



BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Nurse Midwife § AGREED
& Registered Nurse License Number 727273 §
issued to CAROL A. BUNKER § ORDER

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 A. Thomas
Executive Director of the Board

An investigation by the Texas Board of Nursing, hereinafter referred to as the Board, produced evidence indicating that CAROL A. BUNKER, hereinafter referred to as Respondent, Nurse Midwife and Registered Nurse License Number 727273, may have violated Section 301.452(b)(10)&(13), Texas Occupations Code.

An informal conference was held on November 17, 2011, 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 Nancy Roper Willson, Attorney at Law. In attendance were Katherine A. Thomas, MN, RN, FAAN, Executive Director; John F. Legris, Assistant General Counsel; Jolene Zych, MS, RN, WHNP-BC - Advanced Practice Nurse Consultant; Linda Laws, BSN, MSN, RN, Advanced Practice Nurse Consultant; Anthony L. Diggs, MSCJ, Director, Enforcement Division; and J. L. Skylar Caddell, RN-BC, Legal Nurse 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(s).
2. Respondent waived notice and hearing, and consented to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in the State of Texas and is currently authorized as a Nurse Midwife in the State of Texas.

4. Respondent received an Associate Degree in Nursing from Oklahoma State University Technical Branch, Oklahoma City, Oklahoma, on December 17, 1983, and received a Graduate Certificate from the Institute of Midwifery, Women and Health, Philadelphia, Pennsylvania, on January 1, 2003. Respondent was licensed to practice professional nursing in the State of Oklahoma on March 23, 1984; became recognized as a Nurse Midwife with Prescriptive Authority in the State of Oklahoma on April 22, 2003; was licensed to practice professional nursing in the State of Texas on May 10, 2006; and became recognized as a Nurse Midwife with Prescriptive Authorization in the State of Texas on June 22, 2007.

5. Respondent's nursing employment history includes:

1984 - 2007	Staff Nurse	Integris Baptist Medical Center Oklahoma City, Oklahoma
1996 - 1999	Staff Nurse	Renaissance Women's Center Midwest City, Oklahoma
2003 - 2007	Nurse Midwife	Women's Preventive Health Services Oklahoma City, Oklahoma
2007 - 2011	Nurse Midwife	Birth & Women's Center Dallas, Texas
2/2011 - Present	Nurse Midwife	Allen Birthing Center Allen, Texas

6. On or about September 9, 2008, Respondent was issued the sanction of a Warning with Stipulations through an Agreed Order by the Board. A copy of the Agreed Order, including the Findings of Fact, Conclusions of Law, and Order, dated September 9, 2008, is attached and incorporated herein by reference as part of this Order.

7. At the time of the initial incident in Finding of Fact Number Eight (8), Respondent was employed as a Nurse Midwife with Birth & Women's Center, Dallas, Texas, and had been in this position for approximately two (2) years and six (6) months.

8. On or about June 8, 2009, through June 15, 2009, while employed as a Nurse Midwife at Birth & Women's Center, Dallas, Texas, Respondent failed to evaluate the diabetic status and prior referral of Patient MIC to the Baylor Diabetes Education Center for diabetic care. Respondent's conduct unnecessarily exposed the patient to the risk of diabetic related complications of pregnancy, including possible miscarriage, pre-term birth, birth defects, and excessive fetal growth.

9. On or about June 22, 2009, while employed as a Nurse Midwife at Birth & Women's Center, Dallas, Texas, Respondent incorrectly calculated the gestational age of the aforementioned Patient MIC as thirty-eight (38) weeks and two (2) days, when the patient was actually at thirty-seven (37) weeks gestation, after correctly determining one (1) week earlier that the

patient was at thirty-six (36) weeks gestation. Not realizing the error, Respondent scheduled the patient for induction of labor the next day without evaluating the fetal lung maturity as appropriate for labor induction before thirty-eight (38) weeks gestation. Respondent inappropriately instructed the patient to take Cytotec alone in the home setting, instead of administering the Cytotec at the birth center, monitoring the patient for sixty (60) minutes, and then permitting the patient to go home if labor has not started, as required by her practice protocol. Respondent's conduct unnecessarily exposed the fetus to risk of respiratory complications due to possibly immature lungs and was likely to injure the patient from undetected adverse reactions to Cytotec administered without appropriate monitoring.

