

**BOARD OF REGISTRATION OF MEDICAL TECHNICIANS
OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION
Philbrook Building, 121 South Fruit Street
Concord, New Hampshire 03301**

In The Matter Of:

Docket #04-2019

**Jessica Fulford, Medical Technician
Registration No: 002344
(Adjudicatory/Disciplinary Proceeding)**

DECISION AND ORDER

By the Board: Cynthia A. Gray, RN, Chair, Arthur Yan, MD, Sarah Wilder, Medical Technician

Board Attorney J.D. Lavallee

Also present: Tina M. Kelley, Administrator to the Board

Appearances: William Clutterbuck, MD, Acting Administrative Prosecutor

Before the Board of Registration of Medical Technicians ("Board") is an adjudicatory/disciplinary proceeding in the matter of Jessica Fulford ("Respondent" or "Ms. Fulford") in Docket Number 04-2019. This proceeding was commenced by a Notice of Hearing dated April 5, 2019. The Notice of Hearing was mailed both by certified and regular to Ms. Fulford at the last address on-file with the Board. The specific issues to be determined included:

- A. Whether Respondent engaged in professional misconduct by failing to respond to the Board's request for a written response to the allegations set forth in the complaint in violation of RSA 328-I:10, V. (c); and
- B. Whether Respondent engaged in professional misconduct by testing positive for a controlled substance as set forth in the complaint in violation of RSA 328-I:10, V. (b) and RSA 328-I:10, V. (c); and/or
- C. If any of the above allegations are proven, whether or not and to what extent, Respondent should be subjected to one or more of the disciplinary sanctions authorized by RSA 328-I:10, VII.

A hearing was held on May 7, 2019 at the Board's office in Concord, New Hampshire. Ms. Fulford failed to appear. The following exhibits were introduced by Dr. Clutterbuck and accepted into the record as evidence:

Exhibits:

Exhibit #1 – Complaint from Aureus Medical dated 01/24/19

Exhibit #2 – A Letter Requesting a Response to the Complaint sent to Ms. Fulford by Tina Kelley Board Administrator on 01/29/19

Applicable Laws:

RSA 328-I:10, Disciplinary Action; Remedial Proceedings

- V. The board, after hearing, may take disciplinary action against any person registered by it upon finding that the person:
- (b) Is a habitual user of drugs or intoxicants.

RSA 328-I:10, Disciplinary Action; Remedial Proceedings

- V. The board, after hearing, may take disciplinary action against any person registered by it upon finding that the person:
- (c) Has engaged in dishonest or unprofessional conduct, or has negligently or intentionally injured a patient while practicing as medical technician or performing such ancillary activities.

The Board rules as follows:

THEREFORE IT IS ORDERED that further proceedings are held in abeyance based on Ms. Fulford's failure to appear before the Board.

IT IS FURTHER ORDERED that Ms. Fulford's registration is suspended pursuant to RSA 328-I:11, II which states in part:

“...If, when a notice of hearing is mailed to a registrant at the address shown in the records of the board, such a registrant fails to attend such hearing, then the board may suspend his or her registration without a hearing pending his or her attendance at such hearing.”

IT IS FURTHER ORDERED that the suspension shall remain in effect until Ms. Fulford appears before the Board to address such allegations set forth in the Notice of Hearing. In order to schedule an appearance, Ms. Fulford shall contact the Board's office.

IT IS FURTHER ORDERED that within fifteen (15) days of the effective date of this Decision and Order, Ms. Fulford shall furnish a copy of this Decision and Order to any current employer for whom she performs services as a health care worker and to any agency or authority which registers, licenses, certifies, or credentials with which Ms. Fulford is presently affiliated.

IT IS FURTHER ORDERED that Ms. Fulford furnish a copy of this Decision and Order to any employer for whom she performs medical services and/or agency, or authority with which Ms. Fulford is affiliated as a health care worker which she may be registered, licensed, certified, or credentialed for one year from the effective date of this Decision and Order.

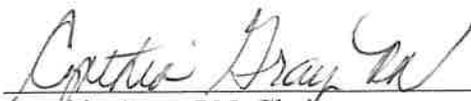
IT IS FURTHER ORDERED that Ms. Fulford's breach of any terms and conditions of this Decision and Order shall constitute unprofessional conduct pursuant to RSA 328-I:10.

IT IS FURTHER ORDERED this Decision and Order shall become a permanent part of Ms. Fulford's file, which is maintained by the Board as a public document.

IT IS FURTHER ORDERED that this Decision and Order shall take effect as a final Order of the Board on the date it is signed by an authorized representative of the Board.

BY ORDER OF THE BOARD

Date: June 4, 2019



Cynthia Gray, RN, Chair
Authorized Representative of the
Board of Registration of Medical Technicians