

IN THE MATTER OF  
PERMANENT CERTIFICATE  
NUMBER 229189  
ISSUED TO  
ELEANOR D. K. GODWIN

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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.  
*Patricia R. Thomas*  
Executive Director of the Board

**ORDER OF THE BOARD**

TO: Eleanor D K Godwin  
6402 Tarna  
Houston, TX 77074

During open meeting held in Austin, Texas, on Tuesday, August 9, 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 229189, previously issued to ELEANOR D K GODWIN, 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 9th day of August, 2011.

TEXAS BOARD OF NURSING

BY:



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

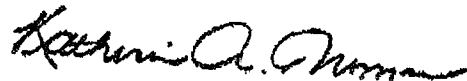
Attachment: Formal Charge filed May 2, 2011.

Re: Permanent Certificate Number 229189  
Issued to ELEANOR D K GODWIN  
DEFAULT ORDER -REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 10th day of August, 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):

Eleanor D K Godwin  
6402 Tarna  
Houston, TX 77074



BY: \_\_\_\_\_

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

In the Matter of Permanent License § BEFORE THE TEXAS  
Number 229189, Issued to §  
ELEANOR D. K. GODWIN, Respondent § BOARD OF NURSING

### FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, ELEANOR D. K. GODWIN, is a Registered Nurse holding license number 229189, 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 April 23, 1986, Respondent entered a plea of Guilty and was convicted of DWI (a misdemeanor offense committed on January 15, 1986), in the County Criminal Court at Law No. 8 of Harris County, Texas, under Cause No. 874065. As a result of the conviction, Respondent was sentenced to confinement in the Harris County Jail for a period of one hundred twenty (120) days; however, the imposition of 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. Respondent was discharged from probation on July 1, 1987.

The above action constitutes grounds for disciplinary action in accordance with TEX. REV. CIV. STAT. ART. 4525(a)(9)(eff. 09/01/1981).

#### CHARGE II.

On or about October 10, 1991, Respondent plead Guilty to and was convicted of DRIVING WHILE INTOXICATED in the County Criminal Court at Law No. 2 of Harris County, Texas, under Cause No. 912681701010. As a result, Respondent was placed on probation for DWI (a misdemeanor offense), for a period of two (2) years. In addition, Respondent was required to complete Driver's Improvement School. Respondent was discharged from probation on November 17, 1993.

The above action constitutes grounds for disciplinary action in accordance with TEX. REV. CIV. STAT. ART. 4525(a)(9)(eff. 09/01/1991).

### CHARGE III.

On or about November 1, 2000, Respondent entered a plea of Guilty and was convicted of UNLAWFULLY, WHILE INTOXICATED, DRIVE AND OPERATE A MOTOR VEHICLE IN A PUBLIC PLACE, THIRD OFFENSE (a 3rd Degree felony offense committed on August 30, 2000), in the 248th District Court of Harris County, Texas, under Cause No. 854240. As a result of the conviction, Respondent was sentenced to confinement in the Institutional Division of the Texas Department of Criminal Justice for a period of five (5) years; however, the imposition of sentence of confinement was suspended, and Respondent was placed on probation for a period of five (5) 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)&(10)(eff. date 9/01/1999), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1)(eff. date 9/01/1999).

### CHARGE IV.

On or about May 8, 2002, Respondent's probation granted under Cause No. 854240 was revoked, a judgment of Guilt was entered, and Respondent was sentenced to confinement in the Institutional Division of the Texas Department of Criminal Justice for a period of three (3) years.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(4)&(10)(eff. date 9/01/2001), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12(1)(eff. date 9/01/2001).

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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CONTINUED ON NEXT PAGE.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Guidelines for Criminal Conduct and on Adopted Disciplinary Sanction Policies for Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder, 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 2<sup>nd</sup> day of May, 2011.

TEXAS BOARD OF NURSING



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