



Respondent's professional nursing employment history continued:

05/04-11/04	RN	Kell West Wichita Falls, Texas
06/04-02/06	DON	Cedar Falls Care Center Wichita Falls, Texas
11/04-05/05	DON	Wichita Falls Care Center Wichita Falls, Texas
02/06-04/06	RN	Hospice of Wichita Falls Wichita Falls, Texas
05/06-05/08	Unknown	
06/08-07/08	RN	Crdenia Staffing assigned to Doctors Hospital at White Rock Dallas, Texas
08/08-03/09	Unknown	
03/09-10/09	RN	Rowlette Health and Rehabilitation Rowlette, Texas
10/09-Present	Unknown	

6. On or about October 13, 2009, Respondent became non-compliant with the Agreed Order issued to her by the Texas Board of Nursing on November 20, 2008. Non-compliance is the result of Respondent's failure to comply with all requirements of the Texas Peer Assistance Program for Nurses (TPAPN) contract in that Respondent engaged in the use of alcohol as evidenced by her admission to a relapse on or about October 13, 2009. Additionally, on or about October 14, 2009, Respondent was suspended from the TPAPN drug test system due to non-payment of her account. Stipulation Number Three (3) of the Order dated November 20, 2008, reads, impertinent part:

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

7. Respondent, by her signature to this Order, expresses her desire to voluntarily surrender her license to practice nursing in the State of Texas.
8. 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.

9. 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 a violations of Section 301.452(b) (1)&(10), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.12 (5),(9),&(11)(B).
4. The evidence received is sufficient cause pursuant to Section 301.453(a), Texas Occupations Code, to take disciplinary action against Registered License Number 701097, heretofore issued to TAI JONES, including revocation of Respondent's license 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, as amended, the Board may impose conditions for reinstatement of licensure.
7. Any subsequent reinstatement of this license will be controlled by Section 301.453(d), Texas Occupations Code, and 22 TEX. ADMIN. CODE §213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

#### ORDER

NOW, THEREFORE, IT IS AGREED and ORDERED that the VOLUNTARY SURRENDER of Registered License Number 701097, heretofore issued to TAI JONES, to practice nursing in the State of Texas, is accepted by the Texas Board of Nursing. In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL immediately deliver the wallet-sized license, heretofore issued to TAI JONES, to the office of the Texas Board of Nursing.

2. RESPONDENT SHALL NOT practice professional nursing, use the title "registered nurse" or the abbreviation "RN" or wear any insignia identifying herself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered nurse during the period in which the license is surrendered.
3. 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.
4. 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 multistate privilege, if any, to practice nursing in the State of Texas.

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RESPONDENT'S CERTIFICATION

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

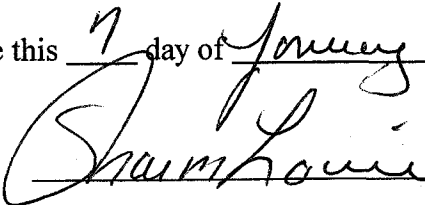
I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violations alleged herein. By my signature on this Order, I agree to the Findings of Fact, Conclusions of Law, Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order becomes final when accepted by the Executive Director at which time the terms of this Order become effective and a copy will be mailed to me.

Signed this 7 day of January, 2010.

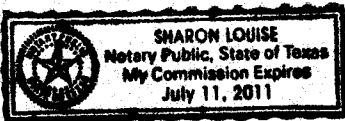
  
\_\_\_\_\_  
TAI JONES, Respondent

Sworn to and subscribed before me this 7 day of January, 2010.

SEAL


  
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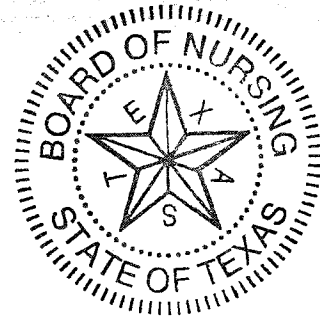
Notary Public in and for the State of Texas



WHEREFORE, PREMISES CONSIDERED, the Executive Director on behalf of the Texas Board of Nursing does hereby accept the voluntary surrender of Registered Nurse License Number 701097, previously issued to TAI JONES.

Effective this 19th day of January, 20 10.

