

IN THE MATTER OF  
PERMANENT CERTIFICATE  
NUMBER 596084  
ISSUED TO  
AILEEN THERESA MORTON

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



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

**ORDER OF THE BOARD**

TO: Aileen Theresa Morton  
2210 4th St.  
Galena Park, TX 77547

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

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

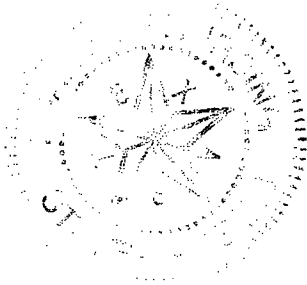
proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity 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 596084, previously issued to AILEEN THERESA MORTON, to practice professional 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 professional nursing in the State of Texas.

Entered this 13th day of December, 2011.



TEXAS BOARD OF NURSING

BY:

A handwritten signature in cursive script, appearing to read "Katherine A. Thomas", is written over a horizontal line.

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

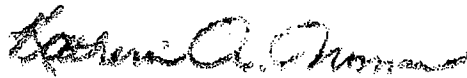
Attachment: Formal Charge filed October 14, 2011.

Re: Permanent Certificate Number 596084  
Issued to AILEEN THERESA MORTON  
DEFAULT ORDER -REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 14th day of December, 2011, a true and correct copy of the foregoing DEFAULT ORDER was served by placement in the U.S. Mail via certified mail, and addressed to the following person(s):

Aileen Theresa Morton  
2210 4th St.  
Galena Park, TX 77547



BY:

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

**In the Matter of Permanent License** § **BEFORE THE TEXAS**  
**Number 596084, Issued to** §  
**AILEEN THERESA MORTON, Respondent** § **BOARD OF NURSING**

### FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, AILEEN THERESA MORTON, is a Registered Nurse holding license number 596084, which is in delinquent 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 June 17, 2003, Respondent entered a plea of Guilty and was convicted of ASSAULT-FAMILY MEMBER (a Class A misdemeanor offense committed on May 17, 2003), in the County Criminal Court At Law No. 1, Harris County, Texas, under Cause No. 1173704. As a result of the conviction, Respondent was sentenced to confinement in the Harris County Jail for a period of thirty (30) days. Additionally, Respondent was ordered to pay court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code (eff. 9/1/1999), and is a violation of 22 TEX. ADMIN. CODE §217.12(1) (eff. 11/1/2002).

#### CHARGE II.

On or about June 17, 2003, Respondent entered a plea of Guilty and was convicted of ASSAULT-FAMILY MEMBER (a Class A misdemeanor offense committed on June 15, 2003), in the County Criminal Court At Law No. 1, Harris County, Texas, under Cause No. 1178515. As a result of the conviction, Respondent was sentenced to confinement in the Harris County Jail for a period of thirty (30) days. Additionally, Respondent was ordered to pay court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10) (eff. 9/1/1999), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(1) (eff. 11/1/2002).

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### CHARGE III.

On or about December 4, 2003, Respondent entered a plea of Guilty to ASSAULT-2ND OFFENDER-FAMILY VIOLENCE (a 3rd degree felony offense committed on August 3, 2003), in the 184th District Court, Harris County, Texas, under Cause No. 957301. As a result of the plea, the proceedings against Respondent were deferred without entering an adjudication of guilt and Respondent was placed on probation for a period of four (4) years. Additionally, Respondent was ordered to pay a fine and court costs.

On or about May 30, 2007, Respondent's probation granted under Cause No. 957301 was revoked. As a result, Respondent was adjudged guilty of ASSAULT-FAMILY MEMBER-2ND OFFENDER, and sentenced to confinement in the Institutional Division, Texas Department of Criminal Justice for a period of two (2) years. Additionally, Respondent was ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3),(4)&(10), Texas Occupations Code(eff. 9/1/2003), and is a violation of 22 TEX. ADMIN. CODE §217.12(1)(eff. 11/1/2003) and 22 TEX. ADMIN. CODE §217.12(4)&(13)(eff. after 9/28/2004). Moreover, the above offense mandates revocation of Respondent's license to practice nursing in accordance with Chapter 53.021 of the Texas Occupations Code.

### CHARGE IV.

On or about March 9, 2004, Respondent entered a plea of Guilty and was convicted of CRIMINAL MISCHIEF (a Class B misdemeanor offense committed on January 7, 2004), in the County Criminal Court At Law No. 14, Harris County, Texas, under Cause No. 1212922. As a result of the conviction, Respondent was sentenced to confinement in the Harris County Jail for a period of thirty (30) days. Additionally, Respondent was ordered to pay court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10)(eff. 9/1/2003), Texas Occupations Code, and is a violation of 22 TEX. ADMIN. CODE §217.12(1)(eff. 11/1/2003).

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### CHARGE V.

On or about December 5, 2008, Respondent entered a plea of Guilty and was convicted of CRIMINAL MISCHIEF >= \$50 <= \$500 (a Class B misdemeanor offense committed on November 28, 2008), in the County Criminal Court At Law No. 5, Harris County, Texas, under Case No. 156443801010. As a result of the conviction, Respondent was sentenced to confinement in the Harris County Jail for a period of thirty (30) days. Additionally, Respondent was ordered to pay a fine and court costs.

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

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

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


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NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Guidelines for Criminal Conduct which 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).

Filed this 14<sup>th</sup> day of October, 2011.

TEXAS BOARD OF NURSING



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