISTRATIVE
HEARINGS

CONCLUSIONS OF LAW

1. The Board has jurisdiction of this matter pursuant to Section 120.57(1), Florida Statutes, and Chapter 464, Florida Statutes.

2. The conclusions of law set forth in the Recommended Order are approved and adopted and incorporated herein by reference.

PENALTY

Upon a complete review of the record in this case, the Board determines that the penalty recommended by the Administrative Law Judge be ACCEPTED. WHEREFORE, IT IS HEREBY ORDERED AND ADJUDGED:

The license of TONYA L. SHRADER is suspended until Respondent undergoes an evaluation coordinated by the Intervention Project for Nurses (IPN), and complies with any and all terms and conditions imposed by IPN as a result of said evaluation. It is the duty of the licensee to contact the IPN at P.O. Box 49130, Jacksonville Beach, Florida 32240-9130, (904) 270-1620 within 30 days. If the licensee is not in need of monitoring or treatment and the IPN is not suitable, no further action will be required. If the licensee is in need of monitoring or treatment, the licensee shall comply with all conditions of the IPN Advocacy Contract or she will be in violation of the Board Order.

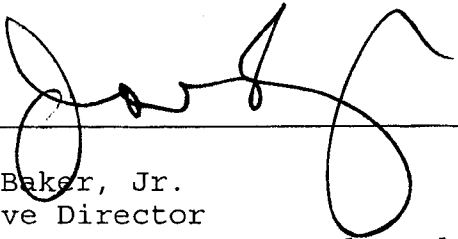
RULING ON MOTION TO ASSESS COSTS

Petitioner filed its motion to bifurcate the assessment of costs, which was granted by the Board. The Board retains jurisdiction to determine the amount of costs to be assessed.

This Final Order shall take effect upon being filed with the Clerk of the Department of Health.

DONE AND ORDERED this 20th day of Oct, 2015.

BOARD OF NURSING



Joe R. Baker, Jr.
Executive Director
for Jody Bryant Newman, EdD, EdS, Chair

NOTICE OF RIGHT TO JUDICIAL REVIEW

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW PURSUANT TO SECTION 120.68, FLORIDA STATUTES. REVIEW PROCEEDINGS ARE GOVERNED BY THE FLORIDA RULES OF APPELLATE PROCEDURE. SUCH PROCEEDINGS ARE COMMENCED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE AGENCY CLERK OF THE DEPARTMENT OF HEALTH AND A SECOND COPY, ACCOMPANIED BY FILING FEES PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL, FIRST DISTRICT, OR WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE PARTY RESIDES. THE NOTICE OF APPEAL MUST BE FILED WITHIN THIRTY (30) DAYS OF RENDITION OF THE ORDER TO BE REVIEWED.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been provided by certified mail to TONYA L. SHRADER, 554 Chamonix Avenue South, Lehigh Acres FL

33974; by U.S. Mail to John D. C. Newton II, Administrative Law
Judge, Division of Administrative Hearings, The DeSoto Building,
1230 Apalachee Parkway, Tallahassee, Florida 32399-3060; and by
email to Matthew Witters, Matthew.Witters@flhealth.gov,

Department of Health-PSU, this 21st day of
October, 2015.

Angel Sanders

7014 2120 0003 8706 6186

Deputy Agency Clerk