

IN THE MATTER OF
PERMANENT CERTIFICATE
NUMBER 581438
ISSUED TO
RUSSELL GEORGE BARNES

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BEFORE THE ELIGIBILITY
AND DISCIPLINARY
COMMITTEE
OF THE TEXAS
BOARD OF NURSING



I do hereby certify this to be a complete, accurate, and true copy of the document which is on file or is of record in the offices of the Texas Board of Nursing.
Patricia P. Thomas
Executive Director of the Board

ORDER OF THE BOARD

TO: Russell George Barnes
4920 N. Calvin
Spokane Valley, WA 99217

During open meeting held in Austin, Texas, on Tuesday, May 10, 2011, the Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case, based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee of the Texas Board of Nursing finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, Chapter 301 of the Texas Occupations Code, for retention of Respondent's license to practice professional nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Eligibility and Disciplinary Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing [22 TEX. ADMIN.CODE § 213.16(j)]. All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that Permanent Certificate Number 581438, previously issued to RUSSELL GEORGE BARNES, to practice professional nursing in the State of Texas be, and the same is hereby, REVOKED.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice professional nursing in the State of Texas.

Entered this 10th day of May, 2011.

TEXAS BOARD OF NURSING

BY:


KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Attachment: Formal Charge filed March 2, 2011.

CERTIFICATE OF SERVICE

I hereby certify that on the 10th day of May, 2011, a true and correct copy of the foregoing DEFAULT ORDER was served by placement in the U.S. Mail via certified mail, and addressed to the following person(s):

Russell George Barnes
4920 N. Calvin
Spokane Valley, WA 99217

BY:



KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

In the Matter of Permanent License § BEFORE THE TEXAS
Number 581438, Issued to §
RUSSELL GEORGE BARNES, Respondent § BOARD OF NURSING

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, RUSSELL GEORGE BARNES, is a Registered Nurse holding license number 581438, which is in Delinquent status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

CHARGE I.

On or about February 27, 2009, Respondent's license to practice professional nursing in the State of Washington received a Stipulation to Informal Disposition by the State of Washington Department of Health Nursing Care Quality Assurance Commission, Olympia, Washington.

A copy of the Stipulation to Informal Disposition, dated February 27, 2009, is attached and incorporated, by reference, as part of this pleading.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(8), Texas Occupations Code.

CHARGE II.

On or about August 28, 2010, Respondent's license to practice professional nursing in the State of Washington was SUSPENDED by the State of Washington Department of Health Nursing Care Quality Assurance Commission, Olympia, Washington.

A copy of the Findings of Fact, Conclusions of Law, and Final Order, dated August 28, 2010, is attached and incorporated, by reference, as part of this pleading.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(8), Texas Occupations Code.

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to revocation of Respondent's license to practice nursing in the State of Texas pursuant to the Nursing Practice Act, Chapter 301, Texas Occupations Code and the Board's rules, 22 Tex. Admin. Code §§ 213.27 - 213.33. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to Section 301.461, Texas Occupations Code. The cost of proceedings shall include, but is not limited to, the cost paid by the Board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, Board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars (\$1,200.00).

NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.state.tx.us.

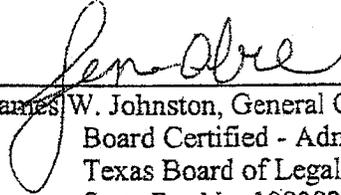
NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on on Adopted Disciplinary Sanction Policies for Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder, which can be found at the Board's website, www.bon.state.tx.us.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at www.bon.state.tx.us/disciplinaryaction/discp-matrix.html.

NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Orders which is/are attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Stipulation to Informal Disposition, dated February 27, 2009, and Final Order, dated August 28, 2010.

Filed this 27th day of March, 2011.

