

IN THE MATTER OF  
PERMANENT CERTIFICATE  
NUMBER 143182  
ISSUED TO  
AMY LARUE COX

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BEFORE THE ELIGIBILITY  
AND DISCIPLINARY  
COMMITTEE  
OF THE TEXAS  
BOARD OF NURSING



I do hereby certify this to be a complete, accurate, and true copy of the document which is on file or is of record in the offices of the Texas Board of Nursing.  
*Arlene C. Thomas*  
Executive Director of the Board

**ORDER OF THE BOARD**

TO: Amy Larue Cox  
c/o Joe A. Flores, Attorney  
Prosperity Bank Building  
500 N. Water St., Ste. 515  
Corpus Christi, TX 78401

During open meeting held in Austin, Texas, on December 13, 2011, the Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case, based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee of the Texas Board of Nursing finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, Chapter 301 of the Texas Occupations Code, for retention of Respondent's license to practice vocational nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Eligibility and Disciplinary Committee, after review and due consideration, adopts the proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing [22 TEX. ADMIN.CODE § 213.16(j)]. All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that Permanent Certificate Number 143182, previously issued to AMY LARUE COX, to practice vocational nursing in the State of Texas be, and the same is hereby, REVOKED.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice vocational nursing in the State of Texas.

Entered this 13th day of December, 2011.

TEXAS BOARD OF NURSING



BY:

\_\_\_\_\_  
KATHERINE A. THOMAS, MN, RN, FAAN  
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Attachment: Formal Charge filed July 26, 2011.

Re: Permanent Certificate Number 143182  
Issued to AMY LARUE COX  
DEFAULT ORDER -REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 15<sup>th</sup> day of December, 2011, a true and correct copy of the foregoing DEFAULT ORDER was served by placement in the U.S. Mail via certified mail, and addressed to the following person(s):

Amy Larue Cox  
c/o Joe A. Flores, Attorney  
Prosperity Bank Building  
500 N. Water St., Ste. 515  
Corpus Christi, TX 78401



BY:

\_\_\_\_\_  
KATHERINE A. THOMAS, MN, RN, FAAN  
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

**In the Matter of Permanent License** § **BEFORE THE TEXAS**  
**Number 143182, Issued to** §  
**AMY LARUE COX, Respondent** § **BOARD OF NURSING**

### FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, AMY LARUE COX, is a Vocational Nurse holding license number 143182, which is in current status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

#### CHARGE I.

On or about December 7, 2000, Respondent plead guilty to the offense of "Possession of a Controlled Substance by Fraud," a 2<sup>nd</sup> Degree Felony (committed on June 7, 2000) in the 211<sup>th</sup> Judicial District Court of Denton County, Texas, under cause number F-2000-1037-C. Adjudication of guilt was deferred and Respondent was placed on probation for a period of seven (7) years, and ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section §302.402(a)(9)&(10), Texas Occupations Code (effective through February 1, 2004), and 22 TEX. ADMIN. CODE §239.11(5),(6)&(28) (effective through September 28, 2004).

#### CHARGE II.

On or about December 7, 2000, Respondent plead guilty to the offense of "Possession of a Controlled Substance by Fraud," a 2<sup>nd</sup> Degree Felony (committed on June 21, 2000) in the 211<sup>th</sup> Judicial District Court of Denton County, Texas, under cause number F-2000-1036-C. Adjudication of guilt was deferred and Respondent was placed on probation for a period of seven (7) years, and ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section §302.402(a)(9)&(10), Texas Occupations Code (effective through February 1, 2004), and 22 TEX. ADMIN. CODE §239.11(5),(6)&(28) (effective through September 28, 2004).

#### CHARGE III.

On or about December 7, 2000, Respondent plead guilty to the offense of "Possession of a Controlled Substance by Fraud," a 2<sup>nd</sup> Degree Felony (committed on June 22, 2000) in the 211<sup>th</sup> Judicial District Court of Denton County, Texas, under cause number F-2000-1035-C. Adjudication of guilt was deferred and Respondent was placed on probation for a period of seven (7) years, and ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section §302.402(a)(9)&(10), Texas Occupations Code (effective through February 1, 2004), and 22 TEX. ADMIN. CODE §239.11(5),(6)&(28) (effective through September 28, 2004).

#### CHARGE IV.

On or about November 7, 2009, while employed with Angels of Care Pediatric Home Health, Sherman, Texas, and on assignment in the home of Patient Medical Record Number 1920755, Respondent lacked fitness to practice vocational nursing in that she was observed exhibiting slurred speech, blood shot eyes, difficulty standing, confusion, and unsteady gait. Respondent's condition could have affected her ability to recognize subtle signs, symptoms or changes in patients' conditions, and could have affected her ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patients in potential danger.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(12), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1)(B),(E) (4)&(5).

NOTICE IF GIVEN that under Section 311.031 of Texas Government Code that any repeal of Chapter 302 of the Texas Occupations Code does not affect the prior operation of that statute, any violation under the statute or rule adopted under that statute before its amendment or repeal, or any proceeding instituted to enforce its violation.

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to revocation of Respondent's license to practice nursing in the State of Texas pursuant to the Nursing Practice Act, Chapter 301, Texas Occupations Code and the Board's rules, 22 Tex. Admin. Code §§ 213.27 - 213.33 and TEX. OCC. CODE Ch. 53. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to Section 301.461, Texas Occupations Code. The cost of proceedings shall include, but is not limited to, the cost paid by the Board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, Board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars (\$1200.00).

NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, [www.bon.state.tx.us](http://www.bon.state.tx.us).

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Guidelines for Criminal Conduct and on Adopted Disciplinary Sanction Policies for Fraud, Theft & Deception, which can be found at the Board's website, [www.bon.state.tx.us](http://www.bon.state.tx.us).

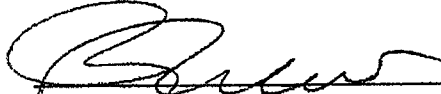
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NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at [www.bon.state.tx.us/disciplinaryaction/discp-matrix.html](http://www.bon.state.tx.us/disciplinaryaction/discp-matrix.html)

Filed this 26<sup>th</sup> day of July, 20 11.

TEXAS BOARD OF NURSING



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