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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)	NON-DISCIPLINARY
KELLIE RORING)	LIMITATION STIPULATION
TO PRACTICE AS A)	AND ORDER
REGISTERED NURSE)	
IN THE STATE OF UTAH)	Case No. DOPL OSC- 2-2009-409

KELLIE RORING ("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. 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 by signing this document Respondent hereby knowingly and intelligently waives the right to all administrative and judicial review as set forth in §§ 63G-4-301 through 63G-4-405, and Utah Administrative Code R156-46b-12 through R156-46b-15.

5. Respondent and the Division hereby express their intent that this matter be resolved expeditiously through stipulation as contemplated in Utah Code Ann. § 63G-4-102(4).

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

7 Respondent admits the following facts are true.

- a. On or about December 29, 2009 Respondent was first licensed to practice as a registered nurse in the State of Utah.
- b. On or about December 29, 2008 Respondent voluntarily entered into a Memorandum of Understanding and Order in DOPL Case No. 2009-409 wherein Respondent's Utah license was placed on probation for a period of five years, subject to certain terms and conditions.
- c. Respondent has not practiced as a nurse for over one year.
- d. Respondent agrees that Respondent's license to practice as a registered nurse in the State of Utah shall be limited, meaning that Respondent shall not practice at all until Respondent submits a written request to the Division and Utah Board of Nursing Board ("Board") indicating that Respondent now is seeking employment as a nurse in the State of Utah and requesting that the practice limitation be lifted.
- e. The Division's oversight of Respondent's probation shall be deferred until the practice limitation is lifted.

- f Respondent understands that the limitation is non-disciplinary in nature and that no finding of unprofessional or unlawful conduct has been made by the Division
- g. During the period of the practice limitation, Respondent shall not have to comply with the probationary terms and conditions contained in the Memorandum of Understanding in DOPL Case No. 2009-409. Once an Amended Order is entered lifting the practice limitation, all of the terms and conditions contained in the Memorandum of Understanding in DOPL Case No. 2009-409 shall once again be in effect.
- h Respondent's period of probation shall be tolled during the time the practice limitation is in place.

8 Respondent's licenses to practice as a registered nurse in the State of Utah shall be immediately limited, meaning that Respondent shall not practice at all until Respondent submits a written request to the Division and Board requesting that the limitation be lifted. Respondent shall maintain active licenses and comply with all Utah continuing education requirements.

9 This Stipulation and Order is not a finding of unprofessional or unlawful conduct, nor is it disciplinary action against Respondent or Respondent's licenses. The Division may continue to investigate any allegations of unprofessional and unlawful conduct, and may take future action against Respondent's license in the State of Utah, including undertaking emergency proceedings.

10 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 they might otherwise 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: 
DEBRA F. HOBBS, DNP, APRN, LSUDC
Bureau Manager

BY: 
KELLIE RORING

DATE: 5/9/13

DATE: 5/8/13

JOHN E. SWALLOW
ATTORNEY GENERAL

BY: 
L. MITCHELL JONES
Counsel for the Division

DATE: 9 May 13

ORDER

THE ABOVE STIPULATION, in the matter of **KELLIE RORING**, 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 13th day of May, 2013.



DIVISION OF OCCUPATIONAL AND
PROFESSIONAL LICENSING


MARK B. STEINAGEL
Director

Investigator: Dr Debra F Hobbins