



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.
Adelina D. Miller
Executive Director of the Board

BEFORE THE BOARD OF VOCATIONAL
NURSE EXAMINERS IN AND FOR THE
STATE OF TEXAS

In the matter of Permanent
License Number 115228
issued to
DARLENE CARROLL

ORDER OF THE BOARD

TO: Darlene Carroll
2215 Maple Street
Waco, Texas 76707

The Board of Vocational Nurse Examiners in and for the State of Texas, held a scheduled hearing on the 26th day of April, 1988, to determine whether cause exists under Article 4528c, V.A.C.S., to suspend or revoke license number 115228, heretofore issued to DARLENE CARROLL.

At the Hearing, Mrs. Adelia D. Miller, R.N., Acting President of the Board, presided and the following members were present:

- Mrs. Dorothy Harris, LVN
- Mrs. Lola Marie Mills, LVN
- Mrs. Sharon Johnson, LVN
- Mrs. Kathleen Hardy, LVN
- Mrs. Annie Mae Parker, LVN
- Mrs. Mary Suzanne Wilkinson, LVN
- Mrs. Virginia M. Bauman

The Board of Vocational Nurse Examiners for the State of Texas was represented by Ms. Susan Henricks, Attorney at Law. Testimony and other evidence was received by the Board and, as a result thereof, the Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

Re: DARLENE CARROLL, hereinafter referred to as Respondent.

1. That Respondent is a vocational nurse licensed by the State of Texas and holds license number 115228.

2. That a sworn complaint was filed with the Board of Vocational Nurse Examiners for the State of Texas in accordance with Article 4528c, Section 10 (d) of the Vocational Nurse Act.
3. That Notice of Hearing and Complaint were sent to Respondent in accordance with Article 6252-13a, of the Administrative Procedure Act, as amended.
4. That Respondent was present before the Board.
5. That Respondent was not represented by counsel.
6. That on or about September 25, 1987, Respondent was convicted of the felony offense of Theft over \$750.00, in the District Court, 54th Judicial District, McLennan County, Texas, Cause No. 87-649-C.
7. That as a result of said conviction, Respondent was placed on probation for a period of eight (8) years, effective about January 15, 1988, and ordered to make full restitution in the amount of \$6,483.48.
8. That during the commission of said offense, on or about June 1, 1987, Respondent unlawfully acquired and exercised control over property, to-wit: United States Currency, of the value of more than \$750.00 and less than \$20,000.00 from Linda Schirpik without the effective consent of Linda Schirpik, the owner thereof.
9. That said conviction is inconsistent with the basic duties and responsibilities inherent in the occupation of vocational nursing in that said occupation requires the maintenance of accurate records and safeguarding personal property of the patient and employer.

CONCLUSIONS OF LAW

1. That Respondent has violated the Vocational Nurse Act or rule, regulation or order issued under the Act, contrary to Article 4528c, Section 10 (a) (1), Revised Civil Statutes of Texas.
2. That Respondent has been convicted of a crime of the grade of felony or a crime of a lesser grade which involves moral turpitude, in violation of Article 4528c, Section 10 (a) (3), Revised Civil Statutes of Texas.
3. That Respondent has engaged in unprofessional or dishonorable conduct that, in the opinion of the Board, is likely to deceive, defraud, or injure the public, in violation of Article 4528c, Section 10 (a) (9), Revised Civil Statutes of Texas.
4. That Respondent's conviction for the felony offense of Theft is a crime that directly relates to the duties and responsibilities of the licensed occupation of vocational nursing under Article 6252-13c, Section 4 (a), and in violation of Board Rule 231.81 (1) (i).

ORDER

NOW, THEREFORE, IT IS ORDERED that License Number 115228, heretofore issued to DARLENE CARROLL, to practice vocational nursing in the State of Texas be and same is hereby suspended, suspension stayed and placed on probation for a period of time to run concurrent with her court ordered probation currently in effect until about January 15, 1996.

The probation of said license shall be subject to the following, to-wit:

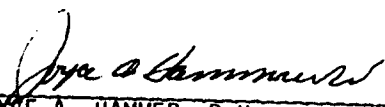
1. That Respondent must make full resitution as ordered by the court.
2. That Respondent shall cause her probation officer to submit satisfactory reports to the Board Office on a quarterly basis for the term of her probation.
2. That should Respondent be discharged from probation prior to January 15, 1996 Respondent shall cause her probation officer to submit a final satisfactory report to the Board Office at that time.

That said reports are due on the following dates, to-wit:

July 25 - 1988, 1989, 1990, 1991, 1992, 1993, 1994, 1995
October 25 - 1988, 1989, 1990, 1991, 1992, 1993, 1994, 1995
January 25, 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996
April 25, 1989, 1990, 1991, 1992, 1993, 1994, 1995

3. That any period(s) of unemployment must be documented in writing by Respondent and submitted to the Board Office throughout the term of probation.
4. That if Respondent's name, address, or telephone number changes, Respondent is to notify the Board Office immediately.
5. That Respondent shall conduct herself in conformity with this order shall conform to all laws of the State of Texas, the Vocational Nurse Act and the Rules and Regulations of the Board of Vocational Nurse Examiners.
6. That failure to comply with conditions of probation will result in further disciplinary action by the Board.

Entered this the 29th day of April, 1988.

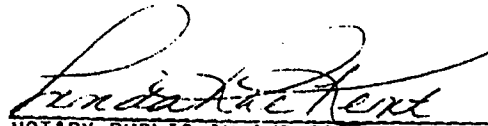


JOYCE A. HAMMER, R.N.
Executive Director
Board of Vocational Nurse Examiners

ORDER OF THE BOARD
RE: DARLENE CARROLL, LVN# 115228
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SWORN AND SUBSCRIBED to before me, the undersigned authority, on this the
24th day of April, 1988.



NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS
Linda Rae Kent
My Commission Expires 10-24-89.

Certificate to Order of the Board
In the matter of Vocational Nurse
License No. 115228
Issued to DARLENE CARROLL

The aforementioned Findings of Fact, Conclusions of Law and Order of the Board represent a final decision or Order duly made by the Board of Vocational Nurse Examiners in and for the State of Texas on this the 26th day of April, 1988.

Adella P. Miller, R.N.
Mary Suzanne Wilkinson, R.N.
Lola Marie Millerton
Bernie Mae Parkert, R.N.
Sharon L. Johnson, R.N.
Boody L. Harris, R.N.

Virginia M. Bauman
Kathleen Hardy, R.N.