10. On or about June 23, 2009, while employed as a Nurse Midwife at Birth & Women's Center, Dallas, Texas, Respondent failed to evaluate the blood sugar levels of the aforementioned Patient MIC during labor while at the birth center. Respondent had determined during the past week that the patient had not complied with an earlier referral for diabetic care and that it was likely that the patient had poor blood glucose control and had not been following a diabetic diet. Respondent's conduct was likely to injure the patient from complications due to undetected high blood sugar.
11. On or about June 23, 2009, while employed as a Nurse Midwife at Birth & Women's Center, Dallas, Texas, Respondent failed to assess the aforementioned Patient MIC until eighty-five (85) minutes after the birth assistant first detected the presence of a deceleration. More than four (4) hours later and after the end of Respondent's shift, another Nurse Midwife determined that the patient needed to be transferred to an acute care center for failure to progress. The patient was admitted to the acute care center, her labor was augmented with Pitocin, and she subsequently delivered a live female infant with slow respiratory effort and grunting with retractions. The infant was transferred to the Neonatal Intensive Care Unit and both the infant and patient were discharged home in stable condition two (2) days later. Respondent's conduct may have contributed to the infant suffering respiratory complications and unnecessarily exposed the infant to the risk of possible demise.
12. In response to the incidents in Findings of Fact Numbers Eight (8) through Eleven (11), Respondent states that she takes responsibility for not ensuring that diabetes was documented as a new problem in the patient's record, adding that secretary would also assist with updating the problem list. Because diabetes was not documented in the problem area, subsequent evaluations of the patient's referral were not conducted. Regarding the calculation of the patient's gestational age, Respondent states that it was based on there being an incorrect estimated date to completion on the daily schedule sheet. According to Respondent, instructing patients to take oral Cytotec at home was standard practice and the patient was instructed to call if contractions ensued. Routine serum blood sugar levels were not done on non-insulin dependent diabetics during labor and the patient was closely observed for signs/symptoms of hyper or hypoglycemia. Respondent states that fetal heart rate and uterine activity were closely monitored and documented and an external monitor strip was run after the Cytotec administration. Respondent acknowledges that it was not appropriate for the patient to continue to be seen in the center because of the patient's uncontrolled diabetes, but states that facility's Nurse Midwife owner director stated that the patient had to be delivered in the facility or the facility would lose money. Respondent submits for consideration that

her most recent performance appraisal in her current position at Allen Birthing Center demonstrates that she has been rated as "Outstanding" and "Excellent" for ten (10) of the eleven (11) categories.

13. On or about November 8, 2011, Respondent successfully completed a Board approved class in sharpening critical thinking skills, which would have been a requirement of this Order.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.455, 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),(3)(A)&(4)(A) and 217.12(1)(A),(1)(B)&(4).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Nurse Midwife and Registered Nurse License Number 727273, heretofore issued to CAROL A. BUNKER, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of a REPRIMAND WITH STIPULATIONS, 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, while under the terms of this Order, this Order SHALL apply to any and all future licenses issued to Respondent to practice nursing in the State of Texas.

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

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

IT IS FURTHER AGREED that:

(1) 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) 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 Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder; 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.texas.gov/disciplinaryaction/stipscourses.html>.

(2) 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.texas.gov/disciplinaryaction/stipscourses.html>

IT IS FURTHER AGREED, SHOULD RESPONDENT PRACTICE AS A NURSE IN THE STATE OF TEXAS, RESPONDENT WILL PROVIDE DIRECT PATIENT CARE AND PRACTICE IN A HOSPITAL, NURSING HOME, OR OTHER CLINICAL SETTING A MINIMUM OF SIXTY-FOUR (64) HOURS PER MONTH UNDER THE FOLLOWING STIPULATIONS FOR TWO (2) YEARS OF EMPLOYMENT. THE LENGTH OF THE STIPULATION PERIOD WILL BE EXTENDED UNTIL SUCH TWENTY-FOUR (24) MONTHS HAVE ELAPSED. PERIODS OF UNEMPLOYMENT OR OF EMPLOYMENT THAT DO NOT REQUIRE THE USE OF A NURSE MIDWIFE AND REGISTERED NURSE (RN) LICENSE WILL NOT APPLY TO THIS STIPULATION PERIOD:

(3) RESPONDENT SHALL notify each present employer in nursing of this Order of the Board and the probation conditions on RESPONDENT'S license(s). RESPONDENT SHALL

present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each present employer within five (5) days of receipt of this Order.

