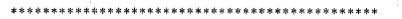
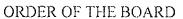
### BEFORE THE TEXAS BOARD OF NURSING



| In the Matter of                         | 8 |
|--|---|
| Registered Nurse License Number 701989   |   |
| & Vocational Nurse License Number 175794 |   |
| issued to APRIL NAVARRO WARREN           | 8 |



On this day, the Texas Board of Nursing, hereinafter referred to as the Board, accepted the voluntary surrender of Registered Nurse License Number 701989, and Vocational Nurse License Number 175794, issued to APRIL NAVARRO WARREN, 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's licenses to practice professional and vocational nursing in the State of Texas are currently in suspended status.
- 2. Respondent waived representation by counsel, informal proceedings, notice and hearing.
- 3. Respondent received a Certificate in Vocational Nursing from Tarleton State University, Stephenville, Texas, on December 9, 1999. Respondent was licensed to practice vocational nursing in the State of Texas on April 3, 2000. Respondent received a Baccalaureate Degree in Nursing from Tarleton State University, Stephenville, Texas, on December 1, 2003. Respondent was licensed to practice professional nursing in the State of Texas on January 13, 2004.

I do hereby certify this to be a complete, accurate, and true copy of the document whi is on file or is of record in the offices of the Executive Director of the Board

Executive Director of the Board

4. Respondent's nursing employment history includes:

| 07/00 - 11/00                  | LVN     | Texas Health Harris Methodist Cleburne<br>Cleburne, TX |
|--------------------------------|---------|--|
| 12/00 - 12/03                  | Unknown |  |
| 01/04 - 09/04                  | RN      | Cooks Children's Health Care System Fort Worth, TX     |
| 10/04 - 01/05                  | Unknown |  |
| 02/05 - 06/06<br>04/09 - 11/09 | RN      | Providence Hospital<br>Waco, TX                        |
| 07/06 - 04/07                  | RN      | Texas Home Health America LP<br>Waco, TX               |
| 04/07 - 06/08                  | RN      | Providence Hospice<br>Waco, TX                         |
| 11/09 - 01/10                  | RN      | Hillcrest Baptist Medical Center<br>Woodway, TX        |
| 02/10 - Present                | Unknown |  |

- 5. On or about August 31, 2010, Respondent was issued an Agreed Order by the Texas Board of Nursing, requiring Respondent to participate and successfully complete the Texas Peer Assistance Program for Nurses (TPAPN). A copy of the Findings of Fact, Conclusions of Law, and Agreed Order dated August 31, 2010, is attached and incorporated, by reference, as part of this Order.
- 6. On or about March 23, 2012, while employed as a Registered Nurse with Interim Healthcare, Waco, Texas, and while enrolled in the Texas Peer Assistance Program for Nurses (TPAPN), Respondent attempted to telephonically pass a fraudulent prescription to obtained Norco from the HEB Pharmacy, Bellmead, Texas, using the name of Randy Gardell, M.D., and the Drug Enforcement Agency (DEA) number assigned to Dr. Gardell. Additionally, Respondent admitted to attempting to telephonically pass the fraudulent prescription. Respondent's conduct was likely to deceive the pharmacy and possession of Norco through use of a forged prescription is prohibited by Chapters 481 of the Texas Health and Safety Code (Controlled Substances Act).

- 7. On or about March 23, 2012, Respondent failed to comply with the Agreed Order issued to her on August 31, 2010, by the Texas Board of Nursing. Respondent's non-compliance is the result of her failure to comply with all requirements of the Texas Peer Assistance Program for Nurses (TPAPN). Stipulation Number Three (3) of the Agreed Order dated August 31, 2010, reads, in pertinent part:
  - (3) RESPONDENT SHALL comply with all requirements of the TPAPN participation agreement during its term.

On or about May 21, 2012, Respondent was dismissed from TPAPN and referred back to the Board.

