

L. MITCHELL JONES (U.S.B. 5979)
Assistant Attorney General
JOHN E. SWALLOW (U.S.B. 5802)
Attorney General
Commercial Enforcement Division
Heber M. Wells Building
Box 146741
Salt Lake City, UT 84114-6741
Telephone: (801) 366-0310

**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
DUSTI JO HALL)	LIMITATION STIPULATION
TO PRACTICE AS A)	AND ORDER
REGISTERED NURSE)	
IN THE STATE OF UTAH)	Case No. DOPL 2013-266

DUSTI JO HALL (“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 September 25, 1996 Respondent was first licensed to practice as a registered nurse in the State of Utah.
- b. On or about July 2, 2013 the Division filed a Notice of Informal Agency Action against Respondent in DOPL Case No. 2013-266. A meeting was set for September 12, 2013 at 8 am before the Board of Nursing regarding the matter.
- c. Respondent has requested that the meeting before the Utah Board of Nursing be postponed to allow Respondent to consult with counsel.
- 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 as a nurse in any way until the above captioned matter is presented to the Utah Board of Nursing Board ("Board") on October 10, 2013, or any later date, and until the Division issues its findings of fact, conclusions of law, and order in the above captioned matter.

- e. 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 in the Stipulation and Order.

8. Respondent's license to practice as a registered nurse in the State of Utah shall be immediately limited, meaning that Respondent shall not practice at all until the above captioned matter is presented to the Utah Board of Nursing Board ("Board") on October 10, 2013, or any later date, and until the Division issues its findings of fact, conclusions of law, and order in the above captioned matter.

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 prejudice 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: 
DUSTI JO HALL

DATE: 9/10/13

DATE: 9/9/13

JOHN E. SWALLOW
ATTORNEY GENERAL

BY: 
L. MITCHELL JONES
Counsel for the Division

DATE: 9/10/13

ORDER

THE ABOVE STIPULATION, in the matter of **DUSTI JO HALL**, 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 10th day of September, 2013.

DIVISION OF OCCUPATIONAL AND
PROFESSIONAL LICENSING



MARK B. STEINAGEL
Director