



STATE OF MAINE
 BOARD OF NURSING
 158 STATE HOUSE STATION
 AUGUSTA, MAINE
 04333-0158

JOHN ELIAS BALDACCI
 GOVERNOR

MYRA A. BROADWAY, J.D., M.S., R.N.
 EXECUTIVE DIRECTOR

IN RE: **PAUL R. HALE**) **DECISION AND ORDER**
 of Concord, NH) **OF REVOCATION**
 Maine License #R047986) 5 M.R.S.A. 10004 (1)

INTRODUCTION

On March 13, 2008, the Maine State Board of Nursing (“Board”) met at the Board’s offices located at 161 Capital Street, Augusta, Maine. The Board reviewed the Board’s Notice of Complaint dated March 20, 2006, with a certified copy of a “Cease and Desist on Privilege to Practice Order” from the North Carolina Board of Nursing dated January 27, 2006 and a certified copy of a Judgment and Commitment dated October 3, 2005 in the matter of State of North Carolina v. Paul R. Hale, Chatham County Superior Court, File No. 05 CR 51701, all of which is attached and incorporated herein and marked as Exhibit A.

FACTS

1. Paul R. Hale has been licensed by the Board as a registered professional nurse since October 15, 2002. His license lapsed in the State of Maine on October 25, 2007.
2. On October 3, 2005, Paul R. Hale was adjudicated guilty of one (1) misdemeanor count of Child Abuse in the matter of State of North Carolina v. Paul R. Hale, Chatham County Superior Court, File No. 05 CR 51701. Mr. Hale received a forty-five (45) day sentence, with credit for fourteen (14) days served and the remaining sentence suspended. He was placed on supervised probation for a term of eighteen (18) months [Exhibit A].
3. Pursuant to 5 M.R.S.A. § 5302, the Board concludes, based upon the recent convictions and serious nature of the underlying criminal conduct, that Mr. Hale’s behavior fails to conform to legal standards and accepted standards of the nursing profession, which could reflect adversely on the health and welfare of the public.

APPLICABLE LAW

1. Pursuant to 32 M.R.S.A. § 2105-A (2), “The Board may suspend or revoke a license pursuant to Title 5 M.R.S.A. § 10004.”



PRINTED ON RECYCLED PAPER

OFFICES LOCATED AT: 161 CAPITOL ST., AUGUSTA, ME
<http://www.maine.gov/boardofnursing/>

PHONE: (207) 287-1133

FAX: (207) 287-1149

2. Pursuant to 32 M.R.S.A. § 2105-A (2) (G), the Board may suspend or revoke an individual's nurse license when the ground for discipline is a "conviction of a crime . . . that relates directly to the practice for which the licensee is licensed or conviction of a crime for which incarceration for one (1) year or more may be imposed."
3. Pursuant to 32 M.R.S.A. § 2105-A (2) (F), the Board may suspend or revoke an individual's nurse license when the ground for discipline is ". . . unprofessional conduct if the licensee violates a standard of professional behavior that has been established in the practice for which the licensee is licensed."
4. Pursuant to 5 M.R.S.A. § 10004(1), "an agency may revoke, suspend or refuse to renew any license without proceedings in conformity with subchapters IV or VI, when the decision to take that action rests solely upon a finding or conviction in a court of any violation which by statute is expressly made grounds for revocation."

CONCLUSIONS OF LAW

The Board has the authority to suspend or revoke Paul R. Hale's registered professional nurse license pursuant to 5 M.R.S.A. § 10004 (1) and 32 M.R.S.A. § 2105-A (2) (G). The criminal convictions described in the above-stated facts are grounds for discipline because Mr. Hale was convicted of a crime that relates directly to the practice for which the licensee is licensed, and that is a criminal conviction for which incarceration for one (1) year or more could have been imposed.


DECISION AND ORDER

A motion was made and seconded to immediately revoke Paul R. Hale's registered professional nurse license. By a unanimous vote of the Board, Paul R. Hale's registered professional nurse license is **REVOKED EFFECTIVE IMMEDIATELY**.

RECORD VOTE

CARMEN CHRISTENSEN	Affirmative
LYNN F. TURNBULL	Affirmative
SUSAN L. BRUME	Affirmative
ROBIN BROOKS	Affirmative
DOROTHY MELANSON	Affirmative
SUSAN C. BALTRUS	Affirmative

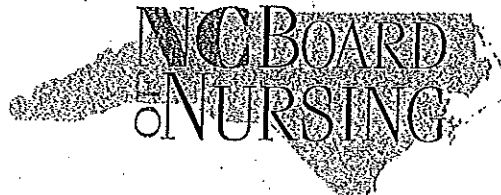
DATED: 4/8/08


DOROTHY MELANSON, Acting Chair
FOR THE MAINE STATE
BOARD OF NURSING

NOTICE OF APPEAL RIGHTS

Paul R. Hale may appeal this Decision and Order summarily revoking his license by filing a petition for review of final agency action in the Superior Court pursuant to 5 M.R.S.A. §§ 11001, *et seq.* within thirty (30) days after receipt of notice of this Decision and Order. Any other person aggrieved by this Decision and Order may seek judicial review in like manner by filing a petition for review in Superior Court within forty (40) days after the date of this Decision and Order.

Jacqueline F. Ring, RN, MBA, MHA
 Chair
 Pamela B. Edwards, Ed.D., RN
 Vice-Chair
 Mary P. Johnson, RN, MSN
 Executive Director



P.O. Box 2129
 Raleigh, North Carolina 27602
 919.782.3211
 FAX 919.781.9461
 Nurse Aide II Registry 919.782.7499
 www.ncbon.com

February 2, 2006

Myra Broadway, JD, MS, RN
 Executive Director
 Maine State Board of Nursing
 158 State House Station
 Augusta, Maine 04333

Dear Ms. Broadway:

Enclosed, please find a copy of **CEASE AND DESIST ON PRIVILEGE TO PRACTICE ORDER** issued by the North Carolina Board of Nursing to **PAUL R. HALE [Maine Compact RN License #R047986]** based on an investigation conducted in North Carolina. Mr. Hale was employed here on his Multi-State Privilege.

Additionally, enclosed you will find a copy of the Investigator's Internal Working Notes along with additionally supporting documentation. On February 1, 2006, we sent a speed-memo and in the NURSYS system alerting other states in the compact of this action on our part.

If we can be of further assistance in this matter, please do not hesitate to call.

