SOUTH DAKOTA BOARD OF NURSING

IN THE MATTER OF THE LICENSURE PROCEEDINGS

RE: MITCHELL JENNER, R.N., C.N.P.

License Nos. R015488
CP000033

Licensee.

WHEREAS, Mitchell Jenner, ("Licensee"), holds a probationary license to practice as a Registered Nurse in the State of South Dakota (License Number R015488) and also held a license to practice as a Certified Nurse Practitioner in the State of South Dakota (License Number CP000033); and

WHEREAS, on February 5, 2005, and on March 17, 2005, the South Dakota Board of Nursing and the South Dakota Board of Medical and Osteopathic Examiners ("Joint Boards") respectively entered an Order of Probation on RN/CNP Licenses of the Licensee (See Order of Probation on RN/CNP Licenses as if fully set forth herein); and

WHEREAS, on September 15, 2005 the South Dakota Board of Nursing ("Board") as well as the South Dakota Board of Medical and Osteopathic Examiners ("Medical Board") accepted the Voluntary Surrender Consent Order signed by the Licensee on August 9, 2005; and
WHEREAS, the said Voluntary Surrender Consent Order suspended the Licensee’s RN and CNP licenses for an indefinite period subject to a reinstatement request pursuant to SDCL § 36-9-57, as the Board in its discretion may determine; and

WHEREAS, on February 6, 2007, following an appearance by Licensee, the Board of Nursing entered an Order of Reinstatement of RN License Only with Probation (See Order of Reinstatement of RN License Only with Probation as if fully set forth herein); and

WHEREAS, on September 11, 2007, following an appearance by Licensee, the Joint Boards denied the reinstatement request by the Licensee of his CNP license. (See Order Denying Reinstatement of CNP License as if fully set forth herein); and

WHEREAS, the Licensee made a second reinstatement request of his CNP license to the South Dakota Board of Nursing on October 29, 2007, submitted letters of reference from members of his community, a letter from his licensed clinical psychologist, as well as a letter from the Health Professionals Assistance Program (“HPAP”) dated January 24, 2008. Thereafter, Licensee underwent a neuropsychological evaluation dated April 30, 2008. Licensee personally appeared before the Board on June 20, 2008, at which time the Licensee’s request for reinstatement of his CNP license was presented. Licensee provided testimony and answered questions of the Board. An additional report from HPAP, dated June 11, 2008, was also presented.
WHEREAS, the Board has considered such request, the statements and documents provided by the Licensee, the previous Orders, as well as the testimony of the Licensee himself, and being fully advised in the premises;

NOW THEREFORE, IT IS HEREBY ORDERED:

1. That the Joint Boards have jurisdiction over the person of the Licensee and the subject matter of this Order.

2. That the Licensee's license to practice as a certified nurse practitioner in the State of South Dakota is hereby reinstated for active practice by the South Dakota Board of Nursing, subject to the approval of the Medical Board.

3. That when Licensee is fully reinstated as a CNP by the Joint Boards, the Board of Nursing recommends that Licensee's practice be subject to the same probationary terms and conditions as stated in its Order of Reinstatement of RN License Only with Probation, dated February 6, 2007, with the exception of paragraph 11, in which the words "or any mood altering drugs" shall be removed.

4. That upon reinstatement of the CNP license by the Joint Boards, the Licensee shall continue with HPAP monitoring and participation for an additional two (2) years from the date of active practice.
IT IS HEREBY ORDERED that the above Reinstatement Order of CNP License with Probation (Pending Medical Board Approval) was adopted by the South Dakota Board of Nursing on the 20th day of June, 2008, by a vote of 7-0.

SOUTH DAKOTA BOARD OF NURSING

[Signature]

Gloria Damgaard, Executive Director
SOUTH DAKOTA BOARD OF NURSING

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IN THE MATTER OF THE LICENSURE PROCEEDINGS

RE: MITCHELL JENNER, R.N., C.N.P.

License Nos. R-015488
CNP-0033

Licensee.

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WHEREAS, Mitchell Jenner, ("Licensee"), holds a probationary license to practice as a Registered Nurse in the State of South Dakota (License Number R-015488) and also held a license to practice as a Certified Nurse Practitioner in the State of South Dakota (License Number CNP-0033); and

WHEREAS, on June 20, 2008, the South Dakota Board of Nursing ("Board") issued an Order of Reinstatement of CNP License with Probation (Pending Medical Board Approval); and

WHEREAS, on September 10, 2008, the South Dakota Board of Medical and Osteopathic Examiners ("Medical Board") approved the Board’s Order of Reinstatement of CNP License with Probation with the following Addendum:

1. That at the end of his first year of practice as a CNP, the Licensee shall submit a report from his Collaborative Physician to both the Board of Nursing and the Board of Medical and Osteopathic Examiners ("Joint Boards").
NOW THEREFORE, IT IS HEREBY ORDERED that:

THE SOUTH DAKOTA BOARD OF NURSING hereby accepts the Addendum from the Medical Board as set forth above.

Dated this 10th day of September, 2008.

SOUTH DAKOTA BOARD OF NURSING

[Signature]
Gloria Damgaard, Executive Director

THE SOUTH DAKOTA BOARD OF MEDICAL AND OSTEOPATHIC EXAMINERS hereby approves the Order of Reinstatement of the CNP License with Probation with the above Addendum.

Dated this 10th day of September

SOUTH DAKOTA BOARD OF MEDICAL AND OSTEOPATHIC EXAMINERS

[Signature]
Margaret B. Hanson, Executive Director