TEXAS BOARD OF NURSING


James W. Johnston, General Counsel
Board Certified - Administrative Law
Texas Board of Legal Specialization
State Bar No. 10838300

Jena Abel, Assistant General Counsel
State Bar No. 24036103

Lance Robert Brenton, Assistant General Counsel
State Bar No. 24066924

Robert Kyle Hensley, Assistant General Counsel
State Bar No. 50511847

Nikki Hopkins, Assistant General Counsel
State Bar No. 24052269

John F. Legris, Assistant General Counsel
State Bar No. 00785533

TEXAS BOARD OF NURSING
333 Guadalupe, Tower III, Suite 460
Austin, Texas 78701
P: (512) 305-6824
F: (512) 305-8101 or (512)305-7401

Attachments: Stipulation to Informal Stipulation of the Washington Board, dated February 27, 2009
Final Order of the Washington Board, dated August 28, 2010

D/2010.12.28

STATE OF WASHINGTON
DEPARTMENT OF HEALTH
NURSING CARE QUALITY ASSURANCE COMMISSION

In the Matter of

No. M2008-118663

RUSSELL BARNES
Credential No. RN.RN.00142399

STIPULATION TO INFORMAL
DISPOSITION

Respondent

1. STIPULATION

1.1 The Health Services Consultant of the Nursing Care Quality Assurance Commission (Commission), on designation by the Commission, has made the following allegations.

- A. On July 31, 2001, the state of Washington issued Respondent a credential to practice as a registered nurse. Respondent's credential is currently active.
- B. On approximately June 27, 2007, Respondent was observed to be under the influence of alcohol while at work at Lourdes Medical Center in Pasco, Washington. Co-workers noted the strong smell of alcohol on Respondent's breath at approximately 7:00 a.m.
- C. On that day, Respondent was subjected to a for-cause breath test to verify his blood alcohol level. The test results indicated that Respondent's blood alcohol level was .083 at 12:24 p.m.
- D. On approximately August 1, 2007, Respondent was referred to the Washington Health Professionals (WHPS) program by a health care investigator.

- E. On approximately June 6, 2008,

1.2 Respondent does not admit any of the allegations in the Statement of Allegations and Summary of Evidence or in paragraph 1.1 above. This Stipulation to Informal Disposition (Stipulation) shall not be construed as a finding of unprofessional conduct or inability to practice.

1.3 Respondent acknowledges that a finding of unprofessional conduct or inability to practice based on the above allegations, if proven, would constitute grounds for discipline under RCW 18.130.180(7), (23) and WAC 246-840-710(5)(b).

1.4 Respondent agrees that any sanction as set forth in RCW 18.130.160, except subsections (1), (2), (6) and (8), may be imposed as part of this stipulation, but the Respondent may agree to reimburse the disciplinary authority the costs of investigation and processing the complaint up to an amount not exceeding one thousand (\$1,000.00) dollars per allegation.

1.5 The parties wish to resolve this matter by means of this Stipulation pursuant to RCW 18.130.172(1).

1.6 This Stipulation is of no force and effect and is not binding on the parties unless and until it is accepted by the Commission.

1.7 This Stipulation is not formal disciplinary action. However, if the Commission accepts this Stipulation, it will be reported to the Health Integrity and Protection Databank (45 CFR Part 61), the National Practitioner Databank (45 CFR Part 60) and elsewhere as required by law. It is a public document and will be placed on the Department of Health's website and otherwise disseminated as required by the Public Records Act (Chap. 42.56 RCW).

1.8 The Commission agrees to forego further disciplinary proceedings concerning the allegations.

1.9 Respondent agrees to successfully complete the terms and conditions of this informal disposition.

1.10 Respondent understands that a violation of this Stipulation, if proven, would constitute grounds for discipline under RCW 18.130.180 and the imposition of sanctions under RCW 18.130.160.

2. INFORMAL DISPOSITION

The parties agree to the following:

2.1 Within thirty (30) days from the effective date of this Stipulation. Respondent shall enter the Washington Health Professional Services (WHPS) program. Respondent shall sign a release that allows the WHPS program to provide the Commission monitoring records and/or reports pertaining to his participation in and compliance with the program. Failure to comply with any aspect of the WHPS monitoring program shall be a violation of this Stipulation and may result in the Commission taking further disciplinary action against Respondent's credential. WHPS may be contacted at PO Box 47872, Olympia, WA 98504-7872 or (360) 236-2880.

2.2 Respondent is responsible for all costs of complying with this Stipulation.

2.3 Respondent shall inform the Department of Health and the Adjudicative Clerk Office in writing of changes in Respondent's residential and/or business address within thirty (30) days of the change.

