IN THE MATTER OF REGISTERED NURSE LICENSE NO. RN154757
ISSUED TO:

JULIE JEAN OPPENHEIM,
Respondent.

On May 20, 2010, the Arizona State Board of Nursing (“Board”) considered the State’s Motion to Deem Allegations Admitted and Recommended Discipline and Respondent’s Response to the Motion, if any, at the Arizona Board of Nursing, 4747 North 7th Street, Suite 200, Phoenix Arizona 85014-3655. Seth T. Hargraves, Assistant Attorney General, appeared on behalf of the State. Respondent was not present and was not represented by counsel.

On May 20, 2010, the Board granted the State’s Motion to Deem Allegations Admitted. Based upon A.R.S. § 32-1663(F) and Notice of Charges No. 0909103 filed in this matter, the Board adopts the following Findings of Fact, Conclusions of Law, and REVOKES Respondent’s license.

FINDINGS OF FACT

1. Julie Jean Oppenheim, (“Respondent”) holds Board issued registered nurse license number RN154757.

2. The Board has authority pursuant to A.R.S. §§ 32-1606, 32-1663, and 32-1664 to impose disciplinary sanctions against the holders of nursing licenses for violations of the Nurse Practice Act, A.R.S. §§ 32-1601 to -1667.

3. On or about September 8, 2008, Respondent applied for an Arizona nursing license. Respondent failed to disclose on the application that she had held a license in California which had
been revoked on October 29, 1988. Based upon this information the Board conducted an investigation.

4. On or about September 8, 2008, Respondent completed an application for an Arizona license. The application required Respondent to disclose all states where she had ever held a license. Respondent disclosed that she had an Alabama license. Respondent was issued an Arizona license on October 6, 2008.

5. On or about October 29, 1988, according to Default Decision no. 88-87, the Board of Registered Nursing in California revoked Respondent’s license H369223. On or about August 11, 1985, while on duty at San Bernardino County Medical Center, Respondent removed Demerol 75 mg. for a patient at least four times during her shift. Respondent failed to chart the administration of the Demerol in the medical record, or any wastage on the controlled drug record. Respondent’s license has not been restored.

6. On or about October 27, 2009, and again on November 12, 2009, Respondent was mailed an investigative questionnaire regarding the complaint against her license with instructions to return it to Board staff. No mail has been returned and Respondent has made no contact with Board staff.

**CONCLUSIONS OF LAW**

1. The conduct and circumstances alleged in the Findings of Fact constitute acts of unprofessional conduct and grounds to take disciplinary action pursuant to A.R.S. § 32-1663 (D) as defined in A.R.S. § 32-1601(16) (a) (committing fraud or deceit in obtaining, attempting to obtain or renewing a license or a certificate issued pursuant to this chapter); (f) (having a license, certificate, permit or registration to practice a health care profession denied, suspended, conditioned, limited or revoked in another jurisdiction and not reinstated by that jurisdiction); and (h) (committing an act that
deceives, defrauds or harms the public) (effective May 9, 2002).

2. The conduct and circumstances alleged in the Findings of Fact also constitute acts of unprofessional conduct and grounds to take disciplinary action pursuant to A.R.S. § 32-1663 (D) as defined in A.R.S. § 32-1601(16) (d) (any conduct or practice that is or might be harmful or dangerous to the health of a patient or the public) (effective May 9, 2002), specifically:

- A.A.C. R4-19-403 (B) (31) (practicing in any other manner that gives the Board reasonable cause to believe the health of a patient or the public may be harmed) (effective November 12, 2005);
- A.A.C. R4-19-403 (25a) (failure to furnish in writing a full and complete explanation of a matter reported pursuant to A.R.S. § 32-1664) (effective February 2, 2009);
- A.A.C. R4-19-403 (31) (practicing in any other manner that gives the Board reasonable cause to believe the health of a patient or the public may be harmed) (effective February 2, 2009);
- A.A.C. R4-19-308 (B) (a licensee or applicant shall notify the Board of any change in mailing address within 30 days).

3. The conduct and circumstances described in the Findings of Fact constitute sufficient cause pursuant to A.R.S. § 32-1664 (N) to suspend or revoke the license of Julie Jean Oppenheim to practice as a registered nurse in the State of Arizona.

ORDER

In view of the above Findings of Fact and Conclusions of Law, the Board issues the following Order:

Pursuant to A.R.S. § 32-1664(N), the Board hereby REVOKES registered nurse license number RN154757 issued to Julie Jean Oppenheim.

RIGHT TO PETITION FOR REHEARING OR REVIEW

Pursuant to A.R.S. § 41-1092.09, Respondent may file, in writing, a motion for rehearing or review within 30 days after service of this decision with the Arizona State Board of Nursing. The motion for rehearing or review shall be made to the attention of Vicky Driver, Arizona State
Board of Nursing, 4747 North 7th Street Ste 200, Phoenix AZ 85014-3655, and must set forth legally sufficient reasons for granting a rehearing. A.A.C. R4-19-608.

For answers to questions regarding a rehearing, contact Vicky Driver at (602) 771-7852.

Pursuant to A.R.S. § 41-1092.09(B), if Respondent fails to file a motion for rehearing or review within 30 days after service of this decision, Respondent shall be prohibited from seeking judicial review of this decision.

This decision is effective upon expiration of the time for filing a request for rehearing or review, or upon denial of such request, whichever is later, as mandated in A.A.C. R4-19-609.

Respondent may apply for reinstatement of said license pursuant to A.A.C. R4-19-404 after a period of five years.

DATED this 20th day of May, 2010.

ARIZONA STATE BOARD OF NURSING

SEAL

Joey Ridenour, R.N., M.N., F.A.A.N.
Executive Director

COPIES mailed this 28th day of May, 2010, by Certified Mail No. 7009 0080 0000 0431 015 and First Class Mail to:

Julie Jean Oppenheim
4980 S Alma School Rd #133
Chandler AZ 85248

COPIES mailed this 28th day of May, 2010, by First Class Mail to:

Seth T. Hargraves
Assistant Attorney General
1275 W Washington
Phoenix AZ 85007

By: Vicky Driver