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



BEFORE THE TEXAS BOARD OF NURSING

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In the Matter of Registered Nurse  
License Number 701097  
issued to TAI JONES

§  
§     AGREED  
§     ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of TAI JONES, Registered Nurse License Number 701097, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may have violated Section 301.452(b)(9),(10),(12)&(13), Texas Occupations Code. Respondent waived representation by counsel, informal conference, notice and hearing, and agreed to the entry of this Order offered on September 17, 2008, 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 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 Vernon Regional Junior College, Vernon, Texas, on May 10, 2003. Respondent was licensed to practice professional nursing in the State of Texas on October 23, 2003.
5. Respondent's professional nursing employment history includes:

10/03-05/04	RN/Case Manager	Intrepid Healthcare Wichita Falls, Texas
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Respondent's professional nursing employment history continued:

05/04-11/04	RN	Kell West Wichita Falls, Texas
06/04-02/06	DON	Cedar Falls Care Center Wichita Falls, Texas
11/04-05/05	DON	Wichita Falls Care Center Wichita Falls, Texas
02/06-04/06	RN	Hospice of Wichita Falls Wichita Falls, Texas
05/06-05/08	Unknown	
06/08-07/08	RN	Crdenia Staffing assigned to Doctors Hospital at White Rock Dallas, Texas
08/08-Present	Unknown	

6. At the time of the initial incident, Respondent was employed as a Registered Nurse with Hospice of Wichita Falls, Wichita Falls, Texas, and had been in this position for approximately one (1) month.
7. On or about March 31, 2006, while employed as a Registered Nurse with the Hospice of Wichita Falls, Wichita Falls, Texas, and on assignment with Rolling Meadows Retirement Complex, Wichita Falls, Texas, Respondent lacked fitness to practice professional nursing in that while on duty Respondent appeared sluggish and confused, her speech was slurred, and her pupils were pin-point. Respondent's condition could have affected her ability to recognize subtle signs, symptoms or changes in patients' conditions, and could have affected her ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patients in potential danger.
8. On or about March 31, 2006, while employed as a Registered Nurse with the Hospice of Wichita Falls, Wichita Falls, Texas, and on assignment with Rolling Meadows Retirement Complex, Wichita Falls, Texas, Respondent engaged in the intemperate use of her prescribed medications, including Hydrocodone, Hydromorphone, and Propoxyphene while on duty resulting in Respondent potentially being unsafe to practice professional nursing. Respondent produced a specimen for a reasonable suspicion/for cause drug screen which resulted positive for Hydrocodone, Hydromorphone, and Propoxyphene. The use of Hydrocodone, Hydromorphone and Propoxyphene by a Registered Nurse, while subject to



call or duty, could impair the nurse's ability to recognize subtle signs, symptoms or changes in the patient's condition, and could impair the nurse's ability to make rational, accurate, and appropriate assessments, judgments, and decisions regarding patient care, thereby placing the patient in potential danger.

9. On or about June 29, 2008 through July 11, 2008, while employed with Crdentia Staffing and assigned to Doctors Hospital at White Rock, Dallas, Texas, Respondent withdrew controlled substances from the Medication Dispensing System (Pyxis) for patients without valid physicians' orders, as follows:

