



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.
Katherine A. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse § AGREED
License Number 586479 §
issued to MICHAEL JOHN LEE DEAN § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of MICHAEL JOHN LEE DEAN, Registered Nurse License Number 586479, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated TEX. REV. CIV. STAT. ANN. ART. 4525(b)(9), (eff. 09/01/1993), and Section 301.452(b)(2)&(10), Texas Occupations Code. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on July 7, 2011, 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(s).
2. Respondent waived representation by counsel, informal proceedings, 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 a Baccalaureate Degree in Nursing from New Zealand, on November 1, 1991. Respondent was licensed to practice professional nursing in the State of Texas on November 2, 1992.
5. Respondent's nursing employment history includes:

10/91 - 07/92

Staff RN - Medical

Sir George Manning Hospital
Christchurch, New Zealand

Respondent's nursing employment history (continued):

| | | |
|-----------------|-----------------------------------|---|
| 08/92 - 10/92 | Unknown | |
| 11/92 - 01/93 | Staff RN - Telemetry/ MedSurg | Cleveland Regional Medical Center Cleveland, Texas |
| 01/93 - 12/94 | Staff RN - ICU | Cleveland Regional Medical Center Cleveland, Texas |
| 12/94 - 04/96 | Hospital Supervisor | Cleveland Regional Medical Center Cleveland, Texas |
| 05/96 - 09/97 | Supervisor | American Transitional Hospital-HMC Houston, Texas |
| 09/97 - 01/99 | Supervisor | Plaza Specialty Hospital Houston, Texas |
| 01/99 - 07/99 | Nurse Manager | Plaza Specialty Hospital Houston, Texas |
| 07/99 - 10/00 | Business Development Liaison | Plaza Specialty Hospital Houston, Texas |
| 10/00 - 04/05 | Project Manager - HIV Services | Harris County Hospital District Houston, Texas |
| 04/05 - 04/07 | Director HIV Services | Harris County Hospital District Houston, Texas |
| 05/07 - 07/07 | Unknown | |
| 08/07 - Present | Clinical Services Director | The Research Group Houston, Texas |

6. On or about August 4, 1994, Respondent entered a plea of Guilty and was convicted of DRIVING WHILE INTOXICATED (a Class B misdemeanor offense committed on May 6, 1994), in the County Court of Law No. 1 of Montgomery County, Texas, under Cause No. 110577-01. As a result of the conviction, Respondent was sentenced to confinement in the Montgomery County Jail for a period of one (1) year; however, imposition of the sentence of confinement was suspended, and Respondent was placed on probation for a period of two (2) years. Additionally, Respondent was ordered to pay a fine and court costs.

7. On or about June 1, 2007, Respondent entered a plea of Guilty and was convicted of HARASSMENT-VERBAL (a Class B misdemeanor offense committed on March 3, 2007), in the County Criminal court at Law No. 12 of Harris County, Texas, under Cause No. 1445638. As a result of the conviction, Respondent was sentenced to confinement in the Harris County Jail for a period of three (3) days. Additionally, Respondent was ordered to pay a fine and court costs.
8. On or about March 23, 2009, Respondent entered a plea of Guilty and was convicted of DRIVING WHILE INTOXICATED (a Class B misdemeanor offense committed on June 18, 2008, reduced from a Class A misdemeanor), in the County Court at Law #1 in and for Gregg County, Texas, under Cause No. 2008-2930. As a result of the conviction, Respondent was sentenced to confinement in the Gregg County Jail for a period of one hundred eighty (180) days; however, imposition of the sentence of confinement was suspended, and Respondent was placed on probation for a period of eighteen (18) months. Additionally, Respondent was ordered to pay a fine and court costs.
9. On or about January 15, 2008, Respondent submitted an Online Renewal Document Registered Nurse to the Texas Board of Nursing in which he provided false, deceptive, and/or misleading information, in that he answered "No" to the question: "Have you, within the past 24 months or since your last renewal, for any criminal offense, including those pending appeal:
 - A. been convicted of a misdemeanor?
 - B. been convicted of a felony?
 - C. pled nolo contendere, no contest, or guilty?
 - D. received deferred adjudication?
 - E. been placed on community supervision or court-ordered probation, whether or not adjudicated guilty?
 - F. been sentenced to serve jail or prison time? court-ordered confinement?
 - G. been granted pre-trial diversion?
 - H. been arrested or have any pending criminal charges?
 - I. been cited or charged with any violation of the law?
 - J. been subject of a court-martial; Article 15 violation; or received any form of military judgement/punishment/action?"

Respondent failed to disclose that on or about June 1, 2007, Respondent entered a plea of Guilty and was convicted of HARASSMENT-VERBAL (a Class B misdemeanor offense committed on March 3, 2007), in the County Criminal court at Law No. 12 of Harris County, Texas, under Cause No. 1445638.

10. The Board finds that there exists serious risks to public health and safety as a result of impaired nursing care due to intemperate use of controlled substances or chemical dependency.

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 TEX. REV. CIV. STAT. ANN. ART. 4525(b)(9), (eff. 09/01/1993), and Section 301.452(b)(2)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.13(1) (eff. 09/01/1993), and 22 TEX. ADMIN. CODE §217.12(6)(I)&(13).
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 586479, heretofore issued to MICHAEL JOHN LEE DEAN, 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 LIMITED LICENSE 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 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) While under the terms of this Order, RESPONDENT SHALL NOT provide direct patient care. For the purposes of this Order, direct patient care involves a personal relationship

between the Nurse and the client, and includes, but is not limited to: teaching, counseling, assessing the client's needs and strengths, and providing skilled nursing care.

(2) SHOULD RESPONDENT desire to return to a clinical practice setting, which would require her to provide direct patient care, RESPONDENT SHALL petition the Board for such approval.

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RESPONDENT'S CERTIFICATION

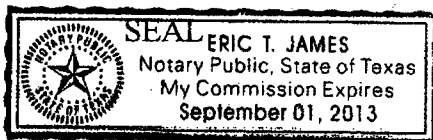
I understand that I have the right to legal counsel prior to signing this Agreed Order.

I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the 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 25 day of October, 2011.

Michael John Lee Dean
MICHAEL JOHN LEE DEAN, Respondent

Sworn to and subscribed before me this 25th day of October, 2011.



[Signature]
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 25th day of October, 2011, by MICHAEL JOHN LEE DEAN, License Number 586479, and said Order is final.

Effective this 13th day of December, 2011.



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