



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.
Patricia Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Vocational Nurse §
License Number 111988 §
issued to EDNA FAYE STOWE §

ORDER OF THE BOARD

On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Vocational Nurse License Number 111988, issued to EDNA FAYE STOWE, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived representation by counsel, informal proceedings, notice and hearing.

The Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Respondent holds a license to practice vocational nursing in the State of Texas which is currently in delinquent status.
2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
3. Respondent received a Certificate in Vocational Nursing from Howard College, Big Spring, Texas, on August 27, 1985. Respondent was licensed to practice vocational nursing in the State of Texas on December 4, 1985.
4. Respondent's nursing employment history includes:

12/85 - 1999	Unknown	
2000	LVN Charge Nurse	Rehabilitation Center Bowie, Texas
2000 - 2005	LVN Charge Nurse	Tumbleweed Care Center Lubbock, Texas

Respondent's vocational nursing employment history continued:

08/06 - 08/10	LVN Charge Nurse	Amerisa Court Brownfield, Texas
08/10 - 02/11	LVN	Tumbleweed Care Center Brownfield, Texas
03/11 - Present	Unknown	

5. On or about March 14, 1995, Respondent was issued the sanction of a Suspension with the suspension stayed and placed on Probation through an Agreed Order issued by the Board. A copy of the Finding of Fact, Conclusions of Law and Order dated is attached and incorporated herein by reference as part of this Order.
6. On or about June 10, 2002, Respondent was issued the sanction of a Reprimand through an Agreed Order issued by the Board. A copy of the Finding of Fact, Conclusions of Law and Order dated is attached and incorporated herein by reference as part of this Order.
7. Formal Charges were filed on July 7, 2011. A copy of the Formal Charges is attached and incorporated by reference as part of this Order.
8. Formal Charges were mailed to Respondent on July 12, 2011.
9. On September 12, 2011, the Board received a statement from Respondent voluntarily surrendering the right to practice nursing in Texas. A copy of Respondent's statement, dated September 12, 2011, is attached and incorporated herein by reference as part of this Order.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.
3. The evidence received is sufficient to prove violations of Section 301.452(b)(10)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §§217.11(1)(B),(1)(M),(1)(S),(1)(U) &(2) and 217.12(1)(A),(1)(B),(1)(F)&(4).
4. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
5. Under Section 301.453(d), Texas Occupations Code, the Board may impose conditions for reinstatement of licensure.

6. Any subsequent reinstatement of this license will be controlled by Section 301.452 (b), Texas Occupations Code, and 22 TAC §§213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

ORDER

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Vocational Nurse License Number 111988, heretofore issued to EDNA FAYE STOWE, to practice vocational nursing in the State of Texas, is accepted by the Executive Director on behalf of the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice vocational nursing, use the title of "vocational nurse" or the abbreviation "LVN" or wear any insignia identifying herself as a vocational nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a vocational nurse during the period in which the license is surrendered.
2. RESPONDENT SHALL NOT petition for reinstatement of licensure until one (1) year has elapsed from the date of this Order.
3. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

IT IS FURTHER AGREED and 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.

Effective this 13th day of September, 2011.



TEXAS BOARD OF NURSING

By:

Katherine A. Thomas

Katherine A. Thomas, MN, RN
Executive Director on behalf
of said Board

**In the Matter of Permanent License
Number 111988, Issued to
EDNA FAYE STOWE, Respondent**

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§

**BEFORE THE TEXAS
BOARD OF NURSING**

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, EDNA FAYE STOWE, is a Vocational Nurse holding license number 111988, 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 February 3, 2011, while employed with Tumbleweed Care Center, Brownfield, Texas, Respondent failed to assess the status of Patient Medical Record Number 00897-11 and failed to identify his needs, during her entire shift from 10:00 p.m. to 6:00 a.m. The patient had transferred to the facility on February 2, 2011 at 9:30 p.m. and his medical record indicated he had a history of wandering. The patient wandered outside the facility at approximately 5:15 a.m. and was found outside by the day shift at 8:15 a.m. The patient was exposed to below freezing weather for several hours and was pronounced dead shortly after arrival to the hospital.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §§217.11(1)(B),(M)&(2) and 217.12(1)(A),(B)&(4).