Date	Medical Record#	Physician's Order	Medication Dispensing System Record (Pyxis)	"Dispensed Medications"
6/29/08	300347	No order for more Dilaudid	6/29/08 11:00 Dilaudid 2mg syringe	11:00 Dilaudid 2mg IVP
6/29/08	396526	No order for more Dilaudid	6/29/08 18:15 Dilaudid 2mg syringe	Not Documented
6/30/08	136388	No order for Dilaudid	6/30/08 19:01 Dilaudid 2mg syringe	Not Documented
7/2/08	087915	No order for Dilaudid	7/2/08 07:30 Dilaudid 2mg syringe (x2)	Not Documented
7/2/08	419472	No order for Dilaudid	7/2/08 12:24 Dilaudid 2mg syringe (x2)	Not Documented
7/2/08	430523	No order for Dilaudid	7/2/08 17:41 Dilaudid 2mg syringe	Not Documented
7/2/08	419472	No order for Dilaudid	7/2/08 17:41 Dilaudid 2mg syringe	Not Documented
7/5/08	430642	No order for Dilaudid	7/5/08 11:29 Dilaudid 2mg syringe (x2)	Not Documented
7/5/08	430650	No order for Dilaudid	7/5/08 15:32 Dilaudid 2mg syringe (x2)	Not Documented
7/5/08	418445	No order for Dilaudid	7/5/08 17:20 Dilaudid 2mg syringe (x2)	Not Documented
7/5/08	418445	No order for Dilaudid	7/5/08 20:48 Dilaudid 2mg syringe (x2)	Not Documented
7/7/08	198065	No order for Dilaudid	7/7/08 13:39 Dilaudid 2mg syringe (x2)	13:30 Dilaudid 4mg IVP
7/7/08	430709	No order for Dilaudid	7/7/08 15:26 Dilaudid 2mg syringe	Not Documented
7/7/08	198065	No order for Dilaudid	7/7/08 15:27 Dilaudid 2mg syringe (x2)	Not Documented
7/7/08	211644	No order for Morphine	7/7/08 19:07 Morphine Sulfate 4mg/1ml SYRD	Not Documented
7/10/08	418800	No order for more Dilaudid	7/10/08 07:16 Dilaudid 2mg syringe	Not Documented
7/10/08	430866	No order for Dilaudid	7/10/08 09:29 Dilaudid 2mg syringe (x2)	Not Documented
7/10/08	430881	No order for Dilaudid	7/10/08 16:16 Dilaudid 2mg syringe (x2)	Not Documented
7/10/08	430881	No order for more Morphine	7/10/08 17:10 Morphine Sulfate 4mg/1ml SYRD	Not Documented
7/10/08	430881	No order for Darvocet-N 100	7/10/08 17:11 Darvocet-N 100 (x2)	Not Documented
7/10/08	430881	No order for more Morphine	7/10/08 18:50 Morphine Sulfate 4mg/1ml SYRD	Not Documented
7/10/08	430881	No order for more Morphine	7/10/08 18:50 Morphine Sulfate 4mg/1ml SYRD (Different drawer from previous pull @18:50)	Not Documented

7/11/08	374463	No order for Dilaudid	7/11/08 07:40 Dilaudid 2mg syringe	Not Documented
7/11/08	112054	No order for Dilaudid	7/11/08 07:42 Dilaudid 2mg syringe (x2)	Not Documented
7/11/08	430865	No order for Dilaudid	7/11/08 08:45 Dilaudid 2mg syringe (x2)	Not Documented
7/11/08	430933	No order for Dilaudid	7/11/08 12:34 Dilaudid 2mg syringe (x2)	Not Documented
7/11/08	423579	No order for Dilaudid	7/11/08 12:42 Dilaudid 2mg syringe (x2)	Not Documented

Respondent's conduct was likely to injure the patient in that the administration of controlled substances without a valid physician's order could result in the patient suffering from adverse reactions.

10. On or about July 2, 2008 through July 10, 2008, while employed with Crdentia Staffing and assigned to Doctors Hospital at White Rock, Dallas, Texas, Respondent withdrew controlled substances from the Medication Dispensing System (Pyxis) for patients in excess frequency/dosage or the wrong dosage of the physicians' orders, as follows:

Date	Medical Record#	Physician's Order	Medication Dispensing System Record (Pyxis)	"Dispensed Medications"	Nurse's Note	Comment
7/2/08	087915	Vicodin 7.5mg 1 tab PO PRN	7/2/08 08:09 Norco 7.5mg tab (x2)	08:02 Lortab 7.5mg PO	08:06 Pain is 6/10. Lortab given per order at time of transfer	Withdrew in Excess
7/2/08	430539	Dilaudid 1mg IV	7/2/08 18:29 Dilaudid 2mg syringe (x2)	18:43 Dilaudid 2mg IVP	18:18 Pain 10/10	Withdrew in Excess
7/5/08	430660	Dilaudid 1mg IVP (written by Respondent/ Does not state telephone or verbal order)	7/5/08 23:25 Dilaudid 2mg syringe (x2)	Not Documented	23:00 Patient restless, tearful, pacing 23:45 Pain 9/10 Discharged home	Withdrew in Excess
7/7/08	198065	Morphine Sulfate 4mg IV q 4hrs PRN @~1300	7/7/08 13:55 Morphine Sulfate 4mg/1ml SYRD  7/7/08 16:55 Morphine Sulfate 4mg/1ml SYRD	Not Documented  Not Documented	14:00 Pain is 8/10  None at 16:55	Withdrew in Excess
7/7/08	211644	Vicodin 500/5 2 tabs PO	7/7/08 19:07 Norco 5/325 tab (x2)	20:00 Vicodin 2 tabs PO	18:53 Pain at worst was 8/10	Wrong Dosage
7/10/08	418800	Dilaudid 0.5-1mg IV q 2hrs PRN (ordered at ~ 6:45)	7/10/08 07:15 Dilaudid 2mg syringe  7/10/08 07:16 Dilaudid 2mg syringe  7/10/08 07:45 Dilaudid 2mg syringe (x2)	07:20 Dilaudid 0.5mg IVP  Not Documented  Not Documented	06:34 Pain 1/10 No apparent distress	Withdrew in Excess
7/10/08	430881	Verbal Order written by Respondent for Morphine 2mg IVP (in addition to previous dose)	7/10/08 14:17 Morphine Sulfate 4mg/1ml SYRD (2)	14:25 Morphine 2mg IVP	13:15 Meds follow up: Pain decreased 5/10	Withdrew in Excess

