

SOUTH DAKOTA BOARD OF NURSING

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IN THE MATTER OF THE LICENSURE :
PROCEEDINGS :

DOH 18-03

RE: MARGIE BRAUDRICK, LPN :

**FINDINGS OF FACT,
CONCLUSIONS OF LAW AND
ORDER OF SUSPENSION OF
PRIVILEGE TO PRACTICE**

North Dakota License No. L6425 :
Nurse Licensure Compact Privilege in SD :

Licensee. :

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The South Dakota Board of Nursing’s (“South Dakota Board”) hearing on the summary suspension of Margie Braudrick, LPN, North Dakota license number L6425, and Nurse Licensure Compact Privilege in South Dakota (“Licensee”) came before the Board at its office in Sioux Falls, South Dakota, on April 20, 2018, at 9:15 a.m. Administrative Law Judge Ryan Darling presided over the proceeding. The proceeding was transcribed by a court reporter.

Licensee, having been served with the Order for Summary Suspension and Notice of Hearing along with the supporting documentation at her last known addresses on file with the South Dakota and North Dakota Boards of Nursing, did not appear in person to present evidence on her behalf or to confront witnesses. The Board appeared by and through its attorney, Kristine K. O’Connell.

The Board considered the evidentiary testimony Francie Miller, Board Investigator. The Board also considered the affidavit and other public documents on file in this case and being charged with the statutory obligation to protect the public health, safety and welfare set forth in

SDCL § 36-9, including the protection of the public from unsafe nursing practices and practitioners, the Board hereby makes the following:

FINDINGS OF FACT

1. That Margie Braudrick is licensed to practice in the State of North Dakota and holds license number L6425.
2. Licensee has been practicing in the State of South Dakota under a privilege to practice.
3. That on or about November 1, 2017, the South Dakota Board received a complaint from a long term care facility where Licensee was employed.
4. The complaint alleged that the Licensee made inappropriate and rude statements to residents during her medication administration.
5. As a result of that complaint, the South Dakota Board issued the Licensee a Letter of Concern with Remediation in November 2017. The Licensee was to complete one online remediation module on communications.
6. Said Letter of Concern with Remediation was sent to the Licensee at her last known address as verified with the North Dakota Board of Nursing.
7. Licensee failed to complete the remediation portion of the Board's Letter of Concern.
8. Attempts were made to contact the Licensee on January 10, 2018, January 26, 2018, and February 8, 2018. There was no response from the Licensee to the South Dakota Board.

From the foregoing findings of fact, the Board draws the following:

CONCLUSIONS OF LAW

1. That the Board has jurisdiction and authority over this matter pursuant to SDCL §§ 36-9-1.1 and 36-9-49.
2. That the Licensee's conduct as identified in the findings of fact are in violation of SDCL §§ 36-9-49 (7) and (10).

THEREFORE, let an order be entered accordingly.

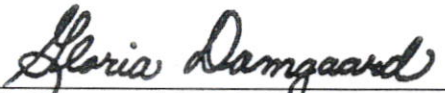
ORDER

Based on the Findings of Fact and Conclusions of Law, the South Dakota Board of Nursing hereby orders:

1. That the Licensee's privilege to practice in South Dakota under the Nurse Licensure Compact is hereby indefinitely suspended.
2. That the Licensee is hereby notified that any practice of or holding herself out as a practical nurse during the term of this suspension is in violation of SDCL § 36-9-68.
4. That Licensee may petition for reinstatement of her practice privilege at any time for "good cause" pursuant to SDCL § 36-9-57.

Dated this 26th day of April, 2018.

SOUTH DAKOTA BOARD OF NURSING



Gloria Damgaard, RN, MS
Executive Director

The South Dakota Board of Nursing, at the hearing on the 20th day of April, 2018, approved this Order of Suspension as written by a vote of 7-0, and issues its Order of Suspension consistent herein.

IT IS HEREBY ORDERED that the above Order of Suspension of Privilege to Practice is adopted as an Order of the South Dakota Board of Nursing on this 26th day of April, 2018.

SOUTH DAKOTA BOARD OF NURSING



Gloria Damgaard, RN, MS