Sincerely,

Donna H. Mooney, RN, MBA
 Director of Discipline
 (919) 782-3211, Ext. 226
donna@ncbon.com

DHM/rh

Certified/RRR
 Enclosures:

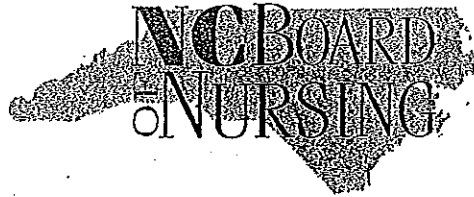
Cease and Desist on Privilege to Practice
 Correspondence dated 9/16/2005 (Chatham County Clerk of Court)
 Correspondence dated 9/27/2005 (Duke University Health System)
 Investigators Internal Working Notes

RECEIVED

FEB 10 2006

MAINE STATE
 BOARD OF NURSING

Jacqueline E Ring, RN, MBA, MHA
Chair
Pamela B. Edwards, Ed.D., RN
Vice-Chair
Mary P. Johnson, RN, MSN
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January 27, 2006

CEASE AND DESIST ON PRIVILEGE TO PRACTICE

Paul R. Hale
100 Gattis U-204
Chapel Hill, North Carolina 27517

License Type: Registered Nurse
License Number: (Maine) R047986
Expiration: 10/25/2005
Original Date of Licensure: 2002
Original State of Licensure: ME

Dear Mr. Hale:

It has come to the attention of the North Carolina Board of Nursing that you were convicted in the Chatham County Court on charges that indicate you may not be safe and competent to practice nursing or you may have violated the Nursing Practice Act.

SUMMARY OF EVENTS

This matter first came to the attention of the North Carolina Board of Nursing on or about September 30th, 2005 following a complaint received from the Duke University Health System in Durham, North Carolina. In the complaint, it was alleged that on or about August 29th, 2005 you were served a warrant by the Chatham County Sheriff's Department on a domestic violence complaint. The warrant states you were charged with misdemeanor child abuse on August 28th, 2005. On October 3rd, 2005 you pled guilty to one (1) misdemeanor count of Child Abuse. For this conviction, you received a forty-five (45) day sentence (you were given credit for fourteen (14) days spent in confinement); which was suspended, and you were placed on eighteen (18) months of Supervised Probation. You also had to pay total costs and fines in the amount of four-hundred and twenty-five (\$425.00) dollars; report for an evaluation by TASC; cooperate with the Department of Social Services; and obtain a Mental Health Assessment including Anger Management, and comply with the recommendations from the assessment. The child abuse was related to the fact you inflicted physical injury to a child less than sixteen (16), and the inflicted injury was by "other than accidental means".

It is noted when the Chatham County Sheriff's Department went to your home to investigate this complaint, at the scene they found property belonging to Duke University Medical Center. The property included, but may not be limited to: syringes (clean and used), IV bags and tubing, needles, bottles of sodium chloride, patient's medical records (Order Confirmation Sheets and Nursing Care Worksheets) and medications (controlled and non-controlled). Charges are still pending in Chatham County on one (1) felony count of Possession of Stolen Property.

RECEIVED

FEB 10 2006

Hale

MAINE STATE
BOARD OF NURSING

Page 1 of 5

LICENSEE RESPONSE

You were scheduled for an appointment with an Investigator from the Board of Nursing on Tuesday, November 8th, 2005 in the office of the North Carolina Board of Nursing. You did not keep the appointment, you did not call to request a change of the appointment date, nor has there been any communication from you since that time.

POSSIBLE NURSING PRACTICE ACT VIOLATIONS

This indicates you may have violated the Nursing Practice Act, Section G.S. 90-171.37 (2), (4), (6), (7) and (8) as follows:

- (2) has been convicted of or pleaded guilty or *nolo contendere* to any crime which indicates that the nurse is unfit or incompetent to practice nursing or that the nurse has deceived or defrauded the public; and,
- (4) engages in conduct that endangers the public health; and,
- (6) engages in conduct that deceives, defrauds, or harms the public in the course of professional activities or services; and,
- (7) has violated any provision of this Article; and,
- (8) has willfully violated any rules enacted by the Board.

As further identified in Regulation N.C.A.C. 36.0217(c) (2) and (4) as follows:

- (2) violence related crime; and,
- (4) evidence of any crime which undermines the public trust.

OPTION FOR RESOLUTION

Your privilege to practice nursing in North Carolina as granted by the Nurse Licensure Compact (NLC) is hereby revoked and you must immediately **CEASE AND DESIST** from the practice of nursing in North Carolina.

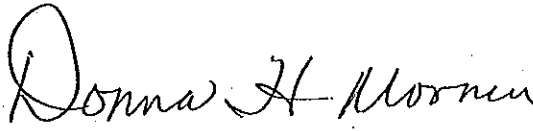
You may not work in this state in any capacity as a licensed nurse until either your privilege to practice is re-instated or you are issued a license to practice in North Carolina, and if and until a minimum of one (1) year expires AND all conditions of the court are satisfied in all jurisdictions.

This **CEASE AND DESIST ORDER** applies not only to the privilege to practice in the state of North Carolina as currently authorized by the State of Maine, but also to the privilege to practice in North Carolina which may be authorized in the future by any other Nurse Licensure Compact state.

Should the North Carolina Board of Nursing not hear from you WITHIN THE DESIGNATED TEN (10) DAYS, this CEASE AND DESIST ORDER will stand and you will have waived all rights and claims to further proceedings before the Board to which you would otherwise have been entitled.

This CEASE AND DESIST ORDER will be shared with other states participating in the Nurse Licensure Compact for whatever action they deem appropriate. Additionally, this CEASE AND DESIST ORDER becomes public information and will be reported to other regulatory reporting bodies, as appropriate. The Board publishes a list of persons who have received discipline action and inquiries to the Board will be informed that this action has occurred.

Sincerely,



Donna H. Mooney, RN, MBA
Director of Discipline
(919) 782-3211, Ext. 226
donna@ncbon.com

DHM/rh

Certified/RRR

Enclosures:

Instruction Sheet for Responding to the Board
Fee Policy
21-36.027

CONSENT TO ACCEPT PROPOSED DISCIPLINE ACTION

I, PAUL R. HALE, having been advised by the North Carolina Board of Nursing of charges against me and, also, of my right to have an Administrative Hearing, A Settlement Committee meeting, or any other proceedings before the Board, do hereby waive my right in either of these forums.

Further, I hereby accept the proposed offer:

My privilege to practice nursing in North Carolina as granted by the Nurse Licensure Compact (NLC) is hereby revoked and I must immediately CEASE AND DESIST from the practice of nursing in North Carolina.

I may not work in this state in any capacity as a licensed nurse until either my privilege to practice is re-instated or I am issued a license to practice in North Carolina, and if and until a minimum of one (1) year expires AND all conditions of the court are satisfied in all jurisdictions.

This CEASE AND DESIST ORDER applies not only to the privilege to practice in the state of North Carolina as currently authorized by the State of Maine, but also to the privilege to practice in North Carolina which may be authorized in the future by any other Nurse Licensure Compact state.

Should the North Carolina Board of Nursing not hear from me WITHIN THE DESIGNATED TEN (10) DAYS, this CEASE AND DESIST ORDER will stand and I will have waived all rights and claims to further proceedings before the Board to which I would otherwise have been entitled.