Respondent's conduct was likely to injure the patient in that the administration of controlled substances in excess frequency/dosage or the wrong dosage of the physician's order could result in the patient suffering from adverse reactions.

11. On or about June 29, 2008 through July 11, 2008, while employed with Crdentia Staffing and assigned to Doctors Hospital at White Rock, Dallas, Texas, Respondent withdrew controlled substances from the Medication Dispensing System (Pyxis) for patients, but failed to document, or accurately document the administration of the medications in the patient's Medical Administration Records (MAR) and/or nurse's notes, as follows:

Date	Medical Record#	Physician's Order	Medication Dispensing System Record (Pyxis)	"Dispensed Medications"	Nurse's Note/ Wastage	Comment
6/29/08	418399	Dilaudid 1mg IV	6/29/08 09:43 Dilaudid 2mg syringe	09:36 Dilaudid 1mg IVP	08:33 Pain 8/10	Documents administration prior to withdrawal
6/29/08	418399	Dilaudid 1mg IV @11:00	6/29/08 11:28 Dilaudid 2mg syringe	11:18 Dilaudid 1mg IVP	10:10 Meds follow up: Pain 6/10	Documents administration prior to withdrawal
6/29/08	396526	Dilaudid 1mg IV	6/29/08 13:17 Dilaudid 2mg syringe	12:50 Dilaudid 1mg IVP	12:50 Meds follow up: Pain is decreased 5/10	Documents administration prior to withdrawal
6/29/08	418399	Dilaudid 1mg IV @14:30	6/29/08 14:39 Dilaudid 2mg syringe	14:29 Dilaudid 1mg IVP	14:19 Pain 5/10	Documents administration prior to withdrawal
6/29/08	396526	No order for more Dilaudid	Not Withdrawn	15:15 Dilaudid 1.5mg IVP	15:15 Meds follow up: Pain is decreased 3/10	Documents administration without withdrawal
6/29/08	300347	Dilaudid 2-5mg IV q3hrs PRN @12:15	6/29/08 12:58 Dilaudid 2mg syringe  6/29/08 15:27 Dilaudid 2mg syringe	12:58 Dilaudid 2mg IVP 15:26 Dilaudid 2mg IVP 15:27 Dilaudid 2mg IVP	None	Withdraws 4mg. Documents administering 6mg in 3hours / Only allowed 5mg maximum / Documents administering 15:26 dose without withdrawal
6/29/08	300347	Dilaudid 2-5mg IV q3hrs PRN @12:15	Not Withdrawn	16:06 Dilaudid 2mg IVP	16:00 Reports Pain both 8/10 & 10/10	Documents administration without withdrawal
7/2/08	087915	Vicodin 7.5mg 1 tab PO PRN	7/2/08 08:09 Norco 7.5mg tab (x2)	08:02 Lortab 7.5mg PO	08:06 Pain is 6/10. Lortab given per order at time of transfer	Documents administration prior to withdrawal

