

STATE OF MAINE

ADMINISTRATIVE COURT  
DOCKET NO. 99-397

STATE OF MAINE and MAINE )  
 STATE BOARD OF NURSING, )  
 )  
 Plaintiffs )  
 )  
 v. )  
 )  
 JERRY A. COPP, R.N. )  
 )  
 Defendant )

DECISION AND ORDER

Plaintiffs' Motion for Decision of Default Pursuant to M.Admin.C.R. 55 is  
**GRANTED.** It is hereby **ORDERED** that defendant's nursing license, No. R036513  
is revoked effective immediately.

Dated: 3/22/00

  
 \_\_\_\_\_  
 JUDGE, ADMINISTRATIVE COURT

NOTICE OF APPEAL RIGHTS

Judicial review of this decision may be had in the Superior Court by filing a  
Notice of Appeal within 30 days of entry of this decision in accordance with  
M.R.Admin.C.R. 73 and M.R. Civ.P. 76(D).

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v. )  
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JERRY A. COPP, R.N. )  
) )  
Defendant )

PLAINTIFFS' MOTION FOR DECISION  
BY DEFAULT PURSUANT TO  
M.Admin.C.R. 55 (a)(1) WITH  
SUPPORTING AFFIDAVIT

NOW COMES the plaintiffs State of Maine and Maine State Board of Nursing,  
through counsel and respectfully request and represent the following:

1. The above-captioned proceeding to revoke the nursing license of Jerry A.  
Copp was commenced by filing of the Complaint with this Court in October, 1999.

2. Service by publication pursuant to M.R.Civ.P. 4(g) was first made upon  
the Defendant on January 31, 2000 in the Portland Press Herald, a daily newspaper  
published at Portland, Maine. See Affidavit of Joan M. Wogaman attached hereto as  
Exhibit A.

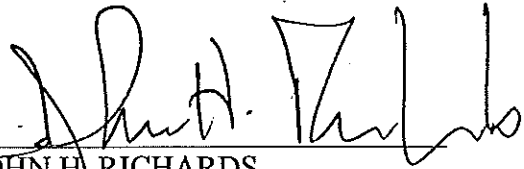
3. The 21-day period for the defendant to appear or answer under the Courts  
Order and Notice by publication has expired.

4. The defendant has not appeared or answered.

5. Defendant is not an infant or an incompetent person or a person in military  
service as defined in Article A-1 of the "Soldiers and Sailors Civil Relief Act" of 1940.  
See Affidavit of John H. Richards attached hereto as Exhibit B.

WHEREFORE, the plaintiffs respectfully request that the Court hear this matter ex parte and take such evidence as may be necessary to enter a decision by default for the revocation of the nursing license of Jerry A. Copp.

Dated: 3/21/00

  
\_\_\_\_\_  
JOHN H. RICHARDS  
Assistant Attorney General  
State House Station #6  
Augusta, ME 04333-0006  
Telephone: (207) 626-8800

**Portland Press Herald**  
Est. 1862  
**Maine Sunday Telegram**

A BLETHEN MAINE NEWSPAPER

**LEGAL ADVERTISEMENT**  
 STATE OF MAINE and MAINE  
 STATE BOARD OF NURSING,  
 Plaintiff,  
 v.  
 JERRY A. COPP, R.N.,  
 Defendant

**ORDER**

This cause came on to be heard on the Motion of Plaintiff's attorney, John H. Richards, Assistant Attorney General for the State of Maine, whose address is 8 State House Station, Augusta, Maine 04333-0006 for service by publication upon defendant Jerry A. Copp pursuant to M.R. Civ. P. 4 (g), and it appearing that this is an action for suspension or revocation of Mr. Copp's professional nursing license pursuant to 32 M.R.S.A. 2105-A brought by the plaintiff, State of Maine and Maine State Board of Nursing against defendant, Jerry A. Copp, R.N., and that the defendant Jerry A. Copp cannot with due diligence be served by any other prescribed method; and that the current address of the defendant is not known and cannot be ascertained by reasonable diligence; it is ORDERED that the defendant Jerry A. Copp appear and defend the cause and serve an answer to the Complaint upon the plaintiff's attorney at his said address on or before the 21 days after the first publication. The defendant is notified that if he shall fail to do so, judgment by default will be taken against him for the relief demanded in the Complaint. His answer should also be filed with the Maine Administrative Court at the following address: Diane S. Sharpe, Clerk, Administrative Court, P.O. Box 7280, Portland, Maine 04112-7280.


IT IS FURTHER ORDERED that this Order be published in the Portland Press Herald, a daily newspaper published at Portland, Maine, once a week for three successive weeks and a copy of this Order as published shall be sent by ordinary first class mail to the defendant at his last two (2) known addresses namely (1) P.O. Box 836, Farmington, Maine 04938 and, (2) 2811 Louise Drive, Shelby, North Carolina 28150.  
 Dated: January 26, 2000

Roland Beauclouin  
 ADMINISTRATIVE COURT JUDGE  
 323309

I, Joan M. Wogaman, Classified Legal Clerk of the Portland Press Herald and Maine Sunday Telegram newspapers of Portland, Maine, do hereby certify that the attached advertisement appeared in the January 31, February 7, 14, 2000 editions of the Blethen Maine Newspapers.

  
 Classified Legal Clerk

Subscribed and sworn to before me  
 this 22nd day of February, 2000

  
 Notary Public

My commission expires

BERYL W. FOSSETT  
 Notary Public, Maine  
 My Commission Expires March 9, 2006

P. O. Box 1460, PORTLAND, MAINE 04104

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AFFIDAVIT OF  
MYRA A. BROADWAY

I, Myra A. Broadway, having first been duly sworn, hereby depose and say as follows:

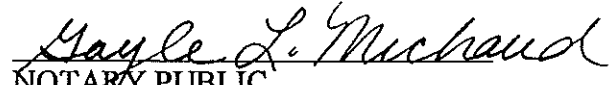
1. My name is Myra A. Broadway, and I am the Executive Director for the plaintiffs in the above-entitled proceeding.
2. The defendant is not an infant or an incompetent person.
3. The defendant's date of birth is August 10, 1954 and is 46 years of age. Contact with the University of Maine at Augusta, where he graduated the nursing program in May 1993, and contact with the last known place of employment indicated that he is not in the military service as defined in Article 1 of the "Soldiers and Sailors Civil Relief Act" of 1940.

Dated: 10 March 2000

  
 MYRA A. BROADWAY

Personally appeared the above-named Myra A. Broadway and made oath that the above-stated facts are true based on her own knowledge.

Dated: March 10, 2000

  
 NOTARY PUBLIC  
 GAYLE L. MICHAUD  
 Notary Public, Maine  
 My Commission Expires December 8, 2002