2.4 The effective date of this Stipulation is the date the Adjudicative Clerk Office places the signed Stipulation into the U.S. mail. If required, Respondent shall not submit any fees or compliance documents until after the effective date of this Stipulation.

3. RESPONDENT'S ACCEPTANCE

I, RUSSELL BARNES, have read, understand and agree to this Stipulation. This Stipulation may be presented to the Commission without my appearance. I understand that I will receive a signed copy if the Commission accepts this Stipulation.



RUSSELL BARNES
RESPONDENT
2/17/09

DATE

ATTORNEY FOR RESPONDENT
WSBA #

DATE

4. COMMISSION ACCEPTANCE

The Commission accepts this Stipulation to Informal Disposition. All parties shall be bound by its terms and conditions.

DATED: FEBRUARY 27, 2009.

STATE OF WASHINGTON
DEPARTMENT OF HEALTH
NURSING CARE QUALITY ASSURANCE
COMMISSION

Susan Wong
PANEL CHAIR

PRESENTED BY:

cdg
MIRANDA BAYNE, WSBA #38189
DEPARTMENT OF HEALTH STAFF ATTORNEY

2/27/09
DATE

STATE OF WASHINGTON
DEPARTMENT OF HEALTH
NURSING CARE QUALITY ASSURANCE COMMISSION

In the Matter of:

RUSSELL G. BARNES,
Credential No. RN.RN.00142399,

Respondent.

Master Case No. M2009-923

FINDINGS OF FACT,
CONCLUSIONS OF LAW,
AND FINAL ORDER

APPEARANCES:

Respondent, Russell G. Barnes, by
Action Legal Group, PLLC, per
Senit Lutgen and Deanna Crull, Attorneys at Law

Department of Health Nursing Program (Department), by
Office of the Attorney General, per
Cassandra Buyserie, Assistant Attorney General

PANEL: Susan L. Woods, Ph.D, Panel Chair
Linda Batch, L.P.N.
William B. Hagens, Public Member

PRESIDING OFFICER: Christopher Swanson, Health Law Judge

A hearing was held in this matter on July 22, 2010, regarding allegations of
unprofessional conduct. License Suspended.

ISSUES

Did the Respondent commit unprofessional conduct as defined in
RCW 18.130.180(9)?

If the Department proves unprofessional conduct, what are the
appropriate sanctions under RCW 18.130.160?

FINDINGS OF FACT,
CONCLUSIONS OF LAW,
AND FINAL ORDER

Page 1 of 8

Master Case No. M2009-923

SUMMARY OF PROCEEDINGS

At the hearing, the Department presented the testimony of Amanda Capehart. The Respondent testified on his own behalf.

The Presiding Officer admitted the following Department exhibits:

- Exhibit D-1: Stipulation to Informal Disposition In the Matter of Russell G. Barnes, Case No. M2008-118663 (pp. Inv. 18-21);
- Exhibit D-2: Letter from Amanda Capehart, LICSW, CDP – WHPS program, to Adena Nolet, Department of Health (DOH) Compliance Officer, dated June 25, 2009 (pp. Inv. 26-27);
- Exhibit D-3: Letter from Adena Nolet, DOH Compliance Officer, to Respondent, dated March 13, 2009 (p. Inv. 33);
- Exhibit D-4: Letter from Adena Nolet, DOH Compliance Officer, to Respondent, dated May 29, 2009 (p. Inv. 30);
- Exhibit D-5: Compliance Requirement Summary (p. Inv. 15);
- Exhibit D-6: Letter from Keith Turpin – CDP, LMHC, to DOH, dated June 22, 2009 (pp. Inv. 51-52); and
- Exhibit D-7: Letter from Amanda Capehart, Health Professional Consultant, to Respondent, dated June 3, 2009 (pg. Inv. 69).

The Presiding Officer admitted the following Respondent exhibits:

- Exhibit R-1: Letter from James A. Newman, dated December 15, 2006; and
- Exhibit R-2: Letter from Mark E. Johnson, M.D., Ph.D, dated December 19, 2006.