This CEASE AND DESIST ORDER will be shared with other states participating in the Nurse Licensure Compact for whatever action they deem appropriate. Additionally, this CEASE AND DESIST ORDER becomes public information and will be reported to other regulatory reporting bodies, as appropriate.

The Board publishes a list of persons who have received discipline action and inquiries to the Board will be informed that this action has occurred.

This Agreement shall constitute my consent to all conditions stated in the Board's letter dated JANUARY 27, 2006 and sent to me by Certified Mail.

This Consent contains the entire agreement between the Board and the Licensee, there being no agreement of any kind, verbal or otherwise, which varies, alters or adds to this Consent.

DATE: _____

SIGNATURE: _____

I decline the proposed offer and wish to be:

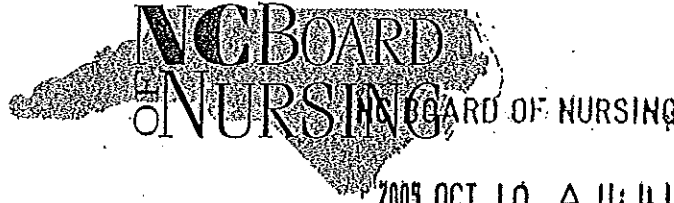
_____ Scheduled for a Settlement Committee meeting

_____ Scheduled for an Administrative Hearing

DATE: _____ SIGNATURE: _____

THIS SIGNED AND NOTARIZED FORM, ALONG WITH YOUR LICENSE SHOULD BE RETURNED TO THE BOARD OFFICE WITHIN TEN (10) DAYS OF RECEIPT OF THIS CONSENT/AGREEMENT.

Jacqueline F. Ping, RN, MBA, MHA
Chair
Pamela B. Edwards, Ed.D., RN
Vice-Chair
Mary P. Johnson, RN, MSN
Executive Director



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www.ncbon.com

September 16, 2005

Clerk of Court
Chatham County
P.O. Box 87
Pittsboro, North Carolina 27312

RE: PAUL R. HALE
DOB: 10/25/1967
SS#: RESTRICTED (UNKNOWN)

Dear Clerk of Court:

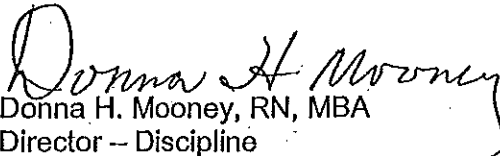
Our office has been informed that the above-referenced individual may have been arrested/charged in Chatham County. This individual is licensed to practice nursing in North Carolina. We would like to request some additional information regarding this incident.

Please send certified copies of the following:

- 1) a complete record check
- 2) arrest warrant(s)
- 3) final judgments

Enclosed is our check for \$10.00 to cover the processing fee. Also enclosed is a self-addressed, postage-paid, return envelope for your convenience. Thank you for your assistance in this matter.

Sincerely,


Donna H. Mooney, RN, MBA
Director -- Discipline

DHM/jch
Enclosures

STATE OF NORTH CAROLINA
 CHATHAM County PITTSBORO

File No.

05 CR 51701

Seat Of Court

In The General Court Of Justice

District Superior Court Division

NOTE: [This form is to be used for misdemeanor offense(s). Use AOC-CR-342 or AOC-CR-310 for DWI offense(s).]

STATE VERSUS

Defendant

PAUL RICHARD HALB

JUDGMENT SUSPENDING SENTENCE - MISDEMEANOR(S)

IMPOSING AN INTERMEDIATE PUNISHMENT

IMPOSING A COMMUNITY PUNISHMENT

(STRUCTURED SENTENCING)

G.S. 15A-1341, -1342, -1343, -1343.2, -1346

Race

WHITE

Sex

MALB

DOB

10/25/1967

Attorney For State

KAYLEY TABER

Def. Found Not Indigent Def. Waived Attorney

Attorney For Defendant

KEN RICHARDSON

Appointed Retained

The defendant pled guilty to: was found guilty/responsible by the Court of: was found guilty by a jury of: pled no contest to:

File No.(s)	Off.	Offense Description	Offense Date	G.S. No.	CL.
05 CR 51701	1	M) CHILD ABUSE	08/28/2005	14-318.2	1

The Court has determined, pursuant to G.S. 15A-1340.20, the number of prior convictions to be 0. Level: I (0) II (1-4) III (5+)

1. The Court imposes the punishment term pursuant to a plea arrangement as to sentence under Article 58 of G.S. Chapter 15A.

2. The Court finds: (a) enhanced punishment from a Class 2 or Class 3 misdemeanor to a Class A1 or Class 1 misdemeanor.

G.S. 90-95(e)(4) (drugs). G.S. 14-3(c) (hate crime).

(b) enhanced punishment from required suspended sentence to Class 2 misdemeanor. G.S. 90-95(e)(7).

If in District Court, the Court found this issue beyond a reasonable doubt or the defendant pled guilty or not contest to this issue. If in Superior Court, this finding is based on the jury's determination of this issue beyond a reasonable doubt or the defendant's plea of guilty or no contest to this issue.

3. The Court imposes mandatory punishment. G.S. 14-33(d) (assault in the presence of a minor).

4. The Court finds this is an offense involving assault or communicating a threat, and the defendant had a personal relationship as defined by G.S. 50B-1(b) with the victim.

The Court, having considered evidence, arguments of counsel and statement of defendant, and Orders that the above offenses, if more than one, be consolidated for judgment and the defendant be imprisoned

for a term of 45 days in the custody of the: N.C. DOC. Sheriff of CHATHAM County.

Other

This sentence shall run at the expiration of sentence imposed in file number _____

The defendant shall be given credit for 13 days spent in confinement prior to the date of this Judgment as a result of this charge(s), to be applied toward the sentence imposed above. Imprisonment required for special probation below.

SUSPENSION OF SENTENCE

Subject to the conditions set out below, the execution of this sentence is suspended and the defendant is placed on

supervised: unsupervised probation for 18 months.

1. The Court finds that a longer shorter period of probation is necessary than that which is specified in G.S. 15A-1343.2(d).

2. The Court finds that it is NOT appropriate to delegate to the Division of Adult Probation and Parole in the Department of Correction the authority to impose any of the requirements in G.S. 15A-1343.2(e) if the offender is sentenced to a community punishment, or G.S. 15A-1343.2(f) if the offender is sentenced to an intermediate punishment.

3. The above period of probation shall begin when the defendant is released from incarceration in the case referred to below.

4. The above period of probation shall begin at the expiration of the sentence in the case referred to below.

File Number	Offense	County	Court	Date

5. The defendant shall comply with the conditions set forth in file number _____

6. The defendant shall provide a DNA sample pursuant to G.S. 15A-266.4 (AOC-CR-319 required.)

MONETARY CONDITIONS

The defendant shall pay to the Clerk of Superior Court the "Total Amount Due" shown below, plus the probation supervision fee, pursuant to a schedule

determined by the probation officer. set out by the court as follows:

Court Costs	Miscellaneous	Fine	Restitution*	Attorney's Fee	Comm. Service Fee	Total Amount Due
\$ 110.00	\$	\$ 200.00	\$	\$ 115.00	\$	\$ 425.00

*See attached "Restitution Worksheet, Notice And Order (Initial Sentencing)," AOC-CR-611, which is incorporated by reference.

