



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 P. Plummer*  
Executive Director of the Board

IN THE MATTER OF	§	BEFORE THE TEXAS
	§	
PERMANENT VOCATIONAL NURSE	§	BOARD OF NURSING
LICENSE NUMBER 173199	§	
ISSUED TO	§	ELIGIBILITY AND
	§	
EDAENA CHRISTINA KOVARIK	§	DISCIPLINARY COMMITTEE

**ORDER OF THE BOARD**

TO: Edaena Christina Kovarik  
3014 Quail Hollow Circle  
Baytown, TX 77521

During open meeting held in Austin, Texas, on December 18, 2012, the Texas Board of Nursing 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 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(s) to practice 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 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 Vocational Nurse License Number 173199, previously issued to EDAENA CHRISTINA KOVARIK, to practice nursing in the State of Texas be, and the same is/are hereby, REVOKED.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

Entered this 18th day of December, 2012.

TEXAS BOARD OF NURSING

BY:



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

Attachment: Formal Charge filed August 20, 2012.

Re: Permanent Vocational Nurse License Number 173199  
Issued to EDAENA CHRISTINA KOVARIK  
DEFAULT ORDER - REVOKE

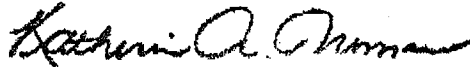
CERTIFICATE OF SERVICE

I hereby certify that on the 20<sup>th</sup> day of December, 2012, a true and correct copy of the foregoing DEFAULT ORDER was served and addressed to the following person(s), as follows:

Via USPS Certified Mail, Return Receipt Requested

Edaena Christina Kovarik  
3014 Quail Hollow Circle  
Baytown, TX 77521

BY:



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

In the Matter of § BEFORE THE TEXAS  
Permanent Vocational Nurse §  
License Number 173199 §  
Issued to EDAENA CHRISTINA KOVARIK, §  
Respondent § BOARD OF NURSING

### FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, EDAENA CHRISTINA KOVARIK, is a Vocational Nurse holding License Number 173199, 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 May 13, 2010, Respondent plead guilty to the offense of "Harassing Communication," a Class B Misdemeanor (committed on May 12, 2010) in the County Criminal Court at Law No. 1 of Harris County, Texas, under cause number 168011001010. Respondent was sentenced to ten (10) days confinement in the Harris County Jail and ordered to pay 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).

#### CHARGE II.

On or about May 26, 2010, Respondent plead guilty to the offense of "Trespass Property/Building-No Depart," a Class B Misdemeanor (committed on May 23, 2010) in the County Criminal Court at Law No. 13 of Harris County, Texas, under cause number 168271101010. Respondent was sentenced to ten (10) days confinement in the Harris County Jail and ordered to pay 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).

#### CHARGE III.

On or about June 2, 2010, Respondent plead guilty to the offense of "Trespass Property/Building-No Forb Ent," a Class B Misdemeanor (committed on May 29, 2010) in the County Criminal Court at Law No. 7 of Harris County, Texas, under cause number 168410701010. Respondent was sentenced to ten (10) days confinement in the Harris County Jail and ordered to pay 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).

#### CHARGE IV.

On or about July 9, 2010, Respondent plead guilty to the offense of "Trespass Property/Building-No Forb Ent," a Class B Misdemeanor (committed on June 28, 2010) in the County Criminal Court at Law No. 8 of Harris County, Texas, under cause number 169041501010. Respondent was sentenced to fifteen (15) days confinement in the Harris County Jail and ordered to pay 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).

#### CHARGE V.

On or about August 17, 2010, Respondent plead guilty to the offense of "Trespass Property/Building-No Depart," a Class B Misdemeanor (committed on July 14, 2010) in the County Criminal Court at Law No. 11 of Harris County, Texas, under cause number 169354201010. Respondent was sentenced to thirty (30) days confinement in the Harris County Jail and ordered to pay 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).

#### CHARGE VI.

On or about September 14, 2010, Respondent plead guilty to the offense of "Prostitution," a Class B Misdemeanor (committed on September 9, 2010) in the County Criminal Court at Law No. 13 of Harris County, Texas, under cause number 170580701010. Respondent was sentenced to twenty (20) days confinement in the Harris County Jail and ordered to pay court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3)&(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, and including, revocation of Respondent's license/s 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).

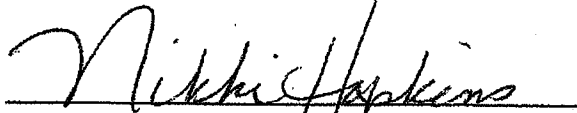
NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, [www.bon.texas.gov](http://www.bon.texas.gov).

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.texas.gov](http://www.bon.texas.gov).

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at [www.bon.texas.gov/disciplinaryaction/discp-matrix.html](http://www.bon.texas.gov/disciplinaryaction/discp-matrix.html).

Filed this 20<sup>th</sup> day of August, 2012

TEXAS BOARD OF NURSING



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