



Janet Napolitano
Governor

Joey Ridenour
Executive Director

Arizona State Board of Nursing

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March 25, 2005

CLAUDIA MARQUEZ
c/o Sunset Caregivers
10134 W. Mohawk Lane
Peoria AZ 85382

RE: CEASE AND DESIST LETTER

Dear CLAUDIA MARQUEZ:

As you are aware, the Board of Nursing has received information that you have been representing yourself as a nurse and distributing business cards for, Sunset Caregivers, advertising "nursing services" and that you are the "Nursing Director". Only individuals who have completed an approved program of study and have been licensed to practice nursing in Arizona may perform nursing services. Per a telephone discussion with board staff February 1, 2005, you confirmed that Sunset Caregivers does not employ nurses and that you are not licensed to practice nursing. At that time you were instructed and agreed to discontinue implying to the public that you are a nurse or Nursing Director or advertise that Sunset Caregivers provides nursing services.

Pursuant to A.R.S. § 32-1636: Only a person who holds a valid and current license to practice professional nursing in this state or in a party state pursuant to section 32-1668 may use the title "nurse", "registered nurse", "graduate nurse" or "professional nurse" or the abbreviation "R.N."

Pursuant to A.R.S. § 32-1641: Only a person who holds a valid and current license to practice as a licensed practical nurse in this state or in a party state as defined in A.R.S. 32-1668 may use the title "nurse", "licensed practical nurse", "practical nurse" or the abbreviation "L.P.N."

Pursuant to A.R.S. § 32-1666(A)(1)(2)(3): It is unlawful for a person who is not licensed or certified under this chapter to: (1) Practice or offer to practice professional or practical nursing in this state. (2) Represent or use any title, abbreviation, letters, figures, sign, card or device to indicate that the person or any other person is a registered, graduate or professional nurse. (3). Represent or use any title, abbreviation, letters, sign, card or device to indicate that the person or any other person is a licensed practical nurse or a certified nursing assistant.

Pursuant to A.R.S. § 32-1667(2): A person is guilty of a class 6 felony who: (2) Engages in any conduct prohibited in section 32-1666.

The Arizona Board of Nursing demands that you immediately cease and desist implying to the public of Arizona that you are a nurse, or nursing director, or that Sunset Caregivers provides nursing services.

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Claudia Marquez

Be advised that the Board will turn your case over to the appropriate law enforcement agency and proceed with criminal action in a court of law.

If you have any questions regarding our investigation of the complaint, please contact Thereasa Berry, at 602-889-5208.

Sincerely,

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

/trb

cc:
Law Building
Office of the Attorney General
1275 W. Washington
Phoenix, AZ 85007-2926

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