The Respondent requested permission to amend his Answer. The Presiding Officer permitted the Respondent to amend his Answer to deny Paragraphs 1.3, 2.1, and 2.2 of the Statement of Charges. The Respondent admitted to Paragraphs 1.1 and

FINDINGS OF FACT,
CONCLUSIONS OF LAW,
AND FINAL ORDER

1.2 of the Statement of Charges. The Commission was instructed on the Respondent's admissions and denials.

I. FINDINGS OF FACT

1.1 The Respondent was granted a license to practice as a registered nurse in the state of Washington on July 31, 2001.

1.2 In August 2007, the Respondent entered into the Washington Health Professionals Services (WHPS) program. The program monitors health professionals with substance abuse issues. The Respondent did not complete the program.

1.3 On February 27, 2009, a Stipulation to Informal Disposition (Stipulation) was entered into by the Respondent and the Commission In the Matter of Russell Barnes, Master Case No. M2008-118663. Pursuant to the Stipulation, the Respondent was required to comply with the following terms and conditions, among others:

Within (30) days from the effective date of this Stipulation, Respondent shall reenter the Washington Health Professional Services (WHPS) program. Respondent shall sign a release that allows the WHPS program to provide the Commission monitoring records and/or reports pertaining to his participation in and compliance with the program. Failure to comply with any aspect of the WHPS monitoring program shall be a violation of this Stipulation and may result in the Commission taking further disciplinary action against Respondent's credential.

Stipulation, Paragraph 2.1

1.4 Following issuance of the Stipulation, the Respondent was interviewed by a WHPS program counselor with training and experience working with health professionals with chemical dependency issues. Based upon the WHPS counselor's training and experience, the interview of the Respondent, and assessment of the Respondent's file, including use of substances and employment history, the WHPS

counselor asked the Respondent to sign a WHPS contract. Additionally, the WHPS counselor determined that for a period of time, the Respondent should not work as a nurse.

1.5 During the Respondent's past participation in the WHPS program, the Respondent was permitted to participate in the program and continue to work as a nurse.

1.6 After the Respondent was informed that compliance with the program would require the Respondent not to work as a nurse for a period of time, the Respondent refused to re-enter the WHPS program. The Respondent's refusal to re-enter the program was based upon his need to work to support his family. The Respondent assumed when he entered into the Stipulation, he would be permitted to participate in the WHPS program on terms and conditions identical to those he had participated in the past.

1.7 The Respondent failed to comply with Paragraph 2.1 of the Stipulation by failing to re-enter the WHPS program and comply with all aspects of the program.

II. CONCLUSIONS OF LAW

2.1 The Commission has jurisdiction over the Respondent and subject of this proceeding. RCW 18.130.040 RCW.

2.2 The standard of proof in a professional disciplinary hearing is clear and convincing evidence. *Ongom v. Dept. of Health*, 159 Wn.2d 132 (2006), cert. denied 127 S. Ct. 2115 (2007).

2.3 The Commission used its experience, competency, and specialized knowledge to evaluate the evidence. RCW 34.05.461(5).

2.4 The Respondent argues that he would not have entered into the Stipulation had he known that he would not be permitted to work as a nurse and argues that it would be unfair to require him to re-enter into the program on different terms.

2.5 The Stipulation specifically requires the Respondent to re-enter the program and "comply with any aspect of the WHPS monitoring program." The Stipulation contains no guarantees that the Respondent's participation in the program would be identical to his prior participation in the Program. The Respondent freely entered into the Stipulation.

2.6 The Stipulation leaves the determination of the specific requirements for participation in the program to the WHPS Program. The representative of the WHPS Program determined the appropriate requirements for the Respondent's participation based upon an interview of the Respondent, information on the Respondent's use of substances and employment, and the representative's experience as a WHPS counselor. The fact that the Respondent would not have signed the Stipulation had he known the requirements of the WHPS program would be different, does not relieve him of his obligation to follow the terms and conditions of the Stipulation.

2.7 The Department proved with clear and convincing evidence that the Respondent committed unprofessional conduct as defined in RCW 18.130.180(9), which states:

FINDINGS OF FACT,
CONCLUSIONS OF LAW,
AND FINAL ORDER

Failure to comply with an order issued by the disciplining authority or a stipulation for informal disposition entered into with the disciplining authority.