7/2/08	430539	Dilaudid 1mg IV	7/2/08 18:29 Dilaudid 2mg syringe (x2)	18:43 Dilaudid 2mg IVP	18:18 Pain 10/10 19:10 wasted 3mg	Withdraws 4mg, administers 2mg, documents wasting 3mg, only had 2mg remaining
7/2/08	430539	Dilaudid 1mg IV (in addition to previous dose)	Not Withdrawn	19:10 Dilaudid 1mg IVP	19:10 Meds follow up: pain is unchanged (10/10)	Documents administration without withdrawal
7/2/08	430539	Ativan 1mg IV (in addition to previous dose)	Not Withdrawn	19:55 Ativan 1mg IVP	None	Documents administration without withdrawal
7/5/08	430660	Dilaudid 1mg IVP (written by Respondent/ Does not state telephone or verbal order)	7/5/08 23:25 Dilaudid 2mg syringe (x2)	Not Documented	23:00 Patient restless, tearful, pacing 23:56 wasted 3mg	Failed to document administration Withdraw 4mg, only wasted 3mg
7/7/08	198065	Dilaudid 4mg IVP x one dose (in addition to previous dose) written by Respondent/ Does not indicate verbal or telephonic order no time noted	7/7/08 11:37 Dilaudid 2mg syringe (x2)	Not Documented	11:23 Dr. Hillert returned call and no new orders at this time	Failed to administer as ordered
7/7/08	198065	Morphine 4mg IVP x one dose written by Respondent/ Does not indicate verbal or telephonic order no time noted	7/7/08 11:59 Morphine Sulfate 4mg/1ml SYRD	11:45 Morphine 4mg IVP	11:40 "Meds follow up: Pain is unchanged, pain is 1140 out of 10 on a pain scale."	Documents administration prior to withdrawal
7/7/08	198065	No order for Dilaudid	7/7/08 13:39 Dilaudid 2mg syringe (x2)	13:30 Dilaudid 4mg IVP	12:15 Pain 10/10	Documents administration prior to withdrawal
7/7/08	198065	Morphine Sulfate 4mg IV q 4hrs PRN @~1300	7/7/08 13:55 Morphine Sulfate 4mg/1ml SYRD	Not Documented	14:00 Pain is 8/10	Failed to administer as ordered
7/7/08	198065	Morphine Sulfate 4mg IV q 4hrs PRN @~1300	7/7/08 16:55 Morphine Sulfate 4mg/1ml SYRD	Not Documented	None	Failed to administer as ordered
7/10/08	418800	Dilaudid 0.5-1mg IV q 2hrs PRN (ordered at ~ 6:45)	7/10/08 09:33 Dilaudid 2mg syringe	09:25 Dilaudid 1mg IVP	None	Documents administration prior to withdrawal
7/10/08	418800	Dilaudid 0.5-1mg IV q 2hrs PRN (ordered at ~ 6:45)	Not Withdrawn	11:20 Dilaudid 1mg IVP	None	Documents administration without withdrawal

7/10/08	418800	Verbal Order written by Respondent for Dilaudid 3mg IVP no time noted	7/10/08 12:14 Dilaudid 2mg syringe (x2)	12:05 Dilaudid 3mg IVP	12:00 Pain 8/10 12:00 Meds follow up: Pain is unchanged (9/10)	Documents administration prior to withdrawal
7/10/08	418800	Dilaudid 0.5-1mg IV q 2hrs PRN (ordered at ~ 6:45)	Not Withdrawn	13:20 Dilaudid 1mg IVP	12:30 Pain 9/10 13:50 Pain 4/10 14:00 "Meds follow up: Pain is decreased, pain is 5 out of 10 on a pain scale. is unchanged, pain is 8 out of 10"	Documents administration without withdrawal
7/10/08	356249	Morphine 1mg IV @15:50	7/10/08 16:03 Morphine Sulfate 4mg/1ml SYRD	15:45 Morphine 1mg IVP	None	Documents administration prior to withdrawal AND withdrew prior to order
7/11/08	374463	Morphine Sulfate 2mg IVP q 20 min PRN Max 10mg q 2hrs	7/11/08 08:12 Morphine Sulfate 4mg/1ml SYRD	08:00 Morphine 2mg IVP	09:00 Meds follow up: Pain is decreased (5/10)	Documents administration prior to withdrawal

Respondent's conduct above was likely to injure the patients in that subsequent care givers would rely on her documentation to further medicate the patient which could result in an overdose.

12. On or about June 29, 2008 through July 7, 2008, while employed with Crdentia Staffing and assigned to Doctors Hospital at White Rock, Dallas, Texas, Respondent failed to administer medications as ordered by physicians, as follows:

Date	Medical Record#	Physician's Order	Medication Dispensing System Record (Pyxis)	"Dispensed Medications"	Nurse's Note	Comment
6/29/08	300347	Dilaudid 2-5mg IV q3hrs PRN @12:15	6/29/08 12:58 Dilaudid 2mg syringe 6/29/08 15:27 Dilaudid 2mg syringe	12:58 Dilaudid 2mg IVP 15:26 Dilaudid 2mg IVP 15:27 Dilaudid 2mg IVP	None	Documents administering 6mg in 3hours / Only allowed 5mg maximum
7/2/08	430539	Dilaudid 1mg IV	7/2/08 18:29 Dilaudid 2mg syringe (x2)	18:43 Dilaudid 2mg IVP	18:18 Pain 10/10	Administered in Excess
7/7/08	198065	Dilaudid 4mg IVP x one dose (in addition to previous dose) written by Respondent/ Does not indicate verbal or telephonic order no time noted	7/7/08 11:37 Dilaudid 2mg syringe (x2)	Not Documented	11:23 Dr. Hillert returned call and no new orders at this time	Failed to administer as ordered
7/7/08	211644	Vicodin 500/5 2 tabs PO	7/7/08 19:07 Norco 5/325 tab (x2)	20:00 Vicodin 2 tabs PO	18:53 Pain at worst was 8/10	Administered Wrong Dosage

