



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

IN THE MATTER OF	§	BEFORE THE ELIGIBILITY
PERMANENT CERTIFICATE	§	AND DISCIPLINARY
NUMBER 195717	§	COMMITTEE
ISSUED TO	§	OF THE TEXAS
HOLLY LYNN SANCHEZ	§	BOARD OF NURSING

### **ORDER OF THE BOARD**

TO: HOLLY LYNN SANCHEZ  
1808 S. 7<sup>TH</sup> ST.  
LOUISVILLE, KY 40208

During open meeting held in Austin, Texas, on September 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 195717, previously issued to HOLLY LYNN SANCHEZ, 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 September, 2011.

TEXAS BOARD OF NURSING

BY:



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

Attachment: Formal Charge filed June 21, 2011.

Re: Permanent Certificate Number 195717  
Issued to HOLLY LYNN SANCHEZ  
DEFAULT ORDER -REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 1<sup>st</sup> day of September, 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):

HOLLY LYNN SANCHEZ  
1808 S. 7<sup>TH</sup> ST.  
LOUISVILLE, KY 40208

BY:



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

<b>In the Matter of Permanent License</b>	<b>§</b>	<b>BEFORE THE TEXAS</b>
<b>Number 195717, Issued to</b>	<b>§</b>	
<b>HOLLY LYNN SANCHEZ, Respondent</b>	<b>§</b>	<b>BOARD OF NURSING</b>

### **FORMAL CHARGES**

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, HOLLY LYNN SANCHEZ, is a Vocational Nurse holding license number 195717, which is in MSR Invalid 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 4, 2009, Respondent failed to comply with the Agreed Order issued to her on December 3, 2008, by the Texas Board of Nursing. Non-compliance is the result of Respondent's failure to comply with Stipulation Number Three (3) of the Order which states, in pertinent part:

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in physical assessment....

A copy of the December 3, 2008, Agreed Order, Findings of Fact and Conclusions of Law, is attached and incorporated, by reference, as part of this pleading.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(1) and (10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(11)(B).

#### **CHARGE II.**

On or about December 4, 2009, Respondent failed to comply with the Agreed Order issued to her on December 3, 2008, by the Texas Board of Nursing. Non-compliance is the result of Respondent's failure to comply with Stipulation Number Four (4) of the Order which states, in pertinent part:

(4) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing documentation....

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(1) and (10), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(11)(B).

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to revocation of Respondent's license to practice vocational 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. 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).

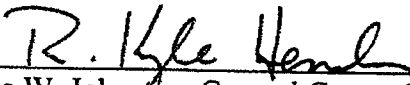
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, [www.bon.state.tx.us](http://www.bon.state.tx.us).

NOTICE IS GIVEN that, 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).

NOTICE IS ALSO GIVEN that Respondent's past disciplinary history, as set out below and described in the Order which is attached and incorporated by reference as part of these charges, will be offered in support of the disposition recommended by staff: Agreed Order dated December 3, 2008.

Filed this 21<sup>st</sup> day of June, 2011.

TEXAS BOARD OF NURSING

  
James W. Johnston, General Counsel  
Board Certified - Administrative Law  
Texas Board of Legal Specialization  
State Bar No. 10838300  
Jena Renee Koslan 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

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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: Agreed Order dated December 3, 2008.

BEFORE THE TEXAS BOARD OF NURSING

\*\*\*\*\*

In the Matter of Vocational Nurse License Number 195717  
issued to HOLLY LYNN SANCHEZ

§ AGREED  
§ ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of HOLLY LYNN SANCHEZ, Vocational Nurse License Number 195717, hereinafter referred to as Respondent.

An informal conference was held on July 11, 2008, at the office of the Texas Board of Nursing, in accordance with Section 301.464 of the Texas Occupations Code.