2.8 In determining appropriate sanctions, public safety must be considered before the rehabilitation of the Respondent. RCW 18.130.160. The aggravating factors in this case are: 1) The nature of action to be remediated (substance abuse); and 2) the Respondent's intentional decision not to comply with the Stipulation. There are no mitigating factors. Based upon the aggravating factors, the Respondent should be suspended until he can demonstrate safe practice.

III. ORDER

3.1 The Respondent's license to practice as a registered nurse in the state of Washington is **SUSPENDED** with no right to seek modification of this Final Order and/or reinstatement of licensure for a period of at least 24 months from the date of entry of this order.

3.2 Prior to petitioning for modification and/or reinstatement of his license, the Respondent must demonstrate that he is able to practice with reasonable skill and safety, including providing satisfactory evidence of being clean and sober for at least 24 consecutive months immediately preceding any such petition. Evidence of being clean and sober shall include but is not limited to *observed* biological fluid testing, completion of chemical dependency treatment, participation in professional peer support groups and NA/AA, and a recent (within 90 days) chemical dependency evaluation by a commission – approved evaluator. The evaluation shall include:

A. Respondent's condition or diagnosis;

FINDINGS OF FACT,
CONCLUSIONS OF LAW,
AND FINAL ORDER

- B. Conclusions and prognosis;
- C. Recommendations regarding the need for ongoing care and treatment;
- D. Professional opinion regarding Respondent's ability to practice nursing with reasonable skill and safety.

3.3 Change of Address. The Respondent shall inform the program manager and the Adjudicative Service Unit, in writing, of changes in his residential and/or business address within 30 days of such change.

3.4 Assume Compliance Costs. The Respondent shall assume all costs of complying with all requirements, terms, and conditions of this order.

Dated this 28th day of August, 2010.

Susan L. Woods
 SUSAN L. WOODS, Ph.D.
 Panel Chair

CLERK'S SUMMARY

<u>Charge</u>	<u>Action</u>
RCW 18.130.180(9)	Violated

NOTICE TO PARTIES

This order is subject to the reporting requirements of RCW 18.130.110, Section 1128E of the Social Security Act, and any other applicable interstate or national reporting requirements. If discipline is taken, it must be reported to the Healthcare Integrity Protection Data Bank.

Either party may file a **petition for reconsideration**. RCW 34.05.461(3); 34.05.470. The petition must be filed within 10 days of service of this order with:

FINDINGS OF FACT,
 CONCLUSIONS OF LAW,
 AND FINAL ORDER

Adjudicative Service Unit
P.O. Box 47879
Olympia, WA 98504-7879

and a copy must be sent to:

Department of Health Nursing Program
P.O. Box 47864
Olympia, WA 98504-7864

The petition must state the specific grounds for reconsideration and what relief is requested. WAC 246-11-580. The petition is denied if the Commission does not respond in writing within 20 days of the filing of the petition.

A **petition for judicial review** must be filed and served within 30 days after service of this order. RCW 34.05.542. The procedures are identified in chapter 34.05 RCW, Part V, Judicial Review and Civil Enforcement. A petition for reconsideration is not required before seeking judicial review. If a petition for reconsideration is filed, the above 30-day period does not start until the petition is resolved. RCW 34.05.470(3).

The order is in effect while a petition for reconsideration or review is filed. "Filing" means actual receipt of the document by the Adjudicative Service Unit. RCW 34.05.010(6). This order is "served" the day it is deposited in the United States mail. RCW 34.05.010(19).

For more information, visit our website at <http://www.doh.wa.gov/hearings>.

5:17

FINDINGS OF FACT,
CONCLUSIONS OF LAW,
AND FINAL ORDER

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Master Case No. M2009-923

STATE OF WASHINGTON
DEPARTMENT OF HEALTH
NURSING CARE QUALITY ASSURANCE COMMISSION

In the Matter of

RUSSELL G. BARNES
Credential No. RN.RN.00142399

Respondent

No. M2009-923

STATEMENT OF CHARGES

FILED

SEP 10 2009

Adjudicative Clerk

The Health Services Consultant of the Nursing Care Quality Assurance Commission (Commission), on designation by the Commission, makes the allegations below, which are supported by the evidence contained in case no. 2009-138037.

1. ALLEGED FACTS

1.1 On July 31, 2001, the state of Washington issued Respondent a credential to practice as a registered nurse. Respondent's credential is currently active.

