

**NOTICE TO ATTEND A HEARING
BY THE HEARING TRIBUNAL**

OF THE

COLLEGE OF REGISTERED NURSES OF ALBERTA (the “**COLLEGE**”)

pursuant to section 120(1) of the *Health Professions Act*

May 28, 2024

TO: KELSEY KERN

TAKE NOTICE that you, **KELSEY KERN, REGISTRATION #106,202**, (the “**Registrant**”) are required to attend on the **5th, 6th & 7th (fifth), (sixth), and (seventh) days of November, 2024**, commencing at **9:30 (nine-thirty)** o'clock, at which time the Hearing Tribunal of the College will conduct a virtual hearing (the “**Hearing**”) into the complaint of the Registrant’s practice while employed as a Registered Nurse (“**RN**”) at the Wainwright Health Centre, Wainwright, AB.

FURTHER TAKE NOTICE that the Registrant’s practice fell below the standard expected of a RN and constitutes unprofessional conduct, contrary to section 1(1)(pp) of the *Health Professions Act*, RSA 2000, c H-7 (“**Health Professions Act**”), including, but not limited to, the behavior described in the particulars below (the “**Hearing Particulars**”).

FURTHER TAKE NOTICE that for the purpose of this Notice and the Hearing Particulars, the following terms apply:

<i>Canadian Nurses Association (CNA) Code of Ethics</i>	“CNACE”
<i>CARNA’s Practice Standards for Regulated Members (2013)</i>	“CPSRM”

FURTHER TAKE NOTICE that the Registrant’s failure to attend at the hearing may, in itself, be found by the Hearing Tribunal to be unprofessional conduct, pursuant to section 1(1)(pp)(vii)(D) of the *Health Professions Act*.

FURTHER TAKE NOTICE that the Registrant’s failure to attend at the hearing may result in the Hearing Tribunal proceeding in the absence of the Registrant, pursuant to section 79(6) of the *Health Professions Act*.

FURTHER TAKE NOTICE that the Registrant may be compelled to testify at their hearing, pursuant to section 72(1) of the *Health Professions Act*.

FURTHER TAKE NOTICE that Hearings of the Hearing Tribunal are open to the public unless the Hearing Tribunal directs otherwise, pursuant to section 78(1) of the *Health Professions Act*.

FURTHER TAKE NOTICE of the following Hearing Particulars to be determined at the Hearing:

1. On or around September 21, 2022, the Registrant demonstrated a lack of knowledge, skill and/or judgment when they did one or more of the following:
 - a. Failed to recognize fetal and/or maternal distress on one (1) or more occasion;
 - b. Failed to read an electronic fetal monitoring strip accurately on one (1) or more occasion;
 - c. Failed to confirm or consult with a physician on atypical and/or abnormal findings on the electronic fetal monitoring strip on one (1) or more occasion;
 - d. Failed to palpate the maternal pulse and/or adequately palpate the maternal pulse on one (1) or more occasion.

It is further alleged that the Registrant's conduct constitutes "unprofessional conduct", as defined in section 1(1)(pp)(i),(ii), and/or (xii) of the *Health Professions Act*, R.S.A. 2000, c. H-7 (the "**HPA**"), including:

The conduct underlying Allegation 1 contravenes one (1) or more of the following: the *CNACE*; and the *CPSRM*.

THIS NOTICE IS ISSUED BY:



Amy Payne, Hearings Director

COLLEGE OF REGISTERED NURSES OF ALBERTA
PURSUANT TO SECTION 77 OF THE HEALTH PROFESSIONS ACT