Respondent appeared in person. Respondent was represented by Kenda Dalrymple, Attorney at Law. In attendance were Katherine A. Thomas, MN, RN, Executive Director; Victoria Cox North, Assistant General Counsel; Anthony L. Diggs, MSCJ, Director, Enforcement Division; Cynthia A. Smith, Supervising Investigator; and Marcia Wilson, RN, Investigator.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license.
2. Respondent waived notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice vocational nursing in the State of Texas.
4. Respondent received a Certificate in Vocational Nursing from Central Texas College, Killeen, Texas, on August 14, 2004. Respondent was licensed to practice vocational nursing in the State of Texas on October 12, 2004.
5. Respondent's vocational nursing employment history includes:

10/2004 - 04/2005

Charge Nurse

Spring Oaks Nursing and Rehab  
Lampasas, Texas

Respondent's vocational nursing employment history continued:

05/2005

Not employed in nursing

06/2005 - Unknown

Staff Nurse

Hill Country Rehabilitation and  
Nursing Center  
Copperas Cove, Texas

6. At the time of the initial incident in Finding of Fact Number Seven (7), Respondent was employed as a Staff Nurse with Hill Country Rehabilitation and Nursing Center, and had been in this position for one (1) year and five (5) months.
7. On or about October 9, 2006, through November 8, 2006, while employed with Hill Country Rehabilitation and Nursing Center, Copperas Cove, Texas, Respondent failed to notify the physician and intervene appropriately, as required by the facility's policy and procedure, when the blood sugar levels of Resident MH were less than 60, as follows:

Date	Time	Blood Sugar Level	Intervention	Physician Notification
10/9/06	11:05	51	Gave graham crackers and orange juice.	None.
	11:25	56	None.	None.
	12:15	55	Administered 1 tube of liquid glucose.	None.
10/24/06	11:30	36	Administered 3 glucose tablets.	None.
	11:50	46	Taken to dining room.	None.
10/27/06	06:50	41	Administered cake icing.	None.
	07:05	30	Administered Glucagon injection.	None.
10/30/06	11:10	45	Administered 3 glucose tablets.	None.
	11:30	55	Gave lunch tray.	None.
11/03/06	06:30	50	Administered 3 glucose tablets.	None.
	07:00	50	Gave breakfast tray.	None.
11/08/06	06:30	48	Administered 3 glucose tablets.	None.
	07:00	54	07:30 Gave breakfast tray.	None.

The facility's policy required that the physician be notified when a resident's blood sugar remained less than 60 for thirty (30) minutes after administering one (1) teaspoon of cake frosting or six (6) ounces of orange juice. According to the physician's orders, three (3) tablets of glucose were to be administered every fifteen (15) minutes, as needed, for blood glucose levels less than 60, which would have required that the resident's blood sugar level be re-checked every fifteen (15) minutes, and glucose tablets to be administered as needed, until the blood glucose level was no longer less than 60. On November 10, 2006, Resident MH was found to be unresponsive and with blood sugar level too low for the monitor to record a numerical result. Upon emergent transport to a hospital, it was determined that the



resident had suffered anoxic metabolic encephalopathy. The resident expired seven (7) days later.

8. In response to the incidents in Finding of Fact Number Seven (7), Respondent states that there were often not enough glucose tablets and, therefore, she used other interventions such as having Resident MH eat, especially after the resident returned from dialysis. Respondent states that the Resident was a brittle diabetic whose blood sugar readings would vary widely. Respondent states that she believed it was appropriate to have the Resident eat rather than always rely on glucose tablets because food would raise the Resident's blood sugar and help keep it level without the sudden drop in blood sugar that tended to occur with glucose tablets. Respondent was not working on November 10, 2006, and she did not care for the Resident on the date that the Resident was found to be unresponsive and was transported to the hospital.
9. Charges were filed on January 16, 2008.
10. Charges were mailed to Respondent on January 18, 2008.
11. Respondent filed her Answer to the Formal Charges on February 6, 2008.

#### 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)(A),(1)(B),(1)(D), (1)(M)&(1)(P).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Vocational Nurse License Number 195717, heretofore issued to HOLLY LYNN SANCHEZ, including revocation of Respondent's license to practice vocational nursing in the State of Texas.
5. Section 301.463(d) of the Act provides that this Agreed Order is a settlement agreement under Rule 408 of the Texas Rules of Evidence for purposes of civil or criminal litigation.

#### ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of REMEDIAL EDUCATION,

and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Texas Occupations Code §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.1 *et seq.* and this Order.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable to Respondent's multistate licensure privilege, if any, to practice vocational nursing in the State of Texas.

IT IS FURTHER AGREED and ORDERED that while Respondent's license is encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a multistate licensure privilege without the written permission of the State of Texas and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED that:

(1) RESPONDENT SHALL deliver the wallet-sized license issued to HOLLY LYNN SANCHEZ to the office of the Texas Board of Nursing within ten (10) days of the date of ratification of this Order for appropriate notation.