1.2 On February 27, 2009, a Stipulation to Informal Disposition (Stipulation) was entered In the Matter of Russell Barnes, No. M2008-118663. Pursuant to the Stipulation, Respondent was required to comply with the following terms and conditions, among others:

Within thirty (30) days from the effective date of this Stipulation, Respondent shall reenter the Washington Health Professional Services (WHPS) program. Respondent shall sign a release that allows the WHPS program to provide the Commission monitoring records and/or reports pertaining to his participation in and compliance with the program. Failure to comply with any aspect of the WHPS monitoring program shall be a violation of this Stipulation and may result in the Commission taking further disciplinary action against Respondent's credential (Paragraph 2.1).

1.3 Respondent has failed to comply with the above referenced terms and conditions as set forth in the Stipulation entered on February 27, 2009, by failing to reenter the WHPS program.

//

2. ALLEGED VIOLATIONS

2.1 Based on the Alleged Facts, Respondent has committed unprofessional conduct in violation of RCW 18.130.180(9), which provides:

RCW 18.130.180 Unprofessional conduct. The following conduct, acts, or conditions constitute unprofessional conduct for any license holder under the jurisdiction of this chapter:

...

(9) Failure to comply with an order issued by the disciplining authority or a stipulation for informal disposition entered into with the disciplining authority;

2.2 The above violation provides grounds for imposing sanctions under RCW 18.130.160.

3. NOTICE TO RESPONDENT

The charges in this document affect the public health, safety and welfare. The Health Services Consultant of the Commission directs that a notice be issued and served on Respondent as provided by law, giving Respondent the opportunity to defend against these charges. If Respondent fails to defend against these charges, Respondent shall be subject to discipline and the imposition of sanctions under Chapter 18.130 RCW.

DATED: September 9, 2009

STATE OF WASHINGTON
DEPARTMENT OF HEALTH
NURSING CARE QUALITY ASSURANCE
COMMISSION

Mary Dale
MARY DALE
HEALTH SERVICES CONSULTANT

Cassandra Buyserie
CASSANDRA BUYSERIE, WSBA # 40680
ASSISTANT ATTORNEY GENERAL

Package Details

Welcome, Kevin Freemyer

Events

Requested

Shipped



Tuesday
2/22/2011
3:51 PM

Friday
3/4/2011
1:25 PM

Details

Signature

Site	TPASS	City	Spokane Valley
DEMS ID	Z900000187415	State	WA
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Ship To 2		Country	US
Address 1	4920 N. Calvin	Weight	0.500
Address 2		Manifest Date	3/4/2011
Address 3		Carrier	POST
Service	2PM	Tracking No.	9171082133393421218684
Sender First Name	Kevin	Sender Last Name	Freemyer
Remark1	D	Remark2	
Remark3		Reference	
Delivery Date			

Events Contents

Status	Date	Time	Clerk	Location	Site	Notes/Reference	Signature
REQUESTED	2/22/2011	3:51 PM	kevinf		TPASS		
SHIPPED	3/4/2011	1:25 PM			TPASS		

Back

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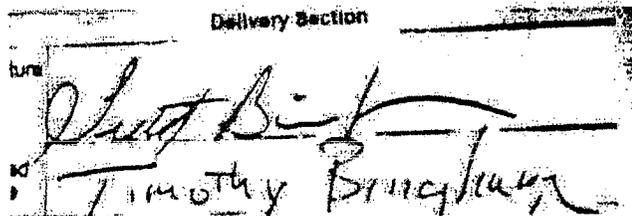


Date Produced: 03/28/2011

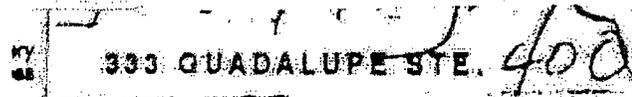
STATE OF TEXAS

The following is the delivery information for Certified Mail™ Item number 7108 2133 8934 2121 8684. Our records indicate that this item was delivered on 03/21/2011 at 10:38 a.m. in AUSTIN, TX, 78701. The scanned image of the recipient information is provided below.

Signature of Recipient:



Address of Recipient:



Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,

United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

Customer Reference Number: 79000000187415