- CHARGE II.

On or about February 3, 2011, while employed with Tumbleweed Care Center, Brownfield, Texas, Respondent failed to supervise unlicensed staff who were assigned to provide care for Patient Medical Record Number 00897-11. The patient wandered outside the facility at 5:15 a.m. and was not found until 8:15 a.m. by the day shift staff. The patient was exposed to below freezing weather for several hours and was pronounced dead shortly after arrival to the hospital.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §§217.11(1)(S),(U)&(2) and 217.12(1)(A),(B),(F)&(4).

CHARGE III.

On or about February 3, 2011, while employed with Tumbleweed Care Center, Brownfield, Texas, Respondent failed to document the nursing care she provided for Patient Medical Record Number 00897-11 and failed to report the status of the patient to on-coming nursing staff at 6:00 a.m. Walking rounds were required when giving report to visualize each resident which Respondent admitted she did not performed. Respondent's conduct resulted in an incomplete medical record and was likely to deceive subsequent care givers would not have the benefit of the documented information upon which to base their medical care.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)&(13), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §§217.11(1)(S),(U)&(2) and 217.12(1)(A),(B),(F)&(4).

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.

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 Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder, for Lying and Falsification, for Fraud, Theft & Deception, and for Sexual Misconduct, which can be found at the Board's website, www.bon.state.tx.us.

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.

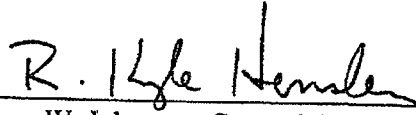
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CONTINUED ON NEXT PAGE.

NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Orders which are attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Agreed Orders dated March 14, 1995 and June 14, 2002.

Filed this 7th day of July, 2011.

TEXAS BOARD OF NURSING



James W. Johnston, General Counsel

Board Certified - Administrative Law

Texas Board of Legal Specialization

State Bar No. 10838300

Jena Abel, Assistant General Counsel

State Bar No. 24036103

Lance Robert Brenton, Assistant General Counsel

State Bar No. 24066924

Robert Kyle Hensley, Assistant General Counsel

State Bar No. 50511847

Nikki Hopkins, Assistant General Counsel

State Bar No. 24052269

John F. Legris, Assistant General Counsel

State Bar No. 00785533

TEXAS BOARD OF NURSING

333 Guadalupe, Tower III, Suite 460

Austin, Texas 78701

P: (512) 305-6824

F: (512) 305-8101 or (512)305-7401

Attachments: Order of the Board dated March 14, 1995
Order of the Board dated June 14, 2002

D/2010.12.28

BOARD OF VOCATIONAL NURSE EXAMINERS

STATE OF TEXAS

VS.

EDNA FAYE STONE

COUNTY OF TRAVIS

AGREED BOARD ORDER

On this day came to be considered by the Board of Vocational Nurse Examiners the matter of vocational nurse license number 111988 held by EDNA FAYE STONE, hereinafter called Respondent.

By letter, the Board of Vocational Nurse Examiners sent preliminary notice to Respondent of its intent to take disciplinary action with respect to said license held by Respondent, as a result of a complaint and subsequent investigation. Said investigation produced evidence indicating that Respondent has engaged in unprofessional or dishonorable conduct that, in the opinion of the Board, is likely to deceive, defraud, or injure the public, in violation of Article 4529c, Section 10 (a) (9), Revised Civil Statutes of Texas, in the following manner:

I.

- a. On or about July 31, 1993, Respondent's license to practice vocational nursing in the State of Texas expired, and became delinquent on August 1, 1993.
- b. Between August 1, 1993 and June 17, 1994, Respondent practiced vocational nursing at University Manor Nursing Home in Lubbock, Texas without a current Texas vocational nursing license.