(2) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in Texas nursing jurisprudence and ethics. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include nurses. It shall be a minimum of six (6) contact hours in length. The course's content shall include the Nursing Practice Act, standards of practice, documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding Sexual Misconduct, Fraud, Theft and Deception, Nurses with Chemical Dependency, and Lying and Falsification. Courses focusing on malpractice

issues will not be accepted. RESPONDENT SHALL CAUSE the sponsoring institution to submit a Verification of Course Completion form, provided by the Board, to the Office of the Board to verify RESPONDENT's successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address: <http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html>*

(3) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in physical assessment. RESPONDENT SHALL obtain Board approval of the course prior to enrollment. Home study courses and video programs will not be approved. In order for the course to be approved, the target audience shall include Nurses. The didactic portion of this course shall be a minimum of six (6) hours in length. RESPONDENT SHALL perform physical assessments on live patients in a clinical setting for a minimum of twenty-four (24) hours. The clinical component SHALL focus on tasks of physical assessment only and shall be provided by the same Registered Nurse who provides the didactic portion of this course. To be approved, the course shall cover all systems of the body. Performing assessments on mock patients or mannequins WILL NOT be accepted. The course description shall indicate goals and objectives for the course, resources to be utilized, and the methods to be used to determine successful completion of the course. RESPONDENT SHALL successfully complete both the didactic and clinical portions of the course to satisfy this stipulation. RESPONDENT SHALL CAUSE the instructor to submit a Verification of Course Completion form, provided by the Board, to the office of the Board to verify RESPONDENT's successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following*

*Board website address: <http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html>*

(4) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete a course in nursing documentation. RESPONDENT SHALL obtain Board approval of the course prior to enrollment only if the course is not being offered by a pre-approved provider. Home study courses and video programs will not be approved. The course shall be a minimum of six (6) hours in length of classroom time. In order for the course to be approved, the target audience shall include Nurses. The course shall include content on the following: nursing standards related to accurate and complete documentation; legal guidelines for recording; methods and processes of recording; methods of alternative record-keeping; and computerized documentation. RESPONDENT SHALL cause the instructor to submit a Verification of Course Completion form, provided by the Board, to the Board's office to verify RESPONDENT's successful completion of the course. This course shall be taken in addition to any other courses stipulated in this Order, if any, and in addition to any continuing education requirements the Board has for relicensure. *Board-approved courses may be found at the following Board website address:*  
*<http://www.bon.state.tx.us/disciplinaryaction/stipscourses.html>*

(5) RESPONDENT SHALL, within one (1) year of entry of this Order, successfully complete the course "Sharpening Critical Thinking Skills," a 3.6 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) Learning Extension. In order to receive credit for completion of this program, RESPONDENT SHALL SUBMIT the continuing education certificate of completion for this program to the Board's office, to the attention of Monitoring. This course is to be taken in addition to any continuing education requirements the Board may have for relicensure. *Information regarding this workshop may be found at the following web address: <http://www.learningext.com/products/generalce/critical/ctabout.asp>.*

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, RESPONDENT SHALL be issued an unencumbered license and multistate licensure privileges, if any, to practice vocational nursing in the State of Texas.

RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that when this Order becomes final and the terms of this Order become effective, a copy will be mailed to me. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and disciplinary sanction, including revocation of my license to practice vocational nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 4<sup>th</sup> day of September, 2008.

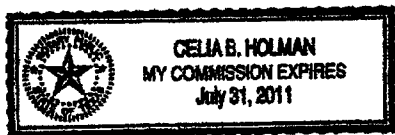
Holly L. Sanchez  
HOLLY LYNN SANCHEZ, Respondent

Sworn to and subscribed before me this 4<sup>th</sup> day of September, 2008.

SEAL

Celia B. Holman

Notary Public in and for the State of Texas




Approved as to form and substance.

Kenda B. Dalrymple  
Kenda Dalrymple, Attorney for Respondent

Signed this 20<sup>th</sup> day of October, 2008.

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby ratify and adopt the Agreed Order that was signed on the 4<sup>th</sup> day of September, 2008, by HOLLY LYNN SANCHEZ, Vocational Nurse License Number 195717, and said Order is final.

Effective this 3<sup>rd</sup> day of December, 2008.

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

