

SOUTH DAKOTA BOARD OF NURSING

RECEIVED
SEP 27 2002
SD BOARD OF NURSING

**IN THE MATTER OF THE
LICENSURE PROCEEDINGS**

RE: TRIXIE J. INGEMUNSON, LPN,

License No. P008858

**VOLUNTARY
SURRENDER
CONSENT ORDER**

Licensee

WHEREAS, TRIXIE J. INGEMUNSON, LPN, ("Licensee"), is licensed to practice as a licensed practical nurse in the State of South Dakota and holds License number P008858; and

WHEREAS, licensee was convicted of Petty Theft and Forgery in 1994 and on August 2, 2002 a complaint was filed with the Board of Nursing alleging theft and forgery of a check blank from a resident at the Wilmot Care Center, and licensee has been charged with two counts of forgery in Roberts County, South Dakota; and

WHEREAS, said Licensee agrees that such conduct is a violation of SDCL § 36-9-49 (5), and (10); and

WHEREAS, the South Dakota Board of Nursing has a statutory obligation to protect the public health, safety and welfare set forth in SDCL §36-9, including the protection of the public from unsafe practices and practitioners; and

WHEREAS, Licensee agrees that these matters are of a nature that would constitute grounds for the discipline of her license to practice as a licensed practical nurse in South Dakota under SDCL § 36-9-49; and

WHEREAS, the Licensee agrees that this Agreement is entered into by her voluntarily and

without duress or compulsion, in full understanding of the legal consequences of this document and her rights; now, therefore,

IT IS HEREBY STIPULATED THAT THE BOARD MAY ENTER AN ORDER AS FOLLOWS:

1. That the Board has jurisdiction over the person of the Licensee and the subject matter of this Voluntary Surrender Consent Order.

2. Licensee was convicted of Petty Theft and Forgery in 1994 and on August 2, 2002 a complaint was filed with the Board of Nursing alleging theft and forgery of a check blank from a resident at the Wilmot Care Center. Licensee has been charged with two counts of forgery in Roberts County, South Dakota; and

3. The Licensee has been given an opportunity to discuss this Voluntary Surrender Consent Order with an attorney of Licensee's choice, and is aware of Licensee's right to a hearing in this matter, and all rights under the United States and South Dakota Constitutions, laws, rules and/or regulations. Licensee hereby voluntarily waives all such rights to a hearing, notice, appearance, or any other rights under said Constitutions, laws, rules and/or regulations. Licensee also agrees that the Board's Executive Secretary or her designee may present this Voluntary Surrender Consent Order to the Board and disclose to the Board all items of their investigation, including, but not limited to, any communications with Licensee.

4. That the Licensee's license to practice as a licensed practical nurse in South Dakota shall be suspended for an indefinite period from the date of this Order. Licensee may petition for reinstatement for "good" cause. If the Licensee's license is ever reinstated, Licensee shall be placed upon a probationary term for a period of such years of employment as approved by the Board at the time of reinstatement, under such terms and conditions of probation as approved by the Board at the

time of reinstatement.

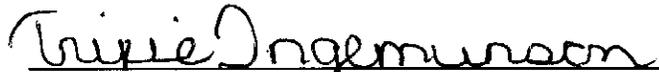
5. Nothing in this Voluntary Surrender Consent Order and Agreement should imply that the Licensee will be reinstated. Licensee recognizes that the reinstatement terms, as well as the requirements for reinstatement are at the sole discretion of the Board and will be considered if and when an application for reinstatement is filed.

6. Licensee shall return her current LPN renewal certificate to the Board of Nursing office with ten (10) days of the signed date of this Order.

7. It is further stipulated and agreed that this Voluntary Surrender Consent Order is being entered into voluntarily by the Licensee and without threats or coercion and is entered into after the Licensee has been given ample opportunity to consider these matters and to discuss this Voluntary Surrender Consent Order with an attorney of Licensee's choice and that the Licensee has a full understanding of the legal consequences of this Voluntary Surrender Consent Order and of the Licensee's rights to a formal hearing on these matters, which rights are hereby waived by the signing of this Voluntary Surrender Consent Order.

NOW, THEREFORE, the foregoing Voluntary Surrender Consent Order is entered into and is respectfully submitted to the Board with the request that the Board adopt its terms as an order of the Board in the above matter.

Dated this 14th day of September, 2002.


TRIXIE J. INGEMUNSON, LPN, Licensee

The South Dakota Board of Nursing meeting on the 19th day of September, 2002, (approved)(rejected) the attached Voluntary Surrender Consent Order (as written) (with the following modifications):

and issued its order consistent herewith as follows:

IT IS HEREBY ORDERED that the above Voluntary Surrender Consent Order is adopted shown herein by the South Dakota Board of Nursing this 19th day of September, 2002, by vote of 8-0.



Gloria Damgaard, Executive Secretary