ORDER BOARD ORDER
RE: [Name], [Address], [City], [State], [Zip]
Page 1

While employed, Respondent performed standard nursing duties, to include, patient assessments, patient treatments, and administering medication and used the designation L.V.N. after her name on resident's records.

Rule 218.12 (a) of the Rules and Regulations of the Board of Vocational Nurse Examiners, states that "Unprofessional Conduct" may include the following acts or omissions:

- (3) practicing vocational nursing in this state without a current Texas license.

Furthermore, Article 4528c, Section 8 (d) states, "if a person practices vocational nursing after the person's license has expired, the person is an illegal practitioner and the Board may suspend or revoke the license".

By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the matters previously set out in this Order with respect to the above mentioned investigation. By Respondent's signature on this Order Respondent acknowledges that they have read and understood this Order and have approved it for consideration by the Board.

By their notarised signature on this order, Respondent does hereby waive the right to a formal Complaint, Notice of Hearing, and a Public Hearing held before an Administrative Law Judge with the State Office of Administrative Hearings, and to judicial review of this disciplinary action. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas employers.

111988

AGREED BOARD ORDER
RE: EDNA FAYE STONE, LVN #111988
PAGE: 3

ORDER OF THE BOARD

NOW THEREFORE, IT IS ORDERED that license number 111988, heretofore issued to EDNA FAYE STONE, to practice vocational nursing in the State of Texas be, and the same is hereby suspended, with said suspension stayed and placed on probation for a period of one (1) year.

The probation of said license is subject to the following stipulations, to wit:

1. That if Respondent's place of employment, name, address or telephone number changes, Respondent is to notify the Board office immediately, or no later than ten (10) days after said change has occurred. Said notification shall be in the form of a written letter or report.
2. That Respondent shall comply with Federal, State, and local laws, and all the provisions of the Vocational Nurse Act and Rules and Regulations of the Board.
3. That by copy of this Board Order, Respondent shall provide notice of Board disciplinary action to his/her nursing employer(s) throughout the term of probation.
4. That Respondent shall cause his/her nursing employer(s) to submit satisfactory reports directly to the Board office on a quarterly basis throughout the term of probation.
5. That any period(s) of unemployment must be documented in writing by Respondent and submitted to the Board office, as provided in Stipulation No. 4.

This Agreed Order shall not be effective or take effect and become enforceable in accordance with its terms until endorsed by a majority of the Board present and voting, at its next regularly called session.

111988

AGREED BOARD ORDER
RE: EDNA FAYE STONE, LVN #111988
PAGE: 1

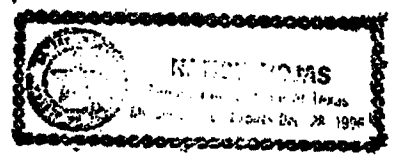
Dated this the 13th day of December, 1994.

Edna F. Stone
Signature of Respondent
1712 B 45th St.
Current Address
Lubbock, Tx. 79413
City, State and Zip
906-1792-2831 (work)
Area Code and Telephone Number

The State of Texas
County of Lubbock

Before me, the undersigned authority, on this day personally appeared EDNA FAYE STONE, who being duly sworn by me stated that he or she executed the above for the purpose therein contained, and that he or she understood same.

SWORN TO AND SUBSCRIBED before me on this the 13th day of December, 1994.



Ronald Pizarro
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 12/28/96
Marjorie A. Bronk, RN
Marjorie A. Bronk, RN
Agent for the Board of
Vocational Nurse Examiners



Linda Rae Gentry SUBSCRIBED before me, the undersigned authority, on this the 6th, 1995.

Linda Rae Gentry
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

111988

AGREED BOARD ORDER
RE: EDNA FAYE STOWE, LVM #111988
Page 1

ENDORSEMENT OF THE BOARD
To The Agreed Board Order
in the matter of Vocational Nurse
License No. 111988
Issued to Edna Faye Stowe

At its regularly called session, on the 14th day of March, 1995, came on to be considered the indicated Agreed Board Order pertaining to Edna Faye Stowe. The Board having reviewed the contents of said Order, the Order should be, and is hereby, endorsed as an Order of the Board and made an official act of the Board of Vocational Nurse Examiners for the State of Texas.