- 8. Formal Charges were filed on July 2, 2012. A copy of the Formal Charges is attached and incorporated by reference as part of this Order.
- 9. Formal Charges were mailed to Respondent on August 2, 2012.
- On or about July 2, 2012, the Board temporary suspended Respondent's license, pursuant to Section 301.4551, Texas Occupations Code. A copy of the Order is attached and incorporated by reference as part of this Order.
- 11. On August 13, 2012, the Board received a notarized statement from Respondent voluntarily surrendering the right to practice nursing in Texas. A copy of Respondent's notarized statement, dated August 13, 2012, is attached and incorporated herein by reference as part of this Order.
- 12. The Board policy implementing Rule 213.29 in effect on the date of this Agreed Order provides discretion by the Executive Director for consideration of conditional reinstatement after proof of twelve (12) consecutive months of abstinence from alcohol and drugs followed by licensure limitations/stipulations and/or peer assistance program participation.

## CONCLUSIONS OF LAW

- 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 22 TEX. ADMIN. CODE §217.12(6)(A)&(H),(9),(10)(B)&(E)&(11)(B).

- 4. The evidence received is sufficient cause pursuant to Section 301.452(b)(1)&(10), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 701989, and Vocational Nurse License Number 175794, heretofore issued to APRIL NAVARRO WARREN, including revocation of Respondent's licenses to practice nursing in the State of Texas.
- 5. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
- 6. Under Section 301.453(d), Texas Occupations Code, the Board may impose conditions for reinstatement of licensure.
- 7. 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.

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# <u>ORDER</u>

NOW, THEREFORE, IT IS ORDERED that the voluntary surrender of Registered Nurse License Number 701989, and Vocational Nurse License Number 175794, heretofore issued to APRIL NAVARRO WARREN, to practice nursing in the State of Texas, are 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 nursing, use the title of "Registered Nurse" or "Licensed Vocational Nurse" or the abbreviation "RN" or "LVN" or wear any insignia identifying herself as a nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a nurse during the period in which the licenses are surrendered.
- 2. RESPONDENT SHALL NOT petition for reinstatement of licensure until: one (1) year has elapsed from the date of this Order; and, RESPONDENT has obtained objective, verifiable proof of twelve (12) consecutive months of sobriety immediately preceding the petition.
- 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 nursing in the State of Texas.

Effective this 11 day of September, 2012.

By:

TEXAS BOARD OF NURSING

Katherine A. Thomas, MN, RN, FAAN

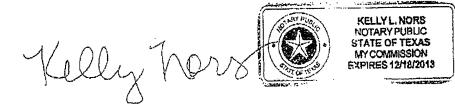
Executive Director on behalf

of said Board

August 13, 2012

To whom it May Concern,

I Voluntarily surrender mys license # 701989. Sincerely, April Wassen



In the Matter of Registered Nurse License § BEFORE THE TEXAS
Number 701989& Vocational Nurse License §
Number 175794, Issued to §
APRIL NAVARRO WARREN, Respondent § BOARD OF NURSING

### FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, APRIL NAVARRO WARREN, is a Registered Nurse holding license number 701989, which is in current status, and a Vocational Nurse holding license number 175794, 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 March 23, 2012, while employed as a Registered Nurse with Interim Healthcare, Waco, Texas, and while enrolled in the Texas Peer Assistance Program for Nurses (TPAPN), Respondent attempted to telephonically pass a fraudulent prescription to obtained Norco from the HEB Pharmacy, Bellmead, Texas, using the name of Randy Gardell, M.D., and the Drug Enforcement Agency (DEA) number assigned to Dr. Gardell. Additionally, Respondent admitted to attempting to telephonically pass the fraudulent prescription. Respondent's conduct was likely to deceive the pharmacy and possession of Norco through use of a forged prescription is prohibited by Chapters 481 of the Texas Health and Safety Code (Controlled Substances Act).

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(6)(A)&(H),(10)(B)&(E)&(11)(B).

### CHARGE II.

On or about March 23, 2012, Respondent failed to comply with the Agreed Order issued to her on August 31, 2010, by the Texas Board of Nursing. Respondent's non-compliance is the result of her failure to comply with all requirements of the Texas Peer Assistance Program for Nurses (TPAPN). Stipulation Number Three (3) of the Agreed Order dated August 31, 2010, reads, in pertinent part:

(3) RESPONDENT SHALL comply with all requirements of the TPAPN participation agreement during its term.

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

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to, and including, revocation of Respondent's licenses 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. 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 (\$1,200.00).

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, <u>www.bon.texas.gov</u>.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely 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 and Deception, which can be found at the Board's website, <a href="https://www.bon.texas.gov">www.bon.texas.gov</a>.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at <a href="https://www.bon.texas.gov/disciplinaryaction/discp-matrix.html">www.bon.texas.gov/disciplinaryaction/discp-matrix.html</a>.