All payments received by the Clerk shall be distributed pro rata among the persons entitled to restitution in this priority: first and before payment of community service and probation supervision fees.

Upon payment of the "Total Amount Due," the probation officer may transfer the defendant to unsupervised probation.

Material opposite unmarked squares is to be disregarded as surplusage. (Over)

TRUE COPY
 CLERK OF SUPERIOR COURT
 CHATHAM COUNTY
 By: [Signature]
 Asst. Deputy Clerk Superior Court

REGULAR CONDITIONS OF PROBATION - G.S. 15A-1343(b)

NOTE: Any probationary judgment may be extended pursuant to G.S. 15A-1342. The defendant shall: (1) Commit no criminal offense in any jurisdiction. (2) Possess no firearm, explosive device or other deadly weapon listed in G.S. 14-269. (3) Remain gainfully and suitably employed or faithfully pursue a course of study or vocational training, that will equip the defendant for suitable employment, and abide by all rules of the institution. (4) Satisfy child support and family obligations, as required by the Court.
 If the defendant is on supervised probation, the defendant shall also: (5) Remain within the jurisdiction of the Court unless granted written permission to leave by the Court or the probation officer. (6) Report as directed by the Court or the probation officer to the officer at reasonable times and places and in a reasonable manner, permit the officer to visit at reasonable times, answer all reasonable inquiries by the officer and obtain prior approval from the officer for, and notify the officer of, any change in address or employment. (7) Notify the probation officer if the defendant fails to obtain or retain satisfactory employment. (8) At a time to be designated by the probation officer, visit with the probation officer a facility maintained by the Division or Prisons.
 If the defendant is to serve an active sentence as a condition of special probation, the defendant shall also: (9) Obey the rules and regulations of the Department of Correction governing the conduct of inmates while imprisoned. (10) Report to a probation officer in the State of North Carolina within seventy-two (72) hours of the defendant's discharge from the active term of imprisonment.

11. The court finds that the defendant is responsible for acts of domestic violence and and there is an abuser treatment program, approved by the Domestic Violence Commission, reasonably available to the defendant, and the defendant shall attend and complete that program. there is not an approved abuser treatment program reasonably available. It would not be in the best interests of justice to order the defendant to complete an abuser treatment program because _____

NOTE: See Page Two, Side Two for Additional Conditions For Persons Convicted Of Domestic Violence.

SPECIAL CONDITIONS OF PROBATION - G.S. 15A-1343(b1), 143B-262(c)

The defendant shall also comply with the following special conditions which the Court finds are reasonably related to the defendant's rehabilitation:

- 12. Surrender the defendant's drivers license to the Clerk of Superior Court for transmittal/notification to the Division of Motor Vehicles and not operate a motor vehicle for a period of _____ or until relicensed by the Division of Motor Vehicles, whichever is later.
- 13. Submit at reasonable times to warrantless searches by a probation officer of the defendant's person, and of the defendant's vehicle and premises while the defendant is present, for the following purposes which are reasonably related to the defendant's probation supervision:
 stolen goods controlled substances contraband _____
- 14. Not use, possess or control any illegal drug or controlled substance unless it has been prescribed for the defendant by a licensed physician and is in the original container with the prescription number affixed on it; not knowingly associate with any known or previously convicted users, possessors or sellers of any illegal drugs or controlled substances; and not knowingly be present at or frequent any place where illegal drugs or controlled substances are sold, kept or used.
- 15. Supply a breath, urine and/or blood specimen for analysis of the possible presence of a prohibited drug or alcohol, when instructed by the defendant's probation officer.
- 16. Successfully pass the General Education Development Test (G.E.D.) during the first _____ months of the period of probation.
- 17. Complete _____ hours of community or reparation service during the first _____ days of the period of probation, as directed by the community service coordinator and pay the fee prescribed by G.S. 143B-262.4(b). pursuant to the schedule set out under monetary conditions above. within _____ days of this Judgment and before beginning service.
- 18. Report for initial evaluation by _____ TASC participate in all further evaluation, counseling, treatment or education programs recommended as a result of that evaluation, and comply with all other therapeutic requirements of those programs until discharged.
- 19. Not assault, threaten, harass, be found in or on the premises or workplace of, or have any contact with _____ "Contact" includes any defendant-initiated contact, direct or indirect, by any means including but not limited to telephone, personal contact, e-mail, pager, gift-giving, telefacsimile machine or through any other person except _____
- 20. Other:
 -COOPERATE WITH THE DEPARTMENT OF SOCIAL SERVICES
 -OBTAIN MENTAL HEALTH ASSESSMENT AND COMPLY, INCLUDING ANGER MANAGEMENT, IF NECESSARY


21. Comply with the Special Conditions Of Probation - Intermediate Punishments - Contempt which are set forth on AOC-CR-603, Page Two.

A hearing was held in open court in the presence of the defendant at which time a fee, including expenses, was awarded the defendant's appointed counsel or assigned public defender.

ORDER OF COMMITMENT/APPEAL ENTRIES

- 1. It is ORDERED that the Clerk deliver two certified copies of this Judgment and Commitment to the sheriff or other qualified officer and that the officer cause the defendant to be delivered with these copies to the custody of the agency named on the reverse to serve the sentence imposed or until the defendant shall have complied with the conditions of release pending appeal.
- 2. The defendant gives notice of appeal from the judgment of the District Court to the Superior Court.
- 3. The current pretrial release order is modified as follows: _____
- 4. The defendant gives notice of appeal from the judgment of the Superior Court to the appellate division. Appellate entries and any conditions of post conviction release are set forth on form AOC-CR-350.

SIGNATURE OF JUDGE

Date	Name Of Presiding Judge (Type Or Print)	Signature Of Presiding Judge
10/03/2005	CHARLES ANDERSON	


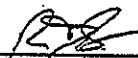
CERTIFICATION

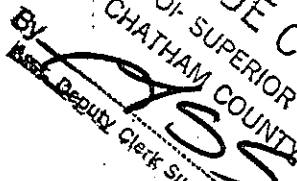
I certify that this Judgment and the attachment(s) marked below is a true and complete copy of the original which is on file in this case.

