

DAN LAU (U S B 8233)
Assistant Attorney General
MARK L SHURTLEFF (U S B 4666)
Attorney General
Commercial Enforcement Division
Heber M Wells Building
Box 146741
Salt Lake City, UT 84114-6741

**BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH**

IN THE MATTER OF THE LICENSE OF) **STIPULATION AND ORDER**
DENEICE MARIE HUNTER)
TO PRACTICE AS A)
REGISTERED NURSE) **CASE NO DOPL 2007-- 50**
IN THE STATE OF UTAH)

DENEICE MARIE HUNTER, RN (“Respondent”), and the **DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING** of the Department of Commerce of the State of Utah (“Division”) stipulate and agree as follows

- 1 Respondent admits the jurisdiction of the Division over Respondent and over the subject matter of this action
- 2 Respondent acknowledges that Respondent enters into this Stipulation knowingly and voluntarily
- 3 The Respondent understands that Respondent has the right to be represented by counsel in this matter and Respondent’s signature below signifies that Respondent has either consulted with an attorney or Respondent waives Respondent’s right to counsel in this matter

4 Respondent understands that Respondent is entitled to a hearing before the Utah State Board of Nursing ("the Board"), or other Division Presiding Officer, at which time Respondent may present evidence on Respondent's own behalf, call witnesses, and confront adverse witnesses Respondent acknowledges that by executing this document Respondent hereby waives the right to a hearing and any other rights to which Respondent may be entitled in connection with said hearing

5 Respondent waives the right to the issuance of a Petition and a Notice of Agency Action in this matter

6 Respondent acknowledges that this Stipulation and Order, if adopted by the Director of the Division, will be classified as a public document and may be released to other persons and entities

7 Respondent admits

- a On February 28, 2007 Respondent was convicted of 8 counts of Unlawful Acquisition of Controlled Substances in the Second Judicial District Court, State of Utah These convictions related to Respondent unlawfully taking controlled substances from her employer, McKay-Dee Hospital, for her own use
- b On February 4, 2007, Respondent took 30 mgs of Nubain without a physician's order from her employer Ogden Regional Medical Center and administered the drug to herself
- c Respondent has a drug abuse problem that represents a threat to the public if she continues to practice nursing without treatment

8 Respondent admits her conduct constitutes unprofessional conduct under Utah Code Ann § 58-1-501(2)(c) and (e) grounds for sanctioning her license under Utah Code Ann § 58-1-401(2)(a) Therefore, Respondent agrees to hereby surrender Respondent's license to practice as

a Registered Nurse. The Division does not guarantee that any future application by Respondent for licensure will be granted. If the Division Director accepts the terms of this Stipulation and Order, Respondent forfeits all rights to practice as a Registered Nurse. Respondent understands that Respondent will not receive any refund of license or renewal fees previously paid to the Division.

9 Respondent further agrees she will not reapply with the Division for any kind of licensure for 5 years after the termination of all sanctions imposed by the Second Judicial District Court. This document provides no guarantee that Respondent will receive a license should she apply or reapply.

10 This Stipulation and Order, upon approval by the Director of the Division, shall be the final compromise and settlement of this matter. Respondent acknowledges that the Director is not required to accept the terms of this Stipulation and Order, and that if the Director does not do so, this Stipulation and the representations contained therein shall be null and void, except that the Division and the Respondent waive any claim of bias or prejudgment Respondent might have with regard to the Director by virtue of his having reviewed this Stipulation, and this waiver shall survive such nullification.

11 This document constitutes the entire agreement between the parties and supersedes and cancels any and all prior negotiations, representations, understandings or agreements between the parties regarding the subject of this Stipulation and Order. There are no verbal agreements that modify, interpret, construe or affect this Stipulation.

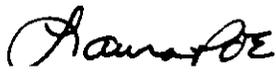
12 If Respondent violates any term or condition of this Stipulation and Order, the Division may take action against Respondent, including imposing appropriate sanction, in the

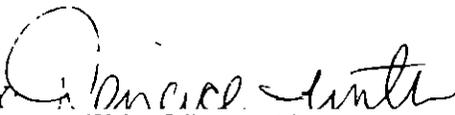
manner provided by law

13 Respondent has read each and every paragraph contained in this Stipulation and Order Respondent understands each and every paragraph contained in this Stipulation and Order Respondent has no questions about any paragraph or provision contained in this Stipulation and Order

DIVISION OF OCCUPATIONAL &
PROFESSIONAL LICENSING

RESPONDENT

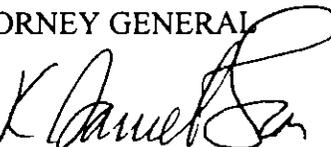
BY 
LAURA POE
Bureau Manager

BY 
DENEICE MARIE HUNTER, RN

DATE 3-5-07

DATE March 5 2007

MARK L SHURTLEFF
ATTORNEY GENERAL

BY 
DAN LAU
Counsel for the Division

DATE 3/5/07

ORDER

THE ABOVE STIPULATION, in the matter of **DENEICE MARIE HUNTER, RN**, is hereby approved by the Division of Occupational and Professional Licensing, and constitutes my Findings of Fact and Conclusions of Law in this matter. The terms and conditions of the Stipulation are incorporated herein and constitute my final Order in this case

DATED this 5th day of *March*, 2007

DIVISION OF OCCUPATIONAL AND
PROFESSIONAL LICENSING


F. DAVID STANLEY STANLEY
Director