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 August 31, 2010.

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

John R. Griffith, Assistant General Counsel

State Bar No. 24079751 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) 305-6811

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

Attachments:

Order of the Board, dated August 31, 2010

D/2012-05.11

In the Matter of Registered Nurse License Number § BEFORE THE TEXAS 701989 and Vocational Nurse License Number 175794, § Issued to APRIL NAVARRO WARREN, Respondent § BOARD OF NURSING

# **ORDER OF TEMPORARY SUSPENSION**

TO: April Navarro Warren 606 W. Elm St. West, TX 76691

A public meeting of the Texas Board of Nursing was held on Guandalupe, Room 2-225, Austin, Texas, in which the Temporary Suspension of Registered Nurse License Number 701989 and Vocational Nurse License Number 175794, issued to APRIL NAVARRO WARREN was considered pursuant to Section 301.4551, TEXAS OCCUPATIONS CODE. Staff of the Texas Board of Nursing appeared and presented evidence and information concerning the conduct of APRIL NAVARRO WARREN and whether her continued practice as a nurse would constitute a continuing and imminent threat to the public welfare.

After review and due consideration of the evidence and information presented, the Board finds that the following charge is substantiated:

- On or about March 23, 2012, Respondent failed to comply with the Agreed Order issued to her on August 31, 2010, by the Texas Board of Nursing. Respondent's non-compliance is the result of her failure to comply with all requirements of the Texas Peer Assistance Program for Nurses (TPAPN). Stipulation Number Three (3) of the Agreed Order dated August 31, 2010, reads, in pertinent part:
  - (3) RESPONDENT SHALL comply with all requirements of the TPAPN participation agreement during its term.

The Texas Board of Nursing further finds that, given the nature of the charge concerning her fitness to practice, the continued practice of nursing by APRIL NAVARRO WARREN constitutes a continuing and imminent threat to public welfare and that the temporary suspension of Registered Nurse License Number 701989 and Vocational Nurse License No. 175794 is justified pursuant to Section 301.4551, Texas Occupations Code.

NOW, THEREFORE, IT IS ORDERED that Registered Nurse License Number 701989 and Vocational Nurse License Number 175794, issued to APRIL NAVARRO WARREN, to practice nursing in the State of Texas be, and the same is hereby, SUSPENDED IMMEDIATELY in accordance with Section 301.4551, Texas Occupations Code.

IT IS FURTHER ORDERED that a probable cause hearing be conducted in accordance with Section 301.455(c) not later than seventeen (17) days following the date of the entry of this order, and a final hearing on the matter be conducted in accordance with 301.455(d) not later than the 61<sup>st</sup> day following the date of the entry of this order.

Entered this 2nd day of July

,20/2

TEXAS BOARD OF NURSING

BY:

KATHERINE A. THOMAS, MN, RN, FAAN

**EXECUTIVE DIRECTOR** 

D4551-09/22/2011

### BEFORE THE TEXAS BOARD OF NURSING

In the Matter of Registered Nurse License Number 701989 § AGREED and Vocational Nurse License Number 175794 § issued to APRIL NAVARRO WARREN § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of APRIL NAVARRO WARREN, Registered Nurse License Number 701989 and Vocational Nurse License Number 175794, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(10)&(13), Texas Occupations Code. Respondent waived representation by counsel, informal proceedings, notice and hearing, and agreed to the entry of this Order offered on July 12, 2010, by Katherine A. Thomas, MN, RN, Executive Director.

### 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 licenses.
- 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 and vocational nursing in the State of Texas.
- 4. Respondent received a Certificate in Vocational Nursing from Tarleton State University, Stephenville, Texas, on December 9, 1999. Respondent was licensed to practice vocational nursing in the State of Texas on April 3, 2000. Respondent received a Baccalaureate Degree in Nursing from Tarleton State University, Stephenville, Texas, on January 5, 2004. Respondent was licensed to practice professional nursing in the State of Texas on January 13, 2004.