RESPONDENT SHALL notify all future employers in nursing of this Order of the Board and the probation conditions on RESPONDENT'S license(s). RESPONDENT SHALL present a complete copy of this Order and all Proposals for Decision issued by the Administrative Law Judge, if any, to each future employer prior to accepting an offer of employment.

(4) RESPONDENT SHALL CAUSE each present employer in nursing to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within ten (10) days of receipt of this Order. RESPONDENT SHALL CAUSE each future employer to submit the Notification of Employment form, which is provided to the Respondent by the Board, to the Board's office within five (5) days of employment as a nurse.

(5) RESPONDENT'S practice as a Nurse Midwife will be monitored by an Obstetrician or Nurse Midwife who has been approved by the Board. Respondent must provide a list of three (3) Obstetricians and/or three (3) Nurse Midwives for the Board to select. For the Obstetrician and/or Nurse Midwife, the list must include the following for each: name, license number or social security number, educational background and professional employment history. Monitoring shall commence no later than thirty (30) days following the date of RESPONDENT'S receipt of the name of the monitor selected by the Board. The monitor will offer guidance, advice and assistance to the RESPONDENT as necessary to ensure that deficiencies such as those set forth in this Order do not reoccur. RESPONDENT SHALL meet with the monitor at least twice a month, at least one (1) hour duration each. RESPONDENT SHALL ensure that the monitor submits reports, addressing RESPONDENT'S progress in overcoming these deficiencies to the office of the Board at the end of each three (3) month for two (2) years of employment as a Nurse Midwife. Meetings

may be longer and more frequent if the monitor determines necessary. Multiple employers are prohibited.

IT IS FURTHER AGREED, that upon full compliance with the terms of this Order, all encumbrances will be removed from RESPONDENT'S license(s) to practice nursing in the State of Texas and RESPONDENT shall be eligible for nurse licensure compact privileges, if any.

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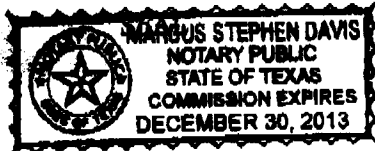
RESPONDENT'S CERTIFICATION

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 this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and 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(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 21 day of December, 2011.

CBunker
CAROL A. BUNKER, Respondent

Sworn to and subscribed before me this 21st day of December, 2011.



Marcus S. Davis
Notary Public in and for the State of Texas

Approved as to form ~~and substance~~.

Nancy Roper Gillson
Nancy Roper Gillson, Attorney for Respondent

Signed this 27th day of December, 2011.

WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 21st day of December, 2011, by CAROL A. BUNKER, Nurse Midwife and Registered Nurse License Number 727273, and said Order is final.

Effective this 14th day of February, 2012.

A handwritten signature in black ink, appearing to read "Katherine A. Thomas".

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

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse § AGREED
License Number 727273 §
Issued to CAROL A. BUNKER § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of CAROL A. BUNKER, Registered Nurse License Number 727273, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(8), Texas Occupations Code. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order offered on June 2, 2008, by Katherine A. Thomas, MN, RN, Executive Director, subject to ratification by the Board.

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 representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order.
3. Respondent is currently licensed to practice professional nursing in the State of Texas.
4. Respondent received an Associate Degree in Nursing from Oklahoma State University Technical Branch, Oklahoma City, Oklahoma, on December 17, 1983, and received a Graduate Certificate from the Institute of Midwifery, Women and Health, Philadelphia, Pennsylvania, on January 1, 2003. Respondent was licensed to practice professional nursing in the State of Oklahoma on March 23, 1984; became recognized as a Nurse Midwife with Prescriptive Authority in the State of Oklahoma on April 22, 2003; was licensed to practice professional nursing in the State of Texas on May 10, 2006; and became recognized as a Nurse Midwife with Prescriptive Authorization in the State of Texas on June 22, 2007.

5. Respondent's complete nursing employment history is unknown.
6. On or about January 31, 2008, Respondent's license to practice professional nursing in the State of Oklahoma was severely reprimanded through a Consent Order before the Oklahoma Board of Nursing, which finds, in relevant part, that:

"On or about January 8, 2007, at approximately 0730, while employed as a staff registered nurse with Integris Baptist Medical Center in Oklahoma City, Oklahoma, the Respondent falsified the documentation of laboring patient J.L. by pre-charting the method of delivery, charting 'N/A' for nuchal cord complications, and one (1) minute and five (5) minute Apgar scores for the infant of labor patient J.L. ..."