Said Order is rendered on this the 14th day of March, 1995.

Edna Faye Stowe
Edna Faye Stowe
Edna Faye Stowe
Edna Faye Stowe
Edna Faye Stowe
Edna Faye Stowe
Edna Faye Stowe

111988

U.S. MAIL
FIRST CLASS PERMIT NO. 1000 LUBBOCK, TEXAS
POSTAGE WILL BE PAID BY ADDRESSEE

CERTIFICATE OF SERVICE

I hereby certify that on the 19th day of March, 1995,
a true and correct copy of the foregoing Order was served by placement in the
mail, first class, and addressed to the following person(s):

EDNA FAYE STONE
1712-S 45TH
LUBBOCK, TX 79412

Marjorie A. Brock, RN
Marjorie A. Brock, RN
Executive Director
Agent for the Board of Vocational Nurse Examiners

BOARD OF VOCATIONAL
NURSE EXAMINERS

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STATE OF TEXAS

VS.

EDNA FAYE STOWE

COUNTY OF TRAVIS

AGREED BOARD ORDER

On this day came to be considered by the Board of Vocational Nurse Examiners the matter of vocational nurse license number 111988 held by EDNA FAYE STOWE, hereinafter called Respondent.

By letter, the Board of Vocational Nurse Examiners sent preliminary notice to Respondent of its intent to take disciplinary action with respect to said license held by Respondent, as a result of a complaint and subsequent investigation. Said investigation produced evidence indicating that Respondent has engaged in unprofessional or dishonorable conduct that, in the Board's opinion, is likely to deceive, defraud, or injure the public, in violation of Texas Occupations Code, Chapter 302, Section 302.402 (a) (10), in the following manner:

I.

a. On or about August 2, 2001, Respondent submitted her Licensure Renewal Application to the Board of Vocational Nurse Examiners for the State of Texas. On said Application Respondent answered "yes" to the question(s) asking, "Have you ever been convicted of a misdemeanor other than a minor traffic violation since your last renewal?"

b. On or about March 2, 2000, Respondent was convicted of the Misdemeanor offense of: THEFT, in the County Court of Young County, Texas, under Cause Number 28808. As a result of said conviction Respondent was placed on probation for one (1) year and assessed fines and restitutions of \$596.33.

AGREED BOARD ORDER
RE: EDNA FAYE STOWE, LVN #111988
PAGE 2

c. On or about March 2, 2000, Respondent was convicted of the Misdemeanor offense of: THEFT, in the County Court of Young County, Texas, under Cause Number 28851. As a result of said conviction Respondent was placed on probation for one (1) year and assessed fines and restitutions of \$596.33.

d. Applicant has been convicted of crimes, which the Board considers to be directly related to the duties and responsibilities of a Licensed Vocational Nurse. Said convictions are inconsistent with the basic duties and responsibilities inherent in the occupation of vocational nursing in that said occupation requires knowledge and familiarity of drugs, and compliance with drug laws.

By Respondent's signature on this Order, Respondent neither admits nor denies the truth of the matters previously set out in this Order with respect to the above-mentioned investigation. By Respondent's signature on this Order, Respondent acknowledges that they have read and understood this Order and have approved it for consideration by the Board.

By their notarized signature on this Order, Respondent does hereby waive the right to a formal Complaint, Notice of Hearing and a Public Hearing held before an Administrative Law Judge with the State Office of Administrative Hearings, and to judicial review of this disciplinary action. Notice of this disciplinary action will appear in the Board's newsletter sent to Texas employers.

ORDER OF THE BOARD

NOW THEREFORE, IT IS ORDERED that license number 111988, heretofore issued to EDNA FAYE STOWE to practice vocational nursing in the State of Texas be, and the same is hereby REPRIMANDED.

AGREED BOARD ORDER
RE: EDNA FAYE STOWE, LVN #111988
PAGE 3

This Agreed Order shall not be effective or take effect and become enforceable in accordance with its terms until endorsed by a majority of the Board present and voting, at its next regularly called session.

