

SOUTH DAKOTA BOARD OF NURSING

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IN THE MATTER OF THE LICENSURE :
PROCEEDINGS :

RE: TYLESE (PEARSON) RODRIQUEZ, : **ORDER OF REINSTATEMENT**
L.P.N. : **OF LPN LICENSE**
: **WITH PROBATION**

License No. P009123, :

Licensee.

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WHEREAS, Tylese (Pearson) Rodriquez, L.P.N. (“Licensee”), is licensed to practice as a practical nurse in the State of South Dakota and holds License number P009123; and

WHEREAS, on November 9, 2006, the South Dakota Board of Nursing (“Board”) accepted a Voluntary Surrender Consent Order signed by said Licensee on October 26, 2006. Said Voluntary Surrender Consent Order suspended Licensee’s license 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, Licensee made a reinstatement request in writing dated January 4, 2008, and personally appeared before the Board on April 11, 2008. Licensee presented documentation and statements in regards to her request, discussed her participation in the South Dakota Health Professional Assistance Program (“HPAP”), and answered

questions of the Board. HPAP Program Director, Maria Eining, also presented testimony and a report; and

WHEREAS, on April 11, 2008, the Board took Licensee's request for reinstatement under advisement pending the collection of additional information regarding Licensee's criminal charges and probation and her continued compliance with HPAP. Another appearance before the Board was requested; and

WHEREAS, on November 13, 2008, the Licensee personally appeared before the Board. At that time, Licensee presented additional documentation from her counselor, information from her court services officer in regards to her suspended imposition of sentence and length of probation, provided a letter regarding her participation in HPAP, and answered questions of the Board. HPAP Program Director, Maria Eining, also provided a report and testimony on behalf of the Licensee; and

WHEREAS, the Board has considered the Licensee's request, the documentation submitted, Licensee's own testimony, and the report and testimony provided by HPAP, and being fully advised in the premises;

NOW THEREFORE, it is hereby ordered:

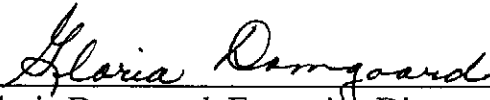
1. That the Board has jurisdiction over the person of the Licensee and the subject matter of this order.
2. That the Licensee's license to practice as a practical nurse in the State of South Dakota is hereby reinstated and placed on probationary status for sixty (60) months of active practice as a practical nurse or employment as a practical nurse.

3. Probationary terms and monitoring conditions, as well as clearance to return to work, and access to narcotics while practicing, shall be set by HPAP and the Licensee shall fully comply with these terms and conditions.

4. After verification from HPAP that the Licensee has completed all monitoring terms during the probationary period, the Licensee may petition the Board for closure of the probation period. Licensee is not entitled to early closure of probation. The duration of terms of probation as set by HPAP shall be for a term of sixty (60) months with credit given for time since last prescribed use, or June, 2007.

Dated this 24th day of November, 2008.

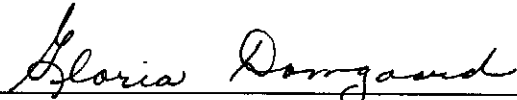
SOUTH DAKOTA BOARD OF NURSING



Gloria Damgaard, Executive Director

IT IS HEREBY ORDERED that the above is adopted as an Order of the South Dakota Board of Nursing this 13th day of November, 2008, by a vote of 9-0.

SOUTH DAKOTA BOARD OF NURSING



Gloria Damgaard, Executive Director