5. Respondent's nursing employment history includes:

| 07/00 - 11/00                  | LVN     | Texas Health Harris Methodist Cleburne<br>Cleburne, TX |
|--------------------------------|---------|--|
| 12/00 - 12/03                  | Unknown |  |
| 01/04 - 09/04                  | RN      | Cooks Children's Health Care System Fort Worth, TX     |
| 10/04 - 01/05                  | Unknown |  |
| 02/05 - 06/06<br>04/09 - 11/09 | RN      | Providence Hospital<br>Waco, TX                        |
| 07/06 - 04/07                  | RN      | Texas Home Health America LP<br>Waco, TX               |
| 04/07 - 06/08                  | RN      | Providence Hospice<br>Waco, TX                         |
| 11/09 - 01/10                  | RN      | Hillcrest Baptist Medical Center<br>Woodway, TX        |
| 02/10 - Present                | Unknown | •  |

- On or about June 26, 2009, Respondent entered a plea of Guilty to THEFT OVER \$50.00 UNDER \$500.00 (a Class B misdemeanor offense committed on October 15, 2008), filed in the County Court at Law of McLennan County, Texas, under Cause No. 2008-5020-CR2. As a result of the plea, the proceedings against Respondent were deferred without entering an adjudication of guilt and was placed on probation for a period of twelve (12) months. Additionally, Respondent was ordered to pay a fine and court costs.
- 7. In response to Finding of Fact Number Six (6), Respondent admits that she was arrested at the local Wal-Mart on October 15, 2008. Respondent admits that she spent close to ninety (\$90) dollars that day; however, there were items that were paid for but, not at the price Wal-Mart had advertised. Respondent states that she changed several bar codes around to pay less for the more expensive items.

8. On or about May 28, 2009, Respondent submitted an Online Renewal Document Registered and Licensed Vocational Nurse to the Texas Board of Nursing in which she provided false, deceptive, and/or misleading information, in that she 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?
- L 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?

On or about October 15, 2008, Respondent was arrested by the Bellmead Police Department, Bellmead, Texas, for THEFT PROP>=\$50<\$500, and this case was still pending at the time of the renewal. Respondent's conduct was deceptive and may have affected the Board's decision to renew her license.

- 19. In response to Finding of Fact Number Eight (8), Respondent states that her attorney advised her not to disclose any information at that time because they thought that the charge was going to be dismissed. Respondent states that she regrets not disclosing the offense to the Board.
- 10. At the time of the incident referenced in Findings of Fact Numbers Eleven (11) through Fourteen (14), Respondent was employed as a Registered Nurse with Hillcrest Baptist Medical Center, Woodway, Texas, and had been in this position for approximately one (1) month.
- 11. On or about November of 2009, through January of 2010, while employed as a Registered Nurse with Hillcrest Baptist Medical Center, Woodway, Texas, Respondent withdrew medications/narcotics from the Medication Dispensing System for patients in excess of, or without a valid physicians' orders. Respondent's conduct was likely to injure the patient in that the administration of narcotics in excess of, or without physicians' orders, could result in the patient suffering from adverse reactions.

- 12. On or about November of 2009, through January of 2010, while employed as a Registered Nurse with Hillcrest Baptist Medical Center, Woodway, Texas, Respondent withdrew medications/narcotics from the Medication Dispensing System for patients, but failed to document, or accurately document, including the signs, symptoms and responses to the narcotics administered in the patients' medical records. Respondent's conduct was likely to injure the patient in that subsequent care givers would rely on her documentation to further medicate the patients which could result in an overdose.
- 13. On or about November of 2009, through January of 2010, while employed as a Registered Nurse with Hillcrest Baptist Medical Center, Woodway, Texas, Respondent withdrew medications/narcotics from the Medication Dispensing System for patients, but failed to properly waste unused portions, if any, of the medication. Respondent's conduct was likely to deceive the hospital pharmacy and placed them in violation of Chapter 481 of the Texas Health and Safety Code (Controlled Substances Act).
- 14. On or about November of 2009, through January of 2010, while employed as a Registered Nurse with Hillcrest Baptist Medical Center, Woodway, Texas, Respondent misappropriated, or failed to take precautions to prevent such misappropriation, of medications. Respondent's conduct was likely to defraud the facility and patients of the cost of the medication.
- 15. In response to Findings of Fact Numbers Eleven (11) through Fourteen (14), Respondent states she has enrolled herself into TPAPN and has completed ninety (90) AA meetings in ninety (90) days, and plans on attending weekly maintenance meetings. Respondent states that she regrets her mistakes.
- 16. The Respondent's conduct described in the preceding Finding of Fact was reportable under the provisions of Sections 301.401-301.419, Texas Occupations Code.
- 17. Respondent's compliance with the terms of a Board approved peer assistance program should be sufficient to protect patients and the public.