7/7/08	198065	Morphine Sulfate 4mg IV q 4hrs PRN @~1300	7/7/08 13:55 Morphine Sulfate 4mg/1ml SYRD	Not Documented	14:00 Pain is 8/10	Failed to administer as ordered
7/7/08	198065	Morphine Sulfate 4mg IV q 4hrs PRN @~1300	7/7/08 16:55 Morphine Sulfate 4mg/1ml SYRD	Not Documented	None	Failed to administer as ordered

Respondent's conduct was likely to injure the patient in that failure to administer controlled substances as ordered by physicians could have resulted in an overdose, adverse reactions, or nonefficacious treatment.

13. On or about June 29, 2008 through July 11, 2008, while employed with Crdentia Staffing and assigned to Doctors Hospital at White Rock, Dallas, Texas, Respondent withdrew controlled substances from the Medication Dispensing System (Pyxis) for patients, but failed to follow the facility's policy and procedures for the wastage of any of the unused portions of the medications, including wasting in a timely manner, as follows:

Date	Medical Record#	Physician's Order	Medication Dispensing System Record (Pyxis)	"Dispensed Medications"	Nurse's Note	Wastage
6/29/08	300347	Dilaudid 1mg q15 minutes up to 3 times PRN	6/29/08 08:16 Dilaudid 2mg syringe	08:18 Dilaudid 1mg IVP	08:19 Pain 10/10	None
6/29/08	300347	Dilaudid 1mg q15 minutes up to 3 times PRN	6/29/08 08:59 Dilaudid 2mg syringe	08:59 Dilaudid 1mg IVP	08:50 Reports Pain both 8/10 & 10/10	None
6/29/08	300347	No order for more Dilaudid	6/29/08 11:00 Dilaudid 2mg syringe	11:00 Dilaudid 2mg IVP	11:00 Pain 10/10	None
6/29/08	418399	Dilaudid 1mg IV @14:30	6/29/08 14:39 Dilaudid 2mg syringe	14:29 Dilaudid 1mg IVP	14:19 Pain 5/10	None
6/29/08	396526	Dilaudid 1mg IV @14:35	6/29/08 14:49 Dilaudid 2mg syringe	14:53 Dilaudid 1mg IVP	None	18:34 wasted 1mg
6/29/08	300347	Dilaudid 2-5mg IV q3hrs PRN @12:15	6/29/08 15:55 Dilaudid 2mg syringe	16:00 Dilaudid 1mg IVP	16:00 Reports Pain both 8/10 & 10/10	None
6/29/08	396526	No order for more Dilaudid	6/29/08 18:15 Dilaudid 2mg syringe.	Not Documented	None	None
6/30/08	136388	Dilaudid 0.5mg IV @8:53pm	6/30/08 20:59 Dilaudid 2mg syringe	21:19 Dilaudid 0.5mg IVP	20:14 Pain 9/10	22:57 wasted 1.5mg
7/2/08	087915	Vicodin 7.5mg 1 tab PO PRN	7/2/08 08:09 Norco 7.5mg tab (x2)	08:02 Lortab 7.5mg PO	08:06 Pain is 6/10. Lortab given per order at time of transfer	None
7/2/08	419472	No order for Dilaudid	7/2/08 17:41 Dilaudid 2mg syringe	Not Documented	None	19:11 wasted 2mg
7/5/08	430642	No order for Dilaudid	7/5/08 11:29 Dilaudid 2mg syringe (x2)	Not Documented	None	12:01 wasted 4mg
7/5/08	430650	No order for Dilaudid	7/5/08 15:32 Dilaudid 2mg syringe (x2)	Not Documented	None	None
7/5/08	418445	No order for Dilaudid	7/5/08 20:48 Dilaudid 2mg syringe (x2)	Not Documented	None	23:16 wasted 4mg