A copy of the Consent Order before the Oklahoma Board of Nursing, dated January 31, 2008, is attached and incorporated herein by reference as part of this Order.

7. In response to the incident in Finding of Fact Number Six (6), Respondent states that she did not realize that filling out part of the electronic Delivery/Operative Record prior to delivery constituted false documentation. Respondent states that this was a common practice by the nurses in the unit, and that she saw this electronic form as a worksheet, which was finalized at delivery and printed for the attending physician's review and signature. Respondent points out that the facility had transitioned from paper documentation to electronic documentation but that the staff did not receive training in the legal aspects of electronic charting, and Respondent also points out that it was the facility's practice to print the entire record after the delivery with the electronic copy remaining on optical disk and the paper copy being the "official" record. Respondent concludes that she was just trying to increase her efficiency because if anything on the delivery record was not accurate, she could quickly and easily correct it as the delivery took place, then print the records.

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 violation of Section 301.452(b)(8).
4. The evidence received is sufficient cause pursuant to Section 301.452(b), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 727273, heretofore issued to CAROL A. BUNKER, including revocation of Respondent's license to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of a WARNING WITH STIPULATIONS, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Revised Civil Statutes of Texas as amended, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Nurse Education, Licensure and Practice, 22 TEX. ADMIN. CODE §211.01 *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 nursing in compact states.

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 CAROL A. BUNKER, to the office of the Texas Board of Nursing within ten (10) days from 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 Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder; 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/about/stipscourses.html>

(3) RESPONDENT SHALL fully comply with all the terms and conditions of the Consent Order issued to CAROL A. BUNKER, a.k.a. CAROL ANNE BUNKER STREET BUNKER, on January 31, 2008, by the Oklahoma Board of Nursing. RESPONDENT SHALL CAUSE the Oklahoma Board of Nursing to submit quarterly reports, on forms provided by the Texas Board, that CAROL A. BUNKER is in compliance with the Order of the Board, and RESPONDENT SHALL cause the Oklahoma Board of Nursing to submit written verification of Respondent's successful completion of that Order. Evidence of compliance/completion with the terms of the Order of the Oklahoma Board of Nursing will be accepted as evidence of compliance/completion of the terms of this Order issued by the Texas Board of Nursing.

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 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 waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violation 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 this Order is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, and 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 nursing in the State of Texas, as a consequence of my noncompliance.

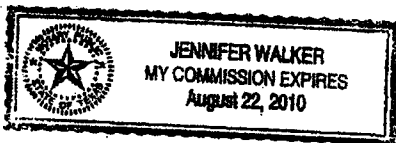
Signed this 16 day of July, 2008.

Carol A. Bunker
CAROL A. BUNKER, Respondent

Sworn to and subscribed before me this 16 day of July, 2008.

SEAL

Jennifer Walker
Notary Public in and for the State of Texas



WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 16th day of July, 2008, by CAROL A. BUNKER, Registered Nurse License Number 727273, and said Order is final.

Effective this 9th day of September, 2008.



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

BEFORE THE OKLAHOMA BOARD OF NURSING

IN THE MATTER OF CAROL ANNE BUNKER STREET BUNKER, R.N., CNM
LICENSE NO. R0042128 (TEMPORARILY SUSPENDED)

CONSENT ORDER

This matter comes on for hearing before the Oklahoma Board of Nursing ("Board") on the 31st day of January, 2008, at the Holiday Inn Conference Center, 2101 South Meridian Avenue, Oklahoma City, Oklahoma, for disposition by Consent Order, pursuant to 75 O.S. § 309.E., and the Respondent, having consented to the following Consent Order being entered herein, the Board hereby makes and enters the following Consent Order.

1. On or about January 8, 2007, at approximately 0730, while employed as a staff registered nurse with Integris Baptist Medical Center in Oklahoma City, Oklahoma, the Respondent falsified the documentation of laboring patient J.L. by pre-charting the method of delivery, charting "N/A" for nuchal cord complications, and one (1) minute and five (5) minute Apgar scores for the infant of labor patient J.L. The infant of J.L. was delivered at 1834 on January 8, 2007, as shown on the medical records of J.L. attached to the Amended Complaint and made a part thereof.