- | | |
|--|---|
| <ul style="list-style-type: none"> <input type="checkbox"/> 1. Appellate Entries (AOC-CR-350) <input type="checkbox"/> 2. Judgment Suspending Sentence, Page Two (Special Conditions Of Probation - Intermediate Punishments - Contempt) (AOC-CR-603, Page Two) <input type="checkbox"/> 3. Felony Judgment Findings Of Aggravating And Mitigating Factors (AOC-CR-605) | <ul style="list-style-type: none"> <input type="checkbox"/> 4. Extraordinary Mitigation Findings (AOC-CR-606) <input type="checkbox"/> 5. Restitution Worksheet, Notice And Order [Initial Sentencing] (AOC-CR-611) <input type="checkbox"/> 6. Judicial Findings As To Required DNA Sample (AOC-CR-319) |
|--|---|

Date Of Certification	Signature	SEAL
Date Certified Copies Delivered To Sheriff	<input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court	

ORIGINAL COPY

File No. 05CR 051808		Law Enforcement Case No.	LJD No.	SID No.	FBI No.	
WARRANT FOR ARREST		STATE OF NORTH CAROLINA In The General Court Of Justice CHATHAM County District Court Division				
Offense I POSS STOLEN GOODS/PROP (F)		To any officer with authority and jurisdiction to execute a warrant for arrest for the offense(s) charged below:				
THE STATE OF NORTH CAROLINA VS.		I, the undersigned, find that there is probable cause to believe that on or about the date of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did possess MEDICAL RECORDS, SYRINGES, NEEDLES, MISC. NARCOTICS, the personal property of DUKE UNIVERSITY, valued at APPROXIMATELY \$500 which property was stolen property, knowing and having reasonable grounds to believe the property to have been feloniously taken and carried away in a manner amounting to LARCENY BY EMPLOYEE.				
Name And Address Of Defendant PAUL RICHARD HALE 100 204 GATTIS STREET CHAPEL HILL NC 27517 919-370-7757 ORANGE County						
Race W	Sex M	Date Of Birth 10/25/1967	Age 37			
Social Security No. [REDACTED] 2008		Drivers License No. & State 6269162 ME				
Name Of Defendant's Employer						
Offense Code(s) I 2341	Offense In Violation Of G.S. I 14-71.1					
	Date Of Offense 08/28/2005					
Date Of Arrest & Check Digit No. (As Shown On Fingerprint Card)						
Complainant (Name, Address Or Department) PHILLIP COOK (CHATHAM SO) 295 WEST ST PITTSBORO NC 27312 CHATHAM County						
Witnesses (Names, Addresses, Telephone Nos., Counties)						
		This act(s) was in violation of the law(s) referred to in this Warrant. This Warrant is issued upon information furnished under oath by the complainant listed. You are DIRECTED to arrest the defendant and bring the defendant before a judicial official without unnecessary delay to answer the charge(s) above.				
		Signature R. D. GOODE 	Location Of Court PITTSBORO Room 0001			
<input checked="" type="checkbox"/> Misdemeanor Offense Which Requires Fingerprinting Per Fingerprint Plan	Date Issued 09/13/2005	Magistrate	Court Date 09/21/2005	Court Time 09:00	AM	

A TRUE COPY
CLERK OF SUPERIOR COURT
CHATHAM COUNTY
BY 
Deputy Clerk Superior Court

ORIGINAL COPY

If this Warrant For Arrest is not served within one hundred and eighty (180) days, it must be returned to the Clerk of Court in the county in which it was issued with the reason for the failure of service noted thereon. The officer must state all steps taken by the department in attempting to execute the Warrant and any information obtained about the whereabouts of the defendant

RETURN OF SERVICE

I certify that this Warrant was received and served as follows:

Date Received 9-13-05 Date Served 9-13-05 Date Returned 9-13-05

By arresting the defendant and bringing the defendant before:

Name Of Judicial Official
Rick Goodie

This Warrant WAS NOT served for the following reason:

Signature Of Officer Making Return
Phyllis W. Cobb #120

Department Or Agency Of Officer
CCSO

REDELIVERY/REISSUANCE

Date _____ Signature _____
 Dep. CSC
 Assist. CSC
 CSC

RETURN FOLLOWING REDELIVERY/REISSUANCE

I certify that this Warrant was received and served as follows:

Date Received _____ Date Served _____ Date Returned _____

By arresting the defendant and bringing the defendant before:

Name Of Judicial Official _____

This Warrant WAS NOT served for the following reason:

Signature Of Officer Making Return _____

Department Or Agency Of Officer _____

APPEAL ENTRIES

The defendant, in open court, gives notice of appeal to the Superior Court.

The current pretrial release order is modified as follows:

Date _____ Signature Of District Court Judge _____

WAIVER OF PROBABLE CAUSE HEARING

The undersigned defendant, with the consent of his/her attorney, waives the right to a probable cause hearing.

Date Waived _____ Signature Of Defendant _____

Signature Of Attorney _____

District Attorney Waived Not Indigent Attorney For Defendant Appointed Retained

PRIOR CONVICTIONS:
No./Level: 0 I (0) II (1-4) III (5+)

PLEA: guilty no contest _____ VERDICT: guilty _____ M.CL. A1 1 2 3
 guilty no contest _____ guilty _____ M.CL. A1 1 2 3
 not guilty _____ not guilty _____

JUDGMENT:The defendant appeared in open court and freely, voluntarily and understandingly entered the above plea; on the above verdict, it is ORDERED that the defendant: pay costs and a fine of \$ _____
 be imprisoned for a term of _____ days in the custody of the sheriff. DOC.* Pretrial credit _____ days served.
 Work release is recommended. is not recommended. [is ordered. (use form AOC-CR-602)]
 The Court finds that a longer shorter period of probation, than that which is specified in G.S. 15A-1343.2(d), is necessary.
 Execution of the sentence is suspended and the defendant is placed on unsupervised probation* for _____ months, subject to the following conditions: (1) commit no criminal offense in any jurisdiction. (2) possess no firearm, explosive or other deadly weapon listed in G.S. 14-269. (3) remain gainfully and suitably employed or faithfully pursue a course of study or of vocational training, that will equip the defendant for suitable employment, and abide by all rules of the institution. (4) satisfy child support and family obligations, as required by the Court. (5) pay to the Clerk the costs of court and any additional sums shown below.

Fine \$ _____ Restitution* \$ _____ Attorney's Fee \$ _____ Community Service Fee \$ _____ Other \$ _____

*Name(s), address(es), amount(s) & social security number(s) of aggrieved party(ies) to receive restitution:

- 6. complete _____ hours of community service during the first _____ days of probation, as directed by the community service coordinator, and pay the fee prescribed by G.S. 143B-475.1(b) within _____ days.
- 7. not be found in or on the premises of the complainant or _____
- 8. not assault, communicate with or be in the presence of the complainant or _____
- 9. provide a DNA sample pursuant to G.S. 15A-266.4. (AOC-CR-319)
- 10 Other: _____

It is ORDERED that this: Judgment is continued upon payment of costs.
 case be consolidated for judgment with _____
 sentence is to run at the expiration of the sentence in _____

COMMITMENT: It is ORDERED that the Clerk deliver two certified copies of this Judgment and Commitment to the sheriff and that the sheriff cause the defendant to be retained in custody to serve the sentence imposed or until the defendant shall have complied with the conditions of release pending appeal.

PROBABLE CAUSE: Probable cause is found as to all Counts except _____, and the defendant is bound over to Superior for action by the grand jury. No probable cause is found as to Count(s) _____ of this Warrant, and the Count(s) is dismissed.