7/5/08	430660	Dilaudid 1mg IVP (written by Respondent/ Does not state telephone or verbal order)	7/5/08 23:25 Dilaudid 2mg syringe (x2)	Not Documented	23:00 Patient restless, tearful, pacing 23:45 Pain 9/10 Discharged home	23:56 wasted 3mg
7/7/08	198065	Dilaudid 4mg IVP x one dose (in addition to previous dose) written by Respondent/ Does not indicate verbal or telephonic order no time noted	7/7/08 11:37 Dilaudid 2mg syringe (x2)	Not Documented	11:23 Dr. Hillert returned call and no new orders at this time	None
7/7/08	198065	Morphine Sulfate 4mg IV q 4hrs PRN	7/7/08 13:55 Morphine Sulfate 4mg/1ml SYRD	Not Documented	14:00 Pain is 8/10	None
7/7/08	198065	No order for Dilaudid	7/7/08 15:27 Dilaudid 2mg syringe (x2)	Not Documented	None	17:31 wasted 4mg
7/7/08	198065	Morphine Sulfate 4mg IV q 4hrs PRN	7/7/08 16:55 Morphine Sulfate 4mg/1ml SYRD	Not Documented	None	None
7/10/08	418800	Dilaudid 0.5-1mg IV q 2hrs PRN (ordered at ~ 6:45)	7/10/08 07:15 Dilaudid 2mg syringe	07:20 Dilaudid 0.5mg IVP	06:34 Pain 1/10 No apparent distress	None
7/10/08	418800	No order for more Dilaudid	7/10/08 07:16 Dilaudid 2mg syringe	Not Documented	06:34 Pain 1/10 No apparent distress	None
7/10/08	418800	Dilaudid 0.5-1mg IV q 2hrs PRN (ordered at ~ 6:45)	7/10/08 07:45 Dilaudid 2mg syringe (x2)	Not Documented	None	13:31 wasted 4mg (Respondent specified on Pyxis that this transaction was wasted)
7/10/08	430866	No order for Dilaudid (Respondent wrote order for Solumedrol and Dilaudid then drew a line through them and wrote error)	7/10/08 09:29 Dilaudid 2mg syringe (x2)	Not Documented	None	10:22 wasted 4mg
7/10/08	418800	Dilaudid 0.5-1mg IV q 2hrs PRN (ordered at ~ 6:45)	7/10/08 09:33 Dilaudid 2mg syringe	09:25 Dilaudid 1mg IVP	None	None
7/10/08	430881	No order for Dilaudid	7/10/08 16:16 Dilaudid 2mg syringe (x2)	Not Documented	None	18:49 wasted 4mg
7/10/08	430881	No order for more Morphine	7/10/08 17:10 Morphine Sulfate 4mg/1ml SYRD	Not Documented	None	None
7/10/08	430881	No order for Darvocet-N 100	7/10/08 17:11 Darvocet-N 100 (x2)	Not Documented	None	None
7/10/08	356249	Morphine 2mg IV @17:20	7/10/08 17:37 Morphine Sulfate 4mg/1ml SYRD	17:45 Morphine 2mg IVP		18:57 wasted 2mg

7/10/08	430881	No order for more Morphine	7/10/08 18:50 Morphine Sulfate 4mg/1ml SYRD	Not Documented	None	None
7/10/08	430881	No order for more Morphine	7/10/08 18:50 Morphine Sulfate 4mg/1ml SYRD (Different drawer from previous pull @18:50)	Not Documented	None	None
7/11/08	374463	No order for Dilaudid	7/11/08 07:40 Dilaudid 2mg syringe	Not Documented	None	None
7/11/08	112054	No order for Dilaudid	7/11/08 07:42 Dilaudid 2mg syringe (x2)	Not Documented	None	None
7/11/08	374463	Morphine Sulfate 2mg IVP q 20 min PRN Max 10mg q 2hrs	7/11/08 08:12 Morphine Sulfate 4mg/1ml SYRD	08:00 Morphine 2mg IVP	09:00 Meds follow up: Pain is decreased (5/10)	None
7/11/08	430865	No order for Dilaudid	7/11/08 08:45 Dilaudid 2mg syringe (x2)	Not Documented	None	None
7/11/08	374463	Morphine Sulfate 2mg IVP q 20 min PRN Max 10mg q 2hrs	7/11/08 09:34 Morphine Sulfate 4mg/1ml SYRD	Not Documented	09:12 Patient is in no apparent distress Stable condition 09:43 Patient left ED	None
7/11/08	430933	No order for Dilaudid	7/11/08 12:34 Dilaudid 2mg syringe (x2)	Not Documented	None	None
7/11/08	423579	No order for Dilaudid	7/11/08 12:42 Dilaudid 2mg syringe (x2)	Not Documented	None	13:46 wasted 4mg