2. Respondent's temporary suspension of nursing license shall be lifted.

3. Respondent shall, within ninety (90) days from the receipt of this Order, successfully complete a course on Nursing Jurisprudence. Respondent shall obtain Board approval of the course prior to enrollment. Home study courses, Internet and video programs will not be approved. In order for the course to be approved, the target audience must include licensed nurses. It must be a minimum of four (4) contact hours in length. The course must include an examination of the scope of

nursing practice from the Oklahoma Nursing Practice Act and Rules of the Board, other laws, policies, and accreditation guidelines that govern the practice of nursing, the role of delegation and supervision, and an exploration of the ethical basis of nursing practice. Courses focusing on malpractice issues will not be accepted. The course description must 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 cause the sponsoring institution to submit verification of Respondent's successful completion of the course to the Board office.

4. Respondent shall, within ninety (90) days from receipt of this Order, successfully complete a course on **Critical Thinking, to include moral reasoning**. Respondent shall obtain Board approval of the course prior to enrollment. Courses that exclusively include home study courses, video programs, and Internet courses will not be approved. The target audience must include licensed nurses. The course must be a minimum of eight (8) contact hours in length. The course description must indicate goals and objectives for the course, resources to be utilized, and the methods to be used to determine successful completion of the course. The course must address how nurses use critical thinking skills to make patient care decisions based on the nursing process. Respondent shall cause the sponsoring institution to submit verification of Respondent's successful completion of the course to the Board office.

5. Respondent shall, within one hundred twenty (120) days from receipt of this Order, successfully complete a course on **Nursing Documentation, to include legal aspects of computerized charting**. Respondent shall obtain Board approval of the course prior to enrollment. Courses that exclusively include home study courses, video programs, or Internet courses will not be approved. The target audience must include licensed nurses. The course must be a minimum of eight

(8) hours in length. The course must contain content on the following: guidelines and processes for objective reporting and recording; legal guidelines for recording; methods of recording; methods of alternative record-keeping; computerized charting/documentation; and case studies with practical demonstration of documentation to be reviewed by a registered nurse for appropriateness. The course description must 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 cause the sponsoring institution to submit verification of Respondent's successful completion of the course to the Board office.

6. Respondent shall, within one hundred twenty (120) days from receipt of this Order, successfully complete a course on **Nursing Ethics, to include professional boundaries**. Respondent shall obtain Board approval of the course prior to enrollment. Courses that exclusively include home study courses, video programs, or Internet courses will not be approved. The target audience must include licensed nurses. The course must contain content on the following concepts: professional ethics, professional boundaries, boundary crossings, boundary violations and professional sexual misconduct. The course must be a minimum of four (4) contact hours in length and include case studies and role playing. The course description must 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 cause the sponsoring institution to submit verification of Respondent's successful completion of the course to the Board office.

7. Within thirty (30) days from receipt of this Order, Respondent shall pay an **administrative penalty** payable to the Oklahoma Board of Nursing in the amount of **\$500.00**. The administrative penalty shall be paid only by certified check, money order or cash.

8. Respondent notify the Board's office within five (5) days of any change of address,

phone number or name.

9. The license to practice registered nursing held by Respondent is hereby severely reprimanded .

10. Any failure to comply with submission of the administrative penalty or written documentation by the due date, including but not limited to educational courses, will result in a three (3) month suspension of license. At the completion of the three month suspension, any application for reinstatement may be submitted for processing by Board Staff for approval in accordance to the agency approval process or for referral to the Board. Administrative penalties for any such failure to comply shall be assessed and paid prior to reinstatement by certified check, money order, or cash pursuant to statute, 59 O.S. §567.8.J.1. and 2, and §485:10-11-2(d) of the Rules promulgated by the Board.

11. Respondent fully understands that this Consent Order will in no way preclude additional proceedings by the Board against Respondent for acts or omissions not specifically made a part of this Order.

12. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review of or to otherwise challenge or contest the validity of this Consent Order with the Board.

13. This Consent Order shall not be effective until the fully executed Order is received in the Board office.

14. The parties agree that both parties have participated in the drafting of this Order and that no presumption or construction against any party as the drafter of the Consent Order, shall apply or be applied in the event of a claim of ambiguity of the document or a provision thereof.

