



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.
Katherine A. Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of § AGREED
Registered Nurse License Number 769431 §
& Vocational Nurse License Number 129709 §
issued to MELANIE LINETTE MOUTON-TEDDER § ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of MELANIE LINETTE MOUTON-TEDDER, Registered Nurse License Number 769431 and Vocational Nurse License Number 129709, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may be subject to discipline pursuant to 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 approved by Katherine A. Thomas, MN, RN, FAAN, Executive Director, on January 7, 2013, subject to ratification by the Board.

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(s).
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 Blinn College, Bryan, Texas on August 24, 1990 and was licensed to practice vocational nursing in the State of Texas on November 28, 1990. Respondent received an Associate Degree in Nursing from Tyler Junior College, Tyler, Texas on May 6, 2009. Respondent was licensed to practice professional nursing in the State of Texas on June 11, 2009.

5. Respondent's nursing employment history includes:

1990	LVN Staff Nurse	Methodist Hospital Houston, Texas
1990 - 1991	LVN Staff Nurse OB/GYN/Post Partum	Lyndon B. Johnson Hospital Houston, Texas
1991 - 1993	LVN Charge Nurse	Autumn Hills Convalescent Center Tomball, Texas
1994 - 1995	LVN Charge Nurse	Woodland Manor Nursing Center Conroe, Texas
1995 - 1997	LVN Charge Nurse	Brookshire Nursing Center Brookshire, Texas
1998	LVN Charge Nurse Medicare Unit	Tomball Nursing Unit Tomball, Texas
1998 - 1999	LVN Charge Nurse Medicare Unit	Eastview Nursing Center Tyler, Texas
1999	LVN Charge Nurse Medicare Unit	SunBridge of Gladewater Gladewater, Texas
1999 - 2000	LVN Floor Nurse Medicare Unit	Holiday Lodge Nursing Center Longview, Texas
2000	LVN Home Health Nurse	Grace and Miracles Home Health Carthage, Texas
2000 - 2004	LVN Community Home	Evergreen Presbyterian Ministries Beckville, Texas
2001 - 2005	LVN Office Nurse	Michael Leath, MD Longview, Texas
2005	LVN Home Health Nurse	Heritage Home Health Tyler, Texas
2006 - 2007	LVN Weekend Charge	Green Oaks Nursing Home Athens, Texas

Respondent's nursing employment history continued:

2007 - 2008	LVN Weekend Charge	Chandler Nursing Center Chandler, Texas
2009 - 2011	RN Staff/Charge Nurse	East Texas Medical Center Tyler, Texas
8/2011 - 12/2012	RN Surveyor	Texas Department of Aging and Disability Services Region 6 Houston, Texas
12/2012 - Present	RN Surveyor	Texas Department of Aging and Disability Services Region IV - V Tyler, Texas

6. At the time of the initial incident, Respondent was employed as a registered nurse with East Texas Medical Center, Tyler, Texas, and had been in this position for two (2) years.
7. On or about April 14, 2011, while employed with East Texas Medical Center, Tyler, Texas, and while caring for Patients Medical Record Numbers 089-61-55 and 112-12-69, Respondent failed to listen and assess the lung and bowel sounds on both patients and, instead, falsely documented the assessment information in the medical records. Respondent's conduct resulted in inaccurate medical records and was likely to cause harm due to her lack of knowledge of patient status.
8. In response to the incident in Finding of Fact Seven (7), Respondent states she was pre-occupied with personal problems during this time and admits to being distracted and not concentrating on what she needed to do. Respondent states one of the two patients was in isolation and there was no disposable stethoscope in the room. Respondent states she intended to go back into the room with one, but did not. Respondent states this was an isolated incident and admits this is a mistake that she will not repeat.

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 violation(s) of 22 TEX. ADMIN. CODE §217.11(1)(A),(1)(B),(1)(D)&(3)(A) and §217.12(1)(A),(1)(B),(1)(C)&(6)(A).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(13), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 769431 and Vocational Nurse License Number 129709, heretofore issued to MELANIE LINETTE MOUTON-TEDDER, including revocation of Respondent's license(s) to practice nursing in the State of Texas.

ORDER

IT IS THEREFORE AGREED and ORDERED, subject to ratification by the Texas Board of Nursing, that RESPONDENT SHALL receive the sanction of a LIMITED LICENSE with Stipulations, and RESPONDENT SHALL comply in all respects with the Nursing Practice Act, Texas Occupations Code, §§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 license(s) is/are encumbered by this Order, Respondent may not work outside the State of Texas pursuant to a nurse licensure compact 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 that:

(1) While under the terms of this Order, RESPONDENT SHALL NOT provide direct patient care. For the purposes of this Order, direct patient care involves a personal relationship between the Nurse and the client, and includes, but is not limited to: teaching, counseling, assessing the client's needs and strengths, and providing skilled nursing care.

(2) SHOULD RESPONDENT desire to return to a clinical practice setting, which would require her to provide direct patient care, RESPONDENT SHALL first petition the Board for such approval.

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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 violation(s) 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 is subject to ratification by the Board. When this Order is ratified, the terms of this Order become effective, 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(s) to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 15th day of February, 2013.

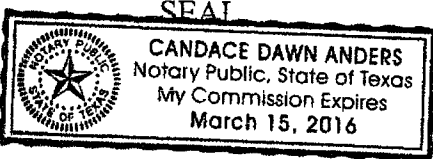
Melanie Linette Mouton-Tedder

MELANIE LINETTE MOUTON-TEDDER, Respondent

Sworn to and subscribed before me this 15 day of February, 2013.

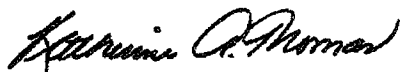
Candace Anders

Notary Public in and for the State of Tx



WHEREFORE, PREMISES CONSIDERED, the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 15th day of February, 2013, by MELANIE LINETTE MOUTON-TEDDER, Registered Nurse License Number 769431 and Vocational Nurse License Number 129709, and said Order is final.

Effective this 19th day of March, 2013.



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