Dated this the 15th day of April, ~~2001~~ 2002.

Edna Stowe
Signature of Respondent

2005 10th Apt. 218
Current Address

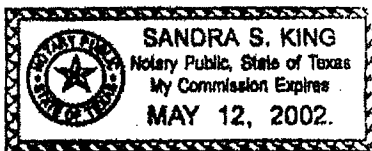
Lubbock, Tx. 79401
City, State and Zip

806 1 928-1309
Area Code and Telephone Number

The State of Texas
County of Lubbock

Before me, the undersigned authority, on this day personally appeared EDNA FAYE STOWE, who being duly sworn by me stated that he or she executed the above for the purpose therein contained, and that he or she understood same.

SWORN TO AND SUBSCRIBED before me on this the 15th day of April, ~~2001~~ 2002.

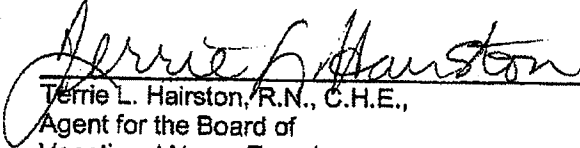


Sandra S. King
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires May 12, 2002

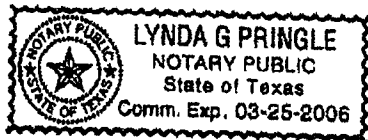
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00111988

AGREED BOARD ORDER
RE: EDNA FAYE STOWE, LVN #111988
PAGE 4


Terrie L. Hairston, R.N., C.H.E.,
Agent for the Board of
Vocational Nurse Examiners

SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the
3rd day of June, 2002.



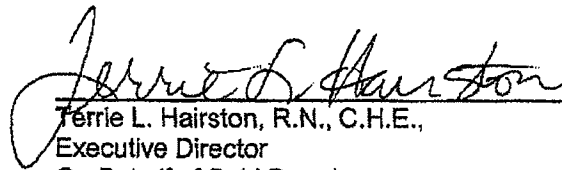

NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
My Commission Expires 03-25-06

00111988

BOARD ORDER
RE: EDNA FAYE STOWE, LVN #111988
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WHEREFORE, PREMISES CONSIDERED, the Board of Vocational Nurse Examiners for the State of Texas does hereby ratify and adopt the Agreed Board Order, notarized on the 15th day of April, 2002 by EDNA FAYE STOWE, license number 111988 and that Said Order is Final.

Effective this 10th day of June, 2002.


Terrie L. Hairston, R.N., C.H.E.,
Executive Director
On Behalf of Said Board

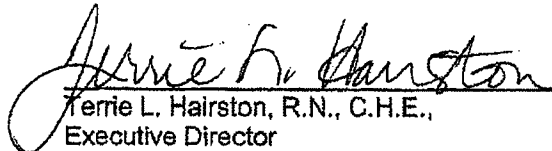
00111988

BOARD ORDER
RE: EDNA FAYE STOWE, LVN #111988
PAGE 6

CERTIFICATE OF SERVICE

I hereby certify that on the 14th day of June, 2002, a true and correct copy of the foregoing **BOARD ORDER** was served by placement in the U.S. Mail first class mail, and addressed to the following person(s):

EDNA FAYE STOWE
2205 10TH STREET
NO. 218
LUBBOCK, TEXAS 79401


Terrie L. Hairston, R.N., C.H.E.,
Executive Director
Agent for the Board of Vocational Nurse Examiners

Leal, Noemi

From: Edna Stowe <
Sent: Monday, September 12, 2011 4:11 PM
To: Leal, Noemi
Subject: Re: Formal Charges

Dear Noemi, I took so long to answer this due to the fact I have to pray about all things. After much prayer and thought ; I believe that it would be in my best interest to surrender my license at this point and time. Please let me know what else I'm suppose to do from hear. Tried to call you, Monday without success. Sorry I missed you. Awaiting your answer, Edna Stowe.