15. This Consent Order shall not be effective until the fully executed Order is received in the Board office.

IT IS SO ORDERED

OKLAHOMA BOARD OF NURSING

By: Louise Talley PhD, RN
President

CBunker
Respondent

Attorney for Respondent

JS:sr

BEFORE THE OKLAHOMA BOARD OF NURSING

**IN THE MATTER OF CAROL ANNE BUNKER STREET BUNKER, R.N., CNM
LICENSE NO. R0042128**

COMPLAINT

The Complaint of Jan Sinclair, R.N., Nurse Investigator, Oklahoma Board of Nursing,
respectfully states:

1. Respondent is Carol Anne Bunker Street Bunker, R.N., CNM.

2. Respondent is licensed to practice registered nursing in the State of Oklahoma,
and is the holder of License No. R0042128 issued by the Oklahoma Board of Nursing ("Board").
Respondent has received a certificate of recognition as a Certified Nurse-Midwife, with prescriptive
authority in Oklahoma.

3. Respondent failed to adequately care for patients or to conform to the minimum
standards of acceptable nursing practice that, in the opinion of the Board, unnecessarily exposed a patient
or other person to risk of harm; is guilty of unprofessional conduct as defined in the Rules of the Board; and
is guilty of any act that jeopardized a patient's life, health or safety as defined in the Rules of the Board,
specifically §§485:10-11-1(a) (b)(2)(3)(A)(H)(4)(E). Further, the Respondent is in violation of the
provisions of the Oklahoma Nursing Practice Act, 59 O.S. §§567.1, et seq., specifically §§567.8 A.1.a.

B. 3.7. and 8., with the following particulars, to wit:

- a. On or about January 8, 2007, at approximately 0730, while employed as a staff registered
nurse with Integris Baptist Medical Center in Oklahoma City, Oklahoma, the Respondent
falsified the documentation of laboring patient J.L. by pre-charting the method of delivery,
charting "N/A" for nuchal cord complications, and one (1) minute and five (5) minute
Apgar scores for the infant of labor patient J.L. The infant of J.L. was delivered at 1834
on January 8, 2007, as shown on the medical records of J.L. attached hereto as Exhibit
"A" and made a part hereof.

4. Jurisdiction for this Complaint is based upon the statutes regulating nursing practice in the State of Oklahoma, i.e., the Oklahoma Nursing Practice Act, 59 O.S. §§567.1, et seq., and the promulgated Rules by the Oklahoma Board of Nursing, OAC §§485:10-11-1, et seq. and the facts alleged herein. Further, the Board has jurisdiction to hear this matter pursuant to 59 O.S. §§567.17, et seq., specifically §567.17 H and §§485:10-19-1, et seq., of the Rules of this Board.

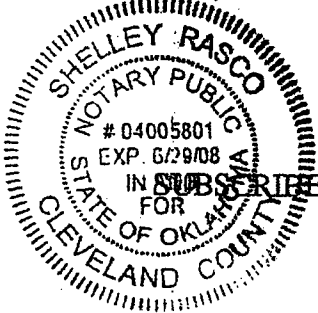
WHEREFORE, Complainant prays the Board take such action as may be just and proper with regard to the license to practice registered nursing held by Carol Anne Bunker Street Bunker, R.N., CNM, including the assessment of administrative penalties in an amount not to exceed \$500.00 as provided in 59 O.S. §§567.8A.2., J.1.2., and §§ 485:10-11-2 (d), of the Rules promulgated by the Oklahoma Board of Nursing.

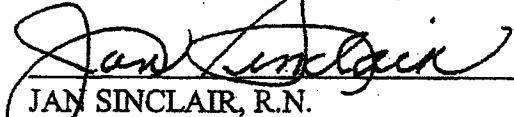
DATED this 8th day of August, 2007.

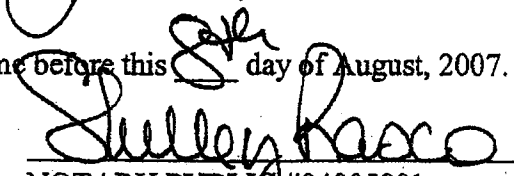

 JAN SINCLAIR, R.N.

STATE OF OKLAHOMA)
)
 COUNTY OF OKLAHOMA)

Jan Sinclair, R.N., Nurse Investigator, Oklahoma Board of Nursing, is the Complainant in the above matter before the Oklahoma Board of Nursing: that she has read the Complaint and knows the contents thereof, and the facts set forth therein are true to the best of her information and belief.