### CONCLUSIONS OF LAW

- 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 violation of Section 301.452(b)(10)&(13), Texas Occupations Code, 22 TEX. ADMIN. CODE §217.11(1)(A),(B),(C)&(D)(iv), and 22 TEX. ADMIN. CODE §217.12(1)(B),(4),(6)(G)&(H),(10)(B)&(C),(11)(B)&(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 701989 and Vocational Nurse License Number 175794, heretofore issued to APRIL NAVARRO WARREN, including revocation of Respondent's licenses to practice nursing in the State of Texas.
- 5. The Board may, in its discretion, order a nurse to participate in a peer assistance program approved by the Board if the nurse would otherwise have been eligible for referral to peer assistance pursuant to Section 301.410, Texas Occupations Code.

### <u>ORDER</u>

IT IS THEREFORE AGREED and ORDERED that RESPONDENT, in lieu of the sanction of Revocation under Section 301.453, Texas Occupations Code, SHALL comply with the following conditions for such a time as is required for RESPONDENT to successfully complete the Texas Peer Assistance Program for Nurses (TPAPN):

RESPONDENT SHALL deliver the wallet-sized licenses issued to APRIL NAVARRO WARREN, to the office of the Texas Board of Nursing within ten (10) days from the date of ratification of this Order.

- (1) RESPONDENT SHALL pay a monetary fine in the amount of two hundred fifty (\$250) dollars. RESPONDENT SHALL pay this fine within forty-five (45) days of entry of this Order. Payment is to be made directly to the Texas Board of Nursing in the form of cashier's check or U.S. money order. Partial payments will not be accepted.
- (2) RESPONDENT SHALL, within forty-five (45) days following the date of entry of this final Order, apply to TPAPN and SHALL, within ninety (90) days following the date of entry of this final Order, sign and execute the TPAPN participation agreement, which SHALL include payment of a non-refundable participation fee in the amount of five hundred dollars (\$500.00) payable to TPAPN.

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(3) Upon acceptance into the TPAPN, RESPONDENT SHALL waive confidentiality and provide a copy of the executed TPAPN participation agreement to the Texas Board of Nursing.

- (4) RESPONDENT SHALL comply with all requirements of the TPAPN participation agreement during its term and SHALL keep her licenses to practice nursing in the State of Texas current.
- (5) RESPONDENT SHALL CAUSE the TPAPN to notify the Texas Board of Nursing of any violation of the TPAPN participation agreement.

IT IS FURTHER AGREED and ORDERED, RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Texas Occupations Code, Section §§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 licenses are 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 Texas Board of Nursing and the Board of Nursing in the party state where Respondent wishes to work.

Order or the terms of the participation agreement with the TPAPN, such noncompliance will result in further disciplinary action including EMERGENCY SUSPENSION pursuant to Section 301.4551, Texas Occupations Code, or REVOCATION of Respondent's licenses and nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

701989&175974:113 - 6 - 040

### 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. I do acknowledge possessing a diagnosis that deems me eligible to participate in the Texas Peer Assistance Program for Nurses. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, and Conditions One (1) through Four (4) of this Order to obtain disposition of the allegations through peer assistance and to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order becomes effective upon acceptance by the Executive Director on behalf of the Texas Board of Nursing, 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 licenses to practice nursing in the State of Texas, as a consequence of my noncompliance.

| censes to pra | ctice nursing in the S  | itate of Texas, as a consequence of my noncompliance. |
|---------------|---|---|
|               |   | Signed this 25 <sup>th</sup> day of lugust, 20 1 D.   |
|               |   | APRIL NAVARRO WARREN, Respondent                      |
| worn to and : | subscribed before me  | this 25 day of AUQUST 20[0].                          |
| SEAL          | en e                          | Spannon Col   |
|               | S JANONIA COX<br>HOTARY PUBLIC<br>STATE OF TEXAS<br>MY COMMISSION | Notary Public in and for the State of TOXAS           |



Entered and effective this 31 day of August, 20 10.

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