Date _____ Name Of District Court Judge (Type Or Print) _____ Signature Of District Court Judge _____

CERTIFICATION

I certify that this Judgment is a true and complete copy of the original which is on file in this case.

Date _____ Date Delivered To Sheriff _____ Signature _____
 Deputy CSC
 Assist. CSC CSC



MAGISTRATE'S ORDER

Offense

I MISDEMEANOR CHILD ABUSE

THE STATE OF NORTH CAROLINA VS.

Name, Address & Telephone No. of Defendant

PAUL RICHARD HALE
 100 APT. 204 GATTIS RD.
 CHAPEL HILL NC 27517
 919-370-7757 CHATHAM County

Race	Sex	Date of Birth	Age
W	M	10/25/1967	37

Social Security No.	Drivers License No. & State
██████████ 2008	6269162 NC

Name of Defendant's Employer

Offense Code	Offense in Violation of G.S.
I 3834	I 14-318.2
	Date of Offense
	08/28/2005

Date of Arrest & Check Digit No. (As Shown On Fingerprint Card)
08/29/2005 NH1336W

Arresting Officer (Name, Address or Department, Phone No.)

KEVIN CAREY (CCSD)
 295 WEST ST
 PITTSBORO NC 27312

Witnesses (Names, Addresses, Phone Numbers)

I, the undersigned, find that the defendant named above has been arrested without a warrant and the defendant's detention is justified because there is probable cause to believe that on or about the date of offense shown and in the county named above the defendant named above unlawfully and willfully did being the parent of L.H., who was a child less than 16 years of age, inflict physical injury on that child. The physical injury inflicted caused REDNESS, BRUISING AND ABRASION TO THE INSIDE OF THE LIP, and was inflicted by other than accidental means.

A TRUE COPY
 CLERK OF SUPERIOR COURT
 CHATHAM COUNTY
 BY: [Signature] Clerk Superior Court

This act was in violation of the law referred to in this Magistrate's Order. This Magistrate's Order is issued upon information furnished under oath by the arresting officer(s) shown. A copy of this Order has been delivered to the defendant.

Signature

G. K. HARRIS [Signature]

Location of Court

PITTSBORO Room 0001

 Offense Which Requires Fingerprinting Per Fingerprint Plan

Date Issued
08/29/2005

Magistrate

Court Date

09/21/2005

Court Time

09:00 AM

NC BOARD OF NURSING
 2005 OCT 10 A 11:41

District Attorney KT	Attorney For Defendant At Time of Trial or Plea KR	<input checked="" type="checkbox"/> Appointed <input type="checkbox"/> Retained <input type="checkbox"/> Waived	PRIOR CONVICTIONS No/Level: 0 <input type="checkbox"/> I(0) <input type="checkbox"/> II(1-4) <input type="checkbox"/> III(5+)
--------------------------------	--	--	---

PLEA: <input checked="" type="checkbox"/> guilty <input type="checkbox"/> no contest <input type="checkbox"/> guilty <input type="checkbox"/> no contest <input type="checkbox"/> not guilty	VERDICT: <input checked="" type="checkbox"/> guilty <input type="checkbox"/> not guilty <input type="checkbox"/> guilty <input type="checkbox"/> not guilty	M.C.L. <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 M.C.L. <input type="checkbox"/> A1 <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3
--	--	--

JUDGMENT: The defendant appeared in open court and freely, voluntarily and understandingly entered the above plea; on the above verdict it is ORDERED that the defendant: pay costs and a fine of \$ _____

be imprisoned for a term of 45 days in the custody of the sheriff. DOC. Pretrial credit 13 days served.

Work release is recommended is NOT recommended is ordered. [use form AOC-CR-602]

The court finds that a longer shorter period of probation, than that which is specified in G.S. 15A-1343.2(d), is necessary.

With defendant's consent, execution of the sentence is suspended and the defendant is placed on supervised probation for 18 months, subject to the following conditions: (1) commit no criminal offense in any jurisdiction. (2) possess no firearm, explosive or other deadly weapon listed in G.S. 14-269. (3) remain gainfully and suitably employed or faithfully pursue a course of study or of vocational training, that will equip the defendant for suitable employment, and abide by all rules of the institution. (4) satisfy child support and family obligations as required by the Court. (5) pay to the Clerk the costs of court and any additional sums shown below.

Fine \$ <u>200-</u>	Restitution * \$ _____	Attorney's Fee \$ <u>65 + 50 appt</u>	Community Service Fee \$ _____	Other \$ _____
------------------------	---------------------------	--	-----------------------------------	-------------------

- * Name(s), address(es), amount(s) & social security number(s) of aggrieved party(ies) to receive restitution:
- 6. complete _____ hours of community service during the first _____ days of probation, as directed by the community service coordinator, and pay the fee prescribed by G.S. 143B-475.1(b) within _____ days.
 - 7. not be found in or on the premises of the complainant or _____
 - 8. not assault, communicate with or be in the presence of the complainant or _____
 - 9. Other: obt. sub. abuse assessment; drug conditions
- cooperate w/ DSS
- obtain mental health assessment + comply,
including Anger Management, if needed

APPEAL ENTRIES

The defendant, in open court, gives notice of appeal to the Superior Court.
 The current pretrial release order is modified as follows:

Date _____ Signature of District Court Judge or Magistrate _____

WAIVER OF PROBABLE CAUSE HEARING

The undersigned defendant, with the consent of his/her attorney, waives the right to a probable cause hearing.

Date Waived _____ Signature Of Defendant _____

It is ORDERED that this: Judgment is continued upon payment of costs.
 case be consolidated for judgment with _____
 sentence is to run at the expiration of the sentence in _____

COMMITMENT: It is ORDERED that the Clerk deliver two certified copies of this Judgment and Commitment to the sheriff and that the sheriff cause the defendant to be retained in custody to serve the sentence imposed or until the defendant shall have complied with the conditions of release pending appeal.

PROBABLE CAUSE: Probable cause is found as to all counts except _____, and the defendant is bound over to Superior Court for action by the grand jury.
 No probable cause is found as to Count(s) _____ of this Warrant, and the Count(s) is dismissed.

Date <u>10-3-05</u>	Name of District Court Judge or Magistrate (Type or Print) <u>Charles Anderson</u>	Signature of District Court Judge or Magistrate <u>[Signature]</u>
------------------------	---	---

Signature Of Attorney _____	Date _____	Date Delivered to Sheriff _____	Signature _____
-----------------------------	------------	---------------------------------	-----------------

CERTIFICATION

I certify that this Judgment is a true and complete copy of the original which is on file in this case.

Dep. CSC
 Assist. CSC CSC

NOTE: If DWI use AOC-CR-301 (active) or AOC-CR-310 (probation) if necessary.

TYPE OR PRINT IN BLACK INK.