 JAN SINCLAIR, R.N.


 NOTARY PUBLIC #04005801
 My Commission expires: 6/29/08

SUBSCRIBED AND SWORN to me before this 8th day of August, 2007.

DELIVERY SUMMARY		
Circulator	C Bunker RNC CNM	
Delivery Doctor	Griffith	OBN RECEIVED
Anesthesiologist	Shirley	
Delivery Anesthesia	Epidural	FEB -9 2007
Medications in Delivery	oxytocin	
ROM Date/Time	01/08/07 08:30 CST	
Amniotic Fluid Color	Clear	
Delivery Complications	None	
Maternal Temperature	99.1	
DELIVERY BABY A		
GA at Delivery	39.0	(wks)
Sex	Male	
Method of Delivery	Vaginal	
Forceps	N/A	
Vacuum Extraction	N/A	
Infant Condition	Stable	
Suction	Mouth; Nose	
No. of Cord Vessels	3	
Nuchal Cord	N/A	
Infant Complications	None	
Immediate Care	Tactile Stimulation; Bulb Suction	
Apgar Score 1 Min.	8	
Apgar Heart Rate @ 1 min.	>100 bpm	
Apgar Respirations @ 1 min.	Good Cry	
Apgar Muscle Tone @ 1 min.	Active Motion	
Apgar Reflex Irrit. @ 1 min.	Cry	
Apgar Color @ 1 min.	Blue/Pale	
Apgar Score 5 Min.	9	
Apgar Heart Rate @ 5 min.	>100 bpm	
Apgar Respirations @ 5 min.	Good Cry	
Apgar Muscle Tone @ 5 min.	Active Motion	
Apgar Reflex Irrit. @ 5 min.	Cry	
Apgar Color @ 5 min.	Body pink, extremities blue	

Carell's charting @ 07:22 am.

J.L.

MR#:

DOB : 07/17/79

Unit: LDRP

Attending: Griffith

Age 27

Bed: 453

Integris Baptist Medical Center

3300 Northwest Expressway

Oklahoma City, OK 73112

Print Date & Time: 1/8/2007 12:02

Printed by: Krishna Wood, RN

MATERNAL INFORMATION		OBH RECEIVED FEB - 9 2007
Age	27	
Race	Cauc	
Blood Type/Rh	O/Positive	
G/T/P/Ab/L	3/2/0/0/2	
EDC	01/13/07	
Gestational Age	39.0	
Presentation	Cephalic	
Method of Rupture	Artificial	
ROM Date/Time	01/08/07 08:30 CST	
Fluid Color	Clear	
DELIVERY		
Delivery Date/Time-Baby A	01/08/07 18:34 CST	
Procedure	Vag Delivery	
Method of Delivery	Vaginal	
VBAC	N/A	
Induction	Induction	
Vacuum Extraction	N/A	
Forceps	N/A	
Episiotomy	None	
Laceration	None	
Extension	N/A	
Placenta Time	01/08/07 18:41 CST	
Apgars	9/9/	
Sex	Male	
Birthweight (lbs/oz)	6/12	
Monitor Method	Internal	
Infant Transfer	Newborn Nursery	
LABOR/RECOVERY HOURS		
Labor Hours for Vag Delivery	14	
Recovery Hours for Vag Del	2	
COMPLICATIONS		
Maternal Complications	None	
Intrapartum Complications	None	
Nuchal Cord	Around neck x1, loose	
Infant Complications	Multiple Variable Decels	
ANESTHESIA & PERSONNEL		
Delivery Anesthesia	Epidural	
Anesthesiologist	Shirley	
Assistant	V. Washington	
Circulator	S. Milburn RNC	
Baby Advocate	D. Abernathy, RNC	
Delivering/Operating Provider	Griffith	
Attending Provider	Griffith	
QA		
QA Okay?	Yes	

Actual charting completed after birth of baby

J.L.
 MR#:
 DOB : 07/17/79 Age 27
 Unit: Restored Bed: Hold
 Attending: Griffith

Integris Baptist Medical Center
 3300 Northwest Expressway
 Oklahoma City, OK 73112
 Print Date & Time: 1/18/2007 10:16
 Printed by: Dedie Durant, RNC

@
18:
P

EXHIBIT
 A-2