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 June 29, 2008 through July 11, 2008, while employed with Crdentia Staffing and assigned to Doctors Hospital at White Rock, Dallas, Texas, Respondent misappropriated controlled substances from the facility and patients thereof, or failed to take precautions to prevent such misappropriation. Respondent's conduct was likely to defraud the facility and patients of the cost of the medications.
15. The Respondent's conduct described in the preceding Findings of Fact was reportable under the provisions of Sections 301.401-301.419, Texas Occupations Code.
16. 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.
17. In response to Findings of Fact Numbers Seven (7) and Eight (8), Respondent states, "In 2006, I hurt my back, unknown how, with results of disc problem. I was under the care of a physician who suggested that I see a surgeon. Due to not having any medical insurance I was not able to explore that option, therefore I was treated with medication. I had taken medication on the day in question and realize that should have not been the option that I



chose."

18. In response to Findings of Fact Numbers Nine (9) through Thirteen (13), Respondent states, "I do feel that I did follow all verbal and written orders given to me during my work. If they feel I did not follow the policy of their facility it was not brought to my attention until the last day I was there. I was brought into the office during the shift and answered all questions given with full cooperation. I was also requested to take an on-site drug screen which resulted negative. I was not taking meds from the dispenser for any use other than patient orders. I can remember that on a couple occasions I did take out more than needed but it was wasted in the correct manor with a witness of another RN. Due to past decisions, with the incident in 2006 and the corrective action with elective rehab going back to work was not a difficult decision since I am so committed to my rehab process with my program and sponsor."
19. Formal Charges were filed on June 24, 2008.
20. Formal Charges were mailed to Respondent on June 26, 2008.
21. Respondent's conduct described in Findings of Fact Number Numbers Seven (7) and Eight (8) resulted from Respondent's dependency on chemicals.
22. 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

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)(9),(10),(12)&(13), Texas Occupations Code, and 22 TEX. ADMIN. CODE §217.11(1)(B),(C),(D)&(T), and 22 TEX. ADMIN. CODE §217.12(1)(B)(C)(E),(4),(5), (6)(G),(10)(A),(B)&(C)&(11)(B).
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 701097, heretofore issued to TAI JONES, including revocation of Respondent's license to practice professional 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.

ORDER

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 license issued to TAI JONES, to the office of the Texas Board of Nursing within ten (10) days from the date of ratification of this Order for appropriate notation.

(1) 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) payable to TPAPN.

(2) 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.

(3) RESPONDENT SHALL comply with all requirements of the TPAPN participation agreement during its term and SHALL keep her license to practice nursing in the State of Texas current.

(4) 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, Revised Civil Statutes of Texas as amended, Texas Occupations Code, Section §§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 privileges, if any, to practice nursing in the State of Texas.

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 Texas Board of Nursing and the Board of Nursing in the party state where Respondent wishes to work.

IT IS FURTHER AGREED, SHOULD RESPONDENT fail to comply with this Order or the terms of the participation agreement with the TPAPN, such noncompliance will result in further disciplinary action including revocation of Respondent's license and multistate licensure privileges, if any, to practice nursing in the State of Texas.

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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. 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 license to practice professional nursing in the State of Texas, as a consequence of my noncompliance.

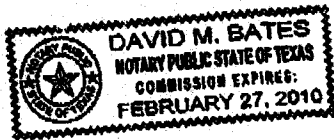
Signed this 19 day of November, 2008.

Jai Jones  
TAJJONES, Respondent

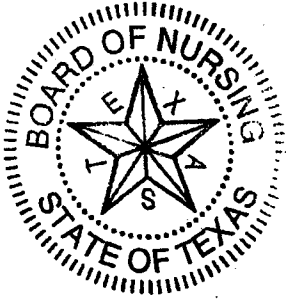
Sworn to and subscribed before me this 19<sup>th</sup> day of November, 2008.

SEAL

David M. Bates  
Notary Public in and for the State of TEXAS



WHEREFORE PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby accept and enter the Agreed Order that was signed on the 19th day of November, 2008, by TAI JONES, Registered Nurse License Number 701097, and said Order is final.



Entered and effective this 20th day of November, 2008.

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

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