STATE OF NORTH CAROLINA

CHATHAM County

In The General Court Of Justice
Before The Clerk

IN THE MATTER OF:

Name(s) By Which Individual To Be Searched May Be Known

Paul Richard Hale

10-25-67

CRIMINAL RECORD SEARCH

G.S. 7A-109, -308(a)(17), -343(3)

For DMV Hearing

REQUEST FOR CERTIFIED CRIMINAL RECORD SEARCH

I request that the Clerk of Superior Court conduct a search of the official records of the criminal cases in the courts of the county named above and certify the results of that search for the name(s) listed above. In making this request I understand and acknowledge that:

1. The Clerk will search the court records only for the county named above. This is not a statewide record search.
2. Court records are indexed by name only and not by any other identifying characteristics.
3. The names(s) listed above are all the names by which, to my knowledge, the individual for whom I am requesting this search may be known.
4. The Clerk will search for records under all those names, but only for records under those names.
5. The fact that no criminal record is found under any of those names does not mean that the individual does not have a record in this county; the individual may have a record under another name.
6. The fact that a criminal record is found under one or more of those names does not mean that the record is a record for the individual for whom I am requesting this search; the record may be that of another individual with the same or a similar name.
7. I am solely responsible for any interpretation and use I make of the results of this search and I understand the Clerk is not responsible for my interpretation or use of the results.

Name And Address Of Requestor (Including City, State And Zip Code)

Signature Of Requestor

CERTIFICATION

This is to certify that I have searched the indices to criminal actions in this office from 7/87 to the present and

- I have found that no record was indexed by the name(s) given above.
- I have found the following excerpt(s) from the public records indexed by the name(s) given above as appears in the attached 2 page(s).
- This search is limited as follows: _____

Some automated system information code definitions are included on the back of this form to help you understand the record(s) that may be attached to this form.

Not Valid Without The
Clerk of Superior Court's Raised Seal
On Each Page

Date Of Search

10-6-05

Signature

A. Stankard

Deputy CSC Assistant CSC Clerk Of Superior Court

NOTE: "Any person who without lawful authority intentionally ... alters or changes any ... official case record is guilty of a Class H felony." G.S. 14-221.2.

(Over)

SYSTEM CODE DEFINITIONS

- ADA - Assistant District Attorney
- Appealed to S.C. - Appealed To Superior Court From District Court
- CR - A Case Type Meaning Criminal District Court
- CRS - A Case Type Meaning Criminal Superior Court
- CV - Change Of Venue (To Another County)
- DA - District Attorney
- DC - Dismissed By Court (Judge)
- DD - Dismissal - Deferred Prosecution
- (F) - Felony Offense
- FE - Extradition Hearing By Judge
- GL - A Plea Or Finding Of Guilty To A Lesser Or Other Offense
- GU - A Plea Or Finding Of Guilty To The Offense
- HC - Habeas Corpus Hearing
- (I) - Infraction (Non-Criminal Offense)
- JA - Judgment Arrested
- JR - Jury Trial (Jury Impaneled In Case)
- JU - Disposed By A Judge
- LID - A Local Identification Number Issued By Local Law Enforcement Officials
- (M) - Misdemeanor Offense
- MA - Disposed By A Magistrate
- NB - No True Bill Returned By Grand Jury
- NC - No Contest
- NG - Not Guilty
- NP - No Probable Cause
- NR - Not Responsible
- NS - Process Never To Be Served (Recalled, Etc.)
- OF - Offense Date
- OT - Other
- PC - Probable Cause Found By Judge (Transfer To Superior Court)
- PJ - Prayer For Judgment Continued
- PO - Process/Probation Other
- PR - Process/Probation Revoked
- PROB - Refers To Probation, Either None, Or Supervised Or Unsupervised And Length In Days, Months Or Years
- REST - Amount Of Restitution Ordered By The Court
- RL - A Plea Or Finding Of Responsible To A Lesser Or Other Infraction Offense
- RM - Remanded To District Court
- RS - A Plea Or Finding Of Responsible To Infraction Offense
- SENT - Sentence Length Imposed In Months, Days, Years, Life Or Death (X)
- SI - Superseding Indictment (Indicted By Grand Jury) Or Other Superseding Process.
- SPEC COND - Miscellaneous Notes Added By The Clerk
- ST - Dismissed By Court - Speedy Trial Rule
- (T) - Traffic (Misdemeanor Traffic Offense)
- TD - Class H Or I Felony Transferred From Superior Court To District Court
- Transferred to S.C. - Transferred To Superior Court
- TYPE - Active (Jail/Prison Time), Intermediate (Supervised Probation Plus Certain Additional Conditions) Or Community (Supervised Probation, Unsupervised Probation, Fine)
- VD - Voluntarily Dismissed Without Leave (Dismissed By DA)
- VL - Voluntarily Dismissed With Leave (Offense Subject To Reinstatement)
- WC - Waiver Before The Clerk
- WD - Withdrawn From Superior Court
- WE - Waiver Of Extradition
- WM - Waiver Before Magistrate
- WP - Waiver Of Probable Cause Hearing In District Court (Transfer To Superior Court)
- X - A Sentence Of Death

180 CHATHAM
PENDING
WARRANT

ICA INQUIRY 01 05CR 051808 FILM:
R S DOB/AGE CR FILING DATE: 091305
W M 10251967 DL#: 6269162 ME
CIT#: TRIAL DATE: 112105
CSLR: CSLRC: PM 0001
CHAPEL HILL NC 27517 DEF ATTY: RICHARDSON, KENNETH, B TYP: P VRA:
CHG/ARRN OFFN: F POSS STOLEN GOODS/PROP (F) 14-71.1
COMPLAINANT: COOK, PHILLIP SFF ISSUED: 091305 SERVED: 091305
OFFN DATE: 082805 ARRN DATE: MOTIONS DATE: DISP DATE:
CONT. D: 00 S: 00 C: 00 NR: 00 DV CV: N

PLEA	VERDICT	MOD	FINE	COSTS	REST	JUDGE	PAID	TO-BE-PAID
			\$	\$	\$			
CONV	OFFN:							
SENT	LEN:			SENT TYPE:		CONS F/JGMT:		
PROB:				WITHDRAWN:		APPEALED TO SUPERIOR:		
AREA	CD:	ACCD:	HWY:	V LIC:		TRANS TO SUPERIOR:		
CDL:	N	CMV:	N	HAZ:	N	TRP/DIST:	V ST:	V TYP:
								APPELLATE:

ARREST DATE: 091305 CHECK DIGIT: NH1354U SID: NC1141751A LID: PHWM2008R-180
NEXT#: PF2 - NAME INQUIRY ADDL CHARGES:

180 CHATHAM ICA INQUIRY 01 05CR 051701 FILM:
 DISPOSED R S DOB/AGE CR FILING DATE: 082905
 MAGISTRATE ORDER W M 10251967 DL#: 6269162 NC
 HALE, PAUL, RICHARD CIT#: TRIAL DATE: 100305
 100 APT.204 GATTIS R D: CSLR: CSLRC: PM
 CHAPEL HILL NC 27517 DEF ATTY: RICHARDSON, KENNETH, B TYP: P VRA: Y
 CHG/ARRN OFFN: M MISDEMEANOR CHILD ABUSE 14-318.2
 COMPLAINANT: CAREY, KEVIN SFF ISSUED: 082905 SERVED: 082905
 OFFN DATE: 082805 ARRN DATE: MOTIONS DATE: DISP DATE: 100305
 CONT. D: 00 S: 00 C: 00 NR: 00 DV CV: N

PLEA	VERDICT	MOD	FINE	COSTS	REST	JUDGE	PAID	TO-BE-PAID
GU	GU	JU	\$ 00200	\$ 110.00	\$ 115.00	CTA	NO	040307
CONV OFFN: M MISDEMEANOR CHILD ABUSE						14-318.2		
SENT LEN: 045 D -			SENT TYPE: C			CONS F/JGMT:		
PROB: 018 M			SUPERVISED			WITHDRAWN: APPEALED TO SUPERIOR:		
AREA CD: ACCD: HWY:			V LIC:			TRANS TO SUPERIOR:		
CDL: N CMV: N HAZ: N			TRP/DIST: V ST:			V TYP: APPELLATE:		
REST.FOR ATTY FEES; OBT SUB ABUSE ASSESSMENT; DRUG CONDS;								
COOPERATE WITH DSS; OBTAIN MENTAL HEALTH ASSESSMENT &								
COMPLY, INCLUDING ANGER MANAGEMENT IF NECESSARY								
ARREST DATE: 082905 CHECK DIGIT: NH1336W SID: NC1141751A LID: PHWM2008R-180								
NEXT#:			PF2 - NAME INQUIRY			ADDL CHARGES:		

rec'd
9/30/05



DUKE UNIVERSITY HEALTH SYSTEM

Mary Ann Fuchs, MSN, RN
Chief Nursing Officer
Duke University Hospital
Duke University Health System
Hospitals and Clinical Facilities

September 27, 2005

Ms. Donna H. Mooney, RN, MBA
Director of Discipline
North Carolina Board of Nursing
P.O. Box 2129
Raleigh, NC 27602

Dear Ms. Mooney,

This is a follow up letter to your conversation with Pamela Edwards on Friday, September 2, 2005.

Paul R. Hale, RN was a traveler employed by Duke University Hospital through American Mobile Healthcare. His license was issued by the State of Maine, certificate #R047986. He has been employed as a traveler at DUH since April 11, 2005.

On August 29, 2005 Mr. Hale was served a warrant by the Chatham Co. Sheriff's Department on a domestic complaint. During the course of the investigation, the following was reportedly found at scene of the investigation: Medications, syringes (clean and used), IV bags and tubing, needles, bottles of Sodium Chloride and patient's medical records (order confirmation sheets and nursing care worksheets). Some of the medications found were controlled substances. It is our understanding that the Duke Police Department has issued warrants.

Please feel free to contact me for any additional information.

Sincerely,

Mary Ann Fuchs, MSN, RN

RECEIVED

FEB 10 2006

MAINE STATE
BOARD OF NURSING

ATTORNEY WORK PRODUCT – PRIVILEGED COMMUNICATION

INTERNAL WORKING NOTES

RE: PAUL R. HALE, REGISTERED NURSE,
CERTIFICATE # 047986
YEAR LICENSED:

ALLEGATION:

1. COURT CONVICTION

SINGLE INCIDENT:

YES NO

TYPE SETTING:

HOSPITAL NURSING HOME RETIREMENT CENTER HOME
CARE CLINIC MD OFFICE GROUP HOME OTHER

EXPERIENCED IN SPECIALTY:

YES NO NOT APPLICABLE

PRIOR DISCIPLINARY ACTION BY BON:

YES NO

SUMMARY OF INVESTIGATIVE FINDINGS:

- This matter first came to the attention of the North Carolina Board of Nursing on September 2nd, 2005 when a phone call was received in the Discipline Department from a Sergeant Stotsenburg (684-6714). Mr. Stotsenburg stated he was calling to report Paul Hale. He stated Mr. Hale had been arrested in Chatham County on a misdemeanor child abuse case.
- Sergeant Stotsenburg indicated this was a domestic call and Mr. Hale hit a twelve (12) year old and cut the child's lip. (This child was apparently Mr. Stotsenburg's child.)
- During the domestic call, a search was done of Mr. Hale's residence and "all kinds of Narcotics and surgical supplies, needles and IV bags were found." Sergeant Stotsenburg also stated there were patient medical records found. He indicated they had contacted the Duke University Hospital Law Enforcement Center and had reported this for follow-up there.
- The arrest occurred on August 29th, 2005.
- Captain Owen Gwen with the Duke University Police Department was also contacted. Captain Gwen indicated last week he had received a phone call from Sergeant Stotsenburg regarding Mr. Hale. He stated they were currently pulling PYXIS reports to determine if there were any discrepancies there. Captain Gwen noted he was told during the search they also

found medications and some were controlled substances. Captain Gwen advised Mr. Hale was employed on the 2100 Surgical Trauma Unit and had been terminated. He stated charges would be pending in Durham County.

- On September 30th, 2005, we received a letter from Marianne Fuchs, Chief Nursing Officer at the Duke University Health System reporting Mr. Hale, a traveler employed through American Mobile Healthcare had been terminated from their agency. Ms. Fuchs advised Mr. Hale was working there on his privilege to practice as granted through the Nurse Licensure Compact, and the State of Maine.
- The criminal records were obtained for Mr. Hale in both Chatham and Durham counties. When talking with Detective Stotsenburg, he also stated although Mr. Hale's NCIC Report came back clean, there was some indication there maybe outstanding rape or child pornography charges in Maine. To this point, we have been unable to verify that information.
- On October 3rd, 2005, Mr. Hale pled guilty to one (1) misdemeanor count of child abuse. For this conviction, he received a forty-five (45) day sentence. (He was given credit for fourteen (14) days spent in confinement.) The sentence was suspended, and he was placed on eighteen (18) months Supervised Probation. He had to pay total costs and fines in the amount of \$425.00. He was also ordered to have an evaluation for substance abuse, to cooperate with the Department of Social Services, and to obtain a mental health assessment including anger management.
- Charges are still pending in Chatham County on one (1) felony count of possession of stolen property.
- On October 17th, 2005 Mr. Hale was sent a letter requesting he meet with an Investigator from the Board of Nursing to discuss this matter. On October 18th, 2005 a Track and Confirm Report was received from the United States Postal Services. The letter was unclaimed and returned to the Board office on November 10th, 2005. To this date, there has been no further communication with Mr. Hale in this matter.

RECOMMENDATION FOR DISPOSITION:

- CEASE AND DESIST
- NO FURTHER ACTION
- NON-PUBLISHED CONSENT AGREEMENT
- LETTER OF CONCERN
- PREP ELIGIBLE